

On Monday, May 13, 2019 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 Mayor Pro-Tem Neda Cobb, Russell Smith, Mayor Keith Nadaskay, Kenneth Lambert and Gary Smith.

Also present were City Manager Terry Atchley, City Attorney Thomas Cloud, Police Chief John Eason, Community Redevelopment Agency Director Jessica Newman, Assistant City Manager Olivia Minshew, Finance Director Sandee Braxton, Community Development Coordinator Kyle Long and City Clerk Holly Smith.

Nadaskay declared a quorum.

Approval of Agenda

Atchley informed the Commission that Tab 1 – Wauchula Elementary had been pulled from the agenda per their request.

Lambert motioned to approve the agenda with the removal of Tab 1, 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 the April 1, 2019 Workshop and the April 8, 2019 Meeting

G. Smith motioned to approve the minutes for the April 1, 2019 Workshop and the April 8, 2019 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.

ORDINANCES/PUBLIC HEARINGS

Approval of Ordinance 2019-07 - Public Hearing - 2nd Reading – Rezone of 770 & 810 Martin Luther King Jr. Avenue

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

Diane Smith – 640 Baker Street, Wauchula

D. Smith addressed the Commission and stated she did not have any objections to the rezone she just had a question. D. Smith stated it was her understanding the IDA was planning to extend Carlton Street through the proposed property to Martin Luther King Jr. Avenue. D. Smith continued by asking if the rezone was approved will the extension of Carlton Street still occur. Minshew replied they are being planned at the same time; the property owner and the potential developer of what could be a trailer park are aware of the plans to extend Carlton Street and are factoring that into the design plans for the property. D. Smith stated that was her only question. Atchley commented the design and engineering for the road extension had been completed and are prepared to go out for bid for the construction phase. Atchley stated the road will be built even if the property was not developed. D. Smith stated that was her only question and she thanked the Commission.

After hearing comments from the public, Nadaskay closed the Public Hearing.

Cloud read Ordinance 2019-07 by title only.

Lambert motioned to approve Ordinance 2019-07, seconded by R. Smith.

R. Smith asked if the current shell roads would be paved. Minshew replied at this point it was just a rezone and no plans had been submitted for review or consideration, however at one point a developer was looking at the property and their plans did include paved roads. Cloud asked if a site plan would be submitted. Minshew replied yes a site plan would be submitted to be reviewed by staff. It would then go before the Planning & Zoning Board. However, the Commission did suggest reviewing it for reference prior to it going before the Planning & Zoning Board.

Lambert asked could we request to see it because of it being 41 acres. Minshew replied you can, which was why it had to go before the Planning & Zoning Board. Normally site development plans are approved at a staff level unless it is over 5 acres, requiring it to go before Planning & Zoning. Minshew added if the pleasure of the Commission was to review the site plans before going to Planning & Zoning, staff would bring the plans to them first for review. Lambert stated he wanted to be in the process but was not suggesting disrupting the process.

R. Smith questioned if sidewalks were going to be included and if the Land Development Code required them. Minshew stated she was unsure at this time and she would have to review the Land Development Code to confirm.

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

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

Approval of Ordinance 2019-08 – 1st Reading – Extending the Moratorium on Medical Marijuana

Cloud read Ordinance 2019-08 by title only.

Cobb motioned to approve Ordinance 2019-08, 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.

NADASKAY RECESSED THE COMMISSION MEETING AND CALLED TO ORDER THE GENERAL PENSION BOARD MEETING

Approval of March 11, 2019 minutes

G. Smith motioned to approve the minutes of March 11, 2019, 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.

Approval of OPEB authorization letter for HSA contributions

Braxton explained the letter regarding the HSA contribution for the retirees.

Lambert motioned to approve the OPEB authorization letter for HSA contributions, 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.

Discuss RFP 19-01 Pension Fund Attorney Services

Braxton explained RFP 19-01 was approved to be advertised after which we received one response. Braxton stated the response was twenty minutes late and we asked Cloud what options were available for the late response. Option 1 - accept bid and waive the late submittal, staff recommends this option. Option 2 - a RFP was not required in any of the City's policies or ordinances for professional services. Option 3 – legal fees are not defined as a contract. Option 4 – re-advertise the RFP because it was late and not accept it. Braxton stated staff recommended waiving the lateness. Nadaskay stated since we only received one he did not feel it was an issue. R. Smith asked what firm submitted the RFP. Braxton stated Gray-Robinson, the firm we are currently using. R. Smith stated he was happy with Gray-Robinson and had been.

Lambert motioned to waive the irregularities, one time, for the bid submitted and move forward with entering into a contract, 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.

