

**LAKELAND CITY COMMISSION**  
**Regular Session**  
**April 16, 2007**

The Lakeland City Commission met in the Commission chamber on Monday, April 16, 2007. Commissioners Glenn Higgins, Dean Boring, Jim Verplanck, Howard Wiggs, Edie Yates and Mayor Fletcher were present. Commissioner Fields was absent for training. City Manager Doug Thomas, City Attorney Tim McCausland, Finance Director Greg Finch and City Clerk Kelly Koos were present.

**CALL TO ORDER**

Mayor Fletcher called the meeting to order at 9:02 a.m.<sup>1</sup>

**INVOCATION**

Reverend Robert Moore of Hope Hospice offered the invocation followed by the salute to the flag.

**PRESENTATIONS**

**Water Utility – Water Conservation Program Update**

Gary Ross, Assistant Director of Water Utilities, introduced Ruffin Grey who made the presentation.

**PROCLAMATIONS**

**Water Conservation Month**

**Administrative Professionals Week**

**APPROVAL OF MINUTES (with any amendments)**

- \* **City Commission Minutes 03/30/07-04/02/07**

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

- \* **Utility Committee Minutes 04/02/07**

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

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<sup>1</sup> Mayor Fletcher called the meeting to order at 9:02 a.m. however, the recording equipment was malfunctioning and did not begin recording until 9:10 a.m.

**\* Transportation-Airport Committee 04/13/07**

The Transportation-Airport Committee met on Friday, April 13, 2007 in the Commission conference room. Commissioner Verplanck (chair) Commissioners Fields & Higgins (members) were present. Commissioners Edie Yates, Howard Wiggs, Dean Boring and Mayor Fletcher were present. City Manager Doug Thomas, Deputy City Manager Tony Delgado, Community Development Director Jim Studiale, Finance Director Greg Finch, Assistant City Attorney Michael Craig, Economic Development Coordinator Jason Willey and City Clerk Kelly Koos were present.

Commissioner Verplanck called the meeting to order at 9:33 a.m.

**Request by Norman Kamp to vacate a portion of public right-of-way located south of E. Lime Street, north of E. Walnut Street, west of S. Lake Avenue and east of S. Indiana Avenue.**

Jason Willey presented this request. This was a home located in a historic neighborhood. Mr. Camp was trying to sell the home. The garage sat in the right-of-way of an unopened alley. Verizon indicated they would need an easement. The application fee was \$1,254.

**Recommendation:** Commissioner Fields moved to recommend the Commission approve the request. Commissioner Higgins seconded and Commissioner Verplanck concurred.

**Request by Bob English to vacate a portion of public right-of-way located east of Omohundro Avenue, west of N. Webster Avenue and north of Memorial Boulevard.**

Jason Willey presented this request by Bob English. Mr. English acquired an additional lot adjacent to his project. He wanted the right-of-way between the two properties. The application fee was \$440.

**Recommendation:** Commissioner Fields moved to recommend the Commission approve the request. Commissioner Higgins seconded and Commissioner Verplanck concurred.

**Request by the Lakeland Automall to vacate a portion of Neville Avenue right-of-way located north of Candyce Street, south of W. Memorial Boulevard and west of Crestview Avenue.**

Jason Willey presented this request. Lakeland Automall requested the vacation of Neville Av. The adjacent neighbor was okay with this. There was a need for an easement. The application fee was \$51,386

**Recommendation:** Commissioner Fields moved to recommend the Commission approve the request. Commissioner Higgins seconded and Commissioner Verplanck concurred.

Jason Willey announced the 2007 Lakeland Demographic Guide that was now published on the City's website, [www.lakelandgov.net](http://www.lakelandgov.net).

The meeting adjourned at 9:41 a.m.

Commissioner Verplanck presented this item to the Commission.

