

## LAKELAND CITY COMMISSION

### AgilityINsights Workshop

June 6, 2014

The Lakeland City Commission met for the AgilityINsights workshop in the City Commission Chambers. Mayor Howard Wiggs and Commissioners Jim Malless, Keith Merritt, Justin Troller, Edie Yates, Phillip Walker, and Don Selvage were present. City Manager Doug Thomas, City Attorney Tim McCausland, Finance Director Mike Brossart and City Clerk Kelly Koos were present.

Mayor Howard Wiggs called the meeting to order at 8:06 a.m.

Doug Thomas introduced Lucas Michel, Founder of AgilityINsights and Dr. Herbert Nold. The results of the survey revealed an organization that was strong in employees being committed to what the City does and the services that they supply. There were certain areas in which they could do better. The Commission as a policy making board shared an important component of this process.

Dr. Nold and Lukas Michel gave the presentation and answered questions as they went along.

Commissioner Don Selvage asked about critics in The Ledger that the survey was not specific enough. Dr. Nold responded that there was a big difference between academia and practice. Dr. Nold reviewed the Objectives and the Agenda. They would cover the diagnostic results and interpreting the data.

Commissioner Don Selvage asked about the 48.8% participation rate. Dr. Nold explained that was quite high, he was hoping for more. Statistically this was a solid representation of the organization. Only a small handful of participants did not complete the survey once they started.

Lucas Michel stated he received a warm welcome. It was what he expected having seen the numbers. The path to the future was the sum of all opportunities not the path that you plan. Lakeland scored high. The employees were proud of themselves and they knew what they were doing. He had never had an organization that scored that high. The City's Performance was in the red zone. By performance he meant organization capacity, Creativity, Innovation and Growth make up performance. There were issues the City needed to deal with. He could point them out very clearly. The clarity of direction was in the middle. That had to do with the last 12 months. The organization was successful but there were performance issues in an environment that was very challenging with low clarity.

Mr. Michel went on to explain the performance triangle. The center of the triangle was the people. The frame around the center was the culture, systems and leadership.

Leadership was the interaction of people and employees. The sides of the triangle combined to create purpose, relationships and collaboration.

Performance = Potential – Interferences

An organization would improve performance by increasing potential or removing the interferences. Systems and Leadership influence culture. Mr. Michel felt the executive team was undermining themselves to rate motivation as a 64. Thirty-six percent of employees feel they were not fully using their ideas. There was potential that the City could tap into. There was a wide range of answers, some who love it some who have lost purpose. Relationships also had a wide range of answers. Relationship was support and the ability to reach to the outside and bring new ideas. Mr. Michel went thru a lot of comments that the employees made. They read through all of them. He had never seen an organization that gave so much information in the open ended box at the end. Most of the times those comments supported the numbers on the survey. Only a dedicated workforce would take time to give those types of answers. The employees had a high commitment.

Commissioner Justin Troller requested copy of all the comments. Dr. Nold had guaranteed the answers would remain confidential. The Commission discussed confidentiality.

Success was defined as responsiveness, alignment, capabilities, motivation and cleverness. The City had a highly motivated workforce in an environment that was good. But the executive team did not think the work force was motivated.

Culture Systems and Leadership were average. Culture was in the red zone for some departments. Another red zone was the executives. They were far more critical of the employees. Collaboration Purpose and Relationships were good with 2 exceptions. Executives were saying the purpose has gotten lost and they did not have the support they needed to get the work done.

Commissioner Don Selvage asked what Executives meant. Executives = City Manager, Department Directors, and the Assistant Directors.

Leadership Scorecard - The employees know what needs to get done. There were no shared agenda aspirations and norms. The Commission played an important role here. The Commission needed to create a frame work that allowed the City Manager to have the same agenda. If management allowed people to get around the boundaries, they undermine themselves. When the executive team took the short cuts, it was seen throughout the organization.

Commissioner Don Selvage asked if Commission dissension causing the problem. Mr. Michel explained the Commission had to take care of the executive team.

Operating Mode - supervisors and executives were more controlling. The organization was also leaning toward controlling. This was a weak model because it was controlling

and responsibility. The City needed to decide on the right model. They should think through that department by department. Which one fits best and align everything to that specific model.

Challenges - The high ambiguities and uncertainty was due to the last 12-14 months. The City of Lakeland was a large organization and complex. The volatility was a sign of the times here in Lakeland.

The Leadership Toolbox - some parts of the toolbox did not fit anymore because of the generational gap. This was not unique to the City. As seniors retire and younger employees move up.

Commissioner Edie Yates asked if negative interaction between senior management and the Commission affected perception of governance. Yes. The perception was that the blurring of boundaries had become interference. The perception was that there was interference from top to bottom. Better feedback was needed. It was not institutionalized yet. This was an easy fix.

The Employee Toolbox - The perceptions of the senior team was very different from that of the employees. The solution was simple. Let them do a good job. They know what to do. Let them do it.

Leadership Style - There was not a dominate leadership style in this organization. The leaders were highly involving but they were not putting structure into the organization. Personal influence was more important than creating the framework for people to be successful. Department leaders needed to have high structure and high involvement here. The City Commission and Senior Management needed to create the structure not the supervisors.

Major Themes from Comments – Herb Nold and Lukas Michel read every one of the 567 comments. Executives' decisions were not timely and reactive. Commissioners were overstepping their bounds and interfering with day-to-day operations. Staying out of The Ledger was the primary concerns driving decisions.

There were no systemic patterns at the police department. The incident just happened. There was no systemic error that would indicate that this was a pattern. Every organization had bone heads that do things that are stupid. They could not find any evidence of systemic problems within the organization to cause this problem.

## Conclusions

The Consultants concluded that the organization was no worse than other organizations they were compared with. World class was a good aspiration and required work. The City needed a flexible organizational framework for the challenges of today with a culture based on shared agenda, aspirations, and norms. Some department would need different cultures. The City needed people centric leadership

with transformational leaders. There was a need for training for a leadership style for the 21<sup>st</sup> century workforce.

The City was not getting the maximum return from their employees. The employees do not feel able to make a contribution.

Commissioner Keith Merritt - The executive team was beleaguered. They had shielded the city and that showed in employees comments. He was anxious to make changes that should be made.

There were several targets of opportunity. There were three senior level positions open right now. Dr. Nold suggested looking for people who demonstrated transformational leadership.

Lukas Michel reported on the results of Wednesday's workshop with Department Directors.

