

LAKELAND CITY COMMISSION

**Regular Session
February 15, 2021**

The Lakeland City Commission met in Regular Session in the City Commission Chambers. Mayor Bill Mutz and Commissioners Chad McLeod, Bill Read, Stephanie Madden, Don Selvage, Sara McCarley, and Phillip Walker were present. City Manager Shawn Sherrouse, City Attorney Palmer Davis, Finance Director Mike Brossart, and Deputy City Clerk Debbie Cason were present.

CALL TO ORDER - 3:00 P.M.

PRESENTATIONS

How Did We Get Here - 2020 in Review (Kevin Cook, Director of Communications)

PROCLAMATIONS – None

COMMITTEE REPORTS AND RELATED ITEMS

Municipal Boards & Committees 02/12/21

Commissioner Stephanie Madden presented this report.

Motion: Commissioner Phillip Walker moved to approve the appointment. Commissioner Bill Read seconded.

Mayor Bill Mutz asked for comments from the Commission and the audience. There were no comments.

Action: Mayor Bill Mutz called for the vote and the motion carried unanimously.

Real Estate & Transportation Committee 02/12/21

1. Sale of City-Owned Property Located at 417 N. Massachusetts Avenue
2. Sale of City-Owned Property Located at 701 W. 4th Street

Commissioner Bill Read presented this report to the Commission.

Motion: Commissioner Sara McCarley moved to approve both items. Commissioner Chad McLeod seconded.

Mayor Bill Mutz asked for comments from the Commission and the audience. There were no comments.

Action: Mayor Bill Mutz called for the vote and the motion carried unanimously.

APPROVAL OF CONSENT AGENDA

All items listed with an asterisk (*) were considered routine by the City Commission and were enacted by one motion following an opportunity for public comment. There was no separate discussion of these items unless a City Commissioner or Citizen so requested, in which event the item was removed from the consent agenda and considered in its normal sequence.

Motion: Commissioner Phillip Walker moved to approve the Consent Agenda. Commissioner Bill Read seconded.

Mayor Bill Mutz asked for comments from the Commission and the audience. There were no comments.

Action: Mayor Bill Mutz called for the vote and the motion carried unanimously.

APPROVAL OF MINUTES (with any amendments)

- * Commission Minutes 01/29/21 – 02/01/21
- * Utility Committee Minutes 02/01/21

Action: The Commission approved these minutes as part of the Consent Agenda.

REQUESTS TO APPEAR FROM THE GENERAL PUBLIC – None

EQUALIZATION HEARINGS - None

PUBLIC HEARINGS

Resolutions

Resolution 5654; Proposed 21-009; Adoption of Heatherpoint Drive Non-Ad Valorem Assessment Roll for Collection Utilizing Uniform Method of Collection

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKE LAND, FLORIDA ELECTING TO UTILIZE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS, AS AUTHORIZED UNDER SECTION 197.3632, FLORIDA STATUTES, FOR COLLECTING NON-AD VALOREM ASSESSMENTS AGAINST CERTAIN LOTS ABUTTING HEATHERPOINT DRIVE IN THE CITY OF LAKE LAND; ADOPTING FINDINGS OF FACT; STATING THE NEED FOR THE LEVY OF SAID ASSESSMENTS; PROVIDING FOR THE MAILING OF THIS RESOLUTION; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Chad McLeod moved to approve the resolution. Commissioner Phillip Walker seconded.

Mayor Bill Mutz asked for comments from the Commission and the audience.

Action: Upon roll call vote Commissioners Phillip Walker, Don Selvage, Sara McCarley, Stephanie Madden, Chad McLeod, Bill Read, and Mayor Bill Mutz voted aye. Ayes-seven. Nays-zero. The motion carried unanimously.

COMMUNITY REDEVELOPMENT AGENCY – None

CITY MANAGER

Recommendation re: Cooperative Funding Grant Agreement with the Southwest Florida Water Management District for Crystal Lake Water Quality Improvement Study

The City of Lakeland has been awarded a reimbursable 50% matching Cooperative Funding Initiative (CFI) grant from the Southwest Florida Water Management District (SWFWMD) for the Crystal Lake Water Quality Improvement Study. The proposed project consists of a feasibility study to evaluate nutrient reduction sediment treatment options to improve water quality in Crystal Lake. Crystal Lake does not meet current water quality standards and has a Florida Department of Environmental Protection (FDEP) mandated nutrient reduction plan. A previous study showed that sediment cycling contributes over 90 percent of the phosphorus load to the lake. The feasibility study will evaluate options to reduce the phosphorus flux from the sediments to improve water quality.

