

On Monday, May 12, 2014 at 6:00 p.m., the City of Wauchula Commission met for its regular meeting in the Commission Chambers at 225 East Main Street, Suite 105, Wauchula.

Nadaskay called the meeting to order.

Commissioners present were Neda Cobb, Russell Smith, Mayor Keith Nadaskay, Kenneth Lambert, Gary Smith, Mayor Pro-Tem John Freeman and Dr. Peter Preston.

Also present were City Manager Terry Atchley, Assistant City Manager Olivia Minshew, City Attorney Thomas Cloud, Finance Director James Braddock, Assistant Chief Matthew Whatley and City Clerk Holly Smith.

Nadaskay declared a quorum.

Approval of Minutes for April 7, 2014 Workshop

Lambert motioned to approve the minutes of the April 7th Workshop, seconded by G. Smith.

With no discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

Approval of Minutes for April 14, 2014 Meeting

Freeman motioned to approve the minutes of April 14th Meeting, seconded by Cobb.

With no discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

Approval of Agenda with Add-On

Mr. Atchley explained the Add-On to be addressed at the end of the Non-Consent Agenda.

G. Smith motioned to approve the Agenda with the Add-On, seconded by Preston.

With no discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

AWARDS/PRESENTATIONS

Curb Appeal Award – May 2014

Nadaskay presented the award to Guadalupe and Sylvia Belmares of 504 S 10th Avenue.

ORDINANCES/PUBLIC HEARINGS

Request approval of Ordinance 2014-07 – Moratorium on Simulated Gambling – Public Hearing 2nd and Final Reading

Nadaskay announced the Public Hearing and asked anyone who wished to speak identify themselves for the record and address the Commission.

Hearing no comment, Nadaskay closed the Public Hearing.

Attorney Cloud read Ordinance 2014-07 by title only.

Preston motioned to approve Ordinance 2014-07, seconded by Lambert.

With no discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

Request approval of Ordinance 2014-08 – Amending the Water & Sewer Rates – 1st Reading

Attorney Cloud read Ordinance 2014-08 by title only.

Lambert motioned to approve Ordinance 2014-08, seconded by Preston.

With no discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

Request approval of Ordinance 2014-09 – Setting Qualifying Dates for 2014 Election – 1st Reading

Attorney Cloud read Ordinance 2014-09 by title only.

Freeman motioned to approve Ordinance 2014-09, seconded by R. Smith.

With no discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

Request approval of Ordinance 2014-10 – Franchise Agreement with Sebring Gas – 1st Reading

Attorney Cloud read Ordinance 2014-10 by title only.

R. Smith motioned to approve Ordinance 2014-10, seconded by Lambert.

R. Smith asked if these were the same people recently asking to come into Wauchula. Mr. Atchley elaborated but advised no, those people were TECO Peoples Gas. Discussion was had on franchises, competition and other issues of negotiation.

Mr. Russell Melendy of Sebring Gas was introduced for any questions and explained the process of providing natural gas. Lambert asked Attorney Cloud about the Ordinance and its form. Attorney Cloud advised he is very comfortable with the document.

With no further discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

CITY MANAGER, NON-CONSENT AGENDA

Announce Power Cost Adjustment

Mr. Atchley announced the power cost adjustment for April was .02200 and the tax exempt portion was .02400, an increase of .00100.

Request approval to accept the Water & Sewer Rate Study and Report as presented

Mr. Atchley explained the report had been given to the Commission for review and Ms. Minshew was available to answer any questions they may have. Mr. Atchley did explain that the population number stated has no bearing on the rates and is arrived at by the number of gallons of water/wastewater and is not an actual population count. Preston questioned the increase and discussion was had on the subject for clarification purposes.

Lambert motioned to approve/accept the water/waste water study as presented, seconded by G. Smith.

With no further discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

Request approval to contribute funds for the 2014 4th of July Fireworks

Mr. Atchley explained the discussion at the Workshop and advised Mr. Benny Hash was present for any questions the Commission may have. Mr. Hash explained his process of collecting contributions and asked for any contribution the City was able to give.

Lambert motioned to provide a \$2,000.00 contribution, seconded by Freeman.

With no further discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

Mr. Hash advised the event will be held July 5th and hoped to have a good show. There will be other activities as well as music and he thanked the City for their contribution.

