



Polk County Board of County Commissioners

Meeting Agenda

January 8, 2019 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.

INVOCATION

1. Rev. Matt McCraw, Ed.D., Senior Pastor, First Baptist Church of Bartow

PLEDGE OF ALLEGIANCE (GEORGE LINDSEY, CHAIRMAN)

A. PRESENTATIONS and RECOGNITIONS

2. Presentation on City of Fort Myers Dunbar Lime Sludge Removal Project, Mary Yeargan, PG (Florida Department of Environmental Protection, Southwest District Director) and James W. Clark III (Clark Environmental, Inc., Mulberry, Florida).

B. CEREMONIAL PROCLAMATIONS

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

3. Ida Pollack to discuss individual freedom rights.
4. Comments.

D. APPROVE CONSENT AGENDA

5. Approve Consent Agenda.

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

6. Disbursements.
7. Approve Minutes of Regular Board Meeting held on December 18, 2018.

F. REQUEST FROM ELECTED OFFICIAL and OTHER GOVERNMENTAL AGENCY

G. PUBLIC HEARING TO CONSIDER SETTLEMENT

H. COUNTY ATTORNEY (MICHAEL CRAIG)

8. Approve the release of a surety in the amount of \$209,992.59 in the form of Performance Bond No. K09558883 for Juliana Village. (No fiscal impact)
9. Approve the Peace River Cooperation Settlement Agreement between the Peace River/Manasota Regional Water Supply Authority, the Polk Regional Water Cooperative, Polk County, and the Cities of Bartow, Fort Meade, Lakeland, Wauchula, and Winter Haven.

I. COUNTY MANAGER (JIM FREEMAN)

10. Approve 2019 Legislative Policy Statement.
11. Approve agreement with James Duncan and Associates, Inc. dba Duncan Associates for comprehensive impact fee update. (\$124,500 one-time expense)
12. Approve the Contract Document and Business Associate Agreement with Global Vision Technologies, Inc. for the purchase of case management database software. (\$213,345 first year expense then \$36,462 each additional year)
13. Approve Consultant Services Authorization with Infrastructure Engineers, LLC to provide engineering services for the replacement of Walk In Water bridge. (\$199,967.16 one-time expense)

J. COMMISSIONER DISTRICT 2 (RICK WILSON)

14. Commissioner Wilson Comments.

K. COMMISSIONER DISTRICT 3 (BILL BRASWELL)

15. Commissioner Braswell Comments.

L. COMMISSIONER DISTRICT 4 (MARTHA SANTIAGO)

16. Commissioner Santiago Comments.

M. COMMISSIONER DISTRICT 5 (JOHN E. HALL)

17. Commissioner Hall Comments.

N. COMMISSIONER DISTRICT 1 (GEORGE LINDSEY, CHAIRMAN)

18. Chairman Lindsey Comments.

O. LAY BOARD APPOINTMENTS

19. Appoint Susan Hurlburt as a member to the Housing and Neighborhood Development Citizens Advisory Committee for the three-year term, January 8, 2019 through December 31, 2021.

*****RECESS - The Board of County Commissioners will recess from 12:30 p.m. until 1:30 p.m. or soon thereafter.*****

P. PUBLIC HEARINGS

* County Attorney opening comments

- 20. Public Hearing (LDWA-2018-51/Laurent Road Waiver) to consider adoption of an applicant-initiated request for a waiver for access through an easement in the Agricultural/Residential Rural (A/RR) land use district on approximately 7.19 +/- acres.
- 21. Public Hearing LDCU-2018-35 (Pace Road Distribution Center) to consider an applicant initiated request for a Conditional Use approval of three logistics business parks consisting of a total of 1.4 million sq.ft. of warehouse/distribution centers on 104.9 +/- acres.
- 22. Public Hearing (LDCT-2018-12 Southeast Polk SAP) (First Public Hearing - No Action) to consider the adoption of an applicant-initiated ordinance amending the Land Development Code, specifically amending the Convenience Store and Gas Station criteria within the Southeast Polk Selected Area Plan.
- 23. Public Hearing LDCU-2018-40 (Blackwater Self-Storage Facility) to consider a Conditional Use for construction of a self-storage facility on 6.25 +/- acres within a Community Activity Center-X (CACX) land use district in the Ronald Reagan Parkway Selected Area Plan (SAP).
- 24. Public Hearing LDCD-2018-5 (Sutherland Development) to consider an applicant initiated request to change the Land Use Sub-District designation on approximately 4.81 +/- acres from Residential Low-1 (RL-1) to Residential Low (RL-3).
- 25. Public Hearing to consider LDCPAS-2018-6 (Peters CPA) (Adoption Public Hearing) a Small Scale Comprehensive Plan Map Amendment to change the Future Land Use designation on 5.92 +/- acres from Business Park Center (BPC) to Residential Low (RL) in the Urban Growth Area (UGA).
- 26. Public Hearing to consider LDCPAS-2018-7 (Forest Lake CPA) (Adoption Public Hearing) a Small Scale Comprehensive Plan Map Amendment to change the Future Land Use designation on 2.352 +/- acres of a larger 4.71± acre parcel in the North Ridge Selected Area Plan (SAP) from Convenience Center (CC-X) to Residential Low-X (RL-X) in the Transit Supportive Development Area (TSDA).
- 27. Public Hearing (LDCT-2018-13/Sidewalks Fees In-lieu) (Adoption Hearing) to consider a county-initiated ordinance amending the Land Development Code to revise when and how sidewalks can be paid in-lieu of constructing them.
- 28. Public Hearing to consider the adoption of an ordinance repealing Ordinance No. 13-029 related to solicitation and aggressive solicitation.

