LAKELAND CITY COMMISSION

Regular Session
November 1, 2021

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

CALL TO ORDER – 9 A.M.

PRESENTATIONS

Beautification Awards (Bill Koen)

- Residential: 2707 Woodland Hills Avenue - Sandra Gonzalez & Edwin Lopez
- Commercial: 600 East Bay Street – Mirrorton Apartments

PROCLAMATIONS

National Veteran Small Business Week

COMMITTEE REPORTS AND RELATED ITEMS

Legislative Committee

Commissioner Phillip Walker presented this report.

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

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

The Commission discussed the building inspector certification.

- Certain certifications require 5-years' experience which prohibits inspectors from certifying for more than one trade. This would open the applicant pool.
- This issue has been in our legislative statement for 4 years or more. Polk County has the same priority.

Kevin Williams suggested allowing employees to begin inspecting even if they only have one certification. Nicole Travis explained the City does that now.

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

Real Estate & Transportation Committee

1. Lease Agreement with DiMor Eats, LLC for Airport Restaurant
2. Sale of City-Owned Property Located at 678 E. Main Street

The Commission agreed to review each item individually.

Lease Agreement with DiMor Eats, LLC for Airport Restaurant

Commissioner Bill Read presented this item.

Commissioner Bill Read had reservations at first but the tenant is making investments in the facility.

Motion: Commissioner Mike Musick moved to approve the agreement. Commissioner Sara McCarley seconded.

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

The Commission discussed:

- The significant investment by the lessee.
- The restaurant would a game changer for the airport and the surrounding community.
- They will take reservations and handle large groups/special events in the terminal. They will have takeout and delivery.
- Staff size may be 10-15 employees per day. Management will always be onsite.
- They will provide concessions when the Airport secures commercial service.
- They have operated in other airports. They are connected to an airplane manufacturer. They will also provide catering.

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

Sale of City-Owned Property Located at 678 E. Main Street M

Motion: Commissioner Chad McLeod moved to approve the sale. Commissioner Mike Musick seconded.

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

The Commission discussed:

- The need to preserve green space
- The price of the property
- The fit with the adjacent property owner
- The need for predictable parking downtown without adding additional surface lots.
- The developer wanted to provide surface parking for his business.

- The Commission has had discussions on parking downtown. Summit will have spaces available. The project on Oak St project will produce another garage. The conversation is being held amongst the commission and staff.

Action: Mayor Bill Mutz called for the vote and the motion carried 6-1 with Commissioner Bill Read voting nay.

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 Chad McLeod seconded.

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

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

APPROVAL OF MINUTES (with any amendments)

* City Commission 10/15/21/ - 10/18/21

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 Phillip Walker moved to approve the assessment. 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 the hearing and the City Commission reconvened in Regular Session.

PUBLIC HEARINGS

Ordinances (Second Reading) – NONE

Ordinances (First Reading)

Proposed 21-050; Proposed Text Amendment to the Lakeland Comprehensive Plan to Adopt a Property Rights Element

> AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA RELATING TO LOCAL GOVERNMENT COMPREHENSIVE PLANNING; PROVIDING FOR TEXT AMENDMENT CPA 21-001 TO ADOPT A PROPERTY RIGHTS ELEMENT OF THE LAKELAND COMPREHENSIVE PLAN: OUR COMMUNITY 2030; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title. Staff requested a motion to transmit the ordinance to the Department of Economic Opportunity for review.

Motion: Commissioner Sara McCarley moved to transmit the ordinance. Commissioner Phillip Walker seconded.

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

Commissioner Sara McCarley wanted to clarify that the City already protected property rights but we are now documenting that process in writing.

