

LAKELAND CITY COMMISSION
Regular Session
April 7, 2008

The Lakeland City Commission met in Regular Session in the Commission chambers. Commissioners Justin Troller, Jim Verplanck, Howard Wiggs, Gow Fields, Edie Yates, and Mayor Pro Tem Glenn Higgins were present. Mayor Fletcher was absent for family medical reasons. City Manager Doug Thomas, City Attorney Tim McCausland, Finance Director Greg Finch, and City Clerk Kelly Koos were present.

CALL TO ORDER - 9 a.m.

INVOCATION

Pastor Gerald Justus of West Lakeland Church of God offered the invocation.

SALUTE TO THE FLAG

The New World Celts presented the colors followed by the salute to the flag.

Proclamations – National Tartan Day

PRESENTATIONS

Citizen Survey Incentive Drawing

Mayor Pro Tem Glenn Higgins and Kevin Cook drew a name from the citizen surveys. The winner will be presented at the next Commission meeting.

Southwest Sector Plan (Jim Studiale & Bruce Kistler)

Employee Service Awards

10 Years

DuBose, John D	03-09-1998	Airport
Fisher, Allen F	03-16-1998	Public Works
Prais, Thomas J	03-23-1998	Lakeland Center
Reddy-Wise, Kimberly A	03-29-1998	Community Development

20 Years

Leonard, Deborah D	03-28-1988	Police Department
--------------------	------------	-------------------

25 Years

Broadnax, Anthony M	03-28-1983	Electric Utilities
Lewis, Catherine E	03-20-1983	Community Development

Palmore, Brenda D	03-21-1983	Finance
Ryan, Teresa M	03-08-1983	Electric Utilities

30 Years

Snell, Wayne R	03-20-1978	Fire Department
----------------	------------	-----------------

Beautification Awards:

- * Commercial: 415 South Kentucky Avenue ~ Hauger-Bunch Realtors
- * Residential: 5760 Macaw Place ~ Neil & Margaret Smith

Frankie Martin and Eileen Clawson presented these awards.

PROCLAMATIONS

Community Development Week
Fair Housing Month
National Crime Victims' Rights Week
National Telecommunicator's Week

APPROVAL OF CONSENT AGENDA

- * City Commission Minutes 03/14/08 – 03/17/08
- * Utility Committee Minutes 03/17/08
- * Memo re: Sun 'n Fun Use Agreement
- * Memo re: Mayfaire by-the-Lake Use Agreement
- * Memo re: Waiver of 5:01 p.m. Hearing
- * Memo re: Approval of Short List for Pipeline Construction Associated with the English Oaks Wastewater Accommodation Project
- * Memo re: Home Purchase Assistance Agreement with Keystone Challenge Fund, Inc.
- * Memo re: Vacation of a Portion of a Public Utility Easement – 2017 Charnes Drive
- * Appropriation and Increase in Estimated Revenue – Fleet Management Depreciation Reserve Fund and Water Utility Fund
- * Appropriation and Increase in Estimated Revenue – Various Funds for FY 2008
- * Appropriation and Increase in Estimated Revenues – General Fund, Public Improvement Fund

Action: Commissioner Wiggs moved to approve the Consent Agenda. Commissioner Verplanck seconded and the motion carried unanimously.

APPROVAL OF MINUTES (with any amendments)

- * **City Commission 03/14/08 – 03/17/08**

Action: The Commission approved these minutes on the Consent Agenda.

* **Utility Committee 03/17/08**

Action: The Commission approved these minutes on the Consent Agenda.

Municipal Boards & Committees 04/04/08

The Municipal Boards committee met on Friday, April 4, 2008 in the City Commission Conference Room. Commissioner Glenn Higgins (member) and Commissioner Edie Yates (chair) were present. Commissioner Jim Verplanck (member) was out of town. Commissioners Howard Wiggs, Gow Fields, and Justin Troller were present. Deputy City Manager Tony Delgado, Community Development Director Jim Studiale, Assistant Community Development Director Steve Bissonnette, and City Clerk Kelly Koos were present.

Commissioner Yates called the meeting to order at 10:06 a.m.

Historic Preservation Board

Recommendation from Lynn Schindler to appoint Jon Kirk to replace Steve Raiche whose second term expired January 31, 2008. Mr. Kirk's first term will begin immediately and will expire on January 31, 2011 at which time he will be eligible for a second term.

Recommendation: Commissioner Higgins moved to recommend the appointment. Commissioner Yates concurred.

Code Enforcement Board

Recommendation from Steve Bissonnette to appoint Neil Merrill to replace Ted Weeks whose term expires April 30, 2008. Mr. Merrill, currently an alternate member, will become a regular member if appointed to this seat. Mr. Merrill's term will begin May 1, 2008 and expire April 30, 2011 at which time he will be eligible for a second term.

Recommendation: Commissioner Higgins moved to recommend the appointment. Commissioner Yates concurred.

Feedback on Boards and Committees Annual Social

Kevin Cook explained his department did a survey. The overall response was that the volunteers enjoyed the social function.

Zoning Board of Adjustment and Appeals (ZBAA): Request the City Commission to approve the creation of two alternate member positions that can serve whenever a regular member is unable to attend a board meeting.

Steve Bissonnette explained they were having difficulty getting regular attendance at the ZBAA. They would like to add alternates to this board to ensure full attendance during each session. They requested the Commission make this change by resolution.

Recommendation: Commissioner Higgins recommended the Commission approve the request. Commissioner Yates concurred.

Request the Commission consider changing the composition of the Citizens Advisory Committee (CAC) to incorporate broad representation from other boards and committees.

Steve Bissonnette explained that allowing dual membership would allow the CAC to serve as a training ground for other boards in addition to the review of grant applications.

Recommendation: Commissioner Higgins recommended the Commission approve the request. Commissioner Yates concurred.

The group discussed the merits of allowing citizens outside the city limits but inside the LE service area to serve on boards or committees.

The meeting adjourned at 10:22 a.m.

Action: The Commission approved the minutes unanimously.

