

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

February 15, 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, Vice Mayor Morris West, 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 City Clerk Linda Bourgeois.

2. INVOCATION

The invocation was provided by Vice Mayor West.

3. PLEDGE OF ALLEGIANCE

Mayor Tyler led the Pledge of Allegiance.

4. PRESENTATIONS AND DISCUSSIONS

4.A. EMERGING YOUTH ADVISORY COUNCIL

Staff Contact: Linda Bourgeois, City Clerk

Gonzalo Guterrez, Dorian McCollough, and Nick Williams of the Emerging Youth Advisory Council presented a PowerPoint of the trip to Tallahassee.

RESULT: PRESENTED

4.B. ENGINEER WEEK

Staff Contact: Linda Bourgeois, City Clerk

City Clerk Bourgeois read the Engineer Week proclamation into record, it was accepted by Public Works Director Javed.

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.

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

Charmeythia Streeter asked about the request for proposal for Boomerrang Park.

It was shared the proposal was for new playground equipment.

Sharon Garrett spoke on the code compliance courtesy notice from the minutes. She said the proposed notice requirements would allow for debris to sit for almost sixty days without any formal action. She shared a story about a neighbor on Prade Grande, cited safety concerns, and concluded by saying the next time she will say something about it sooner.

Mayor Tyler closed the floor to public comments.

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

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Morris West, Vice Mayor
SECONDER:	Don Mason, Commissioner
AYES:	Mason, West, Tyler, West, Huffman

5.A. MINUTES FROM CITY COMMISSION WORKSHOP – FEBRUARY 1, 2018

Staff Contact: Linda Bourgeois, City Clerk

5.B. MINUTES FROM CITY COMMISSION MEETING – FEBRUARY 1, 2018

Staff Contact: Linda Bourgeois, City Clerk

5.C. MINUTES FROM CITY COMMISSION TOWN HALL – JANUARY 25, 2018

Staff Contact: Linda Bourgeois, City Clerk

5.D. CEMETERY DEEDS

Staff Contact: Linda Bourgeois, City Clerk

5.E. ROTOR ASSEMBLY

Staff Contact: Linda Fisher, Interim Utilities Director

Disposition: Approve as recommended in the City Manager memorandum dated February 15, 2018.

5.F. CITY ATTORNEY INVOICE FOR THE BILLING PERIOD ENDING JANUARY 31, 2018

Staff Contact: Margie Wells, Senior Executive Assistant

Disposition: Approve as recommended in the City Manager memorandum dated February 15, 2018.

5.G. PURCHASE REPLACEMENT COMPUTERS

Staff Contact: Brian Ross, IT Director

Disposition: Approve as recommended in the City Manager memorandum dated February 15, 2018.

5.H. BOOMERANG PARK PLAYGROUND AMENITY REPLACEMENT RFP 171208

Staff Contact: Brian Ross, IT Director

Disposition: Approve as recommended in the City Manager memorandum dated February 15, 2018.

5.I. MS HAINES CITY SOFTBALL ASSOCIATION 2018 USE AGREEMENT

Staff Contact: Terrell Griffin, Parks and Recreation Director

Disposition: Approve as recommended in the City Manager memorandum dated February 15, 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:

Janet Jolly Smith inquired about where the City was within the process of getting the pool. She went on to talk about the city obtaining grant funding to help the City pay for the pool.

Commissioner Huffman responded and also asked where the city was within the process.

City Manager Feacher provided an overview of the process and said the Parks and Recreation Director would be presenting an update at the next City Commission Workshop.

Sharon Garrett commented about a pile of tires at the NE corner of the intersection of Johnson and Powerline Road. She continued and said if you take a right on Baker while heading East there is another pile. She recommended the involvement of code compliance and concluded by pointing out how Powerline road was needing to be cleaned up as well. She was directed to the speak with the Public Works Director to get the piles cleaned up.