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

COMMUNITY REDEVELOPMENT AGENCY - None

CITY MANAGER

Recommendation re: Approval of Standard Continuing Contract for Right-of-Way Acquisition Professional Services and Authority to Negotiate Continuing Contracts with Selected Firms

In accordance with the Consultant's Competitive Negotiation Act (CCNA), the City's Purchasing Department recently issued Request for Qualification (RFQ) #1221, requesting qualifications from qualified firms to provide right-of-way acquisition professional services to the City pursuant to a continuing contract. A total of four (4) firms responded to the City's RFQ. A Selection Committee comprised of representatives of the Public Works Department and Lakeland Electric's Right-of-Way Division evaluated the firms based on the following criteria:

- Qualifications
- Experience
- Project Administration
- Title Services
- Appraisal Services
- Appraisal Review Services
- Closing Services
- Relocation Assistance Services
- Disposal of Property Services
- Local Presence

After review of the proposals and the various areas of expertise offered by the different firms, the Selection Committee recommends that the City enter continuing contracts with all four (4) of the responding firms, as listed below:

Firm	Location
Florida Acquisition & Appraisal Incorporated	Tampa, FL
Independence Acquisition & Appraisal LLC	Thonotosassa and Lakeland, FL
Cornerstone Energy Services, Inc.	Lakeland, FL
American Acquisition Group, LLC	Tampa, FL

Included in this approval request is a copy of the City's standard continuing contract and agreement for right-of-way acquisition professional services that the City will enter with the above-specified firms once approved by the City Commission. By entering a continuing contract with these firms, the City will be able to utilize and benefit from a broad scope of right-of-way services. The continuing contract is a zero-dollar Agreement, under which all work will be performed pursuant to separately issued Task Authorizations requiring appropriate City approval based on the dollar value of services provided. The initial term of the Agreement is for a period of three (3) years, with two (2) additional one (1)-year renewal options upon mutual written agreement of the parties.

Staff recommended that the City Commission approve the above list of firms and authorize the appropriate City officials to negotiate and enter continuing contracts with each firm for right-of-way acquisition services.

Nicole Travis presented this item to the Commission.

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

Recommendation re: Lakeland Linder International Airport Partnership with Polk County Public Schools for STEM Educational

One of the primary goals of the Lakeland Linder International Airport (LLIA) is the promotion and support of aviation educational opportunities for students within Polk County. Over the last decade, the Airport has supported multiple on site educational initiatives including the construction of the Central Florida Aerospace Academy (CFAA), the development of the Aerospace Center for Excellence and Project Skylab, the creation of college and university aerospace programs with Polk State College and Southeastern University, the creation of the Lakeland Aero Club, as well as the establishment of six flight schools. The City Commission reaffirmed its commitment to aviation education, workforce development and economic opportunity through the adoption of the City of Lakeland's 2020 Strategic Plan.

Over the past year City staff have worked with Polk County Public Schools (PCPS) to implement a Virtual STEM+ and Exploration program for two of its elementary schools, Winston Academy of Engineering and Inwood Elementary. The program selected by the PCPS is being provided by The Flying Classroom LLC. This program offers unique educational interactions that engage students and provide them with content area knowledge in science, mathematics, and literacy while promoting the comprehensive development of STEM processes and habits.

The program's mission is to facilitate student investigation into core STEM areas while seamlessly correlating subject matter across all core subjects. The focus is to ensure that students have a solid foundation in STEM and to better prepare them for college, career and beyond. Flying Classroom has three core focuses as a company that are woven throughout the Virtual STEM+ Exploration Series. Those focuses are:

1. Challenging students to engage in expeditionary and immersive learning through a STEM+ lens while investigating real-world and global STEM+ challenges.
2. Ensuring students receive academically aligned STEM+ experiences and instruction while enhancing their abilities to collaborate, engage in critical thinking, communicate proficiently, and employ creativity to solve problems.
3. Provide access to STEM+ content and experiences regardless of socioeconomic status or regional location.

The program cost per semester is $138,750 which is based on 590 participants per semester to cover the instruction and course materials. Each semester will cover a thirteen-week period. LLIA is proposing to partner with the PCPS by funding one of the two semesters and remit a direct payment to PCPS, who is under contract with The Flying Classroom LLC.