REQUESTS TO APPEAR FROM THE GENERAL PUBLIC

Christine Diaz, Commuter Services Program Director – FDOT Commuter Services Presentation – No Action

Dorothy Small and Anne Wright, Coleman-Bush Boosters, Inc – Renovation of Coleman Bush Building

The purpose of the Boosters' request was to address concerns related to the planned renovations of the Coleman Bush Building. They were concerned that the renovations did not address the need for a bathroom in the performing arts auditorium.

Action: The Commission instructed staff to obtain estimates for the bathroom as part of the renovations.

Charles E. Merritt - Housing Code re Care of Premises – No action.

Charles Merritt of 4245 Homewood Lane came forward with a complaint on Code Enforcement. He did not agree that the chair should not be allowed in the carport of his rental property.

The group discussed the Code and the appeal process for a code enforcement case.

Tim McCausland reminded the Commission that they did not sit as an appellate body. If the Commission wanted to amend the law, they could but he recommended against any change.

Action: The Commission did not act on this item.

Commissioner Yates left the meeting for the day.

PUBLIC HEARINGS

Ordinances (Second Reading)

Ordinance 4962; Proposed 08-021; Amending Article II, Section 25 of the Lakeland City Code Amending the City of Lakeland Employee Pension Plan (1st Rdg 3/17/08)

AN ORDINANCE RELATING TO THE CITY OF LAKELAND EMPLOYEES' PENSION AND RETIREMENT SYSTEM; AMENDING ARTICLE II OF DIVISION II OF THE CHARTER OF THE CITY OF LAKELAND, FLORIDA; INCREASING BENEFITS FOR RETIRED MEMBERS; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Motion: Commissioner Wiggs moved to approve the ordinance. Commissioner Verplanck seconded.

Mayor Pro Tem Glenn Higgins asked for comments.

Tim McCausland clarified for Commissioner Verplanck that he did not have a conflict as a retiree.

The pension benefit would appear in the April 30 retiree checks.

Action: Upon roll call vote Commissioners Fields, Wiggs, Verplanck, Troller, and Mayor Pro Tem Glenn Higgins voted aye. Ayes: five. Nays: Zero. The motion carried unanimously

Resolutions

Resolution 4682; Proposed 08-020; Amending Resolutions 3404 and 3550 Regarding the Affordable Housing Advisory Committee

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA APPROVING AN AMENDMENT TO RESOLUTION NOS. 3404 AND 3550 REGARDING THE AFFORDABLE HOUSING ADVISORY COMMITTEE AS REQUIRED BY THE STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM ACT, SUBSECTIONS 420.907-420.9079, FLORIDA STATUTES; AND CHAPTER 67-37, FLORIDA ADMINISTRATIVE CODE; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Motion: Commissioner Verplanck moved to approve the resolution. Commissioner Wiggs seconded.

Mayor Pro Tem Glenn Higgins asked for comments. There were none.

Action: Upon roll call vote Commissioners Troller, Verplanck, Wiggs, Fields, and Mayor Pro Tem Glenn Higgins voted aye. Ayes: five. Nays: Zero. The motion carried unanimously.

Final Hearing re: One Year Action Plan and Projected Use of Funds, 34th Year Community Development Block Grant (CDBG)

Annie Gibson gave a brief presentation on the plan and asked for the Commission's authorization to submit it to HUD.

Motion: Commissioner Verplanck moved to submit the plan to HUD. Commissioner Wiggs seconded.

Mayor Pro Tem Glenn Higgins asked for comments and there were none.

Action: The motion carried unanimously.

Public Hearing re: State Housing Initiatives Partnership (SHIP) Three Year Plan for 2008-2011

Annie Gibson gave a brief presentation on the plan.

Resolution 4683; Proposed Resolution 08-021; Adopting the SHIP Local Housing Assistance Plan (LHAP) for 2008 - 2011

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA APPROVING THE LOCAL HOUSING ASSISTANCE PLAN AS REQUIRED BY THE STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM ACT, SUBSECTIONS 420.907-

420.9079, FLORIDA STATUTES; AND CHAPTER 67-37, FLORIDA ADMINISTRATIVE CODE; AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS AND CERTIFICATIONS NEEDED BY THE STATE; AUTHORIZING THE SUBMISSION OF THE LOCAL HOUSING ASSISTANCE PLAN FOR REVIEW AND APPROVAL BY THE FLORIDA HOUSING FINANCE CORPORATION; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

Motion: Commissioner Verplanck moved to approve the resolution. Commissioner Wiggs seconded.

Mayor Pro Tem Glenn Higgins asked for comment and there were none.

Action: Upon roll call vote Commissioners Fields, Wiggs, Verplanck, Troller, and Mayor Pro Tem Glenn Higgins voted aye. Ayes: five. Nays: Zero. The motion carried unanimously

EQUALIZATION HEARINGS

Recess: Commissioner Wiggs moved to recess as the City Commission and convene as the Equalization Board. Commissioner Verplanck seconded and the motion carried unanimously.

Lots Cleaning and Clearing

Tim McCausland presented the assessments to the Equalization Board. The assessments are attached to the end of these minutes.

Motion: Commissioner Wiggs moved to approve the assessments. Commissioner Verplanck seconded.

Mayor Pro Tem Glenn Higgins asked for comments and there were none.

Action: The motion carried unanimously.

Reconvene: Commissioner Wiggs moved to adjourn as the Equalization Board and reconvene as the City Commission. Commissioner Verplanck seconded and the motion carried unanimously.

COMMUNITY REDEVELOPMENT AGENCY

Recess: Commissioner Wiggs moved to recess as the City Commission and convene as the Community Redevelopment Agency. Commissioner Verplanck seconded and the motion carried unanimously.

Tax Increment Financing Agreement with Lakeland Landmark Properties, LLC

This was a Tax Increment Financing (TIF) Agreement with Lakeland Landmark Properties, LLC. Lakeland Landmark Properties planned to extensively renovate the office building located at 92 Lake Wire Drive, the former location of Holland & Knight's Lakeland office. Under the Agreement, the City's CRA would pay Lakeland Landmark Properties 95% of the tax increment revenue generated from this property in the first year following completion of the improvements to the property.

It should be noted that this arrangement was different from the typical TIF agreement entered into by the CRA, which provided for the payment of TIF revenue over a ten year period on a sliding scale. The reason for this was a recent Florida Supreme Court decision, which called into question the ability of local governments and CRA's to commit to the payment of tax increment revenue beyond a one year period without a referendum. Until the law on this issue clears up, it is necessary to limit TIF agreements to one year and simply revisit the agreements on a yearly basis over the ten-year period.

