LAKELAND CITY COMMISSION

Regular Session
November 6, 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 Deputy City Clerk Heather Bradman were present.

CALL TO ORDER - 9:00 A.M.

PRESENTATIONS

Lakeland Regional Health 2023 Health System Update (Danielle Drummond, President / CEO LRH)

Florida Crime Prevention Association Awards (Joe Parker, Lieutenant and Susy Aviles, Civilian Crime Liaison)

Beautification Awards (Bill Koen)

- Residential: LuAnn and John Brahm - 126 East Park Street
- Commercial: Garland Insurance South - 1804 South Florida Avenue

PROCLAMATIONS

National Adoption Awareness Month

COMMITTEE REPORTS AND RELATED ITEMS

Real Estate & Transportation Committee 11/03/23
Land Lease Agreement with Med-Trans Corporation

Motion: Commissioner Bill Read moved to approve the recommendation. 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 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. For items listed with an asterisk (*) under the Community Redevelopment Agency portion of the agenda, the City Commission shall be deemed to be acting in its capacity as the Community Redevelopment Agency of the City of Lakeland when approving the consent agenda.

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)

*Commission Minutes - October 13-16, 2023

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

REQUESTS TO APPEAR FROM THE GENERAL PUBLIC – None

EQUALIZATION HEARINGS

Recess/Convene: The City 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 assessments. 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.

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

PUBLIC HEARINGS

Ordinances (Second Reading)

Ordinance 6009; Proposed 23-042; Dissolving the Lakeland Public Employees Relations Commission (1st Rdg. 10-16-2023)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA RELATING TO PUBLIC EMPLOYEE LABOR RELATIONS; MAKING FINDINGS; REPEALING ORDINANCE 3663 AND ANY SUBSEQUENT AMENDMENTS THERETO PURSUANT TO SECTION 447.603, FLORIDA STATUTES; PROVIDING FOR ADMINISTRATIVE ACTIONS; RATIFYING PRIOR ACTIONS; PROVIDING FOR THE TRANSFER OF ALL PRESENT AND FUTURE MATTERS RELATING TO PUBLIC EMPLOYEE LABOR ORGANIZATIONS TO THE FLORIDA PUBLIC EMPLOYEES RELATIONS COMMISSION; 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 audience. There were no comments.

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

Resolutions

Resolution 5858; Proposed 23-064; 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 Mike Musick 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 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 5859; Proposed 23-065; Authorizing Application with the State Revolving Fund Loan Program for Glendale Water Reclamation Facility Effluent Pumping Improvements

A RESOLUTION OF THE CITY OF LAKELAND, FLORIDA RELATING TO THE STATE REVOLVING FUND LOAN PROGRAM; MAKING FINDINGS; AUTHORIZING A LOAN APPLICATION; AUTHORIZING A LOAN AGREEMENT; ESTABLISHING PLEDGED REVENUES; DESIGNATING AUTHORIZED REPRESENTATIVES; PROVIDING FOR ASSURANCES OF COMPLIANCE WITH LOAN PROGRAM REQUIREMENTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

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

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

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

Resolution 5860; Proposed 23-066; Vacating a Portion of an Existing Public Utility Easement Located at 4141 Hamilton Road

A RESOLUTION RELATING TO PUBLIC UTILITY EASEMENTS; MAKING FINDINGS; PARTIALLY VACATING AN EXISTING PUBLIC UTILITY EASEMENT LOCATED AT 4141 HAMILTON ROAD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

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

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

Chuck Barmby informed the Commission that following Friday's Agenda Study discussion, they contacted Polk County and received 60% of design plans for that stormwater improvement. There is a meeting scheduled with County staff to look at the stormwater project and other infrastructure improvements in the same area.

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 5861; Proposed 23-067; Vacating a Portion of an Existing Public Utility Easement Located at 1280 N. Lake Parker Avenue

> A RESOLUTION RELATING TO PUBLIC UTILITY EASEMENTS; MAKING FINDINGS; VACATING A PORTION OF AN EXISTING PUBLIC UTILITY EASEMENT LOCATED AT 1280 N. LAKE PARKER 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, Sara McCarley, Stephanie Madden, Bill Read, Chad McLeod, and Mayor Bill Mutz voted aye. Ayes- seven. Nays-zero. The motion carried unanimously.

