LAKELAND CITY COMMISSION

Regular Session
August 21, 2023

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 Samuel Simmons were present. City Manager Shawn Sherrouse, City Attorney Palmer Davis, Finance Director Mike Brossart, and City Clerk Kelly Koos were present.

CALL TO ORDER - 9:00 A.M.

Mayor Bill Mutz acknowledged staff's efforts to upgrade the sound system here in the Chamber.

PRESENTATIONS – None

PROCLAMATIONS

General Aviation Appreciation Month

Lineman Appreciation Day

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 Sara McCarley moved to approve the Consent Agenda. 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.

APPROVAL OF MINUTES (with any amendments)

* Utility Committee Minutes Aug 4, 2020
* City Commission Minutes Aug 4-7, 2023

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

REQUESTS TO APPEAR FROM THE GENERAL PUBLIC

John Stargel re 6th District Court of Appeals Headquarter Needs.
They are looking for 3-5 acres on which to build the new courthouse. They would like to be in downtown proper and will want to build from scratch.
Action: The Commission took no action.

Harlem Turner and Doris Moore Bailey re Juneteenth becoming a city paid holiday.
- Rescheduled

EQUALIZATION HEARINGS – None

PUBLIC HEARINGS

Ordinances (Second Reading)

Ordinance 5995; Proposed 22-029; Approving a Conditional Use to Allow for Off-Street Parking as a Principal Use on Property Located at 411 E. Orange Street (1st Rdg. 08-07-23)

> AN ORDINANCE RELATING TO ZONING; MAKING FINDINGS; APPROVING A CONDITIONAL USE TO ALLOW FOR OFFSTREET PARKING AS A PRINCIPAL USE ON PROPERTY LOCATED AT 411 E. ORANGE STREET; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the title.

Motion: Commissioner Sara McCarley 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 making the parking open to the public nights and weekends.

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

Ordinance 5996; Proposed 23-029; Approving a Conditional Use to Allow a 103-Foot-Tall Personal Wireless Services Facility (Cell Tower) on Approximately 0.11 Acres Located South of Parkway Frontage Road South and West of Beaker Boulevard (1st Rdg. 08-07-23)

AN ORDINANCE RELATING TO ZONING; MAKING FINDINGS; APPROVING A CONDITIONAL USE TO ALLOW A 103-FOOT-TALL PERSONAL WIRELESS SERVICES FACILITY (CELL TOWER) ON APPROXIMATELY 0.11 ACRES LOCATED SOUTH OF PARKWAY FRONTAGE ROAD SOUTH AND WEST OF BEAKER BOULEVARD; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the title.

Motion: Commissioner Chad McLeod 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.

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

Ordinance 5997; Proposed 23-030; Change in Zoning from RA-4 (Single-Family Residential) to O-1 (Low Impact Office) on Approximately 0.88 Acres Located South of East Lane, East of Morrell Drive and North of Parkview Place (301-309 East Lane) (1st Rdg. 08-07-23)

AN ORDINANCE RELATING TO ZONING; MAKING FINDINGS; PROVIDING FOR A CHANGE IN ZONING FROM RA-4 (SINGLE-FAMILY RESIDENTIAL) TO O-1 (LOW IMPACT OFFICE) ON APPROXIMATELY 0.88 ACRES LOCATED SOUTH OF EAST LANE, EAST OF MORRELL DRIVE AND NORTH OF PARKVIEW PLACE (301-319 EAST LANE); PROVIDING CONDITIONS; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the title.

Motion: Commissioner Sara McCarley moved to approve the ordinance. 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, Sara McCarley, Stephanie Madden, Bill Read, Chad McLeod, Mayor Bill Mutz voted aye. Ayes-seven. Nays-zero. The motion carried unanimously.

