

AGENDA STUDY
March 13, 2009

The Lakeland City Commission met in the Commission conference room. Commissioners Edie Yates, Gow Fields, Justin Troller, Jim Verplanck, Glenn Higgins, and Mayor Fletcher were present. Commissioner Howard Wiggs had a conflicting meeting. Deputy City Manager Tony Delgado, City Manager Doug Thomas, Community Development Director Jim Studiale, Finance Director Greg Finch, City Attorney Tim McCausland, City Clerk Kelly Koos, and Assistant City Manager Stanley Hawthorne were present along with staff, the media, Kathleen Munson of the Chamber and Anne Furr of LDDA.

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

City Manager Doug Thomas covered the preliminaries.

Public Works Director Rick Lilyquist gave a brief presentation on the Request to Appear from the Public. He distributed a handout and updated the Commission on this issue. A copy of the handout is on file in the City Clerks Office. Parkview Place was a collector street within 1/4 mile of the transit system and the City funded the sidewalk project in the CIP. They were planning to put in the sidewalk to keep in compliance with the Comp Plan. Mr. Phillips lived on the north side of Park View Place and objected to the sidewalk project.

Assistant City Attorney Palmer Davis covered the dock application. The City sent notices to surrounding residents and there were no objections.

City Attorney Tim McCausland introduced the elections issue.

City Clerk Kelly Koos gave a presentation on the proposed consolidation of election precincts. A copy of that presentation is on file in the City Clerks Office. The Commission requested to see scenarios consolidating precincts down to 10 or 15 locations.

Doug Thomas offered a verbal concerning his recent trip to Tallahassee. In addition to the annual legislative visit, they were checking on the CSX Issue. They went up on Tuesday afternoon and worked with Senator Constantine, Representative McKeel, and FDOT Secretary Kopelousos to come up with some language that would allow Lakeland's efforts for rerouting to occur. They crafted language submitted as an amendment to SB 1212 as it was heard before the judiciary committee. That language finalized the efforts with regard to the FDOT Alternative Rail Study and called for FDOT to do a Preliminary Development and Environmental Study (PD&E) of the various options to get to a preferred alternate. From that point, the language committed that the preferred alternate coming out of the PD&E Study be prioritized in the FDOT Work Plan within 10-years after the commencement of ILC construction activities. The judiciary committee ultimately accepted that amendment. During debate on the bill, State Senator Fasano objected to the specific Lakeland language because the process might circumvent the traditional prioritization process of FDOT. Senator Fasano chairs the Transportation & Economic

Development Transportation Committee, where the bill will go next. Doug was able to meet with him to understand his concerns. Lakeland will be following the issue through the committee process.

Tim McCausland covered the City Attorney agenda.

The group discussed amendments to the "Guidelines for Appearances Before the City Commission." Tim will bring a revised policy Monday.

Commissioner Troller asked about a discrepancy between the Equalization Roll and Proposed Resolution 09-012. Tim will resolve the discrepancy before Monday.

Water Utilities Director Greg Boettcher covered the agreement with TECO.

Assistant City Attorney Ramona Sirianni covered the At Your Door Lease for the Airport.

Finance Director Greg Finch covered the Finance agenda. The appropriation figure was reduced to \$295,000.00.

The meeting adjourned at 10:17 a.m.

Ralph L. Fletcher, Mayor

Kelly S. Koos, CMC, City Clerk

LAKELAND CITY COMMISSION
Regular Session
March 16, 2009

The Lakeland City Commission met in Regular Session in the Commission Chambers. Commissioners Glenn Higgins, Justin Troller, Jim Verplanck, Howard Wiggs, Gow Fields, 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.

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

INVOCATION

Pastor Gerald Justus of West Lakeland Church of God offered the invocation followed by the salute to the flag.

PRESENTATIONS

Employee Suggestion Award - Marc Grantham (Joe Costine)

Joe Costine gave a brief presentation on this award, a copy of which is on file in the City Clerk's Office. He and Mayor Fletcher then presented the award to Marc Grantham.

Finance – Executive Summary of Annual Audited Financial Report (Greg Finch, Mike Brossart, and Deidra Joseph)

Debra Garringer of Crow Horwath presented the Annual Audited Financial Report to the Commission.

