

**CITY COMMISSION MEETING MINUTES  
APRIL 5, 2017**

4/5/2017 - Minutes

1. INVOCATION

Dr. James Moyer gave the invocation.

2. PLEDGE OF ALLEGIANCE

3. CALL TO ORDER

The meeting of the Lake Wales City Commission was held on March 21, 2017 in the Commission Chambers at the Municipal Administration Building. Mayor Eugene Fultz called the meeting to order at approximately 6:02 p.m. following the Invocation and the Pledge of Allegiance.

4. ROLL CALL

COMMISSIONERS PRESENT: Terrye Howell, Pete Perez; Robin Gibson; Jonathan Thornhill, Deputy Mayor;  
Eugene Fultz, Mayor

CITY REPRESENTATIVES PRESENT: Kenneth Fields, City Manager; Jennifer Nanek, Assistant to City Manager; City Attorney Albert C. Galloway, Jr.

5. CITY CLERK

5.I. Announcement: The Unofficial Results Of The City Of Lake Wales April 4, 2017 Municipal Election

Clara VanBlargan, City Clerk, announced that Eugene Fultz was elected again as Mayor, Seat 1 at large. Curtis Gibson won in Seat 2, District 19, and Flora Stewart won Seat 4, District 27.

The unofficial results:

Seat 1:

Ed Bowlin 559 votes

Eugene Fultz 951 votes

Seat 2:

Jacob Clifton 605 votes

Curtis Gibson 855 votes

Seat 3:

Flora Stewart 889 votes

Lloyd J. Van Sickle 634 votes

9. CONSENT AGENDA

Deputy Mayor Thornhill made a motion to approve the Consent Agenda. Commissioner Howell seconded the motion.

By Voice Vote:

Deputy Mayor Thornhill "YES"

Commissioner Howell "YES"

Commissioner Gibson "YES"

Commissioner Perez "YES"

Mayor Fultz "YES"

The motion carried 5-0.

9.I. Approval Of Minutes: March 21, 2017, Regular Meeting

10. OLD BUSINESS

11. NEW BUSINESS

11.I. National League Of Cities (NLC) Service Line Program

This item was tabled until a later meeting.

11.II. Ordinance 2017-08 Annexation – 1st Reading Southwest Corner Thompson Nursery Road And U.S. Highway 27

(Begin Agenda Memo)

**Synopsis:**

Ordinance 2017-08 proposes the annexation of approximately 5.2 acres located at the southwest corner of Thompson Nursery Road and U.S. Highway 27 and contiguous to the incorporated City limits.

**Recommendation:**

Staff recommends approval on first reading of Ordinance 2017-08, providing for the annexation of approximately 5.2 acres located at the southwest corner of Thompson Nursery Road and U.S. Highway 27.

A recommendation from the Planning and Zoning Board is not required for an annexation ordinance. No public hearing is required for the first reading of an annexation ordinance. Upon approval of first reading, a public hearing will be advertised for the next regular City Commission meeting.

**Background:**

Palmetto Capital Group, LLC, owners are requesting annexation into the corporate city limits of Lake Wales.

(Begin Agenda Memo)

**SYNOPSIS:**

Ordinance 2017-07 is being presented to include vaping with e-cigarettes into existing smoking policy.

**RECOMMENDATION**

It is recommended that the City Commission approve Ordinance 2017-07 upon First reading.

**BACKGROUND**

Most tobacco laws were adopted before the use of e-cigarettes. As the e-cigarette industry has become increasingly large, local governments have dealt with it in different ways. Staff proposes to amend the smoking policy to include vaping with e-cigarettes. Ordinance 2017-07 will prohibit smoking, vaping and the use of all tobacco products from City buildings, facilities, or vehicles.

**FISCAL IMPACT**

There is no cost resulting from this amendment.

(End Agenda Memo)

Clara VanBlargan, City Clerk, read **ORDINANCE 2017-07** by title only.

**ORDINANCE 2017-07**

AN ORDINANCE AMENDING CHAPTER 2, ADMINISTRATION, LAKE WALES CODE OF ORDINANCES; AMENDING THE SMOKING POLICY TO INCLUDE VAPING; PROVIDING FOR AN EFFECTIVE DATE.

Sandra Davis, Human Resources Director, reviewed this item.

Commissioner Gibson made a motion to approve **ORDINANCE 2017-07** after first reading. Commissioner Howell seconded the motion.

Roll Call Vote:

Commissioner Gibson "YES"

Commissioner Howell "YES"

Commissioner Perez "YES"

Deputy Mayor Thornhill "YES"

Mayor Fultz "YES"

The motion passed 5 - 0.