Ordinance 5998; Proposed 23-031; Amending Ordinance 3432, as Amended; Major Modification of PUD (Planned Unit Development) Zoning to Allow for the Development of a New Two-Story, 8,000 Square Foot Office Building on Property Located at 1301 Grasslands Boulevard (1st Rdg. 08-07-23)

AN ORDINANCE RELATING TO ZONING; MAKING FINDINGS; AMENDING ORDINANCE 3432, AS AMENDED, TO PROVIDE FOR A MAJOR MODIFICATION TO PUD (PLANNED UNIT DEVELOPMENT) ZONING TO ALLOW FOR THE DEVELOPMENT OF A NEW TWO-STORY, 8,000 SQUARE FOOT OFFICE BUILDING ON PROPERTY LOCATED AT 1301 GRASSLANDS BOULEVARD; PROVIDING CONDITIONS; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the title.

Motion: Commissioner Mike Musick moved to approve the ordinance. 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 Chad McLeod, Bill Read, Stephanie Madden, Sara McCarley, Mike Musick, Samuel Simmons, and Mayor Bill Mutz voted aye. Ayes – seven. Nays – zero. The motion carried unanimously.

Ordinance 5999; Proposed 23-032; Amending the City of Lakeland Police Officers' Pension Plan Ordinance (1st Rdg. 08-07-23)

AN ORDINANCE OF THE CITY OF LAKELAND AMENDING CHAPTER 62, LAW ENFORCEMENT, ARTICLE II, POLICE OFFICERS' BENEFITS, DIVISION 3, CITY OF LAKELAND POLICE OFFICERS' RETIREMENT SYSTEM, OF THE CODE OF ORDINANCES OF THE CITY OF LAKELAND; AMENDING SECTION 62-51, DEFINITIONS; AMENDING SECTION 62-54, FINANCES AND FUND MANAGEMENT; AMENDING SECTION 62-58, PRE-RETIREMENT DEATH; AMENDING SECTION 62-61, OPTIONAL FORMS OF BENEFITS; AMENDING SECTION 62-67, MINIMUM DISTRIBUTION OF BENEFITS; AMENDING SECTION 62-77, MILITARY SERVICE PRIOR TO EMPLOYMENT; AMENDING SECTION 62-78, PRIOR POLICE SERVICE; AMENDING SECTION 62-79, DEFERRED RETIREMENT OPTION PLAN; AMENDING SECTION 62-82.1, SUPPLEMENTAL BENEFIT COMPONENT FOR SPECIAL BENEFITS, FLORIDA STATUTES CHAPTER 185 SHARE ACCOUNTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS;

REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AND EFFECTIVE DATE.

Palmer Davis read the title.

Motion: Commissioner Sara McCarley moved to approve the ordinance. 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, Sara McCarley, Stephanie Madden, Bill Read, Chad McLeod, Mayor Bill Mutz voted aye. Ayes-seven. Nays-zero. The motion carried unanimously.

Ordinance 6000; Proposed 23-033; Repealing and Replacing Chapter 14 - Aviation, of the Lakeland City Code (1st Rdg. 08-07-23)

AN ORDINANCE RELATING TO AVIATION; REPEALING AND REPLACING CHAPTER 14 – AVIATION, OF THE CODE OF THE CITY OF LAKELAND, FLORIDA IN ITS ENTIRETY; PROVIDING FOR AND INCLUDING NEW ARTICLES AND SECTIONS; MAKING FINDINGS; REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the title.

Motion: Commissioner Bill Read 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 from the audience.

The Commission received a brief overview of the ordinance from Assistant Airport Director Adam Lunn.

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

Resolutions

Resolution 5833; Proposed 23-039; Adoption of FY 2024 Lot Clearing and Demolition Non-Ad Valorem Assessment Roll for Collection Utilizing Uniform Method of Collection

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA RELATING TO NON-AD VALOREM ASSESSMENTS; ADOPTING FINDINGS OF FACT; ADOPTING A NON-AD VALOREM ASSESSMENT ROLL FOR UNPAID LOT CLEANING AND CLEARING AND DEMOLITION NON-AD VALOREM ASSESSMENTS; ELECTING TO UTILIZE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS, AS AUTHORIZED UNDER SECTION 197.3632, FLORIDA STATUTES, FOR COLLECTING SAID ASSESSMENTS; AUTHORIZING THE CITY ATTORNEY OR DESIGNEE TO CERTIFY THE ASSESSMENT ROLL TO THE TAX COLLECTOR; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the title.