The Cooperative Funding Agreement (Type 3) between SWFWMD and the City of Lakeland for the Crystal Lake Water Quality Improvement Study (Q178) outlines the obligations of both parties, deliverables, project schedule and budget.

The parties anticipate the total cost of the project will be \$200,000. SWFWMD, through the Agreement, agrees to reimburse the City for 50% of all allowable costs up to \$100,000. Funding for this project is provided in the FY21 Stormwater Utility Fee budget. It should also be noted that Polk County Parks & Natural Resources Division has agreed to continue to co-fund water quality assessment, monitoring and restoration projects at 30% of the costs incurred via reimbursement to the City of Lakeland upon completion of the project.

PROJECT BUDGET:

DESCRIPTION	DISTRICT	COOPERATOR	TOTAL
Data Collection Plan	\$4,600	\$4,600	\$9,200
Data Collection	\$46,850	\$46,850	\$93,700
Permitting Coordination	\$5,800	\$5,800	\$11,600
Product Application	\$14,250	\$14,250	\$28,500
Data Compilation & Analysis	\$12,650	\$12,650	\$25,300
BMP Alternatives Analysis	\$5,800	\$5,800	\$11,600
Draft and Final Report	\$10,050	\$10,050	\$20,100
TOTAL	\$100,000	\$100,000	\$200,000

Staff recommended that the City Commission authorize the appropriate City officials to execute the Cooperative Funding Agreement (Type 3) with the Southwest Florida Water Management District for Crystal Lake Water Quality Improvement Study (Q178).

Shawn Sherrouse presented this item.

Motion: Commissioner Bill Read moved to approve this recommendation. Commissioner Sara McCarley seconded.

Mayor Bill Mutz asked for comments from the Commission and the public. There were no comments from the public.

Commissioner Bill Read hoped they incorporate this with any other road work.

Action: Mayor Bill Mutz called for the vote. The motion carried unanimously.

Recommendation re: Contracts In support of Upgrading to a Category III ILS at Lakeland Linder International Airport for the Installation of the Approach Lighting System Shelter, purchase of Depot Spares for the Shelter and for the Relocation of the Glideslope

The upgrading to a CAT III ILS was progressing on schedule and the Airport needed to enter into contracts with companies under contract with the Federal Aviation Administration, to fabricate and install the building to house the Approach Lighting System (ALSF), purchasing of Depot Spares for the ALSF, and professional services to relocate the Glideslope.

- The building to house the ALSF would be prefabricated, and the building had been specifically identified by the FAA to be used to house all its ALSF equipment within the southern region. The vendor under contract with the FAA, ABUCK, Inc. (Mableton, GA) had provided a quote of \$337,066 for its services to provide and

install the required shelter, provide necessary heating and cooling equipment, fire related walls and wall penetrations as required.

- The FAA had agreed to maintain the ALSF system once it is operational which would release the Airport from any ongoing maintenance costs. As part of the agreement, the FAA was requiring that LLIA provide them with Depot Spares, critical replacement parts that it retains to be used for any future repairs to minimize any down time. The Depot Spares were to be purchased from New Bedford Panoramex (Claremont, CA), the sole source for the FAA for \$161,472, including estimated freight charges.
- The glideslope was presently located within the Object Free Area (OFA) of Runway 9-27 which was permissible when operating under a Category I or II ILS system, however it was required to be located outside the OFA when operating under a Category III ILS. The glideslope provides the proper path of descent for an aircraft preparing to land indicated by a radio beam. The Airport had received a quote from Thales U.S.A., Inc. ATM (Overland Park, KS) in the amount of \$87,997 to provide the services to uninstall the glideslope from the existing location, reinstall in the new location and support the FAA commissioning the flight check of the system.

Staff recommended that the City Commission authorize the appropriate City officials to enter into an agreement with ABUCK, Inc. in the amount of \$337,066 to provide and install the ALSF shelter subject to Florida Department of Transportation approvals.