**Action:** Mayor Fletcher called for the vote and the recommendations carried unanimously.

### **\*APPROVAL OF CONSENT AGENDA**

- \* City Commission Minutes 03/30/07-04/02/07
- \* Utility Committee Minutes 04/02/07
- \* Memo re: First Amendment to the Interlocal Agreement with Polk County re Harden/Parkway Community Redevelopment Area to Modify List of Transportation Improvements
- \* Memo re: Task Authorization with Case Engineering for Evaluation of Fire Protection Systems at McIntosh Power Plant

**Action:** Commissioner Wiggs moved to approve the Consent Agenda. Commissioner Verplanck seconded and 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.

Tim McCausland presented the demolition assessments.

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

Mayor Fletcher asked for comments.

Earl Kagler came forward and requested relief from liens on 326 W. 8th St.

Brian Rewis explained the house was a nuisance to the neighborhood and the police department. The Board had already heard the request for relief of the code enforcement board fines and did reduce that fine in January. This Special Assessment was a result of actual dollars paid out. It did include an \$880 administrative cost.

The Equalization Board did not act on this request.

**Action:** Mayor Fletcher called for the vote and the motion carried unanimously.

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

## PUBLIC HEARINGS

### Ordinances (Second Reading)

**Ordinance 4845; Proposed 07-026; Conditional Use for a Church with Modular Buildings within Florida Baptist Children's Homes at 1015 Sikes Boulevard (1<sup>st</sup> Rdg 4/2/07)**

AN ORDINANCE RELATING TO ZONING; APPROVING A CONDITIONAL USE FOR A CHURCH WITH MODULAR BUILDINGS WITHIN FLORIDA BAPTIST CHILDREN'S HOMES LOCATED AT 1015 SIKES BOULEVARD; PROVIDING CONDITIONS; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

**Motion:** Commissioner Verplanck moved to approve the ordinance. Commissioner Yates seconded.

Mayor Fletcher asked for comments and there were none.

**Action:** Upon roll call vote Commissioners Higgins, Verplanck, Wiggs, Yates and Mayor Fletcher voted aye. Commissioner Boring was absent at that time. Ayes: five. Nays: zero. The motion carried unanimously.

**Ordinance 4846; Proposed 07-027; Modification of PUD Zoning on Property Located at 1161 Blossom Circle South (1<sup>st</sup> Rdg 4/2/07)**

AN ORDINANCE RELATING TO ZONING; CHANGING THE CLASSIFICATION OR ZONING OF PROPERTY WITHIN THE CITY OF LAKE LAND LOCATED AT 1161 BLOSSOM CIRCLE SOUTH, PURSUANT TO THE "ZONING CODE OF THE CITY OF LAKE LAND, 1993"; MAKING FINDINGS; REPEALING SUBSECTION I. OF ORDINANCE 3548, AS AMENDED; PROVIDING CONDITIONS; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

**Motion:** Commissioner Verplanck moved to approve the ordinance. Commissioner Yates seconded.

Mayor Fletcher asked for comments and there were none.

**Action:** Upon roll call vote, Commissioners Yates, Wiggs, Verplanck, Higgins and Mayor Fletcher voted aye. Commissioner Boring was absent at that time. Ayes: five. Nays: zero. The motion carried unanimously.

### **Ordinances (First Reading)**

#### **Proposed 07-028; Amending Ordinance 4592; Updating Sign Regulations for Special Public Interest Zoning District for the Dixieland Community Redevelopment Area**

AN ORDINANCE RELATING TO ZONING; AMENDING ORDINANCE 4592; UPDATING SIGN REGULATIONS FOR SPECIAL PUBLIC INTEREST ZONING DISTRICT WITHIN THE DIXIELAND COMMUNITY REDEVELOPMENT AREA LOCATED SOUTH OF EAST WALNUT STREET AND NORTH OF LENOX STREET; MAKING FINDINGS; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title and asked for comments from the public. There was none. He explained that this ordinance will come back for the second reading and public hearing on May 7, 2007.

### **CITY MANAGER**

#### **Recommendation re: Increased Property, Boiler and Machinery Insurance Limits and Associated Appropriations**

On June 19, 2006, the City Commission approved an appropriation of \$59,000 to engage Maximus Inc. to perform a comprehensive valuation study to determine replacement costs of city-owned property and equipment.

