



# Polk County Board of County Commissioners

## Meeting Agenda

### March 17, 2020 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. (BILL BRASWELL, CHAIRMAN)**

#### **INVOCATION**

1. Dr. Bob J. Vance, Church of God, Lakeland

#### **PLEDGE OF ALLEGIANCE (BILL BRASWELL, CHAIRMAN)**

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

2. Presentation of Service Awards to: Phyllis L. Boykin; Tina Louise Rowland; Michelle A. Criss; and Mark A. Glazier.

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

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

3. Comments.

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

4. Approve Consent Agenda.

#### **ELOISE COMMUNITY REDEVELOPMENT AGENCY**

5. Approve Eloise CRA Consent Agenda.

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

6. Disbursements.
7. Approve Minutes of Regular Board Meeting held on March 3, 2020.

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

**G. COUNTY ATTORNEY (MICHAEL CRAIG)**

- 8. Accept Performance Surety Bond No. 70NGP184832 for Blossom Grove Estates in the amount of \$272,782.43. (No fiscal impact)
- 9. Adopt resolution approving Declaration of State of Local Emergency 20-01.

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

- 10. Approve Interlocal Agreement with the City of Auburndale for Tourism Development Tax Funding for the engineering, design and permitting phase of Lake Myrtle Sports Complex Multi-Purpose Stadium. (\$112,355 one-time expense)
- 11. Approve agreement with the Florida Division of Emergency Management for the Standby Power Improvements Phase 2 Project. (\$332,115 one-time grant revenue)
- 12. Approve property insurance renewal with Arthur J. Gallagher, effective April 1, 2020 through March 31, 2021. (\$1,840,440 one-time expense)
- 13. Approve Agreement for Sale and Purchase between Bobby L. Moore and William M. Moore, as Trustees and Polk County for the purchase of property in conjunction with the Lakeland/Bartow/PCU Potable Water Interconnect Project. (\$361,000 one-time expense)

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

- 14. Commissioner Lindsey Comments.

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

- 15. Commissioner Wilson Comments.

**K. COMMISSIONER DISTRICT 4 (MARTHA SANTIAGO)**

- 16. Commissioner Santiago Comments.

**L. COMMISSIONER DISTRICT 5 (JOHN E. HALL)**

- 17. Commissioner Hall Comments.

**M. COMMISSIONER DISTRICT 3 (BILL BRASWELL, CHAIRMAN)**

- 18. Chairman Braswell Comments.

**N. LAY BOARD APPOINTMENTS**

**O. PUBLIC HEARINGS**

\* County Attorney opening comments

- 19. Public Hearing to consider the adoption of a Joint Planning Area and Interlocal Agreement – Amendment #1 between the City of Auburndale and Polk County.
- 20. Public Hearing to consider adoption of a resolution to vacate portions of platted and unmaintained rights-of-way and an alleyway, as shown on the plat of Crosby's Addition to Loughman. (No fiscal impact)

21. Public Hearing to consider adoption of a resolution to vacate portions of platted and unmaintained rights-of-way and easements, as shown on the Map of Eaton's First Addition to Eaton Park and W.F. Hallam and Co's. Map of Farming and Trucking Lands. (No fiscal impact)
22. Public Hearing to consider adoption of a resolution to vacate portions of platted and unmaintained rights-of-way as shown on the map of Waverly.
23. Public Hearing to consider approval of an ordinance regarding criminal history checks.

**P. CONSENT AGENDA ITEMS**

COMMISSIONER DISTRICT 1

COMMISSIONER DISTRICT 2

COMMISSIONER DISTRICT 3

COMMISSIONER DISTRICT 4

COMMISSIONER DISTRICT 5

COUNTY COMPTROLLER

24. Removal of equipment as listed on Blanket Removal Form 2095
25. Audit Report #2020-02 P-Card Controls, Facilities Management Division.

