LAKELAND CITY COMMISSION

Regular Session
January 3, 2022

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

CALL TO ORDER – 9 a.m.

MOTION TO ADJOURN SINE DIE

Action: Commissioner Sara McCarley moved to adjourn Sine Die. Commissioner Phillip Walker seconded. The motion carried unanimously.

CITY CLERK GIVES OATH OF OFFICE

Mayor Bill Mutz and Commissioners Stephanie Madden, Sara McCarley, and Mike Musick.

City Clerk Kelly Koos issued the Oath of Office to the Mayor and three Commissioners. The Commission then allowed time for family photos.

MOTION TO RECONVENE AS THE 2022 CITY COMMISSION

Action: Commissioner Chad McLeod moved to convene as 2022 Commission. Commissioner Phillip Walker seconded and the motion carried unanimously.

ELECTION OF MAYOR PRO TEM

Action: Commissioner Chad McLeod moved to nominate Commissioner Sara McCarley as Mayor Pro Tem. Commissioner Bill Read seconded and the motion carried unanimously.

PRESENTATIONS

Beautification Awards (Bill Koen presented.)

- Commercial: Tracy and Company Hair Designers – 1211 South Florida Avenue
- Residential: Peter & Kasey Kessler, 616 W. Beacon Rd.

PROCLAMATIONS – None

COMMITTEE REPORTS AND RELATED ITEMS – None

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 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.

APPROVAL OF MINUTES (with any amendments)

* Commission Minutes 12/17/21 – 12/20/21

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

REQUESTS TO APPEAR FROM THE GENERAL PUBLIC – None

EQUALIZATION HEARINGS

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

Palmer Davis explained the City Charter requires that prior to recording a lien against private property, the City Commission convene as the Equalization Board and grant those property owners the opportunity to object to the recording of the lien or ask any questions they might have. If someone present received a notice to appear before the City Commission re a lots cleaning/clearing or demolition assessment, this is the time to address the Commission.

Lots Cleaning and Clearing

Motion: Commissioner Bill Read moved to approve the assessment roll. Commissioner Mike Musick 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.

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

PUBLIC HEARINGS

Ordinances (Second Reading)

Ordinance 5911; Proposed 21-058; Amending Ordinance 5870; Adopting A Separate City of Lakeland Investment Policy for the Public Improvement Endowment Fund (1st Rdg. 12-20-21)

> AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAKELAND FLORIDA RELATING TO INVESTMENT POLICIES; MAKING FINDINGS; AMENDING ORDINANCE NO. 5870; ADOPTING A SEPARATE CITY OF LAKELAND INVESTMENT POLICY FOR THE PUBLIC IMPROVEMENT ENDOWMENT FUND; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Chad McLeod moved to approve the ordinance. Commissioner Sara McCarley seconded.

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

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

Ordinance 5912; Proposed 21-059; Amending Ordinance 5850; to Modify the Preference Granted to Local Businesses for the Procurement of Goods and Services Pursuant to Requests for Proposals, Requests for Qualifications and Similar Procurement Methods (1st Rdg. 12-20-21)

> AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA RELATING TO THE PURCHASING OF GOODS AND SERVICES; MAKING FINDINGS; AMENDING ORDINANCE NO. 5850 TO MODIFY THE PREFERENCE GRANTED TO LOCAL BUSINESSES FOR THE PROCUREMENT OF GOODS AND SERVICES PURSUANT TO REQUESTS FOR PROPOSALS, REQUESTS FOR QUALIFICATIONS AND SIMILAR PROCUREMENT METHODS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Bill Read moved to approve the ordinance. Commissioner Chad McLeod seconded.

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

Commissioner Bill Read asked for an explanation for the public.

Palmer Davis explained the City adopted a local preference ordinance. This moved the program from a point basis to a percentage basis.

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

COMMUNITY REDEVELOPMENT AGENCY – None

CITY MANAGER

Recommendation re: Task Authorization with Atkins North America, Inc. to provide additional Resident Project Representative Services for the Runway 10 CAT III Approach at Lakeland Linder International Airport

Lakeland Linder International Airport has substantially completed the upgrade from a CAT II Instrument Landing System (ILS) to a CAT III ILS. The CAT III ILS system will allow aircraft with the appropriate equipment to land in virtually any weather condition. Atkins North America Inc. has provided the oversight and construction engineering services for the project. Due to the project complexity and the impacts of COVID, the coordination of multiple vendors was affected which resulted in additional construction time and construction oversight.

