



Polk County Board of County Commissioners

Meeting Agenda

March 2, 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. (RICK WILSON, CHAIRMAN)

INVOCATION

1. The Rev. Tim Nunez, Pastor, Church of the Good Shepherd, Lake Wales

PLEDGE OF ALLEGIANCE (RICK WILSON, CHAIRMAN)

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 February 16, 2021.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. COUNTY ATTORNEY (MICHAEL CRAIG)

6. Approve Astonia plat for Conditional Approval. (No fiscal impact)
7. Approve Hunter's Crossing Phase Four plat for Conditional Approval. (No fiscal impact)

8. Approve Willow Ridge plat for Conditional Approval. (No fiscal impact)

H. COUNTY MANAGER (BILL BEASLEY)

9. Approve Land Purchase Agreement between Landdaly, LLC and Polk County in conjunction with water quality improvements to Crooked Lake. (\$901,000 one-time expense)
10. Approve Third Party Administrative (TPA) Services with Heritage Health Solutions for Inmate Off-Site Medical Services. (\$300,000 estimated recurring expense)
11. Approve agreement with Encore Broadcast Equipment and Sales, Inc. dba Encore Broadcast Solutions. (not to exceed \$200,000)

I. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY)

12. Appoint Lyle Bulman to serve on the Polk County Sidewalk Advisory Committee for the three-year term, March 1, 2021 through February 29, 2024.
13. Commissioner Lindsey Comments.

J. COMMISSIONER DISTRICT 3 (BILL BRASWELL)

14. Appoint Clifton J. Garcia as a member of the Sidewalk Advisory Committee, representing Community, for the three-year term, March 1, 2021 through February 29, 2024.
15. Reappoint Steve Bissonnette as a member of the Citizens HealthCare Oversight Committee, representing Senior Citizens, for the four-year term, April 4, 2021 through April 3, 2025.
16. Commissioner Braswell Comments.

K. COMMISSIONER DISTRICT 4 (MARTHA SANTIAGO)

17. Appoint John G. Wood, Jr. to serve as a member (Seat 5) of the Polk County Historical Commission for the three-year term, October 1, 2020 through September 30, 2023.
18. Commissioner Santiago Comments.

L. COMMISSIONER DISTRICT 5 (NEIL COMBEE)

19. Appoint Corydon "Cory" Skeates to serve as the Business Community member of the Citizens Health Care Oversight Committee for the four-year term, February 6, 2021 through February 5, 2025.
20. Commissioner Combee Comments.

M. COMMISSIONER DISTRICT 2 (RICK WILSON, CHAIRMAN)

21. Chairman Wilson Comments.

N. LAY BOARD APPOINTMENTS

O. PUBLIC HEARINGS

* County Attorney opening comments

22. Public Hearing to consider adoption of an ordinance repealing Ordinance 14-037, the Economic Development Ad Valorem Tax Exemption for DS Services of America, Inc. (To be continued to March 16, 2021 at 9:30 a.m. or shortly thereafter)
23. Public Hearing (LDCU-2020-38 Alafia Solar Modification De Novo Hearing) to consider an appeal to the Planning Commission's decision to deny LDCU-2020-38 (Vote 5:2).
24. Public Hearing (LDCD-2020-9 Patel Sub-District Change) to consider a Sub-District Map change from Residential Low-1 (RL-1) to Residential Low-3 (RL-3) on +/- 4.55 acres.
25. Public Hearing (LDCPAL 2020-10 Legacy Park CPA) (Adoption Public Hearing) to consider a Large Scale Comprehensive Plan Amendment to change the Future Land Use designation on 9.96 +/- acres from Professional Institutional-X (PIX) to Residential High-X (RHX) in the Transit Supportive Development Area (TSDA), North US 27 Selected Area Plan (SAP), the Ridge Special Protection Area (SPA) in the Green Swamp Area of Critical State Concern.
26. Public Hearing (LDCT-2020-10 Lighting Amendment) (First Public Hearing - No Action) to consider the adoption of a County-initiated ordinance amending the Land Development Code.