Resolution 5862; Proposed 23-068; Vacating a Portion of an Existing Public Utility Easement Located at 1346 Summit Chase Drive

> A RESOLUTION RELATING TO PUBLIC UTILITY EASEMENTS; MAKING FINDINGS; VACATING A PORTION OF THE EXISTING PUBLIC UTILITY EASEMENT LOCATED AT 1346 SUMMIT CHASE DRIVE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short 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.

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

Resolution 5863; Proposed 23-069; Authorizing the Execution of an Amended Grant Agreement with the Florida Department of Transportation to add State, Local and Federal Funding for an Aircraft Rescue & Fire Fighting Vehicle at Lakeland Linder International Airport

> A RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT TO A GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION TO ADD ADDITIONAL STATE AND LOCAL FUNDING FOR AN AIRCRAFT RESCUE & FIRE FIGHTING VEHICLE AT LAKELAND LINDER INTERNATIONAL AIRPORT; ADOPTING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short 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 from the audience.

The Commission requested more details on the Aircraft Rescue & Fire Fighting Vehicle. Airport Director Kris Hallstrand explained that when they originally went to bid, the FAA paid around $859,000. FDOT originally gave $47,734. There was a $107,000 deficit in funding. FDOT agreed to increase funding to assist with some of the remaining balance on the truck. Upon approval, the truck should be produced in one year.

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

COMMUNITY REDEVELOPMENT AGENCY - None

CITY MANAGER

Recommendation re: Purchase Agreement with Oshkosh Airport Products for an Aircraft Rescue Fire Fighting vehicle for Lakeland Linder International Airport and Budget Appropriation in the Airport's Renewal and Replacement Fund

Lakeland Linder International Airport (LLIA) seeks approval to enter into a purchase agreement with Oshkosh Airport Products for an Aircraft Rescue Fire Fighting (ARFF) vehicle.

The City advertised for a new Class IV Index B ARFF vehicle through Invitation to Bid No. 2023-ITB-066 in June of 2023 receiving one bid in the amount of $1,061,961. The bid sought out qualified and experienced companies to provide an ARFF vehicle that meets the requirements of CFR Part 139, FAA Advisory Circular 150/5220-10E Guide Specification for ARFF Vehicles, and the applicable requirements of National Fire Protection Association (NFPA) 414, Standard for Aircraft Rescue and Fire Fighting Vehicles (2007 Edition).

Staff determined Oshkosh Airport Products met all bid requirements and specifications.

The proposed purchase agreement includes the following items:

Bid Item No. 1	Class 4 ARFF Truck	$919,000
Bid Item No. 2	Drivers Enhanced Vision System (DEVS)	$26,591
Bid Item No. 3	FLIR K65 Thermal Camera	$9,094
Bid Item No. 4	Radio With Public Address System	$2,539
Bid Item No. 5	On-board No Foam Testing System	$12,089
Bid Item No. 6	Ward No Smoke Diesel Filter System	$18,149
Bid Item No. 7	Under Truck Nozzles	$2,283
Bid Item No. 8	LED Spotlights Installed on Each Turret	$465
Bid Item No. 9	Top of Vehicle Light Tower	$38,260
Bid Item No. 10	Electronic Foam Proportioning System	$22,441
Bid Item No. 11	Walk-in Service Compartment	$6,352
Bid Item No. 12	Vivid Purple K-PKW	$1,953
Bid Item No. 13	Graphics and Striping Package	$2,745
Total		**$1,061,961**

Funding for the purchase of the ARFF vehicle includes FAA and Florida Department of Transportation (FDOT) grants as well as the LLIA Operating Fund.

AIP Eligible		
FAA	$ 859,217	90%
FDOT	$ 47,734	5%
City	$ 47,734	5%
TOTAL	$ 954,685	**100%**

Non-AIP Eligible		
FAA	$ -	0%
FDOT	$ 85,821	80%
City	$ 21,455	20%
TOTAL	$ 107,276	**100%**

Total Project Costs		
TOTAL	$ 1,061,961	**100%**

Staff recommended the City Commission authorize appropriate City officials to enter into a purchase agreement with Oshkosh Airport Products to purchase an ARFF vehicle for Lakeland Linder International Airport.

