



Polk County Board of County Commissioners

Meeting Agenda

November 3, 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. Pastor Jeff Giddens, First Baptist Church, Eagle Lake

PLEDGE OF ALLEGIANCE (BILL BRASWELL, CHAIRMAN)

A. PRESENTATIONS and RECOGNITIONS

2. Recognize Commissioner John Hall for serving as Chairman during FY 15-16 and his eight years of service on the Board of County Commissioners.

B. CEREMONIAL PROCLAMATIONS

3. Proclaim November 14, 2020 as Kathleen Baptist Church Day of Celebration.

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

4. Ida Lorelli Pollack-Freidenreich - general comments.
5. Kirk Sullivan to discuss BS Ranch & Farm.
6. Comments.

D. APPROVE CONSENT AGENDA

7. Approve Consent Agenda.

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

8. Disbursements.
9. Approve Minutes of Regular Board Meeting held on October 20, 2020.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. COUNTY ATTORNEY (MICHAEL CRAIG)

10. Approve the release of a warranty and surety in the amount of \$18,935.58 in the form of Maintenance Bond No. 1163833 for Reserve at Highland Meadows. (No fiscal impact)
11. Approve the release of a warranty and surety in the amount of \$74,949.67 in the form of Maintenance Bond No. K09559000 for Wilder Oaks. (No fiscal impact)

H. COUNTY MANAGER (BILL BEASLEY)

12. Approve a Reclamation Contract with Florida Department of Environmental Protection for Bone Valley ATV Park north property expansion. (\$674,898.11 not to exceed, one-time revenue)
13. Approve Community Development Block Grant (CDBG) subrecipient agreement between Polk County and The City of Auburndale. (\$314,225.84 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 adoption of a Resolution allowing for the installation of two traffic calming devices (speed humps) on Magnolia Preserve Boulevard, near Winter Haven. (estimated \$8,000 one-time expense)
20. Public Hearing (LDPD-2020-24 Walker Road PD De Novo Hearing) to consider an appeal to the Planning Commission's decision to approve LDPD-2020-24.

21. Public Hearing (LDCPAL 2020-4 RV Park CPA) (Transmittal Public Hearing) to consider a Large Scale Comprehensive Plan Amendment and associated ordinance to change the Future Land Use designation on 23.82 +/- acres from Residential Low-X (RLX) and Neighborhood Activity Center-X (NACX) to Leisure Recreation-X (LRX) in the Utility Enclave Area (UEA) and in the Southeast Polk Selected Area Plan (SAP) Village Center-Core.
22. Public Hearing (LDCPAL 2020-6 Marion Creek CPA) (Transmittal Public Hearing) to consider a Large Scale Comprehensive Plan Amendment and associated ordinance to change the Future Land Use designation on 190.52 +/- acres from Poinciana Pre-DRI #1 to Agricultural Residential Rural (A/RR) in the Rural Development Area (RDA).
23. Public Hearing (LDCPAL 2020-10 Legacy Park CPA) (Transmittal 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.
24. Public Hearing (LDCPAL 2020-17 Berakah CPA) (Transmittal Public Hearing) to consider a Large Scale Comprehensive Plan Amendment to change the Future Land Use designation on 4.84 +/- acres from Employment Center-X (ECX) to Institutional-X (INSTX) in the Transit Supportive Development Area (TSDA) and the North Ridge Selected Area Plan (SAP).
25. Public Hearing (LDCT-2020-8 TSDA and Utilities Availability Clarification LDC Text Amendment) (Adoption Hearing) to consider the adoption of a County-initiated ordinance amending the Land Development Code.
26. Public Hearing (LDCT-2020-9 Lakes Access Amendment) (Adoption Hearing) to consider a County-initiated ordinance amending the Land Development Code.
27. Public Hearing to consider adoption of an ordinance amending Ordinance No. 2018-073 entitled "The Polk County Government's Retiree Insurance Benefits Ordinance."

