MEMORANDUM

June 9, 2015

TO: Honorable Mayor and City Commission

VIA: Kenneth Fields, City Manager

FROM: City Clerk Clara VanBlargan, MMC

RE: Appointments – Airport Authority Board; Code Enforcement Board; Planning & Zoning Board

SYNOPSIS: Appointments fill vacancies due to resignations, expiration of terms, newly established

boards, etc.

RECOMMENDATION

The Mayor makes appointments to various citizen advisory and regulatory boards, commissions, committees, and authorities with the advice and consent of the City Commission (City Charter, Sec. 3.06).

The Mayor is asked to make the appointments as deemed appropriate.

BACKGROUND

Vacancies exist on various Boards, Commissions, and Committees due to resignations, expirations of terms, newly established boards, etc.

Lake Wales Code of Ordinances Sec. 2-26 (3). Limit on Consecutive Terms:

- (a) Except as provided in paragraph (b) below, no person shall serve more than three (3) consecutive terms on a single board, commission or committee except that a person appointed to a partial term that is less than one-half (½) of the normal term for that particular board, commission or committee shall be permitted to serve three (3) consecutive terms in addition to the partial term. Members appointed before July 1, 1989, may be permitted to serve three (3) additional consecutive terms. This limit on consecutive terms may be waived for members of regulatory boards (i.e., planning and zoning board, board of appeals, code enforcement, etc.) with the recommendation of the city manager where, in the sole discretion of the city manager, special circumstances exist which warrant the appointment of a particular member to an additional term.
- (b) There shall be no limit to consecutive terms served by an elected or appointed trustee on a board established for the purpose of administering an employee retirement plan.

Airport Authority (City Code Sec. 2-41) – The board consists of seven (7) voting members and one (1) non-voting member who is a City Commissioner. At least four (4) voting members must be qualified electors of the City (3-year term)

- There is no interview process requirement for applicants applying for appointment to this board.
- Members are not required to file an annual Form 1, Statement of Financial Interests
- Current Vacancies: 2 vacancies; 2 expiring terms

Applying for Re-appointment for Term Expiring 7/1/18: Katherine Rogers, resident Charles Keniston, resident

Current Members: Charles Keniston, resident 03/06/12 - 07/01/15, 1

Jack Neal, resident 09/19/06 - 07/01/15, 3-**Final**

Katherine Rogers, resident, chairman 09/18/12 - 07/01/15, 1

Charles Loomis, resident Robert Kelly, resident Dale Marks, resident Robert Wood, resident ***Vacant***

Commissioner Perez, non-voting member

11/03/10 - 07/01/16, 2 07/03/07 - 07/01/16, 3-Final 06/17/08 - 07/01/17, 3 05/19/15 - 07/01/17, 1 - 07/01/18

05/19/15 - 05/02/17

Airport Manager (City Code Sec. 2-41(f)(5)) - City Manager

Meetings (City Code Sec. 2-41(r)) - The Lake Wales Airport Authority shall hold regular meetings at least once every month and at such other times as the authority shall determine to be reasonably necessary from time to time.

Current Meeting Schedule: - 1st Monday @ 5:30 PM; Commission Chamber

Duties/Powers (City Code Sec. 2-41(f)) - The Lake Wales Airport Authority exercises its powers and jurisdiction over the property known as the Lake Wales Airport and properties in addition to the Lake Wales Airport so long as they are exercised pursuant to contract with other governmental entities for the operation and supervision of other airports, airfields, and related facilities. The Lake Wales Airport Authority, subject to approval by the Lake Wales City Commission, is hereby authorized and empowered:

