



Polk County Board of County Commissioners

Meeting Agenda - Final-revised

January 17, 2023 Regular BoCC meeting

In accordance with the American with Disabilities Act, persons with disabilities needing special accommodations to participate in this proceeding should contact the Communications Office not later than 48 hours prior to the proceeding. Their office is located in the County Administration Building, 330 West Church Street in Bartow. Telephone (863) 534-6090 or TTY (863) 534-7777. If hearing impaired dial 7-1-1 for Florida Relay services or call (800) 955-8771 (TTY); dial (800) 955-1339 if you are using a computer.

Any invocation that may be offered before the official start of the Commission meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Commission. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Commission, and the Commission is not allowed by law to endorse the religious beliefs or views of this, or any other speaker.

If a person decides to appeal any decision made by the board with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

CALL TO ORDER - 9:00 a.m. (GEORGE LINDSEY, CHAIR)

INVOCATION

Murphy Hanley, Polk County Fire Rescue Chaplain

PLEDGE OF ALLEGIANCE (GEORGE LINDSEY, CHAIR)

A. PRESENTATIONS and RECOGNITIONS

A.1. Employee Recognition

B. CEREMONIAL PROCLAMATIONS

C. REQUEST FROM THE GENERAL PUBLIC/AUDIENCE AND OPPORTUNITY TO BE HEARD

C.1. Jarrod Davis requests the Board waive, or reduce, the Level 4 and 2 Review fees totaling \$9,824.50 to apply to the Planning Commission for conditional use approval of a Breeding, Boarding, and Rehabilitation Facilities, Wild and Exotic Animal Rescue and education center.

C.2. Comments.

D. APPROVE CONSENT AGENDA

D.1. Approve Consent Agenda.

E. COUNTY COMPTROLLER (STACY M. BUTTERFIELD, CPA)

E.1. Disbursements.

E.2. Minutes of Regular Board meeting held on January 3, 2023.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. COUNTY ATTORNEY (RANDY MINK)

H. COUNTY MANAGER (BILL BEASLEY)

H.1. Approve Amendment No.4 to the Emergency Rental Assistance Subaward Agreement with Heart for Winter Haven, Inc. (\$1,150,000 one-time expense).

H.2. Approve Consultant Services Authorization 18-059-06 with Dewberry Engineers, Inc. d/b/a/ Dewberry | Hydro Solutions Consulting, LLC, for the Septic-to-Sewer Conversion Evaluation project. (\$272,243.66 not-to-exceed, one-time expense)

H.3. Reimbursement Agreement with CHS TX, Inc. d/b/a YesCare for on-site specialty inmate healthcare services (initial payment of \$545,680.98 in accrued reimbursements; estimated cost of \$2,300,000 annually, thereafter).

I. COMMISSIONER DISTRICT 2 (RICK WILSON)

I.1. Commissioner Wilson Comments.

J. COMMISSIONER DISTRICT 3 (BILL BRASWELL)

J.1. Commissioner Braswell Comments.

K. COMMISSIONER DISTRICT 4 (MARTHA SANTIAGO)

K.1. Commissioner Santiago Comments.

L. COMMISSIONER DISTRICT 5 (NEIL COMBEE)

L.1. Commissioner Combee Comments.

M. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY, CHAIR)

M.1. Chair Lindsey Comments.

N. LAY BOARD APPOINTMENTS

O. EXPEDITED HEARINGS PURSUANT TO RESOLUTION NO. 2022-089

* County Attorney opening comments

- O.1. Public Hearing (LDCPAS 2022-30 Langley Multi-Family CPA) (Adoption Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment (CPA) to change the Future Land Use designation on 3.8 +/- acres from Residential Low (RL-1) to Residential Medium (RM) in the Transit Supportive Development Area (TSDA). (No Fiscal Impact)
- O.2. Public Hearing (LDCPAL 2022-12 Residential Development Park Text Amendment) (Adoption Public Hearing) to consider the adoption of a Large-Scale Comprehensive Plan Text Amendment to modify Policy 2.128-C5 to allow for multiple single family detached structures on one parcel. This is related to a Land Development Code text amendment LDCT-2022-11. (No Fiscal Impact)
- O.3. Public Hearing (LDCT-2022-11 Residential Development Park LDC Text Amendment) (Adoption Hearing) to consider an ordinance relating to a new use called Residential Development Park (RDP) which is multiple single family units on one property for rent. (No Fiscal Impact)

P. PUBLIC HEARINGS

- P.1. Public Hearing to consider adoption of an ordinance granting an Economic Development Ad Valorem Tax Exemption to a new business, Banana George, LLC, and approval of a Performance Agreement with the company.