P. CONSENT AGENDA ITEMS

COMMISSIONER DISTRICT 1

COMMISSIONER DISTRICT 2

COMMISSIONER DISTRICT 3

COMMISSIONER DISTRICT 4

COMMISSIONER DISTRICT 5

COUNTY COMPTROLLER

28. Removal of equipment from inventory as listed on Blanket Removal Form 2110.

29. Minutes of the Poinciana Community Development District dated July 17, 2019.

30. Appoint property custodian for the office of Utilities-Operations.

COUNTY MANAGER

ECONOMIC DEVELOPMENT

TOURISM/SPORTS MARKETING

OFFICE OF PLANNING & DEVELOPMENT

31. Approve the release of a warranty and surety in the amount of \$1,295 in the form of Maintenance Bond No. 0220515 for 7-Eleven Ronald Reagan & Pine. (No fiscal impact)
32. Approve the release of a warranty and surety in the amount of \$40,518.26 in the form of Maintenance Bond No. 9813598 for Champions Vue Apartments. (No fiscal impact)
33. Accept Performance Surety Bond No. 41K000390 for Cove at Eagle Lake in the amount of \$213,615.26. (No fiscal impact)
34. Approve the release of a warranty and surety in the amount of \$20,131.10 in the form of Maintenance Bond No. 483750S for Hallam Preserve Ph 3A. (No fiscal impact)
35. Approve the release of a warranty and surety in the amount of \$15,660.84 in the form of Maintenance Bond No. RCB0022801 for Hollygrove Villas. (No fiscal impact)
36. Approve the release of a warranty and cash surety in the amount of \$7,221.01 for Lakemont Ridge Home & RV Park. (No fiscal impact)
37. Approve the release of a warranty and cash surety in the amount of \$1,576.80 for Little Ceasar's – Ridgeview. (No fiscal impact)
38. Approve the release of a warranty and surety in the amount of \$180,333.23 in the form of Maintenance Bond No. 268012187 for Ridgewood Lakes Phase 1 Village 14. (No fiscal impact)
39. Approve the release of a warranty and surety in the amount of \$85,364.76 in the form of Maintenance Bond No. 268012211 for Ridgewood Lakes Phase 2 Village 14. (No fiscal impact)
40. SET HEARING (LDCD-2020-6 Country Club Road Sub-District Change) to consider a Sub-District Map change from Residential Low-1 (RL-1) to Residential Low-3 (RL-3) on +/- 27.5 acres. (Suggested hearing date is November 17, 2020 at 9:30 a.m. or immediately following the Regular Agenda)
41. SET HEARING (LDCT-2020-10 Lighting Amendment) to consider the adoption of a County-initiated ordinance amending the Land Development Code. (Suggested hearing dates are December 15, 2020 at 9:30 a.m. or immediately following the Regular Agenda and January 5, 2021 at 9:30 a.m. or immediately following the Regular Agenda)
42. Approve the release of a warranty and surety in the amount of \$118,934.63 in the form of Maintenance Bond No. 1118868 for Solterra Phase 2A - 1. (No fiscal impact)
43. Approve the release of a warranty and surety in the amount of \$66,162.85 in the form of Maintenance Bond No. 483910S for Tanglewood Preserve Phase 2. (No fiscal impact)
44. Accept a performance surety in the form of Performance Bond No. 72BSBIC2961 for Tivoli Reserve Phase 2 in the amount of \$240,741.33. (No fiscal impact)

45. Accept Williams Preserve Phase 3 potable water, wastewater and reclaim water utility system improvements for ownership, operation and maintenance by Polk County Utilities. (No fiscal impact)
46. Accept a one year warranty and surety in the amount of \$31,232.20 in the form of Maintenance Bond No. LICX1165848 for Williams Preserve Phase 3. (No fiscal Impact)
47. Approve the release of a warranty and surety in the amount of \$38,709.43 in the form of Maintenance Bond No. SUR0052452 for Willowbend Phase 3. (No fiscal impact)
48. Tierra Del Sol East Phase 2 plat for Conditional Approval. (No fiscal impact)
49. Tuscan Meadows Phase III plat for Conditional Approval. (No fiscal impact)

DEPUTY COUNTY MANAGER

BUDGET & MANAGEMENT SERVICES

50. Approve a transfer of \$12,246,313 from Reserves for Debt Service in Debt Service Funds, and adopt four resolutions authorizing an amendment to Fiscal Year 2019/2020 budget for unanticipated revenue and costs of refunding 2010 Capital and Transportation Improvement Bonds to Promissory Note 2020 B & 2020 C. (\$5,631,447 increase of revenues and expenses in the FY 2019/2020 budget)

PROCUREMENT

51. Approve selection committee's recommendation to authorize staff to enter into contract negotiations with Curry Controls Company for Utilities SCADA Construction Services. (No fiscal impact)

COMMUNICATIONS

52. Proclaim November 15, 2020 as American Enterprise Day.

COOPERATIVE EXTENSION SERVICES

HEALTH & HUMAN SERVICES

53. Approve Resolution to amend the FY 20/21 Affordable Housing Assistance Trust Fund for unanticipated revenue and expense due to additional CARES Act funding. (\$1,301,799 one-time revenue and expense)

EQUITY & HUMAN RESOURCES

INFORMATION TECHNOLOGY

CODE ENFORCEMENT

COUNTY PROBATION

RISK MANAGEMENT

DEPUTY COUNTY MANAGER

FACILITIES MANAGEMENT

FLEET MANAGEMENT

PARKS & NATURAL RESOURCES

FIRE RESCUE

54. SET HEARING to consider the appeal of approval of a Certificate of Public Convenience and Necessity (COPCN) for St. Christina's Ambulance Service, LLC. (Suggested hearing date is November 17, 2020 at 9:30 a.m. or immediately following the Regular Agenda)

