

LAKELAND CITY COMMISSION
Regular Session
June 18, 2007

The Lakeland City Commission met in Regular Session in the Commission chambers. Commissioners Glenn Higgins, Dean Boring, Jim Verplanck, Howard Wiggs, Gow Fields, Edie Yates and Mayor Fletcher were present. Deputy City Manager Tony Delgado, City Attorney Tim McCausland, Assistant Finance Director Mike Brossart and City Clerk Kelly Koos were present.

CALL TO ORDER

Mayor Fletcher called the meeting to order at 9:03 a.m.

INVOCATION

Dr. David Drain of First Presbyterian Church offered the invocation followed by the salute to the flag.

PRESENTATIONS

Lakeland Linder Regional Airport Annual Report

City University Graduates (George Brooks & Lynn Chisholm)

Tony Delgado introduced Lynn Chisholm who announced the following graduations.

<u>Foundation Level</u>	<u>Level I</u>	<u>Level II</u>	<u>Level III</u>
Kreg Halbert	Warren Bryant	Mike Whigham	Gordon Sullivan
Mike Carrillo	Fred C Moore	Brian Rewis	Brian Rewis
Kelly Larrow	Eric Campbell	Eric Campbell	Doug Gleckler
Peni Bell	Peni Bell	Peni Bell	Brian Dick
Melissa Lee	William Harrison	William Harrison	Sandy Cochran
Rene' Gregory	Rene' Gregory	Rene' Gregory	
Terry Ryan	John Thomason	John Thomason	
Connie Robinson	Greg Policastro	Greg Policastro	
Ruffin Gray, III	Ruffin Gray, III	Ruffin Gray, III	
Ronald Kremann	Linda Miller	Karen Cavins	
Troy McCain	Nancy Graves	Nyla Campbell	Nyla Campbell
Tithi Das	Mike Dougherty		
Wendy White	Wendy White		
Jeffrey Welcome	Jeffrey Welcome	Jeffrey Welcome	
Janet Romberger	Jane Weston		
Bobbie Finch	Eric Watson		
Jim Dehne	Jim Dehne		
Dottie Fowler	Robert Rist		

<u>Foundation Level</u>	<u>Level I</u>	<u>Level II</u>	<u>Level III</u>
Jan Woods	Richard Hesse		Richard Hesse
Wendi Wilcox	Wendy Wilcox		
Shirley Camilleri	Shirley Camilleri		
Felicia Wilson	Felicia Wilson		
Gail Schiel	Gail Schiel		
Cheryl Semprini	Kelly Lambert	Kelly Lambert	Kelly Lambert
Tom Prais	Tom Prais	Tom Prais	Tom Prais
Lee Burton	Lee Burton	Lee Burton	
	Bridget Engleman		

APPROVAL OF MINUTES (with any amendments)

* **City Commission 06/04/07**

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

* **Utility Committee 06/04/07**

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

Municipal Boards & Committees 06/15/07

The Lakeland Municipal Boards Committee met in the Lakeland Linder Regional Airport (LLRA) conference room. Commissioners Jim Verplanck & Glenn Higgins (members) were present. Commissioner Boring (chair) was absent. The remaining commissioners and administrative staff were also present.

Commissioner Verplanck called the meeting to order at 9:37 a.m.

Polk Transportation Planning Organization (TPO):

Citizens Advisory Committee (CAC) Application – The TPO Bylaws state CAC applicants must be endorsed by a vote of the City Commission for the jurisdiction they represent. Ms. Mary Jeanne Lykes and Ms. Bernadette Brock have submitted applications indicating their desire to serve on the Transportation Planning Organization’s CAC. Both reside in the Lakeland City Limits and require an endorsement from the Lakeland City Commission prior to the TPO Board taking action.

- *Recommendation from Celeste Deardorff* to endorse Ms. Lykes and Ms. Brock’s application for the Transportation Planning Organization’s CAC.

Recommendation: Commissioner Verplanck moved to recommend the appointment and Commissioner Higgins concurred.

