



# Polk County Board of County Commissioners

## Meeting Agenda

### June 7, 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 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. Patrick Daughtry, Polk County Fire Rescue Chaplain

#### **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. Comments.

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

3. Approve Consent Agenda.

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

4. Disbursements.

5. Approve Minutes of Regular Board Meeting held on May 17, 2022.

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

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

6. Proposed Fiscal Year 2022-2023 budget for the VillaMar Community Development District.

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

7. Approve Amendment No. 1 to the Emergency Rental Assistance Subaward Agreement with The Agricultural and Labor Program, Incorporated. (\$2,970,000 one-time expense)
8. Approve the Emergency Rental Assistance Subaward Agreement with The Salvation Army, A Georgia Corporation, for The Salvation Army of Winter Haven, FL. (\$1,100,000 one-time expense)
9. Approve piggyback agreement for aboveground fuel and fluid storage with related hardware, software and services with PureGreen Equipment Services, LLC (dba Blue1 Energy Equipment), a wholly owned subsidiary of Titan Chemical Transfer Solutions, LLC. (\$363,493 one-time expense)
10. Approve a CIP Amendment and budget transfer to the N. Galloway Road at Sleepy Hill Road Roundabout Intersection Improvement Project. (\$753,365 one-time transfer)
11. Approve an agreement with Kimley-Horn and Associates, Inc. to provide professional engineering services for Thompson Nursery Road. (\$5,088,870.83)
12. Approve the Fifth Amendment to the Residential Solid Waste and Recyclable Materials Collection Franchise Agreement with Fomento de Construcciones y Contratas, S.A. (FCC).
13. Approve the Waste & Recycling solid waste truck rental agreement with RDK Assets. (\$206,050 estimated recurring annual expense)
14. Approve the Waste & Recycling agreement with GFL Solid Waste Southeast. (\$756,000 estimated recurring annual expense)

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

15. Commissioner Lindsey Comments.

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

16. Commissioner Wilson Comments.

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

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 platted and unmaintained alley along with platted utility easements adjacent to said alley as shown on the Map of Cowdery Subdivision. Also accept a Drainage Easement from SDET Investments, LLC.
21. Public Hearing (LDWA-2021-33 Wing Access Waiver) (Adoption Hearing) to consider an applicant-initiated request seeking a waiver to Section 705 of the Land Development Code (LDC).
22. Public Hearing (LDCT-2021-19 Logistics Storage Yard) (Adoption Hearing) an applicant-initiated ordinance amending the Land Development Code to modify the conditional use criteria in Section 303 for Salvage Yards.
23. Public Hearing (LDCD-2022-1 County Line and Drane Field District Change) (Adoption Hearing) to consider a Sub-District Map change from Business Park Center-1 (BPC-1) to Business Park Center-2 (BPC-2) in the Urban Growth Area (UGA) on +/- 16.50 acres.
24. Public Hearing (LDCPAS-2022-5 County Line and Drane Field Road CPA) (Adoption Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment (CPA) to change the Future Land Use designation on 16.50 +/- acres from Agricultural/Residential-Rural (A/RR) in the Rural Development Area (RDA) to Business Park Center (BPC) in the Urban Growth Area (UGA).
25. Public Hearing (LDCPAL 2021-19 Brentwood CPA) (Adoption Hearing) to consider the adoption of a Large-Scale Comprehensive Plan Amendment to change the Future Land Use designation from Employment Center-X (ECX) and Residential Medium-X (RMX) to Residential High-X (RHX) in the Transit Supportive Development Area (TSDA) in the North Ridge Selected Area Plan (SAP).
26. Public Hearing (LDCPAS-2022-4 3rd Day Shalom Church CPA) (Adoption Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment (CPA) to change the Future Land Use designation on 1.77 +/- acres from Development of Regional Impact (DRI) to Institutional (INST) in the Utility Enclave Area (UEA).
27. Public Hearing (LDCPAS-2022-6 Church of God the Bible Way CPA) (Adoption Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment (CPA) to change the Future Land Use designation on 5.52 +/- acres from Residential Medium (RM) to Institutional (INST) in the Urban Growth Area (UGA).
28. Public Hearing (LDCU-2022-4 Lake Buffum Boat Ramp) to consider Conditional Use approval to expand hours of operation to 24 hours a day for a public boat ramp on the west side of Lake Buffum.
29. Public Hearing (LDCPAS-2022-7 South Lakes RH CPA) (Adoption Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment (CPA) to change the Future Land Use designation on 41.24 +/- acres from Residential Low (RL) to Residential High (RH) in the Urban Growth Area (UGA) in ImperialLakes.
30. Public Hearing (LDCPAS-2022-8 South Lakes RM CPA) (Adoption Hearing) to consider the adoption of a Small-Scale Comprehensive Plan Amendment (CPA) to change the Future Land Use designation on 21 +/- acres from Residential Low (RL) and Development of Regional Impact ImperialLakes (DRI) to Residential Medium (Rm) in the Urban Growth Area (UGA) in ImperialLakes.

