

LAKELAND CITY COMMISSION

**Regular Session
May 15, 2023**

The Lakeland City Commission met in Regular Session in the Lakeland Electric Administrative Building, Conference Rooms 1A – 1B. Mayor Bill Mutz and Commissioners Chad McLeod, Bill Read, Stephanie Madden, Mike Musick, and Samuel Simmons were present. Commissioner Sara McCarley was absent. City Manager Shawn Sherrouse, City Attorney Palmer Davis, Finance Director Mike Brossart, and Deputy City Clerk Heather Bradman were present.

CALL TO ORDER - 9:00 A.M.

PRESENTATIONS

LPD Update and First Responders Mental Health App (Chief Taylor and Asst. Chief Pacheco)

Shawn Sherrouse took a moment to recognize:

- Assistant Police Chief Hans Lehman graduated from Leadership Polk
- Assistant Police Chief Marvin Tarver graduated from Leadership Lakeland
- Director of Community & Economic Development Brian Rewis graduated from Leadership Lakeland
- Lakeland Linder International Airport received the 2023 SEC-AAAE General Aviation Airfield Project of the Year Award for the construction of a new CAT III Instrument landing system.

City Maker Award – Kristina and Jeremy Mockabee, May 2023 City Makers

PROCLAMATIONS

Community Action Month
Historic Preservation Month
National Safe Boating Week
Peace Officers Memorial Day & National Police Week

COMMITTEE REPORTS AND RELATED ITEMS

Real Estate & Transportation 05/12/23

Vacation of Public Right-of-Way Located North of W. Peachtree Street, South of W. Magnolia Street, East of N. Virginia Avenue and West of N. New York Avenue

First Amendment to Option and Lease Agreement with New Cingular Wireless, PCS, LLC

Commissioner Mike Musick presented this report to the Commission.

Motion: Commissioner Chad McLeod moved to approve both items on the report. Commissioner Mike Musick seconded.

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

The Commission discussed:

- December 2020 the City Commission approved the purchase of 81 acres of property from OUC that had been jointly owned with the City
- The property encompassed the area where (McIntosh Power Plant Gas Turbine #2 (MGT2) was constructed back in 2019, property where Unit 3 was located, as well as some additional property located around East Lake Parker Drive
- The purchase did not include all the land jointly owned by OUC and the City
- The property on which New Cingular Wireless' tower and equipment is located is still jointly owned by both OUC and the City, which is the reason for the split in the revenue with OUC for the lease of the land

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

APPROVAL OF CONSENT AGENDA

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

Motion: Commissioner Mike Musick moved to approve the Consent Agenda. Commissioner Samuel Simmons 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)

*City Commission Minutes 4/28/23 - 05/01/23

*Utility Committee Minutes 04/28/23

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

REQUESTS TO APPEAR FROM THE GENERAL PUBLIC - None

EQUALIZATION HEARINGS - None**PUBLIC HEARINGS****Ordinances (Second Reading)**

Ordinance 5985; Proposed 23-019; Change in Zoning from O-2 (Limited Impact Office) to PUD (Planned Unit Development) to Allow for Professional Office and Limited Office Support Retail and Personal Services Uses on Property Located at 2330 Commerce Point Drive (1st Rdg. 05-01-23)

AN ORDINANCE RELATING TO ZONING; MAKING FINDINGS; PROVIDING FOR A CHANGE IN ZONING FROM O-2 (LIMITED IMPACT OFFICE) TO PUD (PLANNED UNIT DEVELOPMENT) ZONING TO ALLOW FOR PROFESSIONAL OFFICE AND LIMITED OFFICE SUPPORT RETAIL AND PERSONAL SERVICES USES ON PROPERTY LOCATED AT 2330 COMMERCE POINT DRIVE; PROVIDING CONDITIONS; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Bill Read moved to approve the ordinance. Commissioner Stephanie Madden seconded.

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

Action: Upon roll call vote Commissioners Samuel Simmons, Mike Musick, Stephanie Madden, Bill Read, Chad McLeod and Mayor Bill Mutz voted aye. Ayes-six. Nays-zero. The motion carried unanimously.