The valuation assessment process resulted in an increase in City-owned insurance values from \$1,514,313,003 to \$1,693,018,546. This 12% increase in insured values equated to an increase in premiums of \$108,080 for the remainder of Fiscal Year 2007. In light of the increased valuation coupled with the upcoming Hurricane Season, Maximus recommended that the City increase its insurance coverage on City-owned property, boilers and machinery to reflect currently known values.

The associated increased insurance premiums were allocated on a fund-by-fund basis to reflect the pro-rata cost on the City's various enterprises. The additional premium costs on the respective funds were as follows:

General Fund	10,170
Fleet Management	207
Purchasing	1,768
Facilities Maintenance	121
Information Technology	217
Lakeland Center	3,686
Cleveland Heights	516
Solid Waste	99
Airport	4,581
Parking	959
Wastewater	4,792
Water	3,961
Electric	77,003
	<u>\$ 108,080</u>

Staff recommended that the City Commission authorize an increase in appropriations in the above funds in the respective amounts and adjust the insured values accordingly.

Doug Thomas presented this item to the Commission.

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

Doug Thomas announced the Utility Committee meeting at 1 p.m. and asked the Commission to recess until after the Utility Committee met.

Kevin Cook explained staff was looking at updating the Chamber in July when there would be three weeks between Commission meetings.

## CITY ATTORNEY

### Resolutions

#### **Resolution 4603; Proposed 07-023; Modifying the Harden/Parkway Community Redevelopment Area Regarding Transportation Improvements**

A RESOLUTION OF THE CITY OF LAKELAND, A MUNICIPAL CORPORATION, BY AND THROUGH ITS CITY COMMISSION RELATING TO THE HARDEN/PARKWAY COMMUNITY REDEVELOPMENT AREA; ISSUING AN AUTHORIZING RESOLUTION TO POLK COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, BY AND THROUGH ITS BOARD OF COUNTY COMMISSIONERS, REGARDING ALLOWABLE MODIFICATIONS TO THE LIST OF TRANSPORTATION IMPROVEMENTS CONTAINED IN THE REDEVELOPMENT PLAN FOR THE HARDEN/PARKWAY COMMUNITY

REDEVELOPMENT AREA; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

**Motion:** Commissioner Boring moved to approve the resolution. Commissioner Verplanck seconded.

Mayor Fletcher asked for comments and there were none.

**Action:** Upon roll call vote, Commissioners Yates, Wiggs, Verplanck, Boring, Higgins and Mayor Fletcher voted aye. Ayes: six. Nays: zero. The motion carried unanimously.

**Resolution 4604; Proposed 07-024; Indicating City of Lakeland's Desire to be Subject to Polk County's Ordinance No. 07-007 Prohibiting Burning Without a Permit**

AN RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKE LAND, FLORIDA RELATING TO PROHIBITION OF BURNING WITHOUT A PERMIT IN POLK COUNTY, FLORIDA; CERTIFYING DESIRE TO MAKE THE "POLK COUNTY BURN BAN" ORDINANCE NO. 07-007 APPLICABLE WITHIN THE CITY OF LAKE LAND; PROVIDING FOR SEVERABILITY; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE

Tim McCausland read the short title.

**Motion:** Commissioner Verplanck moved to approve the resolution. Commissioner Boring seconded.

Mayor Fletcher asked for comments and there were none.

**Action:** Upon roll call vote Commissioners Higgins, Boring, Verplanck, Wiggs, Yates and Mayor Fletcher voted aye. Ayes: six. Nays: zero. The motion carried unanimously.

**Resolution 4605; Proposed 07-025; Establishing New Environmental Compliance Cost Charge for Fiscal Year 2006-07 (Rate Schedule BA-3) as Contained in Ordinance 4842**

A RESOLUTION RELATING TO THE ELECTRIC UTILITY; ESTABLISHING THE ENVIRONMENTAL COMPLIANCE COST CHARGE FOR ALL CUSTOMER CLASSES, COMMENCING MAY 1, 2007 AND THEREAFTER; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

**Motion:** Commissioner Verplanck moved to approve the resolution. Commissioner Boring seconded.

Mayor Fletcher asked for comments and there were none.