EMERGENCY MANAGEMENT

ROADS & DRAINAGE

55. Adopt a Resolution setting parking restrictions on Bella Drive, Freedom Boulevard, Hamlet Road, Liberty Boulevard, Nova Drive, Panda Place and Panda Way, within the Bella Nova Subdivision, Phases I through IV, near Davenport. (\$2,602.11 one-time expense)
56. Adopt Resolution setting speed limit on Bellview Drive, near Lakeland. (\$232.61 one-time expense)
57. Adopt a Resolution setting parking restrictions on Blue Jay Way, Earlmont Place, Hammock Court, Ridgebrook Court, Ridgemont Court, Royal Ridge Drive, Sandy Ridge Drive, Scrub Jay Way, Spring Meadow Way, Starbird Court and Sundown Court, within the Sandy Ridge Subdivision, near Davenport. (\$4,032.71 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

POLK COUNTY TAX COLLECTOR

SUPERINTENDENT OF POLK COUNTY SCHOOLS

WORKFORCE DEVELOPMENT BOARD

COUNTY ATTORNEY

58. Approve Right-of-Way Agreement for Parcel 704 in conjunction with the West Pipkin Road Improvement Project. (\$36,000 one-time expense)
59. Approve Right-of-Way Agreement for Parcel 111 in conjunction with the West Pipkin Road Improvement Project. (\$35,250 one-time expense)

60. Approve Release of Lien related to an Affordable Housing Impact Fee Waiver. (No fiscal impact)
61. Approve release of lien upon payment of \$4160 to satisfy an Affordable Housing Impact Fee Exemption Lien. (\$4160 one-time revenue)
62. Approve release of lien upon payment of \$4160 to satisfy an Affordable Housing Impact Fee Exemption lien. (\$4160 one-time revenue)
63. Adopt Resolution approving Extensions to Declaration of State of Local Emergency 20-01. (No fiscal impact)
64. Accept Sidewalk Easement from Ackerman Lakeland Owner, LLC, as requested through the development review process. (No fiscal impact)
65. Accept instruments for additional right-of-way for Drane Field Road, and Kathleen Road at Duff Road, as requested through the Development Review Process. (No fiscal impact)
66. Accept a utility easement from RS Lakeland LLC, as requested through the Development Review Process. (No fiscal impact)
67. Approve Land Purchase Agreements in conjunction with the purchase of three conservation preservation properties located in the Lake Wales Ridge Ecosystem Project - Crooked Lake West Area; Hamilton, Callahan, and Mahr parcels. (\$3,500 one-time expense)
68. Accept Warranty Deed from the City of Haines City in conjunction with the Johnson Avenue (CR 580) at Powerline Road Intersection Improvement Project. (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.

- Wednesday, November 4, 2020 - 8:50 a.m. – Planning Commission will conduct a work session, prior to its regularly scheduled meeting, in the County Commission Boardroom.
- Wednesday, November 4, 2020 - 9:00 a.m. – Planning Commission meeting will be held in the County Commission Boardroom.
- Wednesday, November 4, 2020 - 9:00 a.m. – Value Adjustment Board will hold hearing virtually. For more details, contact Jennifer Leiding at JenniferLeiding@polk-county.net.

- Thursday, November 5, 2020 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Thursday, November 5, 2020 - 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, November 5, 2020 - 9:00 a.m. – Value Adjustment Board will hold hearing virtually. For more details, contact Jennifer Leiding at JenniferLeiding@polk-county.net.
- Friday, November 6, 2020 - 9:00 a.m. – Value Adjustment Board will hold hearing virtually. For more details, contact Jennifer Leiding at JenniferLeiding@polk-county.net.
- Monday, November 9, 2020 - 9:00 a.m. – Value Adjustment Board will hold hearing virtually. For more details, contact Jennifer Leiding at JenniferLeiding@polk-county.net.
- Tuesday, November 10, 2020 - 9:00 a.m. – Value Adjustment Board will hold hearing virtually. For more details, contact Jennifer Leiding at JenniferLeiding@polk-county.net.
- Tuesday, November 10, 2020 - 6:00 p.m. – Sidewalk Advisory Committee will meet in the Multi-Purpose Room, Room 413.
- Wednesday, November 11, 2020 – The offices of the Board of County Commissioners will be closed in observance of Veteran's Day.

- Thursday, November 12, 2020 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.

- Thursday, November 12, 2020 - 9:00 a.m. – Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.

- Thursday, November 12, 2020 - 4:00 p.m. – Central Florida Development Council Board Meeting will be held at Central Florida Development Council, 1725 Bartow Road, Lakeland.

- Thursday, November 12, 2020 - 5:30 p.m. – Contractor Licensing Board will meet in the County Commission Boardroom.

- Friday, November 13, 2020 - 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.