Staff also recommended that the City Commission authorize the appropriate City officials to place the order to purchase the additional Depot Spares required by the FAA in the amount of \$161,472.

In addition, staff also recommended that the City Commission to authorize the appropriate City officials to enter into an agreement with Thales U.S.A., Inc. ATM in the amount of \$87,997 to provide the professional services related to the relocation of the glideslope subject to Florida Department of Transportation approvals.

No appropriations are required to support this request

Shawn Sherrouse presented this item to the Commission.

Motion: Commissioner Sara McCarley moved to approve this recommendation. Commissioner Phillip Walker seconded.

Mayor Bill Mutz asked for comments from the Commission and the public. There were no comments from the public.

Commissioner Sara McCarley asked when this started and when might it be finished.

Gene Conrad – the planning probably began in 2018 and it would probably be finished around November of this year. The FAA had agreed to maintain this system. That was unusual.

Action: Mayor Bill Mutz called for the vote. The motion carried unanimously.

Recommendation re: Award of a Bid No. 1020 to Aviation Construction & Electric LLC and for a contract Amendment with Atkins North America, Inc. for Construction Oversight of the Airfield Lighting Upgrades for Phase II of the ILS Category III project at Lakeland Linder International Airport

The Airport was upgrading its existing Instrument Landing System (ILS) to a Category III ILS, to be completed by November 1, 2021.

LLIA updated the Commission on February 1st that the design for the ILS Category III project had been separated into three (3) phases:

- Phase I - New North Airfield Lighting Vault (ALV)
- Phase II - Runway 9-27 Airfield Lighting Upgrades
- Phase III - Runway 9 Category III Approach Lighting Improvements

The Airport received approvals from Commission to proceed with Phase I and LLIA was now ready to commence Phase II, upgrading the Runway 9-27 Airfield Lighting.

The Airfield Lighting Upgrades work was advertised under Bid No. 1020 with four companies responding to the bid. The Airport's engineering firm, Atkins North America Inc. along with LLIA staff, reviewed all four bid responses. The low bidder, Aviation Construction & Electric LLC was determined to be the lowest and most responsive bidder with a bid of \$1,974,590.20.

COMPANY	LOCATION	BID
AVIATION CONSTRUCTION & ELECTRIC LLC	FAYETTEVILLE, GA	\$ 1,974,590.20
H.L. PRUITT CORPORATION	WINTER SPRINGS, FL	\$ 1,994,975.00
SOUTHEAST SITE SERVICES LLC	GRAY, GA	\$ 2,263,530.00
PRECISION APPROACH LLC	EATONTON, GA	\$ 2,463,997.00

Atkins North America, Inc. would provide the construction administration services for Phase II of the project for a not to exceed amount of \$321,755 under an Amendment to their existing contract.

Staff recommended that the City Commission authorize the appropriate City Officials to enter into a construction contract with Aviation Construction & Electric LLC in the amount of \$1,974,590.20 for Phase II, upgrading the Runway 9-27 Airfield Lighting as detailed in Bid No. 1020 subject to approvals from the Florida Department of Transportation.

Staff also recommended that the City Commission authorize the appropriate City Officials to enter the Amendment with Atkins North America, Inc. in the not to exceed amount of \$321,755 for the construction administration for the project subject to approvals from the Florida Department of Transportation.

No appropriations were required for this request.

Shawn Sherrouse presented this item.

Motion: Commissioner Sara McCarley moved to approve this recommendation. Commissioner Phillip Walker seconded.

Mayor Bill Mutz asked for comments from the Commission and the public. There were no comments.

Action: Mayor Bill Mutz called for the vote. The motion carried unanimously.

CITY ATTORNEY

Ordinances (First Reading)

Proposed 21-008; Amending the City of Lakeland Retiree Healthcare Reimbursement Plan

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAKE LAND, FLORIDA RELATING TO RETIREE HEALTHCARE EXPENSES; MAKING FINDINGS; AMENDING AND RESTATING THE CITY OF LAKE LAND HEALTH REIMBURSEMENT ARRANGEMENT PLAN; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

The foregoing is the title of an ordinance read for the first time by short title only. The Commission will hold the second reading and public hearing on March 1, 2021.