**Action:** Upon roll call vote, Commissioners Yates, Wiggs, Verplanck, Boring, Higgins and Mayor Fletcher voted aye. Ayes: six. Nays: zero. The motion carried unanimously.

**Resolution 4606; Proposed 07-026; Vacation of a Portion of Public Right -of-Way Located South of East Lime Street, North of East Walnut Street, West of South Lake Avenue and East of South Indiana Avenue**

A RESOLUTION RELATING TO PUBLIC RIGHT-OF-WAY; DECLARING INTENTION TO ADOPT AN ORDINANCE VACATING A PORTION OF A PUBLIC RIGHT-OF-WAY LOCATED SOUTH OF EAST LIME STREET, NORTH OF EAST WALNUT STREET, WEST OF SOUTH LAKE AVENUE AND EAST OF SOUTH INDIANA AVENUE, WITHIN THE CITY OF LAKELAND; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

**Motion:** Commissioner Verplanck moved to approve the resolution. Commissioner Boring seconded.

Mayor Fletcher asked for comments and there were none.

**Action:** Upon roll call vote Commissioners Higgins, Boring, Verplanck, Wiggs, Yates and Mayor Fletcher voted aye. Ayes: six. Nays: zero. The motion carried unanimously.

**Resolution 4607; Proposed 07-027; Vacation of a Portion of Public Right -of-Way Located East of Omohundro Avenue, West of North Webster Avenue, and North of Memorial Boulevard**

A RESOLUTION RELATING TO PUBLIC RIGHT-OF-WAY; DECLARING INTENTION TO ADOPT AN ORDINANCE VACATING A PORTION OF A PUBLIC RIGHT-OF-WAY LOCATED EAST OF OMOHUNDRO AVENUE, WEST OF NORTH WEBSTER AVENUE AND NORTH OF MEMORIAL BOULEVARD, WITHIN THE CITY OF LAKELAND; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

**Motion:** Commissioner Verplanck moved to approve the resolution. Commissioner Boring seconded.

Mayor Fletcher asked for comments and there was none.

**Action:** Upon roll call vote Commissioners Higgins, Boring, Verplanck, Wiggs, Yates and Mayor Fletcher voted aye. Ayes: six. Nays: zero. The motion carried unanimously.

**Resolution 4608; Proposed 07-028; Vacation of a Portion of Neville Avenue Located North of Candyce Street, South of West Memorial Boulevard and West of Crestview Avenue**

A RESOLUTION RELATING TO PUBLIC RIGHT-OF-WAY; DECLARING INTENTION TO ADOPT AN ORDINANCE VACATING A PORTION OF NEVILLE AVENUE LOCATED NORTH OF CANDYCE STREET, SOUTH OF WEST MEMORIAL BOULEVARD AND WEST OF CRESTVIEW AVENUE, WITHIN THE CITY OF LAKE LAND; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

**Motion:** Commissioner Verplanck moved to approve the resolution. Commissioner Boring seconded.

Mayor Fletcher asked for comments and there were none.

**Action:** Upon roll call vote, Commissioners Yates, Wiggs, Verplanck, Boring, Higgins and Mayor Fletcher voted aye. Ayes: six. Nays: zero. The motion carried unanimously.

**Miscellaneous Reports and Communications**

- \* **Memo re: First Amendment to the Interlocal Agreement with Polk County re Harden/Parkway Community Redevelopment Area to Modify List of Transportation Improvements**

This was a proposed First Amendment to the Interlocal Agreement with Polk County regarding the Harden/Parkway Community Redevelopment Area (CRA). When the City and the County originally entered into the Interlocal Agreement in January of 2004, the estimated cost of the Transportation Improvements for the CRA were \$7,270,556.00. The new cost projections were \$25,000,000.00. The County and the Harden/Parkway Community Redevelopment Agency (the "Agency") were willing to fund the excess costs through County issuance of bonds and the Agency would be obligated to repay the funds to the County. In order to proceed, the parties had to amend the Interlocal Agreement to reflect the new projected costs. The County Commission would consider this Agreement on April 18th, and staff recommended that the Commission authorize the appropriate City Officials to execute this Agreement, subject to approval by the Board of County Commissioners.

