

On Monday, June 14, 2021 at 6:00 p.m., the City of Wauchula Commission met for its regular meeting.

**Cobb called the meeting to order.**

Commissioner's present were Mayor Pro-Tem Neda Cobb, Russell Smith, Sherri Albritton and Gary Smith. Mayor Keith Nadaskay was absent.

Also, present were City Manager Terry Atchley, Assistant City Manager/Finance Director Sandee Braxton, Deputy City Olivia Minshew, Assistant City Manager/Police Chief John Eason, Community Development Director Kyle Long, Director of Project Management and Procurement Ward Grimes, Community Redevelopment Director Jessica Newman, City Attorney Kristie Hatcher-Bolin and City Clerk Holly Smith.

**Cobb declared a quorum.**

### **Approval of Agenda**

Albritton motioned to approve the agenda as presented, seconded by Cobb.

With no discussion, Cobb asked for all in favor, all responded aye.

Motion carried.

### **Approval of Minutes for the May 3, 2021 Workshop and May 10, 2021 Meeting**

G. Smith motioned to approve all minutes as presented, seconded by Albritton.

With no discussion, Cobb asked for all in favor, all responded aye.

Motion carried.

This meeting is also being held virtually.

All virtual attendees will be muted upon entry to the meeting. If you wish to participate during public comment, please raise your hand and you will be unmuted.

- To raise your hand from a computer, select "Participants" then select "Raise Hand"
- To raise your hand from a smart device, select "Participants", then select yourself, then select "Raise Hand"

To raise your hand by phone press \* 9

### **PRESENTATION**

#### **Ridge League of Cities Scholarship Award Presentation**

Cobb stated the recipient was not present and her name was Darla Jo Harned and the scholarship was for \$1250.

### **ORDINANCES/PUBLIC HEARINGS**

#### **Ordinance 2021-01– Public Hearing – 2<sup>nd</sup> Reading – Hardee Crossings – Phase 1 Final Plat**

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

Hearing no comment from the public, Cobb closed the Public Hearing.

Bolin read Ordinance 2021-01 by title only.

Albritton motioned to Ordinance 2021-01, seconded by G. Smith.

With no further discussion, Cobb asked for a roll call vote, all responded aye.

Motion carried.

### **Public Comment – Non-Agenda Items**

No public comment

### **City Manager/Non-Consent**

#### **Announce Power Cost Adjustment**

Atchley announced the PCA for June should be \$0.018, an increase from the prior month. The tax-exempt portion should be \$0.017, the same as the prior month.

#### **FDOT Lane Repurposing Update**

Minshew stated the presenter was running late.

#### **Discuss Ordinance 2016-11 – Mobile Food Truck**

Long addressed the Commission and gave a brief history on the regulations for mobile food trucks which were adopted June 13, 2016. Long noted currently there were only three permitted food trucks. Long explained the application, location, hours of operation, food truck standards and the design and operation. Long noted the food trucks had to leave their location nightly. Long stated he researched what other municipalities similar in size and demographics allowed. Long noted there were over thirty comparable municipalities but twelve of them had detailed “food truck” regulations. Three of the thirty specifically prohibited all food trucks. Two municipalities regulated the distance from other restaurants. Six municipalities allowed food trucks only for short periods of time or special events. None of the twelve municipalities regulated where food trucks had to be when not in operation. Long stated the comparable municipalities were Bartow, Bowling Green, Brooksville, Deland, Fort Meade, Labelle, Lakeland, Lake Hamilton, Leesburg, Mulberry, Palatka and Umatilla. Long concluded by stated every town had their own unique way of regulating food trucks.

Albritton asked Long if staff had any recommendations on changes regarding mobile food trucks. Long stated staff was intrigued on the restrooms, the waiver from surrounding restaurant owners and/or property owner and keeping things neat and tidy. Atchley stated staff had discussion on whether the food truck had to leave the property every night.

Albritton stated she wanted to be food truck positive but she did not want to see a bunch of food trucks all over Wauchula. Long commented he did like the way the ordinance currently read because they are limited to highway 17 with the 175-foot set back. Long noted since the adoption of Ordinance 2016-11 there had only been five food truck applications and only three food trucks till remain. R. Smith suggested changing the distance from unit to unit and he did like limiting the outdoor seating. R. Smith stated he did not have an issue with the food truck staying overnight nor with them having to carry insurance, that should be between the property owner and the food truck. R. Smith stated he felt the 175-foot distance was fair and if the food truck could meet the 175-foot distance on one parcel there should be no reason why they could not be on the same parcel. Cobb agreed with the 175-foot distance but was not sure on the restroom requirements.

More discussion was had on liability insurance, distance from other restaurants, leaving the property every night, signage and restroom facilities.

Atchley stated staff will take the suggestions from tonight’s meeting and draft an ordinance and we will bring it back before you in August. Long repeated what was discussed for proposed changes – the 175-foot from door to door, adding a waiver if needed, limited outdoor seating, sandwich board, food truck staying overnight and/or taking it home and restroom access.

Gary Delatorre – 203 N. Florida Avenue, Wauchula

Delatorre spoke briefly on his thoughts on mobile food trucks.

#### **FDOT Lane Repurposing**

FDOT - Vitor Suguri – Community Planner

Suguri addressed the Commission and thanked the Commission for the letter of support to continue the study. Suguri stated FDOT had not received the amount of support from the community on the repurposing therefore they will be having a community workshop hoping to get community feedback on the type of concept they would like to see and what issues exist. Cobb and Albritton asked the date of the workshop. Suguri replied sometime in mid-August.

R. Smith asked why did FDOT think a lane reduction was necessary. Suguri stated the growth projection did not support three lanes and explained other factors involved with the repurposing project.

