

**MINUTES
CITY COMMISSION WORKSHOP
HAINES CITY, FLORIDA**

January 4, 2018

6:00 PM

Commission Chambers

1. CALL TO ORDER

At 6:02 p.m. Mayor H.L. Roy Tyler called the City Commission workshop to order in the City Commission Chambers located in City Hall, at 620 E. Main Street, Haines City, Florida.

Mayor H.L. Roy Tyler, Vice Mayor Morris West (6:15 p.m.), Commissioner Don Mason, Commissioner Anne Huffman, and Commissioner Horace West were in attendance.

Also in attendance were the following staff members: City Manager Deric Feacher, City Attorney Fred Reilly, and Deputy City Clerk Erica Anderson.

2. WORKSHOP ITEMS

2.1. PERSONAL TRAINER POLICY

Staff Contact: Jeff Jones, Interim Parks and Recreation Director

At the December 19, 2017 City Commission workshop, Vice Mayor West requested city staff to bring back the Personal Trainer Policy for follow-up discussion.

The City Commission discussed the following:

1. Parks and Recreation Supervisor Tom Mallernee would be the City's contact person to assist trainers with the permitting process and enforcement. Flyers would be posted at fitness center locations.
2. The need to ensure the clients were also signing a waiver. It was later determined the indemnification page met the requirement.
3. Clarification was needed to determine a trainer versus a volunteer on the background form.
4. Trainers making personal gain or profits off of city resources. Is this policy too much regulation for local government?
5. The fee structure should be analyzed to eliminate monthly payments.
6. What if the training was a personal one-on-one training scheduled with family members? It was articulated that the policy would not apply to that situation.
7. The city's approval signature page should have a place for the number of clients served and insurance information.
8. A clause for child responsibility should be included in the document.
9. Would this policy be available to staff and retired employees? It was conveyed by

staff that the policy would be available to them.

Commissioner Mason said he was not in favor of the structure of the policy as it was presented.

City staff will amend the policy to incorporate the requested changes by the City Commission, and it will come back for consideration of approval.

City Manager Feacher requested for Interim Parks and Recreation Director Jones to present an update on the 8-Acre Park pool meeting.

The pool vendor meeting was discussed, and it was said that the contract would come back before the city commission for consideration of approval. Further discussion surrounded the formalization of the pool location, the need to discuss the potential for losing amenities at 8-Acre Park, and the close proximity of the two pools.

City Attorney Reilly stated the pool location had already been approved by Resolution 17-1268.

RESULT: DISCUSSED

2.2. DISCUSSION OF CITY ATTORNEY EVALUATION

Staff Contact: Auburn Taylor, Human Resources Director

Human Resources Director Taylor presented the city attorney evaluation for discussion.

Commissioner Huffman said she was in favor of having the City Attorney evaluated like the City Clerk and City Manager.

Commissioner Mason said he did not feel it was necessary for an evaluation and shared that he felt the City Attorney was doing a great job.

Mayor Tyler agreed with Commissioner Mason.

Commissioner West concurred.

Vice Mayor West said he was in favor of having the city attorney evaluated before each budget year and explained it would provide performance feedback.

Further discussion surrounded the confidentiality of attorney - client privilege, the increase of rates, and the decrease in litigation over the past few years.

City Attorney Reilly said he was fine with an evaluation and went on to point out several facts. He said he was not an employee, there was not any severance provision in his agreement, and he has never requested an increase in his fees. He went on to say he tries hard to be available to the city and if the decision was made to conduct an evaluation, he would be happy to oblige.

The consensus to evaluate the city attorney was three to two with the majority [Mayor

Tyler, Commissioner Mason, and Commissioner West] not wanting to perform an evaluation.

RESULT: DISCUSSED

2.3. AGENDA REVIEW

There were no items on the January 4, 2018 regular meeting agenda discussed.

Before the workshop was adjourned, Commissioner Mason spoke about previous courtesy notices provided to citizens with code compliance violations and asked for further discussion to occur on the courtesy notice practice.

It was agreed that city staff would put the discussion on the next city commission workshop.

3. ADJOURNMENT

At 6:59 p.m. the city commission workshop was adjourned.

APPROVED: _____

BY: _____

ATTEST:

Linda Bourgeois
City Clerk