



Polk County Board of County Commissioners

Meeting Agenda - Final-revised

September 20, 2022 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. (MARTHA SANTIAGO, CHAIR)

INVOCATION

Bill Dehart, Polk County Fire Rescue Chaplain

PLEDGE OF ALLEGIANCE (MARTHA SANTIAGO, CHAIR)

A. PRESENTATIONS and RECOGNITIONS

A.1. Captain Jack Davenport, 100th year birthday recognition.

A.2. Employee Recognition

B. CEREMONIAL PROCLAMATIONS

B.1. Opioid Awareness Month

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 September 6, 2022.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. COUNTY ATTORNEY (RANDY MINK)

- G.1. Accept Astonia North potable water, wastewater and reclaimed water utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)
- G.2. Approve the release of a surety in the form of Performance Bond No. GM204411 in the amount of \$152,387 for Astonia North. (No fiscal impact)
- G.3. Accept a one-year warranty and surety in the amount of \$243,409.46 in the form of Maintenance Bond No. GM204417 Astonia North. (No fiscal Impact)

H. COUNTY MANAGER (BILL BEASLEY)

- H.1. Approve agreement with Life Extension Clinic, Inc., dba Life Scan Wellness Centers to perform firefighter physicals. (Estimated annual expenditure of \$695,000.00)
- H.2. Approve the American Rescue Plan Local Fiscal Recovery Funding Agreement with Lake Wales Care Center (\$1,000,000.00 one-time expense)
- H.3. Approve agreement & business associate agreement with Cove Behavioral Health, Inc. to provide Medication Assisted Treatment (MAT) Second Chance Program services. (\$819,667.00 three-year expense)
- H.4. Board to authorize the County Manager to execute, on behalf of Polk County, the Low Income Pool Letter of Agreement with the State of Florida Agency for Health Care Administration for matching funds on behalf of Central Florida Health Care on or before the deadline of October 1, 2022. (\$888,018 not-to-exceed one-time expense).
- H.5. Approve the contract with Lakeland Regional Health to provide primary care services to eligible low-income county residents who are not Polk HealthCare Plan members. (total amount not to exceed \$1,900,000 annually)
- H.6. Approve the contract with Tri-County Human Services, Inc. to provide behavioral health services to eligible low-income county residents who are not Polk HealthCare Plan members. (total amount not to exceed \$700,000 annually)
- H.7. Approve the contract with United Way of Central Florida, Inc. to solicit and administer a pilot initiative and provide Navigator services. (total amount not to exceed \$6,000,000 annually)

H.8. Board to authorize the County Manager to execute, on behalf of Polk County, the Low Income Pool Letter of Agreement with the State of Florida Agency for Health Care Administration, for Peace River Center for Personal Development, Inc. behavioral health matching funds on or before the deadline of October 1, 2022. (\$324,220 not-to-exceed one-time expense).

H.9. Board to authorize the County Manager to execute, on behalf of Polk County, the Low Income Pool Letter of Agreement with the State of Florida Agency for Health Care Administration, for Tri-County Human Services, Inc. behavioral health matching funds on or before the deadline of October 1, 2022. (\$860,081 not-to-exceed one-time expense).

I. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY)

I.1. Commissioner Lindsey 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 5 (NEIL COMBEE)

L.1. Appoint Ramon Vicioso as a member of the Polk County Sidewalk Advisory Committee for the remainder of the three-year term ending February 29, 2024.

L.2. Commissioner Combee Comments.

M. COMMISSIONER DISTRICT 4 (MARTHA SANTIAGO, CHAIR)

M.1. Chair Santiago Comments.

