Polk County Board of County Commissioners

Meeting Agenda - Final-revised

June 06, 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. (GEORGE LINDSEY, CHAIR)

INVOCATION

Murphy Hanley, Polk County Fire Rescue Chaplain

PLEDGE OF ALLEGIANCE (GEORGE LINDSEY, CHAIR)

A. PRESENTATIONS and RECOGNITIONS

B. CEREMONIAL PROCLAMATIONS

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

C.1. Johnathan Smith to discuss Waste and Recycling changes.

C.2. Lisa Butler, Hallam Preserve HOA President, to discuss Waste and Recycling changes.

C.3. Joan Pezzani to discuss flooding in Imperial Lakes.

C.4. Comments.

D. APPROVE CONSENT AGENDA

D.1. Consent Agenda.

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

E.1. Disbursements.

E.2. Minutes of Regular Board meeting held on May 16, 2023.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. COUNTY ATTORNEY (RANDY MINK)

G.1. Proposed Fiscal Year 2023-2024 budget for the Bridgewater Community Development District.

H. COUNTY MANAGER (BILL BEASLEY)

H.1. Confirm appointment of Mr. Dale Henderson to serve as Polk County's Waste & Recycling Division Director.

H.2. Approve the Infrastructure Agreement between Forestar (USA) Real Estate Group Inc. and Polk County for Eloise Loop Road and West Lake Eloise Drive Intersection ($429,008.34 One Time Expense).

H.3. Approve Consultant Services Authorization 18-065-02 with Hazen and Sawyer, P.C. for the Northeast Regional Wastewater Treatment Facility Dewatering System Expansion project. ($484,000 not-to-exceed, one-time expense)

I. COMMISSIONER DISTRICT 2 (RICK WILSON)

I.1. Commissioner Wilson Comments.

J. COMMISSIONER DISTRICT 3 (BILL BRASWELL)

J.1. Commissioner Braswell Comments.

K. COMMISSIONER DISTRICT 4 (MARTHA SANTIAGO)

K.1. Commissioner Santiago Comments.

L. COMMISSIONER DISTRICT 5 (NEIL COMBEE)

L.1. Commissioner Combee Comments.

M. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY, CHAIR)

M.1. Chair Lindsey Comments.

N. LAY BOARD APPOINTMENTS

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

* County Attorney opening comments

O.1. Public Hearing (LDCPAL 2022-21 Minute Maid Mixed Use US 27 RHX and TCCX) (Adoption Hearing) to consider the adoption of a Large-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 27.19 +/- acres from 8.42 +/- acres of Employment Center-X (ECX) and 18.77 +/- acres of Tourist Commercial Center-X (TCCX) to 20.1 +/- acres of Residential High-X (RHX) and 7.09 +/- acres of Tourist Commercial Center-X (TCCX) in the North Ridge Selected Area Plan (SAP) and the Green Swamp Area of Critical State Concern.

P. PUBLIC HEARINGS

P.1. Public Hearing (LDCPAL 2022-25 Moore Road Fire Station) (Adoption Hearing), a Large-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 4.01+/- acres from Residential Low-X (RLX) to Institutional INSTX) in the Urban Growth Area (UGA), Polk City Special Protection Area (SPA) within the Green Swamp Area of Critical State Concern.

P.2. Public Hearing (LDCU-2023-3/Tails of the Wild CU) to consider the approval of Conditional Use to allow a Wild or Exotic Animal Breeding, Boarding, and Rehabilitation Facility in the Green Swamp ACSC. (No Fiscal Impact)

Q. WORK SESSION ITEMS

Q.1 FY 23/24 Budget, Tax Millage Discussion

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 2172.

R.2. Adopt Resolution providing for the division of proceeds of the six (6) cent Local Option Gas Tax beginning on September 1, 2023.