Motion: Commissioner Sara McCarley moved to approve the resolution. 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, Sara McCarley, Stephanie Madden, Bill Read, Chad McLeod, Mayor Bill Mutz voted aye. Ayes-seven. Nays-zero. The motion carried unanimously.

Resolution 5834; Proposed 23-040; Adoption of FY 2024 Orangewood Community Subdivision Non-Ad Valorem Assessment Roll for Collection Utilizing Uniform Method of Collection

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA RELATING TO NON-AD VALOREM ASSESSMENTS; ADOPTING FINDINGS OF FACT; ADOPTING A NON-AD VALOREM ASSESSMENT ROLL FOR THE ORANGEWOOD COMMUNITY SUBDIVISION; ELECTING TO UTILIZE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS, AS AUTHORIZED UNDER SECTION 197.3632, FLORIDA STATUTES, FOR COLLECTING THE ASSESSMENT; AUTHORIZING THE CITY ATTORNEY OR DESIGNEE TO CERTIFY THE ASSESSMENT ROLL TO THE TAX COLLECTOR; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the title.

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

Resolution 5835; Proposed 23-041; Adoption of FY 2024 Heatherpoint Drive Non-Ad Valorem Assessment Roll for Collection Utilizing Uniform Method of Collection

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA RELATING TO NON-AD VALOREM ASSESSMENTS; ADOPTING FINDINGS OF FACT; ADOPTING A NON-AD VALOREM ASSESSMENT ROLL FOR CERTAIN LOTS ABUTTING THAT PORTION OF HEATHERPOINT DRIVE LOCATED NORTH OF AUDUBON OAKS CIRCLE, IN THE CITY OF LAKELAND; ELECTING TO UTILIZE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS, AS AUTHORIZED UNDER SECTION 197.3632, FLORIDA STATUTES, FOR COLLECTING SAID ASSESSMENTS; AUTHORIZING THE CITY ATTORNEY OR DESIGNEE TO CERTIFY THE ASSESSMENT ROLL TO THE TAX COLLECTOR; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the title.

Motion: Commissioner Stephanie Madden 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 from the audience.

The Commission received a brief explanation from City Attorney Palmer Davis on adding assessments to the tax roll.

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

Resolution 5836; Proposed 23-042; Establishing Various Cemetery Fees for FY 2024

A RESOLUTION RELATING TO CEMETERY FEES; ADOPTING A SCHEDULE OF FEES FOR THE SALE OF INTERMENT RIGHTS TO CEMETERY SPACES AND FOR VARIOUS OTHER SERVICES; REPEALING RESOLUTION 5778 AND OTHER RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the 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 audience. There were no comments.

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

Resolution 5837; Proposed 23-043; Establishing Fees, Charges and Rental Rates for Parks, Recreation and Cultural Arts Facilities and Programs for FY 2024

> A RESOLUTION RELATING TO PARKS, RECREATION AND CULTURAL ARTS; ESTABLISHING FEES, CHARGES AND DEPOSITS FOR FACILITY RENTALS, PROGRAMS AND SERVICES; REPEALING RESOLUTION 5779 AND ALL OTHER RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the title.

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

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

- Discounts – inside city residents are charged the same as others.
- Rental volumes are up, including Lake Crago. Parks, Rec & Cultural Director Bob Donahay will send the figures to the Commission. People seem to be discovering city facilities.
- Lake Mirror Theatre is occupied 24/7 by the Lakeland Community Theatre.
- The Lake Mirror Auditorium is rented every other day.
- Fees for league play. The City began charging fees for leagues to help cover costs of maintaining the fields. Leagues are independent of the City.
- Bob Donahay will provide a report on the City's in-kind contributions to different groups for event space and leagues.
- Lakeland's facilities are beyond compare of surrounding facilities and the rates are nominal.
- The Commission thanked staff for their good work maintaining the facilities.
- Sports programs was important to keeping young people out of trouble.