N. LAY BOARD APPOINTMENTS

N.1. Appoint Danielle Bouloute as a member of the Housing and Neighborhood Development Citizens Advisory Committee (CAC) for a three-year term, September 20, 2022, through September 20, 2025. (No fiscal impact)

N.2. Appoint Caleb Salmon as a member of the Housing and Neighborhood Development Citizens Advisory Committee (CAC) for a three-year term, September 20, 2022, through September 20, 2025. (No fiscal impact)

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

* County Attorney opening comments

- O.1. Public Hearing (LDCT-2022-7 SE Polk MH) (Adoption Hearing) to consider the adoption of a County-initiated ordinance amending the Land Development Code to add Individual Mobile Homes into the Village Centers and Village Center Cores of the Southeast Polk SAP. (No Fiscal Impact).
- O.2. Public Hearing (LDWA-2022-23 Smith Access Waiver) (Adoption Hearing) to consider an applicant-initiated request seeking a waiver to Section 705.B of the Land Development Code (LDC). (No fiscal impact)

P. PUBLIC HEARINGS

- P.1. Public hearing to consider adoption of a resolution setting the rate of collection and approval of the non-ad valorem assessment roll for the 2022 Local Provider Participation Fund special assessment and authorizing the County Manager to execute Letter of Agreement with AHCA.
- P.2. Public Hearing to consider adoption of a Resolution to vacate a portion of platted and unmaintained right-of-way shown as Park Road on the map of Park Place.
- P.3. Public Hearing to consider adoption of a Resolution to vacate a portion of Grassy Lake Street along with platted and unmaintained right-of-way all shown as Second Street on the map of Everett Subdivision.

Q. CONSENT AGENDA ITEMS

- Q. COMMISSIONER DISTRICT 1
- Q. COMMISSIONER DISTRICT 2
- Q. COMMISSIONER DISTRICT 3
- Q. COMMISSIONER DISTRICT 4
- Q. COMMISSIONER DISTRICT 5
- Q. COUNTY COMPTROLLER
- Q.1. Removal of equipment from inventory as listed on Blanket Removal Form 2155.
- Q.2. Annual Financial Audit Report for the Westridge Community Development District.
- Q.3. Appoint property custodian for the office of Administrative Office of the Court (AOC).
- Q. COUNTY MANAGER
- Q.4. Approve the Amended and Restated Administrative Agreement for the Governmental 457(b) Deferred Compensation Plan (No Fiscal Impact)

- Q. ECONOMIC DEVELOPMENT
- Q. TOURISM/SPORTS MARKETING
- Q.5. Approve agreement with TM Latin America to provide a Canada & South America public relations and sales representative for Tourism and Sports Marketing. (Recurring \$159,096.00 annual expense)
- Q. OFFICE OF PLANNING & DEVELOPMENT
- Q.6. SET HEARING LDCT-2022-10 (De Novo Revisions) to consider the adoption of a County-initiated request to modify LDC Section 922 to amend De Novo Hearing procedures. Suggested hearing date for the first reading is October 4, 2022 at 9:30 a.m. and the second reading on October 18, 2022 at 9:30 a.m. (No Fiscal Impact)
- Q.7. SET HEARING (LDPD-2022-13/Legacy Self-Storage PD) to consider the approval of a Planned Development (PD) to increase the Floor Area Ratio (FAR) from 0.40 to 1.0 within the boundaries of the project area (2.77 acres) for a self-storage facility and office in a CACX land use district in the Ronald Reagan Selected Area Plan. Suggested hearing date is October 4, 2022 at 9:30 a.m. (No Fiscal Impact)
- Q.8. SET HEARING LDCPAS 2022-13 (Colbert Landing RM, CPA) to consider the adoption of a Small-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 4.564 +/- acres from Residential Low-X (RLX) to Residential Medium-X (RMX) in Transit Supportive Development Area (TSDA). The suggested adoption hearing date is October 18, 2022, at 9:30 a.m.
- Q.9. Approve the release of a warranty and surety in the amount of \$16,338 in the form of Maintenance Bond No. 9376766 for Blackwater Master Infrastructure. (No fiscal impact)
- Q.10. Accept Performance Surety Bond No. 41K236150 and rider for Caloosa Ridge in the amount of \$246,829.55. (No fiscal impact)
- Q.11. Approve the release of a warranty and surety in the amount of \$50,540.12 in the form of Maintenance Bond No. LICX1204974 Festival Phase 4. (No fiscal impact)
- Q.12. Approve the release of a warranty and surety in the amount of \$128,358.07 in the form of Maintenance Bond No. 70NGP184929 for Harvest Landing. (No fiscal impact)
- Q.13. Hallam Preserve West "K" plat for Conditional Approval. (No fiscal impact)
- Q.14. Approve the release of a surety in the form of Performance Bond No. CIC1919484 in the amount of \$431,970 for Legacy Landings. (No fiscal impact)