Staff recommended that the CRA authorize the appropriate officials to execute the Agreement.

Action: Commissioner Wiggs moved to approve the recommendation. Commissioner Fields seconded and the motion carried unanimously.

Reconvene: Commissioner Verplanck moved to adjourn as the Community Redevelopment Agency and reconvene as the City Commission. Commissioner Wiggs seconded and the motion carried unanimously.

CITY MANAGER

Recommendation re: Task Authorization for Design of Terminal Ramp Expansion and Related Taxiway Connectors at Lakeland Linder Regional Airport

Beginning with the City's contract with Daedalus Aviation Strategies in August 2006 and identified at the Commission Retreat in January 2007, Lakeland Linder Regional Airport had been actively pursuing charter air services, air carrier service, and large aviation businesses with the goal of attracting them to come to the airport. Airport staff, along with a review from the consultants, identified a significant requirement to the goal of obtaining these types of aviation related

services. The size of the existing terminal apron was insufficient to accept the larger aircraft operated under regional and limited air carrier service. The City needed to enlarge the existing terminal apron to provide sufficient apron space for the size of aircraft that the Airport would serve. Further, the Airport needed to rehabilitate and straighten the connector from the ramp to Taxiway A. The connector was already in need of significant repair.

Toward that end, Airport staff was successful in obtaining a \$1.25 million increase to an existing \$250,000 apron/ramp Florida Department of Transportation (FDOT) 80/20 grant. The \$250,000 would become available in July 2009 with the remaining \$1.25 million available in July 2011. The FDOT was strongly supportive of the initiative and opportunity for the Lakeland Linder Regional Airport to act as a reliever facility as originally envisioned.

Staff anticipated paying the design from the available July 2009 funding pool and the construction from the July 2011 funding. This arrangement would allow the airport to advance preparation for the goal of obtaining and servicing charter air services/air carrier service.

A Task Authorization with AmHerst Consulting Company, Inc./Page One Consultants, Inc., in accordance with a City of Lakeland continuing contract for engineering consulting services at the Airport, was recommended for the design services required for the apron and taxiway connector. The proposed not-to-exceed fee for the Task Authorization was \$200,000. The City's share was \$40,000 and would be paid from 2008 Airport Fund surplus.

The FDOT had previously approved the Task Authorization for this purpose. Staff recommended that the City Commission authorize the appropriate City officials to execute the Task Authorization with AmHerst/Page One and the related appropriation for the design of the terminal ramp expansion and taxiway connector for the not-to-exceed fee of \$200,000.

Doug Thomas presented this item to the Commission.

Action: Commissioner Verplanck moved to approve the recommendation. Commissioner Wiggs seconded and the motion carried four to zero. Commissioner Fields was absent at that time.

Recommendation re: Change Order for Beacon Road and Lincoln Avenue Intersection Improvements

During construction activities on the Beacon Road and Lincoln Avenue Intersection Improvement Project, it was determined that the existing pavement and base thickness were inadequate to provide a satisfactory level of service for the projected traffic load into the future. Furthermore, contractors discovered that portions of the intersection had brick pavers as a pavement base, which further

affected the original design, which was to mill and resurface the intersection and associated roadways. These inadequacies prevented a satisfactory result for the milling and resurfacing.

Accordingly, the City and the City's engineer evaluated the project and decided to implement changes to the pavement and base section in order to provide greater stability for future service. The contractor Kamminga & Roodvoets, Inc. were directed to remove the existing pavement and brick, increase the base thickness, establish design grade and install a thicker pavement section. These changes resulted in the Change Order (Change Order #2) to the contract with Kamminga & Roodvoets, Inc. for \$244,642.68. There was sufficient contingency funding available in the project, totaling \$770,726.00, to cover the additional change order cost. The overall construction costs were \$1,582,235.71, inclusive of the proposed change order. The project should be complete by May 21, 2008.

Staff recommended that the City Commission authorize the appropriate City officials to execute the change order to the construction Beacon Road and Lincoln Avenue Intersection Improvement Project with Kamminga and Roodvoets, Inc. for the modifications outlined in this request for \$244,642.68.

Doug Thomas presented this item to the Commission.

Action: Commissioner Verplanck moved to approve the recommendation. Commissioner Wiggs seconded and the motion carried unanimously.

Recommendation re: Task Authorization Change Order for Edgewood Drive Extension - Harden Boulevard Design, Plans and Permitting

The City of Lakeland Public Works Department recommended the proposed change order to the task authorization with TBE Group, Inc. TBE Group was the project engineering and design consultant for the Harden Boulevard design, plans, and permitting component of the Edgewood Drive Extension Project. Due to more stringent unforeseen requirements established by the Florida Department of Transportation (FDOT), including an additional traffic study and additional design changes to avoid future modifications to the intersection at Harden Boulevard and Grasslands Boulevard, it became necessary to seek increases to the scope of work being performed by TBE Group. The additional scope of work included:

1. Design scope added to extend the northbound right-turn lane.
2. An updated Traffic Warrant Analysis for the Harden Boulevard/Grasslands Boulevard intersection
3. Prepare movement of traffic plans to accommodate daytime construction.
4. Prepare and submit a design variation to the FDOT for ditch slide slopes associated with the intersection construction.

The proposed task authorization change order was for \$21,180.00 establishing the total design, plans, and permitting portion of the total Edgewood Drive Extension Project at \$599,739.00. There were sufficient contingency funds within the project to administer the change order as outlined.

Staff recommended that the City Commission authorize the appropriate City officials to execute the task authorization change order with TBE Group, Inc. to modify the scope of the Edgewood Drive Extension Project to accommodate the FDOT requirements related Harden Boulevard Design, Plans, and Permitting component as outlined for the not-to-exceed fee of \$21,180.00.

Doug Thomas presented this item to the Commission.

Action: Commissioner Verplanck moved to approve the recommendation. Commissioner Wiggs seconded and the motion carried unanimously.