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

Resolution 5838; Proposed 23-044; Authorizing the Execution of an Amended Grant Agreement with the Florida Department of Transportation for Financial Project No. 445718-1-94-01 to Add State and Local Funding for Upgrading to a Category III Instrument Landing System at Lakeland Linder International Airport

A RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT TO A MULTI YEAR GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION TO ADD STATE AND LOCAL FUNDING FOR UPGRADING TO A CATEGORY III INSTRUMENT LANDING SYSTEM AT LAKELAND LINDER INTERNATIONAL AIRPORT; ADOPTING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the title.

Motion: Commissioner Sara McCarley 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 Chad McLeod, Bill Read, Stephanie Madden, Sara McCarley, Mike Musick, Samuel Simmons, and Mayor Bill Mutz voted aye. Ayes – seven. Nays – zero. The motion carried unanimously.

Resolution 5839; Proposed 23-045; Authorizing Issuance of City of Lakeland, Florida Energy System Revenue and Refunding Bonds, Series 2023

A RESOLUTION AUTHORIZING THE ISSUANCE OF CITY OF LAKELAND, FLORIDA ENERGY SYSTEM REVENUE AND REFUNDING BONDS, SERIES 2023 IN ONE OR MORE SERIES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $170,000,000 TO FINANCE IMPROVEMENTS TO THE C.D. MCINTOSH JR. POWER PLANT AND OTHER CAPITAL IMPROVEMENTS FOR THE ISSUER'S ELECTRIC SYSTEM TO THE EXTENT PROVIDED HEREIN, TO CURRENTLY REFUND ALL OR A PORTION OF THE ISSUER'S OUTSTANDING VARIABLE RATE ENERGY SYSTEM REFUNDING BOND, SERIES 2022 AND TO PAY THE COSTS OF ISSUANCE RELATED TO SUCH 2023 BONDS; PROVIDING FOR CERTAIN TERMS OF THE 2023 BONDS; ESTABLISHING A FORM OF THE 2023 BONDS; AUTHORIZING THE MAYOR OR SUCH OTHER OFFICER AND CLERK TO APPROVE, EXECUTE AND DELIVER ON BEHALF OF THE ISSUER A REGISTRAR AND PAYING AGENT AGREEMENT AND APPOINTING THE BANK OF NEW YORK MELLON TRUST COMPANY, N.A., AS REGISTRAR AND PAYING AGENT FOR THE 2023 BONDS; AUTHORIZING THE MAYOR OR SUCH OTHER OFFICER AND CLERK TO EXECUTE AND DELIVER ON BEHALF OF THE ISSUER AN ESCROW DEPOSIT AGREEMENT AND APPOINTING THE BANK OF NEW YORK MELLON TRUST COMPANY, N.A., AS ESCROW AGENT;

