



CITY COMMISSION MEETING AGENDA

Monday, November 17, 2008
City Hall - Commission Chamber
228 S. Massachusetts Avenue

Regular City Commission meetings are cablecast live throughout Polk County on Bright House Channel 615 or Comcast Channel 33. City Commission meetings are also webcast live on www.lakelandgov.net. Please visit www.lakelandgov.net for a complete list of all meetings available on the Lakeland Government Network. For more information, contact Mike Mustard, CableCast Producer at 863/834-5013.

Consent Agenda: All items listed with an asterisk (*) are considered routine by the City Commission and will be enacted by one motion. 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.

CALL TO ORDER - 9:00 A.M.

INVOCATION - Father John Caulfield, St. Joseph's Catholic Church

SALUTE TO THE FLAG

PRESENTATIONS - P&R – Completion of Lake Mirror Park and its History (Bill Tinsley and Pam Page)

PROCLAMATIONS - Epilepsy Month

COMMITTEE REPORTS AND RELATED ITEMS

[Municipal Boards & Committees 11/14/08](#)

[Land Acquisition & Disposition Committee 11/14/08](#)

1. Recommendation re Sale of 1913 W Bella Vista Street

[Transportation-Airport Committee 11/14/08](#)

1. Recommendation re Vacating a Portion of Right-of-Way – El Paseo and Deleon Way

2. Recommendation re Vacating a Portion of Right-of-Way – North Lincoln Avenue and West 5th Street

3. Recommendation re Vacation of Easement – 633 Palmore Court

APPROVAL OF CONSENT AGENDA

APPROVAL OF MINUTES (with any amendments)

* [City Commission 10/31/08 – 11/03/08](#)

* [Utility Committee 11/03/08](#)

I. REQUESTS TO APPEAR FROM THE GENERAL PUBLIC

A. Carolyn Skelton re Claim for Damage to Her Home

B. Carol Castagnero re Permit Change and Lakeland Police Department

II. PUBLIC HEARINGS

A. Ordinances (Second Reading)

1. Proposed 08-063; Amendment to Police Officers' Defined Benefit Retirement Fund (1st Rdg 8/4/08, Contd 8/18/08, 9/2/08, 9/15/08, 10/6/08, & 10/20/08)

2. Proposed 08-101; Amending Ordinance 4592, As Amended; Modifying Dixieland Special Public Interest Zoning District Overlay to Allow Residential Uses Above the First Floor in O-1 and C-2 (1st Rdg 11/3/08)

3. Proposed 08-106; Amending Ordinance 3765, As Amended; To Add and Conform Existing Designations on 4.54 Acres Located North of Interstate 4, East of North Road 98, South of Crevasse Street (1st Rdg 11/3/08)

ACTION TAKEN
Approved 7-0
Approved 7-0
Approved 7-0
Approved 7-0
Approved 7-0
Approved 7-0
Approved 7-0
Approved 7-0
No Action
Rescheduled
Continued to 12/15/08
Approved 7-0 Ord. 5031
Approved 7-0 Ord. 5035