- 1. To adopt bylaws for the regulation of its affairs and the conduct of its business.
- 2. To adopt an official seal and alter the same at pleasure
- 3. To maintain an office at such place or places as may be designated by the City of Lake Wales.
- 4. To sue and be sued in its own name, plead, and be impleaded.
- 5. To provide oversight of airport operations for the purpose of input and advice to the city manager in his capacity as Airport Manager.
- 6. To acquire, lease as lessee or lessor, construct, reconstruct, improve, extend, enlarge, equip, repair, maintain, and operate any airport which may be located on the property of the authority. Nothing in Ordinance 2007-07 shall exempt the Lake Wales Airport Authority from the provisions of chapter 333, Florida Statutes.
- 7. To issue bonds of the authority, as hereinafter provided, to pay the cost of such acquisition, construction, reconstruction, improvement, extension, enlargement, or equipment.
- 8. To issue refunding bonds of the authority as hereinafter provided.
- 9. To fix and revise from time to time and to collect rates, fees, and other charges for the use of or for the services and facilities furnished by any airport facilities or tenant.
- 10. To acquire in the name of the authority by gift, purchase, or the exercise of the right of eminent domain, in accordance with the laws of the state which may be applicable to the exercise of such powers by municipalities, any lands or rights in land, and to acquire such personal property as it may deem necessary in connection with the acquisition, construction, reconstruction, improvement, extension, enlargement, or operation of any airport facilities, and to hold and dispose of all real and personal property under its control.
- 11. To make and enter into all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers under this Ordinance, including a trust agreement or trust agreements securing any bonds issued hereunder, and to employ such consulting and other engineers, superintendents, managers, construction and financial experts, accountants, and attorneys, and such employees and agents as may, in the judgment of the authority, be deemed necessary, and to fix their compensation; provided, however, that all such expenses shall be payable solely from funds made available under the provisions of this Ordinance.
- 12. To accept grants or money or materials or property of any kind for any airport or other facilities from any federal or state agency, political subdivision, or other public body or from any private agency or individual, upon such terms and conditions as may be imposed.
- 13. To issue revenue certificates of the authority as hereinafter provided.

- 14. To do all acts and things necessary or convenient to carry out the powers granted by this Ordinance.
- 15. To contract with other governmental entities to operate airports, airfields, and other related facilities and services, including providing all personnel, tools, equipment, supervision, and other materials and services required therefore.

Code Enforcement Board (City Code Sec. 2-56) – The board consists of seven (7) members. Whenever possible, membership shall include an architect, a businessperson, an engineer, a general contractor, a subcontractor and a realtor. Members must be residents. (3-year term)

- An interview process is necessary for new applicants only.
- Members are required to file an annual Form 1, Statement of Financial Interests
- Current Vacancies: 4 expiring terms

Applying for Re-appointment for Term Expiring 7/1/18: Wilena Vreeland, resident Melissa Konkol, resident

Current Members: Melissa Konkol, resident 01/19/10 – 07/01/15, 2

 Wilena Vreeland, resident
 10/04/11 – 07/01/15, P+1

 Angela Jones, resident
 05/07/13 – 07/01/15, 1

 Warren Turner, resident
 07/01/14 – 07/01/15, P

 Murray Zacharia, resident
 06/18/13 – 07/01/16, 1

 William Follett, resident
 07/03/07 – 07/01/16, 3-Final

 Jean Kincaid Scott, resident
 06/17/08 – 07/01/17, 3

Current Meeting Schedule: 2nd Monday @ 5:00 PM; Commission Chamber

Powers (City Code Sec. 2-57) - The Code Enforcement Board imposes administrative fines and other noncriminal penalties to enforce city health and sanitation, local business tax receipt, fire, building, zoning and sign ordinances when it finds that a pending or repeated violation continues to exist.

In accordance with F.S. 162.08, The Code Enforcement Board has the power to:

- 1. Adopt rules for the conduct of its hearings.
- 2. Subpoena alleged violators and witnesses to its hearings. Subpoenas may be served by the sheriff of the county or police department of the municipality.
- 3. Subpoena evidence to its hearings.
- 4. Take testimony under oath.
- 5. Issue orders having the force of law to command whatever steps are necessary to bring a violation into compliance.

Planning & Zoning Board (City Code Sec. 23-205.2) – The board consists of seven (7) members. At least six (6) members must reside in the City and one (1) member must either reside in or own real property in the city. (3 year term)

- An interview process is required for new applicants only.
- Members are required to file an annual Form 1, Statement of Financial Interests
- Current Vacancies: 2 vacancies

Applying for Re-appointment for Term Expiring 7/1/18: Mark Bennett, resident Joanne Fuller, resident

A fourth term for Ms. Joanne Fuller is recommended by the Planning & Zoning Board and the Planning & Development Director. The City Manager has the authority to recommend that the City Commission grant the additional three year term.

Current Members: Joanne Fuller, resident 09/19/06 – 07/01/15, 3

Mark Bennett, resident 05/07/13 – 07/01/15, 1

Charlene Bennett, resident

Vacant, resident
Sharon Allen, resident

Vacant, resident
John Gravel, property owner

02/16/10 – 07/01/16, 2 – 07/01/16 07/01/04 – 07/01/17, P+4-Final – 07/01/17, 05/06/14 – 07/01/16, 1

Meetings (2-133) – The planning board shall hold regular meetings at the call of the chairman on the fourth Tuesday of each month and at such other times as the planning board may determine. Special meetings may be called by the chairman or vice-chairman with twelve (12) hours of notice.

