



Polk County Board of County Commissioners (Organizational)

Meeting Agenda - Final-revised

November 19, 2024 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

Bill Dehart, Polk County Fire Rescue Chaplain

PLEDGE OF ALLEGIANCE (BILL BRASWELL, CHAIR)

INVESTITURE CEREMONY (RANDY MINK, COUNTY ATTORNEY)

1. Becky Troutman, County Commissioner, District 1. Stacy M. Butterfield, CPA, Clerk of the Circuit Court and Comptroller, to administer oath.
2. Bill Braswell, County Commissioner, District 3. Stacy M. Butterfield, CPA, Clerk of the Circuit Court and Comptroller, to administer oath.
3. Michael Scott, County Commissioner, District 5. Daniel F. Pilka, Esq., to administer oath.

REORGANIZATION OF THE BOARD (RANDY MINK, COUNTY ATTORNEY)

4. Comments from the General Public regarding Reorganization of the Board.
5. Elect Chairperson.
6. Elect Vice Chairperson.
7. Adopt Resolution Authorizing Banks to Honor and Cash Warrants signed by new Chairperson and the Clerk effective November 19, 2024.

8. Recognition of the outgoing Chair.

A. PRESENTATIONS and RECOGNITIONS

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 5, 2024.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. COUNTY ATTORNEY (RANDY MINK)

H. COUNTY MANAGER (BILL BEASLEY)

H.1. Approve construction contract with Ajax Paving Industries of Florida, LLC for the Imperial Lakes drainage improvement project - ARP (\$8,941,173.86 one-time expense from American Rescue Plan Funds)

H.2. Approve agreement with Kisinger Campo & Associates, Corp. for engineering services for the FDC Grove Road/North Ridge Trail flyover project. (\$1,839,792.64 one-time expense)

H.3. Approve Standard Grant Agreement #INV51 with the State of Florida - Department of Environmental Protection (FDEP) to provide funding for the project: "Advanced Algae Cultivation Technology for Nutrient Removal from Florida Surface Waters" (\$2,300,000 one-time revenue).

H.4. Approve Florida Defense Support Commission and Department of Commerce Defense Grant Agreement # S0253 to pursue less than fee acquisition with willing sellers in the Sentinel Landscape. (one-time revenue \$500,000)

H.5. Approve 1) construction contract with Bul-Hed Corporation for the Lake Annie water quality improvement project, and 2) CIP amendment and budget transfer in the amount of \$720,000.00 with in the American Rescue Plan and Stormwater MSTU Funds. (\$3,300,300.14 one-time expense)

- H.6. Approve Agreement for Sale and Purchase between R.F. Development Group Co., Inc. and Polk County in conjunction with the Environmental Lands Program, CLASAC Project EL-100-23. (\$5,245,000 total expense)
- H.7. Approve construction contract with CenState Contractors, Inc. for the Babson Park Water Production Facility No. 1 ground storage tank and high service pump station project. (\$4,348,630.00 one-time expense from American Rescue Plan Funds and \$393,275.00 Connection Fee Funds)

I. COMMISSIONER DISTRICT 1 (BECKY TROUTMAN)

- I.1. Commissioner Troutman Comments.

J. COMMISSIONER DISTRICT 2 (RICK WILSON)

- J.1. Commissioner Wilson Comments.

K. COMMISSIONER DISTRICT 3 (BILL BRASWELL)

- K.1. Commissioner Braswell Comments.

L. COMMISSIONER DISTRICT 4 (MARTHA SANTIAGO)

- L.1. Commissioner Santiago Comments.

M. COMMISSIONER DISTRICT 5 (MICHAEL SCOTT)

- M.1. Commissioner Scott Comments.

