



Polk County Board of County Commissioners

Meeting Agenda - Final-revised

June 20, 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. Lisa Butler, Hallam Preserve HOA President, to discuss Waste and Recycling changes.

C.2. Fred Strickland to discuss tire disposal at the landfill and radioactive phosphogypsum in roads.

C.3. Teresa Christie to discuss Imperial Lakes Flooding

C.4. 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 June 6, 2023.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. COUNTY ATTORNEY (RANDY MINK)

G.1. Proposed Fiscal Year 2023-2024 budgets for the Astonia, Highland Meadows West, Solterra Resort, VillaMar and Wind Meadows South Community Development Districts.

G.2. One College Place Plat for Conditional Approval. (No fiscal impact)

G.3. Adopt Tentative Rate Resolution for the 2023-24 East Bimini Bay Utility Municipal Service Benefit Unit ("MSBU"). (No fiscal impact)

G.4. Adopt Tentative Rate Resolution for the 2023-24 Island Club West Utility Municipal Service Benefit Unit ("MSBU"). (No fiscal impact)

G.5. Adopt Tentative Rate Resolution for the 2023-24 Skyview Utility Municipal Service Benefit Unit ("MSBU"). (No fiscal impact)

G.6. Adopt Tentative Rate Resolution for the 2023-24 Street Lighting Assessments. (No fiscal impact)

G.7. Adopt Tentative Rate Resolution for the 2023-24 Fire Services Non-Ad Valorem Assessments.

G.8. Adopt Tentative Rate Resolution for the 2023-24 Southwest Inwood Street Lighting Municipal Service Benefit Unit ("MSBU"). (No fiscal impact)

G.9. Adopt Residential Waste Program Services Tentative Assessment Resolution setting the Estimated Assessment Rates for Fiscal Year 2023-24. (No fiscal impact)

G.10. Adopt Tentative Assessment Resolution and Assessment Roll for the 2023-24 Excessive Bulk Waste Assessments to be collected by the Uniform Method of Collection of Non-Ad Valorem Assessments on the tax bill. (No fiscal impact)

G.11. Adopt Tentative Assessment Resolution and Assessment Roll for the 2023-24 Nuisance Abatement Assessments to be collected by the Uniform Method of Collection of Non-Ad Valorem Assessments on the tax bill. (No fiscal impact)

H. COUNTY MANAGER (BILL BEASLEY)

- H.1. Approve an Agreement between Turning Leaf-Lakeland Properties, LLC and Diane Melani and Polk County and an Agreement between Murex Enterprises, LLC and Polk County, both in conjunction with the Imperial Lakes Drainage Project. (\$1,070,000 one-time expense)
- H.2. Approve Land Purchase Agreement between Harmony on Lake Eloise, LLC and Polk County in conjunction with the Lake Lulu Wetland Restoration Project. (\$490,000 one-time expense, American Rescue Plan Funds)
- H.3. Approve Amendment No.1 to Agreement 2022-048 with Inwood Consulting Engineers, Inc. for phase 2 stormwater infrastructure improvements to Lena Run. (\$791,000.10 one-time expense, American Rescue Plan Funds)

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. Appoint Joy Lynn Jackson, MD as the Public Health Director member of the Citizens Health Care Oversight Committee, for the four-year term, June 20, 2023 - June 19, 2027.
- M.2. Chair Lindsey Comments.

N. LAY BOARD APPOINTMENTS

- N.1. Reappoint Tiffany Stanton-Hawks, Esquire as a Code Enforcement Special Magistrate and approve the Code Enforcement Special Magistrate Agreement.
- N.2. Reappoint David Maldonado, Esquire as an Appellate Code Enforcement Special Magistrate and Approve the Appellate Code Enforcement Special Magistrate Agreement with The Maldonado Law Firm P.A. ("Law Firm")

N.3. Reappoint Jillian Spangler as an Alternate Code Enforcement Special Magistrate and approve the Alternate Code Enforcement Special Magistrate Agreement with Boswell and Dunlap, LLP.

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

* County Attorney opening comments

O.1. Public Hearing (LDWA-2023-14/Whipperwill Lane Access Waiver) to consider the adoption of an applicant-initiated request for approval of waivers to LDC Sections 705.B and 821.A necessary to allow the issuance of a building permit for a single-family home on +/- 18.95 acres. (No fiscal impact)

O.2. Public Hearing (LDCPAS-2022-9 Lakeland Seven CPA) (Adoption Public Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment (CPA) to change the Future Land Use designation on 2.92 +/- acre from Office Center (OC), Business Park Center (BPC) and Convenience Center (CC) to Convenience Center (CC) and Business Park Center (BPC) in the Transit Supportive Development Area (TSDA). (No Fiscal Impact)

P. PUBLIC HEARINGS

Q. WORK SESSION ITEMS

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 2173.