P. CONSENT AGENDA ITEMS

COMMISSIONER DISTRICT 1

COMMISSIONER DISTRICT 2

COMMISSIONER DISTRICT 3

COMMISSIONER DISTRICT 4

COMMISSIONER DISTRICT 5

COUNTY COMPTROLLER

27. Removal of equipment from inventory as listed on Blanket Removal Form 2118.

COUNTY MANAGER

ECONOMIC DEVELOPMENT

TOURISM/SPORTS MARKETING

OFFICE OF PLANNING & DEVELOPMENT

28. Approve Atria at Ridgewood Lakes plat for Conditional Approval. (No fiscal impact)
29. Approve Kincaid Estates plat for Conditional Approval. (No fiscal impact)
30. Approve Village at Crystal Beach Plat for Conditional Approval. (No fiscal impact)
31. SET HEARING (LDCDD-2021-1 Westside Haines City CDD) to consider the adoption of an applicant-initiated ordinance to adopt a Community Development District (CDD) located partially in both Haines City and the unincorporated areas of the County. (Suggested hearing date is March 16, 2021 at 9:30 a.m. or immediately following the Regular Agenda)

32. SET HEARING (LDPD-2020-40 Spirit Landings De Novo Hearing) to consider an appeal to the Planning Commission's decision to approve LDPD-2020-40. (Suggested hearing date is March 16, 2021 at 9:30 a.m. or immediately following the Regular Agenda)
33. SET HEARING (Auburndale JPA) to consider the re-adoption of a Joint Planning Area (JPA) Interlocal Agreement between the City of Auburndale and Polk County. (Suggested hearing date is March 16, 2021 at 9:30 a.m. or immediately following the Regular Agenda)
34. SET HEARING (LDCT 2021-1 PCU AMI Wireless Network) to consider the adoption of a County initiated request for a Land Development Code Text Amendment. (Suggested hearing dates are April 20, 2021 at 9:30 a.m. or immediately following the Regular Agenda and May 4, 2021 at 9:30 a.m. or immediately following the Regular Agenda)
35. SET HEARING (LDCPAL 2021-1 FL-173 Text Amendment) to consider the adoption of an applicant initiated ordinance amending the Polk County Comprehensive Plan. (Suggested hearing dates are March 16, 2021 at 9:30 a.m. or immediately following the Regular Agenda and May 18, 2021 at 9:30 a.m. or immediately following the Regular Agenda)

DEPUTY COUNTY MANAGER

PROCUREMENT

36. Approve selection committee's recommendation to authorize staff to enter into contract negotiations with Tectonic Engineering Consultants for RFP 21-204, Tower Inspection Services. (No fiscal impact)
37. Approve agreement with AECOM, Inc. to provide construction engineering and inspection services for the West Pipkin Road widening project. (not to exceed \$3,076,701.05)

COMMUNICATIONS

38. Proclaim March 8 - 13 and March 15 - 19 as Agri-Fest Weeks.
39. Proclaim March 2021 as Melanin Families Matter Month.

COOPERATIVE EXTENSION SERVICES

40. Approve Emergency Facility Use Agreement with the School Board of Polk County. (No fiscal impact)

HEALTH & HUMAN SERVICES

41. Approve State Housing Initiative Partnership (SHIP) program subordination agreement for Case S17-DP- 0051.(No Fiscal Impact)
42. Approve State Housing Initiative Partnership (SHIP) program subordination agreement for Case S06-DP-0079.(No Fiscal Impact)

EQUITY & HUMAN RESOURCES

INFORMATION TECHNOLOGY

CODE ENFORCEMENT

COUNTY PROBATION

RISK MANAGEMENT

INDIGENT HEALTH CARE

DEPUTY COUNTY MANAGER

FACILITIES MANAGEMENT

43. Approve a resolution to amend FY 20/21 Budget, a CIP Amendment and Budget Transfer in the amount of \$7,800,000 for the Nalcrest, Watkins (Sandhill) Road, Masterpiece Road and Moore Road Fire Rescue Station projects.

FLEET MANAGEMENT

PARKS & NATURAL RESOURCES

44. Approve Amendment #1 to Agreement DTF 19-101 with Enterprise Florida, Inc, on behalf of the Florida Defense Support Task Force. (Time extension only)

