



# Polk County Board of County Commissioners

## Meeting Agenda

### December 14, 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. (MARTHA SANTIAGO, CHAIR)**

#### **INVOCATION**

1. Pastor Joe Lemmons, Lake Shipp Baptist Church, Winter Haven

#### **PLEDGE OF ALLEGIANCE (MARTHA SANTIAGO, CHAIR)**

#### **A. PRESENTATIONS and RECOGNITIONS**

#### **B. CEREMONIAL PROCLAMATIONS**

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

2. Bill Markley to discuss waste and recycling service.
3. Comments.

#### **D. APPROVE CONSENT AGENDA**

4. Approve Consent Agenda.

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

5. Disbursements.
6. Approve Minutes of Regular Board Meeting held on November 30, 2021.

#### **F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY**

#### **G. COUNTY ATTORNEY (RANDY MINK)**

7. Accept a one year warranty and surety in the amount of \$60,888.40 in the form of Maintenance Bond No. 6135008472 for Enclave at Lake Myrtle. (No fiscal Impact)

8. Approve the release of a surety in the form of Performance Bond No. 70NGP185058 in the amount of \$1,195,982.24 for Enclave at Lake Myrtle. (No fiscal impact)

**H. COUNTY MANAGER (BILL BEASLEY)**

9. Approve a Right-of-Way Agreement between Polk County and SDET Investments, LLC in conjunction with the Thompson Nursery Road Phase 1 – Segment 1 Improvement project. (\$3,966,250 one-time expense)
10. Approve an Impact Fee Credit Agreement between GLK Real Estate, LLC and Polk County for the construction of FDC Grove Road between Park Place Boulevard and Masee Road.
11. Approve an agreement between Polk County and Association of Poinciana Villages, Inc. (APV) to complete mowing and ditch cleaning in the County's right-of-way (\$144,000 estimated annual expense)
12. Approve Fourth Amendment to Residential Solid Waste and Recyclable Materials Collection Franchise Agreement with Advanced Disposal Services Solid Waste Southeast, Inc.
13. Confirm appointment of Parag Agrawal to serve as TPO Director.

**I. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY)**

14. Commissioner Lindsey Comments.

**J. COMMISSIONER DISTRICT 2 (RICK WILSON)**

15. Chairman Wilson Comments.

**K. COMMISSIONER DISTRICT 3 (BILL BRASWELL)**

16. Appoint Liz Antaya as a Member of the Citizens HealthCare Oversight Committee, representing Health Insurance Industry, for the four-year term, December 14, 2021 through December 13, 2025.
17. Commissioner Braswell Comments.

**L. COMMISSIONER DISTRICT 5 (NEIL COMBEE)**

18. Commissioner Combee Comments.

**M. COMMISSIONER DISTRICT 4 (MARTHA SANTIAGO, CHAIR)**

19. Chair Santiago Comments.

**N. LAY BOARD APPOINTMENTS**

**O. PUBLIC HEARINGS**

\* County Attorney opening comments

20. Public Hearing to consider adoption of a Resolution to vacate a portion of a platted public utility easement as shown on the Plat of Hunter's Crossing Phase Four.