Citizen's Advisory Committee:

- *Recommendation from Steve Bissonnette* to appoint Mary Jeanne Lykes to fill a vacancy on Lakeland's CAC board. Her first term will be for three years and will expire June 30, 2010.

Recommendation: Commissioner Verplanck moved to recommend the appointment and Commissioner Higgins seconded.

Planning & Zoning Board:

- *Recommendation from Jim Studiale* to reappoint Ken Honeycutt who's first term expires June 30, 2007. His second term will be for three years and will expire June 30, 2010.

- *Recommendation from Jim Studiale* to appoint Ed Mundt to replace Jim Osborne who's second term expires June 30, 2007. Mr. Mundt's first term will be for three years and will expire June 30, 2010.

Recommendation: Commissioner Higgins moved to recommend the appointment and Commissioner Higgins seconded.

Zoning Board of Adjustment & Appeals:

- *Recommendation from Steve Bissonnette* to appoint Jimmy Waller to replace Todd Christian whose second term expires June 30, 2007. Mr. Waller's initial term will be for three years and expire June 30, 2010.

- *Recommendation from Steve Bissonnette* to reappoint Gregory Sanoba who's first term expires June 30, 2007. Mr. Sanoba's second term will be for three years and expire June 30, 2010.

- Recommendation from Jim Studiale to appoint Jim Osborne to replace Ed Mundt who resigned from the board to serve on the Planning and Zoning Board. Mr. Osborne will fill the unexpired term of Mr. Mundt, which expires April 30, 2008 and will be eligible for two more terms.

Recommendation: Commissioner Higgins moved to recommend the appointments and Commissioner Verplanck seconded.

Tim McCausland announced that the PORF chairman had resigned.

Mike Tucker of the Housing Board resigned. This was a mayoral appointment. Mayor Fletcher encouraged the Committee to find to volunteers.

The meeting adjourned at 9:42 a.m.

Commissioner Verplanck presented the minutes to the Commission.

Action: The Commission approved the appointments unanimously.

Transportation-Airport Committee 06/15/07

The Lakeland Transportation-Airport Committee met in the Lakeland Linder Regional Airport (LLRA) conference room. Commissioners Gow Fields & Glenn Higgins (members) and Commissioner Verplanck (chair) were present. The remaining commissioners and administrative staff were present.

Commissioner Verplanck called the meeting to order at 9:42 a.m.

1. The Family Worship Center is requesting the vacation of a portion of Alicia Road public right-of-way located north of E. Main Street, south of Rose Street and west of N. Fern Road.

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

2. Mr. Wade Tidwell is requesting the vacation of a portion of public right-of-way located north of W. Olive Street, south of the CSX railroad, northwest of Arapahoe Ave and northeast of S. Grady Avenue.

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

3. A proposed lease extension/modification with Specialized Vehicles Corporation (Kidron) at Lakeland Airside Center.

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

4. LLRA Minimum Standards

John Dubose presented these standards to the Committee. The FAA highly recommended the use of minimum standards. LLRA did have the FAA review these standards although their approval was not required.

5. Fire Station # 7

Chief Ballard and Lt. Jim Thompson, AARF trainer, were present. They showed some slides on the new fire truck before taking the Commission on a tour of the new station.

The meeting adjourned at 10:18 a.m.

Commissioner Verplanck presented these minutes to the Commission.

Action: The Commission approved these recommendations unanimously.

CONSENT AGENDA

- * City Commission 06/04/07
- * Utility Committee 06/04/07
- * Memo re: Vacation of a Public Utility Easement – 9573 Old Dade City Road
- * Memo re: Vacation of a Portion of a Public Utility Easement – 130 Pablo Street
- * Memo re: Grant Agreement with Department of Financial Services for Participation in “My Safe Florida Home” Program
- * Appropriation and Increase in Estimated Revenue – General Fund

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

PUBLIC HEARINGS

Ordinances (Second Reading)