- Q.15. Accept Legacy Landings potable water, wastewater and reclaimed water utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)
- Q.16. Accept a one-year warranty and surety in the amount of \$72,166.50 in the form of Maintenance Bond No. CIC1919488 Legacy Landings. (No fiscal Impact)
- Q.17. Accept Loughman Fire Station potable water, wastewater and reclaimed utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)
- Q.18. Approve the release of a surety in the form of Performance Bond No. 024256473 in the amount of \$90,200 for Mirabella Phase 2. (No fiscal impact)
- Q.19. Accept Mirabella Phase 2 potable water, wastewater and reclaim water utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)
- Q.20. Accept a one-year warranty and surety in the amount of \$36,046.82 in the form of Maintenance Bond No. 024262102 Mirabella Phase 2. (No fiscal Impact)
- Q.21. Approve the release of a surety in the form of Performance Bond No. CIC1919486 in the amount of \$239,490.35 for Preservation Pointe Phase 4. (No fiscal impact)
- Q.22. Accept Preservation Pointe Phase 4 potable water, wastewater and reclaimed water utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)
- Q.23. Accept a one-year warranty and surety in the amount of \$184,748.31 in the form of Maintenance Bond No. CIC1919492 Preservation Pointe Phase 4. (No fiscal Impact)
- Q.24. Approve the release of a surety in the form of Performance Bond No. SU1173205 in the amount of \$2,870,471.57 for The Glen at West Haven. (No fiscal impact)
- Q.25. Accept The Glen at West Haven potable water, wastewater and reclaimed water utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)
- Q.26. Accept a one-year warranty and surety in the amount of \$241,971.08 in the form of Maintenance Bond No. 800140610 The Glen at West Haven. (No fiscal Impact)
- Q.27. Accept US 27 Sandmine Road Mixed Use Phase 1 water, wastewater and reclaimed water utility system improvements for ownership, operation, and maintenance by Polk County Utilities. (No fiscal impact)

- Q.28. Accept a one-year warranty and cash surety in the amount of \$1,517.49 for US 27 Sandmine Road Mixed Use Phase 1. (No fiscal Impact)
- Q. BUILDING
- Q. DEPUTY COUNTY MANAGER
- Q. BUDGET & MANAGEMENT SERVICES
- Q. PROCUREMENT
- Q. COMMUNICATIONS
- Q. COOPERATIVE EXTENSION SERVICES
- Q. HEALTH & HUMAN SERVICES
- Q.29. Approve Emergency Solutions Grant COVID-19 1 (ESG-CV1) Subrecipient Agreement Amendment No. 4 between Polk County and Homeless Coalition of Polk County, Inc. (No fiscal impact).
- Q.30. Approve Community Development Block Grant (CDBG) subrecipient agreement between Polk County and The City of Auburndale. (\$390,159.68 one-time expense)
- Q. EQUITY & HUMAN RESOURCES
- Q.31. Approve the Collective Bargaining Agreement between the Polk County Board of County Commissioners (Polk County) and the International Association of Emergency Medical Technicians (EMT's) and Paramedics Local 917 R-S SEIU/NAGE (IAEP)
- Q.32. Approve the Collective Bargaining Agreement between the Polk County Board of County Commissioners (Polk County) and the Federation of Public Employees (Federation), a Division of the National Federation of Public and Private Employees (AFL-CIO)
- Q. INFORMATION TECHNOLOGY
- Q.33. Approve staff to submit and authorize Information Technology Director, David Palmer to sign a formal submission on behalf of the Polk County BoCC a National Telecommunications and Information Administration (NTIA) Middle Mile Grant (GRN-000726) application (no fiscal impact).
- Q. CODE ENFORCEMENT
- Q. COUNTY PROBATION
- Q. RISK MANAGEMENT