Q WORK SESSION ITEMS

- Q.1. Transportation Impact Fee Update (Todd Bond)

R. CONSENT AGENDA ITEMS

- R. COMMISSIONER DISTRICT 1
- R. COMMISSIONER DISTRICT 2
- R. COMMISSIONER DISTRICT 3
- R. COMMISSIONER DISTRICT 4
- R. COMMISSIONER DISTRICT 5
- R. COUNTY COMPTROLLER
- R.1. Removal of equipment from inventory as listed on Blanket Removal Form 2163.
- R. COUNTY MANAGER
- R. ECONOMIC DEVELOPMENT
- R. TOURISM/SPORTS MARKETING

R. OFFICE OF PLANNING & DEVELOPMENT

- R.2. SET HEARING (LDCPAL 2022-18 MUX Text I-4 SAP) to consider the adoption of a Large-Scale Comprehensive Plan Text Amendment to modify Policy 2.131-A4 text amendment in the I-4/NE Selected Area Plan (SAP) to modify the location criteria for the Mixed Use-X (MUX) Future Land Use designation. The suggested transmittal date is February 7, 2023, at 9:30 a.m. and the adoption hearing date is April 4, 2023, at 9:30 a.m
- R.3. Fox Branch Ranch Phase 1 Plat for Conditional Approval. (No fiscal impact)
- R.4. Fox Branch Ranch Phase 2 Plat for Conditional Approval. (No fiscal impact)
- R.5. Rafina Commercial Plat for Conditional Approval. (No fiscal impact)
- R.6. Accept Performance Surety in the amount of \$20,405.00 in the form of Performance Bond No. 41K236162 Hallam Preserve West K. (No fiscal impact)
- R.7. Accept a one-year warranty rider in the amount of \$69,776.17 in the form of Maintenance Bond and Rider No. LICX1203229 Madison Place Townhomes Phase 2. (No fiscal impact)
- R.8. Accept a one-year warranty rider in the amount of \$28,512.41 in the form of Maintenance Bond and Rider No. LICX1210794 Madison Place Townhomes Phase 3. (No fiscal impact)
- R.9. Accept Sun State Utility wastewater utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)
- R.10. Accept a one-year warranty and surety in the amount of \$22,287.10 in the form of Maintenance Bond No. and rider 014221941 Sun State Utility. (No fiscal Impact)

R. BUILDING

R. DEPUTY COUNTY MANAGER

R. BUDGET & MANAGEMENT SERVICES

- R.11. Approve an Amended American Rescue Plan Fund Agreement with Pieces to Peace Counseling Charities, Inc. (no additional expense)
- R.12. Approve an Amended American Rescue Plan Fund Agreement with Each 1 Reach 1 Foundation, Inc. (no additional expense)

R. PROCUREMENT

- R.13. Approve Amendment No. 3 to Contract 14-22, Medical Director Services contract with Pushpal Banerjee, D. O. (\$227,115.00 annual fee)

- R. COMMUNICATIONS
- R. COOPERATIVE EXTENSION SERVICES
- R. HEALTH & HUMAN SERVICES
- R.14. Approve State Housing Initiatives Partnership (SHIP) rehabilitation/replacement program Homeowner Assistance Agreement and Grant Agreement, for the property located in Auburndale, FL Case #RC21-SHIP-014 (\$100,043.67 one-time expense).
- R.15. Adopt Resolution approving Substantial Amendment No. 1 to the Fiscal Year 2022-2023 Consolidated Annual Action Plan to include the Emergency Shelter Grant (ESG) Rapid Unsheltered Survivor Housing (RUSH) program. (No fiscal impact)
- R. EQUITY & HUMAN RESOURCES
- R. INFORMATION TECHNOLOGY
- R. CODE ENFORCEMENT
- R. COURT SERVICES
- R. RISK MANAGEMENT
- R. INDIGENT HEALTH CARE
- R. FACILITIES MANAGEMENT
- R. FLEET MANAGEMENT
- R. PARKS & NATURAL RESOURCES
- R. FIRE RESCUE
- R. EMERGENCY MANAGEMENT
- R. REAL ESTATE SERVICES
- R.16. SET HEARING to consider a request to vacate portions of platted and unmaintained rights-of-way as shown on the Revised Plat of Crooked Lake. (Suggested hearing date is February 7, 2023 at 9:30 a.m or immediately following the regular agenda)
- R.17. Approve Land Purchase Agreement in conjunction with the purchase of a conservation preservation property located in the Lake Wales Ridge Ecosystem Project - Crooked Lake West Area, Eng parcel. (\$1,500 one-time expense)

- R.18. Accept Quit Claim Deed from GLK Real Estate LLC, for additional right-of-way along FDC Grove Road and Minute Maid Ramp Road 1. (No fiscal impact)
- R.19. Approve Agreement for Transfer of Public Road, between the Town of Lake Hamilton and Polk County for a portion of Detour Road and authorize a County Deed for the right-of-way associated therewith. (No fiscal impact)
- R.20. Declare surplus and authorize the conveyance of the County's interest in Parcel ID Number 232812-046000-003390 to the City of Lakeland. (No fiscal impact)
- R.21. Authorize a County Deed to the Town of Dundee for the right-of-way associated with a roadway previously transferred to the Town known as Lake Marie Drive f/k/a Swann Road. (No fiscal impact)
- R.22. Accept instruments for additional right-of-way along Lake Mabel Loop Road, Sunset Drive, and Buckmoore Road North as requested through the Development Review Process. (No fiscal impact)
- R.23. Authorize the conveyance of the County's interest in Parcel ID Number 242803-000000-044050 to Florida Department of Transportation ("FDOT") for Combee Road right-of-way. (No fiscal impact)