Ordinance 4860; Proposed 07-040; Petition to Create Seven Community Development Districts within Williams Development of Regional Impact (1st Rdg 5/21/07)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAKE LAND, FLORIDA, RELATING TO THE CREATION OF SEVEN COMMUNITY DEVELOPMENT DISTRICTS; ESTABLISHING WILLIAMS COMMUNITY DEVELOPMENT DISTRICT NUMBER ONE, WILLIAMS COMMUNITY DEVELOPMENT DISTRICT NUMBER TWO, WILLIAMS COMMUNITY DEVELOPMENT DISTRICT NUMBER THREE, WILLIAMS COMMUNITY DEVELOPMENT DISTRICT NUMBER FOUR, WILLIAMS COMMUNITY DEVELOPMENT DISTRICT NUMBER FIVE, WILLIAMS COMMUNITY DEVELOPMENT DISTRICT NUMBER SIX, AND WILLIAMS COMMUNITY DEVELOPMENT DISTRICT NUMBER SEVEN PURSUANT TO CHAPTER 190, FLORIDA STATUTES; PROVIDING A TITLE; PROVIDING FINDINGS; CREATING AND NAMING THE DISTRICTS; DESCRIBING THE EXTERNAL BOUNDARIES OF THE DISTRICTS; DESCRIBING THE FUNCTIONS AND POWERS OF THE DISTRICTS; CONSENTING TO THE USE OF SPECIAL POWERS BY THE DISTRICTS; DESIGNATING FIVE PERSONS TO SERVE AS THE INITIAL MEMBERS OF THE DISTRICTS' BOARD OF SUPERVISORS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

Tom Cloud, Gray-Robinson, came forward to explain the issue.

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

Mayor Fletcher asked for comments.

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

Ordinance 4861; Proposed 07-042; Annexation of Property Located North of Griffin Road, South of Sleepy Hill Road, East of the CSX Railroad and West of Mall Hill Road (1st Rdg 6/4/07)

AN ORDINANCE RELATING TO ANNEXATION; INCLUDING WITHIN THE TERRITORIAL LIMITS OF THE CITY OF LAKE LAND, FLORIDA, THAT CERTAIN 74.78 ACRES LOCATED NORTH OF GRIFFIN ROAD, SOUTH OF SLEEPY HILL ROAD, EAST OF JULIA COURT AND WEST OF MALL HILL ROAD; FINDING COMPLIANCE WITH CHAPTER 171, FLORIDA STATUTES; MAKING FINDINGS; 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 Boring seconded.

Mayor Fletcher asked for comments and there were none.

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

Ordinance 4862; Proposed 07-044; Annexation of Approximately 44 Acres Located East of S.R. 572 (Airport Road) and Gay Road, South of C.R. 542 (Old Tampa Highway) (1st Rdg 6/4/07)

AN ORDINANCE RELATING TO VOLUNTARY ANNEXATION; INCLUDING WITHIN THE TERRITORIAL LIMITS OF THE CITY OF LAKE LAND, FLORIDA, THAT CERTAIN 44 ACRES LOCATED EAST OF S.R. 572 (AIRPORT ROAD) AND GAY ROAD, SOUTH OF C.R. 542 (OLD TAMPA HIGHWAY); FINDING COMPLIANCE WITH CHAPTER 171, FLORIDA STATUTES; MAKING FINDINGS; 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 Boring seconded.

Mayor Fletcher asked for comments and there were none.

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

Ordinance 4863; Proposed 07-052; Annexation of Approximately 437.8 Acres Located North of Ewell Road and West of Yates Road (1st Rdg 6/4/07)

AN ORDINANCE RELATING TO VOLUNTARY ANNEXATION; INCLUDING WITHIN THE TERRITORIAL LIMITS OF THE CITY OF LAKE LAND, FLORIDA, THAT CERTAIN 437.8 ACRES LOCATED NORTH OF EWELL ROAD AND WEST OF YATES ROAD; FINDING COMPLIANCE WITH CHAPTER 171, FLORIDA STATUTES; MAKING FINDINGS; 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 Boring seconded.

Mayor Fletcher asked for comments and there were none.