R.3. Proposed Fiscal Year 2023-2024 budgets for the Bradbury, Crosswinds East, Crosswinds West, Cypress Parks Estates, Eden Hills, Forest Lake, Hamilton Bluff and Westridge Community Development Districts.

R. COUNTY MANAGER

R. ECONOMIC DEVELOPMENT

R. TOURISM/SPORTS MARKETING

R. OFFICE OF PLANNING & DEVELOPMENT

R.4. SET HEARING (LDCPAS-2022-9 Lakeland Seven CPA) to consider the adoption of a Small-Scale Comprehensive Plan Amendment to change the Future Land Use designation on 1.8 +/- acres from Office Center (OC) to Convenience (CC) and Business Park Center (BPC) and 1.12 +/- acres from Convenience Center (CC) to Business Park Center (BPC). The suggested adoption hearing date is June 20, 2023, at 9:30 a.m.

R.5. SET HEARING (LDWA-2023-14/Whipperwill Road Access Waiver) to consider the adoption of an applicant-initiated request for approval of waivers to LDC Sections 705.B and 821. A necessary to allow the issuance of a building permit for a single-family home on +/- 18.95 acres. Suggested hearing date is June 20, 2023 at 9:30 a.m. No Fiscal Impact.

R.6. Approve Modification #1 to CSA 18-068-04 with CivilSurv Design Group, Inc. (79,875.00 one-time expense)

R.7. Preservation Pointe Phase 2C-71 Plat for Conditional Approval. (No fiscal impact)

R.8. Preservation Pointe Phase 2C-72 Plat for Conditional Approval. (No fiscal impact)

R.9. Preservation Pointe Phase 2C-73 Plat for Conditional Approval. (No fiscal impact)

R.10. Sunset Shores at Silver Lake Plat for Conditional Approval. (No fiscal impact)

R.11. Cliffside Oaks Plat for Conditional Approval. (No fiscal impact)

R. BUILDING

R. DEPUTY COUNTY MANAGER

R. BUDGET & MANAGEMENT SERVICES

R.12. Approve an amended American Rescue Plan Fund Agreement with Aerospace Center for Excellence, Inc. (No Fiscal Impact)

R. PROCUREMENT

R.13. Request Board approve selection committee’s recommendation to authorize staff to enter into contract negotiations with FCC Environmental Services Florida, LLC (FCC) and GFL Solid Waste Southeast LLC (GFL) for curbside residential solid waste collection services. (No fiscal impact)

R. COMMUNICATIONS

R.14. LGBTQ + Pride Month

R. COOPERATIVE EXTENSION SERVICES

R. HEALTH & HUMAN SERVICES

R.15. Approve State Housing Initiative Partnership (SHIP) Program rehabilitation/replacement program Homeowner Assistance Agreement and Grant Agreement for property located in Bartow, FL for Case# RC22-SHIP-011. ($171,805.20 one-time expense).

R.16. Approve Subcontract Amendment #0008 between the Ounce of Prevention Fund of Florida and Polk County Board of County Commissioners, for the provision of Healthy Families Polk Services for Fiscal Year 2022-2023 ($120,000 one-time reduction).

R.17. Approve Subcontract Amendment #9 between the Ounce of Prevention Fund of Florida and Polk County, for the provision of Healthy Families Polk Services for Fiscal Year 2022-2023 (No Fiscal Impact).

R.18. Approve First Amendment to American Rescue Plan Local Fiscal Recovery Funding Agreement with Chapters Health Foundation Inc. on behalf of Good Shepherd Hospice. (No fiscal Impact)

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 Carlos Ubinas v. Polk County Sheriff's Office ($70,000.00 one-time expense)

R. INDIGENT HEALTH CARE

R.20. Approve Polk HealthCare Plan Medical Services Agreement with Z Medical Center, Inc. for primary care services. (Transfer of existing appropriations to medical provider).