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

**\* Memo re: Task Authorization with Case Engineering for Evaluation of Fire Protection Systems at McIntosh Power Plant**

This was a proposed Task Authorization with Case Engineering and Global Fire Engineering as a sub contractor. This Task Authorization would allow Case to provide coordination and management services while Global Fire Engineering performed evaluation of the McIntosh Power Plant Fire Protection System. There were five specific projects to cover in the evaluation:

- Project #1** Unit 3 Cooling Tower Hydrants: Add or relocate the fire hydrants on the north side of Cooling Tower 3.
- Project #2** Existing Fire Pump Work: Prepare design documents to include upgrades and remedial work to controllers, relief valve on the electric pump, and air release valves on both fire pumps.
- Project #3** Fire Alarm Panel Replacement: Design or replacement control room fire alarm equipment to replace antiquated equipment. Multiple systems will be reduced using newer addressable systems.
- Project #4** Phase 1 Evaluation and Planning for Plant Side Fire Protection Documentation Upgrade.
- Project #5** Preliminary Supplemental Fire Protection Water Supply Engineering

Total Budget for Fire Protection System Evaluation (lump sum) \$35,750. Staff recommended that the Commission authorize the appropriate City Officials to execute this Task Authorization.

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

## **FINANCE DIRECTOR**

### **Appropriation and Increase in Estimated Revenues – Various Funds for FY2007**

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. The City also received reimbursement types of expenses, most notably the reimbursement for overtime duties performed by Lakeland Police Officers. Neither the donations nor reimbursements were included in the original operating budget of the City, because staff could not accurately project the dollar values at the time of budget development.

The budgeting practice adopted by the City for such transactions was to present the donations and expenses reimbursements to the City Commission semi-annually, at which time staff would amend the operating budgets accordingly.

Staff requested that the City Commission authorize an increase in estimated revenue and matching appropriations 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 from October 1, 2006 through March 31, 2007.

Greg Finch presented this item to the Commission.

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

## **AUDIENCE**

Marjorie Lowe of 925 Success Av (25 yr resident) came forward. In June 1956, her father-in-law purchased the property at 925 Success Av. She reviewed the history of the housing rehab lien on the property. She and her husband wanted to refinance to make additional repairs to the home. She requested the Commission act on their behalf and order Housing Rehab to subordinate their lien on the property. They needed to refinance to lower their payment to keep from losing their home.

Tim McCausland explained there was a policy in place for subordination when the homeowners wanted to lower their payment without taking cash out.

**Action:** The Commission continued this issue to May 7, 2007 to allow the City Attorney time to research the issue.

John Wasnack representing Willow Glen Place Apartments came forward. He wanted to thank the City for working with them to redevelop the area. He pointed out the efforts on behalf of Lakeland Police to lower the crime rate. He said that Tamara Sakagawa was very helpful with their redevelopment plans. Dennis Browning of Code Enforcement has also worked very well with them. He asked the Commission to visit the property and invited their suggestions for improvements.

Terry Henley, graduate student of Florida State University, introduced himself to the Commission. He was an intern in the Manager's Office and would be working with Community Development and on the Strategic Operating Plan.

## **MAYOR AND MEMBERS OF THE CITY COMMISSION**

Commissioner Wiggs reminded everyone that Sun 'n Fun begins tomorrow.

Commissioner Boring announced that he would not be running for re-election.

**Recess/reconvene:** The Commission recessed at 10:08 a.m. until after the Utility Committee. The Commission reconvened at 1:31 p.m.