Recommendation re: Task Authorization Change Order for Edgewood Drive Extension Design Build Criteria Package

The City of Lakeland Public Works Department recommended a change order to the task authorization on the Edgewood Drive Extension Project Design Build Criteria Package between the City of Lakeland and TBE Group, Inc. (TBE). The City was utilizing Florida Department of Transportation (FDOT) Local Agency Program (LAP) funds on the design-build portion of this project. The FDOT LAP process had proved to be a much-expanded process requiring additional submittals and coordination between TBE and the FDOT. Therefore, it has become necessary to expand the scope of services related to the design-build criteria package preparation.

The additional scope of work would require more comprehensive coordination between City staff and TBE Group to obtain approvals from the FDOT, per LAP agreement criteria, on the design-build project and preparation and modification if necessary to the Request for Proposal (RFP) package. The proposed change order to the task authorization for \$41,639.00 would bring the total Edgewood Drive Extension Design-Build Criteria Package Preparation budget component of the project to \$127,234.00. There were sufficient contingency funds available in the project (Transportation Fund) to cover the change order cost.

Staff recommended that the City Commission authorize the appropriate City officials to execute the change order to the task authorization with the TBE Group, Inc. for additional requirements to the Edgewood Drive Extension Design-Build Criteria Package preparation for \$41,639.00.

Doug Thomas presented this item to the Commission.

Action: Commissioner Verplanck moved to approve the recommendation. Commissioner Wiggs seconded and the motion carried unanimously.

CITY ATTORNEY

Ordinances (First Reading)

Proposed 08-022; Conditional Use for Chain Link Fence and Scoreboard Structure on Property Located at 1111 Forest Park Street

AN ORDINANCE RELATING TO ZONING; APPROVING A CONDITIONAL USE FOR A CHAIN LINK FENCE AND SCOREBOARD STRUCTURE ON PROPERTY LOCATED AT 1111 FOREST PARK STREET; 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 April 21, 2008.

Proposed 08-023; Small Scale Amendment #SS-08-022 to Future Land Use Map Assigning Land Use to .2 Acres Located at 1716 East Edgewood Drive

AN ORDINANCE RELATING TO LOCAL GOVERNMENT COMPREHENSIVE PLANNING; PROVIDING FOR A SMALL SCALE AMENDMENT #SS-08-022 TO A CERTAIN PORTION OF THE FUTURE LAND USE MAP FOR .2 ACRES LOCATED AT 1716 EAST EDGEWOOD DRIVE, ATTACHED TO ORDINANCE 4140, WHICH ADOPTED THE LAKELAND COMPREHENSIVE PLAN: 2000-2010; 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 April 21, 2008.

Proposed 08-024; Change in Zoning for .2 Acres Located at 1716 East Edgewood Drive

AN ORDINANCE RELATING TO ZONING; CHANGING THE CLASSIFICATION OR ZONING ON .2 ACRES LOCATED AT 1716 EAST EDGEWOOD DRIVE WITHIN THE CITY OF LAKELAND, PURSUANT TO THE "ZONING CODE OF THE CITY OF LAKELAND, 1993"; MAKING FINDINGS; 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 April 21, 2008.

Resolutions

Resolution 4684; Proposed 08-022; Establishing Minimum Rental Rates at The Lakeland Center

A RESOLUTION RELATING RATES; ESTABLISHING THE LAKELAND CENTER'S RATES FOR USE OF VARIOUS CENTER FACILITIES; REPEALING RESOLUTION 3993; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

Motion: Commissioner Wiggs moved to approve the resolution. Commissioner Fields seconded.

Mayor Pro Tem Glenn Higgins asked for comments and there were none.

Action: Upon roll call vote Commissioners Troller, Verplanck, Wiggs, Fields, and Mayor Pro Tem Glenn Higgins voted aye. Ayes: five. Nays: Zero. The motion carried unanimously.

Resolution 4685; Proposed 08-023; Lots Cleaning and Clearing

A RESOLUTION RELATING TO ASSESSMENTS; DETERMINING THE NECESSITY FOR HAVING CLEANED AND CLEARED CERTAIN PROPERTY 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.

Tim McCausland read the short title.

Motion: Commissioner Verplanck moved to approve the resolution. Commissioner Wiggs seconded.

Mayor Pro Tem Glenn Higgins asked for comments and there were none.

Action: Upon roll call vote Commissioners Fields, Wiggs, Verplanck, Troller, and Mayor Pro Tem Glenn Higgins voted aye. Ayes: five. Nays: Zero. The motion carried unanimously.

Resolution 4686; Proposed 08-025; Agreement with FDOT for the Construction of a Sidewalk within the In Town Bypass Between Martin Luther King, Jr. Avenue and North Florida Avenue

A RESOLUTION AUTHORIZING EXECUTION OF A LOCALLY FUNDED AGREEMENT WITH FLORIDA DEPARTMENT OF TRANSPORTATION FOR FINANCIAL PROJECT NO. 19764515201 FOR SIDEWALK CONSTRUCTION WITHIN THE IN-TOWN BYPASS PROJECT BETWEEN MARTIN LUTHER KING, JR. AVENUE AND NORTH FLORIDA AVENUE; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

Motion: Commissioner Verplanck moved to approve the resolution. Commissioner Wiggs seconded.

Mayor Pro Tem Glenn Higgins asked for comments and there were none.

Action: Upon roll call vote Commissioners Troller, Verplanck, Wiggs, Fields, and Mayor Pro Tem Glenn Higgins voted aye. Ayes: five. Nays: Zero. The motion carried unanimously.

Miscellaneous Reports and Communications

* **Memo re: Sun 'n Fun Use Agreement**

This was the annual Sun 'n Fun Use Agreement which gave Sun 'n Fun the authority to conduct their event at the Airport. The main purpose of this agreement was to provide for insurance and indemnification provisions, as well as delineate those areas where Sun 'n Fun had the responsibility to control and maintain. Staff recommended that the Commission authorize the appropriate City officials to execute this agreement.

Action: The Commission approved this item on the Consent Agenda.

