



Polk County Board of County Commissioners

Meeting Agenda - Final-revised

February 21, 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. Recognition of Coach Bill Castle (Lakeland) and Coach Tavaris Johnson (Lake Wales).
- A.2. Employee Recognition

B. CEREMONIAL PROCLAMATIONS

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 February 7, 2023.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. COUNTY ATTORNEY (RANDY MINK)

H. COUNTY MANAGER (BILL BEASLEY)

H.1. Approve the Construction Manager at Risk (CMAR), Guaranteed Maximum Price (GMP) Addendum with Miller Construction Management, Inc. for the Watkins Road (Sand Hill/Sun Air) Fire Rescue Station (\$4,804,470.28 one-time expense).

H.2. Approve a State-Funded Grant Agreement and associated resolutions with the Florida Department of Transportation (FDOT) and CIP Amendment for the Fort Fraser Trail Extension Project (\$3,897,960.00 one-time revenue)

H.3. Approve Consultant Services Authorization (CSA) No. 22-082-01 with AIM Engineering & Surveying, Inc. (Consultant) for design services for the 1st Street NW Sidewalk Project. (\$372,592.53 one-time expense)

H.4. Declare surplus and authorize the public sale of County-owned Parcel ID Number 272617-000000-044010. (Potential for \$550,000 or greater, one-time revenue)

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-2022-39 McKeel INST CPA) (Adoption Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 5.98 +/- acres from Residential Low (RL) in the Transit Supportive Development Area (TSDA) to Institutional (INST). (No Fiscal Impact)
- O.2. Public Hearing (LDCD-2022-9 McKeel Sub-district Change) (Adoption Hearing) to consider the adoption of a Sub-District Map Change on 5.98 +/- acres from Institutional-1 (INST-1) in the Transit Supportive Development Area (TSDA) to Institutional-2 (INST-2). (No Fiscal Impact)
- O.3. Public Hearing (LDCPAS-2022-28 Boy Scout Ranch Road CPA) (Adoption Public Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment to change the Future Land Use Map designation from Residential Suburban-X (RSX) in the Suburban Development Area (SDA) to Residential Low-X (RLX) in the Urban Growth Area (UGA) on approximately 4.72 acres in the US Highway 98 Selected Area Plan (SAP). (No Fiscal Impact)
- O.4. Public Hearing (LDCU-2022-40/Old Lake Wilson Road Mobile Home) (Adoption Hearing) to consider Conditional Use approval for a Mobile Home to be placed in a Residential Low-4X (RL-4X) land use district in the Ronald Reagan Selected Area Plan (SAP). No Fiscal Impact.
- O.5. Public Hearing (LDCPAS 2022-37 County Line Logistics BPC) (Adoption Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment (CPA) to change the Future Land Use designation on 35.18 +/- acres from Agricultural/Rural Residential (A/RR) in the Rural Development Area (RDA) to Business Park Center (BPC). (No Fiscal Impact)

P. PUBLIC HEARINGS

- P.1. Public Hearing (LDCPAS 2022-38 Cracker Cattle Combee Road BPC / RM) (Adoption Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment (CPA) to change the Future Land Use designation on 33.09 +/- acres from Residential Low (RL) and Linear Commercial Corridor (LCC) to Residential Medium (RM) and Business Park Center (BPC). (No Fiscal Impact)

Q. WORK SESSION ITEMS

- Q.1. Concurrency Discussion (John Bohde, Office of Planning and Development Director)