AUTHORIZING THE MAYOR OR SUCH OTHER AUTHORIZED OFFICER TO APPOINT A VERIFICATION AGENT; AUTHORIZING THE MAYOR OR SUCH OTHER AUTHORIZED OFFICER ON BEHALF OF THE ISSUER TO APPROVE THE FORM OF A PRELIMINARY OFFICIAL STATEMENT WITH RESPECT TO THE 2023 BONDS AND TO DEEM SAID PRELIMINARY OFFICIAL STATEMENT FINAL FOR PURPOSES OF SEC RULE 15C2-12 AND AUTHORIZING THE MAYOR OR SUCH OTHER AUTHORIZED OFFICER AND THE CLERK TO EXECUTE AND DELIVER ON BEHALF OF THE ISSUER AN OFFICIAL STATEMENT; AUTHORIZING THE MAYOR OR SUCH OTHER AUTHORIZED OFFICER, WITH THE ADVICE OF THE ISSUER'S FINANCIAL ADVISOR, TO ESTABLISH THE PRINCIPAL AMOUNTS, THE INTEREST RATES, REDEMPTION TERMS AND MATURITY SCHEDULE OF THE 2023 BONDS WITHIN CERTAIN PARAMETERS, TO AWARD THE SALE OF THE 2023 BONDS TO THE UNDERWRITER DESCRIBED HEREIN ON A NEGOTIATED BASIS, AND ESTABLISH THE CONDITIONS TO SUCH SALE; APPROVING THE FORM OF A BOND PURCHASE AGREEMENT; AUTHORIZING THE MAYOR OR SUCH OTHER AUTHORIZED OFFICER AND THE CLERK TO 2 APPROVE, EXECUTE AND DELIVER ON BEHALF OF THE ISSUER A DISCLOSURE DISSEMINATION AGENT AGREEMENT WITH RESPECT TO THE 2023 BONDS AND APPROVING DIGITAL ASSURANCE CORPORATION, L.L.C. AS DISCLOSURE DISSEMINATION AGENT THEREUNDER; AUTHORIZING CERTAIN ISSUER OFFICIALS TO TAKE ACTIONS DEEMED NECESSARY OR ADVISABLE IN CONNECTION WITH ANY OF THE FOREGOING; PROVIDING FOR OTHER MATTERS RELATING THERETO; AUTHORIZING THE TERMINATION OF CERTAIN INTEREST RATE SWAPS; AUTHORIZING PROPER OFFICIALS TO DO ALL OTHER THINGS DEEMED NECESSARY OR ADVISABLE IN CONNECTION WITH SUCH TERMINATIONS; AND PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the title.

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

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

- The City's debt service. Debt service was 10% of the budget.
- Jeff Stearns gave an overview of the $169M bond issue. $81M was for capital projects. $88M was to refund the variable rate debt. The rating agencies do not like variable rate debt.

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

COMMUNITY REDEVELOPMENT AGENCY

CITY MANAGER

Recommendation re: Reimbursable Agreement with the Federal Aviation Administration for Siting Study to Relocate the VOR at Lakeland Linder International Airport

Lakeland Linder International Airport (LLIA) requests approval of a Non-Federal Design and Implementation Agreement with the Federal Aviation Administration (FAA), in the amount of $70,815.25, to complete a second Siting Study relating to the relocation of the Very High Frequency Omni-Directional Range (VOR) Station at LLIA. The term of this Agreement is for 36 months from the date of final execution by the parties.

A VOR is a ground-based electronic aircraft navigation system. This Siting Study is needed due to the proposed new Runway 10R/28L included in the Airport's Master Plan that will require the VOR's relocation. Through this Agreement, the FAA will provide LLIA with technical consultation, project planning, review of design packages, and construction oversight. The City, through Lakeland Electric (LE), will compensate the FAA for its services.

A prior Siting Study completed in 2021 confirmed that the preferred relocation site is acceptable to the FAA. However, since then, LE seeks to install new power transmission lines along the northern side of Pipkin Road within 1,000 feet of the proposed site. Subsequently, the FAA requires a new Siting Study to determine any effects the new power transmission lines will have on the proposed VOR's placement.

As LE would otherwise incur significant costs to redesign and reconstruct their existing power transmission lines on the south side of Pipkin Road, Staff determined it was more cost-effective to complete a new Siting Study.

Staff recommends approval of the Non-Federal Limited Design and Implementation Reimbursable Agreement with the FAA in the amount of $70,815.25 to be paid for by LE from available funds. LE does not require an appropriation to accommodate the request.

Shawn Sherrouse presented this item.

Motion: Commissioner Bill Read moved to approve the recommendation. 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.