Chief Accountant Deidra Joseph gave a brief overview of the report. A copy of her presentation is on file in the City Clerk's Office.

PROCLAMATIONS

Ruffin Grey gave a presentation on the City's Conservation Activities, a copy of which is on file in the City Clerk's Office. Ruffin introduced Danny Cushman of SWFWMD.

Mr. Cushman thanked Lakeland for their support. Lakeland was the first city in his region to present a proclamation for Water Conservation Month.

Mayor Fletcher presented the **Water Conservation Month** proclamation to Danny Cushman.

Mayor Fletcher presented the **Boys & Girls Club Week** proclamation.

EQUALIZATION HEARINGS

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

Tim McCausland explained that the property owner called and requested delay. She was not able to appear today and neither was her attorney.

Action: Commissioner Troller moved to continue the hearing until April 6, 2009. Commissioner Fields seconded and the motion carried unanimously.

Tim McCausland explained that the difference between the Equalization Roll and the dollar amount in the Resolution was the advertisement expense.

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

COMMITTEE REPORTS AND RELATED ITEMS

Municipal Boards & Committees 03/13/09

The Municipal Boards Committee met Friday, March 13, 2009 in the City Commission Conference Room. Commissioners Glenn Higgins and Jim Verplanck (members) were present. Commissioner Edie Yates (chair) had a conflict.

Commissioner Higgins called the meeting to order.

Commissioner Higgins commended the Communications Department for the Municipal Boards & Committees Dinner this week. Kevin Cook announced that it came in \$5,000 under budget.

Enterprise Zone Development Agency

*Recommendation from Jason Willey to appoint **Claudia Tritton** for a four-year term beginning March 16, 2009 and ending March 16, 2013. Ms. Tritton will fill the local chamber of commerce seat recently vacated by Steve Scruggs.*

*Recommendation from Jason Willey to appoint **Paula Bohnstedt** for a four-year term beginning March 16, 2009 and ending March 16, 2013. Ms. Bohnstedt will fill the local workforce development seat recently vacated by Stacy Campbell- Domineck.*

Airport Advisory Board

*Recommendation from John DuBose to appoint **Tom Dunn** to serve the remainder of Everett "Skip" Larson's term as the Corporate Aviation representative. Mr. Larson will be resigning from the board effective April 1, 2009. If appointed, Mr. Dunn's term will begin April 1, 2009 and expire on December 31, 2010. This would meet the 18-month threshold and serve as his first term.*

Nuisance Abatement Board

Recommendation from Chief Roger Boatner to appoint **Ryan Zika** to fill the remainder of Lionel “Leo” Auger’s term. If appointed, Mr. Zika will fill the balance of the three-year term will begin March 16, 2009 and end May 31, 2011. This would meet the 18-month threshold and serve as his first term.

Lakeland Housing Authority

Recommendation from Mayor Fletcher to reappoint the following board commissioners to an additional four-year term:

Molly McHugh – term expires June 30, 2009

Nita McGee – term expires April 30, 2009

Ralph Jennings – term expires April 30, 2009

Citizen’s Transit Advisory Committee

Recommendation from Mayor Fletcher to appoint the following citizens to represent the City of Lakeland for a three-year term: At-large Representative **Leo Auger** – term expires December 31, 2011 Sight-impaired Representative **Cindy Pendarvis** – term expires December 31, 2011

Action: After the review of each recommended appointment, Commissioner Verplanck moved to approve the appointments and Commissioner Higgins concurred.

Commissioner Verplanck commended Jennifer Kerr on the retiree newsletter.

The meeting adjourned at 10:23 a.m.

Commissioner Yates gave this committee report.

Action: The Commission approved the appointments unanimously.

Commissioner Edie Yates, Chair

CONSENT AGENDA

All items listed with an asterisk (*) were considered routine by the City Commission and enacted by one motion. There was no separate discussion of these items unless a City Commissioner or Citizen so requested, in which event the item was removed from the consent agenda and considered in its normal sequence.

