

## **SPECIAL CITY COMMISSION MINUTES**

October 30, 2017

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

**ROLL CALL** – Assistant to the City Manager Sheandolen Dunn

**Present:** Mayor Joe LaCascia, Vice Mayor Wanda Harris, Commissioner Don Kimsey, Commissioner Randy Carroll, City Attorney Thomas Cloud and City Manager Patricia Jackson

**Absent:** Commissioner Mike Blethen

### **PUBLIC COMMENT**

- 1) Susan Ketterman (583 Marklen Loop) Inquired about Marijuana dispensaries at Sunshine Pharmacy.

City Attorney Cloud stated Polk City has a moratorium in place.

### **ORDER OF BUSINESS**

#### **Central Florida Regional Planning Council – Planning Advisory Services Agreement**

Jennifer Codo-Salisbury discussed at length the scope of services CFRPC provides to Polk City and has done so for approximately ten (10) years as the City's Planner.

Commissioner Kimsey would like to have a workshop to further discuss Polk City's need for CFRPC.

Kathy Delp, Development Services Director discussed the work CFRPC does with directly with staff.

Mayor LaCascia stated the Commission has had the contract to review prior to today.

**Motion by Commissioner Kimsey** to table the CFRPC Planning Advisory Services Agreement and schedule a workshop for further review; this motion was seconded by Vice Mayor Harris.

**Vote:** Mayor LaCascia – aye, Vice Mayor Harris – aye, Commissioner Kimsey – aye, Commissioner Carroll – aye

**Motion carried unanimously.**

A Special City Commission Meeting is scheduled for Thursday, November 16, 2017 at 7 pm.

Commissioner Kimsey departed meeting due to illness at 7:22 pm.

**ORDINANCE 2017-04**

AN ORDINANCE OF POLK CITY, FLORIDA, FOR THE PURPOSE OF AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$9,500,000 WATER AND SEWER SYSTEM REFUNDING REVENUE BONDS, SERIES 2017, TO REFUND THE WATER AND SEWER SYSTEM CAPITAL IMPROVEMENT AND REFUNDING REVENUE BONDS, SERIES 2011A ; PLEDGING A LIEN ON THE NET REVENUES OF THE COMBINED WATER AND SEWER SYSTEM TO SECURE THE PAYMENT THEREOF; PROVIDING FOR THE RIGHTS OF THE HOLDERS OF SUCH BONDS; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE. Second and Final Reading.

City Attorney Cloud read the Ordinance by title only. Mayor LaCascia opened the Public Hearing.

Sandra Cutts (315 Central Avenue) requested clarification on the agenda items as listed.

Mayor LaCascia provided clarification.

Mayor LaCascia closed the Public Hearing.

**Motion by Vice Mayor Harris** to approve Ordinance 2017-04 on second and final reading; this motion was seconded by Commissioner Carroll.

**Vote:** Commissioner Carroll - aye, Vice Mayor Harris - aye, Mayor LaCascia - aye

**Motion carried 3/0.**

**RESOLUTION 2017-06**

A RESOLUTION OF THE CITY COMMISSION OF POLK CITY, FLORIDA, AMENDING AND RESTATING RESOLUTION NO. 2011-06, AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$9,500,000.00 IN THE AGGREGATE OF ITS WATER AND SEWER SYSTEM REFUNDING REVENUE BONDS, SERIES 2017 TO REFUND CERTAIN OUTSTANDING OBLIGATIONS AND TO PAY COSTS RELATED THERETO; PLEDGING CERTAIN NET REVENUES AND PUBLIC SERVICE TAX REVENUES FOR THE PAYMENT OF SUCH BONDS; PROVIDING FOR THE RIGHTS OF THE HOLDERS OF SUCH BONDS; MAKING OTHER COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; AND PROVIDING AN EFFECTIVE DATE.

Mayor LaCascia read the Resolution by title only.



City Attorney Cloud stated this Resolution is the actual authorization to issue the Bond.

Nate Eckloff (RBC Capital Markets) spoke in favor of the savings realized in doing this refinance. Savings realized over the life of the Bond would be \$605,000.

**Motion by Vice Mayor Harris** to adopt Resolution 2017-06; this motion was seconded by Commissioner Carroll.

**Vote:** Vice Mayor Harris – aye, Commissioner Carroll - aye, Mayor LaCascia - aye

**Motion carried 3/0.**

**RESOLUTION 2017-07**

A RESOLUTION SUPPLEMENTING RESOLUTION 2017-06 OF POLK CITY, FLORIDA, AMENDING AND RESTATING RESOLUTION NO. 2011-06; AUTHORIZING AND APPROVING THE NEGOTIATED SALE OF NOT TO EXCEED \$9,500,000 IN AGGREGATE PRINCIPAL AMOUNT OF POLK CITY, FLORIDA WATER AND SEWER SYSTEM REFUNDING REVENUE BONDS, SERIES 2017, TO ADVANCE REFUND THE ISSUER'S OUTSTANDING WATER AND SEWER SYSTEM CAPITAL IMPROVEMENT AND REFUNDING REVENUE BONDS, SERIES 2011A, AND TO PAY TRANSACTION COSTS, ALL SUBJECT TO THE SATISFACTION OF CERTAIN CONDITIONS CONTAINED HEREIN AND SUBJECT TO THE TERMS AND CONDITIONS OF A BOND PURCHASE CONTRACT; APPROVING THE FORMS OF AND AUTHORIZING THE EXECUTION OF SUCH BOND PURCHASE AGREEMENT, A DISCLOSURE DISSEMINATION AGENT AGREEMENT, AN ESCROW AGREEMENT AND A REGISTRAR AND PAYING AGENT AGREEMENT; DELEGATING TO THE MAYOR, VICE MAYOR, OR CITY MANAGER THE AUTHORITY TO AWARD THE SALE OF SUCH BONDS TO RBC CAPITAL MARKETS, LLC, PURSUANT TO A NEGOTIATED SALE AND SUBJECT TO THE CONDITIONS AND TERMS SET FORTH HEREIN AND IN SUCH BOND PURCHASE AGREEMENT; AUTHORIZING THE PURCHASE OF A FINANCIAL GUARANTY INSURANCE POLICY FOR ALL, SOME, OR NONE OF THE SERIES 2017 BONDS; AUTHORIZING EXECUTION OF AN INSURANCE COMMITMENT; DESIGNATING THE SERIES 2017 BONDS AS "QUALIFIED TAX-EXEMPT OBLIGATIONS," APPROVING THE FORM AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT AND APPROVING THE EXECUTION AND DELIVERY OF A FINAL OFFICIAL STATEMENT; DELEGATING THE AUTHORITY TO APPOINT THE PAYING AGENT, REGISTRAR AND ESCROW AGENT; APPROVING AN AGREEMENT FOR BOND COUNSEL AND DISCLOSURE COUNSEL SERVICES; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; PROVIDING AN EFFECTIVE DATE.