R. ROADS & DRAINAGE

- R.24. Set Hearing to Consider Adopting a Resolution Allowing for the Installation of Traffic Calming Devices (Speed Humps) on Avenue Q Northwest, Near Winter Haven. (Suggested Hearing Date: Tuesday, March 7, 2023, at 9:30 a.m.) (No fiscal impact)
- R.25. Set Hearing to Consider Adopting a Resolution Allowing for the Installation of Traffic Calming Devices (Speed Humps) on Duval Road, Near Winter Haven. (Suggested Hearing Date: Tuesday, March 7, 2023, at 9:30 a.m.) (No fiscal impact)
- R.26. Set Hearing to Consider Adopting a Resolution Allowing for the Installation of Traffic Calming Devices (Speed Humps) on Forty-Third Street, Near Davenport. (Suggested Hearing Date: Tuesday, March 7, 2023, at 9:30 a.m.) (No fiscal impact)
- R.27. Set Hearing to Consider Adopting a Resolution Allowing for the Installation of Traffic Calming Devices (Speed Humps) on James Street East, Near Davenport. (Suggested Hearing Date: Tuesday, March 7, 2023, at 9:30 a.m.) (No fiscal impact)
- R.28. Set Hearing to Consider Adopting a Resolution Allowing for the Installation of Traffic Calming Devices (Speed Humps) on James Street East, Near Davenport. (Suggested Hearing Date: Tuesday, March 7, 2023, at 9:30 a.m.) (No fiscal impact)

- R.29. Adopt a Resolution Setting Parking Restrictions on Hamlet Circle and Harrison Place Boulevard, within the Harrison Place Subdivision, near Lakeland. (\$1,301.06 one-time expense)
- R.30. Approve Modification No. 6 to CSA No. 17-051-04 with Burgess & Niple, Inc. (Consultant) for the CR 547 (Davenport Boulevard) at Orchid Drive/Holly Hill Road Intersection Improvements Project. (\$18,653.00 one-time expense)
- R. UTILITIES
- R. WASTE & RECYCLING
- R. ELECTED OFFICIAL AND OTHER GOVERNMENTAL AGENCY
- R. COURT RELATED
- R. POLK COUNTY PROPERTY APPRAISER
- R. POLK COUNTY SHERIFF
- R. POLK COUNTY SUPERVISOR OF ELECTIONS
- R. POLK COUNTY TAX COLLECTOR
- R. SUPERINTENDENT OF POLK COUNTY SCHOOLS
- R. WORKFORCE DEVELOPMENT BOARD
- R. COUNTY ATTORNEY
- R.31. Adopt Resolution approving Declarations Extending State of Local Emergency 22-03 (2022 East Residential Waste Collection Emergency). (No fiscal impact.)
- R.32. Dedication by Polk County of the Plat "Polk County Northeast Government Center" for the purposes stated on the Plat.

ANNOUNCEMENTS

Below are scheduled events and public meetings at which two or more County Commissioners or Planning Commissioners may appear to discuss issues that may come before the Board of County Commissioners.

- Monday, January 16, 2023 – The offices of the Board of County Commissioners will be closed for the Martin Luther King, Jr. Holiday.
- Wednesday, January 18, 2023 – 9:00 a.m. – Appellate Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Wednesday, January 18, 2023 – 12:00 p.m. – Leadership Winter Haven will meet in Room 413, Fourth Floor, Polk County Administration Building.
- Wednesday, January 18, 2023 – 2:00 p.m. – Polk Regional Water Cooperative Board of Directors meeting will be held at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.
- Thursday, January 19, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Thursday, January 19, 2023 – 9:00 a.m. – The Tourist Development Council’s Sports and Special Events Committee will meet at the Florida Youth Soccer Association, 2828 Lake Myrtle Park Road, Auburndale.
- Monday, January 23, 2023 – 5:30 p.m. – Community Relations Advisory Council (CRAC) meeting will meet in the Multi-Purpose Room, Room 413.
- Thursday, January 26, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Thursday, January 26, 2023 – 9:30 a.m. – Technical Advisory Committee will meet in Room 413, Fourth Floor, Polk County Administration Building.
- Thursday, January 26, 2023 – 1:30 p.m. – Land Use Hearing Officer will be held in the County Commission Boardroom.
- Wednesday, February 1, 2023 – 8:50 a.m. – Planning Commission will conduct a work session, prior to its regularly scheduled meeting, in the County Commission Boardroom.
- Wednesday, February 1, 2023 – 9:00 a.m. – Planning Commission meeting will be held in the County Commission Boardroom.
- Thursday, February 2, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County

Administration Building.

- Friday, February 3, 2023 – 9:00 a.m. – Board/Staff Agenda Review meeting to discuss the Agenda and any other matters that may come before the Board will be held in the Commissioners' Conference Room, Room 407.