

City Commission Meeting Minutes
November 21, 2017
(APPROVED)

11/21/2017 - Minutes

1. INVOCATION

Mayor Fultz gave the invocation.

2. PLEDGE OF ALLEGIANCE

3. CALL TO ORDER

The Mayor called the meeting to order at approximately 6:00 p.m. after the invocation and pledge of allegiance.

4. ROLL CALL

Commission Members Present: Eugene Fultz - Mayor, Curtis Gibson, Flora "Tonya" Stewart, Terrye Howell, Robin Gibson - Deputy Mayor

Staff Present: James Slaton, Assistant City Manager; Albert C. Galloway, Jr., City Attorney; Jennifer Nanek,
City Clerk

5. PROCLAMATIONS AND AWARDS

5.I. PROCLAMATION: Monica Drake-Pierce

Mayor Fultz presented a proclamation to Monica Drake-Pierce, Depot Museum Director, commending her for her hard work.

6. PRESENTATION/REPORT

6.I. PRESENTATION - Wi-Fi Expansion

James Slaton, Assistant City Manager, gave an update on the expansion of Wi-Fi around Lake Wales including Lake Wailes Park, downtown and shared plans for future expansion. Commissioner Howell asked about the soccer field if they plan to put wi-fi out there. Mr. Slaton confirmed that it is part of the plan but Comcast is building out the infrastructure out that way so we have to wait until its finished. Mayor Fultz asked about plans for fiber optics. Mr. Slaton said that he has not heard of that yet. Mayor Fultz asked about Stuart Park. Mr. Slaton confirmed that Stuart Park is part of the plan to have all city facilities to be able to get wi-fi.

6.II. PRESENTATION: Lake Wales Municipal Airport Event Fiite Fest South

Alex Vacha, Airport Manager, gave a presentation and report on the recently held Fiite Fest event at the Lake Wales Airport. He read a email from a representative from FDOT that complimented the event that it was well organized. The Airport received an event fee of \$2000.

7. COMMUNICATIONS AND PETITIONS

Michal Cabral, non-resident, presented a petition asking that all Bibles be banned.

8. CONSENT AGENDA

The Mayor announced that the one item on the consent agenda has been pulled as not all documents were ready.

8.I. BBT Master Equipment Lease

[Begin Agenda Memo]

SYNOPSIS:

The City Commission will consider adopting Resolution 2017-20, authorizing the execution and delivery of a master equipment lease/purchase agreement with Branch Banking and Trust Company for 18 Self-Contained Breathing Apparatus for the Lake Wales Fire Department.

RECOMMENDATION

It is recommended that the City Commission consider the following action:

1. Adopt Resolution 2017-20, authorizing the execution and delivery of a master equipment lease/purchase agreement with Branch Banking and Trust Company.
2. Authorize the Mayor to execute the appropriate documents on the City's behalf.

BACKGROUND

The approval to lease purchase 18 SCBA's with accessories will allow the City of Lake Wales to take advantage of a significant price decrease due to several other fire departments around the state submitting orders at the same time. In order to benefit from the savings of this bulk order, the SCBA's have to be ordered in November. The purchase of SCBA's was approved in the FY 17'18 capital improvement plan.

The current SCBA's are 12 years old and we currently have 14 SCBA's out of service due to various issues. These SCBA's had a 5 year warranty on electronics and a 10 year warranty on the remaining components. All components of the new SCBA's will be covered under warranty for the entire 15 years of useable life.

Staff recommends financing the replacement of these SCBA's for the following reasons:

FISCAL IMPACT

- An outright purchase would result in a current-year decrease in cash flow of \$119,967.32.
- BB&T's proposal has an APR of 2.44% over the eighty-four (84) month term with a one (1) dollar residual buyout price. There is a one time \$500.00 fee associated with the financing option.

[End Agenda Memo]

9. OLD BUSINESS

9.1. Ordinance 2017-21, FY16'17 Budget Amendment #2, 2nd Reading & Public Hearing

[Begin Agenda Memo]

SYNOPSIS:

The City Commission will consider approval of the first amendment of FY 16'17 Budget that was adopted on September 20, 2016, modified by Ordinance 2017-04 on March 21, 2017.

RECOMMENDATION

It is recommended that the City Commission approve Ordinance 2017-21 after second reading and public hearing.

The City Commission approved first reading of the ordinance on November 7, 2017. The advertisement requirement for second reading and public reading has been met.