Staff recommended that the City Commission authorize the appropriate City officials to approve the proposed Memorandum of Understanding between LLIA and PCPS for payment of one semester of The Flying Classroom curriculum in the amount of $138,750 to Polk County Public Schools. The Airport's payment is being funded from its 2022 operating budget.

No appropriations are required to support this request.

Nicole Travis presented this item.

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

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

The Commission discussed:

- The importance of the City coming alongside of Polk County Schools to provide opportunities to students in Polk County to see and participate in opportunities they would otherwise miss out.
- This would be an additional step to maintain the industry and help students get interested in aviation. They were trying to engage students earlier.
- This was a symbiotic relationship between the City and the School Board in the pursuit of higher wages and better education opportunities.
- Polk County is a worldwide leadership site.
- An astronomy group meets at the Airport. They share education information and photos.

Deric Woodard of Polk County Schools spoke in support of the program. Captain Irving who communicates with students flew around the world solo with $55 in his pockets in a plane he built himself from parts.

Katie Burns: her brother became a commercial pilot because he was given an opportunity to take a course as an airplane mechanic.

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

Verbal Report:
Nicole Travis announced that Brian Rewis has rescheduled the round table discussion with developers to November 15th at 5:30 pm at the Magnolia Building.

Brian Rewis came forward to explain the format. It was originally scheduled to serve as the first in a series. There will be a short presentation with some interactive to engage participants. The rest of the time is theirs. There will be multiple ways to offer comments. The attendees will also be given an opportunity to select future topics for future meetings. This was primarily a listening opportunity. 16,000 recipients received the email invitation. They have approximately 70 RSVPs so far. They are focusing on in person meetings. They are trying to arrange to have it recorded for viewing later.

CITY ATTORNEY

Ordinances (First Reading)

Proposed 21-051; Small Scale Amendment #LUS21-001 to the Future Land Use Map to Change Future Land Use from Convenience Center (CC) to Conservation (C) on Approximately 8.23 Acres and Residential Low (RL) to Convenience Center (CC) on Approximately 6.29 Acres Located North of the Polk Parkway, East of Airport Road and South of Steeplechase Drive

> AN ORDINANCE RELATING TO LOCAL GOVERNMENT COMPREHENSIVE PLANNING; MAKING FINDINGS; PROVIDING FOR SMALL SCALE AMENDMENT #LUS21- 001 TO A CERTAIN PORTION OF THE FUTURE LAND USE MAP OF THE LAKELAND COMPREHENSIVE PLAN: OUR COMMUNITY 2030; CHANGING THE FUTURE LAND USE DESIGNATION FROM CONVENIENCE CENTER (CC) TO CONSERVATION (C) ON APPROXIMATELY 8.23 ACRES AND FROM RESIDENTIAL LOW (RL) TO CONVENIENCE CENTER (CC) ON APPROXIMATELY 6.29 ACRES OF PROPERTY LOCATED NORTH OF THE POLK PARKWAY, EAST OF AIRPORT ROAD AND SOUTH OF STEEPLECHASE DRIVE; 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 15, 2021.

Proposed 21-052; Providing for a Change in Zoning from LD (Limited Development) to PUD (Planned Unit Development) on Approximately 6.29 Acres Located North of the Polk Parkway, East of Airport Road and South of Steeplechase Drive

> AN ORDINANCE RELATING TO ZONING; MAKING FINDINGS; PROVIDING FOR A CHANGE IN ZONING CLASSIFICATION FROM LIMITED DEVELOPMENT (LD) TO PLANNED UNIT DEVELOPMENT (PUD) ON APPROXIMATELY 6.29 ACRES LOCATED NORTH OF THE POLK PARKWAY, EAST OF AIRPORT ROAD AND SOUTH OF STEEPLECHASE DRIVE; 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 15, 2021.

Proposed 21-053; Providing for a change in Zoning from RA-4 (Single Family Residential) to O-1 (Low Impact Office) on Approximately 0.24 Acres Located at 103 W. 7th St.

