



Polk County Board of County Commissioners

Meeting Agenda

March 16, 2021 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 forty eight hours prior to the proceeding. Their offices are located in the County Administration Building, 330 West Church Street in Bartow. Telephone (863) 534-6090, TDD (863) 534-7777 or 1-800-955-8771, Voice Impaired 1-800-955-8770 via Florida Relay Service.

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. (RICK WILSON, CHAIRMAN)

INVOCATION

1. Captain Jeremy Mockabee, Salvation Army, Lakeland

PLEDGE OF ALLEGIANCE (RICK WILSON, CHAIRMAN)

A. PRESENTATIONS and RECOGNITIONS

2. Recognition of Auburndale City Manager Bobby Green, who will retire April 2, 2021 after 30 years of service in that role.
3. Video Recognition of employees with more than 20 years of service to Polk County.

B. CEREMONIAL PROCLAMATIONS

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

4. Comments.

D. APPROVE CONSENT AGENDA

5. Approve Consent Agenda

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

6. Disbursements.
7. Approve Minutes of Regular Board Meeting held on March 2, 2021.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. COUNTY ATTORNEY (MICHAEL CRAIG)

8. Accept a cash Performance Surety for Treymont in the amount of \$6,600.00. (No fiscal impact)
9. Accept Hunter's Crossing Phase 3 potable water and wastewater utility system improvements for ownership, operation and maintenance by Polk County Utilities. (No fiscal impact)
10. Accept a one-year warranty and surety in the amount of \$42,658.05 in the form of Irrevocable Letter of Credit No. 337905-1 for Hunter's Crossing Phase 3. (No fiscal impact)
11. Approve Second Amendment to a Utility Infrastructure Agreement with Ernie Caldwell Properties, LLC.

H. COUNTY MANAGER (BILL BEASLEY)

12. Approve GMP Addendum No. 2 with Register Construction & Engineering, Inc. for building construction services for the new Northeast Polk County Government Center. (\$20,609,755.00 one-time expense)
13. Approve Master Agreement for Utilities SCADA Construction Services with Curry Controls Company. (\$2,500,000 estimated annual recurring expense)
14. Approve agreement with Premier Magnesia, LLC to provide magnesium hydroxide and equipment services. (\$220,000 estimated annual expense)
15. Approve property insurance renewal with Arthur J. Gallagher, effective April 1, 2021 through March 31, 2022. (\$1,934,999 annual expense)
16. Approve contract with Tri-County Human Services, Inc. to provide forensic intensive case management for high needs Helping HANDS program clients (Not to exceed \$64,075 – Year 1, \$128,150 – Year 2, \$128,150 – Year 3). A three year total not to exceed \$320,375.

I. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY)

17. Commissioner Lindsey Comments.

J. COMMISSIONER DISTRICT 3 (BILL BRASWELL)

18. Commissioner Braswell Comments.

K. COMMISSIONER DISTRICT 4 (MARTHA SANTIAGO)

19. Commissioner Santiago Comments.

L. COMMISSIONER DISTRICT 5 (NEIL COMBEE)

20. Commissioner Combee Comments.

M. COMMISSIONER DISTRICT 2 (RICK WILSON, CHAIRMAN)

21. Chairman Wilson Comments.

N. LAY BOARD APPOINTMENTS

22. Appoint John F. Adams, Jr. to the Workforce Development Board for the three-year term, April 1, 2021 through March 31, 2024.

O. PUBLIC HEARINGS

* County Attorney opening comments

23. Public Hearing to consider adoption of a resolution to vacate platted, unopened and unmaintained rights-of-way, as shown on the Plat of Lake Caloosa Banana Corporation Plat No. 1.
24. Public Hearing (LDCDD-2021-1 Westside Haines City CDD) to consider the adoption of an applicant-initiated ordinance to adopt a Community Development District (CDD) located partially in both Haines City and the unincorporated areas of the County.
25. Public Hearing (LDPD-2020-40 Spirit Landings PD De Novo Hearing) to consider an appeal to the Planning Commission's decision to approve LDPD-2020-40.
26. Public Hearing (LDCPAL 2021-1 FL-173 Text Amendment)(Transmittal Hearing) to consider a Large Scale Comprehensive Plan Text Amendment of an applicant-initiated ordinance amending the Institutional Future Land Use designation in the Ronald Reagan Selected Plan (SAP).
27. Public Hearing (LDCT-2020-10 Lighting Amendment)(Adoption Hearing) to consider the adoption of a County-initiated ordinance amending the Land Development Code.
28. Public Hearing to consider the adoption of an ordinance relating to Trespass Warnings for County Property.