Q. CONSENT AGENDA ITEMS

- COMMISSIONER DISTRICT 1
- COMMISSIONER DISTRICT 2
- COMMISSIONER DISTRICT 3
- COMMISSIONER DISTRICT 4
- COMMISSIONER DISTRICT 5

COUNTY COMPTROLLER

29. Removal of equipment from inventory as listed on Blanket Removal Form 2066.
30. The 2018-2019 Annual Meeting Schedule for the Southwest Florida Water Management District and map depicting the District's boundaries.
31. Accept list of Lands Available from Tax Deed Sale on November 15, 2018.
32. Appoint property custodian for the offices of Housing and Neighborhood Development and Healthy Families/Human Services.

COUNTY MANAGER

33. Approve Policy section of the Employee Handbook.

ECONOMIC DEVELOPMENT

TOURISM/SPORTS MARKETING

OFFICE OF PLANNING & DEVELOPMENT

34. Approve the release of a surety in the amount of \$23,540 in the form of a cash surety for Bella Nova Phase 4. (No fiscal impact)
35. Approve the release of a warranty and surety in the amount of \$69,512.83 in the form of Maintenance Bond No. SNN4005895 for Lake Bluff @ Town Center East Phase I. (No fiscal impact)
36. Approve the release of a warranty and surety in the amount of \$22,062.33 in the form of Maintenance Bond No. SNN4006931 for Lake Bluff @ Town Center East Phase II. (No fiscal impact)
37. Accept Lake's Edge Ranch Plat for Conditional Approval. (No fiscal impact)
38. Approve the release of a warranty and surety in the amount of \$12,670.02 in the form of Maintenance Bond No. 482831P for Magnolia Preserve Phase 2C. (No fiscal impact)
39. Approve the release of a warranty and surety in the amount of \$83,020 in the form of Maintenance Bond No. 58730844 for Northwest Quadrant FedEx. (No fiscal impact)
40. Accept Ridgewood Lakes – Phase 2 Village 14 plat for conditional approval. (No fiscal impact)
41. Accept Solterra Phase 2C-2 Re-Plat for Conditional Approval. (No fiscal impact)
42. Approve the release of a warranty and surety in the amount of \$57,681.24 in the form of Maintenance Bond No. 63394037 for Tuscan Isle Champions Gate ALF. (No fiscal impact)
43. Accept a one year warranty and surety in the amount of \$67,272.87 in the form of Maintenance Bond No. 1158192 for Williams Preserve Phase 2B. (No fiscal Impact)
44. SET HEARING (LDCT-2018-14/ Outdoor Firearms Range) to consider the adoption of a county-initiated ordinance amending the Land Development Code. (Suggested hearing dates are January 22, 2019 at 1:30 p.m. and February 5, 2019 at 1:30 p.m.)

45. SET HEARING (LDCT-2018-10/ (Land Use Hearing Officers) to consider the adoption of county initiated ordinance amending the Land Development Code. (Suggested hearing dates are January 22, 2019 at 1:30 p.m. and February 5, 2019 at 1:30 p.m.)
46. Approve the release of a warranty and surety in the amount of \$72,676 in the form of Maintenance Bond No. CMS324116 for Willow Bend Phase I. (No fiscal impact)

DEPUTY COUNTY MANAGER

PROCUREMENT

47. Ratify selection committee's recommendation to authorize staff to enter into contract negotiations with Duncan Associates for Comprehensive Impact Fee Update. (No fiscal impact)
48. Approve selection committee's recommendation to authorize staff to negotiate an agreement with all proposers, starting with the highest ranked firm, Straughn Trout Architects to provide architectural / engineering services for the new Polk County northeast government center. (No fiscal impact)

COMMUNICATIONS

COOPERATIVE EXTENSION SERVICES

HEALTH & HUMAN SERVICES

EQUITY & HUMAN RESOURCES

49. Approve Collective Bargaining Agreement between Polk County and the International Association of EMTs & Paramedics.

INFORMATION TECHNOLOGY

CODE ENFORCEMENT

COUNTY PROBATION

RISK MANAGEMENT

50. Consider approval of the proposed settlement in the matter of Lynell Wagner vs. Polk County Sheriff's Office; Risk Claim #: 870407. (\$45,000 one-time expense)