Resolutions

Resolution 5655; Proposed 21-010; Vacating the Public Utility Easement Located at 4210 Old Tampa Highway

A RESOLUTION RELATING TO PUBLIC UTILITY EASEMENTS; MAKING FINDINGS; VACATING AN EXISTING PUBLIC UTILITY EASEMENT LOCATED AT 4210 OLD TAMPA HIGHWAY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Chad McLeod moved to approve the resolution. Commissioner Phillip Walker seconded.

Mayor Bill Mutz asked for comments from the Commission and the audience. There were no comments.

Action: Upon roll call vote Commissioners Chad McLeod, Bill Read, Stephanie Madden, Sara McCarley, Don Selvage, Phillip Walker, and Mayor Bill Mutz voted aye. Ayes – seven. Nays – zero. The motion carried unanimously.

Resolution 5656; Proposed 21-011; Authorizing Execution of an Agreement for the Subordination of City Utility Interests Located at the State Road 572 (Drane Field Road) at Don Emerson Drive Intersection, Within Parcel 500.2

A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT FOR THE SUBORDINATION OF CITY UTILITY INTERESTS LOCATED AT THE STATE ROAD 572 (DRANE FIELD ROAD) AT DON EMERSON DRIVE INTERSECTION, WITHIN PARCEL 500.2; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Phillip Walker moved to approve the resolution. Commissioner Chad McLeod seconded.

Mayor Bill Mutz asked for comments from the Commission and the audience. There were no comments.

Palmer Davis clarified there was fiber at this location that would have to be relocated if LE poles were relocated.

Action: Upon roll call vote Commissioners Phillip Walker, Don Selvage, Sara McCarley, Stephanie Madden, Chad McLeod, Bill Read, and Mayor Bill Mutz voted aye. Ayes-seven. Nays-zero. The motion carried unanimously.

Miscellaneous Reports

Memo re: Task Authorization with American Acquisition Group, Inc. for Easement Acquisition Services for the Medulla Road Water Main Extension

This was a proposed Task Authorization with American Acquisition Group, LLC ("AAG") for easement acquisition services for the Medulla Rd. Water Main Extension.

In accordance with the Task Authorization, AAG would provide title and appraisal services, statutory notification to property owners, make offers to property owners based on appraisals, prepare easement agreements between the City and property owners,

closing services, and, in conjunction with the City Attorney's Office, eminent domain suit preparation and order of taking if necessary.

These services were necessary to obtain easements for the construction of a 12" water main along Medulla Rd. where existing ROW is not sufficient to place the water main in accordance with City specifications.

All services pursuant to this Task Authorization would be performed in accordance with the terms/conditions set forth in the Continuing Contract and Agreement for Right of Way Acquisition Professional Services between the City and AAG previously approved by the City Commission in November 2016. The total not-to-exceed cost associated with this Task Authorization was \$89,009. This project had been approved and budgeted for in Water Utilities' FY 2021 budget.

Staff recommended that the appropriate City officials be authorized to execute the Task Authorization with AAG for the Medulla Rd. Water Main Extension project.

Palmer Davis presented this item to the Commission.

Motion: Commissioner Phillip Walker moved to approve the task authorization. Commissioner Chad McLeod seconded.

Mayor Bill Mutz asked for comments from the Commission and the audience. There were no comments from the audience.

David Bayhan explained money had been budgeted for the easement acquisition. They have money to start some construction. It was not yet connected to the Pipkin Rd. section. It was ready to be connected. They were waiting on final touches with the Publix development.

Action: Mayor Bill Mutz called for the vote and the motion carried unanimously.

Memo re: 2021 Sun 'n Fun Use Agreement

This was the annual Sun 'n Fun Use Agreement which gave Sun 'n Fun the authority to conduct their event at the Airport. The main purpose of this agreement was to provide for insurance and indemnification provisions, as well as delineate those areas where Sun 'n Fun had the responsibility to control and maintain.

Furthermore, Sun 'n Fun shall have the use of ramps, runways, taxiways and other facilities provided for aircraft and the public at the Airport which were subject to the operational control of the Airport Manager and the Federal Aviation Administration. Sun 'n Fun agreed to reimburse the City for its share of the reasonable costs of providing air traffic controllers for the event.

