

**MINUTES
CITY COMMISSION MEETING
HAINES CITY, FLORIDA**

February 1, 2018

7:00 PM

Commission Chambers

1. CALL TO ORDER

At 7:00 p.m. Mayor H.L. Roy Tyler called the City Commission Meeting to order in the City Commission Chambers located in City Hall, at 620 E. Main Street, Haines City, Florida.

Mayor H.L. Roy Tyler, Commissioner Don Mason, Commissioner Anne Huffman, and Commissioner Horace West were in attendance. Vice Mayor Morris West was excused.

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

2. INVOCATION

The invocation was provided by Pastor Yufonda Kinsler of St. Marks AME of Davenport.

3. PLEDGE OF ALLEGIANCE

Mayor Tyler led the Pledge of Allegiance.

4. PRESENTATIONS AND DISCUSSIONS

4.A. HAINES CITY ROTC

Staff Contact: Linda Bourgeois, City Clerk

The ROTC presented on the SSG John Reiners Memorial Service fund raiser.

Overview

- ü On February 13, 2010 SSG John Reiners was killed along with SGT Jeremiah Wittman and SPC Bobby Pagan, when enemy forces attacked their unit with an improvised explosive device in Kandahar Afghanistan.
- ✓ After John's passing, his family and instructors decided to have a memorial in his honor.
- ✓ The purpose of the memorial is to honor him for his accomplishments in life and his willingness to serve and sacrifice for his country.
- ✓ They also honor his family for their great sacrifice and their service to our community through providing a scholarship program for seniors.
- ✓ Every year in February they host the memorial service on the Friday closest to the anniversary of John's passing.

RESULT: PRESENTED

4.B. NATIONAL BLACK HISTORY MONTH

Staff Contact: Linda Bourgeois, City Clerk

Mayor Tyler read the Black History Month proclamation into record and it was received by Betty White of the Northeast Revitalization Group.

Betty White went on to present recognition and appreciation plaques to the Police and Parks and Recreation Department for their participation in the Dr. Martin Luther King, Jr. parade.

RESULT: PRESENTED

5. CONSENT AGENDA

The action proposed is stated for each item on the Consent Agenda. Unless a City Commissioner removes an item from the Consent Agenda, no discussion on individual items will occur and a single motion will approve all items.

City Commission discussion of the consent agenda surrounded the use dates on user agreements and the City Manager provided an explanation on how the process would work.

Mayor Tyler presented the consent agenda for approval and opened the floor for public comments.

There were no members of the public that came forward to speak to the Mayor and City Commission.

Mayor Tyler closed the floor to public comments.

Commissioner West moved to approve the consent agenda. The motion was seconded by Commissioner Mason.

RESULT: APPROVED [UNANIMOUS]
MOVER: Horace West, Commissioner
SECONDER: Don Mason, Commissioner
AYES: Don Mason, Horace West, Roy Tyler, Anne Huffman
EXCUSED: Morris West

5.A. MINUTES FROM CITY COMMISSION WORKSHOP – JANUARY 18, 2018

Staff Contact: Linda Bourgeois, City Clerk

5.B. MINUTES FROM CITY COMMISSION MEETING – JANUARY 18, 2018

Staff Contact: Linda Bourgeois, City Clerk

5.C. CEMETERY DEEDS

Staff Contact: Linda Bourgeois, City Clerk

5.D. BOARD APPOINTMENTS

Staff Contact: Linda Bourgeois, City Clerk

Disposition: Approve as recommended in the City Manager memorandum dated February 1, 2018.

5.E. 2018 MUNICIPAL ELECTION ADMINISTRATION AGREEMENT

Staff Contact: Linda Bourgeois, City Clerk

Disposition: Approve as recommended in the City Manager memorandum dated February 1, 2018.

5.F. 2018 LITTLE LEAGUE USE AGREEMENT

Staff Contact: Terrell Griffin, Parks and Recreation Director

Disposition: Approve as recommended in the City Manager memorandum dated February 1, 2018.

5.G. NORTHEAST RATTLERS 2018 YOUTH BASEBALL/SOFTBALL USE AGREEMENT

Staff Contact: Terrell Griffin, Parks and Recreation Director

Disposition: Approve as recommended in the City Manager memorandum dated February 1, 2018.

5.H. TRAFFIC SIGNAL AND/OR SCHOOL ZONE MAINTENANCE AGREEMENT

Staff Contact: Addie Javed, Public Works Director

Disposition: Approve as recommended in the City Manager memorandum dated February 1, 2018.