Request approval to advertise RFP for Special Magistrate

Mr. Atchley advised on the resignation of Candace Preston upon receiving a new position out of town. He also presented the RFP for the review of the Commission.

Cobb motioned to approve advertising for Special Magistrate, seconded by R. Smith.

With no discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

Discuss RFP for Pension Attorney Services

Mr. Atchley explained the proposal received from Gray-Robinson and the prior errors they have corrected. He also advised he would have no problem staying with them but wanted to ask if the Commission would approve the acceptance of the proposal or would they like to re-advertise.

Lambert stated he did not want to re-advertise and recommended if staff is satisfied just stay with them.

Lambert then motioned to accept the Gray-Robinson proposal, seconded by G. Smith.

With no further discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

Discuss Aerial Stanford's Property

Cobb advised she was distantly related to Mrs. Stanford by marriage and asked if she should recuse herself. Attorney Cloud, upon hearing how distantly related she was, advised she was fine to participate.

Everyone appreciated her asking. Ms. Minshew then advised the Commission of the Code Enforcement case and the reason for the fines on the property. Discussion was had on the compliance, administrative costs and other relevant issues.

Lambert motioned to reduce the amount of overall fines to \$1,000.00, seconded by R. Smith.

With no further discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

Request approval of Resolution 2014-03 – FDOT Transfer of Right of Way

Ms. Minshew reviewed the transfer of the Right of Way to the City and answered a few questions.

R. Smith motioned to approve Resolution 2014-03, seconded by Cobb.

With no further discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

Request approval of Resolution 2014-04 – Establishing a timeline to expend \$125,000 for the CDBG Project

Ms. Minshew explained the water line rehab project and the site visit done last week. The money is the leveraged funds the City had previously approved the use of in Resolution 2014-01.

Cobb motioned to approve Resolution 2014-04, seconded by Preston.

With no further discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

ADD-ON

Discuss Tractor Quotes

Mr. Atchley presented the quotes received and recommended purchasing the tractor from Polk Tractor Company for \$14,800 for a Kubota. There was some discussion on the quotes.

G. Smith motioned to approve the purchase of the tractor from Polk Tractor, seconded by Lambert.

With no further discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

CITY MANAGER, CONSENT AGENDA

Acknowledgment of City Manager Terry Atchley signing the FDOT Traffic Signal Maintenance & Compensation Agreement

Lambert motioned to adopt the Consent Agenda, seconded by Freeman.

With no discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

CITY ATTORNEY

Attorney Cloud advised on Thursday from 5:30 – 8:00 Gray-Robinson will hold an open house in the Orlando office and invited the Commissioners to attend.

COMMENTS FROM COMMISSIONERS, OTHER ELECTED OFFICIALS, CITIZENS

Mr. Atchley wanted to express his appreciation to the City team for their efforts this past weekend.

Also, he will be out of town Wednesday through the end of the week and will be unable to attend the open house.

Nadaskay then recessed the Commission Meeting and called to order the meeting of the CRA Board of Directors

Approve CRA Minutes from April 14, 2014

Cobb motioned to approve the minutes from April 14th, seconded by Freeman.

With no discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

Discuss the Continuing Service Agreements with Kimley-Horn & Associates

Ms. Newman reviewed the discussion from the Workshop and asked for approval of the one year extension.

After some discussion, Lambert motioned to approve the one year contract extension at the end of which the City will advertise for new RFPs, seconded by Freeman.

Ms. Newman asked Attorney Cloud if two separate motions were needed as there are two separate agreements. Lambert stated his motion was for both and Attorney Cloud agreed that would be fine. With no further discussion, Nadaskay called for all in favor, all responded aye. For those opposed like sign, no response. Motion carried.

Project Update

Paint the Town

Ms. Newman advised she will have photos at next month's meeting of the Paint the Town event. Seven homes were painted by about 200 volunteers and 2 other homes were pressure washed. In the end the homeowners were extremely thrilled with the results. The City had such a large team they were able to assist other teams completing their homes. Residents are asking her how to get their houses painted.

Mr. Atchley stated he was asked about the shirts and what they meant by people who would like to have a team to participate at next year's event.