21. Public Hearing to consider adoption of a Resolution to vacate portions of platted, unopened, and unmaintained right-of-way and alleyway as shown on the map of the Townsite of West Frostproof.
22. Public Hearing to consider adoption of a Resolution allowing for the installation of two traffic calming devices (speed humps) on Vaughn Road, near Winter Haven. (\$10,000 estimated one-time expense)
23. Public Hearing to consider adoption of a Resolution allowing for the installation of five traffic calming devices (speed humps) on Wire Grass Road, near Lakeland. (\$25,000 estimated one-time expense)
24. Public Hearing (REC21-00000-010WB Fort Meade Mine Two Year Operating Permit Renewal) to consider the renewal of the Fort Meade Mine Two Year Operating Permit from January 1, 2022 to December 31, 2023.
25. Public Hearing (LDWA-2021-32 Scott / Slaughter Access Waiver) to consider an applicant-initiated request seeking a waiver to Section 705 of the Land Development Code.
26. Public Hearing (LDCD-2021-13 Andrews Sub-District Change) to consider a Sub-District Map change from Residential Low-1 (RL-1) to Residential Low-2 (RL-2) on +/- 1.83 acres.
27. Public Hearing (LDDRI-2021-1 River Ranch DRI Amendment) for a Resolution approving an applicant-initiated amendment to the River Ranch Development of Regional Impact (DRI) to change the golf course to a safari community that includes large grazing animals, such as deer, giraffes, and water buffalo in a DRI that is about 1,675 +/- acres.
28. Public Hearing (LDCPAL-2021-6 Mims 640 RV Park CPA) (Adoption Hearing) to consider a Large-Scale Comprehensive Plan Amendment to change the Future Land Use (FLU) designation on 979.65 +/- acres from Phosphate Mining (PM) and Agricultural/ Residential-Rural (A/RR) to Leisure Recreation (LR) in the Rural Development Area (RDA).
29. Public Hearing (LDCPAS 2021-14 Gibsonia CPA) to consider the adoption of a Small-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 2.86 +/- acres from Residential Low (RL) in the Urban Growth Area (UGA) to Residential Medium (RM) in the Transit Supportive Development Area (TSDA).
30. Public Hearing (LDSPD-2021-2 Timberlane Subdivision De Novo Hearing) to consider an appeal to the Planning Commission's decision to approve LDSPD-2021-2.
31. Public Hearing (LDCT-2021-15 Home Occupations and Commercial Vehicles) (First Public Hearing - No Action) a County initiated ordinance amending the Land Development Code to meet recent statutory changes with regard to regulating home-based businesses.
32. Public Hearing to consider adoption of a resolution providing notice of intent to use the uniform method for the levy, collection, and enforcement of non-ad valorem assessments.

**P. CONSENT AGENDA ITEMS**

COMMISSIONER DISTRICT 1

COMMISSIONER DISTRICT 2

COMMISSIONER DISTRICT 3

COMMISSIONER DISTRICT 4

33. Ratification of BoCC Member & Liaison Assignments, effective January 1, 2022

COMMISSIONER DISTRICT 5

COUNTY COMPTROLLER

34. Removal of equipment from inventory as listed on Blanket Removal Form 2137.
35. Appoint property custodian for the office of Indigent Health Care/HHS.
36. Affidavit of Publication of Unclaimed Funds Received from the Tax Collector.
37. Audit Report 2021-08 Utilities Billings follow-up audit.

COUNTY MANAGER

38. Approve Calendar Year (CY) 2022 Federal Appropriations Requests/Grant Applications.

ECONOMIC DEVELOPMENT

TOURISM/SPORTS MARKETING

OFFICE OF PLANNING & DEVELOPMENT

39. SET HEARING (LDCT-2021-14 Sign Code Revisions: On-Premises Signs) a County initiated ordinance amending the Land Development Code to improve clarity in the on-premises sign regulations. (Suggested hearing dates are January 4, 2022 at 9:30 a.m. or immediately following the Regular Agenda and January 18, 2022 at 9:30 a.m. or immediately following the Regular Agenda)
40. Approve Kathleen Square plat for Conditional Approval. (No fiscal impact)
41. Approve Sorrells Subdivision plat for Conditional Approval. (No fiscal impact)
42. Accept Performance Surety Bond No. 3858367 for Champions Chase Townhomes in the amount of \$405,864. (No fiscal impact)
43. Accept Performance Surety Bond No. 70NGP185139 for Chestnut Creek in the amount of \$869,379.73. (No fiscal impact)
44. Approve the release of a surety in the form of Performance Bond No. 404011489 in the amount of \$101,923.14 for McDonald's at Spirit Lake Road. (No fiscal impact)
45. Accept Performance Surety Bond No. CIC1919486 for Preservation Pointe Phase 4 in the amount of \$239,490.35. (No fiscal impact)
46. Accept Regency Ridge potable water, wastewater and reclaim water utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)

DEPUTY COUNTY MANAGER

PROCUREMENT

47. Approve selection committee's recommendation to authorize staff to enter into contract negotiations with AECOM Technical Services, Inc. to provide Professional Engineering Services for North Ridge Trail. (No fiscal impact)

