



Polk County Board of County Commissioners

Meeting Agenda - Final

October 18, 2022 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. (MARTHA SANTIAGO, CHAIR)

INVOCATION

Bill Dehart, Polk County Fire Rescue Chaplain

PLEDGE OF ALLEGIANCE (MARTHA SANTIAGO, CHAIR)

A. PRESENTATIONS and RECOGNITIONS

B. CEREMONIAL PROCLAMATIONS

B.1. Proclaim October as Domestic Violence Awareness Month. The Honorable Stacy M. Butterfield, CPA, Clerk of the Circuit Court & Comptroller will receive the Proclamation.

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

C.1. 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 October 4, 2022.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. COUNTY ATTORNEY (RANDY MINK)

H. COUNTY MANAGER (BILL BEASLEY)

- H.1. Request Board approve construction contract with MG Underground, LLC for the Rifle Range Road Drainage Improvement Project, CIP amendment and budget transfer. (\$2,782,022.65 one-time expense)
- H.2. Approve piggyback agreement (PB 22-658) for HVAC Products, Installation, Services and Related Products and Services with Trane U.S., Inc. (\$500,000 annual estimated recurring expense)
- H.3. Approve Sponsorship Agreement with Bok Tower Gardens, Inc. for four events occurring during FY 22/23. (\$277,875 one-time expense)

I. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY)

- I.1. Commissioner Lindsey Comments.

J. COMMISSIONER DISTRICT 2 (RICK WILSON)

- J.1. Commissioner Wilson Comments.

K. COMMISSIONER DISTRICT 3 (BILL BRASWELL)

- K.1. Commissioner Braswell Comments.

L. COMMISSIONER DISTRICT 5 (NEIL COMBEE)

- L.1. Commissioner Combee Comments.

M. COMMISSIONER DISTRICT 4 (MARTHA SANTIAGO, CHAIR)

- M.1. Chair Santiago Comments.

N. LAY BOARD APPOINTMENTS

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

* County Attorney opening comments

- O.1. Public Hearing (LDCT-2022-10 De Novo Revisions) (Adoption Hearing), a County-initiated request to modify LDC Section 922 to amend De Novo Hearing procedures. (No Fiscal Impact).

P. PUBLIC HEARINGS

- P.1. Public Hearing to consider adoption of a Resolution to vacate portions of platted and unmaintained rights-of-way as shown on the Revised Plat of Crooked Lake Subdivision, Lake Wales, Florida. (No fiscal impact)
- P.2. Public Hearing (LDCPAS 2022-13 Colbert Landing RM, CPA) (Adoption Public Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 4.564 +/- acres from Residential Low-X (RLX) to Residential Medium-X (RMX) in a Transit Supportive Development Area (TSDA). (No Fiscal Impact)
- P.3. Public Hearing (LDCPAS 2022-18 Kathryn Estates CR 540-A RH, CPA) (Adoption Public Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment (CPA) to change the Future Land Use designation on 15.73 +/- acres from Residential Low (RLX) to Residential High (RH) in the Transit Supportive Development Area (TSDA). (No Fiscal Impact)

Q. CONSENT AGENDA ITEMS

- Q. COMMISSIONER DISTRICT 1
- Q. COMMISSIONER DISTRICT 2
- Q. COMMISSIONER DISTRICT 3
- Q. COMMISSIONER DISTRICT 4
- Q. COMMISSIONER DISTRICT 5
- Q. COUNTY COMPTROLLER
- Q.1. Removal of equipment from inventory as listed on Blanket Removal Form 2157.
- Q.2. The 2022-2023 Annual Meeting Schedule and Final Budget for the Bridgewater and City Center Community Development Districts.
- Q.3. Audit Report 2022-10 Fleet Fuel Purchases.
- Q. COUNTY MANAGER
- Q. ECONOMIC DEVELOPMENT
- Q. TOURISM/SPORTS MARKETING
- Q.4. Approve Sponsorship Agreement with Lake Wales Arts Council, Inc. for three events occurring during FY 22/23. (\$188,625 one-time expense)
- Q.5. Approve Sponsorship Agreement with Polk Museum of Art, Inc. for two events occurring during FY 22/23. (\$107,540 one-time expense)
- Q. OFFICE OF PLANNING & DEVELOPMENT