Doug Thomas spoke for the senior leadership:

1. **Governance roles & boundaries:** Senior leaders were trying to protect employees that work for them. Did senior leadership and Commission have a shared vision? That impacted how timely decisions were made
2. **More progressive policies & procedures:** This organization had traditionally been a one size fits all organization. That did not necessarily work anymore. That ran into a challenge when employees had worked in that system for 25-30 years. There was a culture shift. The ones coming in were looking for a different set of rules.
3. **Management information and metrics:** One thing Lakeland did not do well was manage employees with policies and procedures. The City did not have the right set of rules.
4. **Normalcy:** The Commission needed to recognize the Strategic Plan was what was important not the noise that came out of newspaper articles etc.

Dr. Nold - If the City focused on the four items presented by the senior leadership, it would see results in one year.

Mr. Michel explained an athlete cannot perform without filling up for energy. This was an organization where the energy level was low. Normal operations would help restore the energy load. It was important to keep a high energy level for the executive team.

Dr. Nold explained their engagement ended with this presentation. The City's project was just getting started.

Doug Thomas explained how staff would proceed. He needed to communicate the response to the employees. They would develop a program. There may be some mid-course redirection. Phase 3 would be the implementation of the program.

## Questions

Commissioner Don Selvage was impressed with work. Senior staff would take comments and make improvements were needed. What happens the next time there was a crisis? He accepted the criticism being made of the Commission. How would the Commission handle a crisis next time? The commission needed to work with the City Manager to determine how they would handle a crisis. He knew staff would take care of the issues that came out in the survey. The strategic question for the Commission was how they would handle the crisis in the sunshine next time.

Commissioner Edie Yates - There was a disconnect between expectations. She was not sure they could make a perfect plan for the next crisis. We need to manage our own expectations too. Doug Thomas cannot talk with all seven commissioners in a timely manner without a special called meeting. There were inherent limitations. We can do it better but the Commission needed to manage their own expectations. It is never going to be perfect. How should the City address the "whistle blower" part of the problem?

Commissioner Phillip Walker was concerned that the senior leadership team lacked trust of the Commission. He wanted to resolve that. They wanted to clear the air.

Doug Thomas responded that was what Phase II would include.

Commissioner Keith Merritt thanked senior staff for what they did to protect our employees. He still felt a need for staff for the Commission.

Commissioner Phillip Walker agreed in a sense. The city was experiencing growing pains.

Commissioner Justin Troller did not want to share.

Commissioner Jim Malless - this was the 5th month anniversary of the new commissioner and new mayor. This was great insight into our organization. It would take time to digest what it means. The Commission needed to decide what this meant to us. The Commission needed to decide what policy that they needed to set. Staff needed to be turned loose to deliver value to citizens. The other issue was the notion of fear and protection. When we operate out of fear we make bad decisions. He fully expected people to make mistakes. That makes us human. The key was not to beat up over a mistake. We need to give clear direction to staff.

Commissioner Keith Merritt reminded everyone that today was the 70th anniversary of the invasion of Normandy.

Commissioner Edie Yates thought this was a great process. It was important to focus on where the issues were and how to resolve those issues. If the Commission focused on negativity they would never make progress. She was pleased with the report.

Mayor Howard Wiggs felt sometimes there was a danger in patting ourselves on the back. He did not know that 79% was a world class city. He wanted to continue to pursue excellence and not settle for good enough. He asked Doug Thomas what he wanted to have happen next.

Doug Thomas reminded the Commission they had an organization that was focused on becoming a world class organization. The Mayor cautioned us about settling. Lakeland was an organization with limited resources, time and capital. They were trying to be very specific to improve. They could not get results from a gunshot approach. He suggested their notes not be their final conclusion. The more you look through it the more questions you may have. Read through the data and soak it in. He would schedule an opportunity for them to sit down and talk. It has got to be fresh.

The Commission asked for a quick update as they moved along.

Doug Thomas encouraged the Commission to reach out to Tony or Brad not just him with their questions.

Commissioner Don Selvage was in favor of just settling here until around September or October.

The meeting adjourned at 11:22 a.m.

## **Televising Agenda Study Sessions Workshop June 13, 2014**

The City Commission met in the City Commission Conference Room to discuss televising the Agenda Study Sessions. Mayor Howard Wiggs and Commissioners Jim Malless, Phillip Walker, Edie Yates, Don Selvage, Keith Merritt, and Justin Troller were present. City Manager Doug Thomas, City Attorney Tim McCausland, Deputy City Manager Tony Delgado, Assistant City Manager Brad Johnson, Communications Director Kevin Cook, Finance Director Mike Brossart, City Clerk Kelly Koos and other staff, the media and the public were present.

Mayor Howard Wiggs called the meeting to order at 10:28 a.m.

Commissioner Phillip Walker gave an update on the Gang Task Force. He felt they were getting to the point of needing a Strategic Plan for the effort.

Doug Thomas reminded the group that his issue was discussed at the Commission retreat. He asked Kevin Cook to pull together information on what other cities were doing and get various cost estimates for ideas.

Kevin Cook gave a presentation. He explained that some cities did not hold pre-meetings (Agenda Study Session). Many cities who have pre-meetings did not broadcast. By broadcast, Mr. Cook meant on cable television or web stream. Mr. Cook reviewed the options:

1. Adding a conference table to the Chamber would cost \$20,000
2. Televising from the Commission Conference Room would cost \$11,500+. Staff may have to come back for additional funds for sound improvements.
3. Televising from a different conference room would cost \$24,997 plus personnel time for set-up and take-down.

### Commission Discussion

The group discussed the benefits of conversation around the conference table rather than from the dais. The purpose of Agenda Study was to make sure the Commission had all the information they needed to vote during the Regular Session. By design, the Agenda Study Session was informal to allow the Commission to ask questions.

Mayor Howard Wiggs asked for comments from the public.

Ledger Reporter Ryan Little preferred Option 2.

Judy Smith explained her confusion during Commission meetings over decisions made so quickly. She felt the Agenda Study Sessions should be televised.

The consensus of the Commission was to broadcast the Agenda Study Session from the Commission Conference Room.

The workshop adjourned at 11:05 a.m.