5.I. UTILITIES MAINTENANCE

Staff Contact: Linda Fisher, Interim Utilities Director

Disposition: Approve as recommended in the City Manager memorandum dated February 1, 2018.

5.J. POLICE DEPARTMENT VEHICLE PURCHASE

Staff Contact: James Elensky, Chief of Police

Disposition: Approve as recommended in the City Manager memorandum dated February 1, 2018.

5.K. SPECTRUM INTERNET UPGRADE

Staff Contact: Brian Ross, IT Director

Disposition: Approve as recommended in the City Manager memorandum dated February 1, 2018.

6. PUBLIC COMMENTS - REGARDING ITEMS NOT ON THE AGENDA

Public participation is encouraged. If you wish to address the City Commission regarding items not on the agenda, please sign your name on the list located in the City Hall Chambers entrance.

Mayor Tyler opened the floor to public comments.

The following members of the public came forward to speak with the Mayor and City Commissioners:

Sharon Garrett recommended the city look at placing road signs on the side roads through the downtown area and allow right turns only onto Highway 17/92 for safety purposes.

Mayor Tyler closed the floor to public comments.

7. NEW BUSINESS

7.A. ORDINANCE NO. 18-1594 : LDR TEXT AMENDMENTS - AN ORDINANCE OF THE CITY OF HAINES CITY, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CITY OF HAINES CITY, FLORIDA, ADOPTING TEXT CHANGES TO THE LAND DEVELOPMENT REGULATIONS OF THE CITY; AMENDING CHAPTER 4 – DEFINITIONS; AMENDING CHAPTER 5 – ZONING; AMENDING CHAPTER 6 – SPECIAL PROVISIONS; CHAPTER 7 – SIGNS, CHAPTER 11 – OFF-STREET PARKING, LOADING, STORAGE, CHAPTER 12 – TRANSPORTATION, CHAPTER 13 – SUBDIVISION, CHAPTER 15 – WIRELESS TELECOMMUNICATION TOWERS AND ANTENNAS, AND CHAPTER 19 – COMMISSIONS, BOARDS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE.

Staff Contact: Richard Greenwood, Development Services Director

Development Services Director Greenwood requested a continuance until the February 15, 2018 City Commission Meeting.

Mayor Tyler opened the public hearing.

There were no members of the public to come forward and speak to the Mayor and City Commissioners.

Mayor Tyler closed the public hearing.

Commissioner West moved to continue Ordinance 18-1594 on first reading until 2/15/18. The motion was seconded by Commissioner Huffman.

RESULT:	TABLED [UNANIMOUS]	Next: 2/15/2018 7:00 PM
TO:	City Commission	
MOVER:	Horace West, Commissioner	
SECONDER:	Anne Huffman, Commissioner	
AYES:	Don Mason, Horace West, Roy Tyler, Anne Huffman	
EXCUSED:	Morris West	

7.B. ORDINANCE NO. 18-1595 : HOLLY HILL CUTOFF ROAD RPUD - AN ORDINANCE OF THE CITY OF HAINES CITY, FLORIDA, AMENDING ORDINANCE NO. 03-1060, BY AMENDING THE ZONING MAP OF THE CITY FROM COUNTY RL-1X (RESIDENTIAL LOW) TO RPUD (RESIDENTIAL PLANNED UNIT DEVELOPMENT); PROPERTY PARCELS ARE LOCATED NORTH OF HOLLY HILL CUTOFF ROAD AND WEST OF FDC GROVE ROAD; PROVIDING FOR SEVERABILITY; PROVIDING FOR A COPY TO BE KEPT ON FILE; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE.; PROVIDING FOR SEVERABILITY; PROVIDING FOR A COPY TO BE KEPT ON FILE; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE.

Staff Contact: Richard Greenwood, Development Services Director

Development Services Director Greenwood presented on the Residential Planned Unit Development for Holly Hill Cutoff Road.