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

Ordinance 4864; Proposed 07-054; Annexation of Approximately 166 Acres Located Northeast of the I-4 and State Road 33 Interchange within the Green Swamp Area of Critical State Concern (1st Rdg 6/4/07)

AN ORDINANCE RELATING TO VOLUNTARY ANNEXATION; INCLUDING WITHIN THE TERRITORIAL LIMITS OF THE CITY OF LAKE LAND, FLORIDA, THAT CERTAIN 166 ACRES LOCATED NORTHEAST OF THE I-4 AND STATE ROAD 33 INTERCHANGE WITHIN THE GREEN SWAMP AREA OF CRITICAL STATE CONCERN; FINDING COMPLIANCE WITH CHAPTER 171, FLORIDA STATUTES; MAKING FINDINGS; 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 Boring seconded.

Mayor Fletcher asked for comments and there were none.

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

Ordinance 4865; Proposed 07-063; Small Scale Amendment #SS-07-003 to Future Land Use Map Assigning Use to 7.37 Acres Located at Highway 33 North Approximately 1,360 Feet East of Lake Luther Road (1st Rdg 6/4/07)

AN ORDINANCE RELATING TO LOCAL GOVERNMENT COMPREHENSIVE PLANNING; PROVIDING FOR A SMALL SCALE AMENDMENT #SS-07-003 TO A CERTAIN PORTION OF THE FUTURE LAND USE MAP FOR 7.37 ACRES LOCATED AT HIGHWAY 33 NORTH APPROXIMATELY 1,360 FEET EAST OF LAKE LUTHER ROAD, ATTACHED TO ORDINANCE 4140, WHICH ADOPTED THE LAKELAND COMPREHENSIVE PLAN: 2000-2010; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

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

Mayor Fletcher asked for comments and there were none.

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

Tony Delgado announced the tour of new building inspection center immediately after the Commission meeting. He invited every one to attend.

CITY ATTORNEY

Ordinances (First Reading)

Proposed 07-064; Amending Ordinance 2978, As Amended, Regarding Transportation Impact Fees, Defining Core Improvement Area and Amending Fee Schedules

AN ORDINANCE RELATING TO IMPACT FEES; AMENDING ORDINANCE 2978, AS AMENDED; AMENDING SECTION 5(A) TO DEFINE CORE IMPROVEMENT AREA; AMENDING SECTION 5(C)(1) TO PROVIDE FOR A REVISED IMPACT

FEE SCHEDULE FOR TRANSPORTATION FACILITIES; MAKING FINDINGS;
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 July 2, 2007.

Proposed 07-065; Amending Ordinance 2979, As Amended, Regarding Parks and Recreation Impact Fees, Defining Core Improvement Area

AN ORDINANCE RELATING TO IMPACT FEES; AMENDING ORDINANCE 2979, AS AMENDED; AMENDING SECTION 5(A) TO DEFINE CORE IMPROVEMENT AREA; MAKING FINDINGS; 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 July 2, 2007.

Proposed 07-066; Amending Ordinance 2980, As Amended, Regarding Fire Impact Fees, Defining Core Improvement Area

AN ORDINANCE RELATING TO IMPACT FEES; AMENDING ORDINANCE 2980, AS AMENDED; AMENDING SECTION 5(A) TO DEFINE CORE IMPROVEMENT AREA; MAKING FINDINGS; 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 July 2, 2007.

Proposed 07-067; Amending Ordinance 2981, As Amended, Regarding Law Enforcement Impact Fees, Defining Core Improvement Area

AN ORDINANCE RELATING TO IMPACT FEES; AMENDING ORDINANCE 2981, AS AMENDED; AMENDING SECTION 5(A) TO DEFINE CORE IMPROVEMENT AREA; MAKING FINDINGS; 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 July 2, 2007.