- * City Commission 02/27/09 – 03/02/09
- * Utility Committee 03/02/09
- * Memo re: Lease Agreement with At Your Door Moving & Storage, LLC at Lakeland Airside Center
- * Appropriation – Department of Information Technology Surplus Fund

- * Memo re: Task Authorization with TJR Technical Services, Inc. for Engineering Consulting Services for Unit #3 Outage

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 02/27/09 – 03/02/09
- * Utility Committee 03/02/09

REQUESTS TO APPEAR FROM THE PUBLIC

George Phillips re Construction of Public Sidewalk on Parkview Place

George Phillips came in opposition to a sidewalk project proposed for his neighborhood.

The Commission discussed what prompted the sidewalk project, the comp plan, neighborhood support and neighborhood opposition.

Tim McCausland explained that the Commission did not need to take action today unless they wanted to stop the sidewalk project.

Action: The Commission did not act on this item.

Memo re: Reclaimed Water Supply Agreement with Tampa Electric Company

This was a proposed Agreement with Tampa Electric Company (TECO) and the City to supply reclaimed water from the City's wetland treatment system for use at TECO's Polk Power Station south of Mulberry. The wetland treatment system was a natural system consisting of seven (7) wells or lagoons containing storage capacity and wetland vegetation that was the final stage of treatment of the effluent flows from the City's Wastewater Treatment Plants. Historically, the City discharged treated water in accordance with the City's NPDES permit into the north prong of the Alafia River.

TECO's Polk Power Station was a large complex programmed for additional generating capacity. It operated a coal gasification unit and TECO contemplated an additional gas fired generator. The existing units had significant water needs for both make-up and cooling uses. SWFWMD was discouraging ground water for that use and reclaimed water was a viable and cost effective substitution.

This Agreement was a culmination of protracted negotiations by the Parties with participation by the Southwest Florida Management District (SWFWMD) and its issuance of the City's 20-year Water Use Permit. This project was a cooperative effort of those three parties. The material terms were as follows:

1. Term - The Term of the Agreement was for thirty (30) years, unless extended by the Parties.
2. Pipeline Project - TECO shall have responsibility for the funding, permitting, construction, operation and maintenance of a reclaimed water pipeline that would commence at a withdrawal structure at the City's Wetland Treatment System and terminate at the Polk Power Station. TECO would be responsible for hiring and overseeing all design and construction professionals subject to the approval of the City for those portions constructed on City property. The Parties would consult and coordinate on technical aspects of the Pipeline Project. Once completed, the pipeline would include flow metering in order to fulfill the reporting requirements for SWFWMD and DEP. TECO projected the pipeline would be in service by April 30, 2013.

Funding - TECO shall have the sole responsibility for funding the Pipeline Project in cooperation with SWFWMD. TECO applied for and SWFWMD tentative awarded a grant to assist in the capital costs of the Pipeline Project.

3. Water Quantity and Quality - TECO agreed to accept all of the discharge from the Wetland Treatment System regardless of quantity or quality, subject to certain provisions in the Agreement.
 - a. Quantity - The present discharge was approximately 5.1 mgd with flows projected to increase to 8-10 mgd during the term of the Agreement. Although TECO would accept all of Lakeland's discharge, Lakeland may call back certain quantities for its own uses, particularly for McIntosh Power Plant. Lakeland may also retain other uses not now known, but which may become feasible in the future, subject to negotiations.
 - b. Quality - The City's Wetland Treatment System was a biological treatment system and, as a result, water quality varies subject to a number of naturally occurring variables, or the operating characteristics of the City's waste water system. TECO agreed to accept the City's discharge regardless of quality, subject to its continued operation of the Wetland Treatment System and, industrial pre-treatment program, and operation of the wastewater treatment plants in accordance with generally accepted industry standards. The Parties would cooperate in the operation of the Wetland Treatment System to mix, store, and treat wastewater flows during cyclical conditions in order to support TECO's operation of Polk Power Station. This would require a coordinated effort between the Parties throughout the Term of the Agreement.
4. Compensation - For the initial twenty (20) years of the Term, TECO's construction of the Reclaimed Water Pipeline Project would be adequate consideration for the flows it would receive. Prior to commencement of the final ten (10) years of the Agreement, the Parties would negotiate what price, if any, would be paid to Lakeland based on a number of factors related to TECO's capital investment, Lakeland's avoided costs, and other economic considerations. Failure to agree upon a price would result in binding arbitration.