N. LAY BOARD APPOINTMENTS

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

- O.1. Public Hearing (LDCPAS-2024-16 Dinaco LLC CPA) (Adoption Hearing) to consider a Future Land Use change from Residential Suburban (RS) to Linear Commercial Corridor (LCC) on +/- 0.8 acres in the Suburban Development Area (SDA). (No Fiscal Impact)
- O.2. Public Hearing (LDCPAS-2024-19 Lakeland Highlands OC CPA) (Adoption Hearing) to consider a Future Land Use Map change from Residential Medium (RM) to Office Center (OC) on +/- 1.4 acres in the Transit Supportive Development Area (TSDA). (No Fiscal Impact)
- O.3. Public Hearing (LDCT-2024-23 Subdivision of Lots with Multiple Structures) (First Reading) to consider the adoption of a County-initiated request to allow lots with multiple units in existence for over 20 years to subdivide regardless of the minimum lot size, provided certain conditions can be met.

P. PUBLIC HEARINGS

- * County Attorney opening comments

- P.1. Public Hearing to consider adoption of a resolution to vacate portions of platted public drainage and utility easements as shown on the Plat of River Ranch Shores Unit One. (No fiscal impact)
- P.2. Public Hearing (LDPD-2024-2 Shepherd Rd Multi-family) (De Novo Hearing) to consider an appeal to the Planning Commission's decision to deny LDPD-2024-2.

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.1. Removal of equipment from inventory as listed on Blanket Removal Form 2206.
- R. COUNTY MANAGER
- R. ECONOMIC DEVELOPMENT
- R. TOURISM/SPORTS MARKETING
- R. OFFICE OF PLANNING & DEVELOPMENT
- R.2. SET HEARING (LDCDD-2024-5 Lake Hamilton Bluff Third CDD Boundary Amendment) to consider the adoption of an applicant-initiated resolution consenting to the amendment of the external boundaries of an existing Community Development District (CDD) that is mostly within the Lake Hamilton town limits. Suggested hearing date is December 3, 2024, at 9:00 a.m. (No fiscal impact)
- R.3. Accept Berry Plaza potable water, wastewater and reclaim water utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)
- R.4. Accept a one-year warranty and cash surety in the amount of \$12,572.57 for Berry Plaza. (No fiscal Impact)

- R.5. Accept Performance Surety in the amount of \$25,145.00 in the form of Performance Bond No. 108116455 for Driveway Installation as part of the Peoples Gas Systems, Inc. (PGS) Highway 98 relocation project. (No fiscal impact)
- R.6. Approve the release of a surety in the amount of \$319,864.96 in the form of Performance Bond No. 024273476 for Wilder Pines. (No fiscal impact)
- R.7. Accept Wilder Pines potable water, wastewater and reclaim water utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)
- R.8. Accept a one-year warranty and surety in the amount of \$132,342.75 in the form of Maintenance Bond No. 024275411 for Wilder Pines. (No fiscal Impact)
- R. BUILDING
- R. DEPUTY COUNTY MANAGER
- R. BUDGET & MANAGEMENT SERVICES
- R.9. Request Board approve a transfer from reserves to the Correctional County-Wide Impact Fee Fund (One-time transfer \$8,000).
- R.10. Adopt resolution to amend the FY 23/24 budget for required Governmental GASB 87 and GASB 96 capital outlay adjustments. Accounting adjustments only - no fiscal impact.
- R. PROCUREMENT
- R. COMMUNICATIONS
- R.11. Farm-City Week Proclamation
- R. COOPERATIVE EXTENSION SERVICES
- R. HEALTH & HUMAN SERVICES
- R.12. Resolution to amend the FY 23/24 budget for the Rohr Home Fund and transfer funds from the Indigent Health Care Half-Cent Sales Surtax Fund to cover unbudgeted expenses. (\$715,000 one-time revenue and expense)
- R.13. Approve the HOME Funded Renewal Tenant Based Rental Assistance (TBRA) Pilot Program sub-recipient agreement with the Homeless Coalition of Polk County. (\$125,000 one-time expense).
- R.14. State Housing Initiatives Partnership (SHIP) Incentive Plan Implementation Annual Review 2024, Authorizing Resolution and Local Housing Assistance Plan (LHAP) Amendment Revisions. (No fiscal impact)

R. EQUITY & HUMAN RESOURCES

- R.15. Approve the 2024-2025 Collective Bargaining Agreement (CBA) between the Polk County Board of County Commissioners (Polk County) and the International Association of Emergency Medical Technicians (EMTs) and Paramedics (IAEP) Local R5-917 SEIU/NAGE.