The enclosed Agreement is for the Resident Project Representative (RPR) services associated with the additional oversight time in the not to exceed amount of $67,800.

Staff recommended that the City Commission authorize appropriate City Officials to enter into the Task Authorization Number 15 Agreement with Atkins North America, Inc. for the not to exceed amount $67,800.

No additional appropriations are required to accommodate this request.

Shawn Sherrouse presented this item to the Commission.

Motion: Commissioner Phillip Walker moved to approve the recommendation. Commissioner Sara McCarley 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 and the motion carried unanimously.

CITY ATTORNEY

Ordinances (First Reading) – None

Resolutions

Resolution 5738; Proposed 22-001; Lots Cleaning and Clearing

> A RESOLUTION RELATING TO ASSESSMENTS; DETERMINING THE NECESSITY FOR HAVING CLEANED AND CLEARED CERTAIN PROPERTIES WITHIN THE CITY OF LAKELAND; PROVIDING FOR THE ASSESSMENT OF LIENS AGAINST SUCH PROPERTY FOR EXPENSES INCURRED IN THE CLEANING AND CLEARING THEREOF; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Chad McLeod moved to approve the resolution. Commissioner Sara McCarley seconded.

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

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

Miscellaneous Reports

Memo re: Lease Agreement with Kingsky Flight Academy, LLC at 3131 Flightline Drive

This was a Lease Agreement with Kingsky Flight Academy, LLC (Kingsky) located at 3131 Flightline Drive on the south side of the Airport.

Kingsky, a Florida based company that specializes in private pilot training, is seeking to increase its footprint at the Airport. Kingsky presently occupies 1,587 square feet of office space and 6,000 square feet of hangar space at 3131 Flightline Drive.

This new Lease will increase Kingsky's office space by 668 square feet and extend the term of the Lease for a period of one (1) year, with a retroactive effective date of January 1, 2022, subject to City Commission approval. The Lease also provides for one (1) additional one (1) year renewal option upon mutual written agreement of the parties. Pursuant to this Lease, Kingsky will pay additional base rent in the amount of $723.67 per month or $8,684.04 per year ($13.00 per square foot annually), commencing January 1, 2022 for the additional 668 square feet, thereby increasing its monthly rent to $4,643.28. Rent for the renewal option, if exercised, will be increased by a rate of 2%. The monthly base rental amount includes utilities, but does not include any applicable taxes, which Kingsky will pay in addition to the base rent.

Staff recommended that the City Commission approve this Lease with Kingsky and authorize the appropriate City officials to finalize and execute this Lease Agreement consistent with the above-specified terms.

Ramona Sirianni presented this item to the Commission.

Motion: Commissioner Phillip Walker moved to approve the recommendation. Commissioner Sara McCarley 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 and the motion carried unanimously.

FINANCE DIRECTOR - None

UTILITY

Ordinances – None

Resolutions – None

Miscellaneous

Memo re: Task Authorization with Geosyntec Consultants, Inc. for Engineering Design Using the ClosureTurf® System for Final Closure of Byproduct Storage Area at McIntosh Power Plant

This proposed Task Authorization with Geosyntec Consultants, Inc. (Geosyntec) was to provide engineering design and technical support for closure of the Byproduct Storage Area at the McIntosh Power Plant in accordance with federal and state Coal Combustion Residual (CCR) Regulations using the ClosureTurf® system. The ClosureTurf® system is a geomembrane layer bonded to artificial grass or turf material that will be used to cover the byproduct storage area.

Specifically, pursuant to this Task Authorization, Geosyntec will:

- Provide Site survey support
- Develop a proposed grading plan

- Prepare design calculations and design drawings to support a final closure design
- Generate support plans that include technical specifications and a Construction Quality Assurance Plan
- Provide permitting support with the Florida Department of Environmental Protection, which includes a pre-application meeting and a major modification to the Site's existing Conditions of Certification
- Prepare bid documents, including drawings and technical specifications
- Provide bid support for the procurement process and selection of a contractor for closure construction
- Provide general project management, including regular meetings with City staff.