City Manager Feacher said he would have City staff look into the properties and the City would comply with the law.

Commissioner Huffman requested a follow-up to the City Commission regarding the outcome.

Mayor Tyler closed the floor to public comments.

7. OLD 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, AND CHAPTER 15 – WIRELESS TELECOMMUNICATION TOWERS AND ANTENNAS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE.

Staff Contact: Richard Greenwood, Development Services Director

At 7:32 p.m. Mayor Tyler left the meeting and at 7:45 p.m. Commissioner Mason left.

Development Services Director Greenwood presented on the Land Development Regulations amendments for first reading.

City Commission discussion surrounded authorization of administrative waivers being delegated to city staff. Keeping the parking off of the street side for less loitering and the need for separate regulations pertaining to the food trucks so they would not be in competition with the local restaurant businesses.

Vice Mayor West requested clarification on what constitutes transitional housing.

Development Services Director said it would be like a domestic violence center or a sober home with a conditional use permit.

Vice Mayor West opened the public hearing.

Sharon Garrett asked about the requirement of having five foot wide sidewalks and wanted to know if it was Federal law. She also asked if we were going to retrofit the current sidewalks.

Development Services Director Greenwood replied and said reason why the sidewalks were proposed at five feet was to insure compliance with the American with Disability Act. He then said the city would not retrofit the existing sidewalks.

Public Works Director Javed said the city could put passing pads every two or three hundred feet where it may be needed.

Vice Mayor West closed the public hearing.

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

Commissioner West made a motion to approve Ordinance 18-1594 on first reading. The motion was seconded by Commissioner Huffman.

RESULT:	APPROVED ON FIRST READING [UNANIMOUS]Next: 3/1/2018 7:00 PM
TO:	City Commission
MOVER:	Horace West, Commissioner
SECONDER:	Anne Huffman, Commissioner
AYES:	Horace West, Morris West, Anne Huffman
ABSENT:	Don Mason, Roy Tyler

7.B. SECOND AND FINAL READING - 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; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff Contact: Richard Greenwood, Development Services Director

Development Services Director Greenwood presented on the Holly Hill Residential Planned Unit Development for second and final reading. There were no changes since first reading.

Vice Mayor West opened the public hearing.

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

Vice Mayor West closed the public hearing.

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

Commissioner West made a motion to approve Ordinance 18-1595 on second and final reading. The motion was seconded by Commissioner Huffman.

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

7.C. SECOND AND FINAL READING - 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 of Bellaviva at Little Lake Hamilton for second and final reading. There were no changes since first reading.

Vice Mayor West opened the public hearing.

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

Vice Mayor West closed the public hearing.

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

Commissioner West made a motion to approve Ordinance 18-1596 on second and final reading. The motion was seconded by Commissioner Huffman.

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

8. CITY MANAGER'S REPORT

City Manager Feacher reported that the Parks and Recreation Director said the consultants report relative to the pool will be on the next agenda.

9. CITY CLERK'S REPORT

City Clerk Bourgeois announced the next Town Hall Meeting dates and the qualified candidates for the upcoming election.

YuFonda "Fonda" Kinsler
Cameia "Mimi" Manning
Horace West

10. CITY ATTORNEY'S REPORT

There was not a report from the City Attorney.

11. COMMISSION COMMENTS

Commissioner Huffman

Commissioner Huffman thanked Assistant Utilities Director Fisher and Human Resources Director Taylor for their assistance with a personal situation. She went on to talk about the Junteenth event. She addressed Ms. Streeter and said there will not be an after party like there was with the Martin Luther King, Jr. (MLK) event. She shared her disappointment with the after party and asked that the activities do not include an after party. She went on to ask about the permitting process of hosting parties within Haines City.

City Manager Feacher said the City Commission establishes policy and if there are entities not following the code it needs to be brought to his attention.