R. INFORMATION TECHNOLOGY

R. CODE ENFORCEMENT

R. COURT SERVICES

R. RISK MANAGEMENT

R. COMMUNITY HEALTH CARE

- R.16. Approve the contract with Tri-County Human Services, Inc. (TCHS) for the purchase and installation of generators. (Total amount not to exceed \$430,000)

R. FACILITIES MANAGEMENT

R. FLEET MANAGEMENT

- R.17. Approve piggyback agreement with Dana Safety Supply, Inc. for vehicle lighting, parts, and installation services. (estimated \$100,000.00 - \$250,000.00 recurring annual expense)

R. PARKS & NATURAL RESOURCES

- R.18. Approve interlocal agreement with the United States Fish and Wildlife Service (the Service) to implement the Peace River Streambank Restoration project north of Bowling Green in Polk County (one-time expense \$250,000).

- R.19. Approve staff to pursue acquisition of sites nominated to the Environmental Lands Program. Conservation Land Acquisition Selection Advisory Committee (CLASAC) recommends pursuing acquisition of EL-127-24, EL-129-24, EL-130-24 and EL-131-24 and to not pursue acquisition of EL-128-24. (no fiscal impact)

- R.20. Approve Amendment #1 to Agreement #22FRP12 with the State of Florida Department of Environmental Protection (FDEP) to provide funding for the project: "Polk County Peace Creek Canal Basin Wetland Restoration" (no fiscal impact).

- R.21. Approve License Agreement with the Southwest Florida Water Management District (SWFWMD) to allow Polk County to utilize the state property to complete the Innovative Technology Grant "Advanced Algae Cultivation Technology for Nutrient Removal from Florida Surface Waters" (No fiscal impact).

R. FIRE RESCUE

R. EMERGENCY MANAGEMENT

- R.22. Approve state-funded 2024-2025 Emergency Management Preparedness and Assistance (EMPG) Subgrant Agreement and Certification.

R. REAL ESTATE SERVICES

- R.23. Approve Right-of-Way Agreement between DH Land Group LLC, a Florida limited liability company, and Polk County in conjunction with the County Road 557 Project, Parcels 130A, 130B and 722. (\$1,892,175 one-time expense)
- R.24. Approve Right-of-Way Agreement between Siamak Rafieian, and Polk County in conjunction with the County Road 557 Project, Parcel 132. (\$1,475,350 one-time expense)
- R.25. Approve Land Purchase Agreement between Hammette International, Inc. and Polk County in conjunction with the Lake Lulu Wetland Restoration Project. (\$98,000 one-time expense)
- R.26. Approve Agreement for Transfer of Public Road between the City of Winter Haven and Polk County for a portion of Waters Road and authorize County Deed for the right-of-way associated therewith. (No fiscal impact)
- R.27. Approve Release of Easements for drainage easements adjacent to Lake Mattie in conjunction with development. (No fiscal impact)
- R.28. Accept Quit Claim Deed for property being donated for conservation preservation, Mohr parcel. (No fiscal impact)
- R.29. Accept instruments for additional right-of-way along Detour Road, Bannon Island Road, and King Road as requested through the Development Review Process. (No fiscal impact)

R. ROADS & DRAINAGE

- R.30. Approve the Locally Funded Agreement and associated resolution between Polk County and the Florida Department of Transportation for the Ridge Scenic Highway (RSH) Connector Trail Project (FM# 452132-2-32-01). (no fiscal impact)

R. UTILITIES

- R.31. Amendment to the Fiscal Year 2023-2024 Utilities Community Investment Program (CIP) Budget and transfer from other CIP projects with the same funding source. One time transfer \$1,393,770.

