

# CITY COUNCIL MINUTES

September 16, 2013

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Mayor Joe LaCascia called the meeting to order at 7:00 p.m.

Pastor Walter Lawlor, New Life Community Church gave the invocation.

Those present recited the Pledge of Allegiance led by Mayor Joe LaCascia.

## **ROLL CALL** – Sheandolen Dunn

**Present:** Mayor Joe LaCascia, Vice Mayor Mike Blethen, Councilor Trudy Block, Councilor Don Kimsey, Councilor Keith Prestage, City Attorney Thomas Cloud and City Manager Patricia Jackson

## **ESTABLISHMENT OF A QUORUM** - Yes

## **CONSENT AGENDA**

**Motion by Councilor Block** to approve the Consent Agenda with corrections as noted below from the August 19 City Council Meeting minutes; the motion was seconded by Vice Mayor Blethen.

Councilor Block requested a correction be made on the August 19 minutes regarding her vote on Resolution 2013-05. She voted nay.

Gail Funk (202 Bayberry Drive) stated her comment regarding the public's opportunity to speak was incorrect.

**Vote:** Councilor Block-aye, Mayor LaCascia-aye, Vice Mayor Blethen-aye, Councilor Kimsey-aye, Councilor Prestage - aye

**Motion carried unanimously.**

## **PRESENTATIONS/RECOGNITIONS** - None

## **PUBLIC COMMENT** - None

## **PUBLIC HEARINGS**

**ORDINANCE 2013-1302** - AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, PROVIDING FOR THE AMENDMENT OF THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, FLORIDA, SPECIFICALLY, CHANGING THE FUTURE LAND USE DESIGNATION FOR A PORTION

(APPROXIMATELY 2.21 ACRES) OF THE PROPERTY LOCATED AT THE NORTHWEST INTERSECTION OF COMMONWEALTH AVENUE NORTH (SR 33) AND CITRUS GROVE BOULEVARD NORTH (PARCEL NUMBER 25-26-33-296500-102020) FROM "RESIDENTIAL MEDIUM" TO "COMMERCIAL"; AND TRANSMITTING SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY FOR NOTIFICATION PURPOSES ONLY; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE. Second and Final Reading.

City Attorney Cloud read by title only. Mayor LaCascia opened and closed the public hearing. No one spoke for or against this ordinance.

Ron Borchers, Senior Planner (CFRPC) was on hand to answer any questions.

**Motion by Mayor LaCascia** to approve Ordinance 2013-1302 on second and final reading; the motion was seconded by Vice Mayor Blethen.

**Vote:** Mayor LaCascia-aye, Councilor Kimsey-aye, Vice Mayor Blethen-aye, Councilor Block-aye, Councilor Prestage - aye

**Motion carried unanimously.**

**ORDINANCE 2013-1303** - AN ORDINANCE OF THE CITY OF POLK CITY, FLORIDA, PROVIDING FOR THE AMENDMENT OF THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY OF POLK CITY, FLORIDA, SPECIFICALLY, CHANGING THE FUTURE LAND USE DESIGNATION OF THE PROPERTY LOCATED AT 649 CITRUS GROVE BOULEVARD (PARCEL NUMBER 25-26-33-297500-105000) FROM "RESIDENTIAL VERY LOW DENSITY" TO "RESIDENTIAL MEDIUM"; AND TRANSMITTING SAID AMENDMENT TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY FOR NOTIFICATION PURPOSES ONLY; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE. Second and Final Reading.

City Attorney Cloud read by title only. Mayor LaCascia opened and closed the public hearing. No one spoke for or against this ordinance.

Ron Borchers, Senior Planner (CFRPC) was on hand to answer any questions.

**Motion by Councilor Prestage** to approve Ordinance 2013-1303 on second and final reading; the motion was seconded by Vice Mayor Blethen.