Chamber Sound System Remodel

Shawn Sherrouse thanked the Communications staff for their good work on the complicated project here in the Chamber.

CITY ATTORNEY

Ordinances (First Reading) – None

Miscellaneous Reports

* **Task Authorization with General Control Systems, Inc. for Wetlands Data Automation – Control Structures 6 and 9**

This proposed Task Authorization with General Control Systems, Inc. (GCS) was for professional services to assist the Water Utilities Department with controls implementation at the artificial wetlands. This project is the second phase of a multiphase project to bring automation and controls to the artificial wetlands. The first phase, approved in October 2019, provided data automation for the administration building, effluent, and Control Structure 8. The second phase will focus on computerized data collections and monitoring for Control Structure 6 and Control Structure 9.

The City's artificial wetlands cover approximately 1,600 acres, with 1,200 acres designated as wetland space. The wetlands are divided into seven cells for the polishing of effluent from the Glendale and Northside Wastewater Treatment Plants. The polished effluent is either sent to TECO's Polk Power Station for future reuse or discharged into state waters. Implementing computerized control and monitoring of the wetlands will improve operational efficiency, enable data-driven decisions, enhance wetland performance, allow for remote monitoring and control, improve public safety during emergencies, and assist in regulatory compliance.

Pursuant to the Task Authorization, GCS will develop a design, provide panel layouts, loop drawing, Programmable Logic Controller programming, and integrate the system with probes and other devices currently used by the Water Utilities Department.

All services will be performed in accordance with the City's Continuing Contract and Agreement for Professional Software Engineering Services dated April 17, 2023, and GCS's proposal dated July 21, 2023. The total cost of the project is $94,430, which is included in the Water Utilities Department's FY23 budget.

Staff recommended that the City Commission approve this Task Authorization with GCS for Wetlands Data Automation - Control Structures 6 and 9 and authorize the appropriate City officials to execute all necessary documents related to the Task Authorization.

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

* **Purchase of Annual Supply of Polyphosphate/Silicate for the Water Utilities Department**

This proposal from Shannon Chemical Corporation (Shannon Chemical) was for the purchase of the annual supply of polyphosphate/silicate for the City's Water Utilities Department. Granular polyphosphate/silicate is utilized in the TB Williams and CW Combee Water Treatment Plants for sequestration and corrosion control in potable water.

Shannon Chemical was selected in 2022 pursuant to Invitation to Bid 2298 as the lowest responsive, responsible bidder to meet the Water Utilities Department's annual polyphosphate/silicate needs. The Bid provided for the option of five (5) one-year renewals upon mutual consent of the parties. Under the attached proposal, Shannon Chemical will supply polyphosphate/silicate to the City for FY24 at the rate of $2.17 per pound, which is the same rate charged to the City in FY23. The total estimated annual usage of polyphosphate/silicate for both treatment facilities for FY24 is 80,000 pounds. Based on projected annual usage, the total estimated cost to the City for FY24 is $173,000.00.

Staff recommended that the City Commission approve the proposal with Shannon Chemical for the annual supply of polyphosphate/silicate for the City's water treatment plants and authorize the appropriate City officials to execute all necessary documents to finalize the purchase.

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

* **Purchase of Annual Cleaning Services for Water Treatment Plant Clarifiers**

This proposal from Total Pressure Cleaning, Inc. (Total Pressure Cleaning) was for cleaning services for the clarifier tanks located at the TB Williams and CW Combee Water Treatment Plants. The scope of work encompasses the annual cleaning and removal of calcium carbonate build-up within the lime softening clarifier tanks.

Total Pressure Cleaning was selected in 2022 pursuant to Invitation to Bid 2297 as the lowest responsive, responsible bidder to meet the Water Utilities Department's needs for water treatment plant clarifier cleaning services. The Bid provided for the option of five (5) one-year renewals upon mutual consent of the parties. Under the proposal, Total Pressure Cleaning, Inc. will provide the same industrial cleaning services in FY24 at the following rates:

- $14,900.00 per clarifier cleaning at the TB Williams Water Treatment Plant
- $12,900.00 per clarifier cleaning at the CW Combee Water Treatment Plant

The total estimated cost to the City for these services in FY24 is $55,600.00, which is the same amount charged to the City in FY23.