> AN ORDINANCE RELATING TO ZONING; MAKING FINDINGS; PROVIDING FOR A CHANGE IN ZONING FROM RA-4 (SINGLEFAMILY RESIDENTIAL) TO O-1 (LOW IMPACT OFFICE) ON APPROXIMATELY 0.24 ACRES LOCATED AT 103 W. 7th STREET; 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 15, 2021.

Proposed 21-054; Providing for PUD (Planned Unit Development) Zoning on Approximately 10.45 Acres Generally Located on the West Side of Airport Road, South of the Polk Parkway and North of Carillon Boulevard

> AN ORDINANCE RELATING TO ZONING; PROVIDING FOR PLANNED UNIT DEVELOPMENT (PUD) ZONING ON APPROXIMATELY 10.45 ACRES LOCATED WEST OF AIRPORT ROAD, SOUTH OF THE POLK PARKWAY AND NORTH OF CARILLON BOULEVARD TO ALLOW FOR A 148-BED ASSISTED LIVING FACILITY; PROVIDING CONDITIONS; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; 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 15, 2021.

Resolutions

Resolution 5725; Proposed 21-080; 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 Phillip Walker 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: 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.

Resolution 5726; Proposed 21-081; Authorizing the Execution of an Agreement for the Subordination of City Utility Interests Located at 1509 N. Combee Road (SR 659), Parcel 502.3

> A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA AUTHORIZING EXECUTION OF AN AGREEMENT FOR THE SUBORDINATION OF CITY UTILITY INTERESTS LOCATED AT 1509 N. COMBEE ROAD (SR 659) PARCEL 502.3; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Sara McCarley moved to approve the resolution. Commissioner Phillip Walker seconded.

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

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

Resolution 5727; Proposed 21-082; Electing to Participate in the State of Florida's Plan for Proposed Allocation and Use of Opioid Settlement Proceeds

> A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA RELATED TO THE OPIOID EPIDEMIC; MAKING FINDINGS; ELECTING TO PARTICIPATE IN THE STATE OF FLORIDA'S PLAN FOR THE PROPOSED ALLOCATION AND USE OF OPIOID SETTLEMENT PROCEEDS; ADOPTING AN INTERLOCAL AGREEMENT WITH POLK COUNTY AND OTHER MUNICIPALITIES; AUTHORIZING CITY OFFICIALS TO EXECUTE ALL APPROPRIATE DOCUMENTS CONSISTENT HEREWITH; PROVIDING AN EFFECTIVE DATE.

Palmer Davis read the short title.

Motion: Commissioner Phillip Walker 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.

Commissioner Bill Read asked for this to be explained for the public.

Jerrod Simpson explained this was a settlement negotiated by Attorney General of Florida. It is significantly smaller than the tobacco settlement. This money will be limited in how it can be spent. The approved uses are very specific. Twenty-one people a day die of overdose in Florida.

Commissioner Sara McCarley clarified the funds must be use in response rather than preventative efforts.

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: Legal Fee Report

Following are legal fees and expenses paid to outside law firms from July 2021 – September 2021 along with a comparison from the same time frame for 2020 and a comparison of this fiscal year to previous years.

Boswell & Dunlap LLD	LPD Representation; C. Lobello Civil Service Board Appeal Hearing	$63,520.37
Constangy, Brooks & Smith LLC	Counsel Relating to Union and Labor Matters- Arbitrations; Negotiations	$57,724.01
Gail Cheatwood, Esq.	Miscellaneous Municipal Ordinance Defense	$150.00
Gray Robinson	Litigation Matters – Robson 200 (CE), Christopher Allen, W. Cook, H. Mathis (RLC), M. Fitch, Healthy Progress PRR	$52,364.13
Allen Norton & Blue	Counsel Relating to Union and Labor Matters- PERC Matters	$34,394.98
Oertel FernandezBryant & Atkinson PA	Water Supply Issues - PRWC, PRMRWSA, SWFMD Permit Extension.	$54,594.65
Peterson & Myers P.A.	Red Light Camera Appeals – Hearing Officer	$630
Sugarman & Susskind	Counsel Relating to Employee Pension Plan Matters – Pension Board	$12,382.50
Campbell, Trohn, Tamay & Aranda o	Personal Injury Defense-injuries on city property or auto accidents involving city vehicles	$16,996.29
Vecchio, Carrier & Feldman P.A.	Miscellaneous Workers Comp Defense	$42,227.87

