



CITY COMMISSION MEETING HAINES CITY, FLORIDA

MINUTES

August 3, 2023, 7:00 p.m.

City Hall Commission Chambers

620 E. Main Street, Haines City, FL 33844

Phone: 863-421-9921 Web: hainescity.com

Present:

Mayor H.L. Roy Tyler
Vice Mayor Omar Arroyo
Commissioner Anne Huffman
Commissioner Morris West
Commissioner Vernel Smith

1. CALL TO ORDER

The Mayor called the City Commission Meeting to order at 7:00 PM on August 3 in the City Commission Chambers, located at 620 E Main Street, Haines City, FL.

2. INVOCATION

The Mayor provided the invocation.

3. PLEDGE OF ALLEGIANCE

The Mayor led the pledge of allegiance.

4. PRESENTATIONS AND PROCLAMATIONS

4.a Florida Water Professionals Month

4.b Honoring Adrain "AJ" Rogers

5. CONSENT AGENDA

Public Hearing opened for items on the consent

Moved by Morris West

Seconded by Vernel Smith

Approve consent as a whole.

Carried Unanimously

5.a City Attorney Invoice for the Billing Period Ending June 30, 2023

Approve payment to the City Attorney for legal services and disbursements for the billing period ending June 30, 2023 in the amount of \$23,106.60.

5.b Cemetery Deeds

5.c Duke Energy Grant for Rail Spur Repairs

Staff recommends the City Commission approve the \$200,000 Duke Energy grant for rail spur repairs.

5.d Minutes to Be Accepted

5.e CHA Consulting – Waste Water Treatment Plant Generator – Extra Work Authorization No. 1

Staff recommends the City Commission approve Extra Work Authorization No. 1, totaling \$15,000, for the Waste Water Treatment Plant Generator agreement with CHA Consulting.

5.f CHA Consulting – Miscellaneous Engineering – Extra Work Authorization No. 1

Staff recommends the City Commission approve Extra Work Authorization No. 1, totaling \$100,000, for the Miscellaneous Engineering Services agreement with CHA Consulting.

5.g Police Department Vehicle(s) and Equipment Purchase

Staff is recommending the City Commission approve the request to purchase eight (8) vehicles and Necessary Equipment for the Police Department.

6. OLD BUSINESS

6. a Ordinance No. 23-2048 – Carlisle Grande Lots 5 – 9 – Small Scale Land Use Amendment – Second Reading

Richard Green presented Ordinance No. 23-2048

No comments from the dais.

Mayor Tyler opened the public hearing.

There were no members of the public that came forward to speak to the Mayor and City Commission.

Mayor Tyler closed the public hearing and asked for an introduction of the Ordinance.

Commissioner Smith introduced the Ordinance.

City Attorney Reilly read the title of the Ordinance into record.

Moved by Morris West

Seconded by Omar Arroyo

Adopt Ordinance No. 23-2048 on Second Reading.

6.b Ordinance No. 23-2049 – Carlisle Grand Lots 5 – 9 Zoning Amendment – Second Reading

Developments Services Director Richard Greenwood presented Ordinance No. 23-2049

No comments from the dias.

Mayor Tyler opened the public hearing.

There were no members of the public that came forward to speak to the Mayor and City Commission.

Mayor Tyler closed the public hearing and asked for an introduction of the Ordinance.

Commissioner West introduced the Ordinance.

City Attorney Reilly read the title of the Ordinance into record.

Moved by Morris West

Seconded by Vernel Smith

Adopt Ordinance No. 23-2049 on Second Reading.

Carried

6.c Ordinance No. 23-2050 – Theresa Henderson Property Annexation – Second Reading

Developments Services Director Richard Greenwood presented Ordinance No. 23-2050

No comments from the dais.

Mayor Tyler opened the public hearing.

There were no members of the public that came forward to speak to the Mayor and City Commission.

Mayor Tyler closed the public hearing and asked for an introduction of the Ordinance.

Commissioner West introduced the Ordinance.

City Attorney Reilly read the title of the Ordinance into record.

Moved by Morris West
Seconded by Vernel Smith

Adopt Ordinance No. 23-2050 on Second Reading.

Carried

- 6.d Ordinance No. 23-2051 – Palm Gardens Estates Zoning Map Amendment –
Second Reading

Developments Services Director Richard Greenwood presented Ordinance No.
23-2051

No comments from the dais.

Mayor Tyler opened the public hearing.

**There were no members of the public that came forward to speak to the
Mayor and City Commission.**

Mayor Tyler closed the public hearing and asked for an introduction of the
Ordinance.

Commissioner Arroyo introduced the Ordinance.

City Attorney Reilly read the title of the Ordinance into record.

Moved by Omar Arroyo
Seconded by Vernel Smith

Adopt Ordinance No. 23-2051 on Second Reading.