Staff recommended that the City Commission authorize the appropriate City officials to execute this agreement.

Palmer Davis presented this item to the Commission.

Motion: Commissioner Bill Read moved to approve the agreement. Commissioner Sara McCarley seconded.

Mayor Bill Mutz asked for comments from the Commission and the audience. There were no comments.

Action: Mayor Bill Mutz called for the vote and the motion carried unanimously.

Memo re: Proposed Substantial Amendment #2 to CDBG/HOME Action Plan for CDBG - CV3 Funding

This was a proposed amendment to Lakeland's FY19-20 One-Year Action Plan & Projected Use of funds for an additional allocation of Community Development Block Grant funding received under the Coronavirus Aid, Relief and Economic Security (CARES) Act.

On September 11, 2020, the City of Lakeland received notification of its second allocation of CDBG-CV HUD funds ("CDBG-CV3") in the amount of \$787,276 for the continued use in preventing, preparing for, and responding to COVID-19 impacts. The award of these additional CDBG-CV funds brings the total amount of COVID relief funds for housing and public services received from various sources to over \$2.6 million. A detailed summary of funding sources and the use of the funds included in the agenda item for reference.

Guidance received from HUD once again included an expedited process for amending the action plan in addition to a higher threshold for public service grants with a focus on vaccine distribution and legal support for housing related challenges. The Proposed Substantial Amendment #2 seeks to budget the allocation of CDBG-CV3 funding as follows:

Activity	CDBG-CV	TOTAL
Emergency Rent Relief Program	\$ 262,276	\$262,276
Mortgage Assistance	\$ 150,000	\$150,000
Public Services		\$200,000
Florida Rural Legal Services	\$ 50,000	
Lakeland Volunteers in Medicine	\$ 50,000	
Peace River Center	\$ 50,000	
Talbot House	\$ 50,000	
Staff Activity Delivery	\$ 100,000	\$100,000
Administration	\$ 75,000	\$ 75,000
TOTAL	\$ 787,276	\$787,276

The non-profits listed above were recommended for funding as they propose to provide vital public services to the community in response to the pandemic as identified by HUD. The selections were made by an internal review committee consisting of Community and Economic Development Department staff and the Emergency Manager and based on meeting HUD priorities; maximizing the number of clients served; and avoiding duplication of services.

The additional funds for the Emergency Rent Relief and Mortgage Assistance Programs would continue to assist persons and households, with eligibility and assistance generally determined as follows but with a maximum award of assistance for six (6) month's, an increase from three (3) months, and/or \$5,000, whichever occurred first:

- Must be City of Lakeland resident (County residents eligible for Polk County program);
- Must be delinquent on mortgage, rent, and/or public utilities payment(s);
- Must have verifiable loss of income related to COVID-19 impacts, i.e. job loss, health, etc.;
- Eligible household income capped at 80% of Area Median Income (AMI) adjusted for family size:

Household Size	1	2	3	4	5	6	7	8
80% AMI	\$32,950	\$37,650	\$42,350	\$47,050	\$50,850	\$54,600	\$58,350	\$62,150

Staff recommended that the City Commission approve the proposed Substantial Amendment #2 to FY19-20 Action Plan for the appropriation and use of an additional \$787,276.00 of CDBG-CV funds.

Annie Gibson explained this was the second part for the city for CDBG CV3 fund. They have elected to do rental assistance, mortgage assistance, and staff time. They had also elected to do some public services.

Motion: Commissioner Phillip Walker moved to approve the amendment. Commissioner Chad McLeod seconded.

Mayor Bill Mutz asked for comments from the Commission and the audience. There were no comments.

Action: Mayor Bill Mutz called for the vote and the motion carried unanimously.

*** Memo re: Agreements for Contract Temporary Labor Services**

These were proposed Agreements for Contract Temporary Labor Services for use by various City departments. On September 16, 2020, the City's Purchasing Department issued Request for Proposal (RFP) No. 0265 seeking qualified and experienced labor contractors to provide the required temporary personnel to meet the needs and requirements of the City's temporary supplemental work force on an as-needed basis.