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 2165.
- R.2. Final Fiscal Year 2022-2023 budgets for the Bridgewater and Westridge Community Development Districts.
- R.3. Appoint property custodian for the office of Tax Collector.
- R.4. Appoint property custodian for the office of Natural Resources.
- R. COUNTY MANAGER
- R. ECONOMIC DEVELOPMENT
- R. TOURISM/SPORTS MARKETING
- R. OFFICE OF PLANNING & DEVELOPMENT
- R.5. SET HEARING (LDCPAL 2022-21 Minute Maid Mixed Use) to consider the adoption of a Large-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 27.19+/- acres from Tourist Commercial Center-X (TCCX) and Employment Center-X (TCCX) in the Transit Supportive Development Area (TSDA) to Residential High-X (RHX) and Tourist Commercial Center-X (TCCX) within the North Ridge Selected Area Plan (SAP) and the Green Swamp Area of Critical State Concern. The suggested transmittal date is March 7, 2023, at 9:30 a.m. and the adoption hearing date is June 6, 2023, at 9:30 a.m.
- R.6. SET HEARING (LDCPAL 2022-25 Moore Road Fire Station) to consider the adoption of a Large-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 4.01+/- acres from Residential Low-X (RLX) to Institutional INSTX) in the Urban Growth Area (UGA), Polk City Special Protection Ara (SPA) within the Green Swamp Area of Critical State Concern. The suggested transmittal date is March 7, 2023, at 9:30 a.m. and the adoption hearing date is May 2, 2023, at 9:30 a.m.
- R.7. SET HEARING (LDCT-2022-25 Reclaimed Water Alternatives) to consider the adoption of a County-initiated request for Reclaimed Reuse Systems and Section 932.B. The suggested hearings for a first reading on March 7, 2023, at 9:30 a.m. and the second reading on March 21, 2023, at 9:30 a.m.

- R.8. SET HEARING (LDCT-2023-1 School DWTS Pilot Program) to consider the adoption of a County-initiated request for connection to central sanitary sewer (wastewater). The suggested hearings for a first reading on March 7, 2023, at 9:30 a.m. and the second reading on March 21, 2023, at 9:30 a.m.
- R.9. Danbury at Ridgewood Lakes Plat for Conditional Approval. (No fiscal impact)
- R. BUILDING
- R. DEPUTY COUNTY MANAGER
- R. BUDGET & MANAGEMENT SERVICES
- R.10. Approve an amended American Rescue Plan Fund Agreement with Concerned Citizens of Winter Haven. (No Fiscal Impact)
- R. PROCUREMENT
- R.11. Approve Amendment No. 5 to Consultant Service Agreement No. 16-069 with Dewberry Engineering, Inc. for additional Part 3 Services of the Cherry Hill Water Production Facility (WPF) project. (\$55,853.80 one-time expense)
- R.12. Request Board Approve amendment #1 with Rummel, Klepper & Kahl, LLP for Agreement 2022-031, Creekwater Drive drainage improvement project. (\$46,768.31 one-time expense from the American Rescue Plan Fund)
- R. COMMUNICATIONS
- R.13. Polk County Agri-Fest Week
- R. COOPERATIVE EXTENSION SERVICES
- R. HEALTH & HUMAN SERVICES
- R.14. Approve State Housing Initiative Partnership (SHIP) Program rehabilitation/replacement program Homeowner Assistance Agreement and Grant Agreement for property located in Haines City, FL for Case # RC22-SHIP-003. (\$174,435.20 one-time expense)
- R.15. Approve HOME Investment Partnership (HOME) rehabilitation/replacement program Homeowner Assistance Agreement and Grant Agreement for the property located in Winter Haven, FL., for Case # RC21-HOME-008 (\$157,419.12 one-time expense).
- R. EQUITY & HUMAN RESOURCES
- R. INFORMATION TECHNOLOGY
- R. CODE ENFORCEMENT

R. COURT SERVICES

R. RISK MANAGEMENT

R.16. Consider approval of the proposed settlement in the matter of Richard Adkins v. Polk County Sheriff's Office; \$92,500.00 one-time expense.

R.17. Consider approval of the proposed settlement in the matter of Terry Skaggs v. Polk County Board of County Commissioners; \$50,000.00 one-time expense.