### **SIGNATURE AUTHORITY WORKSHOP June 13, 2014**

The City Commission met in the City Commission Conference Room to discuss Signature Authority Levels. Mayor Howard Wiggs and Commissioners Jim Malless, Phillip Walker, Edie Yates, Don Selvage, Keith Merritt, and Justin Troller were present. City Manager Doug Thomas, City Attorney Tim McCausland, Deputy City Manager Tony Delgado, Assistant City Manager Brad Johnson, Communications Director Kevin Cook, Finance Director Mike Brossart, City Clerk Kelly Koos and other staff, the media and the public were present.

Mayor Howard Wiggs called the meeting to order at 11:07 a.m.

Tim McCausland distributed a handout, a copy of which is on file in the City Clerk's Office. This issue rose out of the Tucker Hall issue. It would be healthy for the City of Lakeland to codify signature limits. Tim McCausland reviewed what was already in place. A memo from Roger Haar in 1995 gave a \$25,000 limit to staff for task authorizations. The purchasing policy used the same limit. There were a few exceptions in the Purchasing Manual such as fuel, unemployment compensation, debt service payments, investments, and fees for outside counsel. Mr. McCausland also reviewed what other cities were doing.

The vast majority of expenses were below the \$25,000 threshold. The City would pick up efficiencies by raising the signature limit to \$50,000k.

#### **Commission Discussion**

The Commission discussed raising the limit, keeping up with outside legal fees and consultant fees, checks and balances to protect citizens, how Lakeland compared to other cities, timing, the current practice was 20-years old, revisiting this policy every five years, and how to handle legal fees.

Finance Director Mike Brossart explained the checks and balances would trigger an alert to something inappropriate occurring.

Tim McCausland explained his negotiations with outside law firms for lower rates. He has considered but never thought the city should load up in-house because of the available talent on the outside. There was a lot of legal work for cities the size of Lakeland. Legal fees were budgeted but it was complicated. The City Attorney's Office had a budget, and then there was budget for additional outside legal fees. There were also project budgets that included legal fees. Legal fees were not all budgeted in one place. They were spread out through all the project and departments.

Doug Thomas explained it was handled that way so staff would know what a project cost.

Tim McCausland explained the Commission placed their trust in professionals to expend the amount of time to protect the City's legal interests. The Commission should rely on the City Attorney for oversight to make sure outside firms were not overbilling or wasting resources.

The consensus of the Commission was to increase the signature authority to \$50,000.

The Commission continued to discuss outside legal fees.

- They asked Tim McCausland to consider if he needed additional help in his office.
- Give more updates on cases that may be on the "upside" risk,
- Spending more time on the Outside Legal Fees report,
- Asking the League to petition the Legislature to consider how the Sunshine Law handicaps cities,
- The timing of the increase to the signature authority

Commissioner Justin Troller asked about the lift arms on the garbage trucks. There were problems that were not being repaired.

The Commission discussed the AgilityINsights survey and employees "write-in" comments.

Doug Thomas explained he presented an over view to the Employees Association yesterday. Employees were concerned that it would not in confidence now. Well over half did not want the Commission to see their comments.

The Workshop adjourned at 12:04 p.m.

## LAKELAND CITY COMMISSION

### Agenda Study Session

June 13, 2014

The Lakeland City Commission met for the Agenda Study Session in the City Commission Conference Room. Mayor Howard Wiggs and Commissioners Jim Malless, Phillip Walker, Edie Yates, Don Selvage, Keith Merritt, and Justin Troller were present. City Manager Doug Thomas, Deputy City Manager Tony Delgado, Community Development Director Jim Studiale, Assistant City Manager Brad Johnson, Finance Director Mike Brossart, City Attorney Tim McCausland, Deputy City Clerk Debbie Cason, other staff, the media and members of the public were present.

Mayor Howard Wiggs called the meeting to order at 8:30 a.m.

Doug Thomas covered Presentations and Proclamations.

Tim McCausland covered the Request to Appear from the General Public. Regarding the request for an appeal hearing from Drummond Co., he advised the Commission to read the record provided them prior to Monday and the decision that the Planning & Zoning Board made. They would need to decide if they would hear the appeal and set a date to do that.

Tim McCausland covered the Public Hearings, Equalization item, and offered the following verbal report:

After handing out a timeline of the discussions held on the downtown bars, he asked the Commission for a decision on the downtown bar regulations. He noted that approving Linkster's conditional use permit did not prevent the Commission from approving another bar on the block, but if they did, Linkster's CUP would go away and they would be in violation of the zoning.

Commissioner Jim Malless announced he would make a motion at Monday's meeting to instruct staff to move forward with the process the change Linkster's CUP.

Doug Thomas covered the City Manager's agenda.

Doug Thomas explained staff would be asking for approval, under an emergency basis, to enter into an agreement with Ovations, to take over the operations and Cleveland Heights, due to current insurance being cancelled. The employees there would be moved over to work for Ovations, with their current pay.

Bob Donahay met with the affected employees and explained the situation to them and the opportunities they would have with Ovations.

If the Commission did not approve this agreement, the bar would close and those employees would lose their jobs.

Doug Thomas offered the following verbal reports:

- The business retreat was coming up Tuesday and Wednesday
- The Gang Task Force Neighborhood Outreach was scheduled for June 21<sup>st</sup> at the 7<sup>th</sup> Street Park beginning at 8:30 a.m.
- Agenda study would be moved from July 4 to July 7, because of the holiday. And also from July 18 to July 21 due to the FMEA-FMPA Conference
- Chief Giddens gave an update on the officer shooting that took place on June 10<sup>th</sup>. He shared the events of the day, the condition of the officer, and things they had learned. The suspect had mental health issues.

Commissioner Keith Merritt thought the Commission should consider making a statement to the Legislature related to mental health issues and the implications on the cities.

Tim McCausland covered the ordinances for first reading.

Steve Bissonnette distributed a handout and the explained the changes being made to the city code related to Business Tax Receipts and Related Fees. Business tax renewals were sent out during the summer. The new fees would begin next year.

Tim McCausland covered the resolutions. There would be a modification to the Mayor's Council on the Arts and this council would be utilized in lieu of forming a separate task force.

Tim McCausland covered the misc. items.

Mike Brossart covered the Finance Director agenda. The Building Inspection division was ahead of budgeted revenues for the year and needed additional manpower. They would use contract employees to fill the needed positions.

Phillip Walker had been Lakeland's voting representative for the Florida League of Cities. He would be nominated on Monday to continue as Lakeland's voting representative.

The meeting adjourned at 10:22 a.m.