Carlton Fields	457B Plan, General Benefits Advice	$3,262.50
Holland & Knight LLP	Counsel Relating to Man Energy Solutions Agreement	$17,500.00
John & Hengerer LLP	Fees Relating to General Electric Matter - FGT	$1,625.00
	Total	**$357,372.30**

JULY - SEPTEMBER 2021 TOTAL	**$357,372.30**
JULY - SEPTEMBER 2020 TOTAL	$445,319.71
FY 2016-2017 (Oct – Sep)	$1,054,525.04
FY 2017-2018 (Oct – Sep)	$1,335,873.51
FY 2018-2019 (Oct – Sep)	$1,375,252.32
FY 2019-2020 (Oct – Sep)	$1,354,900.84
FY 2020-2021 (Oct – Sep)	$1,688,520.84

Action: The Commission took no action on this item.

FINANCE DIRECTOR - None

UTILITY

Ordinances - None

Resolutions - None

Miscellaneous

* **Memo re: Task Authorization with Thielsch Engineering, Inc. for Engineering Evaluation and Inspection of High-Energy Piping and Auxiliary Boiler Components for McIntosh Unit 5**

This Task Authorization with Thielsch Engineering, Inc. (Thielsch) was for Engineering Evaluation and Inspection of High-Energy Piping (HEP) and Auxiliary Boiler Components for McIntosh Unit 5 during Lakeland Electric's scheduled Fall 2021 outage. Pursuant to the Task Authorization, Thielsch will provide two (2) technicians and one (1) Engineer to perform highly technical and specialized work that entails evaluating the condition and remaining useful life of high-pressure superheat and reheat superheat piping, which is part of Lakeland Electric's HEP Inspection Program.

Upon approval by the City Commission, Thielsch is scheduled to commence work on or around November 8, 2021. This work is anticipated to be completed within twenty (20) days. 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 Boiler and Plant Outage Engineering Consulting Services with Thielsch dated October 1, 2019 and

Thielsch's proposal for Engineering Evaluation and Inspection of HighEnergy Piping (HEP) and Auxiliary Boiler Components dated October 20, 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 $79,200 and is included in Lakeland Electric's FY2022 budget.

Staff recommended that the City Commission approve this Task Authorization with Thielsch and authorize the appropriate City officials to execute all corresponding documents for the Engineering Evaluation and Inspection of High-Energy Piping (HEP) and Auxiliary Boiler Components for McIntosh Unit 5 during Lakeland Electric's scheduled Fall 2021 outage.

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

Memo re: Change Order with Siemens Energy, Inc. for McIntosh Unit 5 Bearing Modification Outage Work

This proposed Change Order with Siemens Energy, Inc. (Siemens) was for McIntosh Unit 5's Bearing Modification and Outage Work in the Fall of 2021. The City Commission previously approved an Agreement with Siemens on June 7, 2021, for the McIntosh Unit 5 Bearing Modification and Outage work to occur during Unit 5's scheduled Fall 2021 at a total cost of $1,248,916. However, in preparation for the outage, additional repairs were identified as necessary, which will be an additional cost to the work previously approved by the City Commission. The City's Purchasing Department has approved Siemens, the original equipment manufacturer of Unit 5, as the sole source supplier for this work. Below is a summary of the additional work and associated cost.