Ordinance 5986 Proposed 23-020; Approving a Conditional Use to Allow for the Construction of Two Duplexes on Property Located at 830 Lakeshore Drive (1st Rdg. 05-01-23)

AN ORDINANCE RELATING TO ZONING; MAKING FINDINGS; APPROVING A CONDITIONAL USE TO ALLOW FOR THE CONSTRUCTION OF TWO DUPLEXES ON PROPERTY LOCATED AT 830 LAKESHORE DRIVE; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Bill Read moved to approve the ordinance. Commissioner Stephanie Madden 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, Mike Musick, Samuel Simmons, and Mayor Bill Mutz voted aye. Ayes-six. Nays-zero. The motion carried unanimously.

Ordinance 5987; Proposed 23-021; Application of PUD (Planned Unit Development) Zoning to Allow for the Development of 19,600 sq. ft. of Professional Office, Office-Type Research and Development, Warehouse/Storage and Limited Industrial Service/Wholesale Trade Uses on Approximately 2.46 Acres Located at 2815 W. Pipkin Road (1st Rdg. 05-01-23)

AN ORDINANCE RELATING TO ZONING; ADOPTING FINDINGS; PROVIDING FOR PUD (PLANNED UNIT DEVELOPMENT) ZONING TO ALLOW FOR THE DEVELOPMENT OF 19,600 SQUARE FEET OF PROFESSIONAL OFFICE, OFFICE-TYPE RESEARCH AND DEVELOPMENT, WAREHOUSE/STORAGE AND LIMITED INDUSTRIAL SERVICE/WHOLESALE TRADE USES ON APPROXIMATELY 2.46 ACRES LOCATED AT 2815 W. PIPKIN ROAD; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Chad McLeod moved to approve the ordinance. Commissioner Samuel Simmons seconded.

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

Action: Upon roll call vote Commissioners Samuel Simmons, Mike Musick, Stephanie Madden, Bill Read, Chad McLeod, and Mayor Bill Mutz voted aye. Ayes-six. Nays-zero. The motion carried unanimously.

Ordinance 5988; Proposed 23-022; Amending Ordinance 3470, as Amended; Major Modification of PUD (Planned Unit Development) Zoning to Allow for the Construction of a 41,000 sq. ft. Field House Building, a 4,000 sq. ft. Expansion of an Existing Childcare Building, and Relocation of Existing Off-Street Parking Facilities on Property Located at 3620 Cleveland Heights Boulevard (1st Rdg. 05-01-23)

AN ORDINANCE RELATING TO ZONING; MAKING FINDINGS; AMENDING ORDINANCE 3470, AS AMENDED, TO PROVIDE FOR A MAJOR

MODIFICATION TO PUD (PLANNED UNIT DEVELOPMENT) ZONING TO ALLOW FOR THE CONSTRUCTION OF A 41,000 SQUARE FOOT FIELD HOUSE BUILDING, A 4,000 SQUARE FOOT EXPANSION OF AN EXISTING CHILDCARE BUILDING, AND RELOCATION OF EXISTING OFF-STREET PARKING FACILITIES ON PROPERTY LOCATED AT 3620 CLEVELAND HEIGHTS BOULEVARD; PROVIDING CONDITIONS; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Stephanie Madden moved to approve the ordinance. Commissioner Bill Read seconded.

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

The Commission discussed:

- Phase 1 is anticipated to start in September; this includes parking areas.
- This is phased construction to ensure activities continue with little disruption as possible; the YMCA also relocated further east to offset project impacts.
- There are 242 children as related to childcare. DCF will ultimately make determination but they anticipate up to 400 children.
- A traffic study was done as part of the expansion; part of the condition of approval is to extend the left turn lane by no more than 40 ft.
- They are waiting to see how the legislation about changing schools' start time interacts with the AM/PM peak period.
- This contributes to the long-term vision of the facility because it is safer, improves traffic despite the increased traffic, and can serve more children and families in the community.

Action: Upon roll call vote Commissioners Chad McLeod, Bill Read, Stephanie Madden, Mike Musick, Samuel Simmons, and Mayor Bill Mutz voted aye. Ayes-six. Nays-zero. The motion carried unanimously.

Resolutions

Resolution 5817; Proposed 23-022; Intent to Vacate Public Right-of-Way Located North of W. Peachtree Street, South of W. Magnolia Street, East of N. Virginia Avenue and West of N. New York Avenue

A RESOLUTION RELATING TO PUBLIC RIGHT-OF-WAY; MAKING FINDINGS; DECLARING THE CITY COMMISSION'S INTENTION TO ADOPT AN ORDINANCE VACATING PUBLIC RIGHT-OF-WAY LOCATED NORTH OF W. PEACHTREE STREET, SOUTH OF W. MAGNOLIA STREET, EAST OF N.