Current Meeting Schedule: - 4th Tuesday @ 5:00 p.m.; Commission Chamber

Rules of procedure (City Code Sec. 23-205.3):

The planning board shall elect from its **membership** one (1) member to serve as chairman and one (1) to serve as vice-chairman.

- a. The term of the chairman and vice-chairman named by the planning board shall be for a period of one (1) year with eligibility for re-election.
- b. The planning board shall hold regular meetings at the call of the chairman on the fourth Tuesday of each month and at such other times as the planning board may determine. Special meetings may be called by the chairman or vice-chairman with twelve (12) hours of notice.
- c. The planning board shall adopt rules for transaction of its business and shall keep a public record of its resolutions, transactions, findings and determinations which record shall be filed with the official records of the city. The planning board may set a limit on the number of applications which may be scheduled for review on an agenda.

Functions, powers and duties (City Code Sec. 23-205.4) - To act as Local Planning Agency pursuant to the Local Government Comprehensive Planning and Land Development Regulation Act, F.S., ch 163, part II, and perform all functions and duties prescribed therein:

- 1. To advise and make recommendations to the city commission regarding applications for amendments to the official zoning map and comprehensive plan, rezoning of property, preliminary planned development projects and subdivisions;
- 2. To consider the need for revision or addition of regulations in these land development regulations and recommend changes to the city commission;
- 3. To hear and decide applications for special exception use permits and site plans in compliance with these regulations;
- 4. To perform any other duties which are lawfully assigned to it by the city commission

OPTIONS

Do not appoint the applicants named above and seek other applicants; however, it may be difficult for the boards to obtain a quorum until vacancies are filled.

FISCAL IMPACT

None. These are volunteer citizen boards.

ATTACHMENTS

Application

Recommendation to appoint Ms. Joanne Fuller to a fourth term

APPLICATION FOR APPOINTMENT TO CITY BOARD, COMMISSION OR COMMITTEE City of Lake Wales, City Clerk's Office, P.O. Box 1320, Lake Wales, FL 33859-1320

Board/Commission/Committee Airport Authority						
Applying for: Yes	Yes No Yes No					
reappointment City Resident?	City Business Tax?					
new appointment Registered Voter? Yes, Florida Registered Voter?	Yes, Other Own Property in City?					
Name Katherine Rogers						
Home Address 503 S 9th St Lake Wales	Home Phone FL 33853 913-484-0487					
Business Address 3 Limited Parkway Colum	Business Phone 0US, 0H 43230 813-484-0487					
Employer Rrands	Occupation/Type of Business					
If applicant is not a city resident or does not pay business tax to city, ple	ase provide physical address of property owned within the city limits.					
Special knowledge or experience applicable to function of board/commi	A					
Holds a Medical Certificate Third Cl						
	and the second s					
- Member AOPA (Aircraft Owners and						
- Member Women in Aviation, Inte						
- Aiport Authority Chairman since Feb 2014 Other community involvement						
Other community involvement						
Other community involvement	Fla. Statute 760.80 requires the City of Lake Wales to maintain and report the following information:					
Member High Point Church	Fla. Statute 760.80 requires the City of Lake Wales to					
Other community involvement	Fla. Statute 760.80 requires the City of Lake Wales to maintain and report the following information: Race/Ethnicity Gender Male Female Male Female Female Male Female Male Mal					
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Member High Point Church	Fla. Statute 760.80 requires the City of Lake Wales to maintain and report the following information: Race/Ethnicity					
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Board/Commission/Committee Airport Authority Board	1					
Applying for:	Yes No Yes No					
Full-time City Resident?	Part-time City Business Tax?					
	t to the second					
Yes, new appointment Florida	Yes, Other No Own Property in City? ✓					
Registered Voter?						
Name						
Charles Keniston						
Home Address	Home Phone					
290 Chalet Estates St.	863-455-3089					
Business Address Retired	Business Phone N/A					
Employer	Occupation/Type of Business					
N/A	N/A					
If applicant is not a city resident or does not pay business tax to city, ple						
N/A						
Special knowledge or experience applicable to function of board/commi	ssion/committee					
Safety Officer Heavy Construction.						
Other community involvement	Fla. Statute 760.80 requires the City of Lake Wales to					
Former Facilities Director for Carlsberg Estates HOA	maintain and report the following information:					
Tomber I woman a mooth for contracting defined and	Race/Ethnicity Gender					
	African-American Male ✓ Female					
	Asian-American					
	Hispanic-American Physically Disabled?					
	Native-American Yes No V					
	Caucasian					
I understand that I may be required to complete a Financial Disclosure Form in accordance with the requirements of Florida Law for every year during which I serve as an appointee. I further understand that refusal to file a required Financial Disclosure will result in my removal from the board/commission/committee to which I have been appointed.						
Have you ever been convicted of a follow?	(11)					
Have you ever been convicted of a felony? If yes, please explain on separate paper	hut famil					
and attach to application.	applicant signature 5/16/2015					
List 3 references who reside in the city:						
List o references who reside in the oity.	date					
Betty Bilinkiewicz 863-949-4518	date / /					
Betty Bilinkiewicz 863-949-4518 name phone	If the applicant is not appointed at the next City Commission meeting scheduled for the purpose of making appointments,					
Betty Bilinkiewicz 863-949-4518 name phone Charles Howard 863-949-4038	date / / If the applicant is not appointed at the next City Commission					
Betty Bilinkiewicz 863-949-4518 name phone Charles Howard 863-949-4038 name phone	If the applicant is not appointed at the next City Commission meeting scheduled for the purpose of making appointments, this application will be retained on file for 6 months.					
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Betty Bilinkiewicz 863-949-4518 name phone Charles Howard 863-949-4038 name phone Mary Fackenthal 863-676-2738	If the applicant is not appointed at the next City Commission meeting scheduled for the purpose of making appointments, this application will be retained on file for 6 months.					