The Lakeland City Commission reconvened in Regular Session in the Commission chambers. Commissioners Glenn Higgins, Dean Boring, Jim Verplanck, Howard Wiggs,

Edie Yates and Mayor Fletcher were present. City Manager Doug Thomas, City Attorney Tim McCausland, Finance Director Greg Finch and City Clerk Kelly Koos were present.

## UTILITY

### **Memo re: Settlement and Release Agreement with Siemens Power Generation, Inc.**

This was a proposed Settlement and Release Agreement with Siemens Power Generation, Inc. (Siemens) arising out of unscheduled outages caused by mechanical failures in McIntosh Unit #5. In 2005 and 2006, two significant events caused Unit #5 to be out of service for an extended period. Following each event, a forensic investigation was conducted by both Siemens and an independent engineering firm employed by the City. That investigation led to a project that was presently underway to design and install a dehumidifier on the turbine to prevent condensate from forming when the turbine was cycled up and down.

The City incurred expenses associated with the outages in the form of opening and closing the Unit, repairs, parts, and purchase of replacement power. The parties had been in discussions since those events and the Settlement Agreement was the product of those discussions. The material provisions of the Agreement were as follows:

1. Both parties agree that the purpose of this Settlement was for preserving the historical, amicable relationship between the City and Siemens and not intended to indicate any legal responsibility or liability by either party.
2. Siemens would provide in kind services or credits against future payments in the total amount of \$10,095,018.00. 1.7 million in purchased power costs has already been applied.
3. The parties agree to continue the 501G Mature Components Validation Program as provided in the February 11, 2005 Memorandum of Understanding.
4. Both parties waive any further claims for damages arising out of the referenced outages.

Again, the on-going relationship with Siemens is valuable to both parties and the staff recommended that the Commission authorize the appropriate City officials to execute this Agreement.

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

**Memo re: Agreement with Siemens Power Generation (SPG) to Purchase Unit #5 Inlet Damper**

This was a proposed agreement with Siemens Power Generation Inc. (SPG) for \$310,000.00 to purchase an air inlet damper for Unit #5. The damper will be designed to block the flow of humid outside air into the Unit as it is taken off line. The proposed purchase was part of the Corrosion Mitigation Project for the Unit #5 combustion turbine. Corrosion has been blamed for recent turbine failures including: the through-bolt failure, the row 1 turbine blade failure and the lockup of the row 1 turbine blade seal pin. The agreement and this project were part of a settlement with SPG for the row 1 turbine blade seal pin lockup issue. The scope of the first phase of this Corrosion Mitigation Project would also include the addition of two dehumidifiers. The target date for the installation was October 6, 2007. Due to the long lead-time (22 weeks), it was necessary for SPG to procure the damper for the City as the design is in progress.

Pnuemafil who designed the Unit #5 inlet air filter housing will manufacture the damper. SPG was working with Pnuemafil to design and install the inlet damper. There were several reasons for this approach. One reason was that Pnuemafil had designed inlet dampers within their filter housings before. In addition, as the Original Equipment Manufacturer, they had unique knowledge of the existing filter housing design. Finally, before manufacturing begins, SPG will be involved in the design and review of the duct modification plans to insure the engineering design of the dehumidification system was consistent with the compressor inlet design and compressor/turbine performance.

Staff recommended that the Commission authorize the appropriate City Officials to execute the proposed agreement on behalf of the City.

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

**CALL FOR ADJOURNMENT – 1:36 p.m.**

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Ralph L. Fletcher, Mayor

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Kelly S. Koos, CMC, City Clerk

**CITY OF LAKELAND**  
**Agenda Study Session**  
**April 13, 2007**

The Lakeland City Commission met in the Agenda Study Session in the Commission's conference room. Commissioners Jim Verplanck, Glenn Higgins, Edie Yates, Dean Boring, Howard Wiggs, Gow Fields and Mayor Fletcher were present. City Manager Doug Thomas, Deputy City Manager Tony Delgado, Community Development Director Jim Studiale, Finance Director Greg Finch, Assistant City Attorney Michael Craig and City Clerk Kelly Koos were present.