This temporary supplemental work force would be comprised of all position needs throughout the City, including construction/maintenance, administrative, and professional labor services. A total of six (6) contractors responded to the City's RFP and, upon evaluation by City staff, the four (4) contractors listed below were selected.

1. MOR PPM, Inc. – Society Hill, SC
2. CertiTemp, Inc. – Winter Haven, FL
3. Hands on Staffing of Central Florida – Lakeland, FL
4. Rita Temporaries, Inc. d/b/a Rita Staffing – Lakeland, FL

The initial term of the Agreement would be for a period of three (3) years, effective upon approval by the City Commission, with two (2) additional twelve (12) month renewal options upon mutual written agreement of the parties. All services provided by the contractors would be performed in accordance with the terms and conditions contained in the standard Agreement. The contractors would provide temporary labor services based on specified areas contained in their response to the RFP. There was no cost associated with any of the Agreements unless and until the City requires temporary labor services. Any such cost would then be billed in accordance with the rate schedule contained in the applicable Agreement.

Staff recommended that the City Commission approve these Agreements for Contract Temporary Labor Services and authorize the appropriate City officials to execute these Agreements and all corresponding documents with the above specified contractors.

Action: The Commission approved this item as part of the Consent Agenda

Memo re: Seventh Amendment to Purchase and Sale Agreement between the City of Lakeland and Lake Wire Development Company LLC

This was a Seventh Amendment to the Purchase and Sale Agreement between the City of Lakeland and Lake Wire Development Company, LLC for the sale to Lake Wire Development Company of an approximately 2.3-acre City owned property located immediately south of the intersection of Kathleen Road and George Jenkins Boulevard. The Agreement also provided for the sale of the right-of way for Old Kathleen Road, which the Florida Department of Transportation (FDOT) had now conveyed to the City and which would connect the City's parcel with the old Florida Tile site to the south owned by Lake Wire Development.

Lake Wire Development was currently in negotiations with a developer for the sale of both the old Florida Tile site and the City-owned property to the north that it had under contract. The developer proposed to develop the entire site, including the City's property, into a multi-use development. However, representatives of Lake Wire Development have indicated that a condition of closing contained within the current Agreement between the City and Lake Wire Development requiring City Commission development plan approval over any development on the City's property had complicated their negotiations with the developer and they were requesting that the City remove such provision. In particular, the

developer was reluctant to move forward with plans for the Florida Tile site given uncertainty over City Commission approval for development on the City's property. City staff had proposed that, in exchange for removing the requirement of City Commission development plan approval, the Agreement between Lake Wire Development and the City specifically list those uses within the applicable zoning district for the property (C-6) that would not be allowed on the property despite being listed as permitted uses for the zoning district. Lake Wire Development and the proposed developer have agreed to this and the Seventh Amendment reflected this modification.

As indicated above, the City had now acquired the right-of-way for Old Kathleen Road from the FDOT. As a part of that process, the FDOT also conveyed an approximately 12-foot strip of former FDOT right-of-way adjacent to the George Jenkins Boulevard retaining wall to the City. The Seventh Amendment also provided for the conveyance of this strip to Lake Wire Development along with the balance of the City's property upon closing. Finally, the Seventh Amendment provided for the granting of access and utility easements from and to both Lake Wire Development and the City once the right-of-way for Old Kathleen Road was vacated, which vacation would result in the northern half of the right-of-way being retained by the City (at least until the City sells its property) and the southern half being conveyed to Lake Wire Development. The easement would ensure that both parties have the right to access their property via Old Kathleen Road and operate necessary utilities within the area.

Staff recommended that the City Commission approve the Seventh Amendment to Purchase and Sale Agreement with Lake Wire Development Company, LLC and authorize the appropriate City officials to execute the Amendment.

Palmer Davis presented this item to the Commission.

Motion: Commissioner Sara McCarley moved to approve the amendment. Commissioner Stephanie Madden seconded.

Mayor Bill Mutz asked for comments from the Commission and the audience.

The Commission and counsel for Lake Wire Development discussed:

- The Commission would lose the authority over the development plan, but the parties had agreed a list of prohibited uses.
- C-6 zoning was commonly used downtown.
- Whoever the developer is, the restrictions would be in the deed
- Purpose of acquiring the property was to protect the surrounding area

Action: Mayor Bill Mutz called for the vote. The motion carried 6 – 1. Commissioner Stephanie Madden voted nay.

