



**BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
THURSDAY, FEBRUARY 09, 2023, 5:30 P.M.
CITY HALL, LAKELAND, TENNESSEE 38002**

- I. **CALL TO ORDER BY MAYOR:** The meeting was called to order by Mayor Josh Roman at 5:30 p.m. on Thursday, February 09, 2023.
- II. **INVOCATION:** Offered by Mayor Roman.
- III. **PLEDGE:** Mayor Roman led the pledge to the flag.
- IV. **ROLL CALL BY RECORDER:** Mayor Josh Roman, Vice-Mayor Wesley Wright, Commissioner Jim Atkinson, Commissioner Michele Dial, and Commissioner Connie McCarter.

Staff personnel in attendance were City Manager Michael Walker, City Engineer Emily Harrell, Planning Director Paul Luker, Parks & Recreation Director Patrick O'Mara, Finance Director Carlin Stuart, Public Works Director Daniel Lovett, City Planner Alex Barthol, Staff Engineer Luis Camarillo Hernandez, Staff Engineer Kieraa Belcher, Human Resource Generalist Sue Lipscomb, City Recorder Debra Murrell and City Attorney Will Patterson.

V. **PUBLIC HEARING:**

1. **Ordinance – Second and Final Reading** – amending certain portions of title 14 (Zoning and Land Use Control) Chapter 14 (Signs) of the City of Lakeland's Municipal Code pertaining to Section 14-402 and 14-403 and 14-404.
2. **Ordinance – Second and Final Reading** – amending Article III. Section 2 of the Lakeland Land Development Regulations in order to regulate the placement of smoke shops and CBD stores.
3. **Ordinance – Second and Final Reading** – amending title 14, Zoning and Land Use Control, Chapter 1, Municipal Planning Commission, Section 14-101, Creation and Membership of the City of Lakeland municipal code.

For the record: No comments were heard.

VI. **TREASURER'S REPORT:**

January 2023 – Presented by Finance Director Carlin Stuart

VII. **REPORTS FROM COMMITTEES, MEMBERS OF THE BOARD OF COMMISSIONERS & OTHER OFFICERS:**

- Sheriff's Report: Summary report for the month of January (*Given by Lt. Jason Valentine*)
- City Manager's Report: City Manager Michael Walker offered a report.
- Commissioners' Reports:
 - a. Municipal Planning & Design Review Commission
Commissioner Atkinson offered a report.



**BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
THURSDAY, FEBRUARY 09, 2023, 5:30 P.M.
CITY HALL, LAKELAND, TENNESSEE 38002**

- b. Community Advisory Board - Commissioner Dial offered a report.
- c. Industrial Development Board - Vice-Mayor Wright offered a report.
- d. Lakeland Board of Education – Vice-Mayor Wright offered a report.

- 1. Municipal Court Semi-Annual Update - Presented by the Hon. Judge Koratsky.

VIII. PUBLIC COMMENTS:

For the record: No comments were heard at this time.

IX. SEWERAGE COMMISSION BUSINESS:

X. CONSENT AGENDA:

1. Approval of Meeting Minutes from Previous Meetings:

- a. Regular Meeting Minutes – January 12, 2023
- b. Special Meeting Minutes – January 24, 2023

Commissioner Dial moved to bring this item to the floor, seconded by Commissioner Atkinson.

For the record: One correction was made to the January 12, 2023, minutes (*correct spelling of Vice-Maayor to Vice-Mayor*) and the January 24, 2023, minutes were accepted as presented.

When the question was called the consent agenda was approved, voice vote, 5 in favor 0 against (5-0).

XI. REGULAR AGENDA:

- 1. **Ordinance – Second and Final Reading** – amending certain portions of title 14 (Zoning and Land Use Control) Chapter 14 (Signs) of the City of Lakeland's Municipal Code pertaining to Section 14-402 and 14-403 and 14-404.

Mayor Roman moved to bring this item to the floor, seconded by Commissioner Atkinson.

When the question was called the second and final reading of the ordinance passed as presented, voice vote, 5 in favor 0 against (5-0).

- 2. **Ordinance – Second and Final Reading** – amending Article III. Section 2 of the Lakeland Land Development Regulations in order to regulate the placement of smoke shops and CBD stores.

Mayor Roman moved to bring this item to the floor, seconded by Vice-Mayor Wright.



**BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
THURSDAY, FEBRUARY 09, 2023, 5:30 P.M.
CITY HALL. LAKE LAND. TENNESSEE 38002**

When the question was called the second and final reading of the ordinance passed as presented, voice vote, 5 in favor 0 against (5-0).

3. **Ordinance – Second and Final Reading** – amending title 14, Zoning and Land Use Control, Chapter 1, Municipal Planning Commission, Section 14-101, Creation and Membership of the City of Lakeland municipal code.

Mayor Roman moved to bring this item to the floor, seconded by Vice-Mayor Wright.

When the question was called the second and final reading of the ordinance passed as presented, voice vote, 5 in favor 0 against (5-0).

4. **Ordinance – First Reading** – amending Article III. Section 14 of the Lakeland Land Development Regulations in order to regulate the placement of wireless transmission facilities.

Mayor Roman moved to bring this item to the floor, seconded by Vice-Mayor Wright.

Discussion ensued.

For the record: Comments were heard from the following:
Lew Wardlaw, Attorney – (Representing SBA Communications Corp.)

When the question was called the first reading of the ordinance passed, as presented, roll call vote, 4 in favor 1 against (4-1).

Vice-Mayor Wright	Yea
Commissioner Atkinson	Yea
Commissioner Dial	Yea
Commissioner McCarter	Pass (Changed to Nay)
Mayor Roman	Yea

5. **Ordinance – First Reading** – amending the fiscal year 2023 annual budget, passed by ordinance O-10-2022, as amended by ordinances O-12-2022 and O-13-2022.

Mayor Roman moved to bring this item to the floor, seconded by Vice-Mayor Wright.

When the question was called the first reading of the ordinance passed, as presented, roll call vote, 5 in favor 0 against (5-0).

Vice-Mayor Wright	Yea
Commissioner Atkinson	Yea
Commissioner Dial	Yea
Commissioner McCarter	Yea
Mayor Roman	Yea



**BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
THURSDAY, FEBRUARY 09, 2023, 5:30 P.M.
CITY HALL, LAKELAND, TENNESSEE 38002**

6. **Resolution** – supporting restoring the historic revenue sharing relationship between the State of Tennessee and its local governments and return the local share of the single article cap to local governments.

Mayor Roman moved to bring this item to the floor, seconded by Commissioner Dial.

When the question was called the resolution passed, as presented, roll call vote, 5 in favor 0 against (5-0).

Vice-Mayor Wright	Yea
Commissioner Atkinson	Yea
Commissioner Dial	Yea
Commissioner McCarter	Yea
Mayor Roman	Yea

7. **Resolution** – approving the Lakeland Meadows Planned Development Amended Outline Plan.

Commissioner Dial moved to bring this item to the floor, seconded by Vice-Mayor Wright.

Discussion ensued.

Public comments were heard from the following:

Louis Ricci – Valley Brook Development, LLC (*The applicant*)

When the question was called the resolution passed, as presented, roll call vote, 5 in favor 0 against (5-0).

Vice Mayor Wright	Yea
Commissioner Atkinson	Yea
Commissioner Dial	Yea
Commissioner McCarter	Yea
Mayor Roman	Yea

8. **Resolution** – authorizing the mayor to sign a proclamation establishing Saturday, March 18, 2023, as the City of Lakeland's Arbor Day 2023.

Commissioner Dial moved to bring this item to the floor, seconded by Vice-Mayor Wright.

For the record: The date on the documents will be changed to the current year.

When the question was called the resolution passed, as presented, voice vote, 5 in favor 0 against (5-0).



**BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
THURSDAY, FEBRUARY 09, 2023, 5:30 P.M.
CITY HALL, LAKELAND, TENNESSEE 38002**

9. **Resolution** – rescinding Resolution R-93-2021 and approving a residential development contract with Arbor View Developments, LLC for Heathfield at Scotts Creek Planned Development Phase 1. Commission Dial moved to bring this item to the floor, seconded by Vice-Mayor Wright.

For the record:

John McCarty – McCarty Granberry Engineering (*Representative of the applicant was present*)

When the question was called the resolution passed, as presented, roll call vote, 5 in favor 0 against (5-0).

Vice-Mayor Wright	Yea
Commissioner Atkinson	Yea
Commissioner Dial	Yea
Commissioner McCarter	Yea
Mayor Roman	Yea

10. **Resolution** – accepting public improvements and authorizing the reduction of security for Public and Common Improvements in Herons Ridge Planned Development Phase C1.