## LAKELAND CITY COMMISSION

### Regular Session

June 16, 2014

The Lakeland City Commission met in Regular Session. Mayor Howard Wiggs and Commissioners Jim Malless, Justin Troller, Edie Yates, Phillip Walker, and Don Selvage were present. Commissioner Keith Merritt arrived late. City Manager Doug Thomas, City Attorney Tim McCausland, Finance Director Mike Brossart, and Deputy City Clerk Debbie Cason were present.

### CALL TO ORDER – 9:03 a.m.

### PRESENTATIONS

**Employee Engagement and Development Programs (Brad Johnson, Interim Human Relations Director)**

**Graphic Design USA 2014 American Inhouse Design Award (Kevin Cook, Director of Communications)**

Kevin Cook recognized Patrick Patterson and Robin Tillett.

**Patriot Award – Presented by the Employer Support of the Guard and Reserve Organization (Garfield Jones, ESGR Administrative Assistant)**

Garfield Jones presented this award to Terry Brigman, IT Director.

### **Essential Piece Award**

Beth Rawlins, President of Florida Business Watch, presented this award to Doug Thomas. This award was given to individuals and communities that do an exceptional job in fostering relationships with local government contractors.

Mayor Howard Wiggs asked for a moment of silence in remembrance of Homer Hooks, an outstanding community leader, who passed away.

### EQUALIZATION HEARINGS

Recess/convene: Commissioner Justin Troller moved to recess as the City Commission and convene as the Equalization Board. Commissioner Edie Yates seconded and the motion carried unanimously.

### **Demolition of Buildings**

Tim McCausland explained the City Commission just recessed in their legislative capacity as the City Commission and convened as the Equalization Board. The City on occasion had to clean and clear lots or demolish buildings on private property. The City imposed a lien for that work. The Equalization Board decided if the liens imposed were appropriate and fair. Anyone present concerning these liens would be given an opportunity to speak in just a moment. He then presented the assessment to the Equalization Board.

**Motion:** Commissioner Edie Yates moved to approve the assessments. Commissioner Phillip Walker seconded.

Mayor Howard Wiggs asked for comments from the Commission and the audience. There were none.

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

**Adjourn/reconvene:** Commissioner Justin Troller moved to adjourn as the Equalization Board and reconvene as the City Commission. Commissioner Edie Yates seconded and the motion carried unanimously.

## COMMITTEE REPORTS AND RELATED ITEMS

### Municipal Boards & Committees 06/13/14

Commissioner Justin Troller presented this report to the Commission.

**Action:** The Commission unanimously approved the appointments as recommended by the Committee.

### Real Estate & Transportation Committee 06/13/14

Commissioner Don Selvage presented this report. The Committee recommended approval of the two items as outlined below.

Mayor Howard Wiggs asked for comments from the Commission and the audience. There were none.

**Action:** The Commission unanimously approved the recommendations as outlined in the agenda items below.

### Lease Modification Agreements with Publix Super Markets, Inc. for Office Space Located at 3505 and 3525 Aviation Drive

These were two (2) proposed Lease Modification Agreements (Lease Modification Agreements) with Publix Super Markets, Inc. (Publix) for office space located at 3505

and 3525 Aviation Drive on the south side of the Airport, comprising a total of 60,000 square feet.

Publix's existing Leases for these locations were set to expire on October 1, 2014. The Airport had been able to negotiate a five (5) year extension for both of the spaces, including two (2) additional five (5) year renewal options upon mutual written agreement of the parties. The annual rent would be \$253,750 for 3505 Aviation Drive, which comprised 25,000 square feet of space and \$355,250 for 3525 Aviation Drive, which comprised 35,000 square feet of space. Rent for both Lease Modification Agreements had been adjusted to \$10.15 per square foot which was comparable to the existing lease the Airport has with Polk State College (PSC), which occupied the remaining 25,000 square feet at that facility, as well as other leases the Airport had for office space.

In addition, the Lease Modification Agreements granted Publix the right of first refusal to lease the office space presently being leased by PSC in the event it decided to vacate the premises. The Agreement also included an annual rent adjustment of two percent (2%) per year, commencing at the beginning of the second year of the Lease. The agreement was negotiated by Buckner Commercial Properties and, pursuant to the Lease Modification Agreements, the Airport was required to pay a two percent (2%) commission totaling Twenty-Six Thousand Four Hundred Ten and 50/100 Dollars (26,410.50) for the 3505 Aviation Drive space and Thirty-Six Thousand Nine Hundred Seventy-Four and 70/100 Dollars (\$36,974.70) for the 3525 Aviation Drive space. In conjunction with the Lease Modification Agreements, the Airport had agreed to improvements for air conditioning distribution in the building in an effort to improve air flow. The total cost for such improvements was \$15,666 for which the Airport was seeking City approval to appropriate those funds.

Staff recommended that the Commission authorize the appropriate City officials to execute the Lease Modification Agreements with Publix, and to appropriate the funds for the expenses outlined above.

**Action:** The Commission approved this item as part of the Real Estate & Transportation Committee Report.

**Lease Agreement with Amherst Consulting Company, LLC for Office Space at the Terminal Building and Termination Agreement for Existing Space at 3830 Airfield Court**

This was a proposed Lease Agreement with Amherst Consulting Company, LLC (Amherst) for new office space at the Terminal Building and a Termination Agreement for lease space Amherst presently occupied at 3830 Airfield Court.

Amherst was an engineering firm under a continuing contract with the Airport. As such, it was advantageous to the Airport and Amherst to enable Amherst to relocate from its existing lease space to the Terminal facility to further enhance communication during

the oversight of ongoing projects at the Airport. In addition, Amherst no longer required the 4,575 square feet at its existing location which it had occupied since February 2011. The facility Amherst was vacating was now being marketed by the Airport and was expected to be leased within a few months.

The new lease Agreement with Amherst was for a one year period with five (5) additional one (1) year renewal options upon mutual written agreement of the parties. Pursuant to the Lease Agreement, the annual rent would be \$7,800 for 318 square feet, or \$24.52 per square foot, including all utilities and common area. The Lease also included a termination provision that enabled the Airport to terminate the Lease upon sixty (60) days prior notice to Amherst in the event the space was required to support other aviation activities.

Staff recommended that the Commission authorize the appropriate City officials to execute the Lease Agreement and Termination Agreement with Amherst.

**Action:** The Commission approved this item as part of the Real Estate & Transportation Committee Report.

### **APPROVAL OF CONSENT AGENDA**

All items listed with an asterisk (\*) were considered routine by the City Commission and were enacted by one motion following an opportunity for public comment. 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.