11.IV. Agreement - City Of Lake Wales/Lake Wales Professional Firefighters

(Begin Agenda Memo)

**SYNOPSIS:**

Mayor Fultz "YES"

The motion passed 5 - 0.

11.V. Resolution 2017-06, Resolution Commending The Florida Association Of City Clerks For Its 45th Anniversary

(Begin Agenda Memo)

**SYNOPSIS**

Resolution 2017-06 commends the Florida Association of City Clerks for the celebration of its 45th Anniversary as an organization.

**RECOMMENDATION**

The Florida Association of City Clerks requested that the City Commission adopt Resolution 2017-06.

**BACKGROUND**

A fellow Municipal Clerk who needed assistance and found that a state organization did not exist for a city clerk profession formed the Florida Association of City Clerks (FACC) in 1972. Because of all the leaders who gave willingly and unselfishly to FACC over the years our vision, goals, and objects have materialized. The organization promotes, develops the educational and professional status of Florida city clerks, help increase the efficiency of their functions, increase cooperation, and assistance with city administrators, gather, and disseminate information to improve procedures, and improve the efficiency of the administration of municipal government. FACC also works in conjunction with the International Institute of Municipal Clerks to provide Certified Municipal Clerk (CMC) and Master Municipal Clerk (MMC) certification for city clerks.

Now, FAA stands mightily as a 500+-member organization representing Florida's 411 municipalities. In light of this celebration year, the organization requested that the City of Lake Wales City commission adopt a resolution noting this distinction and to join them in celebrating all year long.

**OTHER OPTIONS**

None

**FISCAL IMPACT**

None

(End Agenda Memo)

Clara VanBlargan, City Clerk, read **RESOLUTION 2017-06** by title only.

A RESOLUTION OF THE CITY OF LAKE WALES COMMENDING THE FLORIDA ASSOCIATION OF CITY CLERKS FOR ITS 45TH ANNIVERSARY.

Clara VanBlargan, City Clerk, reviewed this item.

Deputy Mayor Thornhill made a motion to approve **RESOLUTION 2017-06**. Commissioner Howell seconded the motion.

Roll Call Vote:

Voice Vote:

Commissioner Gibson "YES"

Commissioner Howell "YES"

Commissioner Perez "YES"

Deputy Mayor Thornhill "YES"

Mayor Fultz "YES"

The motion passed 5 - 0.

Mayor Fultz reported on his lobbying efforts with Representative Mike LaRosa and others against the proposed legislation. The need for CRAs was further discussed. Mr. Fields said they are watching this bill and the Florida League of Cities is fighting against it. Other bills of concern were discussed.

Commissioner Gibson asked about the status of the CRA consultant. Mr. Fields said the contract will be on the forthcoming CRA agenda which will be April 18, 2017 and hopes to be able to move forward with Main Street director position.

Commissioner Gibson said he would like to see the three year terms issue move forward to be on next year's ballot and he said he wants to change the candidates oath as well. He expressed concerns about inconsistencies concerning these issues in the charter.

Deputy Mayor Thornhill suggested putting term limits on the ballot too.

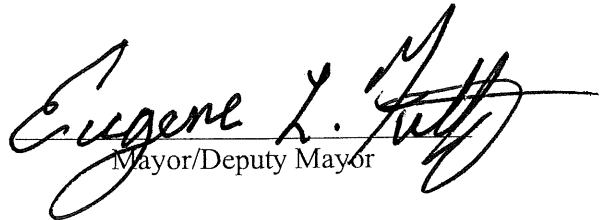
#### 14. MAYOR COMMENTS

Mayor Fultz thanked Warner University for their partnership and their help with all the projects they worked on today.

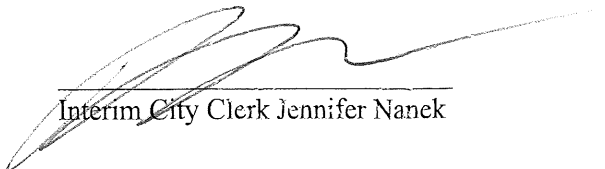
He congratulated the two new Commissioners-Elect (Commissioners-Elect Stewart & Gibson were present) and announced that a new Deputy Mayor needs to be selected at the first meeting in May when the new Commissioners are sworn in. Mr. Fields cautioned the Commissioners-Elect that they are now covered by the Sunshine Law. The Mayor echoed these sentiments and thanked them for stepping up to run.

#### 15. ADJOURNMENT

The meeting was adjourned at 7:06 p.m.

  
Mayor/Deputy Mayor

ATTEST:

  
Interim City Clerk Jennifer Nanek