Board/Commission/Committee Planning Board								
Applying for:	Yes	Yes	No	Yes No	10			
Formand I	ıll-time ✓	Part-time		City Business Tax?	7			
new appointment	Yes, lorida ✓	Yes, Other	No	Own Property in City?	man			
Name Mark J. Bennett	-							
Home Address P.O. Box 1106	Home Phone (863) 528-9165							
Business Address 4425 US Highway 92 E, Lakeland, FL 33801				Business Phone (863) 669-0108				
Employer				Occupation/Type of Business				
Ridge Professional Group				Urban Planner/Consulting Firm				
If applicant is not a city resident or does not pay business tax to	city, plea	ase provide ph	ysical add	dress of property owned within the city limits.				
Special knowledge or experience applicable to function of board	/commis	sion/committe	e					
Previous experience as current member of Planning Board								
Other community in all amont			-					
Other community involvement			1	tatute 760.80 requires the City of Lake Wales to ain and report the following information:				
Member, CRA Advisory Board				e/Ethnicity				
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			Asi	lcan-American Male ✓ Female	3 1			
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APPLICATION FOR APPOINTMENT TO CITY BOARD, COMMISSION OR COMMITTEE City of Lake Wales, City Clerk's Office, P.O. Box 1320, Lake Wales, FL 33859-1320

Board/Commission/Committee	Da	nnu	19 (1	und Zo	HUNG	Boa	w
Applying for:	Yes	Yes Part-time	No			Yes	No
reappointment City Resident	<u>- </u>	Part-time		City	Business Tax?		V
new appointment Registered Voter?	Yes, Florida	Yes, Other	No	Own P	roperty in City?	又	
Name		. /					
Joanne M. F	ule	<u> </u>		Home Phone			
4131 Aberd	een	lan	د	863	-949-	404	1
Business Address				Business Phon	9		
Employer			· · · · · · · · · · · · · · · · · · ·	Occupation/Typ	pe of Bysiness	T.	
If applicant is not a city resident or does not pay business							
Special knowledge or experience applicable to function of 13 years RCITM NO	board/commi Cealto cut un foo	ssion/commit VV Vecl	tee ngin deg	ia Cor Syra rase	nmerc tien busine	ial R	£.
Other community involvement Lank ashter Re	د کر کام	_1	1	Statute 760.80 red			to
Charty pro	Pert	<i>x</i> .	11	ce/Ethnicity	Gende		, <i>j</i>
	1		- 11	frican-American sian-American	Male	Femal	e <u>X</u>
Served on PIZ Sinke 200	. 43 <i>0</i> °	.010	Hi	ispanic-American	Physic	cally Disab	led?
member Good S	hatha	rd Che	urch c	ative-American aucasian	Yes	No_	
I understand that I may be required to complete a F for every year during which I serve as an appointed result in my removal from the board/commission/co	Financial Dis	sclosure For inderstand t	m in acco	ordance with the al to file a requir	ed Financial (Ois		
Have you ever been convicted of a felony?	Yes		a	Malla	\checkmark		
If yes, please explain on separate paper and attach to application.	ĽNo È	applicant si	gnature	J West	5-20	6-20	15
List 3 references who reside in the city: RW. Tom Scitz 863-875-0 name phone Pleat Ryland 863-638- name phone	3568	meeting	schedule	not appointed a ed for the purpo vill be retained o	se of making ap	pointment	
Dan Shaw 863-583-86	74	e-mail_	DU	FCN o	1 (e)		
name phone Contact City Clerk's Office to schedule appointmen board charirman and board support staff.		+0	unp	alay	VVV	om	
Wall Tom Soits	- Sy	^ .		΄. J			