$855,700 was budgeted in FY 23 and will be available in FY 24 upon approval of carryovers. Therefore, staff requested the City Commission authorize an additional appropriation of $206,261 and increase in revenues in the LLIA Renewal and Replacement Fund for the following amounts:

- $87,855 in FDOT grant revenues, bringing the total appropriated FDOT revenues to $133,555.
- $69,189 in revenues to be paid from the unappropriated surplus of the LLIA Operating Fund.

Shawn Sherrouse presented this item to the Commission

Motion: Commissioner Bill Read 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.

<u>Verbal Report 1:</u> Shawn Sherrouse recognized community partners and staff for their work on a successful fall season of events (10/20/23 - 10/31/23).

Commissioner Stephanie Madden thanked Shawn Sherrouse and the Communications department for bringing in pictures from the events. Commissioner Samuel Simmons attended PAL-O-Ween on October 29, 2023 and was amazed at number of attendees.

<u>Verbal Report 2:</u> Shawn Sherrouse communicated to the Commission how much staff appreciated the strategic planning workshop this past Friday. He is hopeful this set the groundwork for similar workshops to be held with the Commission and staff.

Commissioner Mike Musick thanked Shawn Sherrouse, David Bayhan, and staff for taking care of a citizen concern last night.

CITY ATTORNEY

Ordinances (First Reading)

Proposed 23-043; Change in Zoning from C-2 (Highway Commercial District) to I-2 (Medium Industrial District) and a Change from Suburban Corridor (SCO) to Suburban Special Purpose (SSP) Context District, on Approximately 0.46 Acres Located at 3070 New Tampa Highway

AN ORDINANCE RELATING TO ZONING; MAKING FINDINGS; PROVIDING FOR A CHANGE IN ZONING FROM C-2 (HIGHWAY COMMERCIAL DISTRICT) TO I-2 (MEDIUM INDUSTRIAL DISTRICT) ON APPROXIMATELY 0.46 ACRES LOCATED AT 3070 NEW TAMPA HIGHWAY; CHANGING THE CONTEXT DISTRICT FOR THE PROPERTY TO SUBURBAN SPECIAL PURPOSE; PROVIDING CONDITIONS; FINDING CONFORMITY WITH THE COMPREHENSIVE 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 November 20, 2023.

Miscellaneous Reports

Master Agreement with Ungerboeck Systems International, LLC for Enterprise Management System Software for RP Funding Center

This is a proposed Master Services Agreement with Ungerboeck Systems International, LLC (Ungerboeck) for its Enterprise Management System software for use by the RP Funding Center. This Enterprise System integrated software is designed to streamline and automate all business activities such as venues and events, except for ticketing, for the RP Funding Center. Specifically, the Enterprise System software includes a comprehensive set of tools to handle the entire event lifecycle related to the receipt and documentation of all business inquiries, booking of event space, creation of contracts, day-to-day event planning, managing customer relationships and recording/managing financial transactions for the RP Funding Center.

The Purchasing Department has approved Ungerboeck as a sole source provider of these services, which the RP Funding Center has utilized since 1995. The original agreement with Ungerboeck was an annual agreement subject to automatic renewals each year unless terminated by the City.

The term of this new Master Agreement with Ungerboeck is for an initial term of five (5) years, with a retroactive effective date of October 1, 2023, subject to City Commission approval. The Agreement contains automatic renewals for successive one (1) year terms, unless either party provides written notice of termination ninety (90) days prior to the end of any term. The Agreement also enables the City to terminate the Agreement during the initial term in the event sufficient funds are not budgeted by the City Commission for the services.

The total cost of Ungerboeck's services for the five (5) year term is $173,038.80, of which the first year's cost of $30,060.36 is budgeted in the RP Funding Center's FY24 budget. The remaining cost will be subject to City Commission approval of the budget in subsequent budget years. The long-term Master Agreement will result in savings of $91,350 over the five (5) year term.

Staff recommended that the City Commission approve the Master Agreement with Ungerboeck for the Enterprise Management System software for the RP Funding Center and authorize the appropriate City officials to execute this Agreement and all corresponding documents.

Ramona Sirianni presented this item to the Commission.

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

Annual Contract for Repair and Maintenance of City-Owned Dumpsters and Containers with MCS Curtigan Group, Inc.