**P. CONSENT AGENDA ITEMS**

COMMISSIONER DISTRICT 1

COMMISSIONER DISTRICT 2

COMMISSIONER DISTRICT 3

COMMISSIONER DISTRICT 4

COMMISSIONER DISTRICT 5

COUNTY COMPTROLLER

31. Removal of equipment from inventory as listed on Blanket Removal Form 2148.
32. Proposed Fiscal Year 2022-2023 budgets for the Eagle Hammock, Forest Lake, Hammock Reserve, Lake Deer, Lawson Dunes and Lucerne Park Community Development Districts.
33. Accept list of Lands Available from Tax Deed Sale on May 19, 2022.
34. Resolution providing for the division of proceeds of the six (6) cent Local Option Gas Tax beginning on September 1, 2022.

COUNTY MANAGER

35. Approve a Second Amended and Restated Implementation Agreement for the Southeast Wellfield Lower Floridan Aquifer project, a Polk Regional Water Cooperative approved water project.
36. Approve a Second Amended and Restated Implementation Agreement for the West Polk Lower Floridan Aquifer Wellfield project, a Polk Regional Water Cooperative approved water project.

ECONOMIC DEVELOPMENT

TOURISM/SPORTS MARKETING

OFFICE OF PLANNING & DEVELOPMENT

37. SET HEARING (LDCDD-2022-4 Hartford Terrace CDD) to consider the adoption of an applicant-initiated ordinance to establish a new Community Development District (CDD) in the unincorporated area of the county. (Suggested hearing date is June 21, 2022 at 9:30 a.m. or immediately following the Regular Agenda)
38. SET HEARING (LDCDD-2022-5 Sandmine Road 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 June 21, 2022 at 9:30 a.m. or immediately following the Regular Agenda)
39. SET HEARING (LDCDD-2022-6 Astonia CDD 2nd 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 June 21, 2022 at 9:30 a.m. or immediately following the Regular Agenda)