VIRGINIA AVENUE AND WEST OF N. NEW YORK AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Bill Read moved to approve the resolution. Commissioner Mike Musick seconded.

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

Action: Upon roll call vote Commissioners Samuel Simmons, Mike Musick, Stephanie Madden, Bill Read, Chad McLeod, and Mayor Bill Mutz voted aye. Ayes – six. Nays – zero. The motion carried unanimously.

Resolution 5818; Proposed 23-023; Authorizing the Execution of Agreements for the Subordination of City Utility Interests Located at State Road 35 (US 98) near Big Cypress Boulevard and Pioneer Drive - Parcels 101.2, 105.4, 106.4 and 107.4

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA AUTHORIZING EXECUTION OF AGREEMENTS WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE SUBORDINATION OF CITY UTILITY INTERESTS ON PROPERTY LOCATED AT US HIGHWAY 98 NEAR BIG CYPRESS BOULEVARD AND PIONEER DRIVE, DESCRIBED AS PARCELS 101.2, 105.4, 106.4 AND 107.4; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Chad McLeod moved to approve the resolution. Commissioner Bill Read 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, Mike Musick, Samuel Simmons, and Mayor Bill Mutz voted aye. Ayes – six. Nays – zero. The motion carried unanimously.

Resolution 5819; Proposed 23-024; Expressing Intent to Incur Costs Related to Various Capital Improvements to the Electric Utility System and to Reimburse said Costs with the Proceeds of Revenue Bonds in an Aggregate Principal Amount Not Exceeding \$70,000,000

A RESOLUTION EXPRESSING THE INTENT OF THE CITY OF LAKELAND, FLORIDA TO INCUR COSTS RELATED TO VARIOUS CAPITAL

IMPROVEMENTS TO THE ELECTRIC UTILITY SYSTEM; EXPRESSING THE INTENT FOR PURPOSES OF COMPLIANCE WITH UNITED STATES TREASURY REGULATION SECTION 1.150-2 TO REIMBURSE WITH THE PROCEEDS OF REVENUE BONDS THE CAPITAL EXPENDITURES MADE WITH RESPECT TO SUCH PROJECT; PROVIDING FOR THE INTENT FOR THE FUTURE ISSUANCE BY THE CITY OF NOTES, BONDS OR OTHER OBLIGATIONS IN ONE OR MORE SERIES IN AN AGGREGATE PRINCIPAL AMOUNT NOT EXCEEDING \$70,000,000 WHICH SHALL BE APPLIED TO PAY THE COST OF SUCH PROJECT; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Mike Musick 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.

Action: Upon roll call vote Commissioners Samuel Simmons, Mike Musick, Stephanie Madden, Bill Read, Chad McLeod, and Mayor Bill Mutz voted aye. Ayes – six. Nays – zero. The motion carried unanimously.

COMMUNITY REDEVELOPMENT AGENCY

Recess/Convene: The City Commission recessed the Regular Session and convened as the CRA Board.

Resolutions

Resolution CRA2023-01; Proposed CRA23-001; Releasing Phosphate, Mineral and Petroleum Rights Pursuant to F.S. 270.11 on 46.65 Acres of Real Property Located at the Eastern Terminus of Virginia Street in Mulberry, Florida

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA, IN ITS CAPACITY AS THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF LAKELAND, RELEASING PHOSPHATE, MINERAL, PETROLEUM AND CERTAIN OTHER RIGHTS WITH RESPECT TO APPROXIMATELY 46.65 ACRES OF REAL PROPERTY LOCATED AT THE EASTERN TERMINUS OF VIRGINIA STREET IN MULBERRY, FLORIDA; MAKING FINDINGS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Bill Read moved to approve the resolution. Commissioner Mike Musick seconded.

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

Palmer Davis explained in the 1990s the LDDA was the CRA agency for the City of Lakeland. Due to tax laws, several property exchanges occurred which resulted in the LDDA owning the land in Mulberry. When any local government sells property, Florida Statutes provides the automatic reservation of mineral, petroleum, phosphate type rights. Those rights were reserved to the City. Now Highlands Homes wants to develop that property in Mulberry and that is why the City has been asked to release those rights.