- Q.6. SET HEARING (LDCDD-2022-8 / Westside Haines City CDD contraction) to consider the adoption of an applicant-initiated ordinance to remove a property from an existing Community Development District (CDD) approved by the Board. Suggested hearing date is November 1, 2022, at 9:30 a.m. following the regular agenda (No fiscal impact).
- Q.7. SET HEARING (LDCPAL 2022-5 Vista at Davenport CPA) to consider the adoption of a Large-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 56.51 +/- acres from Leisure Recreational-X (L/RX) to Residential Medium-X (RMX) in the Urban Growth Area (UGA), North Ridge Selected Area Plan (SAP) and the Transit Corridor of the Transit Corridors and Centers Overlay (TCCO). The suggested transmittal date is November 1, 2022, at 9:30 a.m. and the adoption hearing date is January 3, 2023, at 9:30 a.m.
- Q.8. SET HEARING (LDCPAL 2022-6 Auburndale Business Park CPA) to consider the adoption of a Large-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 98.64 +/- acres from Residential Low (RL) to Business Park Center (BPC), a text amendment to Section 2.1235 Parcel Specific Future Land Use Map amendments with conditions in the Comprehensive Plan to reference development standards in the Land Development Code (LDC). This case is related to an LDC text amendment (LDCT-2022-13), modifying Appendix E Parcel Specific Future Land Use. The suggested transmittal date is November 1, 2022, at 9:30 a.m. and the adoption hearing date is January 3, 2023, at 9:30 a.m.
- Q.9. SET HEARING (LDCPAL 2022-7 Crescent Valley Residential, CPA) to consider the adoption of a Large-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 153 +/- acres from Residential Low-X (RL-X) to Residential Medium-X (RMX) in the Urban Growth Area (UGA) and North Ridge Selected Area Plan (SAP). The suggested transmittal date is November 1, 2022, at 9:30 a.m. and the adoption hearing date is January 3, 2023, at 9:30 a.m.
- Q.10. SET HEARING (LDCPAL 2022-8 OC TAD CPA Text Amendment) to consider adoption of a Large-Scale Comprehensive Plan Amendment Text to add a new footnote to the table in Policy 2.109-A1 Land Use Categories Established and in Policy 2.125- C3(c) Transitional Area Development (TAD) Controls allowing an increase in the Floor Area Ratio (FAR) with a Planned Development in Office Center (OC). The suggested transmittal date is November 1, 2022, at 9:30 a.m. and the adoption hearing date is January 3, 2023, at 9:30 a.m.
- Q.11. SET HEARING (LDCPAL 2022-12 Residential Development Park CPA) to consider adoption of a Large-Scale Comprehensive Plan Amendment Text to change Policy 2.128-C5 to allow for multiple single family detached structures on one parcel. The suggested transmittal date is November 1, 2022, at 9:30 a.m. and the adoption hearing date is January 3, 2023, at 9:30 a.m.

- Q.12. SET HEARING (LDCT-2022-8 OC TAD Text Amendment) to modify Table 2.1 to make TAD a Conditional Use Level 3 Review in OC. The suggested hearings for a first reading on November 1, 2022, at 9:30 a.m. and the seconding reading on January 3, 2023, at 9:30 a.m.
- Q.13. SET HEARING LDCT-2022-11 (Residential Development Park Text) to consider adoption of an applicant-initiated ordinance amendment to modify the Land Development Code to add a new use called a Residential Development Park. The suggested hearings for a first reading on November 1, 2022, at 9:30 a.m. and the seconding reading on January 3, 2023, at 9:30 a.m.
- Q.14. SET HEARING (LDCT-2022-13 Auburndale Business Park Text) to consider a Land Development Code Text Amendment to Appendix E Parcel Specific Future Land Use to add development standards for the property subject to case LDCPAS-2022-6 which is a Future Land Use map and text amendment from Residential Low (RL) to Business Park Center (BPC). The suggested hearings for a first reading on November 1, 2022, at 9:30 a.m. and the seconding reading on January 3, 2023, at 9:30 a.m.
- Q. BUILDING
- Q. DEPUTY COUNTY MANAGER
- Q. BUDGET & MANAGEMENT SERVICES
- Q.15. Approve CIP Amendment and budget transfer to add a Polk County Parking Garage project to the FY 21/22 and FY 22/23 Community Investment Program (CIP) (\$646,809 one-time expense)
- Q.16. Approve the First Amendment to the American Rescue Plan Fund Agreement with Her Boss Media Center. (No Fiscal Impact)
- Q. PROCUREMENT
- Q.17. Approve Amendment No.8 to Agreement 19-004 with The Lunz Group, Inc., authorizing architectural and engineering services for the Eaton Park Fire Rescue Station. (\$197,500.00 one-time expense)
- Q. COMMUNICATIONS
- Q. COOPERATIVE EXTENSION SERVICES
- Q. HEALTH & HUMAN SERVICES
- Q. EQUITY & HUMAN RESOURCES
- Q. INFORMATION TECHNOLOGY
- Q. CODE ENFORCEMENT