Staff recommended that the City Commission approve the proposal with Total Pressure Cleaning Services, Inc. for annual cleaning services for the City's water treatment plant clarifiers and authorize the appropriate City officials to execute all necessary documents to finalize the contract renewal.

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

FINANCE DIRECTOR – None

UTILITY

Ordinances – None
Resolutions – None

Miscellaneous

Memo re: Agreement with F.E. Moran, Inc. Special Hazard Systems for Fire Protection System for the McIntosh Reciprocating Engine Project

This proposed Agreement with F.E. Moran, Inc. (Moran) was for a Fire Protection System for the McIntosh Reciprocating Engine (RICE) Project. A fire detection and suppression system is an integral part of the RICE Project to ensure the safety of personnel and equipment at the McIntosh Power Plant.

On April 5, 2023, the City's Purchasing Department issued Invitation to Bid 2023-ITB-019 seeking qualified contractors to design, furnish, manufacture, deliver and install a complete water mist fire detection and suppression system for the RICE Project. Moran was the only contractor that submitted a response to the City's Bid as set forth below.

Contractor	Location	Bid Price
F.E. Moran, Inc. Special Hazard Systems	Northbrook, IL	$2,063,035.00

Upon evaluation by City staff and the City's consulting engineer, Sargent & Lundy, LLC, Moran was selected as a responsive responsible bidder capable of providing the fire protection and suppression system specified in the City's Bid. Upon approval by the City Commission, the equipment is scheduled to be delivered in April 2024. Moran will commence installation upon delivery and is anticipated to complete installation by October 2024. Moran will perform all services pursuant to the terms and conditions set forth in the City's Bid Specification and Moran's proposal dated August 9, 2023. Moran's initial bid price has been adjusted to include a five (5) year warranty not originally requested in the City's original Bid for an additional cost of $39,800.00. As such, the total cost of the work, including the warranty is $2,102,835.00, which is included in Lakeland Electric's budget for the RICE Project previously approved by the City Commission.

Staff recommended that the City Commission approve this Agreement with Moran for the fire detection and suppression system and authorize the appropriate City officials to execute all corresponding documents on behalf of the City.

Deputy City Attorney Ramona Sirianni presented this item to the Commission.

Motion: Commissioner Sara McCarley moved to approve the recommendation. 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 heard a brief presentation from David Holdener on the sprinkler system. It was a wet system with a dry tube. It is dry until it is needed. The sprinkler system will be sectioned by engine and equipment room.

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

Memo re: Change Order to Agreement with GE International, Inc. for Larsen Unit 8 Combustion Turbine Inspection and Repair

This proposed Change Order to the Agreement with GE International, Inc. (GE) was for combustion turbine inspection and repair on Larsen Unit 8. On December 19, 2022, the City Commission approved a sole source Agreement with GE for combustion turbine inspection and repair on Larsen Unit 8 to be completed in the Spring of 2023 for a total cost of $643,604. During this inspection, it was discovered that the combustion turbine exhaust tube needed to be replaced and that a generator minor inspection and electrical testing was also necessary. Pursuant to the Change Order GE's scope of services will include parts, equipment (including a crane), labor, inspection and testing.

Upon approval by the City Commission, the City will issue a purchase order for the work that will take place during Unit 8's Fall 2023 outage scheduled to occur between October 2nd through October 18th. The work will be governed by the terms and conditions contained in GE's Proposal 1621100 Rev. 2 dated December 5, 2022, and GE's Extra Work Quotation dated August 2, 2023. The total cost of the work is $217,750.00 and is included in Lakeland Electric's FY23 budget.