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.18. SET HEARING to consider requests to vacate portions of platted and unmaintained rights-of-way as shown on the map of Florida Development Co. Tract and maintained right-of-way known as Delbert Collins Road. (Suggested hearing date is March 7, 2023 at 9:30 a.m or immediately following the regular agenda)

R.19. SET HEARING to consider requests to vacate portions of platted and unmaintained rights-of-way as shown on the map of Florida Development Co. Tract. (Suggested hearing date is March 7, 2023 at 9:30 a.m or immediately following the regular agenda)

R.20. Approve Right-of-Way Agreement between Thomas and Janice Wales and Richard and Suzan Wales and Polk County in conjunction with the County Road 557 Improvement Project. (\$100,000 one-time expense)

R.21. 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, Youngblood Trust, Strickland, and Davidson Estate parcels. (\$12,000 one-time expense)

R.22. Accept Quit Claim Deed from Lake Shipp Baptist Church, Inc. for additional right-of-way along Cooley Road in conjunction with proposed sidewalk improvements. (No fiscal impact)

R.23. Accept Quit Claim Deed from Beni Development, LLC for additional right-of-way along Peterson Road and Harrells Nursery Road. (No fiscal impact)

- R.24. Accept Quit Claim Deed from Avatar Properties Inc., for right-of-way associated with Marigold Avenue. (No fiscal impact)
- R.25. Declare surplus and authorize the conveyance of the County's interest in Parcel ID Number 232812-045000-004190 to the City of Lakeland. (No fiscal impact)
- R. ROADS & DRAINAGE
- R.26. Approve Consultant Services Authorization (CSA) No. 22-081-01 with AECOM Technical Services, Inc. (Consultant) to provide Construction Engineering and Inspection (CEI) services for the CR 547 (Davenport Boulevard) at Orchid Drive/Holly Hill Road Intersection Improvements Project. (\$111,302.36 one-time expense)
- R.27. Adopt Resolution Setting Truck Restrictions on Anarece Avenue and Howard Road (near Auburndale). (\$232.66 one-time expense)
- R. UTILITIES
- R. WASTE & RECYCLING
- R.28. Approve CSA 17-062 Mod 3 for Polk County Waste & Recycling North Central Phase VI Landfill Expansion, extension for 310 days and services not to exceed \$539,388.23.
- R.29. Approve renewal for Non-Exclusive Commercial Franchise with Steel Smith LLC.
- 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. Adopt Resolution approving Declarations Extending State of Local Emergency 22-03 (2022 East Residential Waste Collection Emergency). (No fiscal impact.)

R.31. Release of Lien upon payment of \$4,019 to satisfy a Workforce Housing Impact Fee Mitigation lien against property owned by Ismael Garcia, Jr. (\$4,019 one-time revenue).

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.

- Thursday, February 23, 2023 – 8:00 a.m. – Board/Staff Retreat will be held at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.
- Thursday, February 23, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Thursday, February 23, 2023 – 1:30 p.m. – Land Use Hearing Officer meeting will be held in the County Commission Boardroom.
- Friday, February 24, 2023 – 9:00 a.m. – 3:30 p.m. – Planning Officials Training at 2150 S. Broadway Avenue, Bartow Public Library.
- Monday, February 27, 2023 – 5:30 p.m. – Community Relations Advisory Council (CRAC) will meet in the Multi-Purpose Room, Room 413.
- Wednesday, March 1, 2023 – 7:00 a.m. – 10th Annual Lakeland City Commissioner Sun 'n Fun Breakfast will be held at Lakeland Linder International Airport.
- Wednesday, March 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, March 1, 2023 – 9:00 a.m. – Planning Commission meeting will be held in the County Commission Boardroom.
- Thursday, March 2, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Thursday, March 2, 2023 – 9:00 a.m. – Tourist Development Council's Arts, Culture and Heritage Committee will meet at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.
- Thursday, March 2, 2023 – 2:30 p.m. – Historical Commission and Marker Committee will meet in the County Commission Boardroom.
- Friday, March 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.
- Monday, March 6, 2023 – 1:00 p.m. – 1st Selection Committee Meeting for RFP 23-175 Curbside Residential Waste Collection Services will be held in the Multi-Purpose Room, Room 413.