Carried

7. NEW BUSINESS

- 7.a Resolution No. 23-1748 – Bradbury Creek Subdivision Phase 1 – Final Plat

Parks and Recreation Director Terrell Griffin predicted Resolution No. 23-1748

An application for Final Plat approval for the Bradbury Creek Phase 1 subdivision
has been submitted to Development Services. The development is located east
of Powerline Road extension, west of Bradbury Road, and south of Hinson
Avenue. The property is comprised of 4 parcels, 27-27-26-000000-043010, 27-

27-26-000000-041020, 27-27-26-000000-042030, 27-27-26-000000-042010, for a total of 126.579 +/- acres, with a Land Use designation of Low Density Residential (LDR) and a Zoning designation of Residential Planned Unit Development (RPUD). The City of Haines City has an approved roadway improvement commitment letter for this project.

No comments from the dais.

Mayor Tyler opened the public hearing.

Melissa Altamirano- 1115 Bradbury Road, Haines City- Ms. Altamirano is welcoming the development and hopes to learn more of the process as growth continues in the City.

Mayor Tyler closed the public hearing and asked for an introduction of the Resolution.

Commissioner West introduced the Resolution.

City Attorney Reilly read the title of the Resolution into record.

Moved by Morris West

Seconded by Vernel Smith

Staff recommends the City Commission grant approval for Resolution No. 23-1748 for the Bradbury Creek Subdivision Phase 1 Final Plat.

Carried

- 7.b Resolution No. 23-1751 Authorizing the Temporary Closure of State Hwy. 17-92 for the Annual Christmas Parade

Commissioner West inquired if the parade would be at night.. Director Griffin stated the parade will begin when it is dark

Mayor Tyler opened the public hearing.

There were no members of the public that came forward to speak to the Mayor and City Commission.

Mayor Tyler closed the public hearing and asked for an introduction of the Resolution.

Commissioner XXX introduced the Resolution.

City Attorney Reilly read the title of the Resolution into record.

Moved by Vernel Smith

Seconded by Omar Arroyo

Staff recommends the approval of Resolution No. 23-1751 authorizing the temporary closure of State Highway 17-92 for the 2023 Christmas Parade.

Carried

- 7.c Resolution No. 23-1743 Annual Public Hearing and Consideration of Adoption of Non-Ad Valorem Assessment Roll for Stormwater Management.

Finance Director DeJesus Presented Resolution No. 23-1743

This Resolution will be adopted pursuant to City Ordinance No. 16-1530 (the "Assessment Ordinance"), City Resolution No. 16-1202 (as amended, supplemented, and confirmed from time to time, the "Initial Annual Assessment Resolution"), sections 166.021 and 166.041, Florida Statutes, and other applicable provisions of law.

The rates for this non-ad valorem assessment, and its precursor, have essentially not changed for the last decade since inception. Stormwater Management Assessments are associated with the continual availability of stormwater management services, facilities, and programs made available by the City to all tax parcels within the City.

Each parcel of property assigned an identification number by the County property appraiser is considered one (1) tax parcel. If approved by the City Commission after the hearing, the rate of the stormwater assessment for each tax parcel is proposed to be the sum of (i) forty-eight dollars (\$48.00) per tax parcel

No comments from the dais.

Mayor Tyler opened the public hearing.

There were no members of the public that came forward to speak to the Mayor and City Commission.

Attorney Reilly advised formal report was presented for the record. Director DeJesus states this is the stormwater assessment rate. This revenue is solely for stormwater cleanup and remediation.

Attorney Mark Lawson stated that the funds are restricted to stormwater only and relieve the General Fund from this expenditure. Mr. Lawson presented the clerk

Mayor Tyler closed the public hearing and asked for an introduction of the Resolution.

City Attorney Reilly read the title of the Resolution into record.

Moved by Morris West

Seconded by Omar Arroyo

Request to consider and adopt the annual assessment resolution, required to adopt the annual non-ad valorem Assessment roll for Stormwater Management.

Carried

- 7.d Resolution No. 23-1745 Annual Public Hearing and Consideration of Adoption of Non-Ad Valorem Assessment Roll for Fire Protection Services.

No comments from the dais.

Mayor Tyler opened the public hearing.

There were no members of the public that came forward to speak to the Mayor and City Commission.

Mayor Tyler closed the public hearing and asked for an introduction of the Resolution.

Director DeJesus explained the fire assessment. There is no change in the rate. Mark Lawson, attorney stated that the assessment is a robust program that is yielding nearly \$4,000,000.00 in revenue.

Commissioner Arroyo introduced the Resolution.

City Attorney Reilly read the title of the Resolution into record.

Moved by Vernel Smith

Seconded by Omar Arroyo

Request to consider and adopt the annual assessment resolution, required to adopt the annual non-ad valorem Assessment roll for Fire Protection Services.

Carried

7.e Resolution No. 23-1752 Interlocal Agreement with City of Winter Haven Concerning Utility Interconnection

No comments from the dais.

James Keene, Public Services Administrator explained the interlocal agreement. The cost-sharing will be split 50/50 with the City of Winter Haven.