**Vote:** Mayor LaCascia-aye, Councilor Kimsey-aye, Vice Mayor Blethen-aye, Councilor Block-aye, Councilor Prestage - aye

**Motion carried unanimously.**

**ORDINANCE 2013-1304** – ZONING MAP AMENDMENT TO REZONE APPROXIMATELY 11.22 ACRES LOCATED AT THE NORTHWEST INTERSECTION OF COMMONWEALTH AVENUE NORTH (SR 33) AND CITRUS BOULEVARD NORTH (PARCEL NO. 25-26-33-296500-102020 AND 25-26-33-296500-105000) FROM C-2 GENERAL COMMERCIAL, R-4 MIXED RESIDENTIAL USE, AND AG-2 SINGLE FAMILY RESIDENTIAL PLUS HORSES TO PLANNED UNIT DEVELOPMENT (PUD) WITH 3.21 ACRES OF COMMERCIAL AND 8.01 ACRES OF RESIDENTIAL. first reading. Second and Final Reading.

City Attorney Tom Cloud read Ordinance 2013-1304 by title only. Mayor LaCascia opened and closed the public hearing. No one spoke for or against this ordinance.

Councilor Kimsey asked if there had been any opposition presented regarding this ordinance?

City Manager Jackson responded, No.

**Motion by Councilor Prestage** to approve Ordinance 2013-1304 on second and final reading; the motion was seconded by Vice Mayor Blethen.

**Vote:** Mayor LaCascia-aye, Councilor Kimsey-aye, Vice Mayor Blethen-aye, Councilor Block-aye, Councilor Prestage – aye

**Motion carried unanimously.**

**ORDINANCE 2013-1305** – AN ORDINANCE OF THE CITY OF POLK CITY OF POLK COUNTY, FLORIDA, ADOPTING THE LEVYING OF AD VALOREM TAXES FOR THE CITY OF POLK CITY FOR FISCAL YEAR 2013-2014 AND PROVIDING AN EFFECTIVE DATE. First Reading.

Second and Final Reading will be held on Monday, September 23, 2013.

**Motion by Councilor Block** to approve the Ad Valorem rate reduction to 8.4047; motion was seconded by Councilor Prestage.

Councilor Block provided discussion points as to why the Ad Valorem rate should be reduced while other members of the Council shared opposition for this reduction.

City Manager Jackson and Finance Director Pam Lawson presented arguments as to why the millage rate needs to remain as is.

Discussion ensued.

**Vote:** Mayor LaCascia-nay, Councilor Kimsey-nay, Vice Mayor Blethen-nay, Councilor Block-aye, Councilor Prestage – nay

**Motion failed. 4-nay; 1-aye**

Discussion ensued.

**Motion by Mayor LaCascia** to approve the Ad Valorem rate remaining the same at 8.6547; motion was seconded by Vice Mayor Blethen.

**Vote:** Mayor LaCascia-aye, Councilor Kimsey-aye, Vice Mayor Blethen-aye, Councilor Block-nay, Councilor Prestage – aye

**Motion carried. 4-aye; 1-nay**

**ORDINANCE 2013-1306** – AN ORDINANCE OF THE CITY OF POLK CITY OF POLK COUNTY, FLORIDA, ADOPTING THE BUDGET FOR FISCAL YEAR 2013-2014, PROVIDING FOR THE EXPENDITURE OF FUNDS IN ACCORDANCE WITH THIS BUDGET; PROVIDING FOR AN EFFECTIVE DATE. First Reading.

Second and Final Reading will be held on Monday, September 23, 2013.

**Motion by Vice Mayor Blethen** to approve Ordinance 2013-1306 on first reading; motion was seconded by Councilor Prestage.

Councilor Block commented on her disappointment of not having any goals and objectives established.

Councilor Kimsey commented that the immediate goal is to keep the City afloat.

Councilor Prestage agreed with goal-setting for Polk City; however Polk City remains in recovery mode.

Discussion ensued.

**Vote:** Mayor LaCascia-aye, Councilor Kimsey-aye, Vice Mayor Blethen-aye, Councilor Block-aye, Councilor Prestage – aye

**Motion carried unanimously.**

## **UNFINISHED BUSINESS**

### **Upgrade of Library Lighting**

**Kathy Delp, Public Works Director** stated at the August 19, 2013 Council Meeting, information was brought forward regarding light fixture replacements. Council requested information on two bulb fixtures versus three bulb fixtures. The additional research was done and a cost savings will not be realized since the cost of repairs will very likely be more than the savings.