Ms. Newman advised the following teams who participated:

- ✚ Main Street Wauchula
- ✚ City of Wauchula
- ✚ Red Cross
- ✚ Fellowship of Christian Athletes
- ✚ Kiwanis and Key Club
- ✚ PRECO Revive (Retirees)
- ✚ Hardee County Professional Fire Fighters (with truck)
- ✚ #thechurch (First Christian Church)

Ms. Newman said it was a great event to which Lambert stated it was very well organized and thanked Ms. Newman for her work. Cobb was also impressed by the event and how well everyone worked together. Ms. Newman acknowledged the Restructuring Committee of Main Street and the team captains for working so hard and showing initiative to make sure everything needed was there.

Mr. Atchley applauded Holly Smith for her excellent "whip cracking" skills as the City's team captain.

Old City Hall

Ms. Newman advised the auditorium as well as backstage need a lot of work. She asked for guidance from the Board, if they had interest in the project. She stated she met with a Kimley-Horn architect to see what would be entailed in the renovation in order to get a dollar amount to help in her search for possible grants. The amount of the renovations was estimated at approximately \$26,000.00. Lambert questioned the use of the building once it is renovated yet again. Ms. Newman advised its planned use will be not only for live plays but also for showing movies and any other events. She had contacted some small local theatres to that end. However, she cannot say that it will generate any type of income. Lambert stated he doesn't want the building to fall apart but it would be nice to show some kind of return on the investment. Cobb stated her daughter's involvement in the theatre allowed her to see the issues backstage and wished more people were involved to make things better. She is not sure how that will happen with dwindling participation especially among the youth. Attorney Cloud stated Polk City got their City Hall built with a UDAC grant and wondered about grant money that may be available. Ms. Newman advised that was her reason for meeting with the architect to find out the amount of dollars she needed to seek in terms of grants. Further discussion was had on the types of grants, matching dollars and how best to renovate the theatre and what its future purpose should be.

Entryway Signs

Ms. Newman reminded the Board of last month's discussion on the entry way signs. She stated she would prefer to budget for a good permanent sign and not just a temporary one. She will try to work it into the budget this coming year since it had to be cut this past year. Lambert asked what the estimate was. Ms. Newman advised the design was around \$16,000.00 and the construction was about the same amount which totaled around \$32,000.00.

Lambert stated he struggles with having to spend \$32,000.00 to put something meaningful up. Ms. Newman called and found this price was realistic among neighboring cities.

Discussion was had on what type of sign to have and the costs associated with it. Ms. Newman advised the Board on discussions she had with others about the sign, DOT applications and other issues with constructing and erecting the sign. Further discussion was had on the subject with the consensus being trying to find an acceptable temporary alternative such as a high school project.

The cost and other issues of a temporary or “cheaper sign” were discussed.

Also discussed were the mural panels on front of the City Administration building and the fact that they are still blank. Mr. Atchley advised talks have been had with PRE to contact an artist to paint them. Business and personal donations were discussed to possibly help defer some of the cost of the entry way signage.

Mr. Atchley advised the new City logo was placed on the new dumpster truck and it’s looking good.

With no further business to discuss, Nadaskay adjourned CRA Board Meeting and reconvene Commission Meeting

Approve CRA Board’s actions

Lambert motioned to approve the CRA Board actions, seconded by G. Smith.

With no discussion, Nadaskay called for all in favor, all responded aye.

For those opposed like sign, no response. Motion carried.

REMINDERS:

March 26, 2014 – City Offices closed for Memorial Day

June 2, 2014 @ 5pm – City Commission Workshop

June 9, 2014 @ 6pm – City Commission Meeting

Mr. Atchley advised on Memorial Day the landfill will also be closed so there will be no garbage pickup at all in the City and it will be moved to Tuesday. He also reminded the Commission Clerk Smith will have the financial disclosure, Form 1, for them and qualifying will run from June 16th at noon through June 20th at noon.

Freeman discussed the Animal Control Ordinance recently updated which did not include a limit on the number of dogs allowed in the City limits. He had received calls about the issue from citizens.

There was discussion on how to include that in the Ordinance, how to determine the number allowed and other issues with including a limit on the number of all kinds of pets.

With no further business to discuss, Nadaskay adjourned the Commission Meeting at 7:20 p.m.

Mayor Richard K. Nadaskay

City Clerk Holly Smith, CMC