City Attorney Cloud read the Resolution by title only and provided a thorough explanation of this Resolution.

**Motion by Vice Mayor Harris** to adopt Resolution 2017-07; this motion was seconded by Commissioner Carroll.

**Vote:** Mayor LaCascia – aye, Vice Mayor Harris – aye, Commissioner Carroll – aye, Mayor LaCascia - aye

**Motion carried 3/0.**

**ORDINANCE 2017-06**

AN ORDINANCE OF POLK CITY, FLORIDA, FOR THE PURPOSE OF AUTHORIZING THE BORROWING OF NOT TO EXCEED \$1,400,000 FROM CITIZENS BANK & TRUST FOR THE PURPOSE OF REFUNDING CAPITAL IMPROVEMENT REVENUE BONDS, SERIES 2007; PLEDGING A FIRST PRIORITY LIEN ON THE CITY'S COMMUNICATION SERVICES TAX AND HALF-CENT SALES TAX TO SECURE THE PAYMENT THEREOF; PROVIDING FOR THE RIGHTS OF THE CREDITOR; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE. First reading.

City Attorney Cloud read the Ordinance by title only. Mayor LaCascia opened the Public Hearing.

Sandra Cutts (315 Central Avenue) requested clarification on this Ordinance.

City Attorney Cloud provided clarification.

Mayor LaCascia closed the Public Hearing.

**Motion by Vice Mayor Harris** to approve Ordinance 2017-06 on first reading; this motion was seconded by Commissioner Carroll.

**Vote:** Vice Mayor Harris - aye, Commissioner Carroll - aye, Mayor Lacascia - aye

**Motion carried 3/0.**

**Consulting Engineer and Inspection Services**

Kathy Delp, Development Services Director stated under Polk City's Land Development Regulations, applicants have the option to use Polk City's Interlocal Agreement with Polk County for inspections or having the City hire someone to represent them. This project is on an accelerated schedule. The applicant asked if Polk City could go the private provider route. The applicant was happy with AMEC Foster Wheeler for the site inspections for site work. The contract has been approved by the applicant. No financial impact to Polk City. Applicant pays the entire cost of the contract.

Mayor LaCascia stated this is the warehouse project being done at Mt. Olive Road and SR 33.



**Motion by Vice Mayor Harris** to approve the Consulting and Engineering Services Contract for the warehouse project at Mt. Olive Road and SR 33; this motion was seconded by Commissioner Carroll.

Commissioner Carroll asked what was going into the warehouse.

Kathy Delp stated the applicant has not publicly disclosed the end user at this time.

**Vote:** Commissioner Carroll - aye, Vice Mayor Harris - aye, Mayor Lacascia - aye

**Motion carried 3/0.**

**Resolution 2017-08**

A RESOLUTION OF POLK CITY, FLORIDA, RELATING TO THE FLORIDA STATE REVOLVING FUND LOAN PROGRAM; RESTATING AND AMENDING RESOLUTION NO. 2017-04; MAKING FINDINGS; AUTHORIZING THE EXECUTION AND FILING OF A LOAN APPLICATION; APPROVING AND AUTHORIZING EXECUTION OF THE LOAN AGREEMENT; ESTABLISHING PLEDGED REVENUES; DESIGNATING AUTHORIZED REPRESENTATIVES; PROVIDING ASSURANCES; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE.

City Attorney Cloud stated there is a slight modification to 2017-04 authorizing the filing the loan application of the FDEP grant and revolving loan for the wastewater project. FDEP needed clarification on the impact fees were pledged to Polk City's existing and new debt. The answer is No. This needs to be done by Resolution, Section #3.

**Motion by Commissioner Carroll** to adopt Resolution 2017-08; this motion was seconded by Vice Mayor Harris.

No Discussion.

**Vote:** Mayor Lacascia - aye, Vice Mayor Harris - aye, Commissioner Carroll - aye

**Motion carried 3/0.**

**CITY MANAGER ITEMS** - None

**CITY ATTORNEY ITEMS** - None

**COMMISSIONER ITEMS**

**Vice Mayor Harris** – Complimented staff on their work for Safe Haven Halloween 2017 and the Public Works for getting the park equipment installed at the park.

**Commissioner Blethen** – Absent

**Commissioner Kimsey** – Absent

**Commissioner Carroll** – Thanked everyone for coming.

**Mayor LaCascia** – Complimented staff on a great Safe Haven 2017.

**ANNOUNCEMENTS** - None

**ADJOURNMENT** – 7:45 pm

  
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Patricia Jackson, City Manager  
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Joe LaCascia, Mayor