Q.34. Approve Public Entity Liability (\$459,625) and Cyber Risk and Network Security Liability (\$115,000) annual insurance policy renewals effective October 1, 2022, through September 30, 2023. (\$574,625 annual combined expense)

Q. INDIGENT HEALTH CARE

Q.35. Approve the first amendment to the contract with Tri-County Human Services, Inc. for Men's JASA "Jail Alternatives to Substance Abuse" Program. (total amount not to exceed \$87,050)

Q.36. Approve the second amendment to the contract with Talbot House Ministries of Lakeland, Inc. for the provision of primary and specialty care services to eligible low-income county residents. (No fiscal impact)

Q.37. Approve renewal agreement for core public health services with the Florida Department of Health in Polk County. (\$380,000 not-to-exceed one-time expense).

Q.38. Approve the first amendment to the contract with Parkview Outreach Community Center, Inc. to provide primary and specialty care services to eligible low-income county residents. (total amount not to exceed \$214,112 annually)

Q. FACILITIES MANAGEMENT

Q. FLEET MANAGEMENT

Q. PARKS & NATURAL RESOURCES

Q. FIRE RESCUE

Q.39. Supplemental Medicaid Provider Minimum Wage Agreement with the Agency for Health Care Administration (AHCA) for Polk County Fire Rescue employees (Estimated annual expense \$200,000)

Q.40. Approve and ratify Letter of Agreement from the State of Florida, Agency for Health Care Administration (AHCA) for the Public Emergency Medical Transportation Medicaid Managed Care Supplement Payment Program. (\$3,035,328.93 not-to-exceed, one-time expense)

Q. EMERGENCY MANAGEMENT

Q.41. Approve Emergency Management Performance Grant (EMPG) Agreement.

Q. REAL ESTATE SERVICES

Q.42. Declare surplus and authorize the private sale through sealed bid offering to adjacent landowners of County-owned Parcel ID Number 232826-000000-032240. (Potential for \$7,909, one-time revenue.)

- Q.43. Approve Land Purchase Agreements in conjunction with the purchase of conservation preservation properties located in the Lake Wales Ridge Ecosystem Project - Crooked Lake West Area, Aronovitch, Evancho, Heaton, Jackman, and Sokolowski parcels. (\$12,500.00 one-time expense)
- Q.44. Accept instrument for additional right-of-way along Access Road N.W. as requested through the Development Review Process. (No fiscal impact)
- Q.45. Approve Lease Agreement between Polk County and Tri-County Human Services, Inc. and adopt a resolution authorizing the lease of the associated property. (No Fiscal Impact)
- Q.46. Accept Quit Claim Deed from GLK Real Estate LLC, for additional right-of-way along FDC Grove Road and Park Place. (No fiscal impact)
- Q.47. Accept Quit Claim Deed for additional right-of-way along West Lake Eloise Drive and Eloise Loop Road in conjunction with development. (No fiscal impact)
- Q.48. Authorize the conveyance of the County's interest in parcel ID Number 262829-632000-005110 to the City of Winter Haven. (No fiscal impact)
- Q. ROADS & DRAINAGE
- Q.49. Approve Interlocal Agreement between Polk County and Highlands County for Future Roadway Improvements on West County Line Road (No fiscal impact).
- Q.50. Approve a Supplemental Agreement to a State-Funded LAP Grant Agreement with the Florida Department of Transportation (FDOT). (No Fiscal Impact)
- Q.51. Adopt a Resolution Setting Speed Limit on Holly Hill Road, near Haines City. (\$262.21 one-time expense)
- Q. UTILITIES
- Q.52. Approve Consultant Services Authorization 18-064-04 with Carollo Engineers, Inc., to provide professional services for the Utilities SCADA Master Plan Update project. (\$146,800 not-to-exceed, one-time expense)
- Q. WASTE & RECYCLING
- Q. ELECTED OFFICIAL AND OTHER GOVERNMENTAL AGENCY
- Q. COURT RELATED
- Q. POLK COUNTY PROPERTY APPRAISER
- Q. POLK COUNTY SHERIFF
- Q.53. Approve and release an appropriation and expenditure of \$410,000.00 from the Domestic Violence F.S. 938.08 Fund. (\$410,000.00 one-time expense)