Action: Upon roll call vote Commissioners Samuel Simmons, Mike Musick, Stephanie Madden, Bill Read, Chad McLeod, and Mayor Bill Mutz voted aye. Ayes – six. Nays – zero. The motion carried unanimously.

Adjourn/Reconvene: The CRA Board adjourned and the City Commission reconvened in Regular Session.

CITY MANAGER

Recommendation re: Award of RFQ No. 2311 Construction Manager at Risk Services for Lake Crago Park Phase III to Rodda Construction, Inc.

Lake Crago Park is a 119-acre park located at 525 Lake Crago Drive in northeast Lakeland. The park currently has a dog park, restroom, boat ramp, recreation center, boathouse, and fishing dock. Phase III of Lake Crago Park will construct 3 competitive multi-purpose sports fields with sports field lighting, restroom, parking, landscaping, and irrigation.

The City's Purchasing Division issued RFQ No. 2311 in November 2022 to obtain qualification submittals from firms experienced in professional construction management with guaranteed maximum pricing for the construction of Lake Crago Park Phase III. The firms were expected to demonstrate qualifications and experience with the following construction areas: parks of 15 or more acres, constructed in Central Florida, public parks including competitive sports fields and concession/restroom facilities.

Two submittals were received: Miller Construction Management, Inc. and Rodda Construction, Inc. A selection committee, comprised of City staff met on November 23, 2022, and ranked the firms as follows:

1. Rodda Construction, Inc. – Lakeland FL
2. Miller Construction Management, Inc.– Lakeland FL

A Notice of Intent to Award to the highest ranked firm was issued on December 5, 2022, by the Purchasing Division of Risk Management.

Funds for construction of Phase III are currently budgeted in the FY2023 Public Improvement Fund. \$2,240,143 of the funds are District 1 P&R Impact Fees. \$200,000 are Florida Recreation Development Assistance Program grant funds and \$548,307 are from the Public Improvement Fund. The total project budget is \$2,987,828.

The project will begin construction within 90 days of contract execution and will take approximately one year to complete.

Staff recommended that the City Commission authorize the appropriate City staff to:

1. Approve the ranking of firms as listed above, and
2. Authorize the appropriate City Officials to execute a contract with Rodda Construction, Inc. for a not to exceed price of \$ 2,987,828 to complete Phase III of Lake Crago Park.

Shawn Sherrouse presented this item to the Commission.

Motion: Commissioner Chad McLeod moved to approve the recommendation. Commissioner Stephanie Madden seconded.

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

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

Recommendation re: Task Authorization with Geosyntec Consultants, Inc. (Geosyntec) for Lake Morton Sediment Treatment Study

Lake Morton is one of the priority lakes within the City of Lakeland which has a current regulatory mandate requiring reduction of nutrients. The Florida Department of Environmental Protection (FDEP) has placed Lake Morton on the Verified Impaired Waters List due to documented eutrophic conditions resulting from poor water clarity and constant algal blooms. Previous studies indicate the lake sediments are a main source of nutrients via internal recycling. This Lake Morton Sediment Treatment Study will be conducted in two phases to evaluate various sediment treatment options to reduce internal nutrient loads from sediment recycling and improve surface water quality. Phase I will evaluate the efficacy of three different nutrient sediment treatment products via column testing in the laboratory. Phase II will consist of evaluation of different treatment dosing using the product determined to be the most effective during Phase I.

The major elements of this Lake Morton Sediment Treatment Study will be completed as follows:

- Compilation and review of previously collected sediment and water quality laboratory analytical data.

- Collection of core samples of unconsolidated sediments and surface water samples for laboratory analysis of physical and chemical characteristics during Phase I and Phase II of the project.
- Transfer of core sediment and surface water samples to an analytical laboratory to complete column testing.
- Column testing of sediment and surface water with three different sediment nutrient reduction products will be completed during Phase I testing. Columns will be sampled periodically over the course of the study to evaluate nutrient release potential from the sediments, and at the end of Phase I the product exhibiting the lowest nutrient release potential will be selected for Phase II testing.
- Column testing during Phase II of the study will consist of applying various doses of the product and periodic sampling to evaluate nutrient release potential differences and identify the optimal application dose of the selected product.
- Summarization and analysis of data, including recommendations for the selected sediment treatment product and dosing; and
- Preparation and submittal of DRAFT and FINAL Technical Memoranda that synthesizes data analysis results and includes recommendations for the selected sediment treatment product and dosing requirements.