Mayor Tyler opened the public hearing.

There were no members of the public that came forward to speak to the Mayor and City Commission.

Mayor Tyler closed the public hearing and asked for an introduction of the Resolution.

Commissioner West introduced the Resolution.

City Attorney Reilly read the title of the Resolution into record.

Moved by Omar Arroyo

Seconded by Vernel Smith

Staff recommends Commission approve the Resolution which authorizes the City of Haines City to execute the Interlocal Agreement with the City of Winter Haven to provide potable Water Service connections between the parties at the Connection Point, treatment facilities, off-site transmission and distribution system piping, or any other facilities needed by one of the parties to facilitate the transfer of potable water to its system from the other party's Water System.

Carried

7.f Resolution No. 23-1753 Memorandum of Understanding with City of Winter Haven Relating to Water Resources and Water Use Permitting

James Keene, Public Services Administrator gave a clarification of the Memorandum of Understanding (MOU) with the City of Winter Haven.

No comments from the dais.

Mayor Tyler opened the public hearing.

There were no members of the public that came forward to speak to the Mayor and City Commission.

Mayor Tyler closed the public hearing and asked for an introduction of the Resolution.

Commissioner Smith introduced the Resolution.

City Attorney Reilly read the title of the Resolution into record.

Moved by Morris West

Seconded by Omar Arroyo

Approve the Resolution which authorizes the City of Haines City to execute the Memorandum of Understanding Relating to Water Resources and Water Use Permitting with the City of Winter Haven.

Carried

7.g Purchase of One (1) 6-Inch Portable Bypass Pump from Xylem

Discussion took place regarding the need for the Bypass Pump. Mayor Tyler stated that the pump is a band-aid.

Mayor opened the public hearing. No one came forward and the public hearing was closed.

Moved by Morris West

Seconded by Vernel Smith

Staff recommends the purchase of one (1) 6-inch portable bypass pump for the Public Infrastructure Department/Utility Maintenance Division, utilizing the Florida Sheriff's Association Contract, in order to maintain proper level of service in case of power failure to avoid sanitation sewage overflow.

Carried

7.h Water Plants 1 and 2 Renovations

James Keene, Public Services Administrator explained the need for the renovations that are needed for Water Plants 1 and 2. Mayor Tyler opened the public hearing. No one came forward and the Public hearing was closed.

Moved by Omar Arroyo

Seconded by Vernel Smith

Staff recommends the City Commission approve Semco Construction, Inc. to perform renovations to Water Plants 1 and 2.

Carried

7.i Physical Security Upgrade

Brian Ross, Technology Management Director is seeking approval to upgrade the security at select facilities. Mayor Tyler stated how important the security is needed at the facilities in the City.

Mayor Tyler opened the public hearing. No one came forward and the public hearing was closed.

Moved by Morris West

Seconded by Vernel Smith

Staff recommends approval of the physical security upgrade.

Carried

8. PUBLIC COMMENTS - REGARDING ITEMS NOT ON THE AGENDA (3 Minutes)

Melissa Altamirano- 1115 Bradbury Road, Haines City- Thank you to the City for the Academy that she participated in and is proud to be an Ambassador. Thanks to the Water and Waste Water professionals and all of the work that they do. Ms. Altamirano will be encouraging other citizens and residents to take an active role in learning about the City and its operations.

Jackie Ramparejas- 418 S 14th Street, Haines City- Ms. Ramparejas is a business homeowner and one of the properties that they own. Ms. Ramparejas spoke with the

CRA Director about funding for extensive renovations. Ms. Ramparejas is saying thank you for the opportunity to apply for this funding. Mayor Tyler advised that the funding was approved.

9. CITY MANAGER'S REPORT

City Manager Elensky states that we have over 1500 home permits and should exceed last year's numbers. This is showing that Haines City is flourishing.

10. CITY CLERK'S REPORT

None

11. CITY ATTORNEY'S REPORT

Attorney Reilly stated that there is a mediation coming up and the Commission needs to appoint one member to take part. The mediation should be scheduled towards the latter part of August or early September. Commissioner West made a motion to appoint Vice-Mayor Arroyo to represent the Commission at the mediation, seconded by Mayor Tyler. All voted yes.

12. COMMISSION COMMENTS

Commissioner West- none

Commissioner Smith- none

Vice-Mayor Arroyo stated that the Legislative Policy meeting is scheduled for September 7, 2023. City Clerk Lauther advised that the Legislative Policy Meeting is on September 6, 2023. Vice-Mayor inquired about having a formal Master Plan for the City. Discussion took place.

Commissioner West stated that the City was hosting the Ridge League Dinner on September 14, 2023. City Clerk Lauther stated that Commissioner West was being installed at the President of the Ridge League

13. ADJOURNMENT

Without any further business, the meeting was adjourned at TIME.

H.L. Roy Tyler, Mayor

Sharon Lauther, CMC, City Clerk