- Q. COUNTY PROBATION
- Q. RISK MANAGEMENT
- Q.18. Approve the annual Aviation insurance policy renewal effective October 31, 2022 through October 31, 2023. (\$139,381 annual expense)
- Q. INDIGENT HEALTH CARE
- Q. FACILITIES MANAGEMENT
- Q. FLEET MANAGEMENT
- Q. PARKS & NATURAL RESOURCES
- Q.19. Approve State Wildlife Grant Funding Agreement No. 21342 with Florida Fish and Wildlife Conservation Commission (FWC) to co-fund the Peace River Streambank Restoration project near Fort Meade (\$97,500 one-time revenue and \$52,500 county match).
- Q.20. Approve interlocal agreement with the United States Fish and Wildlife Service (the Service) to implement the Peace River Streambank Restoration project near Fort Meade. (one-time cost \$150,000)
- Q. FIRE RESCUE
- Q.21. Approve the new 2022 Five (5) year Fire Protection Agreement between Polk County and the City of Lakeland. (annual expense of \$181,942)
- Q. EMERGENCY MANAGEMENT
- Q. REAL ESTATE SERVICES
- Q.22. SET HEARING to consider a request to vacate platted and unmaintained right-of-way (alley) as shown on the map of West Lake Wales. (Suggested hearing date is November 1, 2022 at 9:30 a.m or immediately following the Regular Agenda)
- Q.23. 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, Gavilan, Elzinga, and Lutz parcels. (\$8,000 one-time expense)
- Q.24. Approve Second Amendment to Lease No. 308, Extension Agreement between Polk County and Osprey Eco Tours, Inc. (\$19,748.00 annual revenue)
- Q.25. Authorize the conveyance of one-sixth (1/6) interest in Parcel ID Number 242913-000000-044120 in conjunction with a Potable Water Interconnect Project. (No fiscal impact)

- Q.26. Authorize the conveyance of five County owned parcels to the City of Lakeland.
(No fiscal impact)
- Q. ROADS & DRAINAGE
 - Q. UTILITIES
 - Q. WASTE & RECYCLING
 - Q. ELECTED OFFICIAL AND OTHER GOVERNMENTAL AGENCY
 - Q. COURT RELATED
 - Q. POLK COUNTY PROPERTY APPRAISER
 - Q. POLK COUNTY SHERIFF
 - Q. POLK COUNTY SUPERVISOR OF ELECTIONS
 - Q. POLK COUNTY TAX COLLECTOR
 - Q. SUPERINTENDENT OF POLK COUNTY SCHOOLS
 - Q. WORKFORCE DEVELOPMENT BOARD
 - Q. COUNTY ATTORNEY
- Q.27. Set public hearing to consider adoption of a resolution setting forth intention to utilize uniform method for collection of non-ad valorem assessments.
SUGGESTED HEARING DATE: December 6, 2022 at 9:00 a.m.
- Q.28. Adopt Resolution approving the Declaration Extending State of Local Emergency 22-02 (Hurricane Ian Emergency). (No fiscal impact).
- Q.29. Adopt Resolution approving issuance of Housing Finance Authority Multifamily Housing Revenue Bonds for Episcopal Catholic Apartments Owner, LLLP, a Florida limited liability limited partnership

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, October 19, 2022 - 9:00 a.m. – Appellate Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Wednesday, October 19, 2022 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Third Floor, Conference Room 341.
- Thursday, October 20, 2022 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, County Administration Building.
- Thursday, October 20, 2022 - 9:00 a.m. – Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Thursday, October 20, 2022 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Third Floor, Conference Room 341.
- Friday, October 21, 2022 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Third Floor, Conference Room 341.
- Monday, October 24, 2022 - 5:30 p.m. – Community Relations Advisory Council (CRAC) will meet in the Multi-Purpose Room, Room 413 and via Zoom.
- Tuesday, October 25, 2022 - 9:00 a.m. – Board/Staff Work Session – Waste Collection in the County Commission Boardroom.
- Tuesday, October 25, 2022 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Third Floor, Conference Room 341.
- Wednesday, October 26, 2022 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Third Floor, Conference Room 341.
- Thursday, October 27, 2022 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, County Administration Building.
- Thursday, October 27, 2022 - 9:00 a.m. – Tourist Development Council will meet at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.
- Thursday, October 27, 2022 - 1:30 p.m. – Land Use Hearing Officer Hearings will be held in the County Commission Boardroom.
- Friday, October 28, 2022 - 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.

- Monday, October 31, 2022 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Third Floor, Conference Room 341.