P. CONSENT AGENDA ITEMS

COMMISSIONER DISTRICT 1

COMMISSIONER DISTRICT 2

COMMISSIONER DISTRICT 3

COMMISSIONER DISTRICT 4

COMMISSIONER DISTRICT 5

COUNTY COMPTROLLER

29. Removal of equipment from inventory as listed on Blanket Removal Form 2119.

COUNTY MANAGER

ECONOMIC DEVELOPMENT

TOURISM/SPORTS MARKETING

OFFICE OF PLANNING & DEVELOPMENT

30. SET HEARING (LDCDD-2021-2) Astoria CDD expansion) to consider the adoption of an applicant-initiated ordinance to expand the boundary of an existing Community Development District (CDD) in the unincorporated area of the county. (Suggested hearing date is April 6, 2021 at 9:30 a.m. or immediately following the Regular Agenda)
31. SET HEARING (LDCDD-2021-4 Hammock Reserve CDD expansion) to consider the adoption of a Resolution of Support for the city of Haines City in expanding the boundary of an existing Community Development District (CDD) in the unincorporated area of the county. (Suggested hearing date is April 6, 2021 at 9:30 a.m. or immediately following the Regular Agenda)
32. Approve Tivoli Reserve Phase 3 plat for Conditional Approval. (No fiscal impact)
33. Approve Mirabella Phase 1 Plat for Conditional Approval. (No fiscal impact)
34. Accept Festival Phase 2 potable water, wastewater and reclaimed water utility system improvements for ownership, operation and maintenance by Polk County Utilities. (No fiscal impact)
35. Accept a one-year warranty and surety in the amount of \$45,174.33 in the form of Maintenance Bond No. SU1167174 for Festival Phase 2. (No fiscal impact)
36. Accept Performance Surety Bond No. 41K235092 for Linden Trace in the amount of \$442,608.23. (No fiscal impact)
37. Accept a three year warranty and surety in the amount of \$108,985.72 in the form of Maintenance Bond No. LICX1203236 for Madison Place Townhomes Phase 2 paving. (No fiscal impact)
38. Approve the release of a surety in the form of Performance Bond No. LICX1196173 in the amount of \$257,838.59 Madison Place Townhomes Phase 2. (No fiscal impact)
39. Accept Madison Place Townhomes Phase 2 potable water, wastewater and reclaimed water utility system improvements for ownership, operation and maintenance by Polk County Utilities. (No fiscal impact)
40. Accept a one-year warranty and surety in the amount of \$69,776.17 in the form of Maintenance Bond No. LICX1203229 for Madison Place Townhomes Phase 2. (No fiscal impact)
41. Approve the release of \$12,879.18 in the form of a cash performance surety which was an original amount of \$140,963.63 and accept the balance of the cash surety in the amount of \$128,084.45 as the warranty surety for Prestwick Village. (No fiscal impact)
42. Accept Prestwick Village potable water, wastewater and reclaimed water utility system improvements for ownership, operation and maintenance by Polk County Utilities. (No fiscal impact)
43. Approve the release of a warranty and surety in the amount of \$36,870.30 in the form of Maintenance Bond No. 0728735 for Villa Domani. (No fiscal impact)
44. Approve Knight's Landing Plat for Conditional Approval. (No fiscal impact)
45. Approve Bridgewater Crossing Townhomes plat for Conditional Approval. (No fiscal impact)

46. SET HEARING (LDCPAS 2020-15 Poinciana, 1.17 CPA) to consider the adoption of a Small Scale Comprehensive Plan Amendment to change the Future Land Use designation on 1.17 +/- acres from Pre-Development of Regional Impact (Pre-DRI) to Institutional (INST) in the Utility Enclave Area (UEA). (Suggested hearing date is April 6, 2021 at 9:30 a.m. or immediately following the Regular Agenda)
47. SET HEARING (LDCPAS 2020-16 Poinciana, 9.85 CPA) to consider the adoption of a Small Scale Comprehensive Plan Amendment to change the Future Land Use designation on 9.85 +/- acres from Pre-Development of Regional Impact (Pre-DRI) to Institutional (INST) in the Utility Enclave Area (UEA). (Suggested hearing date is April 6, 2021 at 9:30 a.m. or immediately following the Regular Agenda)

DEPUTY COUNTY MANAGER

BUDGET & MANAGEMENT SERVICES

48. Approve 100% Federally Funded Subaward and Grant Agreement with the State of Florida, Florida Division of Emergency Management for COVID-19 Recovery and designate staff to execute actions within the agreement. (Estimated Revenue Unknown)

PROCUREMENT

49. Approve selection committee's recommendation to authorize staff to enter contract negotiations with Weikert Ford, Inc for Vehicle Acquisitions and Service Classes 1-5.
50. Approve selection committee's recommendation to authorize staff to enter contract negotiations with Orlando Freightliner dba Polk Freightliner, Inc for Vehicle Acquisitions and Service Classes 6-8.
51. Request Board approve Amendment No. 1 to Agreement 18-041 with Dream Traxx, LLC to provide Phase 2 Services at the Bone Valley ATV Park.

COMMUNICATIONS

COOPERATIVE EXTENSION SERVICES

HEALTH & HUMAN SERVICES

EQUITY & HUMAN RESOURCES

INFORMATION TECHNOLOGY

CODE ENFORCEMENT

COUNTY PROBATION

RISK MANAGEMENT

INDIGENT HEALTH CARE

DEPUTY COUNTY MANAGER

FACILITIES MANAGEMENT

FLEET MANAGEMENT

PARKS & NATURAL RESOURCES

FIRE RESCUE

EMERGENCY MANAGEMENT

ROADS & DRAINAGE

52. Approve amendment to correct scrivener's error in budget transfer approved by the board on February 2, 2021 for the Buckingham-Dunson Intersection Road Transportation Infrastructure Improvement Agreement. (No fiscal impact)
53. Adopt Resolution setting truck restrictions on Willow Road (near Lake Alfred). (\$232.61 one-time expense)
54. Approve recommended alignment alternative and adopt resolution for the Marigold Avenue and CR 580 (Cypress Parkway) Widening Project.