* **Memo re: Mayfaire by-the-Lake Use Agreement**

This was a proposed Use Agreement with the Polk Museum of Art for the Mayfaire By-the-Lake annual event scheduled for May 9, 2008 through May 11, 2008. The Agreement allowed the Polk Museum to have exclusive use and control of the property located generally at Lake Morton, including all rights of ways, sidewalks and other public property, for the term of 9:00 a.m. on Friday, May 9, 2008 through 7 p.m. on Sunday, May 11, 2008. The Museum shall pay the City a fee for the use of the premises intended as reimbursement for the support services provided. Polk Museum of Art was required to maintain general

liability insurance and indemnify, hold harmless and defend the City from all claims that may arise. A Parks and Recreation Director had also been appointed to enter the premises during the term of this Agreement to perform inspections deemed necessary. Other provisions required the Museum to maintain the premises during the term of the Agreement and repair any damage to the premises that occurred during the term of the Agreement.

Staff recommended that the Commission authorize the appropriate City Officials to execute this Agreement.

Action: The Commission approved this item on the Consent Agenda.

* **Memo re: Waiver of 5:01 p.m. Hearing**

During the month of April, the Community Development Department would be presenting the Commission with various text amendments to the Lakeland Comprehensive Plan which would require at least one hearing after 5:00 p.m. Staff requested that the Commission waive the statutory requirement that at least one of the hearings on these matters be held after 5:00 p.m.

Action: The Commission approved this request on the Consent Agenda.

Memo re: Approval of Short List for Pipeline Construction Associated with the English Oaks Wastewater Accommodation Project

This memorandum sought approval of a contractor prequalification list for pipeline construction associated with the English Oaks Wastewater Accommodation project. Under this overall project scope, the City would expand the wastewater conveyance capacity in southwest Lakeland to meet the area's future needs. The project was divided into three phases with the pipeline work being further subdivided into a maximum of five construction contracts. The City would request bid proposals from all five prequalified bidders for each of the pipeline contracts. Staff would present each contract award to the City Commission for approval.

Staff expected to present these pipeline construction agreements to the City Commission at its May 5, 2008 meeting. This prequalification process allowed the screening of bidders, eliminated later disputes over contractor qualifications and reduced the possibility of future bid protests. The City Commission had approved Phase 1 of this project, the booster station property purchase, engineering services agreements, and engineering funding resolutions for Phases 2 and 3. Phase 1 has been completed and was inclusive of two pump stations and 11,500 linear feet of force main. Phase 2 entailed a new booster pump station, the renovation of an existing pump station, and the construction of approximately 14,000 linear feet of force main. Phase 3 involved approximately 26,000 linear feet of force main, which extended from the new booster pump

station and terminated at the Glendale Wastewater Treatment Plant. A Water Utilities Selection Committee received and evaluated sixteen (16) proposals and recommended the following five (5) firms for the prequalification short-list:

- * John Reynolds & Sons, Inc. - Mission Woods, KS with an office in Plantation, FL
- * Garney Companies, Inc. - Kansas City, MO with an office in Orlando, FL
- * Killebrew, Inc. - Lakeland, FL
- * Westra Construction Corp. - Palmetto, FL
- * Kamminga & Roodvoets, Inc. - Grand Rapids, MI with an office in Tampa, FL

Staff recommended that the Commission approve the prequalification short list and authorize prequalification agreements with the above listed firms who would be eligible to bid on the pipeline portions of Phase 2 and 3 of the English Oaks Accommodation Project.

Action: The Commission approved this item on the Consent Agenda.

Memo re: Construction Agreement with RTD Construction, Inc. for the Construction of the English Oaks Phase II Pump Stations

This was a construction agreement with RTD Construction, Inc. (RTD) for the English Oaks Phase II Pump Station Projects. These pump stations were elements of a comprehensive program to correct wastewater collection system capacity constraints in southwest Lakeland. RTD submitted the lowest, combined bid for construction of the Drane Field Road (Bid 8046) and the Airfield Park (Bid 8046A) Lift Stations. This low bid proposal of \$4,923,000.00 provided for a completion date (both projects) of July 15, 2009.

The bid solicitation documents requested separate proposals for the Drane Field Road Pump Station and the Air Park Pump Station Projects, with an option for bidders to offer an alternative price (deduct) if awarded both projects. On February 25, 2008, the City received seven bids for the Drane Field Road Pump Station and eight bids for the Air Park Pump Station as listed below:

Drane Field Road Pump Station Bid 8046

Kimmins Contracting Corp., Tampa, FL	\$3,409,394
Prime Construction Group, Inc., Orlando, FL	\$3,396,000
RTD Construction, Inc., Zephyrhills, FL	\$3,100,000
Westra Construction Corp., Palmetto, FL	\$3,405,000
Vogel Bros. Building Co., Lakeland, FL	\$3,150,000
Florida Design Contractors, Inc., Lake Park, FL	\$3,240,500
Garney Companies, Inc., Kansas City, MO (with an office in Orlando, FL)	\$3,703,368

Air Park Pump Station Bid 8046A

Kimmins Contracting Corp., Tampa, FL	\$2,900,635
Prime Construction Group, Inc., Orlando, FL	\$2,166,625
RTD Construction, Inc., Zephyrhills, FL	\$1,883,000
Westra Construction Corp., Palmetto, FL	\$2,120,000
Vogel Bros. Building Co., Lakeland, FL	\$1,870,000
Kamminga & Roodvoets, Inc., Grand Rapids, MI (with an office in Tampa, FL)	\$2,081,800
Gibbs & Register, Inc., Winter Garden, FL	\$2,008,000
Censtate Contractors, Inc., Winter Haven, FL	\$1,859,000

The bidders offered varying deductions if awarded both bids. RTD, when including the deduction, submitted a bid proposal that was \$36,000.00 lower than the second lowest bid. RTD stated that it had the capacity to construct both projects concurrently and complete the work by July 15, 2009.

This work was part of a comprehensive program to increase wastewater conveyance capacity in southwest Lakeland to meet current and future service demands. Under this wastewater improvement program, pipeline and pumping station improvements would be constructed using multiple, sequential contracts. The Drane Field Road Pump Station would function as a booster station, such configuration offering the most cost effective design approach. The pipelines and pumping stations that deliver flows into the Drane Field Pump Station would have extended service life and increased capacity, as this new booster station would improve their hydraulic efficiencies. The Drane Field Road Booster Station would be a critical element in the Southwest Wastewater System. A site plan for the Drane Field Road Pump Station was attached as Figure 1 to the agenda item.