COUNTY MANAGER

ECONOMIC DEVELOPMENT

26. Approve Polk County QTI Incentive Funds to benefit Project Lightning for a newly constructed facility in the City of Lakeland. (\$3,600 over 4 years)

TOURISM/SPORTS MARKETING

OFFICE OF PLANNING & DEVELOPMENT

27. Approve the release of a surety in the form of Performance Rider Bond No. 80109489 in the amount of \$100,489.40 for Festival a/k/a The Meadows Phase 1. (No fiscal impact)
28. SET HEARING (LDCDD-2020-1 Sandmine Road CDD) to consider the adoption of an applicant initiated ordinance to establish a new Community Development District (CDD) in an unincorporated area of the county. (Suggested hearing date is April 7, 2020 at 1:30 p.m.)
29. Accept TDS Boulevard Plat for Conditional Approval. (No fiscal impact)
30. SET HEARING (LDCPAS 2019-15 Willow Oak Baptist Church CPA) to consider the adoption of a Small Scale Comprehensive Plan Amendment and associated ordinance to change the Future Land Use designation from Residential Suburban (RS) to Institutional (INST) in the Suburban Development Area (SDA). (Suggested hearing date is April 7, 2020 at 1:30 p.m.)

31. SET HEARING (LDCPAS 2019-16 Phillips CPA) to consider the adoption of a Small Scale Comprehensive Plan Amendment and associated ordinance to change the Future Land Use designation from Residential Low-4 (RL-4) to High-Impact Commercial Center (HIC) in the Transit Supportive Development Area (TSDA). (Suggested hearing date is April 7, 2020 at 1:30 p.m.)
32. SET HEARING (LDCPAS 2019-17 North Frontage CPA) to consider the adoption of a Small Scale Comprehensive Plan Amendment and associated ordinance to change the Future Land Use designation from Institutional (INST) to Business Park Center (BPC) in the Transit Supportive Development Area (TSDA). This case relates to LDCD 2029-12. (Suggested hearing date is April 7, 2020 at 1:30 p.m.)
33. Approve the release of a surety in the form of Performance Bond No. 024237337 in the amount of \$268,897.39 for Cayden Reserve Phase 2. (No fiscal impact)
34. Approve the release of a surety in the form of Performance Bond No. 2556184 in the amount of \$846,483 for Champions Crossing. (No fiscal impact)
35. Accept a cash surety for Delphi Woods East in the amount of \$10,780. (No fiscal impact)
36. Accept a two-year cash warranty and surety in the amount of \$5,999.39 for Hunter's Meadow. (No fiscal Impact)
37. Accept Cayden Reserve Phase 2 potable water, wastewater and reclaim water utility system improvements for ownership, operation and maintenance by Polk County Utilities. (No fiscal impact)
38. Accept a one year warranty and surety in the amount of \$48,395.45 in the form of Maintenance Bond No. 72BCSHT4680 for Cayden Reserve Phase 2. (No fiscal Impact)
39. Accept Champions Crossing reclaim 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 \$1,832 in the form of Maintenance Bond No. 045625P for Champions Crossing. (No fiscal Impact)
41. Accept Hunter's Meadow potable water utility system improvements for ownership, operation and maintenance by Polk County Utilities. (No fiscal impact)
42. Accept Meadows at Scott Lake Creek for wastewater utility system improvements for ownership, operation and maintenance by Polk County Utilities. (No fiscal impact)
43. Accept a one year warranty and surety in the amount of \$34,941.87 in the form of a Maintenance Bond (No. 0225715) for Meadows at Scott Lake Creek. (No fiscal Impact)
44. Accept Posner Village potable water, wastewater and reclaimed water utility systems improvements for ownership, operation and maintenance by Polk County Utilities. (No fiscal impact)
45. Accept a one year warranty and surety in the amount of \$34,012 in the form of Maintenance Bond No. 2288814 for Posner Village. (No fiscal Impact)
46. SET HEARING (LDCD-2019-12 North Frontage Road) to consider a Subdistrict Map Change from Business Park Center-1 (BPC-1) to Business Park Center-2 (BPC-2) on seven (7) +/- acres. This is a companion to LDCPAS 2019-17. (Suggested hearing date is April 7, 2020 at 1:30 p.m.)