On August 9, 2023, the City's Purchasing Department issued Invitation to Bid No. 2023-ITB-117 (Bid) for an annual contract to repair and maintain all City-owned steel front-load dumpsters and roll-off containers of various sizes. The City currently has approximately 5,200 of these dumpsters and containers. While new dumpsters and containers typically have a useful life of seven (7) to ten (10) years, once rusted out they can be refurbished with new steel bottoms or floors, cleaned and repainted. Such refurbishment generally extends their useful life for an additional seven (7) to ten (10) years. In addition, refurbishment costs are generally 40% less than the replacement cost of a new dumpster or container.

MCS Curtigan Group, Inc. (MCS), based in Weaverville, NC, was the only Bid response received by the City. However, upon evaluation of MCS' bid, MCS was deemed a responsive responsible bidder capable of providing repair and maintenance services for the dumpsters and containers in accordance with the City's Bid.

Pursuant to the Agreement, MCS will provide all labor, material, and welding equipment to perform the services. Upon request of services from the City, MCS will hire local workers to perform the work on City property. Those services will include removal of rusted steel, installation, and welding of new steel bottoms for the dumpsters and/or containers to ensure they are watertight. MCS will also clean and paint all the refurbished dumpsters and containers. All services will be performed in accordance with the City's Bid and the Agreement for services.

The initial term of the Agreement will be for a period of three (3) years effective upon City Commission approval and continuing through November 5, 2026, unless otherwise terminated in accordance with the Agreement. The Agreement also contains two (2) additional one (1) year renewal options upon mutual written agreement of the parties.

While the City will procure the services of MCS on an as-needed basis, the annual cost for such services is estimated to be $150,000. Funding for the three (3) year initial term, as well as the two (2) renewal options, if exercised, will be provided in the Solid Waste Annual budget for Commercial Contractual Services, subject to annual budget approval by the City Commission.

Staff recommended that the City Commission approve the Agreement with MCS for the repair and maintenance of all City-owned steel front-load dumpsters and roll-off containers and authorize the appropriate City staff to execute all corresponding documents related to the Agreement.

Ramona Sirianni presented this item to the Commission.

Motion: Commissioner Chad McLeod 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 from the audience.

The Commission discussed what happens when a dumpster is damaged. They pick up the dumpster with a transport truck and take it back onsite for repair. All repairs are done on City property.

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

Preventative Maintenance and Emergency Repair Services for Auxiliary Power Generator Systems for the Water Utilities Department

The City's Water Utilities Department seeks approval for the purchase of annual preventative maintenance and emergency repair of auxiliary power generators from Mid Florida Diesel Inc. The City's water treatment plants, wastewater treatment plants, water booster stations, lift stations, and the Wetlands facility rely on 90 auxiliary power generators for emergency power supply. Ensuring the reliability of these generators is essential for maintaining water and wastewater services during power outages.

The City issued an Invitation to Bid (2023-ITB-142) for FY24 on September 11, 2023, with the option of four (4), one-year renewals upon mutual consent. On October 2, 2023, the City received one bid in response from Mid Florida Diesel Inc., of Bartow, Florida, which was the most responsive responsible bidder based on experience and lowest cost.

The total not-to-exceed cost for all repairs and preventative maintenance for the City's auxiliary generators is $416,000.00, which is included in Water Utilities' FY24 budget.

Staff recommended that the City Commission approve the purchase of the annual preventative maintenance and emergency repair services from Mid Florida Diesel Inc.

and authorize the appropriate City officials to execute all necessary documents to finalize the purchase.

Alex Landback presented this item to the Commission.

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 KR2 Technology, LLC for the Purchase of Cloud Software-Based Virtual Private Network Services

Approval is sought for the proposed purchase of cloud software-based Virtual Private Network (VPN) internet access technology services with KR2 Technology, LLC (KR2). Specifically, the City needs to replace its legacy VPN technology with a more modern and agile solution. VPN technology consists of the encrypted connection over the internet from a device to a network to help ensure that sensitive data is safely transmitted. VPN technology is utilized for a variety of City uses including, Public Safety, Lakeland Electric, Water Utilities, Building and Code Enforcement, as well as general employee remote access to City resources.

The City's Purchasing Department approved KR2 as the third-party reseller of zscaler technology's cloud software-based VPN services pursuant to the federal government's General Services Agreement (GSA) Supply Schedule, 47QSWA18D008F. The term of this Agreement, effective upon City Commission approval, will continue for a period of three (3) years. The purchase with KR2 will be governed by the terms and conditions set forth in KR2's quote, zscaler's end user subscription agreement and GSA. The year over year costs for these cloud-based services will be recovered via a cyber security charge back to the various City departments. The total three (3) year cost of these services is $350,039.13. The first year's contract cost of $133,391.63 will be funded from technology replacement funds in DoIT's FY24 budget. The remaining two (2) year cost ($108,323.75 each year) will be funded in DoIT's FY25 and FY26 budgets subject to City Commission approval of the budget in those subsequent budget years.