Project Details

- Current Zoning - County Residential-Low with Extra Development Standards (RL-1X)
- Proposed Zoning - City Residential Planned Unit Development (RPUD)
- Proposed Use - Single-family residential development with a maximum of 152 lots
- Property Location - West of US Highway 17 and on the south side of Lake St. Charles with the project location being on the north side of Holly Hill Cutoff Road and west of FDC Grove Road.
- Proposed Size - 38± acres
- Polk County Property Appraiser Parcel Numbers - 272706-726500-032200, 272706-726500-032500, 272706-726500-032100
- Property Owners are Holly Hill Fruit Products Co., Inc. and Sarah T. Lanier Trust
- Right-of-Way - 4.32 acres
- Stormwater Retention/Open Space - 3.45 acres
- Single-Family Residential - 22.89 acres
- Recreation/Open Space - 3.76 acres

Development Standards

- Project Entrance - One roadway connection off of Holly Hill Cutoff Road
- Number of Lots - Maximum of 152
- Roadways - 24 feet wide with curb built to City of Haines City roadway standards.
- Utilities - Cable TV, telephone, gas, and electric to be located underground and within a 10 foot utility easement on both sides of the street.
- Sidewalks - 5' Installed on each side of the 24 foot wide streets.
- Landscaping - All City codes for landscaping would be met or exceeded.

- Setbacks:
- Front- 20 feet
- Garage - 20 feet
- Rear - 10 feet
- Side - 6 feet
- Front Side - 15 feet
- Accessory - 5 feet
- Minimum Lot Width - 52 feet
- Minimum Living Area - 1,400 SF, with a maximum of 10% of the units having a minimum living area of 1,200 SF
- Minimum Garage Size - 400 SF

Dave Holden provided an update on school concurrency and said the schools were expanding and will accommodate the development. He continued and said the traffic study indicated that Holly Hill Cutoff Road would need improvements such as widening the road to 24 feet across and the placement of a right turn lane into the development. Furthermore, the drainage system will be upgraded to divert the stormwater away from the neighboring community.

A discussion ensued about the residents within the development being able to access signalized crossings on Highway 27 and there were two routes mentioned. Further discussion regarded the addresses being Davenport and not Haines City and renaming the roads since they were named after citrus companies that no longer are in existence.

Mayor Tyler opened the public hearing.

Charmeythia Streeter approached the podium and spoke about the overcrowding of the two schools within the area and associated traffic jams during the schools opening and closing times.

Mayor Tyler closed the public hearing.

City Attorney Reilly read the Ordinance into record by title only.

Commissioner Mason moved to approve Ordinance 18-1595. The motion was seconded by Commissioner West.

RESULT: APPROVED ON FIRST READING [UNANIMOUS] Next: 2/15/2018
7:00 PM
TO: City Commission
MOVER: Don Mason, Commissioner
SECONDER: Horace West, Commissioner
AYES: Don Mason, Horace West, Roy Tyler, Anne Huffman
EXCUSED: Morris West

7.C. ORDINANCE NO. 18-1596 : BELLAVIVA AT LITTLE LAKE HAMILTON LLC ANNEXATION - AN ORDINANCE OF THE CITY OF HAINES CITY FLORIDA, ANNEXING CERTAIN LAND INTO THE CORPORATE LIMITS OF HAINES CITY, FLORIDA AND REDEFINING THE BOUNDARY LINES OF THE MUNICIPALITY TO INCLUDE PROPERTY OWNED BY BELLAVIVA AT LITTLE LAKE HAMILTON, LLC, PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR ANNEXATION; PROVIDING FOR PUBLICATION OF NOTICE OF THE PROPOSED ANNEXATION AND FILING OF A CERTIFIED COPY OF THIS ORDINANCE WITH THE CLERK OF CIRCUIT COURT IN AND FOR POLK COUNTY, FLORIDA AND WITH THE DEPARTMENT OF STATE; PROVIDING FOR LAND USE AND ZONING DESIGNATIONS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff Contact: Richard Greenwood, Development Services Director

Development Services Director Greenwood presented on the annexation ordinance for Bellaviva at Little Lake Hamilton.

Mayor Tyler opened the public hearing.

Sharon Garrett said a large part of this property used to always be underwater and was considered a flood zone. At one time the property was a state retention pond.

Mayor Tyler closed the public hearing.

City Attorney Reilly read the Ordinance into record by title only.

Commissioner West moved to approve Ordinance 18-1596. The motion was seconded by Commissioner Huffman.