Upon approval by the City Commission, Geosyntec will commence work. All services pursuant to this Task Authorization will be performed in accordance with the terms and conditions contained in the City's Continuing Contract for Environmental Consulting Services with Geosyntec dated October 1, 2019 and Geosyntec's proposal dated December 16, 2021. All reimbursable expenses shall be paid in accordance with the City's Consultant Expense Reimbursement Policy. The total not-to-exceed cost of the work is estimated at $240,470 and is included in Lakeland Electric's FY2022 budget.

Staff recommended that the appropriate City officials be authorized to execute this Task Authorization with Geosyntec to perform the closure design for the byproduct storage area at the McIntosh Power Plant.

Ramona Sirianni presented this item to the Commission.

Motion: Commissioner Chad McLeod moved to approve the recommendation. Commissioner Sara McCarley seconded.

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

The Commission discussed:

- This was not the purchase of the system but rather the engineering , design, and permitting requirements.
- They will prepare the bid documents.
- The system cost was $9 Million and $3 Million for 30 years maintenance. It is an expensive system.
- It was an expensive proposition to close the by-product storage system. This will ensure compliance with all environmental rules. It was a complex task.
- All the coal has been removed from the site.

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

Audience

Gloria Hodgdon, President of HOA of Foxwood Estates, spoke about the response time for their community. It was now 12-15 minutes. It should be 5 minutes. She advocated for a new station and allowing Station 3 to remain in its current location. She asked where the city was on this issue.

Shawn Sherrouse explained they were searching for a new location. In February, as part of the Strategic Plan meetings, they will discuss how they might advance the project to acquire property in the north Lakeland area. The decision on relocating vs new would be discussed in February.

Karen Decker, a Foxwood Estates resident: It is a retirement community of manufactured homes. If there were a fire, a 12-15-minute response time would result in destruction.

Richard Brown had an issue he wanted to address with the Police Citizen Advisory Board (PCAB). He has tried to attend but keeps getting the run around. He has been conducting a journalist investigation and has been unable to contact the PIO. He questioned the Chief. The Chief just yelled at him on the phone. He wanted to talk to the PCAB about the Chief's conduct.

Commissioner Phillip Walker asked that Chief Riley provide information on the run-time for Station 3.

Commissioner Chad McLeod: relocate vs new is something that has not happened since he has been serving. He was not sure how that decision is made. He asked for that to be part of the presentation.

Abbie Griffin asked why the City would move Station 3.

Edward Griffin was concerned about the number of calls Station 3 already receives. He did not believe relocating the station would resolve the issue.

Jerry Kimmel encouraged the Commission to allow the bible to govern their actions.
He spoke against abortion.

MAYOR & MEMBERS OF THE CITY COMMISSION

2022 Lakeland City Commission Committee Assignments – The Commission changed the Chair of the Real Estate & Transportation Committee to Commissioner Mike Musick. The approval was unanimous.

Commissioner Phillip Walker:

- Happy New Year
- Jazz in the Park January 14th Munn Park 5:30 p.m.
- MLK Parade January 15th
- Lakeland Community has done a magnificent job supporting the Lakeland History & Cultural Center.

Commissioner Stephanie Madden:
- Excited for the Strategic Planning Retreat
- Reminded the Commission to read the book Mr. Bishop provided. Bill Gates' How to Avoid a Climate Disaster

Commissioner Bill Read:
- Happy New Year
- Shout out to Communications. He appreciated posters in the elevators announcing events going on in the community.

Commissioner Sara McCarley commended Communications for the recent push on social media regarding internships

Commissioner Chad McLeod asked the City Manager to update on the parklets that are coming in today.
Shawn Sherrouse: there were 2 parklets coming in today (Fresco's and Harry's). He planned to bring information to the Commission in February. The LDDA assisted business owners with funding for the parklets.

Commissioner Stephanie Madden:
Appreciated Shawn Sherrouse's support for parklets in Lakeland. She appreciated Shawn Sherrouse's responsibility to make sure ideas are implemented responsibly. Thank you for moving ideas forward.

Commissioner Phillip Walker:
- Recognized LPD and LFD for their response to the fire at Lakewood Terrace Apartments.
- Shout out to Sgt Joe Parker and his team for their work at the corner of 9th and Kathleen Rd.

Shawn Sherrouse encouraged citizens to take the Community Values Survey now. It was available at LKLDVIEW.com.

CALL FOR ADJOURNMENT – 10:13 A.M.

H. William Mutz, Mayor

Kelly S. Koos, City Clerk

CITY OF LAKELAND, FLORIDA
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