



# Polk County Board of County Commissioners

## Meeting Agenda - Final-revised

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### December 05, 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. (BILL BRASWELL, CHAIR)**

#### **INVOCATION**

Murphy Hanley, Polk County Fire Rescue Chaplain

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

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

A.1. Early Learning Coalition Presentation, Ms. Bevilacqua-Ely

#### **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 November 21, 2023.

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

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

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

- H.1. Request Board approve a transfer from reserves to the Sheriff's Budget for the purchase of a Kodiak fixed wing aircraft and imaging system. (Up to \$5,000,000 one-time expense)
- H.2. Approve Agreements with Aetna for integrated medical and pharmacy benefits administration. (Estimated \$62,000,000 recurring annual expense in the Employee Health Plan including estimated administrative costs of \$1,600,000 per year)
- H.3. Approve Standard Grant Agreement #LPA0436 between State of Florida Department of Environmental Protection (FDEP) to fund the Peace Creek Water Preservation Project. (one-time revenue \$3,000,000)
- H.4. Approve agreement with Dewberry Engineers, Inc. to provide professional engineering services for the Circle B Bar Reserve. (\$1,445,122.17 one-time expense)
- H.5. Request Board approve construction contract with Semco Construction, Inc. for the Northeast Regional Park - Batting Cages & Storage Building project. (\$568,543.00 one-time expense).
- H.6. Approve agreement with Wharton-Smith, Inc. to provide construction manager at risk (CMAR) pre-construction services for Phases 1 and 2 of the Northeast Regional Wastewater Treatment Facility expansion from 6 to 9 million gallons daily (MGD). (\$320,513.00 pre-construction services one-time expense)

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

- I.1. Commissioner Wilson Comments.

**J. COMMISSIONER DISTRICT 3 (BILL BRASWELL, CHAIR)**

- J.1. Chair Braswell Comments.

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

- K.1. Re-appoint Cyndi Jantomaso as Member No. 7 of the Industrial Development Authority for the three-year term, January 22, 2024, to January 21, 2027.
- K.2. Commissioner Santiago Comments.

**L. COMMISSIONER DISTRICT 5 (NEIL COMBEE)**

- L.1. School Zone Speed Cameras
- L.2. Growth Increment Funding Plan

L.3. Commissioner Combee Comments.

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

M.1. Commissioner Lindsey Comments.

**N. LAY BOARD APPOINTMENTS**

**O. EXPEDITED HEARINGS PURSUANT TO RESOLUTION NO. 2022-089**

\* County Attorney opening comments

O.1. Public Hearing (LDCT-2023-12 PIX Car Wash and Self-Storage Text Amendment) (Adoption Hearing) to consider the adoption of an applicant-initiated Land Development Code text amendment.

O.2. Public hearing (LDCT-2023-17 Certified Local Government (CLG) Ordinance) (Adoption Hearing) to consider adoption of an ordinance needed to achieve Certified Local Government status as defined by the National Historic Preservation Act.

**P. PUBLIC HEARINGS**

P.1. Public Hearing (LDCPAL 2023-4 N US 27 SAP CPA) (Adoption Hearing) to consider the adoption of a Large-Scale Comprehensive Plan Map Amendment on 12.86 +/- acres to change the Future Land Use from Professional/Institutional (PIX) to Residential High (RHX). (No Fiscal Impact)

P.2. Public Hearing (LDCPAL-2023-15 US Highway 27 RLX to OCX) (Adoption Hearing) to consider the adoption of a Large-Scale Comprehensive Plan Amendment (CPA) to change the Future Land Use designation on 0.94 +/- acres from Residential Low X (RL-X) to Office Center X (OC-X) in Transit Supportive Development Area (TSDA)/North US 27 Selected Area Plan (SAP)/Ridge Special Protection Area (SPA)/Green Swamp Area of Critical State Concern (ACSC)/Transit Corridors and Centers Overlay (TCCO) Transit Corridors. (No Fiscal Impact)

P.3. Public Hearing to consider adoption of an ordinance creating the Central Inwood Street Lighting Municipal Service Benefit Unit ("MSBU").

P.4. Public Hearing to consider adoption of an ordinance limiting code enforcement and building department action for building additions, remodels, and sheds on owner occupied residential property, without a permit when the additions, remodels, and sheds are greater than six (6) years old at the time of a complaint.

P.5. Public Hearing to consider adoption of a resolution providing notice of intent to use the uniform method for the levy, collection, and enforcement of non-ad valorem assessments.