Staff recommended that the City Commission approve this purchase of cloud software-based VPN services from KR2 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 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.

***Task Authorization with Kimley-Horn, Inc. for Grit System Improvements at Glendale Wastewater Reclamation Facility**

This is a proposal for engineering services with Kimley-Horn, Inc. under the City's Continuing Contract for Professional Municipal Engineering Services. The purpose of this Task Authorization is to perform engineering design work associated with upgrades to the grit classifier system at the Glendale Wastewater Reclamation Facility.

The existing grit classifier system is at the end of its life cycle and is not operating at optimal efficiency. This upgrade aims to improve the removal of grit (sand, non-biological debris) to prevent it from settling in other process equipment such as air bays or clarifiers. Inefficient removal results in manual extraction and disposal, which is labor-intensive and costly. The proposed engineering scope of work will focus on the first phase of these upgrades by providing engineering services for the design, bidding, and construction of these improvements.

All services pursuant to this Task Authorization will be carried out in accordance with the terms and conditions set forth in the Continuing Agreement for Professional Municipal Engineering Services approved by the City Commission on September 7, 2021. The total not-to-exceed cost for this Task Authorization is $55,000.00, which is included in the Water Utilities FY 2024 budget.

Staff recommended that the City Commission approve the Task Authorization with Kimley-Horn, Inc. and authorize the appropriate City officials to execute all necessary documents.

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

Agreement with Premier Truck Sales & Rental, Inc. for the Lease of Two Front Loader Solid Waste Trucks

This is an Agreement with Premier Truck Sales & Rental, Inc. (Premier) for the lease of two (2) front loader solid waste trucks. The Solid Waste Division is in the process of ordering three (3) new front loader trucks, but delivery will be delayed due to supply chain issues. To address the truck shortage while waiting for the new trucks, the Solid Waste Division proposes to lease two (2) front loader trucks from Premier for a period of thirteen (13) months. The monthly lease rate per truck is $8,700, resulting in a total rental charge of $226,200 for the entire 13-month lease term.

Staff recommended that the City Commission approve and authorize the appropriate City officials to execute the Agreement with Premier Truck Sales & Rental, Inc. for the lease of two front loader solid waste trucks and approve an appropriation of $191,400 from the Unappropriated Surplus within the Solid Waste Fund for the current Fiscal Year to fund the first 11 months of the lease. The cost of the remaining 2 months of the lease term will be included in the Fiscal Year 2025 budget.

Palmer Davis presented this item to the Commission.

Motion: Commissioner Mike Musick 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.

FINANCE DIRECTOR

***Appropriation and Increase in Estimated Revenues - General Fund**

The Lakeland Fire Department has been awarded funds of $10,000 from The Hartford as a grant for fire and life safety education materials for use in our community. These funds will be utilized for the purchase of fire and life safety materials, such as smoke alarms and classroom materials, both to educate and protect the public.

Staff requested that the City Commission authorize an appropriation and increase in estimated revenue in the General Fund of $10,000.

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

***Appropriation and Increase in Estimated Revenues - Fleet Management Vehicle Replacement Fund and Solid Waste Fund**

The City is requesting an appropriation for early replacement of three front-end loader refuse trucks assigned to Public Works/Solid Waste. The front-end loader fleet is depleted, and replacements have been greatly delayed by ongoing supply chain and availability issues. Replacing these three trucks early will get new trucks to us as quickly as possible and alleviate the major maintenance and downtime issues we're experiencing by being forced to run the trucks well past their service lives.

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

- o Three front end loaders: $396,549 each or $1,189,647 in total
    - $955,980 will be available within the Solid Waste section of the Vehicle Replacement Fund, including auction value
    - The unfunded amount is $233,667

Staff requested that the City Commission authorize an appropriation and increase in estimated revenue in the Fleet Management Vehicle Replacement Fund of $955,980 along with an appropriation of $233,667 from the Unappropriated Surplus in the Solid Waste Fund to the Fleet Management Vehicle Replacement Fund for purchase of three front end loader refuse trucks for the Public Works Solid Waste Division.