UTILITIES

WASTE & RECYCLING

ELECTED OFFICIAL AND OTHER GOVERNMENTAL AGENCY

COURT RELATED

POLK COUNTY PROPERTY APPRAISER

POLK COUNTY SHERIFF

POLK COUNTY SUPERVISOR OF ELECTIONS

POLK COUNTY TAX COLLECTOR

SUPERINTENDENT OF POLK COUNTY SCHOOLS

WORKFORCE DEVELOPMENT BOARD

COUNTY ATTORNEY

55. Adopt Resolution approving Extensions to Declaration of State of Local Emergency 20-01. (No fiscal impact).
56. Approve Release of Lien related to a Workforce Housing Impact Fee Mitigation. (No fiscal impact)
57. Approve Agreements for Land Use Hearing Officer Services with (1) Garganese, Weiss, D'Agresta & Salzman, PA; (2) Conn & Buenaventura, PA; and (3) Janet A. McDonald, Esq. (\$75,000 estimated annual expense, collectively)
58. Approve Release of Lien upon payment of \$5,798 to satisfy an Affordable Housing Impact Fee Exemption lien. (\$5798 one-time revenue)
59. Accept Drainage Easements in conjunction with the Keith Lane Drainage Improvements Project; Auburndale, Garcia and Rubio parcels. (No fiscal impact)

60. Approve Agreement for Transfer of Public Road, between the City of Winter Haven and Polk County for Lake Cunningham Road a/k/a Cunningham Road and authorize a County Deed for the right-of-way associated therewith. (No fiscal impact)
61. Accept Drainage Easement from Jason and Shirley Pitts in conjunction Orange Boulevard drainage improvements. (No fiscal impact)
62. Approve Land Purchase Agreements in conjunction with the purchase of conservation preservation properties located in the Lake Wales Ridge Ecosystem Project - Crooked Lake West Area; Karstensen and Dillard parcels. (\$2,100 one-time expense)
63. Approve Subordination Agreement between Polk County and Frontier Florida LLC, for Parcel 118A associated with the West Pipkin Road Improvement Project. (No fiscal impact)
64. Accept Quit Claim Deed from Associated Trust Company, N.A., as Successor Trustee, for property being donated for conservation preservation. (No fiscal impact)
65. Accept instruments for additional right-of-way for Hamilton Road/Drane Field Road, Gilbert Street, Holly Hill Fruit Road/Florida Development Road, and Chalet Suzanne Road as requested through the Development Review Process. (No fiscal impact)
66. Approve Right-of-Way Agreement for Parcel 104 and the remainder in conjunction with the County Road 54 at County Road 547 Intersection Improvement Project. (\$97,141 one-time expense)

ANNOUNCEMENTS

All of the below scheduled meetings constitute 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, March 17, 2021 - 9:00 a.m. – Appellate Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Wednesday, March 17, 2021 - 2:00 p.m. – Polk Regional Water Cooperative Board of Directors Meeting will be held at Nora Mayo Hall, 500 3rd Street NW, Winter Haven.
- Thursday, March 18, 2021 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.

- Thursday, March 18, 2021 - 9:00 a.m. – Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.

- Thursday, March 18, 2021 - 9:00 a.m. – Tourist Development Council’s Sports & Special Events Committee will meet at Springhill Suites, 511 West Lime Street, Lakeland.

- Friday, March 19, 2021 - 8:30 a.m. – Citizens Healthcare Oversight Committee will meet at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.

- Thursday, March 25, 2021 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.

- Thursday, March 25, 2021 - 1:30 p.m. – Land Use Hearing Officer Hearings will be held in the County Commission Boardroom.

- Monday, March 29, 2021 - 5:30 p.m. – Community Relations Advisory Council (CRAC) will meet in the Multi-Purpose Room, Room 413.

- Tuesday, March 30, 2021 - 6:00 p.m. – Stormwater Technical Advisory Committee will meet in the Commissioners’ Conference Room, Room 407.

- Thursday, April 1, 2021 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.

- Thursday, April 1, 2021 - 9:30 a.m. – Transportation Planning Organization’s Technical Advisory Committee will meet in the County Commission Boardroom.

- Friday, April 2, 2021 - 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 County Commission Boardroom.

- Friday, April 2, 2021 - 10:00 a.m. (or immediately following the Board/Staff Agenda Review) – Board/Staff Work Session to discuss Land Use Hearing Officers and User Fees will be held in the County Commission Boardroom.

- Friday, April 2, 2021 – 1:00 p.m. – Final Adjustment Board Meeting will be held via Go To Meeting. For more details, contact Jennifer Leidinger at JenniferLeidinger@polk-county.net.