R.2. Proposed Fiscal Year 2023-2024 budgets for the Alafia Preserve, Donaldson Knoll, Hammock Reserve, Pollard Road, Schaller Preserve, Weiberg Road and Woodland Ranch Estates Community Development Districts.

R.3. Audit Report 2023-06 Roads and Drainage Contract Audit Follow-up.

R.4. Appoint property custodian for the office of Polk County History Center within the Parks and Natural Resources Division.

R.5. Appoint property custodian for the office of Parks and Recreation.

- R. COUNTY MANAGER
- R. ECONOMIC DEVELOPMENT
- R. TOURISM/SPORTS MARKETING
- R. OFFICE OF PLANNING & DEVELOPMENT
- R.6. SET HEARING (LDCT-2023-8 Private Airstrips) to consider the adoption of an LDC Text amendment to add Private Airstrips to Use Tables in Agricultural/Residential Rural Land Use Districts. The suggested hearing dates are for the first reading on July 11, 2023, at 9:30 a.m. and the second reading on July 25, 2023, at 9:30 a.m.
- R.7. SET HEARING (LDCT-2023-9 RV Connection to Electrical) to consider the adoption of a County-initiated request to Chapter 2, Section 218, Boats, Utility Trailers, Sports Vehicles and Recreational Vehicles. The suggested hearing dates are for the first reading on July 11, 2023, at 9:30 a.m. and the Adoption reading on July 25, 2023, at 9:30 a.m.
- R.8. Bates Estates Plat for Conditional Approval. (No fiscal impact)
- R.9. Approve the release of a surety in the amount of \$101,052.58 in the form of Performance Bond No. GM213095 for Knights Landing Phase 1. (No fiscal impact)
- R.10. Accept Knights Landing Phase 1 potable water and wastewater utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)
- R.11. Accept a one-year warranty and cash surety in the amount of \$71,141.85 for Knights Landing Phase 1. (No fiscal Impact)
- R.12. Tower Oaks North Plat for Conditional Approval. (No fiscal impact)
- R.13. Approve recommended changes to the functional classification of select Polk County roads: Camp Gilead Dr, Holt Rd, Jamison Rd, N. Frontage Rd, and Vaughn Rd. (No fiscal impact)
- R. BUILDING
- R. DEPUTY COUNTY MANAGER
- R. BUDGET & MANAGEMENT SERVICES
- R. PROCUREMENT
- R. COMMUNICATIONS

- R.14. Approve Amendment No. 1 with Presort Plus, Inc. for printing and direct mail services. (No fiscal impact)
 - R. COOPERATIVE EXTENSION SERVICES
 - R. HEALTH & HUMAN SERVICES
 - R. EQUITY & HUMAN RESOURCES
 - R. INFORMATION TECHNOLOGY
- R.15. Call Center Replacement - Five9 Cloud Contact Center Software (One-Time Cost \$104,250.00) (Recurring cost \$246,891.36)
 - R. CODE ENFORCEMENT
 - R. COURT SERVICES
 - R. RISK MANAGEMENT
 - R. INDIGENT HEALTH CARE
- R.16. Approve Polk HealthCare Plan Medical Services Agreement with DRN Anesthesia, LLC for specialty care services. (Transfer of existing appropriations to medical provider).
 - R. FACILITIES MANAGEMENT
 - R. FLEET MANAGEMENT
 - R. PARKS & NATURAL RESOURCES
- R.17. Request approval of Change Order No.1 and associated Community Investment Program (CIP) Amendment to Contract No. 2022-069 with Cone & Graham, Inc. (Contractor) for the Bone Valley ATV Park Bridge Project (\$387,736.84 one-time expense).
 - R. FIRE RESCUE
 - R. EMERGENCY MANAGEMENT
 - R. REAL ESTATE SERVICES
- R.18. Approve Land Purchase Agreements in conjunction with the purchases of conservation preservation properties located in the Lake Wales Ridge Ecosystem Project - Crooked Lake West Area, Gompert, Kidder, Leon, and Owens Trustee parcels. (\$12,500 one-time expense)