**Motion:** Commissioner Justin Troller moved to approve the Consent Agenda. Commissioner Edie Yates seconded.

Mayor Howard Wiggs asked for comments from the Commission and the audience. There were none.

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

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

- \* City Commission Minutes 06/02/14
- \* Utility Committee Minutes 06/02/14

**Action:** The Commission approved these minutes as part of the Consent Agenda.

**REQUESTS TO APPEAR FROM THE GENERAL PUBLIC**

**Timothy F. Campbell, Esquire on Behalf of Drummond Company, Inc. re: Appeal of Denial of Future Land Use and Zoning Change on Property Located East of Harden Boulevard and South of Oakbridge Parkway**

Tim McCausland explained that Mr. Campbell was present to ask for an appeal of denial from the Planning & Zoning Board. The Commission would need to decide if they would grant the appeal due to some unfairness to the applicant during the P & Z process, or there was new evidence, or the applicant did not provide all the evidence before the Planning and Zoning Board.

Tim Campbell stated that language in the City’s Land Development Regulations (LDR) provided that a denial by the Planning and Zoning Board would be deemed final action, unless appealed to the City Commission. Therefore he disagreed that the Commission did not have to allow an appeal. Mr. Campbell stated the Planning and Zoning Board gave no reason for their denial.

Jim Studiale, Celeste Deardorff, and Teresa Mayo reviewed the record that was presented to the P & Z and the Oakbridge Master Plan.

**Motion:** Commissioner Justin Troller moved to grant the appeal. Commissioner Jim Malless seconded.

Mayor Howard Wiggs asked for comments from the audience.

A number of people spoke against allowing the appeal. They were:

- Tammy Hebel
- Pam Page
- Mark Meyers
- Richard Willows
- Mary Berryman
- Jeri Thom
- Dawn Carry
- Jerry Gault
- Frank O’Reilly
- Lynn Fisher
- Bernice Evans
- Stephanie Franklin
- Castagnero

Mayor Howard asked for comments from the Commission.

Commissioner Don Selvage stated they had to find the balance between what was best for the City and the requests of the residents. The Commission should err on the side of fairness. He would support the motion.

Commissioner Jim Malless read from the Code that there would be an appeal granted if there was a written appeal.

Commissioner Phillip did not want to go through all of this again. There were no errors in the process and no need for another hearing.

Commissioner Edie Yates noted granting this hearing was not a matter of right, and there was nothing to indicate fault on the part of the Planning and Zoning Board. She would vote against the appeal.

Commissioner Justin Troller wanted people to have access to the City Commission. He did not want anyone to be denied access to the Commission. He would support the motion.

Mayor Howard Wiggs would support the motion. The more vetting, the better the decision.

**Action:** Mayor Howard Wiggs called for the vote. The motion carried 4 – 2. Commissioners Edie Yates and Phillip Walker voted nay.

**PUBLIC HEARINGS**

**Ordinances (Second Reading)**

**Ordinance 5447; Proposed 14-024; Conditional Use to Recognize an Existing Church and to Allow a Daycare on Property Located at 2004 Martin Luther King Jr Avenue (1<sup>st</sup> Rdg 6-2-04)**

AN ORDINANCE RELATING TO ZONING; APPROVING A CONDITIONAL USE TO AUTHORIZE AN EXISTING CHURCH AND TO ALLOW A DAYCARE ON PROPERTY LOCATED AT 2004 MARTIN LUTHER KING JR. AVENUE; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

**Motion:** Commissioner Phillip Walker moved to approve the ordinance. Commissioner Jim Malless seconded.

Mayor Howard Wiggs asked for comments from the Commission and the audience. There were none.

**Action:** Upon roll call vote Commissioners Don Selvage, Phillip Walker, Edie Yates, Justin Troller, Jim Malless and Mayor Howard Wiggs voted aye. Ayes - six. Nays - zero. Commissioner Keith Merritt was absent at this time. The motion carried unanimously.

**Proposed 14-025; Change in Zoning on Property Located at 1440 and 1446 George Jenkins Boulevard (1<sup>st</sup> Rdg 6-2-04)**

AN ORDINANCE RELATING TO ZONING; PROVIDING FOR A CHANGE IN ZONING ON PROPERTY LOCATED AT 1440 AND 1446 GEORGE JENKINS BOULEVARD; PROVIDING CONDITIONS; FINDING CONFORMITY WITH THE COMPREHENSIVE PLAN; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

**Motion:** Commissioner Phillip Walker moved to approve the ordinance. Commissioner Don Selvage seconded.

Mayor Howard Wiggs asked for comments from the Commission and the audience. There were none.

**Action:** Upon roll call vote Commissioners Jim Malless, Justin Troller, Edie Yates, Phillip Walker, Don Selvage, and Mayor Howard Wiggs voted aye. Ayes – six. Nays – zero. Commissioner Keith Merritt was absent at this time. The motion carried unanimously.

**Resolutions – None**

**COMMUNITY REDEVELOPMENT AGENCY – None**

**CITY MANAGER**

- \* **Recommendation re: Renewal Airport Owners and Operators General Liability and Control Tower Insurance for Lakeland Linder Regional Airport**

The current annual Airport Owners and Operators General Liability and Control Tower Insurance for the Lakeland Linder Regional Airport (LLRA) required renewal by June 23, 2014. Accordingly, the Department of Risk Management secured through the City’s insurance broker, Arthur J. Gallagher Risk Management Services, Inc., a renewal quote from Lakeland’s current provider, ACE Property & Casualty Insurance Co. The incumbent, ACE Property & Casualty Insurance Co. had provided an annual premium quote of \$35,429.10 for \$100,000,000 per occurrence in coverage, which mirrored the existing coverage. The premium increased by \$278.00 due to a new assessment fee that was charged to the insurance carrier by the Florida Insurance Guarantee Act (FIGA).

The above-referenced renewal premium was for the period commencing from June 23, 2014 to June 23, 2015, and excluded terrorism coverage, which historically had not been recommended due to minimal exposure to the City of Lakeland and its facilities.

Staff recommended that the City Commission authorize the appropriate City officials to execute the agreement with ACE Property & Casualty Insurance Company to provide Airport Owners and Operators General Liability and Control Tower Insurance with \$100,000,000 per occurrence coverage for the Lakeland Linder Regional Airport for a one-year period commencing June 23, 2014 to June 23, 2015.