FIRE RESCUE

EMERGENCY MANAGEMENT

ROADS & DRAINAGE

45. SET HEARING to consider adoption of a Resolution allowing for the installation of traffic calming devices (speed humps) on Cutrone Road, near Winter Haven. (Suggested hearing date is Tuesday, April 6, 2021 at 9:30 a.m. or immediately following the Regular Agenda)
46. SET HEARING to consider adoption of a Resolution allowing for the installation of traffic calming devices (speed humps) on Fairway Avenue, near Lakeland. (Suggested hearing date is Tuesday, April 6, 2021 at 9:30 a.m. or immediately following the Regular Agenda)
47. SET HEARING to consider adoption of a Resolution allowing for the installation of traffic calming devices (speed humps) on Gull Drive, near Poinciana. (Suggested hearing date is Tuesday, April 6, 2021 at 9:30 a.m. or immediately following the Regular Agenda)
48. SET HEARING to consider adoption of a Resolution allowing for the installation of traffic calming devices (speed humps) on Illinois Avenue, near Lakeland. (Suggested hearing date is Tuesday, April 6, 2021 at 9:30 a.m. or immediately following the Regular Agenda)
49. SET HEARING to consider adoption of a Resolution allowing for the installation of traffic calming devices (speed humps) on Iowa Road, near Lakeland. (Suggested hearing date is Tuesday, April 6, 2021 at 9:30 a.m. or immediately following the Regular Agenda)
50. SET HEARING to consider adoption of a Resolution allowing for the installation of traffic calming devices (speed humps) on Patterson Road, near Haines City. (Suggested hearing date is Tuesday, April 6, 2021 at 9:30 a.m. or immediately following the Regular Agenda)
51. Adopt a Resolution setting speed limit on Laurelwood Lane, within the Laurelwood Landing Subdivision, near Lakeland. (\$121.15 one-time expense)

- 52. Adopt a Resolution setting parking restrictions on Patterson Road, near Haines City. (\$455.54 one-time expense)
- 53. Adopt a Resolution setting speed limit on Waverly Loop, within the Waverly Acres Subdivision, near Lake Wales. (\$93.21 one-time expense)
- 54. Approve an agreement and resolution with the Florida Department of Transportation (FDOT) for the 2020/2021 Railroad Crossing Signal Safety Program for West Lake Wales-Alturas Road. (\$2,260 annual expense)

UTILITIES

- 55. Approve Work Authorization No. 46 to Agreement 16-049 with Curry Controls Company to provide Supervisory Control and Data Acquisition (SCADA) services for the Northeast Regional Wastewater Treatment Facility (NERWWTF) 125VDC System project. (\$49,780 lump sum expense)
- 56. Approve Work Authorization No. 47 to Agreement 16-049 with Curry Controls Company to provide Supervisory Control and Data Acquisition (SCADA) services for the Pollard Road Water Production Facility (WPF) / PLC Improvements project. (\$92,475 lump sum expense)
- 57. Approve a Consultant Services Authorization with CivilSurv Design Group, Inc. for the Crooked Lake Park Inflow and Infiltration Study. (\$170,865 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. Authorize Real Estate Services Administrator to bid on behalf of Polk County up to \$91,195.89 at judicial sale for the property subject to Polk County v. Paul W. Donnelly, 53-2020CA-000561.
- 59. Approve Resolution approving issuance by the Polk County Industrial Development Authority of its Polk County Industrial Development Authority Industrial Development Revenue Bonds in a principal amount not exceeding \$8,500,000 for the purpose of financing the cost of the construction, equipping and renovation of certain improvements on the campus of Edward W. Bok Academy North, a facility owned and operated by Lake Wales Charter Schools, Inc.

60. Approve Memorandum of Understanding between AARP Foundation/SCSEP and Polk County Workforce Development Board, Inc. d/b/a CareerSource Polk for coordination of resources and ensure effective and efficient delivery of the One-Stop Customer Service Delivery System.
61. Confirm the Local Workforce Development Board (LWDB) Roster and the Local Workforce Development (LWD) Area Designation for the Polk County Workforce Development Board, Inc. d/b/a CareerSource Polk.
62. Approve Right-of-Way Agreement between Ashwood West Homeowners Association, Inc. and Polk County in conjunction with the West Pipkin Road Improvement Project. (No fiscal impact)
63. Approve mediated settlement agreement with Vineyard Christian Fellowship of Lakeland, Inc. for parcel 118AB/718 AB in the case of Polk County v. Khodabhai P. Patel, et al (2020CA-2230), an eminent domain lawsuit filed to acquire needed rights-of-way for the West Pipkin Project. (\$96,500 one time expense)
64. SET HEARING to consider the adoption of an ordinance relating to Trespass Warnings for County Property. (Suggested hearing date is March 16, 2021 at 9:30 a.m. or soon thereafter)
65. Adopt Resolution approving Extensions to Declaration of State of Local Emergency 20-01. (No fiscal impact)
66. Approve Release of Lien related to an Affordable Housing Impact Fee Waiver. (No fiscal impact)
67. Authorize County Deed to, and accept Warranty Deed, from Lake Alfred Pines, LLC in conjunction with a residential development adjacent to County Road 557. (No fiscal impact)
68. Accept Warranty Deed, Utility Easement and Ingress/Egress and Drainage Easement from Standard Sand and Silica Company, in conjunction with the Ernie Caldwell Boulevard Master Lift Station 2. (No fiscal impact)
69. SET HEARING to consider a request to vacate unmaintained platted rights-of-way as shown on the plat of Lake Caloosa Banana Corporation Plat No. 1. (Suggested hearing date is March 16, 2021 at 9:30 a.m, or immediately following the regular agenda)
70. Accept utility easement from ICI Pest Control, Incorporated, as requested through the Development Review Process. (No fiscal impact)
71. Approve Land Purchase Agreement in conjunction with the purchase of conservation preservation property located in the Lake Wales Ridge Ecosystem Project - Crooked Lake West Area; Romain a/k/a Thompson Estate. (\$1,000 one-time expense)
72. Authorize an Easement to Duke Energy Florida, LLC, in conjunction with the Polo Davenport Water Production Facility. (No fiscal impact)
73. Approve maintained right-of-way maps for Crews Lake Road, West Socrum Loop Road, and Ledley Wear Road. (No fiscal impact)
74. Approve Land Purchase Agreement between the Redgrave Family Limited Partnership and Polk County in conjunction with the County Road 54 at County Road 547 intersection. (\$26,000 one-time expense)