Additional Scopes of Work		
Item	**Description**	**Cost**
1	Instrumentation Support	$69,444
2	Installation & Parts for Fuel Gas Drain Modification	$81,281
3	Inspection & Cleaning of Fuel Gas Strainer	$47,736
	TOTAL	**$198,461**

Upon approval by the City Commission, a Change Order will be issued for work that will be completed during Unit 5's Fall 2021 outage scheduled for November 6th to December 3, 2021 The purchase will be governed by terms and conditions set forth in the City's Long-Term Maintenance Agreement with Siemens dated May 5, 2010, as well as Siemens' proposals 21-0035 and 21- 0062 dated October 26, 2021. The total cost of the work is $198,461 and is included in Lakeland Electric's FY22 budget.

Staff recommended that the City Commission approve this Change Order with Siemens for McIntosh Unit 5's Bearing Modification and Outage Work and authorize the appropriate City officials to issue a Change Order and execute all documents to Siemens for the work.

Ramona Sirianni presented this item to the Commission.

Motion: Commissioner Sara McCarley moved to approve the change order. 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 reliability - The goal was to do all work during planned outages to improve reliability. That was part of our strategic plan. This work supported that effort.

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

Memo re: Change Order with Siemens Energy, Inc. for MGT2 Hot Gas Path Outage Work

This proposed Change Order with Siemens Energy, Inc. (Siemens) was for MGT2's Hot Gas Path Outage Work in the Fall of 2021. The City Commission previously approved an Agreement with Siemens on July 19, 2021, for the MGT2 Hot Gas Path Outage Work to occur during MGT2's scheduled Fall 2021 outage at a total cost of $5,457,753. However, in preparation for the outage, additional support for this work was identified as necessary, which will be an additional cost to the work previously approved by the City Commission. The City's Purchasing Department has approved Siemens, the original equipment manufacturer of MGT2, as the sole source supplier for this work. Below is a summary of the additional work and associated cost.

Additional Scopes of Work		
Item	**Description**	**Cost**
1	Instrumentation Support	$24,777
2	Crane Support	$189,453
3	Forklift Support	$8,125
4	Consumables	$9,500
	TOTAL	**$231,855**

Upon approval by the City Commission, a Change Order will be issued for work completed during MGT2's Fall 2021 outage scheduled for November 19th to December 19, 2021. The purchase will be governed by the terms and conditions set forth in Siemens' proposal 21-0055 dated October 26, 2021. The total cost of the work is $231,855 and is included in Lakeland Electric's FY22 budget.

It is recommended that the City Commission approve this Change Order with Siemens for MGT2's Hot Gas Path Outage Work and authorize the appropriate City officials to issue a Change Order and execute all corresponding s to Siemens for the work.

Ramona Sirianni presented this item to the Commission.

Motion: Commissioner Chad McLeod moved to approve the change order. 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.

AUDIENCE

Deb Saterlees opposed banning abortions in Lakeland. What happens politically in Lakeland affects her greatly. She asked the Commission to end consideration of this recommendation. Mayor Bill Mutz explained the City did not have a formal proposal under consideration.

Kevin Williams stated opiates had a play in causing abortions. 58% of abortions are because the mother believes they are too poor to have a child. Maybe instead we should step up and support women who are unexpectedly pregnant. He sent an email this morning. His father in law died of COVID and his son was hospitalized. LE turned off his electricity twice. LE now mandated a higher deposit because of his disconnections. He was only disconnected because of all the medical issues. Now with the deposit requirements he will having difficulty paying. He applied for assistance but cannot get help. He has not stopped working. He wanted the Commission to amend the ordinance that permits the additional deposit. He wanted customers to be evaluated on a case by case basis.

David Kus of LE came forward. The residential deposit ordinance was updated in 2014. It provides for financial security because LE sells electricity on credit. The customer can go up to 72 days without paying. LE routinely stretches out the deposit increase over many bills. The goal is to keep the lights on. They do make payment arrangements and direct customers to assisting agencies. They cannot take the liberty of not applying the ordinance. LE also had a pay as you go plan where a deposit is not required.

Mr. Williams returned to the podium. He was trying to move the decision out of the commission's hands and allow staff to make the decisions. Someone should be available to a phone call during the business day for these hard decisions. He was asking the Commission to give authority to that person, within guidelines.