- 47. SET HEARING to consider (LDCT-2019-15/Shepherd Road Storage) (Adoption Public Hearing) a request for a Land Development Code (LDC) text amendment to add Development Standards related to LDCPAS-2019-18. (Suggested hearing dates are April 7, 2020 at 1:30 p.m. and April 21, 2020 at 1:30 p.m.)
- 48. Accept Socrum Loop Estates plat for conditional approval. (No fiscal impact)
- 49. Sutton Ridge Plat for Conditional Approval. (No fiscal impact)
- 50. Winnie Lane Townhomes Plat for Conditional Approval. (No fiscal impact)

DEPUTY COUNTY MANAGER

PROCUREMENT

COMMUNICATIONS

COOPERATIVE EXTENSION SERVICES

HEALTH & HUMAN SERVICES

EQUITY & HUMAN RESOURCES

INFORMATION TECHNOLOGY

CODE ENFORCEMENT

COUNTY PROBATION

- 51. Approve the Certificate of Participation between Polk County and the Florida Department of Law Enforcement. (No Fiscal Impact)

RISK MANAGEMENT

INDIGENT HEALTH CARE

DEPUTY COUNTY MANAGER

FACILITIES MANAGEMENT

FLEET MANAGEMENT

PARKS & NATURAL RESOURCES

FIRE RESCUE

EMERGENCY MANAGEMENT

ROADS & DRAINAGE

- 52. Approve Modification No. 1 to the Consultant Services Authorization with HDR Engineering, Inc. for the Keith Lane Drainage Improvements Project. (\$71,882.25 one-time expense)
- 53. Adopt a Resolution Setting Truck Restrictions on County Road 559 (Formerly State Road 559) (near Auburndale). (\$232.61 one-time expense)

54. Adopt a Resolution setting truck restrictions on Dixie Highway (near Auburndale). (\$232.61 one-time expense)
55. Adopt a Resolution Setting Truck Restrictions on Gapway Road (near Auburndale). (\$232.61 one-time expense)

UTILITIES

WASTE & RECYCLING

ELECTED OFFICIAL AND OTHER GOVERNMENTAL AGENCY

COURT RELATED

POLK COUNTY PROPERTY APPRAISER

POLK COUNTY SHERIFF

POLK COUNTY SUPERVISOR OF ELECTIONS

56. Accept Federal Election Cybersecurity Grant from the Department of State, Division of Elections, MOA #2019-2020-001 and sign Certification of County Matching Funds. (\$23,530 one-time revenue; \$3,530 required match)

POLK COUNTY TAX COLLECTOR

SUPERINTENDENT OF POLK COUNTY SCHOOLS

WORKFORCE DEVELOPMENT BOARD

COUNTY ATTORNEY

57. Acceptance of the Dedication to Polk County of additional rights-of-way as shown on the Eagle Landing Phase I plat.
58. Approve Agreement for Traffic Control on Private Roads for Hallam Preserve Homeowners Association, Inc. (No fiscal impact.)
59. SET HEARING to consider adoption of an ordinance granting an Economic Development Ad Valorem Tax Exemption for Project Lightning, a New Business. (Suggested hearing date is April 7, 2020 at 1:30 p.m.)
60. SET HEARING to consider adoption of an ordinance amending Ordinance 19-054, the Economic Development Ad Valorem Tax Exemption for Dispenser Packaging, Inc. (Suggested hearing date is April 7, 2020 at 1:30 p.m.)
61. Authorize the conveyance of County's interest in Parcel ID Number 253134-477000-022015 to the City of Fort Meade. (No fiscal impact)
62. Accept a Polk County Utilities Easement from 38842 Lakeland FL, LLC, as requested through the Development Review Process. (No fiscal impact)
63. Approve Agreement for Parcel 808 in conjunction with the Gibson Oaks Water Production Facility Project. (\$14,000 one-time expense)