5. Water Use Permit - The City's ability to secure adequate supply of its drinking water needs from existing ground water sources for a twenty (20) year period was a fundamental consideration of Lakeland's participation in this project. In anticipation of this Agreement, SWFWMD has issued Lakeland a twenty (20) year Water Use Permit for up to 35,030,000 gal/per day as demand demonstrated. SWFWMD supported this project with funding of a portion of TECO's capital costs.

This was a significant arrangement that would avoid future costs of treatment and discharge of Lakeland's effluent. It represented a beneficial use of reclaimed water; it preserved Lakeland's ability to provide reclaimed water for its own power generating requirements.

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

Tim McCausland presented this item to the Commission.

Chuck Black, President TECO, thanked Commission for Lakeland's participation in this project. Lakeland will benefit and Tampa will benefit.

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

PUBLIC HEARINGS

Ordinances (Second Reading)

Ordinance 5084; Proposed 09-009; Establishing PUD Zoning on 28.35 Acres Located at the Southwest Corner of County Line Road and Swindell Road (1st Rdg 3/2/09)

AN ORDINANCE RELATING TO ZONING; PROVIDING FOR PUD ZONING FOR COMMERCIAL USES ON 28.35 ACRES LOCATED AT THE SOUTHWEST CORNER OF COUNTY LINE ROAD AND SWINDELL ROAD; 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 Higgins seconded.

Mayor Fletcher asked for comments and there were none.

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

Miscellaneous

Application for Construction of Dock at 830 E. Lake Parker Drive

This was an application for the construction of a dock at 830 East Lake Parker Drive by Ms. Jewel Drawdy. Because Lake Parker was classified as a parkway lake under the City's Land Development Regulations, a public hearing and approval by the City Commission was required before the applicant could proceed with construction.

The proposed dock would consist of a 100' X 3'6" gangway and a 10' X 15' deck extending 110' into Lake Parker and totaling 500 square feet over water. The length of the dock was necessary to reach navigable water beyond the shoreline vegetation. The dock would not include any significant vertical elements. The applicant indicated that a previous dock at this location was destroyed by the hurricanes of 2004 and historical aeriels confirm the existence of a dock prior to 2004. The Lakes and Stormwater Division and Community Development Department reviewed the application and had no objections. In addition, notice letters have been mailed to property owners within 250' of the proposed dock and no objections have been received.

Staff recommended that the City Commission approve the construction of a dock at 830 East Lake Parker Drive in accordance with the plans and specifications set forth in the applicant's request to the City.

Tim McCausland presented this item to the Commission.

Action: Commissioner Verplanck moved to approve the dock. Commissioner Higgins seconded and the motion carried.

Mayor Fletcher asked for comments.

The applicant said the water was so low; they could not get the boat to the dock. She thought they would need at least 10 more feet.

Tim McCausland explained that the Commission could allow the extension subject to staff approval.

Amended Action: Commissioner Wiggs moved to approve the extension subject to staff approval. Commissioner Higgins seconded and the motion carried unanimously.

CITY ATTORNEY

Resolutions

Resolution 4745; Proposed 09-011; Guidelines for Appearances Before the City Commission

A RESOLUTION OF THE CITY OF LAKELAND, FLORIDA; EXPRESSING A POLICY IN SUPPORT OF OPEN AND PARTICIPATORY GOVERNMENT; ESTABLISHING RULES OF CONDUCT AND DECORUM FOR PUBLIC MEETINGS; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

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

Mayor Fletcher asked for comments and there were none.

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

Proposed 09-012; Demolition of Buildings

A RESOLUTION PROVIDING FOR THE ASSESSMENT OF A LIEN AGAINST PROPERTY FOR EXPENSE INCURRED IN THE REMOVAL OF DILAPIDATED AND HAZARDOUS BUILDINGS; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title and asked the Commission to continue the resolution until April 6, 2009.

Action: Commissioner Verplanck moved to continue the resolution until April 6, 2009. Commissioner Higgins seconded and the motion carried unanimously.