INDIGENT HEALTH CARE

DEPUTY COUNTY MANAGER

FACILITIES MANAGEMENT

FLEET MANAGEMENT

PARKS & NATURAL RESOURCES

FIRE RESCUE

EMERGENCY MANAGEMENT

ROADS & DRAINAGE

- 51. Adopt a Resolution Setting Speed Limit on Rose Street, near Auburndale. (\$232.61 one-time expense)
- 52. Adopt a Resolution Setting Parking Restrictions on Market Square, near Lakeland. (\$377.92 one-time expense)

UTILITIES

WASTE & RECYCLING

- 53. Approve FY2018-19 Non-Exclusive Commercial Franchise renewal with Waste Connections of Florida (No fiscal impact)

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

- 54. Approve maintained right-of-way map for Combee Dairy Road. (No fiscal impact)
- 55. Accept Warranty Deed from Arthur and Barbara Waters for property being donated for future drainage purposes. (\$72.88 one-time expense)
- 56. Authorize the conveyance of the County's interest in Parcel ID Number 232813-074500-009071 to the City of Lakeland. (No fiscal impact)
- 57. Accept Quit Claim Deeds for additional right-of-way along Crystal Beach Road and Thornhill Road in conjunction with a potable water main extension along Crystal Beach Road. (No fiscal impact)
- 58. Authorize Partial Release of Easement to Oak Wood Associates, Inc. (No fiscal impact)
- 59. SET HEARING to consider requests to vacate portions of platted and unmaintained rights-of-way as shown on the map of Harrison and Robertson's Trout Silver Lake Addition to Frostproof and the plat of Kossuthville Florida Farm Unit No. 2. (Suggested hearing date is January 22, 2019 at 1:30 p.m.)
- 60. Approve Agreement for a utility easement in conjunction with the CR 547 Reclaimed Water Main Improvement Project (\$20,000 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.

- Tuesday, January 8, 2019 – 10:00 a.m. – Lakes Access Advisory Committee will meet at the Florida Fish and Wildlife Bass Conservation Center, 3583 County Road 788, Webster.
- Tuesday, January 8, 2019 – 6:00 p.m. – Sidewalk Advisory Committee will meet in the Commissioners' Conference Room, Room 407.
- Wednesday, January 9, 2019 – 8:30 a.m. – Lakeland Area Mass Transit District Board of Directors meeting will be held at 1212 George Jenkins Boulevard, Hollingsworth Room, Lakeland.
- Wednesday, January 9, 2019 – 8:50 a.m. – Planning Commission will conduct a work session, prior to its regularly scheduled meeting, in the County Commission Boardroom.
- Wednesday, January 9, 2019 – 9:00 a.m. – Planning Commission meeting will be held in the County Commission Boardroom.
- Thursday, January 10, 2019 – 8:30 a.m. – Development Review Committee will meet in the Planning and Development Conference Room, Second Floor, County Administration Building.
- Thursday, January 10, 2019 – 9:00 a.m. – Tourist Development Council's Arts and Culture Committee will meet at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.
- Thursday, January 10, 2019 - 5:30 p.m. – Contractor Licensing Board will meet in the County Commission Boardroom.
- Monday, January 14, 2019 – 9:00 a.m. – A joint meeting between the Board of County Commissioners and Polk Delegation will be held in the County Commission Boardroom.
- Monday, January 14, 2019 – 11:30 a.m. – Polk County Farm Bureau Legislative Appreciation Luncheon will be held at the W.H. Stuart Center, 1710 US Highway 17 South, Bartow.
- Tuesday, January 15, 2019 – 9:00 a.m. – Board/Staff Work Session to discuss Inwood Street Lighting, Federal Appropriation projects, and Four Corners Area Council will be held in the Commissioners' Conference Room, Room 407.
- Tuesday, January 15, 2019 – 1:30 p.m. – Library Cooperative Librarians' Advisory Council will meet at the Winter Haven Public Library, 325 Avenue A NW, Winter Haven.
- Wednesday, January 16, 2019 – 9:00 a.m. – Appellate Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Wednesday, January 16, 2019 – 1:30 p.m. – Library Cooperative Governing Board will meet at the Winter Haven Public Library, 325 Avenue A NW, Winter Haven.
- Wednesday, January 16, 2019 – 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.

- Thursday, January 17, 2019 – 8:30 a.m. – First selection committee meeting for RFI 18-1029, Land Use Hearing Officers, will be held in the Commissioners' Conference Room, Room 407.
- Thursday, January 17, 2019 – 9:00 a.m. – Northeast Polk County Roadway Advisory Committee meeting will be held at the Polk County Sheriff's Office, Northeast Command Center, 1100 Dunson Road, Davenport.
- Thursday, January 17, 2019 – 9:00 a.m. – Special Magistrate of the Code Enforcement Unit will meet in the County Commission Boardroom.
- Thursday, January 17, 2019 – 9:00 a.m. – Tourist Development Council's Marketing Committee will meet at the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale.
- Friday, January 18, 2019 – 8:30 a.m. – Citizens HealthCare Oversight Committee will meet in the County Commission Boardroom.
- Friday, January 18, 2019 – 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, January 21, 2019 - The offices of the Board of County Commissioners will be closed in observance of the Martin Luther King Jr. Holiday.