The Air Park Pump Station improvements involve the replacement of the existing lift station. As part of this upgrading project, a larger wet well would be constructed for the 125 horsepower pumps, computerized-control, variable flow pumping units. This upgraded facility would have an automatic standby electric generator. After new construction was completed, the existing pump station would be abandoned and all serviceable components salvaged by the Wastewater Collections Division. The upgraded lift station did not include odor control equipment; however, the facility may be easily retrofitted with air scrubbing equipment should this need arise in the future. A site plan for the Air Park Pump Station was attached as Figure 2 to the agenda item.

Staff recommended that the City Commission approve the award of a combined contract (Bid 8046 and Bid 98046A) to RTD Construction, Inc. and authorize the appropriate City officials to execute the necessary documents to effect this award.

Tim McCausland presented this item to the Commission.

Action: Commissioner Verplanck moved to approve the recommendation. Commissioner Fields seconded and the motion carried unanimously.

* **Memo re: Home Purchase Assistance Agreement with Keystone Challenge Fund, Inc.**

This was an Agreement with Keystone Challenge Fund, Inc. under which Keystone would assist the City's Housing Division with the administration of the City's Down Payment Assistance Program. The City received funding from various sources for its home assistance program, including funds from the federal Community Development Block Grant (CDBG) program, the Home Investment Partnership (HOME) program, and the State Housing Initiative Partnership (SHIP) program. Under the Agreement, Keystone would assist with the administration of the City's program by providing counseling services to eligible clients related to credit and general home ownership issues and will assist buyers with all aspects of the purchase of a home, from entering into a contract and obtaining financing to the closing. Keystone will be paid \$2,000 for each closing. The Agreement was for three years.

Staff recommended that the Commission authorize the appropriate City officials to execute the Contract.

Action: The Commission approved this item on the Consent Agenda.

* **Memo re: Vacation of a Portion of a Public Utility Easement – 2017 Charnes Drive**

This was a proposed quitclaim deed from the City of Lakeland to Robert A. Broas and Lois S. Broas, his wife. Conner Construction requested the vacation of a 2.5-foot portion of a public utility easement located at 2017 Charnes Drive on behalf of the current property owners. The applicant requested this vacation to accommodate the construction of a screen enclosure designed to surround an existing swimming pool. The various City and private utilities reviewed this request and had no objections to the partial vacation of this public utility easement subject to the removal of the existing brick pavers as they encroach within the remaining portion of the existing utility easement. Lakeland Electric and Bright House Networks indicated that they have underground facilities located within the easement that they will require access to for maintenance. Should any of these utilities require relocation because of the proposed construction, the applicant would bear the expense.

Staff recommended that the Commission authorize the appropriate City officials to execute the quitclaim deed.

FINANCE DIRECTOR

Appropriation and Increase in Estimated Revenue – Fleet Management Depreciation Reserve Fund and Water Utility Fund

The Water Utility has a 2000 backhoe that needed of costly repairs. The Fleet Manager determined that the more cost-effective method was to replace this backhoe rather than continue to repair it. The cost to replace the backhoe was \$85,458. There was \$50,227 in this unit's Fleet replacement reserve. Fleet also felt it would receive \$24,000 for the old unit when sold at auction. The difference between the reserve amount and auction value was \$11,231. As sufficient funds were not available in the reserve to finance these purchases, an appropriation for the difference of \$11,231 and a budget adjustment of \$50,227 was necessary to accommodate the required funding.

Staff requested that the City Commission approve a budget transfer from the Fleet Management Depreciation Reserve Fund to the Fleet Management Fund in the amount of \$50,227 and an additional appropriation and increase in estimated revenues of \$11,231 from the Water Fund representing the difference between the replacement cost of the backhoe and amount to be received from the Fleet Reserve transfer and the auction value.

Action: The Commission approved this item on the Consent Agenda.

Appropriation and Increase in Estimated Revenue – Various Funds for FY 2008

Throughout the fiscal year, the City received various donations from private individuals that were designated for expenditure on specific projects or operating expenses, at the donor's request. These donations were not included in the original operating budget of the City, because the dollar value could not be anticipated. The City also received reimbursement for certain types of expenses - most notably the reimbursement for overtime duties performed by Lakeland Police Officers. These reimbursements and the associated expenses were not included in the original operating budget of the City, because they could not be forecasted accurately. The budgeting practice adopted by the City for these transactions was to present these donations and expenses reimbursements to the City Commission semi-annually, at which time the operating budgets were amended accordingly.

Staff requested that the City Commission authorize an increase in estimated revenue and matching appropriation to the various operating budgets of the City as required based on the listing of donations and expense reimbursements received for the six month period October 1, 2007 through March 31, 2008.

APPROPRIATION AND INCREASE IN ESTIMATED REVENUE
DONATIONS AND COST REIMBURSEMENTS
OCTOBER 1, 2007 - MARCH 31, 2008

DONOR	PURPOSE	AMOUNT
General Fund		
Oct-07 Wal-Mart	Fire training	1,000
Oct-07 Cost reimbursement	Scream Acres activities	50
Oct-07 Publix Charities	Parks athletic department	400
Oct-07 SunTrust	Outdoor sculpture competition	2,500
Oct-07 Gwen Allen	Neighborhood watch signs	84
Oct-07 Cost reimbursement	Police services	293
Oct-07 Cost reimbursement	Police fence repair	246
Oct-07 Polk Sports Marketing	Parks tournament expenses	2,750
Oct-07 Gifting box donations	Hollis garden maintenance	26
Nov-07 Serena Bailey Foundation	Library fine arts	4,000
Nov-07 Serena Bailey Foundation	Library reference section	4,000
Nov-07 Serena Bailey Foundation	Library special collections	4,000
Nov-07 Cost reimbursement	Ridge League Dinner	500
Nov-07 Lakeland Assoc of Realtors	LPD K9	9,500
Nov-07 Cost reimbursement	Public record copies	30
Nov-07 Cost reimbursement	Library materials	2,441
Nov-07 Cost reimbursement	Parks program activities	250
Nov-07 Cost reimbursement	Traffic operations	1,097
Nov-07 Oshkosh Trucks	Warranty repair	388
Nov-07 Chamber of Commerce	Brochures for Historic District	1,687
Nov-07 Cost reimbursement	Warranty repair	164
Nov-07 Cost reimbursement	Traffic operations	3,782
Dec-07 Cost reimbursement	Police services	110,295
Dec-07 Cost reimbursement	Snowfest	4,200
Dec-07 Cost reimbursement	Police services	213
Dec-07 LPDEA	LPD K9	12,000
Dec-07 Bill Koen	Landscape renovation in parks	386
Dec-07 Cost reimbursement	Parks materials	10,068
Dec-07 Cost reimbursement	Public record copies	48
Dec-07 Cost reimbursement	Parks trees	1,092
Dec-07 Cost reimbursement	Public record copies	9
Dec-07 Cost reimbursement	Traffic control cabinet	5,836
Dec-07 Wililam Whitney	Cops for Christmas event	1,000
Dec-07 Multiple donors	Cops for Christmas event	2,228
Dec-07 Cost reimbursement	Gandy pool restitution	24
Dec-07 Cost reimbursement	Ridge League Dinner	950