**Q. WORK SESSION ITEMS**

**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. COUNTY MANAGER

R. ECONOMIC DEVELOPMENT

R. TOURISM/SPORTS MARKETING

R. OFFICE OF PLANNING & DEVELOPMENT

R.1. Country Bend Plat for Conditional Approval. (No fiscal impact)

R.2. Approve the release of a cash surety in the amount of \$107,262.54 for Camden Park at Providence Phase 4 (aka Providence N19). (No fiscal impact)

R.3. Approve the release of a cash surety in the amount of \$16,794.00 for Indigo at Champions Ridge. (No fiscal impact)

R.4. Approve the release of a cash surety in the amount of \$1,037.80 for Rafina Tract C-2. (No fiscal impact)

R.5. Approve the release of a cash surety in the amount of \$1,517.49 for US 27 Sandmine Road Mixed Use Phase 1. (No fiscal impact)

R.6. Approve the release of a warranty and surety in the amount of \$102,847.00 in the form of Maintenance Bond No. 41K000281 for Atria at Ridgewood Lakes. (No fiscal impact)

R.7. Approve the release of a warranty and surety in the amount of \$133,734.16 in the form of Maintenance Bond No. SU1177149 for Festival Phase 5. (No fiscal impact)

R.8. Approve the release of a warranty and surety in the amount of \$62,966.23 in the form of Maintenance Bond No. 41K235474 for Hallam Preserve J. (No fiscal impact)

- R.9. Approve the release of a warranty and surety in the amount of \$36,046.82 in the form of Maintenance Bond No. 024262102 for Mirabella Phase 2. (No fiscal impact)
- R.10. Approve the release of a warranty and surety in the amount of \$4,209.28 in the form of Maintenance Bond No. 1183357 for Norton Road Storage Phase 1. (No fiscal impact)
- R.11. Approve the release of a warranty and surety in the amount of \$35,213.00 in the form of Maintenance Bond No. 0767158 for Polk Florence Villa Grove. (No fiscal impact)
- R.12. Approve the release of a warranty and surety in the amount of \$241,971.08 in the form of Maintenance Bond No. 800140610 for The Glen at West Haven. (No fiscal impact)
- R.13. Approve the release of a warranty and surety in the amount of \$187,756.15 in the form of Maintenance Bond No. ES00004977M for Windsor Island Resort (aka Sand Mine Road Ph 1). (No fiscal impact)
- R.14. Approve the release of a warranty and surety in the amount of \$59,712.78 in the form of Maintenance Bond No. 59BSBIU1769 for Windsor Island Resort Phase 2A. (No fiscal impact)
- R.15. Approve the release of a warranty and surety in the amount of \$186,297.69 in the form of Maintenance Bond No. 59BSBIU1770M for Windsor Island Resort Phase 2B. (No fiscal impact)
- R. BUILDING
- R. DEPUTY COUNTY MANAGER
- R. BUDGET & MANAGEMENT SERVICES
- R. PROCUREMENT
- R. COMMUNICATIONS
- R. COOPERATIVE EXTENSION SERVICES
- R. HEALTH & HUMAN SERVICES
- R.16. Approve Reimbursement Agreement with Peace River Center for Personal Development, Inc. (\$250,000 one-time expense)
- R.17. Accept Retired and Senior Volunteer Program (RSVP Polk) grant from the Corporation for National and Community Service (CNCS). (\$69,933 one-time revenue, \$44,178 cash match, \$46,910 in kind match)

- R.18. State Housing Initiatives Partnership (SHIP) Incentive Plan Implementation Annual Review 2023
  - R. EQUITY & HUMAN RESOURCES
  - R. INFORMATION TECHNOLOGY
  - R. CODE ENFORCEMENT
  - R. COURT SERVICES
  - R. RISK MANAGEMENT
- R.19. Consider approval of the proposed settlement in the matter of Claudia Ruiz Jimenez v. Polk County Board of County Commissioners; \$75,000.00 one-time expense.
  - R. INDIGENT HEALTH CARE
  - R. FACILITIES MANAGEMENT
  - R. FLEET MANAGEMENT
  - R. PARKS & NATURAL RESOURCES
- R.20. Request Board approve selection committee's recommendation to authorize staff to enter into contract negotiations with SePro Corporation for professional engineering services for the Lake Deeson & Bear Branch projects. (No fiscal impact)
  - R. FIRE RESCUE
- R.21. Request Board approve Amendment No. 5 to Contract No. 11-055, with Philips Healthcare. (\$110,000 estimated recurring expense)
  - R. EMERGENCY MANAGEMENT
  - R. REAL ESTATE SERVICES
- R.22. Approve Right-of-Way Agreement between Ching H. Lu and Shu H. Cheng, and Polk County in conjunction with the County Road 557 Project, Parcel 123. (\$360,730 one-time expense)
- R.23. Approve Right-of-Way Agreement between Kenneth E. Ricks and Polk County in conjunction with the Palmer Road Drainage Project. (\$267,800 one-time expense)

