



MULBERRY CITY COMMISSION MEETING
ORGANIZATION SESSION/REGULAR MEETING
May 21, 2019 6:00 PM
Mulberry City Hall

AGENDA

1. **CALL TO ORDER**
2. **INVOCATION FOLLOWED BY PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **INSTALLATION OF NEWLY-ELECTED OFFICIAL**
5. **APPROVAL OF MINUTES OF THE REGULAR MEETING ON MAY 7, 2019, REGULAR COMMISSION MEETING**
6. **POLK PRIDE WEEK PROCLAMATION**
7. **PLANNING & DEVELOPMENT REPORT**
8. **FINANCE REPORT**
9. **PUBLIC WORKS & UTILITIES REPORT**
10. **NEW BUSINESS**
11. **UNFINISHED BUSINESS**
 - i. **PLAQUE PRESENTATION**

12. **COMMUNICATIONS FROM CITIZENS:**

Public comments/communications from citizens are limited to 5 (five) minutes. Anyone wishing to address the Commission should sign in upon entering at the beginning of the meeting. When you are called to speak, please go to the podium and state your name and address for the record prior to addressing the Commission.

***CITY COMMISSION COMMENTS:**

***CITY MANAGER COMMENTS:**

***CITY ATTORNEY COMMENTS:**

***CITY CLERK COMMENTS:**

*** ADJOURNMENT:**

Each of the meetings/events scheduled may constitute a public meeting at which two or more City Commissioners may attend



MULBERRY CITY COMMISSION MEETING
ORGANIZATION SESSION/REGULAR MEETING
May 7, 2019 6:00 PM
Mulberry City Hall

ORGANIZATION SESSION/AGENDA

1. CALL TO ORDER

Vice-Mayor Smith called the meeting to order at 6:00 pm.

2. INVOCATION FOLLOWED BY PLEDGE OF ALLEGIANCE

Ron Borchers, Economic Development Director, led the invocation followed by the Pledge of Allegiance.

3. ROLL CALL

Present: Commissioners McAteer, McClintock, Stradtman, Splaine, Smith, City Attorney Crawford, City Clerk Lauther and City Manager Johnson

Not Present: Mayor Hatch

Department Staff Present: Cheri Schisler, Library Director, John Wasmund, Finance Director and Ron Borchers, Planning & Development Director

Not Present: Chelsea Young, Cultural Center/Museum Director, Louis Holstein, Programs Director and John Wright, Public Works Director

4. INSTALLATION OF NEWLY-ELECTED OFFICIALS

City Attorney Crawford swore in the newly re-elected Commissioners Kevin McAteer, Seat #2, and Maria McClintock, Seat #4.

5. RECOGNITION OF COMMISSIONERS WHOSE TERMS OF OFFICE HAS ENDED

City Attorney Crawford read the resignation letter from Commissioner Stradtman effective May 31, 2019.

6. ELECTION OF THE VICE-MAYOR

Commissioner McAteer made a motion that Commissioner Smith remain Vice-Mayor, seconded by Commissioner Splaine. City Attorney Crawford asked if there were any other nominations for Vice-Mayor. There were none. City Attorney Crawford asked all in favor of



the motion to elect Commissioner Smith as Vice-Mayor for the term 2019-2020 say aye. All voted aye, motion passed. Commissioner Smith thanked everyone for this honor and he will do his best to fulfill my duties.

REGULAR AGENDA ITEMS

7. COMMISSION APPOINTMENTS

i. Water Cooperative

City Manager Johnson gave a brief explanation regarding representing the City on various Boards. Commissioner Smith stated that he will represent the City at the Water Cooperative. Commissioner McClintock stated she would be willing to be a back-up representative on this Board.

ii. TPO

Commissioner McAteer volunteered to represent the City on this Board for the 2019/2020 year.

8. APPROVAL OF MINUTES OF THE REGULAR MEETING ON APRIL 16, 2019, REGULAR COMMISSION MEETING

Commissioner McClintock made the motion to accept the minutes as distributed, seconded by Commissioner McAteer. Vice-Mayor Smith asked all in favor of the motion say aye. All voted yes. Motion carried unanimously.

9. MUNICIPAL CLERK'S WEEK MAY 5-11, 2019

City Attorney Crawford read the Proclamation recognizing Municipal Clerk's Week and presented the Proclamation to City Clerk Lauther. City Clerk Lauther thanked the City for the recognizing Municipal Clerk's Week.