Staff recommended that the City Commission approve the proposed Change Order with GE for Larsen Unit 8 combustion turbine inspection and repair and authorize the appropriate City officials to execute all corresponding documents for the work.

Ramona Sirianni presented this item. The spring outage was deferred to the fall. The additional cost to the change order was not determined until the additional inspection. The outage was deferred because of the forced outage of Unit 5.

Motion: Commissioner Sara McCarley moved to approve the recommendation. 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.

- **Agreement with Semco Construction, Inc. for Office Remodel at McIntosh Power Plant**

This proposed Agreement with Semco Construction, Inc. (Semco) was for construction services related to an office remodel at the McIntosh Power Plant. With the demolition of Units 1, 2 and 3 at the McIntosh Power Plant, Administrative and Workforce Management offices were also part of the demolition plan. Since then, Lakeland Electric staff that previously utilized these offices have been working from office trailers leased from Williams Scotsman.

The future new administration building planned for the McIntosh Power Plant will not accommodate all of Administration and Workforce Management personnel. Consequently, plans to remodel the 3rd floor of the Unit 5 Control Room building to create additional office space and accommodate staff is currently underway. However, a professional contractor is necessary to complete the remodeling work in a timely and cost-effective manner.

The City's Purchasing Department has approved the procurement of construction services from Semco pursuant to a piggyback contract with the Hillsborough County Sheriff's Office (HCSO). Pursuant to the Agreement, Semco will provide all labor, material, equipment, and supervision related to the remodel. Specifically, the scope of work that Semco will provide includes framing of a new wall, door installation and painting. Semco will perform all work in accordance with the HCSO's bid dated March 7, 2023, Semco's proposal to the City dated July 27, 2023, and the terms/conditions set forth in the attached Agreement. The term of the Agreement is for an initial period of six (6) months commencing August 21, 2023, subject to City Commission approval. The Agreement also contains two (2) additional three (3) month renewal options upon mutual written consent of the parties. Work is scheduled to begin in late August 2023 and is anticipated to be completed by November 2023. The total cost of the work is $99,954.00, which is included in Lakeland Electric's FY23 budget.

Staff recommended that the City Commission approve this Agreement with Semco for the office remodel at McIntosh Unit 5 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 came forward and commended the City Commission for their smooth proclamation process. He reminded everyone that August 28, 2023, is the 60th anniversary of Dr. Martin Luther King Jr.'s I Have a Dream speech. It is important to read it from the beginning. November was the 160th anniversary of President Lincoln's Gettysburg Address. He encouraged others to read that speech too.

Commissioner Sara McCarley announced two podcasts that she listens to: Hope Through History and It Was Said. She encouraged others to listen. They are both by John Meacham.

MAYOR AND MEMBERS OF THE CITY COMMISSION

Commissioner Stephanie Madden:

- Gave a shout out to the folks behind the scenes on the bond issue. Lakeland Electric was the third largest MUNI in the State of Florida. The big IOUs are scrambling on how to move to cleaner energy in a state that is 75% dependent on natural gas. She wanted the State and Federal representatives to understand that the world was heading toward clean energy. It was important for utilities to lead the way on this change.
- She acknowledged LE staff members who attended the Florida Women in Energy Conference. It is an exciting time in the electric utility field.
- Youth Council Applications. She encouraged Commission to seek out youth to serve.

Commissioner Bill Read:
New types of batteries are coming out but they are too expensive right now.
August 22-24, 2023, in Africa there is the Ridge Conference which affects the financial system.

Commissioner Chad McLeod had pushed the youth council amongst his network to find applicants.

Commissioner Stephanie Madden attended FLC youth conference day. Each city handles it differently. Her goal this year was for the youth council to be educational in nature, like Citizens Academy.

CALL FOR ADJOURNMENT - 10:46 a.m.

H. William Mutz

H. William Mutz, Mayor

CITY OF LAKELAND, FLORIDA
INCORPORATED
JAN. 1, 1885

Kelly Koos

Kelly Koos, City Clerk