#### **Resolution 2021-03 – Street/Alley Closure Hogan Street**

Long addressed the Commission and explained Resolution 2021-03

Albritton motioned to approve Resolution 2021-03, seconded by G. Smith.

With no further discussion, Cobb asked for all in favor, all responded aye.

Motion carried.

#### **Resolution 2021-06 – Event Area for the Special Events in Downtown**

Newman addressed the Commission and explained Resolution 2021-06.

Albritton motioned to approve Resolution 2021-06 seconded by R. Smith.

With no further discussion, Cobb asked for all in favor, all responded aye.

Motion carried.

#### **AT&T Lease Agreement – Water Tower**

Minshew addressed the Commission and explained the proposed lease agreement with New Cingular Wireless a subsidiary of AT&T.

Minshew noted the initial lease would be for five years and would automatically renew for an additional six, 5-year term (35 years) unless terminated by with party. The lease space would be approximately 300 square-foot. Minshew noted an escalator was included on the rent. Minshew stated legal council had reviewed the agreement.

Albritton motioned to approved the AT&T Lease Agreement, seconded by Albritton.

With no further discussion, Cobb called for a roll call vote, all responded aye.

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

#### **Police Advisory Committee Nominees**

Eason addressed the Commission and discussed the Police Advisory Committee Policy. Eason asked the Commissioners if they had someone in mind to serve on the Committee. R. Smith nominated Earnest Graham. Atchley suggested giving the Commission an additional week to submit any nominees they may have.

#### **Surplus Vehicles**

Grimes addressed the Commission and described the surplus vehicles. The vehicles were: Unit #20 – 2005 Chevy Silverado 1500 4WD and Unit #56 – 2005 Chevy Silverado 1500 2WD. G. Smith asked how the vehicles were going to be disposed. Grimes stated he had several different options.

G. Smith motioned to surplus the proposed vehicles, seconded by Albritton.

With no further discussion, Cobb called for a roll call vote, all responded aye.

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

#### **COBB RECESSED THE COMMISSION MEETING AND CALLED TO ORDER THE GENERAL PENSION BOARD MEETING**

Approval of March 8, 2021 minutes

G. Smith motioned to approve the minutes of March 8, 2021, seconded by Albritton.  
With no further discussion, Cobb called for all in favor, all responded aye.  
For those opposed like sign, no response. Motion carried.

#### **Request approval of the Quarterly Reports & Earnings for the General Pension and the OPEB**

Braxton discussed the quarterly reports and earnings for the General Pension and OPEB. G. Smith motioned to approve General Pension and OPEB Financial Reports of the 3<sup>rd</sup> quarter as presented, seconded by Albritton. With no further discussion, Cobb called for all in favor, all responded aye. For those opposed like sign, no response. Motion carried.

#### **COBB ADJOURNED THE GENERAL PENSION BOARD MEETING AND RECONVENED THE COMMISSION MEETING**

##### **Approval of the General Pension Board's actions**

Albritton motioned to approve the actions of the General Pension Board, seconded by R. Smith.  
With no discussion, Cobb called for all in favor, all responded aye.

#### **COMMENTS FROM CITY ATTORNEY, COMMISSIONERS, OTHER ELECTED OFFICIALS AND CITIZENS**

Cobb gave updates on CFRPC and the Ridge League of Cities.

Atchley informed the Commission that he would be receiving his 7<sup>th</sup> Home Rule Hero Award.

#### **Cobb then recessed the Commission Meeting and called to order the meeting of the CRA Board of Directors**

##### **Approval of CRA Minutes from the May 3, 2021 Workshop and the May 10, 2021 Meeting**

Albritton motioned to approve all minutes as presented, seconded by G. Smith.  
With no discussion, Cobb called for all in favor, all responded aye.  
For those opposed like sign, no response. Motion carried.

##### **Approval of CRA Audit**

Braxton addressed the Board and discussed the 1<sup>st</sup> CRA audit which was separate from the City's audit.  
Albritton motioned to approve the CRA Audit as presented, seconded by R. Smith.  
With no discussion, Cobb called for all in favor, all responded aye.  
For those opposed like sign, no response. Motion carried.

##### **Palmetto 8 Update and Extension Request**

Newman addressed the Board and explained the grant extension would expire June 30, 2021.

Dr. Juan Curci

Curci gave an update on the project. Curci asked for an extension until December 31, 2021. Albritton asked for clarification on the progress of the project. Newman stated the Hardee County Building Department noted Curci had updated his construction documents that needed to be updated. Newman asked Curci was a 6-month extension realistic. Curci replied yes. The Commission expressed the importance and urgency of completing the project.

R. Smith motioned to approve an extension until December 31, 2021, seconded by Albritton.  
With no discussion, Cobb called for all in favor, all responded aye.  
For those opposed like sign, no response. Motion carried.

**Peace River Park Improvements CRA Bid 21-01**

Newman addressed the Board and explained CRA bid 21-01. Newman stated this would be for phases 4 and 5.

G. Smith motioned to approve to proceed to advertise for CRA bid 21-01, seconded by Albritton.

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

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

**Crews Riverside Park Improvements CRA Bid 21-02**

Newman addressed the Board and explained CRA bid 21-02

Albritton motioned to approve to proceed to advertise for CRA bid 21-02, seconded by R. Smith.

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

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

**With no further business to discuss, Cobb adjourned the meeting of the CRA Board of Directors and reconvened the Commission Meeting**

**Approval of the CRA Board's Actions**

Albritton motioned to approve the actions of the CRA Board, seconded G. Smith.

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

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

**With no further business to discuss, Cobb adjourned the Commission Workshop at 8:01 p.m.**

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Mayor Pro-Tem Neda Cobb

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City Clerk Holly Smith