COMMUNICATIONS

COOPERATIVE EXTENSION SERVICES

HEALTH & HUMAN SERVICES

48. Approve State Housing Initiatives Partnership (SHIP) rehabilitation/replacement program homeowner assistance agreements, for the property located in Mulberry. (\$175,000 one-time expense)
49. Approve a modification to the State Housing Initiatives Partnership (SHIP) rehabilitation/replacement homeowner assistance agreements for Case RC 21-SHIP-002. (\$8,359 one-time contract increase)

EQUITY & HUMAN RESOURCES

INFORMATION TECHNOLOGY

CODE ENFORCEMENT

COUNTY PROBATION

RISK MANAGEMENT

50. Approve annual Stop Loss reinsurance for the Aetna Medical Employee Healthcare Plan, effective January 1, 2022 through December 31 2022. (\$403,000 estimated one-time expense)
51. Approve annual excess Workers' Compensation insurance policy renewal with Midwest Employers Casualty Company, effective January 1, 2022 through December 31, 2022. (\$281,267 one-time expense)

INDIGENT HEALTH CARE

DEPUTY COUNTY MANAGER

FACILITIES MANAGEMENT

FLEET MANAGEMENT

PARKS & NATURAL RESOURCES

FIRE RESCUE

52. Approve the Renewal of a Certificate of Public Convenience and Necessity for Affordable Transport. (No fiscal impact)

EMERGENCY MANAGEMENT

ROADS & DRAINAGE

- 53. Adopt a Resolution setting truck restrictions on Grady Mock Road (near Lakeland). (\$232.61 one-time expense)
- 54. Adopt a Resolution setting parking restrictions on Timberlane South, near Lakeland. (\$121.15 one-time expense)
- 55. Approve a Consultant Services Authorization with AIM Engineering & Surveying, Inc. to provide engineering services for the SR 60 @ Old Bartow/Lake Wales Road Intersection Improvement project. (\$165,103.45 one-time expense)
- 56. Approve a Consultant Services Authorization with AIM Engineering & Surveying, Inc. to provide engineering services for the SR 60 @ 80 Foot Road Intersection Improvement project. (\$167,032.49 one-time expense)

UTILITIES

- 57. Approve a Consultant Services Authorization with Wright-Pierce, Inc. for the Northwest Regional Wastewater Dynamic Hydraulic Model Update/Verification project. (\$120,587 not-to-exceed one-time expense)

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

- 58. Approve a Satisfaction and Release of First Down Mortgage Lien for Case FD-0025. (\$7,000 one-time revenue)
- 59. Accept Special Warranty Deed from Orlando Health, Inc. in conjunction with the Fort Fraser Trail Extension Project. (No fiscal impact)
- 60. SET HEARING to consider a request to vacate a portion of a platted and unmaintained right-of-way as shown on the map of Florida Develop Co. Tract. (Suggested hearing date is January 4, 2022 at 9:30 a.m or immediately following the regular agenda)
- 61. Approve Amendment to Lease No. 337, Grazing Lease Extension Agreement between Polk County and Grape Hammock Fish Camp, Inc.. (\$262.50 one-time revenue)

**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.

- Monday, December 13, 2021 - 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Third Floor, Conference Room 341.
- Monday, December 13, 2021 - 1:30 p.m. – Transportation Disadvantaged Local Coordinating Board Meeting will be held in the County Commission Boardroom.
- Tuesday, December 14, 2021 - 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Third Floor, Conference Room 341.
- Wednesday, December 15, 2021 - 9:00 a.m. – Appellate Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Wednesday, December 15, 2021 - 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Third Floor, Conference Room 341.
- Thursday, December 16, 2021 - 9:00 a.m. – Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Thursday, December 16, 2021 - 9:00 a.m. – Tourist Development Council meeting will be held at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.
- Thursday, December 16, 2021 - 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Third Floor, Conference Room 341.

- Friday, December 17, 2021 - 8:30 a.m. – Citizens Healthcare Oversight Committee will meet in the Multi-Purpose Room, Room 413.
  
- Thursday, December 23, 2021 and Friday, December 24, 2021 – The offices of the Board of County Commissioners will be closed for the Christmas Holiday.
  
- Friday, December 31, 2021 – The offices of the Board of County Commissioners will be closed for the New Year’s Day Holiday.
  
- Monday, January 3, 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.