Results of the Lake Morton Sediment Treatment Study will be used to assist the City in planning, permitting and budgeting for Lake Morton sediment treatment and lake restoration projects.

Funding for this project in the not-to-exceed amount of \$245,677.70 is provided in the FY23 Stormwater CIP budget.

Staff recommended that the City Commission authorize the appropriate City officials to execute the Task Authorization with Geosyntec for the Lake Morton Sediment Treatment Study in the not-to-exceed amount of \$245,677.70.

Shawn Sherrouse presented this item to the Commission.

Motion: Commissioner Samuel Simmons moved to approve the recommendation. Commissioner Stephanie Madden seconded.

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

The Commission discussed:

- This study is more detailed and in-depth than previous studies.
- Spending the money on this study now allows them to be more effective with the treatment and appropriate dosages.
- It is a chemical amendment put into the lake that creates a barrier on top of the sediment which reduces the amount of recycling to come out from the sediments.
- This is expected to be more barrier rather than removal.

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

CITY ATTORNEY

Ordinances (First Reading)

Proposed 23-023; Expanding Deferred Retirement Option Program (DROP) Participation Period of the City of Lakeland Employee Pension Plan to Eight (8) Years

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAKE LAND, FLORIDA RELATING TO THE CITY OF LAKE LAND EMPLOYEE PENSION PLAN; AMENDING SECTION 23.4.5 OF ARTICLE II OF DIVISION II OF THE CHARTER OF THE CITY OF LAKE LAND, FLORIDA TO EXPAND THE DEFERRED RETIREMENT OPTION PLAN PARTICIPATION PERIOD AND AMEND TERMINOLOGY; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; 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 June 5, 2023.

The Commission discussed:

- Is this correlated with the pay study? These are two separate issues and do not relate to one another.
- All general employees had the opportunity to take a survey and 72% desire the option to extend DROP.
- Recently, two employees with tenure reached the maximum allowance for five years in DROP; 15 more will reach the max before the end of the year.
- Other Florida cities have utilized this option to help retain and recruit.
- There is no actuarial cost associated with the extension. It saves money because the City is not contributing to the employees' pension plan.
- The Commission will discuss this further at the second reading to address questions and concerns about the extension.

Proposed 23-024; Vacating Public Right-of-Way Located North of W. Peachtree Street, South of W. Magnolia Street, East of N. Virginia Avenue and West of N. New York Avenue

AN ORDINANCE RELATING TO PUBLIC RIGHT-OF-WAY; MAKING FINDINGS; VACATING PUBLIC RIGHT-OF-WAY LOCATED NORTH OF W. PEACHTREE STREET, SOUTH OF W. MAGNOLIA STREET, EAST OF N. VIRGINIA AVENUE AND WEST OF N. NEW YORK AVENUE WITHIN THE CITY OF LAKE LAND, FLORIDA; AUTHORIZING THE RECORDING OF A CERTIFIED COPY OF THIS ORDINANCE; 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 June 5, 2023.

Miscellaneous Reports

Memo re: Task Authorization with CivilSurv Design Group, Inc. for Engineering Services for Lakeland Hills Boulevard Water Utility Relocations

This is a Task Authorization and proposal for engineering services under the City's Continuing Contract for Professional Municipal Engineering Services with CivilSurv, effective October 1, 2021, through September 30, 2024. The purpose for this Task Authorization is to provide permitting and design for water utility relocations associated with FDOT's roadway improvement project (FPID 440444-1) along Lakeland Hills Boulevard (SR 33) between Parkview Place and Griffin Road.

FPID 440444-1 is a FDOT roadway improvement project that entails a complete reconstruction of the roadway and drainage system from Parkview Place to Griffin Road, including major drainage improvements, roadway resurfacing, and median construction within the project area. These improvements conflict with a number of water utilities throughout the project area and as such those utilities will need to be adjusted.

In addition to spot adjustments for conflict mitigation, Water Utilities will capitalize on this opportunity to make improvements to the existing water distribution system by replacing all of the asbestos cement water mains throughout the project area and consolidating multiple water mains into one 12" PVC water main.

These utility adjustments will be engineered by CivilSurv. Construction will be completed under a Utility Work by Highway Contractor Agreement (UWHCA) which will be brought to the City Commission for approval later. CivilSurv will also provide Construction Administrative Services and Resident Project Representative services to ensure construction of City water utilities is up to City standard.

The cost for these proposed services is \$419,205 and is included in the Water Utilities FY23 budget.