<p><u>4.</u> Proposed 08-113; Proposed Changes to the Land Development Regulations Related to Conditional Uses, Accessory Dwelling Units, Fences and Walls, Alcoholic Beverage Establishments and Other Miscellaneous Provisions (1st Rdg 11/3/08)</p>	<p>Approved 7-0 Ord. 5043</p>
<p><u>5.</u> Proposed 08-114; Text Amendment #T-08-026 to the Capital Improvements Element of the Lakeland Comprehensive Plan (1st Rdg 11/3/08)</p>	<p>Approved 7-0 Ord. 5044</p>
<p><u>6.</u> Proposed 08-115; Amending Ordinance 3643; Repealing Section 16 Related to Conditional Uses for Property Located at 310 McDonald Street (Southside Baptist Church) (1st Rdg 11/3/08)</p>	<p>Approved 6-0 Ord. 5045</p>
<p><u>7.</u> Proposed 08-116; Conditional Use for a Private School, Church, and Ancillary Activities in an Existing Facility Formerly Used by Southside Baptist Church. The Subject Properties Consist of Several Blocks or Partial Blocks Lying East of Pennsylvania Avenue, North and South of Ridgewood street, and North and South of McDonald Street (1st Rdg 11/3/08)</p>	<p>Approved 6-0 Ord. 5046</p>
<p><u>8.</u> Proposed 08-117; Conditional Use to Allow Church Activities and a Caretaker's Dwelling Unit on Property Located at 703 Hull Street to Serve an Adjacent Church (1st Rdg 11/3/08)</p>	<p>Approved 7-0 Ord. 5047</p>
<p><u>9.</u> Proposed 08-118; Amending Ordinance 4501; Modifying the Lakeside Village PUD to Allow a Drug Store (1st Rdg 11/3/08)</p>	<p>Approved 7-0 Ord. 5048</p>
<p><u>10.</u> Proposed 08-119; Small Scale Amendment #SS-08-027 to Future Land Use Map Assigning Land Use to 4.31 Acres Located at 3111 U.S. Highway 98 South (1st Rdg 11/3/08)</p>	<p>Approved 7-0 Ord. 5049</p>
<p><u>11.</u> Proposed 08-120; Application of City C-3 Zoning on 4.31 Acres Located at 3111 U.S. Highway 98 South (1st Rdg 11/3/08)</p>	<p>Approved 7-0 Ord. 5050</p>
<p><u>12.</u> Proposed 08-121; Small Scale Amendment #SS-08-028 to Future Land Use Map Assigning Land Use to 0.71 Acres Located at 2215 East Edgewood Drive (1st Rdg 11/3/08)</p>	<p>Approved 7-0 Ord. 5051</p>
<p><u>13.</u> Proposed 08-122; Application of City C-2 Zoning on 0.71 Acres Located at 2215 East Edgewood Drive (1st Rdg 11/3/08)</p>	<p>Approved 7-0 Ord. 5052</p>
<p><u>14.</u> Proposed 08-123; Small Scale Amendment #SS-08-029 to Future Land Use Map Assigning Land Use to 0.96 Acres Located at 3001 and 3003 U.S. Highway 98 South (1st Rdg 11/3/08)</p>	<p>Approved 7-0 Ord. 5053</p>
<p><u>15.</u> Proposed 08-124; Application of O-1 Zoning on 0.96 Acres Located at 3001 and 3003 U.S. Highway 98 South (1st Rdg 11/3/08)</p>	<p>Approved 7-0 Ord. 5054</p>
<p><u>16.</u> Proposed 08-125; Amending Ordinance 5018; Correcting Scrivener's Error Related to Stormwater Rates (1st Rdg 11/3/08)</p>	<p>Approved 7-0 Ord. 5055</p>
<p>B. Miscellaneous <u>1.</u> Memo re: Proposed Neighborhood Stabilization Plan as a Substantial Amendment to the 2008-2009 CDBG/Home Action Plan</p>	<p>Approved for Submittal 7-0</p>
<p>III. EQUALIZATION HEARINGS – 9:30 AM</p>	
<p>IV. COMMUNITY REDEVELOPMENT AGENCY</p>	
<p><u>A.</u> Memo re: Task Authorization with Glattig Jackson Kercher Anglin, Inc. for Development of Downtown Lakeland Community Redevelopment Area Vision Plan</p>	<p>Approved 7-0</p>

<p>V. CITY MANAGER</p> <p>* <u>A.</u> Recommendation re: Schedule of Adoption of CDBG and HOME Programs for 2009</p>	<p>Approved 7-0</p>
<p>VI. CITY ATTORNEY</p> <p>A. Ordinances (First Reading)</p> <p><u>1.</u> Proposed 08-126; Amending Section 22.4 of Article II of Division II of the Charter of the City of Lakeland, Florida; Relating to Qualification of Members for the City of Lakeland Employees' Pension Board</p> <p>B. Resolutions</p> <p><u>1.</u> Proposed 08-064; Renaming of a Portion of West Bella Vista Street to Kendrick Lane</p> <p><u>2.</u> Proposed 08-065; Recognizing the "Building Citizenship in the Community: Back to Basics" Initiative of the Florida League of Cities; Pledging Support of the City of Lakeland</p> <p><u>3.</u> Proposed 08-066; Vacating a Portion of Right-of-Way – El Paseo and Deleon Way</p> <p><u>4.</u> Proposed 08-067; Vacating a Portion of Right-of-Way – North Lincoln Avenue and West 5th Street</p> <p>C. Miscellaneous Reports and Communications</p> <p>* <u>1.</u> Memo re: Fiber Optic License Use Agreement with Lakeland Regional Health Systems, Inc.</p>	<p>No Action</p> <p>REMOVED</p> <p>Approved 7-0 Reso. 4725</p> <p>Approved 7-0 Reso. 4726</p> <p>Approved 7-0 Reso. 4727</p> <p>Approved 7-0</p>
<p>VII. FINANCE DIRECTOR</p>	
<p>VIII. AUDIENCE</p>	
<p>IX. MAYOR AND MEMBERS OF THE CITY COMMISSION</p>	
<p>X. UTILITY - CONSIDERED AFTER 1PM UTILITY COMMITTEE MEETING</p> <p><u>A.</u> Memo re: Agreement with Southeastern Construction & Maintenance, Inc. for Structural Steel Work on the McIntosh Unit 3 Selective Catalytic Reduction (SCR) Retrofit Project</p> <p><u>B.</u> Memo re: Solid Fuel Transportation Contract Between City of Lakeland and CSX Transportation, Inc.</p>	<p>Approved 6-0</p> <p>Approved 5-1</p>
<p>XI. CALL FOR ADJOURNMENT</p>	<p>2:46pm</p>

Reminder:

- 11/14 8:30 AM-Agenda Study (CC Conf Rm)
- 9:30 AM-[Municipal Boards & Committees](#) (CC Conf Rm)
- 10:00 AM-Land Acquisition & Disposition Committee (CC Conf Rm)
- 10:30 AM-Transportation-Airport Committee (CC Conf Rm)
- 11/17 9:00 AM-City Commission Meeting (CC Chamber)
- 10:30 AM-[Polk County Water Cooperative Study Workshop](#) (CC Conf Rm)
- 1:00 PM-[Utility Committee](#) (CC Chamber)