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

Budget Carryover – All Funds

As the Finance Department closes one fiscal year and opens another, a list of carryover projects and supplemental appropriations is compiled and submitted for approval by the City Commission. Approval of the list will provide budgets for continuing projects which overlap fiscal years.

The Finance Department and City Manager's Office request the following list of carryover accounts/projects be approved by the City Commission. The balances are preliminary and will be finalized after all year-end accounting adjustments/accruals are posted.

Staff also requested that the estimated revenues are increased where applicable and that the funding for the accounts/projects as listed be appropriated retroactive to October 1, 2023.

Mike Brossart presented this item to the Commission.

Motion: Commissioner Mike Musick moved to approve the recommendation. 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.

UTILITY

Ordinances - NONE

Resolutions - NONE

Miscellaneous

Equipment Supply and Support Services Agreement with Block Energy, Inc. for Installation of a Residential Microgrid Pilot Project

This is an Equipment Supply and Support Services Agreement with Block Energy, Inc. (Block) for the installation of a residential microgrid in Lakeland Electric's service territory. This residential "microgrid" serves as a group of interconnected loads (houses) and distributed energy resources (solar and batteries) to act as a single controllable entity with respect to the electric grid (grid). The microgrid's ability to connect and disconnect from the grid can improve customer reliability and resiliency to grid disturbances such as severe storms, including hurricanes.

The Agreement with Block and the City will serve as a Pilot Project (Project) of new technology to provide customers with a distributed energy resource that will be evaluated for its effectiveness as a new business model for residential growth in the Lakeland Electric service territory. The Project between Block and the City will also include a partnership with Clayton Properties Group, Inc., the parent company of Highland Homes, which will serve as the Developer, as well as the builder of a new community, in Lakeland Electric's service territory where the Project will be installed.

Specifically, the Highland Homes development, known as "Myrtlebrook", will be comprised of 77 new construction homes. In accordance with the Project, Block's "Block Box" system will include rooftop solar panels integrated with battery storage and supplemental grid-forming generation to support the 77 residential homes in Myrtlebrook. Homes grouped in pairs will share a Block Box battery-inverter which will be connected to a Block Central that includes a system controller, larger scale batteries, backup natural gas generation and a grid tie. The Myrtlebrook development is expected to break ground in 2024, with housing construction set to begin in 2025 and completed sometime in late 2025 or early 2026.

The City's Purchasing Department has approved Block as a sole source provider for this technology as a Pilot Project. Pursuant to the Agreement, Block will provide all materials and installation of the microgrid components during the term of the Agreement. In addition, Block will also operate and maintain the system, as well as provide training for Lakeland Electric personnel during the contract term. The training of Lakeland Electric personnel will enable Lakeland Electric to maintain and operate the system following the expiration of the contract term should it elect to do so in accordance with the Agreement. During the Project, Lakeland Electric will assess system performance and reliability to determine if this type of microgrid system is a sustainable business model for future development.

Upon approval by the City Commission, the term of this Agreement will be effective on November 13, 2023 and continue for a three (3) year period following the commissioning of the first Block Box serving the electric load of a residential unit (the operations and maintenance period). At least ninety (90) days prior to the expiration of the term of the Agreement, the parties may either negotiate the terms of a new agreement to continue Block's continued operation and maintenance services or the City may exercise its right to operate and maintain the Project on its own. The City reserves the right to terminate the Agreement for any reason upon ninety (90) days prior written notice following the commissioning of the final Block Home equipment.

In accordance with the Agreement, Block will indemnify and hold harmless the City from and against any claims, including personal injury and physical damage to property, arising out of Block's negligence, as well as any potential claims related to the equipment it supplies that are alleged to infringe on third party intellectual property rights. Block will be required to maintain excess liability insurance coverage for commercial general liability, automobile liability and employer's liability up to $10,000,000.

Lakeland Electric will also provide complete installation and interconnection of an AC power system for the Project, such that if the Block Box system does not work or is removed for whatever reason, all of the homes will have no power interruption to electric service from Lakeland Electric. Block will provide a warranty on all materials and work during the three (3) year term of the Agreement as well as provide an additional six (6) month warranty from the date of any repair or replacement.