FINANCE DIRECTOR

*** Appropriation and Increase in Estimated Revenues – Fleet Management Vehicle Replacement Fund**

The City was requesting an appropriation for replacement of a special-use vehicle that had exceeded its life expectancy but had been deferred due to pending vehicle specification decisions from Lakeland Police Department leadership. Vehicle configuration was a large cargo van outfitted with power generation, interior work centers, multimedia, and communications technology for crisis negotiation and field command post missions.

The following costs associated with replacement of the vehicle are as follows:

- Current replacement balance including anticipated auction revenue: \$135,364
- Replacement cost: \$129,004

Therefore, staff requested that the City Commission authorize an appropriation and increase in estimated revenue from the Unappropriated Surplus in the Fleet Management Vehicle Replacement Fund of \$129,004 for the replacement of a special use vehicle for the Lakeland Police Department.

Action: The Commission approved this item as part of the Consent Agenda

UTILITY

Miscellaneous

*** Memo re: Agreement with ChemTreat, Inc. for Cooling Tower Water Treatment Services at McIntosh Unit 5**

This was a proposed Agreement with ChemTreat, Inc. (ChemTreat) for Cooling Tower Water Treatment Services at McIntosh Unit 5. Treated water is necessary for the cooling of the condensers at the McIntosh Power Plant. These condensers convert residual steam from the steam turbine back into liquid, which is then recirculated back to the boilers.

On November 5, 2020, the City's Purchasing Department issued Invitation to Bid (ITB) No. 0338 seeking qualified water treatment companies to provide a comprehensive water treatment program for cooling water at McIntosh Unit 5 and Unit 3. The services include the cooling towers, the associated cooling systems, the condensers and other heat transfer equipment, along with the interconnecting piping associated with the recirculation of the water. The City received responses from the four (4) vendors listed below.

Contractor	Location	Bid Price per million Gallons	Est. Annual Cost
ChemTreat, Inc.	Glen Allen, VA	\$399.49	\$79,898.00
Nalco Water, an Ecolab Company	Naperville, IL	\$589.62	\$117,924.00

Suez WTS USA, Inc.	Trevoise, PA	\$675.00	\$135,000.00
Buckman Laboratories, Inc.	Memphis, TN	\$2,873.85	\$574,770.00

Following receipt of the vendor responses, Lakeland Electric made the determination to permanently shut down Unit 3 effective March 31, 2021. As a result, vendor bid prices were adjusted to only include services for Unit 5. Upon evaluation by Lakeland Electric staff, ChemTreat was selected as the most responsive, responsible bidder with the lowest price capable of providing the services in accordance with the City's Bid Specifications. Upon City Commission approval, ChemTreat would commence work and begin services for the Unit 5 cooling tower in March 2021 for a term ending September 30, 2021. The Agreement contains four (4) additional one (1) year renewal options upon mutual written agreement of the parties. ChemTreat would perform all services pursuant to the terms and conditions set forth in the City's Bid Specifications and ChemTreat's submittal dated December 3, 2020. The total cost of services for the first year was estimated at \$79,898.00 and was included in Lakeland Electric's FY21 budget.

Staff recommended that the City Commission approve this Agreement with ChemTreat and authorize the appropriate City officials to execute all corresponding documents on behalf of the City.

Action: The Commission approved this item as part of the Consent Agenda

*** Memo re: Agreement with Electric Supply, Inc. for an Electric Meter Farm**

This proposed Agreement with Electric Supply, Inc. (Electric Supply) was for an Electric Meter Farm (Meter Farm) for Lakeland Electric. This Meter Farm will provide Lakeland Electric with the necessary safe testing environment for the development and testing of Advanced Metering Infrastructure (AMI) software and for training of Lakeland Electric personnel from Smart Grid Operations, Meter Shop, Engineering, Software Development and Customer Service.

On September 15, 2020, the City's Purchasing Department issued Request for Proposal (RFP) No. 0280 seeking qualified electrical test equipment suppliers to provide an AMI meter laboratory equipment solution (Meter Farm) for developing and testing AMI software. The City received responses from the three (3) suppliers listed below.