Resolution 4746; Proposed 09-013; Amending Resolution 4192, Excepting Certain Positions from Civil Service

A RESOLUTION RELATING TO OFFICERS AND EMPLOYEES UNDER CIVIL SERVICE; EXCEPTING CERTAIN EMPLOYEE POSITIONS FROM CIVIL SERVICE, PURSUANT TO SECTION 10 OF DIVISION II OF THE CHARTER OF THE CITY OF LAKELAND; AMENDING RESOLUTION 4192; 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, Troller, Higgins and Mayor Fletcher voted aye. Ayes: seven. Nays: Zero. The motion carried unanimously

Resolution 4747; Proposed 09-014; Proposed Land Swap with Board of Trustees of the Internal Improvement Trust Fund of the State of Florida

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKE LAND, FLORIDA REGARDING PUBLIC LANDS; ADOPTING FINDINGS; REQUESTING AN EASEMENT FROM THE STATE OF FLORIDA OVER CERTAIN LANDS FOR THE PURPOSE OF CONSTRUCTING AND OPERATING A 69 KV ELECTRIC TRANSMISSION LINE; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS NECESSARY AND INCIDENTAL THERETO; 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, Troller, Verplanck, Wiggs, Fields, Yates and Mayor Fletcher voted aye. Ayes: seven. Nays: Zero. The motion carried unanimously.

Miscellaneous Reports and Communications

- * **Memo re: Lease Agreement with At Your Door Moving & Storage, LLC at Lakeland Airside Center**

This was a proposed lease agreement with At Your Door Moving & Storage, LLC for the manufacturing/warehouse space located in the former Piper "Assembly" building at Lakeland Airside Center. The company operated a franchise for the nationally recognized P.O.D.S. system of storage. This agreement was for the rental of 31,900 total square feet, along with the outside paved area immediately south of the leased area. For purposes of ingress and egress to the leased premises, the lessee shall also have the utilization of the paved area immediately adjacent to the outside area included in the leasehold. The lease was for a three (3) year period with two (2) one-year renewal options. Initial rent per square foot was a blended rate of \$3.30/per square foot for a total first year rental of \$105,270. Beginning with the second lease year, the contract established annual increases by a CPI index of not less than 2% nor more than 5%. The Airport would pay to meter the premises separately.

Matt Ruthven of The Ruthvens brokered the arrangement with the Airport. The City would pay a 4% commission for the original term from the Airport fund. The City would pay 50%, or \$6,443.37, within 14 days of the lease execution. They would pay the remaining 50% (\$6,443.37) within 14 days of the one-year anniversary of the lease execution. Staff recommended that the Commission authorize the appropriate City Officials to execute the proposed agreement on behalf of the City.

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

FINANCE DIRECTOR

*** Appropriation – Department of Information Technology Surplus Fund**

The air conditioning systems (HVAC) in the City's Information Technology Data Center were 22 years old, were currently in partial working order and presented a high risk for failure. Maintenance was expensive on these old units and parts were no longer available. This presented a significant business risk to City operations as failure of the cooling system in the Data Center would result in subsequent failure of servers, storage and related network infrastructure. This infrastructure supported all City information systems including but not limited to PeopleSoft human resources and payroll, Oracle Financials, Maximo asset and work order management and most other critical systems.

The City has added additional equipment in the Data Center over time, which required expanded cooling capacity. As such, larger capacity units would also require improving the electrical service in the Center along with system redundancy for enhanced protection of equipment and data services. Cooling unit redundancy would ensure that if one unit failed, the second unit would be able to supply adequate cooling for the entire Data Center. The proposed Liebert solution was specifically designed for Data Center environments. In addition to cooling, it also removed humidity from the air and reduced static electricity. Management control systems were included to allow for network based monitoring and management of the systems. The subject system was originally proposed to be part of a larger future HVAC replacement project in City Hall, however system failure at this time necessitated a sooner than expected replacement as a stand-alone project.

The cost for two new Liebert 22 ton HVAC systems including electrical and installation was \$305,250.00 and funding would come from the surplus in the Department of Information Technology (DOIT) Fund.

Staff recommended that the City Commission authorize an appropriation in the amount of \$305,250.00 from the DOIT Fund surplus and authorize the appropriate City officials to engage Tampa Bay Trane to install the subject Liebert HVAC systems and related electrical work.