R. FACILITIES MANAGEMENT

R.21. Approve construction contract with Engineered Electric Services, LLC for the installation of eighteen fire rescue stations (FRS) and emergency stations (EMS) auxiliary power generators ($619,442.71 one-time expense - 75% Federal/25% County).

R. FLEET MANAGEMENT

R. PARKS & NATURAL RESOURCES

R. FIRE RESCUE

R. EMERGENCY MANAGEMENT

R. REAL ESTATE SERVICES

R.22. Approve Land Purchase Agreement in conjunction with the purchase of a conservation preservation property located in the Lake Wales Ridge Ecosystem Project - Crooked Lake West Area, Nolette parcel. ($2,500 one-time expense)

R.23. Accept a Polk County Utilities Easement from Blackwell Villa Association, Inc. in conjunction with a proposed water main pipe replacement project within the Blackwell Villa's unrecorded subdivision. (No fiscal impact)

R.24. Authorize a County Deed to Lakeview Trails at Oxford Ranch, LLC to convey the County's interest in previously vacated right-of-way in conjunction with a proposed residential development. (No fiscal impact)

R.25. Approve Subordination Agreement between Polk County and Duke Energy Florida, LLC in conjunction with the Powerline Road improvements. (No fiscal impact)

R.26. Ratify Quit Claim Deed for additional right-of-way along 11th Street NE, as requested through the Development Review Process. (No fiscal impact)

R.27. Accept instrument for additional right-of-way along Old Bartow/Lake Wales Road, McClean Road, and Gary Street as requested through the Development Review Process. (No fiscal impact)

R. ROADS & DRAINAGE

R.28. SET HEARING to Consider Adopting a Resolution Allowing for the Installation of Traffic Calming Devices (Speed Humps) on Elizabeth Place, Near Lakeland. Suggested hearing date is Tuesday, July 11, 2023, at 9:30 a.m. (No fiscal impact)

R.29. SET HEARING to Consider Adopting a Resolution Allowing for the Installation of Traffic Calming Devices (Speed Humps) on Vicki Drive, Near Mulberry. Suggested hearing date is Tuesday, July 11, 2023, at 9:30 a.m. (No fiscal impact)

R.30. Approve Amendment to the Traffic Signal Maintenance and Compensation Agreement with the Florida Department of Transportation (FDOT) to Include Updated Exhibit "A" for FY 2023/2024 and Adopt a Resolution Authorizing the Chairman to Execute the Amendment on Behalf of the Polk County Board of County Commissioners. ($979,321.00 one-time revenue/no match required)

R.31. Approve Consultant Services Authorization (CSA) No. 22-087-01 with HDR Engineering Inc., (Consultant) for engineering services for the design of improvements to the CR 54 (Ronald Reagan Parkway) at May Fair Boulevard Intersection. ($166,978.03 one-time expense)

R.32. Approve a CIP Amendment and budget transfer for the Galloway at Sleepy Hill Intersection Project ($119,676.00 one-time transfer)

R.33. Adopt a Resolution Setting Speed Limits on Louise Avenue, Mezzavalle Way and Tropea Lane, Within the Enclave at Lake Myrtle Subdivision, near Auburndale. ($901.21 one-time expense)

R.34. Adopt a Resolution Setting Speed Limit on Nashville Road, near Lakeland. ($230.12 one-time expense)

R.35. Adopt a Resolution Setting Speed Limit on Smith Road, near Lakeland. ($121.32 one-time expense)

R.36. Adopt a Resolution Setting Parking Restrictions on Sundance Boulevard, near Mulberry ($121.32 one-time expense)

R.37. Approve First Amendment to the Interlocal Agreement Between Osceola County and Polk County for Maintenance for the Watermark Blvd. (A.K.A. Spine Road) Project (No Fiscal Impact).