Pursuant to the Agreement, Block will provide the equipment and supplies to power the 77 residential homes in the Myrtlebrook development. The City will pay Block an amount of $55,000 per residential unit for a total cost of $4,235,000 in accordance with the payment schedule set forth in the Agreement based on completion of specified Project milestones. The total cost of the Project will be funded by Lakeland's Electric's delivery and production capital budget. Based on the Project schedule and milestone payments, approximately $1,700,000 is included in Lakeland Electric's FY24 budget, with the remainder of the cost subject to City Commission approval in subsequent budget years. This Project is also eligible for federal tax incentives for green energy credits, which Lakeland Electric will pursue to offset the cost. Such green energy credits may total $1,100,000 in cost savings, thereby reducing the total cost of the Project.

The obligations set forth in this Agreement, including any payments to Block, are contingent on the Developer executing an agreement with both Block Energy, Inc. and the City within sixty (60) days of the effective date of this Agreement in substantially the same form as set forth in Exhibit C to the Agreement, which will be subject to review and final approval by the City Attorney's Office. The Developer agreement also includes several form easement agreements granting Lakeland Electric ingress and egress on the Developer's property, as well as the homeowner's property (including the roof to access solar panels) to construct, maintain, repair, replace or remove the Block system or Lakeland Electric's utilities.

Staff recommended that the City Commission approve this Equipment Supply and Support Services Agreement with Block for installation of a residential microgrid in Lakeland Electric's service territory and authorize the appropriate City officials to execute all corresponding documents, including the Developer agreement and corresponding easement agreements, on behalf of the City, subject to final review of the City Attorney's Office.

Ramona Sirianni 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 the audience. There were no comments.

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

AUDIENCE

Morgan Pohopin is a disaster case manager supervisor with St. Vincent DePaul Disaster Services. She informed the Commission about a disaster case management program now available to all Hurricane Ian survivors. This is a time limited long-term recovery program made available to communities impacted by natural disasters through a grant from FEMA. She shared statistics on the number of Polk County households affected by the hurricane. Their team looks forward to helping support Lakeland residents and their Hurricane Ian surviving needs.

Judy New is running for Polk County Commissioner District 1. Over the past month she has gone around the county to meet public officials. She is a life-long Lakeland resident, and this was her first time attending the City Commission meeting. The primary is not until August 20, 2024. She is excited to meet with each of the City Commissioners at their convenience to speak about the City of Lakeland so she can represent the City in the best way possible.

MAYOR AND MEMBERS OF THE CITY COMMISSION

Commissioner Mike Musick: Tomorrow is Lakeland's municipal election. It is a stressful day for others, and he is happy he is not on the ballot. His prayers go for those who are running.

Commissioner Sara McCarley: Everyone remember to vote! Municipal elections are very important. This past month she spoke to McKeel Academy of Technology for their government classes. There is plenty of civic education based on the federal level because it is more universal. It is vital to speak to student about local government and local elections. Many high school seniors have pre-registered to vote when they get their driver license. The Randy Roberts Foundation has community classroom next week that is open to Polk County high school students. The application closed on Friday. She invited her fellow Commissioners to speak to group next week.

Commissioner Chad McLeod: At the end of November, he will speak at the Southwest Middle School FFA Chapter about what the City Commission does. He also met with Sarah Kozul of Lakeland Runners Club, Inc. They are applying for a runner friendly community designation by the Roadrunners Club of America.

Commissioner Bill Read: Vote tomorrow! Please read the instructions when you send back your vote by mail ballot. Polls open tomorrow from 7 a.m. to 7 p.m.

Commissioner Stephanie Madden: High school student Julia Black recently passed away from Harrison School of the Arts/Lakeland High School. She and Commissioner McCarley attended the funeral. Julia Black's peers quickly organized a Heart Walk the following Saturday where 50 high school students came together to support the cause. She also thanked her colleagues for their support of the Youth Council. These are 15 teens who are learning about local government. This Thursday they will have the Public Works Director Heath Frederick speak with them and she special requested Laurie Smith to talk about lakes and stormwater.

Commissioner Samuel Simmons commended Commissioner Madden on her wonderful effort with the Youth Council. There is nothing more important than our youth's minds and desires and to provide them with the opportunity to learn about local government.

CALL FOR ADJOURNMENT – 11:09 a.m.

H. William Mutz, Mayor

Heather Bradman, Deputy City Clerk

CITY OF LAKELAND, FLORIDA
INCORPORATED
JAN. 1, 1885