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

AUDIENCE - None

MAYORS AND MEMBERS OF THE CITY COMMISSION

Commissioner Yates congratulated LE's Linemen Crew for their performance at the rodeo.

Commissioner Wiggs encourage the community to support the MOCs. The CommUnity Celebration was coming up and the Annual Award Banquet for Police.

Doug Thomas announced the Open House at LPD this weekend.

Doug Thomas wished everyone a Happy St. Patty's Day. He attended Spring Obsession over the weekend. Steve Bissonnette was the MC in his gardening hat. It was very successful. Commissioner Troller also served as a presenter at the 12th Congressional Art Awards Ceremony at the Polk Museum. Lakeland had some very talented young people.

Recess/reconvene: The City Commission recessed at 10 38 a.m. and reconvened at 2:06 p.m.

The Lakeland City Commission reconvened in Regular Session in the Commission Chambers. Commissioners Glenn Higgins, Justin Troller, Jim Verplanck, Howard Wiggs, Gow Fields, 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.

Mayor Fletcher called the meeting to order at 2:06 p.m.

UTILITY - CONSIDERED AFTER 1PM UTILITY COMMITTEE MEETING

Resolution 4748; Proposed 09-015; Establishing Fuel Charge Effective April 1, 2009

A RESOLUTION RELATING TO THE ELECTRIC UTILITY; ESTABLISHING THE FUEL CHARGE FOR ALL CUSTOMER CLASSES, COMMENCING MARCH 30, 2009 AND THEREAFTER; MAKING FINDINGS; REPEALING RESOLUTION 4734; 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, Troller, Higgins, and Mayor Fletcher voted aye. Ayes: seven. Nays: Zero. The motion carried unanimously

- * **Memo re: Task Authorization with TJR Technical Services, Inc. for Engineering Consulting Services for Unit #3 Outage**

This proposed Task Authorization with TJR Technical Services, Inc. (TJR) was to provide inspection, consulting and technical direction services during the scheduled outage for Unit #3 at the McIntosh Power Plant. TJR would perform this Task Authorization in accordance with the terms/conditions set forth in the Continuing Contract and Agreement between the City of Lakeland and TJR. Specifically, the services would include the following:

- Review of burner coal nozzle condition, centering, total air slides, tangential swirlers, inner air slides
- Visual inspection of waterwall tubes throughout the furnace, along with inspection of the high temperature superheater and reheater outlet tubes for ash accumulation, corrosion and deformity
- Inspection of steam drum, convection pass cavity, sootblower lane and documentation of any tube wall wastage due to sootblower erosion
- Perform a crawl through inspection on four pulverizers and a visual inspection of two Rothemuhle Regenerative Air Heaters
- Inspection of flue gas and air ducts throughout the unit, as well as inspection of the forced draft, induced draft and primary air fans
- Conduct a detailed final report documenting inspection findings, repairs and supporting photographs
- Provide technical direction to the outage contractor during scheduled repairs to waterwall tubes, high/low temperature reheater, penthouse inspection review/repairs, non-destructive examination review/repairs and general outage items
- Prepare recommendations of any tube replacement and work with the contractor on where new tubes will be installed after reviewing data findings

The estimated cost for this Task Authorization was a not-to-exceed amount of \$80,000, including expenses related to travel, lodging, airfare, car rental, subsistence and on site/report time. The City would reimburse all qualified expenses in accordance with the City's Consultant Reimbursement Policy. TJR would bill invoices on a time and material basis up to the not-to-exceed amount consistent with the rates set forth in the continuing contract with TJR Technical Services, Inc.

Staff recommended that the Commission authorize the appropriate City officials to execute this proposed Task Authorization on behalf of the City.

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

2010 Electric Rate Study Vendor Shortlist

The Utility Committee recommended the Commission approve the ranked short list of vendors for the 2010 Electric Rate Study.

Burns & McDonnell
RW Beck
Black & Veatch
Stanley Consulting

Action: Commissioner Verplanck moved to approve the ranked short list. Commissioner Higgins seconded and the motion carried unanimously.

CALL FOR ADJOURNMENT – 2:07 p.m.

Ralph L. Fletcher, Mayor

Kelly S. Koos, CMC, City Clerk