BACKGROUND

Ordinance 2016-17 estimating revenues and appropriating funds for Fiscal Year 2016-17 was adopted by the City Commission September 20, 2016, modified Ordinance 2017-04 on March 21, 2017.

We are presenting Ordinance 2017-21 to modify the estimates of revenues and appropriations budgeted in various funds. This is primarily a housekeeping ordinance to conform the adopted budget to realized or expected changes within the current fiscal year. Explanation of change, for significant items has been provided on both Exhibit A and B.

OTHER OPTIONS

This is a required budgetary amendment for compliance purposes relating to the City's Charter and Florida State Statute.

Per the Lake Wales City Charter, Section 6.07, upon written request by the City Manager, the City Commission may by ordinance transfer part or all of any unencumber appropriation balance from one department, office or agency to another. Per Florida State Statute, Section 166.241, the budget must regulate expenditures of the municipality. If a budget amendment is required, the amendment must be adopted in the same manner as the original budget.

FISCAL IMPACT

See Exhibit A and Exhibit B attached to Ordinance 2017-21

[End Agenda Memo]

Jennifer Nanek, City Clerk, read **ORDINANCE 2017-21** by title only.

AN ORDINANCE OF THE CITY OF LAKE WALES, POLK COUNTY, FLORIDA, AMENDING ORDINANCE 2016-17 AS AMENDED ORDINANCE 2017-04 TO MODIFY THE ESTIMATES OF EXPENDITURES FOR THE OPERATION OF THE SEVERAL DEPARTMENTS OF SAID CITY FOR THE 2016-2017 FISCAL YEAR AND TO MODIFY THE APPROPRIATION OF FUNDS RAISED AND COLLECTED FROM ALL SOURCES SET FORTH IN THE ESTIMATE OF REVENUES FOR SAID FISCAL YEAR; REPEALING ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

Dorothy Ecklund, Finance Director reviewed the item.

OPENED PUBLIC HEARING

CLOSED PUBLIC HEARING

Deputy Mayor Robin Gibson made a motion to adopt **ORDINANCE 2017-21** after 2nd reading and public hearing. Commissioner Howell seconded the motion.

Roll Call Vote:

Deputy Mayor Robin Gibson "YES"

Commissioner Howell "YES"

Commissioner Stewart "YES"

Commissioner Curtis Gibson "YES"

Mayor Fultz "YES"

Motion was approved 5 -0.

9.II. Ordinance 2017-20 – 2nd Reading And Public Hearing

[Begin Agenda Memo]

SYNOPSIS

A few areas of the zoning regulations (Chapter 23, Lake Wales Code of Ordinances) have been identified as needing amendments to address issues that have arisen and provide better clarification and intent of the code.

RECOMMENDATION

Staff recommends the adoption of Ordinance 2017-20 after second reading and public hearing. Public notice requirements have been met.

BACKGROUND

The Planning and Zoning Board held a regular meeting on August 22, 2017 and voted to recommend various amendments to the Zoning, Land Use and Development Regulations as set forth in the proposed ordinance.

Following are explanations of the proposed revisions.

23-306 Off-Street Parking and Vehicular Access

Current code allows each dwelling unit one driveway with a curb cut not exceeding twenty-four feet in width, or one circular driveway may be permitted per single-family or duplex lot with curb cuts not exceeding twelve feet in width and a minimum of twenty-four feet between curb cuts.

Proposed:

Each dwelling unit may have one driveway per street frontage with a curb cut not exceeding twenty-four feet in width. One circular driveway may be permitted per single-family or duplex lot with curb cuts not exceeding twelve feet in width and a minimum of twenty-four feet between curb cuts. Curb cuts shall be measured at the property line.

Refuse Collection Area

Current code requires that a facility for refuse containers shall be provided for all multi-family and nonresidential buildings, and that such facility shall be screened by a solid fence or enclosure, with landscaping. A fence or enclosure height is not specified.

Proposed addition:

Such facilities shall be screened by a solid fence or enclosure and shall measure a minimum of six feet in height, with landscaping.

Table 23-306B Minimum Automobile Off-Street Parking Space Requirements

Automotive dealerships – current calculation: 1 per pay for auto repair, plus 0.5 per 100SF of retail floor area, plus 1 per vehicle displayed outdoors, plus 1 customer space per 4,500SF of

indoor vehicle display area, plus 1 customer space per 50 vehicles in outdoor display.