40. SET HEARING (LDCPAL-2021-26 North Ridge ECX Text Amendment) to consider the adoption of a Large-Scale Comprehensive Plan Amendment to amend the North Ridge Selected Area Plan (SAP) related to residential allowances in the Employment Center-X (ECX) Future Land Use designation. (Suggested hearing dates are June 21, 2022 at 9:30 a.m. or immediately following the Regular Agenda and September 6, 2022 at 9:30 a.m. or immediately following the Regular Agenda)
41. SET HEARING (LDCT-2021-23 North Ridge SAP LDC ECX Text Amendment) for an applicant-initiated ordinance amending the residential limitations in the Employment Center-X (ECX) Future Land Use designation in Chapter 4 of the North Ridge Selected Area Plan (SAP). (Suggested hearing dates are June 21, 2022 at 9:30 a.m. or immediately following the Regular Agenda and September 6, 2022 at 9:30 a.m. or immediately following the Regular Agenda)
42. SET HEARING (LDPD-2022-4 Auburn Creek PD De Novo Hearing) to consider an appeal to the Planning Commission's decision to deny LDPD-2022-4. (Suggested hearing date is June 21, 2022 at 9:30 a.m. or immediately following the Regular Agenda)
43. Approve Bereah Heights plat for Conditional Approval. (No fiscal impact)
44. Approve Saddle Creek Preserve Phase 2 plat for Conditional Approval. (No fiscal impact)
45. Approve Providence N-25 plat for Conditional Approval. (No fiscal impact)
46. Approve the release of a surety in the form of Performance Bond No. ES00009302 in the amount of \$2,350,536.21 for Windsor Island Resort Ph 2A. (No fiscal impact)
47. Accept Windsor Island Resort Phase 2A potable water, wastewater and reclaim water utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)
48. Accept a one-year warranty and surety in the amount of \$59,712.78 in the form of Maintenance Bond No. 59BSBIU1769 for Windsor Island Resort Ph 2A Utility Acceptance. (No fiscal impact)
49. Approve an Interlocal Agreement between the City of Auburndale and Polk County for a transportation master plan. (Reimbursement not to exceed \$28,728.50)

#### DEPUTY COUNTY MANAGER

#### PROCUREMENT

50. Approve selection committee's recommendation to authorize staff to enter into contract negotiations with Wright-Pierce, Inc. to provide Engineering Services for the Northeast Regional Wastewater Treatment Facility Expansion from 6.0 MGD to 9.0 MGD. (No fiscal impact)
51. Approve selection committee's recommendation to authorize staff to enter contract negotiations with Cove Behavioral Health, Inc. for RFP 22-261, Medication Assisted Treatment (MAT) Second Chance Act. (No fiscal impact)
52. Approve selection committee's recommendation to authorize staff to negotiate professional engineering services master agreements with Chastain Skillman, Inc., Dewberry Engineering, Inc. dba Dewberry/ Hydro, Inwood Consulting Engineers, Inc., Kisinger Campo & Associates, Corp, (KCA) and Wood Environmental & Infrastructure. (No fiscal impact)

53. Approve selection committee's recommendation to authorize staff to enter into contract negotiations with Ultimate Fitness Center, Inc. for operating the Polk County Fitness Center. (No fiscal impact)
54. Approve selection committee's recommendation to authorize staff to negotiate professional engineering services agreements with AECOM Technical Services Inc., AIM Engineering & Surveying, Inc., Burgess & Niple, Inc., CONSOR Engineers, LLC, Dewberry Engineers Inc. d/b/a Dewberry/Hydro, DRMP, Inc., HDR Engineering, Inc., HNTB Corporation, Jacobs Engineering Group, Inc., Kimley-Horn and Associates, Inc., Kissinger Campo & Associates (KCA), Mott MacDonald Florida, LLC, NV5, Inc., Patel, Greene, and Associates, LLC, Rummel, Klepper, & Kahl, LLP (Rk&K), Wood Environment & Infrastructure Solutions, Inc., WSP USA, Inc. (No fiscal impact)
55. Approve a Grazing Lease Agreement with Grape Hammock Fish Camp, Inc. (\$2,670 annual revenue)
56. Approve an agreement with Kisinger Campo & Associates, Corp. to provide professional engineering services for the Palmer Road drainage project. (\$130,050.76 one-time expense)
57. Approve an agreement with Kisinger Campo & Associates, Corp. to provide professional engineering services for the Driftwood Drive drainage improvement project. (\$200,019.64 one-time expense)
58. Approve Piggyback Agreement with Envirowaste Services Group, Inc. for wastewater pumping and disposal services. (\$500,000 estimated recurring annual expense)
59. Approve an agreement with Kisinger, Campo, & Associates (KCA) to provide professional engineering services for the Small Scale Surface Water Enhance/ Treatment Stormwater Infrastructure Improvement project. (\$264,730.44 one-time expense)
60. Approve an agreement with Inwood Consulting Engineers, Inc. to provide professional engineering services for the Lena Run Stormwater Infrastructure Improvement project. (\$294,170.17 one-time expense)
61. Approve an agreement with Wood Environment & Infrastructure Solutions, Inc. to provide professional engineering services for the Lake Lulu stormwater infrastructure improvement project. (\$465,835.50 one-time expense)
62. Approve an agreement with Dewberry Engineers, Inc. dba Dewberry/Hydro to provide professional engineering services for the Peace Creek Canal stormwater infrastructure improvement project. (\$3,387,465.12 one-time expense)