Mayor Fletcher called the meeting to order at 8:33 a.m.

Doug Thomas covered the presentations and proclamations.

Michael Craig covered the public hearings.

Jim Studiale explained the proposed sign regulations for proposed ordinance 07-028.

Doug Thomas covered the city manager's agenda.

Karen Lukhaub offered comments on the Maximus program for tracking properties including renewals and appraisals.

Doug Thomas offered the following verbals:

The Senate Republicans will meet in a workshop this morning on **property tax reform**. He would provide more details when they become available after the workshop.

There will be a **Water Cooperative Workshop** on April 17, 2007 at 7 p.m. in Bartow.

Debra Taylor, Emergency Communications Specialist at LPD, won an essay competition for Polk County and as a result won an all expense paid trip to the Annual International Association of Public Safety Communications Conference.

Rick Lilyquist, Public Works Director, made a presentation on the intersection of N Florida Av and Lakeland Hills Bl. Rick reviewed the traffic issues with this intersection. FDOT favored the closure of the median at that intersection. City staff recommended its closure. Staff suggested FDOT hold a public meeting, put out a message board and do a mailing to notice the closure. FDOT will do a temporary closure and then observe the new traffic patterns that form.

Michael Craig covered the City Attorney agenda.

Greg Finch covered the Finance Director agenda.

Michael Craig covered the Utility Committee agenda.

The Agenda Study Session adjourned at 9:33 a.m.

## **IMPACT FEE WORKSHOP**

### **April 23, 2007**

The Commission met in the Commission Chambers for a workshop on Parks & Recreation, Fire, and Law Enforcement Impact Fee Workshop. Mayor Fletcher, Commissioners Jim Verplanck, Glenn Higgins, Gow Fields, Howard Wiggs, Dean Boring, and Edie Yates were present. City Manager Doug Thomas, Deputy City Manager Tony Delgado, Parks & Recreation Director Bill Tinsley, Community Development Director Jim Studiale, Assistant to the City Manager Stanley Hawthorne, City Attorney Tim McCausland, Finance Director Greg Finch, Communications Director Kevin Cook, Assistant Finance Director Mike Brossart, Police Chief Roger Boatner, Fire Chief Mike Mohler, Deputy City Clerk Deborah Cason, administrative staff, and members of the public were also present.

Jim Studiale opened the workshop at 9:06 a.m. and introduced Steve Tindale, of Tindale-Oliver & Associates, Inc. Tindale-Oliver was retained to update the impact fee study.

Steve Tindale offered opening comments. He gave a general overview of the presentation. The presentation and executive summary are on file in the agenda packet.

The purpose of the study was to “create a legally defensible and technically supportable set of impact fees” for the City’s Fire, Law Enforcement, and Parks and Recreation impact fee programs.

The executive summary presents a series of tables used to calculate the City’s updated Fire Protection, Law Enforcement, and Parks and Recreation fee schedules.

The Technical Report gives the description of the analysis.

Steve introduced Elizabeth Schuck, who presented the results of the technical analysis.

There was a considerable difference in total impact cost per resident between fire and law enforcement (\$301 and \$356 respectively) when compared to parks and recreation (\$1,525.00). Part of the reason for the difference was because parks and recreation was solely residential, not shared with commercial, like fire and law enforcement.

Discussion:

Chief Mohler said Fire Station #3 on N. Florida Avenue was not located at the right location. He said it needed to be moved north of I-4.

Chief Boatner offered comments saying they needed to de-centralize and have a north and south location for law enforcement.

Bill Tinsley noted that the city serviced a good number of people from outside city limits that pay nothing in impact fees towards our parks.

Tindale-Oliver recommended the city recalculate the rate of indexing for each area each year as well as create a new fee schedule. They also recommended the city “review their non-impact funding sources annually to ensure that there is not a significant increase in non-impact fee funding available for the capital expansion expenditures for parks and recreation services”.

They recommended the next steps, drafting an ordinance and scheduling adoption hearing.

The meeting adjourned at 11:31 a.m.