Proposed:

Automotive dealerships -1 space per 250sf of retail sales area, plus 1 space per 1000sf of outside display area.

Automotive repair – 1 per bay for auto repair, plus 0.5 per 100sf of GFA.

Day Care – current calculation: 1 per full-time or equivalent staff member plus 1 per 10 clients, plus 2 drop-off spaces per 10 clients.

Proposed:

Day Care – 1 per full-time or equivalent staff member plus 1 per 5 permitted children.

Hotel or motel – current calculation: 1.25 per unit

Proposed - 1 per unit/room

FISCAL IMPACT

The amendments have no identifiable fiscal impact themselves.

[End Agenda Memo]

Jennifer Nanek, City Clerk, read **ORDINANCE 2017-20** by title only.

AN ORDINANCE OF THE CITY OF LAKE WALES, POLK COUNTY, FLORIDA, AMENDING ORDINANCE 2016-17 AS AMENDED ORDINANCE 2017-04 TO MODIFY THE ESTIMATES OF EXPENDITURES FOR THE OPERATION OF THE SEVERAL DEPARTMENTS OF SAID CITY FOR THE 2016-2017 FISCAL YEAR AND TO MODIFY THE APPROPRIATION OF FUNDS RAISED AND COLLECTED FROM ALL SOURCES SET FORTH IN THE ESTIMATE OF REVENUES FOR SAID FISCAL YEAR; REPEALING ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

Kathy Bangley, Planning Director, reviewed this item.

OPENED PUBLIC HEARING

CLOSED PUBLIC HEARING

Commissioner Howell made a motion to adopt **ORDINANCE 2017-20** after 2nd reading and public hearing. Deputy Mayor Robin Gibson seconded the motion.

Roll Call Vote:

Commissioner Howell "YES"

Deputy Mayor Robin Gibson "YES"

Commissioner Stewart "YES"

Commissioner Curtis Gibson "YES"

Mayor Fultz "YES"

Motion was approved 5 -0.

10. NEW BUSINESS

11. CITY MANAGER

11.I. Tracking Report

James Slaton, Assistant City Manager, reported that we expect to break ground on the downtown trail and parking lot at Scenic and Central in January. The Spook Hill sign has been delayed due to a problem with materials. The PD server virtualization is complete as is the public wi-fi expansion. Mr. Slaton reviewed projects completed over the past fiscal year including backup generators at the Police Department, repairs at the Depot Museum and rehab of the pier at the lake.

Mr. Slaton reported on debris pickup that it will be completed within the next two weeks.

11.II. Social Media Tracking Report

11.III. City Commission Meeting Calendar

11.IV. Other Meetings & Events Calendar

Mr. Slaton reported on the upcoming Orange Blossom BBQ on December 1 -2.

12. CITY COMMISSION COMMENTS

Commissioner Curtis Gibson asked about the Estes Electric building. Kathy Bangley, Planning Director, gave an update that the owner wants to keep a portion of the building up but has until beginning of next month to apply for a demo permit. That building is being addressed.

Deputy Mayor Robin Gibson asked about the status of the Dixie Walesbilt hotel. Ms. Bangley gave an update on the hotel explaining that Mr. Brown was issued a permit for 180 days but there have been no inspections lately. The permit is just to enclose the building. Depending on the progress they might get another 6 months.

Deputy Mayor Robin Gibson expressed concern about the recent shooting Texas and other recent shootings. He asked what we can do to protect people in schools and churches. Mayor Fultz said that he shared his concerns and that Chief Velasquez would not let suspicious characters go unchecked. Deputy Mayor Gibson emphasized the importance of being alert and aware. Chief Velasquez reported that they do have programs available such as active shooter training that they provide to various groups or organizations. He asks citizens to report any concerns and don't worry about hurting feelings. Mayor Fultz said that the Sheriff's office offers weapons training and encouraged the commissioners to take that training.

13. MAYOR COMMENTS

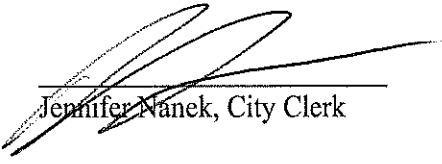
Mayor Fultz read a letter saying that James Slaton has been selected for Leadership ICMA training a 2 year program for career professionals. He was selected through a national competitive process.

14. ADJOURNMENT

The meeting was adjourned at 7:00 p.m.


Mayor/Deputy Mayor

ATTEST:



Jennifer Nanek, City Clerk