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

**Recommendation re: Food and Beverage Agreement with Ovations Food Services, L.P. at Cleveland Heights Golf Course**

On May 14, 2014, the City was notified by its insurance broker, Arthur J. Gallagher, that our current carrier for liquor liability, Essex (Markel) Insurance, had sent a Notice of Cancellation, Nonrenewal, or Declination of Insurance for the Cleveland Heights Golf Club (CHGC) liquor liability to be effective June 18, 2014. Upon receipt of the notification, Gallagher immediately began searching for another liquor liability carrier. Unfortunately, their initial contact with eight potential carriers seeking liquor liability coverage was unsuccessful, in part due to the outstanding loss claim (at that time), coupled with a smaller book of business associated with the CHGC food and beverage operation. The City subsequently asked Gallagher to request potential insurance carriers to see if they would be receptive to propose a package program to include Property, General Liability, and Liquor Liability coverages. In response to the approach, Gallagher received only one favorable response for such a structured program. That proposal involved General Liability coverage at \$1 million per occurrence and \$2 million per aggregate; however the liquor liability coverage was limited to \$300,000 per occurrence and aggregate with a \$5,000 at a total annual premium of \$60,000. Upon review of the proposal, it was not recommended that the City pursue such an approach to maintain liquor liability insurance coverage at CHGC.

Furthermore, City staff asked Gallagher to approach insurance underwriters from the standpoint of quoting with a high deductible and increasing premium coupled in a quote for an excess or umbrella policy that would provide additional coverage for auto, general liability, law enforcement, public officials liability and employment liability coverage at varying levels. Quotes received carried high deductibles of \$500,000 and \$300,000 with annual premiums of \$415,000 and \$316,643 respectively, with each policy providing varying amounts of per occurrence and aggregate limits of between \$1 million to \$5 million, with liquor liability covered under the general liability area. Upon further evaluation of such bundled policies relative to the City's existing insurance coverages and associated premiums, it was similarly not recommended that the City pursue such an approach to maintain liquor liability insurance coverage at CHGC.

As it became apparent that securing liability insurance for the CHGC Food and Beverage (F & B) operations represented a significant hurdle, the City initiated discussions with Ovations Food Service, L.P., the exclusive catering and concessions provider to The Lakeland Center regarding their potential interest in managing CHGC's F & B operations. Ovations Food Services was a nationally ranked catering and concessions provider operating at more than 140 public assembly facilities across North America, including golf courses, and serving 9 million guests on an annual basis. In partnering with Ovations, CHGC would benefit from the company's expertise in food and beverage operations and benefit from their sales and marketing support as an extension to the services they presently provided at The Lakeland Center. Ovations representatives expressed a sincere interest in the approach, and the parties have negotiated a F & B agreement in an expeditious manner in order to maintain CHGC operations in a seamless fashion given the impending expiration of liquor liability insurance coverage on June 18<sup>th</sup>.

The general terms of the proposed Ovations F & B Agreement included the following:

- Exclusive right and privilege to provide F & B services at CHGC;
- Ovations would receive a management fee of 7% of gross F & B receipts, plus an incentive fee of 20% of the net profits on a monthly basis;
- The term of the agreement was for 2 years, commencing June 17, 2014;
- Ovations shall offer employment to all current full and part-time F & B personnel for a minimum period of 90 days;
- Ovations would purchase existing unopened F & B inventory;
- Ovations would invest up to \$20,000 for capital equipment associated with the CHGC F & B operation;
- Transfer of existing liquor licenses from City to Ovations at the start of the term, which would be transferred to a successor company, or back to the City, at the end of the agreement term;
- Establishment of separate operating account to track operating F & B revenues and expenses, with associated review, reporting and audit provisions;
- Indemnification of the City at prescribed levels consistent with City of Lakeland requirements

This item was proposed for City Commission consideration under an emergency basis given the short timeframe from notice of declination of liability insurance coverage to the date such coverage would terminate. With only roughly one month to solicit and evaluate various alternative insurance coverages, there was insufficient time to develop a competitive Request for Proposal for F & B services at CHGC, nor time to evaluate prospective respondents without negatively incurring an interruption in operations which would negatively impact revenue streams at the operation. CHGC F & B revenues represented almost \$1 million in FY 2013 (out of a roughly \$3.7 million annual budget) and as such, represent an important revenue stream for the operation. Given that CHGC received a subsidy of almost \$900,000 per year, the impact of a reduction of alcohol sales to the F & B revenue would likely result in that subsidy increasing. Accordingly, authority to enter into the proposed F & B agreement with Ovations was consistent with the City's Emergency Purchasing Policy which required

the goods or services must be secured immediately in order to meet *an urgent and unexpected requirement* where health, public safety or *the conservation of public resources are at risk* (emphasis added.) In short, any interruption in the provision of golf and related F & B operations was projected to have a material impact on revenue and ultimately the level of subsidy required for CHGC.

Negotiations with Ovation resulted in a minimum two year period in order for the company to consider running the CHGC F & B operations. This period would also provide the City with an opportunity to evaluate whether it wished to maintain a privatized F & B operation at CHGC, and the parties have negotiated the proposed agreement with full understanding that if the City wished to continue such an arrangement, it would be placed out to competitive bid following the initial two year period.

Staff recommended that the City Commission authorize the appropriate City officials to execute the proposed Food and Beverage Agreement with Ovation Food Service, L.P. under an emergency basis as proposed above.

**Motion: Commissioner Don Selvage moved to approve the recommendation. Commissioner Phillip Walker seconded.**

Mayor Howard Wiggs asked for comments from the Commission.

Commissioner Phillip Walker confirmed this was allowed because of the emergency situation.

Commissioner Justin Troller acknowledged that Ovation did a great job. In the future, he wanted the vendor to pay for their own utilities much like private business.

Commissioner Jim Malless asked if the utilities were subtracted from the net profits. Yes they were.

Mayor Howard Wiggs thought Ovation may see a better way to do things. Maybe they could come back to make a report to the Commission in six months.

Mayor Howard Wiggs asked for comments from the audience.

Judy Smith asked why the city wanted to have a golf course and did it pay for itself.

Mayor Wiggs responded that it was an amenity they offer city residents. It did not pay for itself at this time. It used to and hoped it would again.

Commissioner Justin Troller added the citizens owned it. It did the citizens a service because it helped keep the costs down. Private entities could really jack their prices up if they did not have reasonable rates.

Carol Castagnero wished they could find a way to not operate in the red.