Staff recommended that the City Commission approve the Task Authorization with CivilSurv and authorize the appropriate City of Lakeland officials to execute all corresponding documents to the agreement.

Palmer Davis presented this item to the Commission.

Motion: Commissioner Mike Musick moved to approve the recommendation. Commissioner Stephanie Madden seconded.

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

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

Memo re: Task Authorization with Rummel Klepper & Kahl, LLP for Engineering Services for Drane Field Road and Waring Road Water Utility Relocations

This is a Task Authorization and proposal for engineering services under the City's Continuing Contract for Professional Municipal Engineering Services with Rummel, Klepper, & Kahl, LLP (RK&K), effective October 1, 2021, through September 30, 2024. The purpose for this Task Authorization is to provide permitting and design for the relocation of existing water and wastewater infrastructure associated with FDOT's proposed roadway improvement project (FPID 444906-1) in the vicinity of Drane Field Road and Waring Road.

FPID 444906-1 is a FDOT roadway improvement project that consists of transforming the existing 4-way intersection into a multi-lane roundabout and making drainage improvements throughout the project area. These improvements conflict with a number of water utilities throughout the project area and as such those utilities will need to be adjusted.

In addition to spot adjustments for conflict mitigation, Water Utilities will capitalize on this opportunity to make improvements to the existing wastewater system by replacing all of the asbestos cement water main in the project area with PVC and extending an 8" sewer force main (SFM) across Drane Field Road to the southwest corner of Drane Field and Waring in anticipation of future growth.

These utility adjustments will be engineered by RK&K. Construction will be completed under a Utility Work by Highway Contractor Agreement (UWHCA) which will be brought to the City Commission for approval later. RK&K will also provide Construction Administrative Services and Resident Project Representative services to ensure construction of City water utilities is up to City standard.

The cost for these proposed services is \$196,593 and is included in the Water Utilities FY23 budget.

Staff recommended that the City Commission approve the Task Authorization with RK&K and authorize the appropriate City of Lakeland officials to execute all corresponding documents to the agreement.

Palmer Davis presented this item to the Commission.

Motion: Commissioner Chad McLeod moved to approve the recommendation. Commissioner Stephanie Madden seconded.

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

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

Palmer Davis added that this is for the engineering work. There will be a separate contractor agreement for construction work.

FINANCE DIRECTOR

***Appropriation and Increase in Estimated Revenues - Fleet Management Maintenance Fund, Solid Waste Fund, and General Fund**

The City is requesting an appropriation to increase three maintenance accounts within Public Works/Fleet Management to finish out the fiscal year. Supply chain issues and mission operations tempo factors have resulted in major increases in materials and repair costs. Costs will be recovered by maintenance billings to affected departments within the Solid Waste Fund and the General Fund.

The following accounts require increases to handle the new cost climate:

- Contractual Services: Major structural repairs are required on various Solid Waste vehicles to restore the floors on the trash or recycling bodies. Eight trucks need repair at an estimated contingency cost of \$20,000.00 per unit, totaling \$160,000.
- Tires & Tubes: Huge cost increases have been incurred with tires and recapping materials over the last two years, resulting in the need to increase the budget by \$200,000.
- Body Shop Services: The costs to repair crashed vehicles has become untenable within our current budget due to the number of vehicular crashes being experienced with LPD pursuit vehicles as a result of their missions. An increase of \$75,000 is needed.

Staff requested that the City Commission authorize an appropriation and increase in estimated revenues in the Fleet Management Maintenance Fund of \$435,000, with a corresponding appropriation from the unappropriated surplus of the Solid Waste Fund and General Fund of \$360,000 and \$75,000 respectively.

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

***Appropriation and Increase in Estimated Revenue - Various Funds for FY 2023**

Throughout the fiscal year, the City receives various donations from private individuals that are designated for expenditure on specific projects or operating expenses, at the donor's request. These donations are not included in the original operating budget of the City, because the dollar value cannot be anticipated.

The City also receives reimbursement for certain types of expenses - most notably the reimbursement for overtime duties performed by Lakeland Police Officers. These reimbursements and the associated expenses are not included in the original operating budget of the City, because they cannot be forecasted accurately.