RESULT: APPROVED ON FIRST READING [UNANIMOUS] Next: 2/15/2018
7:00 PM
TO: City Commission
MOVER: Horace West, Commissioner
SECONDER: Anne Huffman, Commissioner
AYES: Don Mason, Horace West, Roy Tyler, Anne Huffman
EXCUSED: Morris West

7.D. LAKE EVA ALUM STORMWATER TREATMENT - ADDENDUM TO SCOPE OF SERVICES

Staff Contact: Addie Javed, Public Works Director

Public Works Director Javed presented on the Lake Eva Alum Treatment project. He said the City is currently working with Environmental Research & Design, Inc. (ERD) on the multi-year Lake Eva Alum Stormwater Treatment Project. [The original contract with ERD was approved in 2014, when ERD was ranked number one by the selection committee and approval was given by the City Commission to negotiate a contract for these services. The addendum to the contract, once executed, will assist City staff with bidding, construction, start-up, operation, and training phase services related to the Lake Eva alum stormwater treatment system. The primary work efforts will be conducted by ERD, with sub-consultants providing services for structural engineering and electrical engineering.]

Mayor Tyler opened the floor for public comments.

There were no members of the public that came forward to speak to the Mayor and City Commission.

Mayor Tyler closed the floor to public comments.

Commissioner Huffman moved to approve the addendum to the Scope of Services. The motion was seconded by Commissioner Mason.

RESULT: APPROVED [UNANIMOUS]
MOVER: Anne Huffman, Commissioner
SECONDER: Don Mason, Commissioner
AYES: Don Mason, Horace West, Roy Tyler, Anne Huffman
EXCUSED: Morris West

7.E. LAKE EVA ALUM STORMWATER TREATMENT - FUNDING AGREEMENT WITH SWFWMD

Staff Contact: Addie Javed, Public Works Director

Public Works Director Javed presented on the funding agreement request with the Southwest Florida Water Management District.

Mayor Tyler opened the floor for public comments.

Sharon Garrett asked if the alum treatment involved aluminum and it was confirmed that it did. She then asked if it was a heavy metal, as in toxicity, due to the links to Alzheimer's disease. She concluded by saying why do you want to put aluminum in the water.

Mayor Tyler closed the floor to public comments.

Commissioner Mason moved to approve the Lake Eva Alum Funding Agreement with the Southwest Florida Water Management District. The motion was seconded by Commissioner Huffman.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Don Mason, Commissioner
SECONDER:	Anne Huffman, Commissioner
AYES:	Don Mason, Horace West, Roy Tyler, Anne Huffman
EXCUSED:	Morris West

7.F. LAKE EVA STORMWATER ALUM TREATMENT - FUNDING AGREEMENT WITH FDEP

Staff Contact: Addie Javed, Public Works Director

Public Works Director Javed presented on the corresponding agreement with the Department of Environmental Protection.

Mayor Tyler opened the floor to public comments.

There were no members of the public that came forward to speak to the Mayor and City Commission.

Mayor Tyler closed the floor to public comments.

Commissioner Mason moved to approve the Funding Agreement with the Florida Department of Environmental Protection. The motion was seconded by Commissioner Huffman.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Don Mason, Commissioner
SECONDER:	Anne Huffman, Commissioner
AYES:	Don Mason, Horace West, Roy Tyler, Anne Huffman
EXCUSED:	Morris West

8. CITY MANAGER'S REPORT

City Manager Feacher provided an update to the City Commission on his trip to Tallahassee for the Legislative Action Days.

No formal action was taken by the City Commission.

9. CITY CLERK'S REPORT

City Clerk Bourgeois said the Emerging Youth Advisory Council would present at the next meeting and announced the qualifying dates and times.

No formal action was taken by the City Commission.

10. CITY ATTORNEY'S REPORT

No formal action was taken by the City Commission.

11. COMMISSION COMMENTS

Commissioner Huffman

Commissioner Huffman thanked the City Attorney for his quick response regarding a television news reporter's request for comments. She went on to ask if the City Commissioners were allowed to submit names to the City's "WOW" [Watched Outstanding Work] program and if they could be submitted more than once.

City Manager Feacher said she could submit names.

She continued and thanked the Information Technology Department for his negotiation in getting the city more internet speed for less money. In addition, she said she would like for the police officers to have newer cars on the road. She concluded by asking why certain business items come back before the city commission for approval when the projects were already approved in the budget.

Mayor Tyler replied and said Department Directors bring the items back for informational and transparency purposes.

Commissioner Mason

Commissioner Mason thanked the City Commission and Chief Elensky for bringing the code compliance back up for discussion.

12. ADJOURNMENT

At 7:55 p.m., the city commission meeting was adjourned.

APPROVED: _____

BY: _____

ATTEST:

Linda Bourgeois
City Clerk