Resolutions

Resolution 4616; Proposed 07-036; Vacating a Portion of West Lemon Street

A RESOLUTION RELATING TO PUBLIC RIGHT-OF-WAY; DECLARING INTENTION TO ADOPT AN ORDINANCE VACATING A PORTION OF WEST LEMON STREET LOCATED NORTH OF WEST OLIVE STREET, SOUTH OF THE CSX RAILROAD, NORTHWEST OF ARAPAHOE AVENUE, AND NORTHEAST OF SOUTH GRADY 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 Higgins seconded.

Mayor Fletcher asked for comments and there were none.

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

Resolution 4617; Proposed 07-037; Vacating a Portion of Alicia Road

A RESOLUTION RELATING TO PUBLIC RIGHT-OF-WAY; DECLARING INTENTION TO ADOPT AN ORDINANCE VACATING A PORTION OF ALICIA ROAD LOCATED NORTH OF EAST MAIN STREET, SOUTH OF ROSE STREET, AND WEST OF NORTH FERN ROAD, 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 Higgins seconded.

Mayor Fletcher asked for comments and there were none.

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

Resolution 4618; Proposed 07-038; Adopting Minimum Standards at Lakeland Linder Regional Airport

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKE LAND, FLORIDA, APPROVING AND ADOPTING MINIMUM STANDARDS FOR COMMERCIAL AERONAUTICAL ACTIVITIES AT THE LAKE LAND LINDER REGIONAL AIRPORT; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

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

Mayor Fletcher asked for comments and there were none.

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

Miscellaneous Reports and Communications

*** Memo re: Vacation of a Public Utility Easement – 9573 Old Dade City Road**

This was a proposed quitclaim deed from the City of Lakeland to Jerry L. Bryan and Mary Lou Bryan, his wife. The applicants dedicated a 15-foot public utility easement over the southernmost portion of their property to the City of Lakeland in 2002. The easement was never utilized for utilities, so the applicants were requesting that the easement be vacated. The various City and private utilities have reviewed this request and have no objections to the vacation of this public utility easement.

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

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

*** Memo re: Vacation of a Portion of a Public Utility Easement – 130 Pablo Street**

This was a proposed quitclaim deed from the City of Lakeland to Phoenix Properties, LLP on behalf of Clark & Daughtrey Medical Group. Clark & Daughtrey was in the process of completing an expansive renovation to their facility located at 130 Pablo Street. As a result, the applicant installed a new wastewater system to accommodate the new construction. The old sewer line that previously served the Clark & Daughtrey facility would remain in place, but it has been sealed and is to be considered abandoned by the City. With the new system in place, the applicant is now requesting that the original platted easement be vacated. There were no operating utilities within the defined area.

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

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

*** Memo re: Grant Agreement with Department of Financial Services for Participation in “My Safe Florida Home” Program**

This was a grant agreement with the Florida Department of Financial Services for participation in the “My Safe Florida Home” program. This program provided funding to Housing Agencies to use in conjunction with their other state and federal housing rehabilitation funds for reinforcing and hardening for hurricane protection. Authorized work would include improving roof deck anchoring, reinforcing wall connections at the ceiling and floor, window protection, bracing gable ends, and other storm damage prevention

measures. The program required no match for very low-income recipients, less than 80% of the area median, and up to \$5,000 in matching SHIP funds for moderate-income recipients. The Housing Division would administer this program with their customary rehab activities.

Staff recommended that the Commission authorize the appropriate city officials to execute this grant agreement.

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

Memo re: Lease with Specialized Vehicles Corporation at Lakeland Airside Center

This was a proposed Lease Agreement with Specialized Vehicles Corporation, formally known as Kidron, for space at the Lakeland Airside Center. Specialized was a long time tenant whose most recent lease expired without renewal in July 2005. They have continued to occupy the space and pay rent at a rate inconsistent with that space. A condition to a replacement lease was payment for all occupied space, including late fees and penalties. They have made that payment.

This Lease was for a total of 106,000 sq. ft. of general warehouse and office space at a blended rate of \$3.06 per sq. ft., or \$325,779.84 annually. The Lessee pays ad valorem taxes and utilities. The lease also included approximately 82,720 sq. ft. of lay down area. Rent would escalate in accordance with the CPI with a cap of 3% annually. The initial term was for three (3) years with a one (1) year renewal option.