- R.32. Approve Amendment No. 1 to Agreement 2023-051, with Dewberry Engineers, Inc. to provide professional engineering services for the ERUSA AWS Receiving Facility project (\$697,212.80 one-time expense)
- R.33. Adopt Resolution authorizing an amendment to the Fiscal Year 2023/2024 Utilities Division Budget and approve a CIP amendment to change funding sources. (\$201,575,791 increase in Utilities Budgeted revenues and expenses).
- R.34. Approve Consultant Services Authorization (CSA) 18-060-03, Modification No. 1 with Jones Edmunds & Associates, Inc. for the Crooked Lake Park Receivership - Wastewater Treatment Facility (WWTF) Abandonment and Lift Station Replacements project. (\$45,116.00 increase; \$352,560.00 revised not to exceed cost; time extension of 181 days).
- R. SOLID WASTE
- R.35. Approve transfer from Reserves for Cash Balance Forward from Solid Waste Funds for FY 23/24 (one-time transfer \$6,200,000)
- R. ELECTED OFFICIAL AND OTHER GOVERNMENTAL AGENCY
- R. COURT RELATED
- R. POLK COUNTY PROPERTY APPRAISER
- R. POLK COUNTY SHERIFF
- R.36. Approve Amendment to the Polk County Sheriff's Office (PCSO) FY 23/24 Budget
- R. POLK COUNTY SUPERVISOR OF ELECTIONS
- R. POLK COUNTY TAX COLLECTOR
- R. WORKFORCE DEVELOPMENT BOARD
- R. COUNTY ATTORNEY
- R.37. Adopt resolution amending and replacing Polk County Resolution No. 2024-190 amending the BERKLEY RIDGE Street Lighting Assessment Area by adding Berkley Ridge Phase 2 and Berkley Ridge Phase 3 into the Berkley Ridge Special Street Lighting Area.
- R.38. Adopt resolution amending and replacing Polk County Resolution No. 2024-191 amending the Timberidge Street Lighting Assessment Area
- R.39. Adopt resolution amending and replacing Polk County Resolution No. 2024-192 creating the Natures Reserve Street Lighting Assessment Area.

- R.40. Adopt resolution amending and replacing Polk County Resolution No. 2024-193 creating the Sunrise Landing Street Lighting Assessment Area
- R.41. Adopt a resolution establishing a procedure to assign commissioners to committees, councils, agencies, boards, commissions and other entities.
- R.42. Consider resolution approving Declarations Extending State of Local Emergency 24-01 executed by the County Manager on November 8, 2024, November 15, 2024.

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, November 18, 2024 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administration Building third floor conference room 341.
- Wednesday, November 20, 2024 – 2:00 p.m. – Polk Regional Water Cooperation (PRWC) Board of Directors meeting will be held at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.
- Thursday, November 21, 2024 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.
- Thursday, November 21, 2024 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administrative Building third floor conference room 341.
- Thursday, November 21, 2024 – 9:00 a.m. – Tourist Development Council's Sports and Special Events Committee will meet at the Lake Myrtle Complex, 2701 Lake Myrtle Park Road, Auburndale.
- Friday, November 22, 2024 – 9:00 a.m. – Value Adjustment Board hearings will be held in the Administrative Building third floor conference room 341.
- Monday, November 25, 2024 – 5:30 p.m. – Community Relations Advisory Council (CRAC) will meet in Room 413, Fourth Floor, Polk County Administration Building.
- Thursday, November 28, 2024 – Friday, November 29, 2024 – The offices of the Board of County Commissioners will be closed in observance of the Thanksgiving Day Holiday
- Monday, December 2, 2024 – 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 2, 2024 – 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.