75. Accept Quit Claim Deeds from South State Bank and Lake Ruby Shoppes LLC for additional right-of-way along North Lake Ruby Dr. and West Lake Ruby Dr. (No fiscal impact)
76. Adopt Resolutions of Necessity for Parcel 104 authorizing condemnation for transportation improvements to W. Pipkin Road, Project No. 5400128. (No fiscal impact)
77. Approve Release of Lien related to an Affordable Housing Impact Fee Waiver. (No fiscal impact)
78. Ratify filing a Petition to Intervene in a challenge to the Florida Department of Environmental Protection.

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, March 1, 2021 - 1:30 p.m. – Land Use Hearing Officer Appellate Hearing will be held in the County Commission Boardroom.
- Tuesday, March 2, 2021 - 8:00 a.m. – In accordance with Chapter 286.011 of the Florida Statutes, the Board of County Commissioners will meet in the County Commissioners' Conference Room, Room 407, in private with the County Attorney to seek advice concerning the case: Right Way Floor Covering, Inc. vs. Polk County Board of County Commissioners, Circuit Court Case No.: 2017CA-002329. The names of persons who may be in attendance are as follows: County Commissioners George Lindsey, Rick Wilson, Bill Braswell, Martha Santiago, Neil Combee, County Attorney Michael Craig, Deputy County Attorney Sandra Howard, Jon Trohn, Esquire and County Manager Bill Beasley.
- Tuesday, March 2, 2021 - 6:00 p.m. – Sidewalk Advisory Committee will meet in the Multi-Purpose Room, Room 413.
- Wednesday, March 3, 2021 - 8:15 a.m. – Planning Commission will conduct a work session, prior to its regularly scheduled meeting, in the County Commission

Boardroom.

- Wednesday, March 3, 2021 - 9:00 a.m. – Planning Commission meeting will be held in the County Commission Boardroom.

- Thursday, March 4, 2021 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.

- Monday, March 8, 2021 - 6:00 p.m. – Eloise Community Redevelopment Agency (CRA) Advisory Committee will meet at the Johnny and Freda Brooks Resource Center (formerly known as the Eloise Resource Center), 710 Snively Avenue, Eloise.

- Tuesday, March 9, 2021 - 12:00 p.m. – Youth Leadership Northeast Polk Chamber Lunch & Roundtable Discussion will be held in the Multi-Purpose Room, Room 413.

- Wednesday, March 10, 2021 - 8:30 a.m. – Lakeland Area Mass Transit District Board of Directors meeting will be held at 1212 George Jenkins Boulevard, Hollingsworth Room, Lakeland.

- Wednesday, March 10, 2021 - 1:30 p.m. – Library Cooperative Governing Board will meet at the Winter Haven Public Library, 325 Avenue A NW, Winter Haven.

- Thursday, March 11, 2021 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.

- Thursday, March 11, 2021 - 9:00 a.m. – Tourist Development Council's Marketing

Committee will meet at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.

- Thursday, March 11, 2021 - 2:30 p.m. – Historical Commission and Marker Committee will meet in the County Commission Boardroom.

- Friday, March 12, 2021 - 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 County Commission Boardroom.