10. CIVIC ORGANIZATIONS REPORT

Julie Taylor, Concerned Citizens of Mulberry and Surrounding Areas, congratulated City Clerk Lauther on the Municipal Clerk's Proclamation. Ms. Taylor stated our hearts are saddened that Commissioner Stradtman is leaving Mulberry and thanked Commissioner Stradtman for his service. Ms. Taylor thanked everyone for all their hard work for our City. Ms. Taylor reminded everyone the summer is almost here and of Mulberry High School's



upcoming graduation. Ms. Taylor stated the Concerned Citizen's will be closed for the summer after May 23, 2019.

11. NEW BUSINESS:

- i. **ORD-2019-03- AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF MULBERRY, FLORIDA, SO AS TO INCLUDE THEREIN ADDITIONAL TERRITORY LYING CONTIGUOUS AND ADJACENT TO THE PRESENT BOUNDARIES OF THE CITY OF MULBERRY, FLORIDA; DESCRIBING SAID ADDITIONAL TERRITORY; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING AN EFFECTIVE DATE (GENERAL LOCATION: THE TERRITORY LIES NORTH OF STATE ROAD 60 AND WEST OF OLD HIGHWAY 60 AND IS LOCATED IN THE VICINITY OF 2420 OLD HIGHWAY 60, MULBERRY, FLORIDA; THE AREA COVERED BY THIS REQUEST CONSISTS OF APPROXIMATELY 200.7 ± ACRES), SECOND AND FINAL READING.**

City Attorney Crawford read Ord 2019-03 in brief. Vice-Mayor Smith opened it up to the Public. No one came forward. Commissioner Stradtman made a motion to accept Ord 2019-03, seconded by Commissioner McClintock. Vice-Mayor Smith asked all in favor of the motion say aye. All voted yes. Motion carried unanimously.

- ii. **ORD-2019-04-AN ORDINANCE RELATING TO ALCOHOLIC BEVERAGES; AMENDING SECTION 4-4 OF THE CODE OF ORDINANCES OF THE CITY OF MULBERRY, FLORIDA, MODIFYING THE SUNDAY HOURS OF SALE, CONSUMPTION AND SERVICE OF ALCOHOLIC BEVERAES AT PLACES LICENSED BY THE DIVISION OF ALCOHOLIC BEVERAGES AND TOBACCO OF THE FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION; PROVIDING FOR CONFLICTS, SEVERABILITY CODIFICATION, AND THE ADMINISTRATIVE CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR AN EFFECTIVE DATE, SECOND AND FINAL READING**

City Attorney Crawford read Ord 2019-04 in brief. Vice-Mayor Smith opened it up to the Public. No one came forward. Commissioner Stradtman made a motion to accept Ord 2019-04, seconded by Commissioner Splaine. Vice-Mayor Smith asked all in favor of the motion say aye. All voted yes. Motion carried unanimously.

- iii. **RES-2019-04- A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF MULBERRY, FLORIDA RELATING TO 301 NE 5TH STREET; MAKING FINDINGS; FORMALLY REQUESTING THE SCHOOL BOARD OF POLK COUNTY, FLORIDA TO RELEASE ITS RIGHT OF REVERTER ENCUMBERING SAID REAL PROPERTY; URGING GOVERNMENTAL AND COMMUNITY SUPPORT FOR THE BOYS AND GIRLS CLUBS OF POLK COUNTY, FLORIDA AND THE PROPOSED CONSTRUCTION OF NEW BOYS AND GIRLS CLUB FACILITIES; PROVIDING FOR AN EFFECTIVE DATE**



City Attorney Crawford read Res-2019-04 in brief. City Attorney Crawford gave a brief explanation of this Resolution. Commissioner McClintock made a motion to approve Res-2019-04, seconded by Commissioner McAteer. Vice-Mayor Smith opened it up to the Public. No one came forward. Vice-Mayor Smith asked all in favor of the motion say aye. All voted yes. Motion carried unanimously.

iv. **FINAL APPROVAL OF THE SETTLEMENT AGREEMENT WITH LANDFALL REALTY INVESTMENTS LLC**

City Attorney Crawford gave a brief explanation of this agreement. City Attorney Crawford stated there needs to be two votes on this item, one is to approve the settlement and the second is to approve the Quit Claim Deed. Commissioner Stradtman made a motion to approve the final settlement agreement with Landfall Realty Investments LLC, seconded by Commissioner Splaine. Vice-Mayor Smith opened it up to the Public. No one came forward. Vice-Mayor Smith asked all in favor of the motion say aye. All voted yes. Motion carried unanimously.

v. **ACCEPTANCE OF THE QUIT CLAIM DEED FROM LANDFALL REALTY INVESTMENTS LLC FOR PARCEL 23-30-02-144600-001061 (8TH AVENUE NW FRONTAGE ON LAKE WHIDDEN)**

City Attorney Crawford gave a brief explanation of the Quit Claim Deed. Commissioner Stradtman made a motion to accept the Quit Claim Deed from Landfall Realty Investments LLC, seconded by Commissioner Splaine. Vice-Mayor Smith opened it up to the Public. No one came forward. Vice-Mayor Smith asked all in favor of the motion say aye. All voted yes. Motion carried unanimously.