Contractor	Location	Proposed Cost
Radian Research, Inc.	Lafayette, IN	\$31,325.00
Electric Supply, Inc.	Tampa, FL	\$55,497.00
The Eastern Specialty Company	Bristol, PA	\$109,395.44

Upon evaluation by City staff, Electric Supply, the exclusive distributor of Brooks Utility Products, was selected as the most responsive, responsible supplier with the lowest price capable of providing the services in accordance with the City's RFP. Although Radian

Research, Inc. provided a lower price proposal, it did not meet the City's requirement for sufficient functional independence among installed meters. Accordingly, Electric Supply will perform services in accordance with the terms/conditions set forth in the City's RFP and its proposal.

Upon City Commission approval, Electric Supply would commence drawing review and construction for an estimated June 2021 delivery to Lakeland Electric's T&D location at 1140 E. Parker Street where it would be installed by Lakeland Electric staff. The cost of the Meter Farm is \$55,497.00 and was included in Lakeland Electric's FY21 budget.

Staff recommended that the City Commission approve this Agreement with Electric Supply and authorize the appropriate City officials to execute all corresponding documents on behalf of the City.

Action: The Commission approved this item as part of the Consent Agenda

AUDIENCE

Terry Coney wanted to introduce himself as the new president of the Lakeland Branch of the NAACP. Their mission was to secure the political, educational, social, and economic equality of rights and to eliminate race-based discrimination. And to foster the health and well-being of all persons.

Commissioner Stephanie Madden thanked him for coming and for giving feedback for the ban the box.

Commissioner Don Selvage thanked him for his service and congratulated him on his new position.

Kate Lakes was concerned about language in proposed resolution 21-005. She believed a portion of it to be inaccurate.

MAYOR AND MEMBERS OF THE CITY COMMISSION

Commissioner Chad McLeod was thrilled to join the CRA Advisory board.

Commissioner Bill Read hoped everyone had a Happy Valentine's Day. He was excited that Sun 'n Fun will be back this year.

Commissioner Stephanie Madden thanked everyone coming together in the compromises made related to the noise at the airport. Gene Conrad did not want the airport to be a negative thing.

Commissioner Don Selvage:

- Recognized Teresa Cornett, who retired after 24 years. She lived through a lot of rough times at the airport and he wished her the best.

- He noted about 15 states have a statewide ban the box. The due diligence still must be done, but it allows someone who has made a mistake to still have a chance.
- Coach Green, of Auburndale, died of COVID. Commissioner Selvage talked with his daughter. Her message was to wear masks to show respect and care for other humans.

Commissioner Sara McCarley

- Thought they had a great workshop today on transportation.
- She was the chair on the LAMTD board. Citrus Connection had given out 80,000 – 100,000 masks since last March.
- Linda McAlpin was retiring from Citrus Connection after 34 years of service.

Commissioner Phillip Walker:

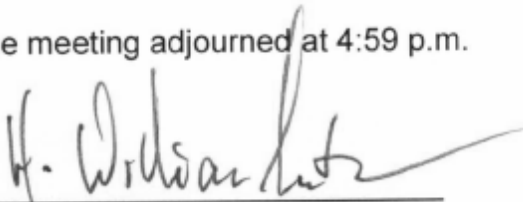
- Gave a kudos to a couple of departments. They have the discovery trail brochures to help citizens learn about black history. When the Lakeland History & Cultural Center opens there would be much more information.
- Affordable housing – Swan Lake Village. Twin Lakes, and Providence Reserve, new area for seniors.
- The Tigers are coming back to Lakeland. It will be limited but it will be here, and people can get out.

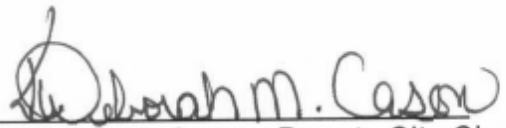
Mayor Bill Mutz - his family would be going on the discovery trail. He liked the way the Commission thoughtfully goes through things. It was a blessing to work with this group.

CALL FOR ADJOURNMENT

Commissioner Sara McCarley moved to adjourn the meeting. Commissioner Philip Walker seconded.

The meeting adjourned at 4:59 p.m.


H. William Mutz, Mayor


Deborah M. Cason, Deputy City Clerk