64. Approve Right-of-Way Agreement for Parcels 146 and 746 in conjunction with the West Pipkin Road Improvement Project. (\$62,800 one-time expense)
65. Declare surplus and authorize the conveyance of County's interest in Parcel ID Numbers 232826-000000-033010/033050 to the City of Lakeland. (No fiscal impact)
66. Approve Agreements for Transfer of Public Roads, between the City of Auburndale and Polk County for a portion of County Road 559 (a/k/a Lake Ariana Boulevard) and for a portion of Bay Lake Resort Road and authorize County Deeds to the City for the rights-of-way associated therewith. (No fiscal impact)
67. Accept Warranty Deed from City Center Property Holdings, LLC in conjunction with a Transit Center in the Victor Posner development. (No Fiscal Impact)
68. Authorize an Easement to Tampa Electric Company in conjunction with the Dinner Lake South Water Production Facility. (No fiscal impact)
69. Approve Release of Lien related to Workforce Housing Impact Fee Mitigation upon payment of \$2080. (\$2080 one-time revenue)
70. Approve Release of Lien upon payment of \$4160 to satisfy an Affordable Housing Impact Fee Exemption lien. (\$4160 one-time revenue)
71. Approve Release of Lien related to Affordable Housing Impact Fee Waiver. (No fiscal impact)
72. Approve Agreement for Traffic Control on Private Roads for Summerland Hills Property Owners' Association, Inc. (No fiscal impact.)
73. Approve Release of Lien related to Workforce Housing Impact Fee Mitigation. (No fiscal impact)
74. Approve Settlement Agreement in the case of Polk County v. Assuit Investments, LLC (CMA-2019-1588)(\$73,149 one-time revenue to be paid over one year)
75. Approve Right-of-Way Agreement between Rocky A. Scott, Linda J. Scott, Melissa C. Beasley, and Brian E. Beasley and Polk County and Agreement for attorney's fees in conjunction with the County Road 557 Improvement Project. (\$368,000 one-time expense)
76. Approve Right-of-Way Agreement between Michelle D. Smith and Polk County for the purchase of property in conjunction with the West Pipkin Road Improvement Project. (\$464,000 one-time expense)

#### ELOISE COMMUNITY REDEVELOPMENT AGENCY

77. Eloise Community Redevelopment Agency Minutes
78. Appoint Martha Paul to the Eloise Community Redevelopment Agency advisory committee for the three-year term, March 3, 2020 through March 2, 2023.
79. Reappoint Eugenia A. Barton to the Eloise Community Redevelopment Agency advisory committee for the three-year term, April 20, 2020 through April 19, 2023.
80. Reappoint Lee Castilo to the Eloise Community Redevelopment Agency advisory committee for the three-year term, July 8, 2020 through July 7, 2023.

## 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 18, 2020 - 9:00 a.m.~~ 2020 Transportation Summit will be held at the Polk State College Public Safety Campus, 1251 Jim Keene Blvd, Winter Haven. **CANCELLED**
- Wednesday, March 18, 2020 - 9:00 a.m. – Appellate Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- ~~Wednesday, March 18, 2020 - 2:00 p.m.~~ Polk Regional Water Cooperative Board of Directors meeting will be held at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale. **CANCELLED**
- Thursday, March 19, 2020 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- ~~Thursday, March 19, 2020 - 9:00 a.m.~~ Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom. **CANCELLED**
- Thursday, March 19, 2020 - 9:00 a.m. – Tourist Development Council Sports & Special Events Committee will meet in the 34 Club at Publix Field at Joker Marchant Stadium, 2301 Lakeland Hills Blvd, Lakeland.
- Thursday, March 19, 2020 - 9:30 a.m. – Transportation Planning Organization’s Technical Advisory Committee will meet at the History Center, 1926 Courtroom, Second Floor, 100 E. Main Street, Bartow.



- Friday, March 20, 2020 - 8:30 a.m. – Citizens HealthCare Oversight Committee will meet in the County Commission Boardroom.
- ~~Monday, March 23, 2020 – Wednesday, March 25, 2020 – Two or more of the Board of County Commissioners will be attending meetings with the Florida Congressional Delegation in Washington, DC. **CANCELLED**~~
- Monday, March 23, 2020 - 5:30 p.m. – Community Relations Advisory Council (CRAC) will meet in the Multi-Purpose Room, Room 413.
- Thursday, March 26, 2020 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Thursday, March 26, 2020 - 1:30 p.m. – Land Use Hearing Officer Hearings will be held in the County Commission Boardroom.
- Wednesday, April 1, 2020 - 8:50 a.m. – Planning Commission will conduct a work session, prior to its regularly scheduled meeting, in the County Commission Boardroom.
- Wednesday, April 1, 2020 - 9:00 a.m. – Planning Commission meeting will be held in the County Commission Boardroom.
- Wednesday, April 1, 2020 - 3:00 p.m. – Central Florida Development Council Board Meeting will be held at LEGOLAND, 1 Legoland Way, Winter Haven.
- Thursday, April 2, 2020 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County

Administration Building.

- Friday, April 3, 2020 - 9:00 a.m. – Board/Staff Agenda Review meeting to discuss the Agenda, TPO Board meeting and any other matters that may come before the Board will be held in the Commissioners' Conference Room, Room 407.