- Q. POLK COUNTY SUPERVISOR OF ELECTIONS
- Q. POLK COUNTY TAX COLLECTOR
- Q. SUPERINTENDENT OF POLK COUNTY SCHOOLS
- Q. WORKFORCE DEVELOPMENT BOARD
- Q. COUNTY ATTORNEY
- Q.54. SET HEARING to consider adoption of an ordinance reauthorizing the Polk County Economic Development Ad Valorem Tax Exemption program and a Resolution adopting guidelines to be used in considering exemption applications. (Suggested hearing date is October 4, 2022 at 9:00 a.m.)
- Q.55. Approve the Extension of the Ad Valorem and Non-Ad Valorem Assessment Rolls Prior to Completion of Value Adjustment Board Hearings. (No fiscal impact)
- Q.56. Release of Lien related to an Affordable Housing Impact Fee Waiver for Francexca Nadilia Deshommes (No fiscal impact)
- Q.57. Release of Lien related to an Affordable Housing Impact Fee Waiver for Susan Lorenzo (No fiscal impact)
- Q.58. Release of Lien related to a Workforce Housing Impact Fee Mitigation for James Tufts (No fiscal impact).
- Q.59. Authorize the County Attorney's Office or outside counsel to stipulate to a final judgment for parcel 102 in the case of Polk County v. Loughman Civic Center, Inc. et al (2021CA-000590-0102-00), an eminent domain lawsuit filed to acquire needed rights-of-way for the CR 54 at CR 547 Intersection project. (\$160,300 one-time expense)

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, September 19, 2022 – 3:30 p.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, September 19, 2022 – 6:00 p.m. – Public Hearing to adopt Final Millage Rates and Budget for fiscal year 2022-23 (includes millage rates and budget for the Parks, Library, Stormwater, and Rancho Bonito MSTUs) will be held in the County Commission Boardroom.
- Wednesday, September 21, 2022 - 9:00 a.m. – Appellate Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Wednesday, September 21, 2022 - 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.
- Wednesday, September 21, 2022 - 5:01 p.m. – Lakeland Area Mass Transit District TRIMM Final Public Hearing and set millage rate for LAMTD will be held at Lakeland City Hall, 228 S. Massachusetts Avenue, 3rd Floor Conference Room.
- Thursday, September 22, 2022 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, County Administration Building.
- Thursday, September 22, 2022 - 9:00 a.m. – Tourist Development Council’s Arts, Culture, and Heritage Committee will meet at the Polk County History Center, 100 East Main Street, Bartow.
- Thursday, September 22, 2022 - 9:30 a.m. – Technical Advisory Committee will meet in Room 413, Fourth Floor, Polk County Administration Building.
- Thursday, September 22, 2022 - 1:30 p.m. – Land Use Hearing Officer Hearings will be held in the County Commission Boardroom.
- Monday, September 26, 2022 - 1:30 p.m. – Transportation Disadvantaged Local Coordinating Board meeting will be held in the County Commission Boardroom.
- Monday, September 26, 2022 - 5:30 p.m. – Community Relations Advisory Council (CRAC) will meet in the Multi-Purpose Room, Room 413.
- Tuesday, September 27, 2022 - 10:00 a.m. – Finance & Audit Committee meeting will be held in the Commissioner’s Conference Room, Room 407.

- Thursday, September 29, 2022 - 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, County Administration Building.
- Thursday, September 29, 2022 – 2:00 p.m. – Firehouse Subs Equipment Demo and Grant Award at Fire House Subs, 280 East Van Fleet Drive, Bartow.
- Thursday, September 29, 2022 – 5:30 p.m. – Central Florida Development Council Annual Meeting, Nora Mayo Hall, 500 3rd Street NW, Winter Haven.
- Friday, September 30, 2022 - 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.
- Friday, September 30, 2022 - 12:30 p.m. – The Value Adjustment Board Organizational meeting will be held in the Commissioner's Conference Room, Room 407.