Jan-08 Cost reimbursement	Library materials	1,356
Jan-08 Nitzy Waters	Robert G Waters Sailing Collection	73
Jan-08 Cost reimbursement	Public record copies	50
Jan-08 Cost reimbursement	Parks program activities	250
Jan-08 Cost reimbursement	Police Investigative Costs	38,370
Jan-08 Cost reimbursement	Parks overtime	38,496
Jan-08 Cost reimbursement	Police services	75,827
Jan-08 Cost reimbursement	Park maintenance costs	52
Jan-08 Cost reimbursement	Parks damage restitution	1,240
Jan-08 Cost reimbursement	Parks program activities	200
Jan-08 Cost reimbursement	Library materials	25
Jan-08 Cost reimbursement	Ridge League Dinner	1,350
Jan-08 Mid-Florida Credit Union	Outdoor sculpture competition	2,500
Jan-08 Century Realty	Outdoor sculpture competition	2,500
Jan-08 Baron Realty	Outdoor sculpture competition	2,500
Jan-08 Allen & Co	Outdoor sculpture competition	2,500
Jan-08 Sale Insurance	Outdoor sculpture competition	1,250
Jan-08 Smith Barney	Outdoor sculpture competition	1,250
Jan-08 Gray Robinson	Outdoor sculpture competition	2,500
Jan-08 The Ledger	Outdoor sculpture competition	1,000
Jan-08 Evergreen Cir Garden Club	Parks trees	25
Jan-08 LETF	Do the Right Thing	3,000
Jan-08 Cost reimbursement	Police services	614
Jan-08 Verizon refund	Library materials	7,450
Jan-08 Cost reimbursement	Police services	62,954
Jan-08 Cost reimbursement	Police services	2,964
Jan-08 F&L Tours	Hollis garden maintenance	150
Feb-08 Cost reimbursement	Traffic operations	1,800
Feb-08 Cost reimbursement	Ridge League Dinner	800
Feb-08 Trinity Presbyterian	Movies on the Promenade	4,000
Feb-08 Mid-Florida Credit Union	Movies on the Promenade	4,000
Feb-08 Sandpiper Golf & CC	Fire materials	241
Feb-08 Publix Charities	Outdoor sculpture competition	2,500
Feb-08 Peterson & Myers	Outdoor sculpture	1,000

	competition	
Feb-08 USF	USF Campus redevelopment ads	828
Feb-08 Oshkosh Truck	Warranty repair	318
Feb-08 Cost reimbursement	Employee computer purchase plan	99
Feb-08 Cost reimbursement	Police services	67,546
Feb-08 Cost reimbursement	Parks overtime	12,585
Feb-08 PSCM	Bryant stadium materials	150
Feb-08 Cost reimbursement	Arbor day plantings	150
Feb-08 Cost reimbursement	Parks materials	250
Feb-08 Cost reimbursement	Parks materials	230
Feb-08 Cost reimbursement	Fire postage	17
Feb-08 Publix Charities	Do the Right Thing	1,000
Feb-08 Kiwanis	Do the Right Thing	1,500
Feb-08 Anna Day/4 Paws Only	LPD K9	1,057
Feb-08 Cost reimbursement	Police services	449
Feb-08 Cost reimbursement	Police services	3,759
Mar-08 Garden Club	Tree planting	125
Mar-08 Keystone Challenge	Neighborhood Leadership Summit	50
Mar-08 Cost reimbursement	Aquafest	50
Mar-08 Cost reimbursement	Police services	511
Mar-08 K9 Trials	LPD K9	15,775
Mar-08 Publix	Crime prevention conference	1,200
Mar-08 Polk Sports Marketing	Parks tournament expenses	1,000
Mar-08 Cost reimbursement	Employee computer purchase plan	1,618
Mar-08 Cost reimbursement	Police services	105,877
Mar-08 Cost reimbursement	Police Investigative Costs	14,288
Mar-08 Cost reimbursement	Parks overtime	14,899
GENERAL FUND TOTAL		\$ 697,655

Transportation Fund		
Oct-07 Developers	Developer contributions to sidewalks	13,090
Oct-07 Developers	Developer contributions to sidewalks	64,600
Oct-07 Developers	Developer contributions to sidewalks	6,902
Mar-08 Developers	Developer contributions to sidewalks	17,544

TRANSPORTATION FUND TOTAL		\$ 102,136
Public Improvement Fund		
Feb-08 Mary Lee Harrell	Common Ground benches	5,000
Feb-08 Polk Co. Library Cooperative	Library CIP	250,218
PUBLIC IMPROVEMENT FUND TOTAL		\$ 255,218
Facilities & Maintenance Fund		
Oct-07 TradeMark Metal Recycling	Recycle scrap metal	142
Nov-07 Cost reimbursements	Facilities & Maintenance materials	200
FACILITIES & MAINTENANCE FUND TOTAL		\$ 342

Action: The Commission approved this item on the Consent Agenda.