It was recommended that Council approve the original recommendation to replace the existing fixtures with the upgraded Lithonia fixtures, per the quote received from Southern Electric in the amount of \$7,063.00.

**Motion by Councilor Prestage** to approve the Upgrade of Library Lighting; motion was seconded by Councilor Kimsey.

**Vote:** Mayor LaCascia-aye, Councilor Kimsey-aye, Vice Mayor Blethen-aye, Councilor Block-aye, Councilor Prestage – aye

**Motion carried unanimously.**

## **NEW BUSINESS**

**1. RESOLUTION 2013-06** - A RESOLUTION OF THE CITY OF POLK CITY, FLORIDA, APPROVING THE EXECUTION OF AN INTERGOVERNMENTAL MAINTENANCE AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION REGARDING THE MAINTENANCE OF THE STATE ROAD RIGHTS OF WAY IN POLK CITY; AND PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Cloud read by title only.

Councilor Kimsey asked if this would just be for Hwy 33.

City Manager Jackson responded this is for SR 559.

**Motion by Councilor Prestage** to approve Execution of an Interlocal governmental Maintenance Agreement with Florida Department of Transportation; the motion was seconded by Councilor Block.

**Vote:** Mayor LaCascia-aye, Councilor Kimsey-aye, Vice Mayor Blethen-aye, Councilor Block-aye, Councilor Prestage – aye

**Motion carried unanimously.**

**2. Contract Renewal between Florida Department of Corrections and the City of Polk City**

**Motion by Councilor Block** to approve the Contract Renewal between Florida Department of Corrections and the City of Polk City; the motion was seconded by Councilor Prestage.

Mayor LaCascia read by title only. No Discussion.

**Vote:** Mayor LaCascia-aye, Councilor Kimsey-aye, Vice Mayor Blethen-aye, Councilor Block-aye, Councilor Prestage – aye

**Motion carried unanimously.**

**CITY MANAGER / CITY CLERK ITEMS**

City Manager Jackson requested permission to contact the representatives of *Living Hope* in regards to removing their belongings from the Public Works building as we are in need of using the building for storage of City-owned assets.

The Council granted permission.

**CITY ATTORNEY ITEMS** - None

**MAYOR ITEMS** - None

**VICE MAYOR ITEMS** - None

**COUNCIL MEMBER ITEMS**

**Councilor Block** – Distributed a list of activities she attended during the months of August and September.

**Councilor Prestage** – None

**Councilor Kimsey** – None

**ANNOUNCEMENTS** - None

**ADJOURNMENT**- 8:38 pm

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Patricia Jackson, City Manager



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Joe LaCascia, Mayor

**CONSENT AGENDA  
September 16, 2013**

MAY ALL BE APPROVED BY ONE VOTE OF COUNCIL TO ACCEPT CONSENT AGENDA. Council Members may remove a specific item below for discussion, and add it to the regular agenda under New or Unfinished Business, whichever category best applies to the subject.

**A. CITY CLERK**

1. Accept minutes – August 19, 2013 Regular City Council Meeting
2. Accept minutes – August 23, 2013 Regular City Council Workshop
3. Accept minutes – August 26, 2013 City Council Emergency Meeting

**B. REPORTS**

1. Building Report –August 2013
2. Code Enforcement Report – August 2013
3. Finance Report – August 2013
4. Library Report – August 2013
5. Sheriff's Office Report – August 2013
6. Utilities Report – August 2013

**C. OTHER**

Please note: Pursuant to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made by the city council with respect to any matter considered during this meeting, he or she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the American with Disabilities Act, a person with disabilities needing any special accommodations to participate in city meetings should contact the Office of the City Clerk, Polk City Government Center, 123 Broadway, Polk City, Florida 33868 Telephone (863)984-1375. The City of Polk City may take action on any matter during this meeting, including items that are not set forth within this agenda.

Minutes of the City Council meetings may be obtained from the city clerk's office. The minutes are recorded, but are not transcribed verbatim. Persons requiring a verbatim transcript may arrange with the city clerk to duplicate the recordings, or arrange to have a court reporter present at the meeting. The cost of duplication and/or court reporter will be at the expense of the requesting party.