The budgeting practice adopted by Resolution 4051 is for these transactions to be auto appropriated to the proper revenue and expense accounts in accordance with the grantor's intended purpose. They are subsequently presented to the City Commission semi-annually, at which time these auto appropriations are formally adopted. Staff requested that the City Commission authorize an increase in estimated revenues and matching expense appropriations to the various operating budgets of the City according to the listed auto appropriations of donations and expense reimbursements received for the six-month period of October 1, 2022 through March 31, 2023.

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

UTILITY

Ordinances - NONE

Resolutions - NONE

Miscellaneous

Memo re: Agreement with MP Predictive Technologies, Inc. for Medium Voltage Cable for the McIntosh Reciprocating Engine Project

This is a proposed Agreement with MP Predictive Technologies, Inc. (MP) for the purchase of medium voltage cable for the McIntosh Reciprocating Engine (RICE) Project. This cable will provide power between the generators and the switchgear as well as between the switchgear and the transformer at the McIntosh Power Plant.

On April 7, 2023, the City's Purchasing Department issued Invitation to Bid No. 2023-TB-018 seeking qualified vendors to provide 25,000 feet of medium voltage cable for the RICE Project. The City received responses from the three (3) vendors listed below.

Contractor	Location	Initial Bid Price
MP Predictive Technologies, Inc.	Orlando, FL	\$724,110.00
Gresco Utility Supply, Inc.	Wildwood, FL	\$724,990.00
Veteran Distribution and Supply LLC	Ellenton, FL	\$791,220.00

Upon evaluation by City staff, and in conjunction with the City's consulting engineer, Sargent & Lundy, LLC, MP was selected as the most responsive responsible bidder capable of providing the cable at the lowest price. MP also was able to provide the most favorable lead time for procuring the cable in accordance with the City's Bid Specifications. In addition, Gresco had to adjust its bid to \$801,380.00, due to minimum

order requirements from its supplier, which further widened the price gap between itself and MP.

Upon approval by the City Commission, the equipment is scheduled to be delivered in August 2023, which will then be installed by a general contractor selected by the City pursuant to a separate bid. MP will perform all services pursuant to the terms and conditions set forth in the City's Bid Specification and MP's proposal dated April 25, 2023. The total cost of the work is \$724,110.00, which is included in Lakeland Electric's budget for the RICE Project previously approved by the City Commission and funded through the City's Energy System Revenue Bond.

Staff recommended that the City Commission approve this Agreement with MP Predictive Technologies, Inc. for the purchase of medium voltage cable and authorize the appropriate City officials to execute all corresponding documents on behalf of the City.

Ramona Sirianni presented this item to the Commission.

Motion: Commissioner Samuel Simmons moved to approve the recommendation. Commissioner Mike Musick seconded.

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

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

AUDIENCE

Randy Wilkinson of 411 Mirrorton voiced his concern on recent crime in the downtown area. Specifically, an increase in car burglaries. Protecting citizens should be the City's number one priority.

MAYOR AND MEMBERS OF THE CITY COMMISSION

Commissioner Stephanie Madden: The Florida League of Cities (FLC) annual conference will be held in Orlando this summer. She is working on an initiative to form a youth council, a small group of high school students. In September they would be sworn in as a Youth Council and hold meetings throughout the year to learn about local government. There are no budget requirements and plenty of resources with the FLC.

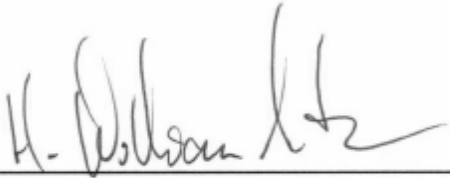
Palmer Davis informed committees are created by resolution and he might be able to have something prepared by the next commission meeting. Shawn Sherrouse said the City is always happy to serve the youth in the community.

Commissioner Bill Read: Attended the last Historic Preservation Board meeting and challenged them to collaborate and come up with a list of homes they could identify as historical.

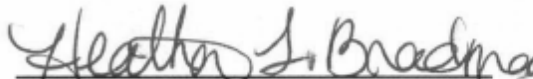
Shawn Sherrouse: In response to Mr. Wilkinson's comments during the Audience portion of the agenda, Police Chief Sammy Taylor said LPD has been pursuing those issues and made two juvenile arrests over the weekend for a car burglary and theft.

Commissioner Mike Musick: May 20, 2023 is the 7th Annual Fallen Heroes Memorial 5k.

CALL FOR ADJOURNMENT – 11:47 A.M.



H. William Mutz, Mayor


Heather Bradman, Deputy City Clerk