#### COMMUNICATIONS

63. Proclaim June 2022 as Vitiligo Awareness Month.
64. Proclaim June 2022 as LGBTQ+ Pride Month.

#### COOPERATIVE EXTENSION SERVICES

#### HEALTH & HUMAN SERVICES

65. Approve Subcontract Amendment Five between the Ounce of Prevention Fund of Florida and Polk County, for the provision of Healthy Families Polk Services for Fiscal Year 2021-2022. (No fiscal impact)

EQUITY & HUMAN RESOURCES

INFORMATION TECHNOLOGY

CODE ENFORCEMENT

COUNTY PROBATION

RISK MANAGEMENT

INDIGENT HEALTH CARE

DEPUTY COUNTY MANAGER

FACILITIES MANAGEMENT

FLEET MANAGEMENT

PARKS & NATURAL RESOURCES

66. Approve an Agreement with the Florida Division of Emergency Management (FDEM), to implement a federally funded hazardous fuels reduction project and a budget transfer from the Special Revenue Grant Reserves. (\$74,442 one-time revenue; \$24,814 County match)

FIRE RESCUE

EMERGENCY MANAGEMENT

REAL ESTATE SERVICES

67. Accept Quit Claim Deed from the Southwest Florida Management District for additional right-of-way in conjunction with the Thornhill Road Bridge Replacement Project. (No fiscal impact)
68. Accept Quit Claim Deed for property being donated for conservation preservation, Hogle Trust Parcel. (No fiscal impact)
69. Approve Agreement for Transfer of Public Road between the City of Lake Wales and Polk County for a portion of Tangelo Street and authorize a County Deed for the right-of-way associated therewith. (No fiscal impact)
70. 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, Sherrer, Holcomb Estate, and Manning Parcels. (\$9,200 one-time expense)

ROADS & DRAINAGE

71. Approve amendment to the Traffic Signal Maintenance and Compensation Agreement with the Florida Department of Transportation (FDOT) to include updated Exhibit "A" for FY 2022/2023 and adopt a resolution authorizing the Chairman to execute the amendment on behalf of the Polk County Board of County Commissioners. (\$781,806 one-time revenue/no match required)

- 72. Approve Amendment to the State Highway Lighting, Maintenance, and Compensation Agreement with the Florida Department of Transportation (FDOT) to Include Updated Exhibit "A" for FY 2022/2023 and Adopt a Resolution Authorizing the Chairman to Execute the Amendment on Behalf of the Polk County Board of County Commissioners (\$489,016.32 one-time revenue/no match required)
- 73. Adopt a Resolution setting speed limits on Rock Ridge Road, near Lakeland. (\$522.07 one-time expense)
- 74. Adopt a Resolution setting speed limits on Ibis Drive, Lark Crest Drive and Muscovy Drive within the Cayden Reserve Subdivision, near Lakeland. (\$357.02 one-time expense)

UTILITIES

WASTE & RECYCLING

- 75. Approve renewal of the FY2021-22 Non-Exclusive Commercial Franchise with Roggen Enterprises.
- 76. Approve renewal of the FY2021-22 Non-Exclusive Commercial Franchise with Webb's Can-It.