NADASKAY ADJOURNED THE GENERAL PENSION BOARD MEETING AND RECONVENED THE COMMISSION MEETING

Approval of the General Pension Board's actions

Lambert motioned to approve the actions of the General Pension Board, 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.

CITY MANAGER, NON-CONSENT AGENDA

Announce Power Cost Adjustment

Atchley announced the PCA for May should be \$0.0120, an increase from the prior month. The tax-exempt portion should be \$0.0180, the same as the prior month.

Hometown Happy Hour Special Event Application

G. Smith motioned to approve the Hometown Happy Hour special event application, 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 to advertise for RFP 19-03 Governmental Consulting Services

Atchley explained RFP 19-03 to the Commission. Atchley stated the current contract with the lobbying firm was coming up for renewal and we are seeking your approval to advertise RFP 19-03. Atchley added the contract will expire in October, however, legislative session begins in January 2020 and we need to get this process completed before August. Atchley stated the RFP was the same except the terms were changed to a 3-year agreement with 2 1-year extensions.

R. Smith motioned to approve advertisement of RFP 19-03, seconded by Cobb.
With no discussion, Nadaskay called for all in favor, all responded aye.
For those opposed like sign, no response. Motion carried.

CITY ATTORNEY

Cloud informed the Commission that FMPA was filing an appeal involving the FCC pronouncement of policy related to the pole attachment rules and they had asked us to participate as a party. Cloud stated he wanted to bring this before the Commission to ask for consent for the City of Wauchula's name to be used as a party name in the proceeding.

G. Smith motioned to approve having the City of Wauchula's name added as a party to this proceeding, seconded by Lambert.
With no discussion, Nadaskay called for all in favor, all responded aye.
For those opposed like sign, no response. Motion carried.

COMMENTS FROM COMMISSIONERS, OTHER ELECTED OFFICIALS, CITIZENS

Cobb gave updates on upcoming meetings for the Central Florida Regional Planning Council and the Ridge League of Cities.

Atchley informed the Commission he was notified that he had been awarded the Home Rule Hero Award again. The Commission congratulated him.

Nadaskay recessed the City Commission Meeting and convened the Meeting of the Wauchula Community Redevelopment Agency's Board of Directors

Approval of CRA minutes from the April 1st Workshop and the April 8th Meeting

Lambert motioned to approve the CRA minutes from the April 1st Workshop and the April 8th 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.

Revitalization Grant Request – FL Revell

Cobb motioned to approve the revitalization grant request for 50% reimbursement but not to exceed \$10,325, seconded by R. Smith.

G. Smith asked for the CRA grant process to be on a workshop agenda for the Board to completely go through the process before another application was submitted. Atchley suggested to the Board to give the CRA Director directions not to accept any more applications until the process was reviewed. Lambert concurred with Atchley and asked Newman not to accept anymore CRA grant applications until the process was reviewed.
With no further discussion, Nadaskay called for all in favor, all responded aye.
For those opposed like sign, no response. Motion carried.

Infill Housing RFP

Newman informed the Board that she did not receive any responses. Newman stated she was going to get the list of contractors that are on file at the County and directly mail the RFP to them and re-advertise.
Lambert motioned to approve re-advertising the RFP and reaching out to local contractors, 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.

Kimley Horn Consulting Services Agreement Extension - Planning

G. Smith motioned to approve a one year extension of Kimley Horn Consulting Services Agreement for Planning, seconded by Cobb.

With no discussion, Nadaskay called for all in favor, all responded aye.
For those opposed like sign, no response. Motion carried.

Kimley Horn Consulting Services Agreement Extension - Engineering

Lambert motioned to approve a one year extension of Kimley Horn Consulting Services Agreement for Engineering, seconded by Cobb.

With no discussion, Nadaskay called for all in favor, all responded aye.
For those opposed like sign, no response. Motion carried.

Cobb Project Contract Extension Request

Lambert motioned to approve extending Cobb Project Contract until September 1, 2019, 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.

Newman informed the Board of the Summer Fest Schedule.

Nadaskay adjourned the Meeting of the Wauchula Community Redevelopment Agency's Board of Directors and reconvened the City Commission Meeting

Approval of the CRA Board's actions

Lambert motioned to approve the actions of the CRA Board of Directors, seconded by Cobb.

With no discussion, Nadaskay called for all in favor, all responded aye.
For those opposed like sign, no response. Motion carried.

REMINDERS:

June 3, 2019 @ 5:00pm – City Commission Workshop

June 10, 2019 @ 6:00pm – City Commission Meeting

WITH NO FURTHER BUSINESS TO DISCUSS, NADASKAY ADJOURNED THE COMMISSION MEETING AT 6:42 P.M.

Mayor Richard K. Nadaskay, Jr.

City Clerk Holly Smith, CMC