*** Appropriation and Increase in Estimated Revenues – General Fund, Public Improvement Fund**

The City was in the final design stages for the expansion of the Kelly Recreation Complex, to accommodate increased programming needs. The total Construction at Risk contract would be \$974,131 including a 5% construction fee, permitting and 5% contingency fee. The project would add 5,689 additional square feet to the facility and renovate 11,640 square feet of existing space. The average construction cost per square foot was \$56. After significant value engineering, substituting materials to lower costs without eliminating building square footage; the project was \$65,000 over budget. Staff requested permission to transfer \$30,000 of unused overtime budget from Parks & Recreation's Recreation Division within the General Fund to the expansion project within the Public Improvement Fund. The additional \$35,000 would be transferred from the Building and Renovation project within the Public Improvement Fund to the expansion project.

Staff requested that the City Commission approve a budget transfer from the Recreation Division within the General Fund to the Public Improvement Fund in the amount of \$30,000 with an appropriation and increase in estimated revenues in the Public Improvement Fund of the same amount.

Action: The Commission approved this item on the Consent Agenda.

AUDIENCE - None

MAYOR AND MEMBERS OF THE CITY COMMISSION

Commissioner Troller recognized LE employees that participated in the Lineman Roundup. He thanked the Community Development Department for the

Neighborhood Leadership Summit. He recognized the Polk County All Teen Summit. He thanked Carrie Chambers and her staff.

Commissioner Troller reviewed his week (Spring Break). He worked on a City recycle truck this week while the schools were on spring break. He also recognized employees from solid waste. He recognized the Police aviation crew. He had the opportunity to fly with them last week. He also recognized fire employees were he worked at the fire station last week.

Commissioner Verplanck said that several cities in California were using cameras for red light enforcement. It was a \$300 fine per violation.

Mayor Pro Tem Glenn Higgins announce Mayor Fletcher was absent for family medical reasons.

Commissioner Wiggs announce the FSC Faculty/Staff vs. Community basket ball game. He coached the Community team.

March 20, 2008 the Police department held their awards program where they name their officer and detective of the year. Commissioner Troller spoke at that event and did an outstanding job.

Commissioner Wiggs read a letter into the record relating to CSX. He felt the City was headed in the wrong direction on this project.

Recess/reconvene: The Commission recessed at 11:43 a.m. until after the Utility Committee meeting. The Commission reconvened at 2:32 p.m.

The Lakeland City Commission reconvened in Regular Session in the Commission chambers. Commissioners Justin Troller, Jim Verplanck, Howard Wiggs, Gow Fields, Edie Yates and Mayor Pro Tem Glenn Higgins were present. Mayor Fletcher was absent for family medical reasons. City Manager Doug Thomas, City Attorney Tim McCausland, Finance Director Greg Finch and City Clerk Kelly Koos were present.

UTILITY - CONSIDERED AFTER 1PM UTILITY COMMITTEE MEETING

Resolution 4687; Proposed 08-024; Resolution Authorizing Assignment and Termination of Agreement with Public Gas Partners

A RESOLUTION OF THE CITY OF LAKELAND, FLORIDA AUTHORIZING ASSIGNMENT AND TERMINATION OF A GAS SUPPLY AGREEMENT WITH PUBLIC GAS PARTNERS, INC.; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

Motion: Commissioner Verplanck moved to approve the resolution. Commissioner Yates seconded.

Mayor Pro Tem Glenn Higgins asked for comments and there were none.

Action: Upon roll call vote Commissioners Yates, Fields, Wiggs, Verplanck, Troller, and Mayor Pro Tem Glenn Higgins voted aye. Ayes: six. Nays: Zero. The motion carried unanimously

CALL FOR ADJOURNMENT – 2:37 p.m.

LAKELAND CITY COMMISSION
Agenda Study Session
April 4, 2008

The Lakeland City Commission met in the Agenda Study Session in the Commission conference room. Commissioners Edie Yates, Howard Wiggs, Gow Fields, Justin Troller, Glenn Higgins, and Mayor Fletcher were present. Commissioner Jim Verplanck was out of town. Deputy City Manager Tony Delgado, Community Development Director Jim Studiale, Finance Director Greg Finch, City Attorney Tim McCausland, and City Clerk Kelly Koos were present. City Manager Doug Thomas was on vacation.

Mayor Fletcher called the meeting to order at 8:34 a.m.

Tony Delgado announced that Jim Verplanck and Doug Thomas were on vacation and covered the Presentations and the Requests to Appear from the Public.

Tim McCausland covered Mr. Merritt's request and the Public Hearings.

Annie Gibson will give a presentation on items II-C and II-D on Monday. Edie Yates expressed concern about the parameters for the expanded Affordable Housing Advisory Committee.

Palmer Davis explained Tax Increment Financing for the agreement with Lakeland Landmark Properties, LLC.

Tony Delgado covered the City Manager agenda.

Tony Delgado explained that the drawing for the Citizen Survey Giveaway would be this Monday. This would be a \$500 gift certificate.

Mayor Fletcher will be absent on Monday. Mayor Pro Tem Glenn Higgins will chair the meeting.

Tim McCausland covered the City Attorney agenda.

Tim McCausland offered the following verbals:

1. CSX: The City was encouraged to adopt some amendments that would help Lakeland's case. Staff came up with some language that would 1) compel FDOT to conduct a comprehensive study about freight rail and commuter rail within the state and specifically required an analysis of the negative impacts caused by the project 2) require that the negative impacts be eliminated within 8 years of the beginning of the project in Orlando. The group discussed the ability to bind the state to do anything. This legislature cannot bind a future legislature to commit to future funding. They felt the best thing they could do was to create language that would

set a strong position to require FDOT to set funding to eliminate the problems from the project.

2. TBARTA: Tim McCausland had been working to gain membership to this group. The County Commission had approved a resolution similar to Lakeland's. Membership would require a legislative amendment. Tim appeared before the TBARTA Board last Friday and explained Lakeland and Polk County were working towards membership. The reality was that the Polk delegation was not uniformly in favor of Polk County joining TBARTA. They were communicating with the legislators but some were still against the membership. Tony Delgado announced that Plant City would be exploring a similar resolution relating to the CSX issue.

Greg Finch covered the Finance Director agenda and offered the following verbal:

- * As of the close of business today, the City will have redeemed all of their auction rate bonds relating to LE.

The group discussed SHIP and the 5% increase in the administrative costs.

The meeting adjourned at 10:06 a.m.