Mayor Bill Mutz explained the City had the ordinance in place and a customer service division to carry out the policy.

David Kus explained the customer with a deposit increase is usually given a 6-month payment arrangement. If they cannot make the increased payment, they can extend the payment arrangement out to a year. The payment arrangement is the only flexibility available.

Commissioner Phillip Walker why is this coming to us. The conversation should have occurred between the customer and customer service staff.

Jonathan Allegato came to speak against abortion.

Carol Odees spoke on the abortion issue. This was a matter of the heart.

Heather Avogatto asked that the City of Lakeland be an abortion free city.

MAYOR AND MEMBERS OF THE CITY COMMISSION

Mayor Bill Mutz explained that Duke Energy had trailers at the Airport. They are renting the space. The trailers were for storm prep.

Commissioner Bill Read was going to ask about those trailers.

Commissioner Sara McCarley:
- Reminded the voters about the election tomorrow.
- Announced LHS golf teams have won County and District. Boys are at Regional this morning.
- Announced LHS girl's volleyball have won the Regionals and were at the quarter finals now.
- Reported on her ride along with Officer Smith, a young female officer. She came up through the PAL program. They had several calls. One was a young man who was baker acted who may have been trafficked for agricultural work. The police officers are so compassionate. They are called to serve in the community.
- Opioid Overdose - family experience with that type of loss. She saw opioids in action on her ride-along.
- Announced Stryker is laying off 500 employees by 2023. That provided a lot of jobs in the community.

Commissioner Chad McLeod:
- Reported on his ride along a couple of weeks ago. His first ride along was at age 14. He recognized Officer Acock. She was a 25-year veteran.
- Reminded voters about the election on Tuesday. Go vote tomorrow. Best of luck to everyone who is running.
- Announced the Legislative Conference this week.
- Announced the Lake to Lake 10k this Saturday, November 6.

Commissioner Phillip Walker:
Announced FLC Legislative Conference. One of the top priorities is transportation funding. Commissioner Sara McCarley was serving as the transportation committee chair. There is a bill now to cap transportation funding.

City Clerk Kelly Koos reminded the canvassing board of their meeting this afternoon at 4:30 p.m.

Mayor Bill Mutz announced the Florida Public Transportation meeting in Daytona last week. Tom Phillips spoke. Nice to have a virile director leading LAMTD.

Commissioner Stephanie Madden:

- Reported on the (FWELF) Florida Women in Energy Leadership Forum. Every industry needs diversity, equity, and inclusion. This was typically a male dominated field. To have women VPs and women of color was exciting. They discussed moving forward with the Federal outlook and climate change efforts. Florida was resilient despite hurricanes; we are not in the news with brown outs. We have a lot of be proud of. It will take insight to continue to move forward and remain resilient and maintain financial security. She gave a "shout out" to Cindy Clemmons and staff for their work at LE.
- Thanked the young women for sharing her story on abortion. That was very brave. She encouraged everyone to come to the meetings and share their hearts.

Commissioner Bill Read:
Last Thursday the governor and attorney general came to Lakeland to announce the lawsuit against vaccine mandates. Florida has the lowest number of COVID cases.
He encouraged folks to go and vote. Walk In voting was still open.

Mayor Bill Mutz appreciated that the government should not be involved in mandating the COVID 19 vaccine.

Commissioner Mike Musick heard from a citizen about a tractor trailer parked in his neighborhood. He connected the man to Code Enforcement. The City does not turn a deaf ear. He congratulated staff for working with citizens and helping them resolve issues.

Deputy City Manager Nicole Travis announced:
Nov 6th at 8:30 a.m. the Cardboard Boat Race
Nov 6th at 10 a.m. Veterans Ceremony and parade starting at Veterans Park.

CALL FOR ADJOURNMENT – 11:17 A.M.

H. William Mutz

H. William Mutz, Mayor

Kelly S. Koos

Kelly S. Koos, City Clerk

CITY OF LAKELAND, FLORIDA
INCORPORATED
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