R.24. Approve Land Exchange Agreement between Tampa Electric Company and Polk County in conjunction with the exchange of real properties owned by each identified as Parcel ID No. 262916-689000-014801 and 233201-000000-032020, respectively. Also adopt a resolution approving the exchange of real property. (\$1,500 one-time expense)

R. ROADS & DRAINAGE

R.25. Approve Consultant Services Authorization (CSA) No. 22-091-02 with Kisinger Campo & Associates, Inc. (Consultant) for post-design services for the Inwood Elementary School SRTS sidewalk project. (\$25,888.93 one-time expense)

R.26. Approve Amendment No. 1 to Consultant Services Authorization (CSA) No. 22-088-01 with HNTB Corporation, (Consultant) to provide engineering services for the Cypress Parkway at Lake Marion Creek Road Intersection Improvements Project (\$54,255.00 one-time expense).

R.27. Adopt a Resolution Setting Parking Restrictions on Road J, near Winter Haven (\$623.07 one-time expense)

R. UTILITIES

R. WASTE & RECYCLING

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

## 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.

- Monday, December 4, 2023 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Conference Room 341, Third Floor.
- Monday, December 4, 2023 – 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.
- Tuesday, December 5, 2023 – 6:00 p.m. – Sidewalk Advisory Committee will meet in Room 413, Fourth Floor, Polk County Administration Building.
- Wednesday, December 6, 2023 – 9:00 a.m. – Planning Commission Meeting will be held in the County Commission Boardroom.
- Wednesday, December 6, 2023 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Conference Room 341, Third Floor.
- Thursday, December 7, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Thursday, December 7, 2023 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Conference Room 341, Third Floor.
- Thursday, December 7, 2023 – 9:30 a.m. – Technical Advisory (TAC) Committee will meet in the Multi-Purpose Room, Room 413, Fourth Floor.
- Friday, December 8, 2023 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Conference Room 341, Third Floor.
- Monday, December 11, 2023 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Conference Room 341, Third Floor.
- Monday, December 11, 2023 – 1:30 p.m. – Transportation Disadvantaged Local Coordinating Board meeting (TD-LCB) meeting will be held in the County Commission Boardroom.
- Tuesday, December 12, 2023 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Conference Room 341, Third Floor.
- Tuesday, December 12, 2023 – 1:00 p.m. – The 2nd Selection Committee Meeting for RFP 24-016 Polk County Comprehensive Plan Update for scoring and review will convene at the Polk County Administrative Building, Room 413, Fourth Floor.



- Wednesday, December 13, 2023 – 8:30 a.m. – Lakeland Area Mass Transit District (LAMTD) Board of Directors meeting will be held at 1212 George Jenkins Boulevard, Lakeland
- Wednesday, December 13, 2023 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Conference Room 341, Third Floor.
- Wednesday, December 13, 2023 – 9:00 a.m. – Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Wednesday, December 13, 2023 – 11:30 a.m. – Winter Haven Leadership Lunch will be held in the Multi-Purpose Room, Room 413, Fourth Floor.
- Wednesday, December 13, 2023 – 4:00 p.m. – Central Florida Development Council Board Meeting will be held at the CFDC Offices, 1725 Bartow Road, Lakeland.
- Wednesday, December 13, 5:30 p.m. – Contractor Licensing Board Meeting will be held in the County Commission Boardroom.
- Thursday, December 14, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Thursday, December 14, 2023 – 9:00 a.m. – Transportation Planning Organization (TPO) Board meeting will be held in the County Commission Boardroom.
- Thursday, December 14, 2023 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Conference Room 341, Third Floor.
- Thursday, December 14, 2023 – 9:00 a.m. – Tourist Development Council's (TDC) Board will meet at Lake Myrtle Sports Complex, 2701 Myrtle Park Road, Auburndale.
- Thursday, December 14, 2023 – 12:45 p.m. – Leadership Lakeland Program will be held in the Polk County History Center, 100 East Main Street, Bartow.
- Thursday, December 14, 2023 – 1:30 p.m. – Land Use Hearing Officer Hearings will be held in the County Commission Boardroom.
- Friday, December 15, 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, December 18, 2023 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building, Conference Room 341, Third Floor.
- Monday, December 18, 2023 – 5:30 p.m. – Community Relations Advisory Council (CRAC) meeting and Holiday Social will be held in the Employee Lounge, Third Floor.