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

- 77. SET HEARING to consider adoption of an ordinance calling a bond referendum on November 8, 2022, relating to the issuance of bonds or indebtedness in an aggregate principle amount not to exceed \$75,000,000 related to the acquisition, preservation, protection, management, operation and restoration of environmental lands, water resources and important fish and wildlife habitat payable from ad valorem tax not to exceed 0.2mill to be levied for a period not in excess of 20 years. (Suggested hearing date is July 5, 2022 at 9:30 a.m. or immediately following the Regular Agenda)
- 78. SET HEARING to consider adoption of an ordinance calling a referendum on November 8, 2022, for proposed amendment to the Polk County Charter for expense reduction regarding the Charter Review Commission. (Suggested hearing date is July 5, 2022 at 9:30 a.m. or immediately following the Regular Agenda)



79. SET HEARING to consider adoption of an ordinance amending Polk County Ordinance 2021-054, the Southwest Inwood Street Lighting MSBU Ordinance to correct a scrivener's error. (Suggested hearing date is June 21, 2022 at 9:30 a.m. or immediately following the Regular Agenda)
80. SET HEARING to consider adoption of an ordinance amending Ordinance 2021-012, the Economic Development Ad Valorem Tax Exemption for Coca-Cola Beverages Florida, LLC. (Suggested hearing date is June 21, 2022 at 9:30 a.m. or immediately following the Regular Agenda)
81. Authorize the County Attorney's Office or outside counsel to stipulate to a final judgment for parcels 103, 711 and 803 in the case of Polk County v. TLG Championsgate, LLC, et al (2021CA-002701-0103-00), an eminent domain lawsuit filed to acquire needed rights-of-way for the Lake Wilson Road project. (\$149,795 one time expense)
82. Adopt Resolution approving Declarations Extending State of Local Emergency 22-01 (2022 Residential Waste Collection Emergency). (No fiscal impact)
83. Approve a Release of Lien related to an Affordable Housing Impact Fee Waiver for Justin Nichole Wood. (No fiscal impact)

## 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.

- Tuesday, June 7, 2022 - 6:00 p.m. – Sidewalk Advisory Committee will meet in the Multi-Purpose Room, Room 413.
- Wednesday, June 8, 2022 - 8:30 a.m. – Lakeland Area Mass Transit District Board Meeting will be held at 1212 George Jenkins Boulevard, Hollingsworth Room, Lakeland.
- Wednesday, June 8, 2022 - 3:00 p.m. – Central Florida Development Council Board Meeting will be held at Florida Polytechnic University Applied Research Center, 4700 Research Way, Lakeland.
- Thursday, June 9, 2022 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, County Administration Building.

- Thursday, June 9, 2022 - 9:00 a.m. – Transportation Planning Organization Meeting will be held in the County Commission Boardroom.
  
- Thursday, June 9, 2022 - 5:30 p.m. – Contractor Licensing Board will meet in the County Commission Boardroom.
  
- Friday, June 10, 2022 - 11:30 a.m. – Joint Meeting of the Sun Coast Transportation Planning Alliance and Central Florida MPO Alliance will be held at the Lake Eva Event Center, 799 Johns Avenue, Haines City.
  
- Monday, June 13, 2022 - 6:00 p.m. – Eloise Community Redevelopment Agency (CRA) Advisory Committee will meet at the Johnny and Freda Brooks Resource Center, 710 Snively Avenue, Eloise.
  
- Wednesday, June 15, 2022 - 9:00 a.m. – Appellate Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
  
- Thursday, June 16, 2022 - 8:00 a.m. – Tourist Development Council Board Retreat will be held at the Sun 'n Fun Campus Conference Room, 4075 James C. Ray Dr., Lakeland.
  
- Thursday, June 16, 2022 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, County Administration Building.
  
- Thursday, June 16, 2022 - 9:00 a.m. – Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
  
- Friday, June 17, 2022 - 8:30 a.m. – Citizens Healthcare Oversight Committee

meeting will be held in the County Commission Boardroom.

- Friday, June 17, 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.