Commissioner Huffman shared about a past event request and said she had been receiving complaint calls because there seemed to be inconsistencies in the applicability of the code pertaining to parties. She requested a review of whether or not there was a city policy and asked the City Manager to bring back an update. She said the parties are getting excessive and they need to take it to the club.

She continued by asking if the City was prepared for an event like the Parkland High School shooting. She said she understands that there are school resource officers and wanted to know if all schools were covered. She went on to share about an incident at Bethune Academy and said the officer showed up alone.

Police Chief Elensky said the city cannot be complacent because it is happening all over

the Country. It can happen everywhere. He went on to say the officers were attending an active shooter training and he talked to the school superintendent today to reaffirm the plans in place. He said Haines City is prepared. He has changed the new hire qualifications to a 25 round course in addition to the 40 round course and this additional training will help the reaction time. In addition, he is proud to say the City has several military veterans on staff. He continued and said as far as responding to schools, we do have rifles that will be upgraded in the future. Again all officers will be attending the active shooter training this summer.

A discussion ensued about the AR15 and whether or not our guns are more powerful.

City Manager Feacher said the city does not control the schools and the Superintendent has to give the city authority to come onto the campus.

Police Chief Elensky said all of Polk County is on the same dispatch channel and all of Haines City Police Department and the Polk County Sheriff's Department would show up on scene.

Vice Mayor West said that all officers and firefighters sign on knowing they may not be going home that night. He said he was pleased the city was providing additional training and concluded by saying active shooting training has to occur on the campus when the children are out of school.

Commissioner Huffman said things are happening every day and thanked the Police Department for catching the person attempting to abduct a high school student this week. She went on to say she has confidence in our Chief and the Sheriff.

Commissioner West asked if the Police Department employed a sniper and Police Chief Elensky stated he had a least six of them on the force right now.

Commissioner West

Commissioner West said ignorance and hate have no address. It does not matter where it happens, it can happen in this building, in church or a daycare. People who are ignorant and practice hate they don't care where you are at because they have no moral conscience. They don't care and we cannot follow everybody we just have to learn how to react to them. He went on to share that a few years ago somebody came in and shot at the City Commission in a Florida city. Luckily he did not kill anyone he took a shot at them and that is why most City Commission meetings have police officers in attendance. He continued and wished his opponents in the election the best of luck and said the seat belongs to the citizens and the citizens decide who sits here. He went on to say he is still a proponent of the pool and thinks the City made the right decision by placing it at 8 Acre Park. He addressed Sharon Garrett and said he also hates a dirty city and encouraged people to educate and instill pride in the citizens. He concluded by suggesting to have the local churches sing Christmas Carols and hymns at the Lake Eva Park Band Shell during Glitter, Glisten, and Snow.

Janet Jolly Smith said she was disappointed and gets angry when City Commissioners get up and leave the meetings. We are here to be listened to and to have our questions answered. She concluded by saying if you can't respect us then you need to resign.

Vice Mayor West said at the last City Commission meeting he was out of the Country on his wedding anniversary and apologized for not being in attendance. He went on to say he stays to the end of each City Commission meeting and wants to hear everyone's comments. He said the taxpayers pay our salaries and he said she could address that with the individuals at the next City Commission meeting.

Vice Mayor West

Vice Mayor West agreed with Commissioner West and said he likes a clean municipality. He shared about a citation written for someone who flicked a cigarette butt out the car window and said if you see something say something. If you see someone littering, please report it. He continued and said it is the people that don't care about our city that are the violators. He continued and thanked the staff that came out in support of the City at the Ridge League of Cities Dinner. He said there were a total of forty-four participants and the City won the traveling trophy for having the most people in attendance. He concluded by asking the staff to look into obtaining a Florida Recreation Development Assistance Program (FRDAP) grant.

12. ADJOURNMENT

At 8:32 p.m, the City Commission Meeting was adjourned.

APPROVED: _____

BY: _____

ATTEST:

Linda Bourgeois
City Clerk