12. UNFINISHED BUSINESS

None

13. COMMUNICATIONS FROM CITIZENS:

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None

***CITY COMMISSION COMMENTS:**

Commissioner McAteer stated he is glad that the City has grown by 200 acres.



Commissioner McClintock wanted to thank the residents for trusting her to represent the City of Mulberry. Commissioner McClintock stated we will miss Commissioner Stradtman.

Commissioner Splaine stated Commissioner Stradtman has done a lot of great things and he is sorry to see him go.

Commissioner Stradtman asked City Clerk Lauther if we have lifeguards for the Every Child a Swimmer Program. City Clerk Lauther stated at this time we do not but we do have some lifeguards that are being certified. Commissioner Stradtman stated Mulberry Kiwanis will be giving out three scholarships to Mulberry High School students. Commissioner Stradtman stated he has someone in mind that could replace him as Commissioner. At this time Commissioner McClintock asked what the process looks like for appointing someone. City Attorney Crawford stated there are several options that the Commission could do to fill Commissioner Stradtman's seat. City Attorney Crawford stated that he will get a memo to the Commissioners regarding their options. Commissioner McClintock made a recommendation that the Commissioners have a meeting to discuss their options before the next meeting or the first meeting in June. Vice-Mayor Smith asked if there was anyone in the audience that would like to speak about Commissioner Stradtman's leaving. Julie Taylor, Concerned Citizens of Mulberry and Surrounding Areas, thanked Commissioner Stradtman for his service and wished him the best.

Vice-Mayor Smith reported that the port-a-potty near CSX overturned from the bad weather the previous weekend and that the residents were complaining of the smell. City Manager Johnson stated he was not aware of the problem but would go check it out tomorrow. Commissioner Smith stated that the owner of Carol's was complaining about not having enough parking spots downtown. City Manager Johnson stated that the changes to the downtown parking has been delayed due to the I&I Project.

***CITY MANAGER COMMENTS:**

City Manager Johnson congratulated the newly re-elected Commissioners and Mayor. City Manager Johnson gave a brief report on the pool inspection, Spence Field bathrooms and cameras, Habitat for Humanity reception, the Finance Director, welcomed back City Clerk Lauther from her surgery, the I&I Project, GEM Theater and the upcoming Art Exhibit at the Cultural Center this Thursday.

***CITY ATTORNEY COMMENTS:**

None

***CITY CLERK COMMENTS:**

City Clerk Lauther thanked all the people that reached out to her while she was out. City Clerk Lauther reminded everyone about the Ethics training in Winter Haven on June 1st and



that she needs everyone to RSVP by 5/24 if they are attending. City Clerk Lauther stated the upcoming Ridge League dinner will be held in Lakeland.

*** ADJOURNMENT:**

Approved: _____
Honorable Mayor George H. Hatch

Attest: _____
City Clerk, Sharon Lauther, CMC

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PROCLAMATION

WHEREAS, the City of Mulberry, Florida, in honor of freedom from prejudice and bias in any form, and in recognition and praise of those members of our community who constantly fight the battle for equal treatment for ALL citizens, who are working together to obtain peace and understanding, regardless of sexual orientation, gender identity, gender expression, race, color, creed, ethnic origin or religion.

WHEREAS, the Lesbian, Gay, Bisexual, and Transgender (LGBT) residents, students, and business owners within Mulberry contribute to this vibrant, innovative, culturally-inclusive and to its diversity; and,

WHEREAS, various advancements have been made with respect to equal rights and protections for ALL peoples, including the LGBT community, throughout the State of Florida and the United States; and,

WHEREAS, members of the LGBT communities continue to face ongoing discrimination based on their innate status, resulting in human tragedy, loss of life, community isolation and abuse; and,

WHEREAS, the City of Mulberry envisions a world where diversity is valued and ALL people are respected and affirmed regardless of their sexual orientation, gender identity, and gender expression; and,

WHEREAS, PFLAG of Polk County and the Lakeland Youth Alliance, along with various Polk County community organizations, businesses and individuals will conduct various cultural, educational, and entertainment activities June 13-16, 2018, to focus attention on the importance of acceptance and respect for diversity among us.

NOW THEREFORE, by the authority vested in me as Mayor of Mulberry, Florida I do hereby proclaim June 13-16, 2018, as LGBTQ PRIDE WEEK.

Dated this _____ day of _____, 2019

Attest: _____

Mayor, George H. Hatch