**Action:** Mayor Howard Wiggs called for the vote. The motion carried unanimously.

## CITY ATTORNEY

### Ordinances (First Reading)

#### **Proposed 14-026; Amending Lakeland City Code Chapter 18 Regarding Business Tax Receipts**

AN ORDINANCE RELATING TO BUSINESS TAXES; AMENDING MINIMUM RATE FOR TAXES BASED UPON SQUARE FOOTAGE AND NUMBER OF WORKERS; MODIFYING TERMINOLOGY AND PROVISIONS FOR CONSISTENCY WITH STATE AND LOCAL LAW; REPEALING ORDINANCE 5272; MAKING FINDINGS; PROVIDING FOR SEVERABILITY; 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 7, 2014.

### Resolutions

#### **Resolution 5132; Proposed 14-030; Naming an Unnamed Private Street at Florida Polytechnic University within the Corporate Limits of the City of Lakeland "Polytechnic Circle"**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA RELATING TO PRIVATE STREETS; MAKING FINDINGS; NAMING AN UNNAMED PRIVATE STREET "POLYTECHNIC CIRCLE;" MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

**Motion:** Commissioner Phillip Walker moved to approve the resolution. Commissioner Jim Malless seconded.

Mayor Howard Wiggs asked for comments from the Commission and the audience. There were none.

**Action:** Upon roll call vote Commissioners Jim Malless, Justin Troller, Edie Yates, Phillip Walker, Don Selvage, and Mayor Howard Wiggs voted aye. Ayes – six. Nays – zero. The motion carried unanimously. Commissioner Keith Merritt was absent at this time.

**Resolution 5133; Proposed 14-032; Modifying Designated Member Organizations for Appointment to the Mayor's Council on the Arts**

A RESOLUTION RELATING TO THE ARTS; AMENDING RESOLUTION NO. 5013; MODIFYING DESIGNATED MEMBER ORGANIZATIONS FOR APPOINTMENT TO THE MAYOR'S COUNCIL ON THE ARTS; MISCELLANEOUS REVISIONS; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

**Motion:** Commissioner Jim Malless moved to approve the resolution. Commissioner Edie Yates seconded.

Mayor Howard Wiggs asked for comments from the Commission and the audience. There were none.

**Action:** Upon roll call vote Commissioners Don Selvage, Phillip Walker, Edie Yates, Justin Troller, Jim Malless and Mayor Howard Wiggs voted aye. Ayes - six. Nays - zero. The motion carried unanimously. Commissioner Keith Merritt was absent at this time.

**Resolution 5134; Proposed 14-031; Demolition of Buildings**

A RESOLUTION PROVIDING FOR THE ASSESSMENT OF LIENS AGAINST PROPERTIES FOR EXPENSES INCURRED IN THE REMOVAL OF DILAPIDATED AND HAZARDOUS BUILDINGS; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

Tim McCausland read the short title.

**Motion:** Commissioner Jim Malless moved to approve the resolution. Commissioner Edie Yates seconded.

Mayor Howard Wiggs asked for comments from the Commission and the audience. There were none.

**Action:** Upon roll call vote Commissioners Jim Malless, Justin Troller, Edie Yates, Phillip Walker, Don Selvage, and Mayor Howard Wiggs voted aye. Ayes – six. Nays – zero. The motion carried unanimously. Commissioner Keith Merritt was absent at this time.

**Miscellaneous Reports**

\* **Memo re: Task Authorization with Tampa Bay System Sales, Inc. (Tampa Bay Trane) to Perform a Formal Energy Services Evaluation for the City's Wastewater Plants**

This was a Task Authorization with Tampa Bay System Sales, Inc. (Tampa Bay Trane) for the performance and delivery of a formal energy audit that presented an analysis of cost reduction options and the economic benefit to implementing the recommended options at the City's three (3) Wastewater Treatment Plants.

The City's Wastewater Treatment Plants utilize an aerobic biological process for treatment. This process required a large amount of air to keep the treatment organisms alive by utilizing large blowers. Typically, this aeration system was the major component of a wastewater plant's energy budget.

The energy audit would include the aeration system at the Glendale Wastewater Treatment Plant, Northside Wastewater Treatment Plant and the West Lakeland Wastewater Treatment Plant. The fee for the audit was \$37,500.00 and sufficient funds were budgeted in the Wastewater Capital Improvement Plan. Work would be complete within 120 days after the notice to proceed.

Staff recommended that the City Commission authorize the City Manager to execute the Task Authorization with Tampa Bay System Sales, Inc. on behalf of the City.

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

**Memo re: Food and Beverage Agreement with Ovations Food Services, L.P. for Cleveland Heights Golf Club**

This was a proposed Food and Beverage Agreement with Ovations Food Services, L.P. (Ovations) to provide food and beverage services at the Cleveland Heights Golf Club (Cleveland Heights).

In May, the Risk Management Division received notification from the liquor liability insurance provider at Cleveland Heights, that they were not renewing coverage on the policy renewal date of June 23, 2014 as a response to a recent claim. No other carriers had been found who would write similar coverage. The staff subsequently initiated discussions with Ovations concerning an amendment to our existing service agreement at the Lakeland Center that would allow them to assume similar responsibilities at Cleveland Heights.

The contract provided that Ovations would assume the entire food and beverage operation at Cleveland Heights as soon as was practical following approval. For those services, they would be paid a management fee of 7% of gross receipts on food and beverage sales. As additional incentive, they would receive 20% of the net profits which was the amount of gross revenue less allowable expenses.

The contract provided that the existing employees would be rehired for a minimum of 90 days by Ovations and hired on a permanent basis if their performance was acceptable. Ovations would purchase all existing food and beverage inventory and assume responsibility for maintaining all existing equipment and the installation of a new point of sale system. The City would provide major repair and replacement of equipment should it become necessary. The City also provided utilities, to include sewer water, gas and electricity. Ovations would provide television and internet service.

Staff recommended that the Commission authorize the appropriate City officials to execute this agreement with Ovations Food Services, L.P.

**Motion:** Commissioner Jim Malless moved to approve the recommendation. Commissioner Edie Yates seconded.

Mayor Howard Wiggs asked for comments from the Commission and the audience. There were none.

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

## **FINANCE DIRECTOR**

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

The City's Building Inspection Division had recognized \$332,000 in additional revenues over operating expenses through May 31, 2014. As a result of this increased building and permitting activity, the Division required additional operating budget levels for payroll, overtime and part-time contractual service assistance for the remainder of Fiscal Year 2014. Accordingly, an appropriation of \$114,000 was requested to cover additional costs in payroll, overtime and contractual services for the Building Inspection Division.