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

Tim McCausland presented this item to the Commission.

Motion: Commissioner Verplanck moved to approve the recommendation. Commissioner Boring seconded.

Mayor Fletcher asked for comments and there were none.

Action: The motion carried unanimously.

FINANCE DIRECTOR

*** Appropriation and Increase in Estimated Revenue – General Fund**

Due to an increase in attendance during the Detroit Tigers' Spring Training games this past February and March, the City generated parking revenues of \$167,709. This amount compares to \$117,447 the previous season, which represents an increase of \$47,262. The increase in attendance during the 2006 Spring Training Season compounded a

historical parking shortage at Tigertown that, until now, the City has not been able to address.

The Parks and Recreation Department was requesting \$40,000 to clear the trees and underbrush from the vacant City-owned parcel located on the southeast corner of Tigertown. This area is located east of Lake Avenue and north of Bella Vista. Staff requested that the City Commission authorize an increase in estimated revenue and matching appropriation to the General Fund for \$40,000 to undertake the proposed lot clearing to address parking constraints at Tigertown.

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

AUDIENCE

Mayor Fletcher recognized the group of young visitors in the audience. The Young Entrepreneurs Group was present. Mr. Clinton Wilson was the director over the program. It served to enhance student writing and math and helped them achieve higher FCAT scores. The students introduced themselves. Debra Wright explained that the students have toured several businesses throughout Lakeland.

MAYOR AND MEMBERS OF THE CITY COMMISSION

Commissioner Higgins announced Lakeland was hosting the Sunshine State Games this year and next year. The hotels in Lakeland were full.

Tim McCausland explained that the Commission would need to recess until after the Utility Committee meeting at 1 p.m.

Tony Delgado announced Red, White and Kaboom on July 3rd at Lake Mirror Park starting at 6 p.m.

Recess/Reconvene: The Commission recessed at 9:55 a.m. and reconvened at 2:49 p.m.

Commissioners Glenn Higgins, Dean Boring, Jim Verplanck, Gow Fields, Edie Yates and Mayor Fletcher were present. Commissioner Wiggs was absent. Deputy City Manager Tony Delgado, City Attorney Tim McCausland and City Clerk Kelly Koos were present.

Memo re: Task Authorization with Case Engineering for Final Design Limestone Fines Handling at Unit #3

This proposed task authorization was for \$130,000 for Case Engineering to complete the final equipment, mechanical, electrical and area design, specifications and installation packages to improve the McIntosh Unit #3 lime handling system. Unit #3 was using a 1 inch hard, washed limestone in the scrubber system. The cost of this product (known as "57" rock), had risen greatly over the years. The City had issued an RFP to replace the

present product with the best available. The responses to the RFP were analyzed and staff determined that a minus 20-mesh rock from E.R. Jahna was the best, most economical rock for the next twenty years. Jahna had a stockpile of over 700,000 tons available. Staff anticipated that the change in products might save several hundred thousand dollars per year. The Utility would need to install a new handling system in order to use this minus 20-mesh rock. This task authorization was to complete the final design of this new system. The system would use the existing refuse building to store the rock and keep it dry in a new hopper and storage silo. From the silo, the rock would go to a slurry tank, and the slurry of the rock and water pump directly to the ball mill for grinding to final size. By using this product, the ball mill's capacity would increase by over 30%, expecting to result in additional savings.

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

Recommendation: Commissioner Verplanck moved to recommend approval to the Commission. Commissioner Yates seconded. The motion carried unanimously (10-0).