(0037) 5/08

Board/Commission/Committee Code Enfarce	ment board member						
Applying for: Yes Full-time	Yes No Yes No						
reappointment City Resident?	City Business Tax?						
new appointment Registered Voter? Yes, Florida	Yes, Other Own Property in City? Musbeacl does with mother in Can						
Name Wilena Dawy Vreela, Home Address Home Address Hile East Johnson Aue. LK Wales, F Business Address Employer Disability If applicant is not a city resident or poes not pay business tax to city, please Special knowledge or experience applicable to function of board/commis	Home Phone 863-676-0652 Business Phone Occupation/Type of Business ase provide physical address of property owned within the city limits.						
Other community involvement LK. Wales Literacy Council V.O.I.C. E (LW AB) (ON medical La	Fla. Statute 760.80 requires the City of Lake Wales to maintain and report the following information: Race/Ethnicity African-American Asian-American Asian-American						
	Hispanic-American Native-American Caucasian which						
I understand that I may be required to complete a Financial Disclosure Form in accordance with the requirements of Florida Law for every year during which I serve as an appointee. I further understand that refusal to file a required Financial Disclosure will result in my removal from the board/commission/committee to which I have been appointed.							
Have you ever been convicted of a felony? If yes, please explain on separate paper and attach to application.	Applicant signature 5/21-/15						
List 3 references who reside in the city: Seas Scott 843 674-4846 name phone Judith Davis 863 676-0755 name phone	If the applicant is not appointed at the next City Commission meeting scheduled for the purpose of making appointments, this application will be retained on file for 6 months.						
name phone Contact City Clerk's Office to schedule appointment with board charirman and board support staff.	RECEIVED MAY 2 8 2015						

Board/Commission/Committee							
Applying for:	Yes	Yes Part-time	No			Yes	No
reappointment City Res				City E	Business Tax?		
new appointment	Yes, Florida	Yes, Other	No	Own Pro	operty in City?		
Registered	Voter?						
Name							
Home Address				Home Phone			
Business Address				Business Phone			
Employer				Occupation/Type	of Business		
If applicant is not a city resident or does not pay bus	siness tax to city, plo	ease provide ph	ysical add	I Iress of property o	wned within the c	city limits.	
Special knowledge or experience applicable to funct	ion of board/comm	ission/committee	e				
Other community involvement				tatute 760.80 requalin and report the			to
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I understand that I may be required to comple for every year during which I serve as an app result in my removal from the board/commiss	ointee. I further i	understand tha	at refusal	to file a required	d Financial Disc	closure wi	
					аррііса	ant initials	
Have you ever been convicted of a felony? If yes, please explain on separate paper and attach to application.	Yes	applicant sign	ature				
List 3 references who reside in the city:					date		
name	phone	meeting s	chedule	not appointed at d for the purpose I be retained on	e of making app	ointments	
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name Contact City Clerk's Office to schedule appoint board charirman and board support staff.	phone ntment with						

MEMORANDUM

June 11, 2015

TO: Honorable Mayor and City Commissioners

FROM: Kenneth Fields, City Manager

Kathy Bangley, Director of Planning and Development

RE: Recommendation – Reappointment of Joanne Fuller to Planning Board

I recommend that the city commission waive the three-term limit for reappointment of Joanne Fuller to a fourth term on the Planning & Zoning Board. Both the Chairman of the Planning & Zoning Board, Charlene Bennett, and the Director of Planning & Development, Kathy Bangley, supports her reappointment.

Section 2-26 of the Code of Ordinances limits board members to three consecutive terms, but allows for the city manager to recommend additional terms for members of regulatory boards if special circumstances exist.

In this case, the terms of two of the planning board's seven members are expiring in June 2015 and there are currently two unfilled vacancies. Retaining an experienced member is preferable to appointing and educating new members on the regulations necessary to carry out the duties of the board.