- R.19. Approve Right-of-Way Agreement between Mike F. Villarreal in conjunction with the Thompson Nursery Road Phase 1 Improvement Project, Parcels 108, 109 and 700AB. (\$470,000 one-time expense)
- R.20. Approve Right-of-Way Agreement between Randy Jay Detrick in conjunction with the Thompson Nursery Road Phase 1 Improvement Project, Parcel 112. (\$357,500 one-time expense)
- R.21. Accept utility easements from Pingree 2000 Real Estate Holding, LLC, and Hill/Gray Seven, LLC, as requested through the Development Review Process. (No fiscal impact)
- R.22. Accept instruments for additional rights-of-way along Gandy Cemetery Road, County Road 630, Medulla Road and Bannon Island Road, as requested through the Development Review Process. (No fiscal impact)

R. ROADS & DRAINAGE

- R.23. Adopt a Resolution Setting Parking Restrictions on California Boulevard, Dillon Way, Durango Loop Street, Greeley Loop, Montana Avenue, Nevada Loop Road, New Mexico Lane, Santana Place, Silverton Road and Steamboat Boulevard, within the Westridge Subdivision, near Davenport. (\$4,107.96 one-time expense)
- R.24. Adopt Resolution Setting Truck Restrictions on Cooley Road, Old Eagle Lake-Winter Haven Road and Old Nine Foot Road (near Eagle Lake). (\$1,234.09 one-time expense)
- R.25. Approve Change Order No. 4 to Contract No. 2022-016 with Watson Civil Construction, Inc. (Contractor) for the Lake Wilson Road Widening Project (\$239,132.31 one-time expense)

R. UTILITIES

- R.26. Approve Consultant Services Authorization 18-059-08 with Dewberry Engineers, Inc. for the East Regional Utility Service Area (ERUSA) Master Plan Update Project (not to exceed \$272,751.42)
- R.27. Approve Consultant Services Authorization 18-066-05 with Black & Veatch to provide professional services for the Lead and Copper Rule Revision- Service Line Inventory. (\$215,386.00 not-to-exceed, one-time expense).
- R.28. Approve piggyback agreement with Calgon Carbon Corporation for granular activated carbon supply reactivation services (\$608,000 estimated total expense)

- R.29. Approve selection committee's recommendation to authorize staff to enter into contract negotiations with Dewberry Engineers, Inc. and Wright-Pierce, Inc. for professional engineering services for ERUSA and CRUSA AWS receiving facilities projects (No fiscal impact)
- 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.30. SET HEARING to consider adoption of final rate resolutions and assessment rolls for the (1) Residential Waste Program Services, (2) Street Lighting Assessment Areas, (3) Fire Services, (4) the Skyview Utility Municipal Services Benefit Unit, (5) Nuisance Abatement, (6) Excessive Bulk Waste, (7) Island Club West Utility Municipal Services Benefit Unit, (8) East Bimini Bay Utility Municipal Services Benefit Unit, and (9) Southwest Inwood Street Lighting Municipal Services Benefit Unit non-ad valorem assessments for fiscal year 2023-24. (Suggested hearing date: September 11, 2023 at 6:00 p.m.) (No fiscal impact)

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.

- Wednesday, June 21, 2023 – 9:00 a.m. – Appellate Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Thursday, June 22, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Friday, June 23, 2023 – 8:30 a.m. – Citizens Healthcare Oversight Committee (COC) will be held in the County Commission Boardroom.
- Monday, June 26, 2023 – 5:30 p.m. – Community Relations Advisory Council (CRAC) will meet in Room 413, Fourth Floor, Polk County Administration Building.
- Tuesday, June 27, 2023 – 6:30 p.m. – Polk City Community Meeting will be held at Green Pond Baptist Church, 5995 Green Pond Church Road, Polk City.
- Tuesday, June 27, 2023 through Friday, June 30, 2023 – 2023 Florida Association of Counties Annual Conference at the Hilton Orlando Bonnet Creek.
- Thursday, June 29, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Thursday, June 29, 2023 – 1:30 p.m. – Land Use Hearing Officer Hearings will be held in the County Commission Boardroom.
- Tuesday, July 4, 2023 – The offices of the Board of County Commissioners will be closed in observance of the Independence Day Holiday.
- Thursday, July 6, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Thursday, July 6, 2023 – 9:00 a.m. – Tourist Development Council’s Arts, Culture and Heritage Committee meeting will meet at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.
- Friday, July 7, 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.
- Tuesday, July 11, 2023 – 1:30 p.m. – Librarian’s Advisory Council will meet at the Winter Haven Public Library, 325 Avenue A NW, Winter Haven.

- Tuesday, July 11, 2023 – 6:00 p.m. – Sidewalk Advisory Committee will meet in Room 413, Fourth Floor, Polk County Administration Building.