R. UTILITIES

R.38. Approval of Amendment No. 1 to Standard Grant Agreement Number No. LPR0019 with the State of Florida Department of Environmental Protection (FDEP) for the Polk County Crooked Lake Park Receivership Wastewater Treatment Facility Abandonment. ($83,050 one-time revenue)

R. WASTE & RECYCLING

R.39. Approve Piggyback Agreement for the rental of hauling trucks with RDK Assets Inc. dba RDK Truck Sales. (Estimated annual expense TBD)

R.40. Approve Seventh Amendment to Polk County Residential Solid Waste and Recyclable Materials Collections Franchise Agreement (16-074) with FCC Environmental Services Florida LLC (FCC). (No Fiscal Impact)

R.41. Approve Sixth Amendment to Polk County Residential Solid Waste and Recyclable Materials Collections Franchise Agreement (16-075) with Advanced Disposal Services Solid Waste Southeast, Inc. (No Fiscal Impact)

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.42. Interlocal Agreement between Polk County and the Polk County Workforce Development Board, Inc. d/b/a CareerSource Polk (No fiscal impact.)

R.43. Approve Memorandum of Understanding between Agricultural Labor Program, Inc. and Polk County Workforce Development Board, Inc. d/b/a Career Source Polk for coordination of resources and ensure effective and efficient delivery of the One-Stop Customer Service Delivery System.

R.44. Approve Memorandum of Understanding between the Lakeland Housing Authority and Polk County Workforce Development Board, Inc. d/b/a Career Source Polk for coordination of resources and ensure effective and efficient delivery of the One-Stop Customer Service Delivery System.

R. COUNTY ATTORNEY

R.45. Consider adoption of resolution supporting Polk County Tax Collector regarding PACE Special Assessments.

R.46. Release of Lien related to an Affordable Housing Impact Fee Waiver for Cresendra Smith (No fiscal impact).

R.47. Adopt Resolution Approving Repeal of Fire Department Burn Ban 23-01.

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, June 5, 2023 – 11:20 a.m. – Youth Leadership Polk Program will be held in the Multi-Purpose Room, Room 413.

- Monday, June 5, 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, June 6, 2023 – 3:00 p.m. – Deferred Compensation Committee will meet in the Commissioners' Conference Room, Room 407.

- Tuesday, June 6, 2023 – 6:00 p.m. – Sidewalk Advisory Committee will meet in Room 413, Fourth Floor, Polk County Administration Building.

- Tuesday, June 6, 2023 – 6:00 p.m. – Stormwater Technical Advisory Committee (STAC) will meet in the Commissioners' Conference Room, Room 407.

- Wednesday, June 7, 2023 – 9:00 a.m. – Planning Commission meeting will be held in the County Commissioner Boardroom.

- Thursday, June 8, 2023 – 8:00 a.m. – Tourist Development Council's Marketing Committee (TDC) Board Retreat will be held at the AdventHealth Fieldhouse, 210 Cypress Gardens Boulevard, Winter Haven.

- Thursday, June 8, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.

- Thursday, June 8, 2023 – 9:00 a.m. – Transportation Planning Organization (TPO) Board meeting will be held in the County Commissioner Boardroom.

- Monday, June 12, 2023 – 1:30 p.m. – Transportation Disadvantaged Local Coordinating Board (TD-LCB) meeting will be held in the County Commission Boardroom.

- Tuesday, June 13, 2023 – 9:00 a.m. – Landowner Assistance Expo will be held at the Bert J. Harris Jr. Agricultural Center Auditorium, 4509 George Boulevard, Sebring.

- Wednesday, June 14, 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, June 14, 2023 – 4:00 p.m. – Central Florida Development Council (CFDC) Board meeting will be held at the CFDC Office, 1725 Bartow Road, Lakeland.

- Wednesday, June 14, 2023 – 5:30 p.m. – Contractor Licensing Board meeting will be held in the County Commission Boardroom.

- Thursday, June 15, 2023 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, Polk County Administration Building.

- Thursday, June 15, 2023 – 9:00 a.m. – Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.

- Friday, June 16, 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.