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

Memo re: Agreement with Haldor Topsoe, Inc. to Provide Design Services for Various Components of a Selective Catalytic Reduction System

This proposed agreement with Haldor Topsoe, Inc. ("Haldor"), was for \$2,767,924.00, for design services and supply of various components of the Selective Catalytic Reduction System ("SCR") for McIntosh Unit #3 required due to the Clean Air Interstate Rule. The Agreement would provide specific requirements to procure a complete catalyst and flow model package. A catalyst was a substance that caused or accelerated a chemical reaction, without itself being destroyed. The Scope of Services and Supply included, without limitation, the design and supply of reactor inlet and outlet ductwork, gas distribution and mixing devices, ammonia injection grid and/or dispersion system, maintenance bypass system, catalyst testing and SCR reactors. Haldor will use physical flow models to develop the design information. A computational fluid dynamic (CFD) model would be used to supplement the physical model. Haldor shall design and supply sufficient catalyst to achieve performance requirements. The design NOx reduction efficiency for Unit #3 would be 86.1%. The Catalyst Life guarantee will be a minimum 24,000 hours of operation.

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

Recommendation: Member George Lindsey moved recommend approval to the Commission. Commissioner Yates seconded and the motion carried unanimously (10-0).

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

CALL FOR ADJOURNMENT – 2:55 p.m.

LAKELAND CITY COMMISSION
AGENDA STUDY SESSION
June 15, 2007

The Lakeland City Commission met in the Agenda Study Session in the Lakeland Linder Regional Airport (LLRA) conference room. Commissioners Edie Yates, Howard Wiggs, Gow Fields, Jim Verplanck, Glenn Higgins and Mayor Fletcher were present. Commissioner Boring was absent. City Manager Doug Thomas, Deputy City Manager Tony Delgado, Assistant Community Development Director Steve Bissonnette, City Attorney Tim McCausland, Assistant to the City Manager Stanley Hawthorne and City Clerk Kelly Koos were present along with administrative staff.

Mayor Fletcher called the meeting to order at 8:37 a.m.

Doug Thomas introduced David Shepp, from the Florida Strategic Group, who is engaged to represent Lakeland's legislative interests.

Dave gave an update on the property tax reform legislation that was approved earlier in the week by the Florida Senate and House of Representatives..

Doug Thomas said that staff was projecting a 7.1% increase in revenues without the property tax reform that would have yielded approximately \$1.2 million in additional ad valorem revenues for FY 2008, absent of any property tax reform. Rolling back to the current fiscal year coupled with the 9% proposed cut results in an approximate \$2.7 million reduction when compared to the preliminary FY 2008 projections. The City Manager previously implemented a "soft" hiring freeze which required approval from both the Department Head and the City Manager to replace vacant positions in an effort to control payroll costs that the organization may not be able to support in the post property tax reform era. He has asked departments to hold their controllable costs in their FY 2008 Budget submissions to 0% and staff will now have to determine if such will be sufficient. If not, he suggested that he prepare a listing of prospective cuts and service reductions that could be discussed by the City Commission in a workshop in order to develop Commission consensus on where additional cuts would occur..

The legislature did not discuss changing how assessments were calculated. Marty Bowen thought they might address that next year. She is Speaker Pro Tem this year.

The group discussed policy issues and the possible need for a workshop to meet budget.

Doug Thomas covered the Presentations and Proclamations.

Tim McCausland covered the Public Hearings and City Attorney Agenda.

Tim McCausland covered the Utility Committee agenda and offered the following verbals:

- * Financial Disclosures due July 1st

- * Elections Update

Mike Brossart covered the Finance agenda.

Doug Thomas offered the following verbals:

- * There would be a tour of the Permit Center after the Commission meeting on Monday. The project was completed on time and under budget.
- * The Annual School Summit was scheduled for Tuesday, June 19, 2007 at the Magnolia Building from 8-12 noon. The focus would be concurrency.
- * A follow-up meeting to last year's NW Neighborhood Bus Tour was scheduled for Tuesday, June 19, 2007 at 6:30 p.m. at the Coleman Bush Building. Staff would be providing updates to the various issues that were raised during the bus tour and subsequent community forum.

Mayor Fletcher announced a group was arriving from China Monday, June 18, 2007. They were coming because of the Citrus Commission and Publix. They would like to meet the Commission and exchange gifts and greetings. There will be have dinner at 7p.m. at Lone Palm.

The meeting adjourned at 9:37 a.m.