Staff requested that the City Commission authorize an increase in estimated revenue and a matching appropriation of \$114,000 for the FY 2014 General Fund's Building Inspection Division.

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

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

### **Voting Delegate for 2014 Florida League of Cities Conference**

**Motion:** Commissioner Edie Yates moved to appoint Commissioner Phillip Walker as the voting delegate for the 2014 Florida League of Cities Conference. Commissioner Don Selvage seconded.

Mayor Howard Wiggs asked for comments from the Commission and the audience. There were none.

**Action:** Mayor Howard Wiggs called for the vote. The motion carried unanimously.

### **Signature Authority**

**Motion:** Commissioner Edie Yates moved to direct the City Attorney to bring back a resolution to raise the signature authority for the City Manager from \$25,000 to \$50,000 and senior staff's from \$10,000 to \$20,000. Commissioner Don Selvage seconded.

Commissioner Keith Merritt arrived at the meeting.

Mayor Howard Wiggs asked for comments from the Commission.

Commissioner Don Selvage confirmed this was not related to legal fees. The Commission was having a separate discussion on that.

Mayor Howard Wiggs asked for comments from the audience.

Judy Smith was opposed to raising the signature authority.

Carol Castagnero thought the City Commission should make the decision and not the City Manager.

Commissioner Edie Yates explained the expenses were approved in the budget. They give staff a spending limit and there were internal auditors and controls in place.

**Action:** Mayor Howard Wiggs called for the vote and the motion carried 5 – 2. Commissioners Justin Troller and Keith Merritt voted nay.

Mayor Howard Wiggs recognized Mayor Rick Baker, of St. Petersburg, who was in the audience.

### **Linkster's Conditional Use Permit**

**Motion:** Commissioner Jim Malless moved to direct staff to file an amendment to the Linkster's Conditional Use Permit, to go through the process as outlined in the Code. Commissioner Justin Troller seconded.

Mayor Howard Wiggs asked for comments from the Commission and the audience. There were none.

**Action:** Mayor Howard Wiggs called for the vote. The motion carried unanimously.

### **Employee Survey**

The City had received a public records request for the employees' "write-in" comments at the end of the survey.

Tim McCausland explained these were public records. There was an obligation to turn the records over to anyone who made a request unless there was a statutory exemption. He did not believe there was any exemption in this case. Any process inconsistent with that would be subject to challenge and would include legal fees.

The commission expressed their concern about their promise to employees that the survey would be anonymous. They discussed the anonymity of the employees, protecting the employees from retribution, fighting the request, asking for a second opinion and asking for an opinion from the Attorney General.

Mayor Howard Wiggs asked for comments from the audience.

Dr. Herb Nold, of Agility Insights, came forward. He announced he would deliver an envelope to the City Attorney's office with the comments. He said it was the position of Agility Insights that these comments were not public records. He objected to turning the results over but did not want to go through the legal battle with those requesting them.

Tim McCausland reminded the Commission there was a legal obligation to turn these records over to the requestor, and no action was required of the Commission.

**CALL FOR ADJOURNMENT – 1:12 p.m.**

## **Legislative Wrap-Up Session June 16, 2014**

The Lakeland City Commission met for the Legislative Wrap-Up workshop in the City Commission Conference Room. Mayor Howard Wiggs and Commissioners Edie Yates, Justin Troller, Keith Merritt, Phillip Walker, Jim Malless, and Don Selvage were present. City Manager Doug Thomas, Deputy City Manager Tony Delgado, Assistant City Manager Brad Johnson, City Attorney Tim McCausland and Deputy City Clerk Debbie Cason were present, along with other city staff.

Mayor Pro Tem Merritt called the meeting to order at 1:27 p.m.

Commissioner Phillip Walker, Chair of the Legislative Committee, introduced David Shepp, of Florida Strategic Group, LLC.

Dave Shepp distributed handouts of the final action taken by the Legislature this session. He reported that this year, the fewest number of bills were passed, for the fourth consecutive year. The final group of bills was on the governor's desk.

Dave Shepp and the group went through the handout and discussed each issue, some of which were:

The Florida Polytechnic University funding had been granted for their first year, and the Senate confirmed the Board of Trustees.

The Enterprise Zone program would sunset next year if not extended. The issue died in Committee this year. They would need statewide support next year.

Mayor Wiggs left the meeting at 1:42 p.m.

Red Light Cameras – two bills filed this year. One would have repealed the Mark Wandall Traffic Safety Statute and ended state support. The other would have diverted funds leaving no revenue to local government. Both bills died in Committee.

Prepaid Wireless – collecting 9-1-1 fees from prepaid wireless users passed both the House and the Senate. If signed by the Governor, this bill would go into effect July 1, 2014.

New Crisis Stabilization Unit Facility (operated by Peace River Center) in Lakeland – the State budget contained the funding for this facility.

Spring Training Facilities/Funding – legislation modifying the requirements for stadiums to be eligible for State funding and years of distribution of funds was approved and sent to the Governor for signature or veto.

State Library Aid Funding was approved in the State budget with an increase of more than \$5 million.

Commissioner Don Selvage requested the City prepare a proclamation for Seth McKeel, who was completing his last term in the Florida House of Representatives.

The meeting adjourned at 2:07 p.m.

## **LAKELAND CITY COMMISSION**

### **Special Called Session June 16, 2014**

The Lakeland City Commission met in a Special Called Session. Mayor Howard Wiggs and Commissioners Jim Malless, Justin Troller, Edie Yates, Phillip Walker, and Don Selvage were present. Commissioner Keith Merritt was absent. City Attorney Tim McCausland and Deputy City Clerk Debbie Cason were present.

#### **CALL TO ORDER – 8:08 a.m.**

Mayor Howard Wiggs called the meeting to order.

Tim McCausland explained F.S. 286.011(8) allowed the Commission to meet in a closed door session to discuss active litigation. There were three cases to discuss, one regarding Maclver, one regarding Eberle, and one regarding Chandler.

The Commission recessed into the closed door session at 8:10 a.m.

The Commission reconvened at 9 a.m.

Tim McCausland noted the discussion related to the Maclver case concluded at 8:36 a.m., the discussion related to the Eberle case concluded at 8:49 a.m., and the discussion related to the Chandler case concluded at 9 a.m.

The meeting adjourned at 9:02 a.m.