Mayor Roman moved to bring this item to the floor, seconded by Commissioner Dial.

When the question was called the resolution passed, as presented, roll call vote, 5 in favor 0 against (5-0).

Vice-Mayor Wright	Yea
Commissioner Atkinson	Yea
Commissioner Dial	Yea
Commissioner McCarter	Yea
Mayor Roman	Yea

11. **Resolution** – approving Work Authorization 3 to the Master Services Agreement with Allen and Hoshall, Inc. for professional services related to the Oliver Creek Sewer Interceptor project.

Commissioner Dial moved to bring this item to the floor, seconded by Vice-Mayor Wright.

When the question was called the resolution passed, as presented, voice vote, 5 in favor 0 against (5-0).

12. **Resolution** – approving Change Order # 1 for the Fiscal Year 2023 Pavement Marking project.

Mayor Roman moved to bring this item to the floor, seconded by Commissioner Dial.



**BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
THURSDAY, FEBRUARY 09, 2023, 5:30 P.M.
CITY HALL, LAKELAND, TENNESSEE 38002**

When the question was called the resolution passed, as presented, roll call vote, 4 in favor 1 against (4-1).

Vice-Mayor Wright	Yea
Commissioner Atkinson	Yea
Commissioner Dial	Yea
Commissioner McCarter	Nay
Mayor Roman	Yea

13. Resolution – approving an agreement with Gibson Paving, Inc. for the FY23 Street Paving project.

Commissioner Dial moved to bring this item to the floor, seconded by Vice-Mayor Wright.

For the record: Jay Gibson – Gibson Paving, Inc. (Present in audience)

When the question was called the resolution passed, as presented, voice vote, 5 in favor 0 against (5-0).

14. Resolution – approving a Communications Right-of-Way Agreement between the City of Lakeland and Zayo Group, LLC.

Commissioner Dial moved to bring this item to the floor, seconded by Commissioner Atkinson.

When the question was called the resolution passed, as presented, roll call vote, 5 in favor 0 against (5-0).

Vice-Mayor Wright	Yea
Commissioner Atkinson	Yea
Commissioner Dial	Yea
Commissioner McCarter	Yea
Mayor Roman	Yea

15. Resolution – approving an agreement with Wagner General Contractors, Inc. for City Hall ADA Exterior Improvements.

Mayor Roman moved to bring this item to the floor, seconded by Vice-Mayor Wright.

When the question was called the resolution passed, as presented, voice vote, 5 in favor 0 against (5-0).

16. Resolution – approving an agreement with Wagner General Contractors, Inc. for City Hall ADA Interior Improvements.

Mayor Roman moved to bring this item to the floor, seconded by Commissioner Dial.



**BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
THURSDAY, FEBRUARY 09, 2023, 5:30 P.M.
CITY HALL, LAKELAND, TENNESSEE 38002**

For the record: Comments were heard from the following:
The Honorable Judge Koratsky
Hannah Wagner – Wagner general Contractors, Inc.

When the question was called the resolution passed, as presented, voice vote, 5 in favor 0 against (5-0).

17. Resolution – approving an amendment to Agreement CA-2300023-1 with Shelby County Government for City Hall ADA Improvements using Community Development Block Grant funds.

Mayor Roman moved to bring this item to the floor, seconded by Vice-Mayor Wright.

When the question was called the resolution passed, as presented, voice vote, 5 in favor 0 against (5-0).

18. Discussion and Possible Action – communications plan update.

Commissioner Dial moved to bring this item to the floor, seconded by Mayor Roman.

Discussion only, no action taken.

19. Discussion and Possible Action – Lakeland logo apparel.

Mayor Roman moved to bring this item to the floor.

Discussion ensued.

After the discussion, Mayor Roman moved to table this item, seconded by Commissioner Dial.

When the question was called the motion carried, voice vote, 5 in favor 0 against (5-0).

20. Discussion and Possible Action – creation of building inspection department.

Mayor Roman moved to bring this item to the floor, seconded Commissioner Atkinson.

Discussion only, no action taken.



**BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
THURSDAY, FEBRUARY 09, 2023, 5:30 P.M.
CITY HALL, LAKELAND, TENNESSEE 38002**

21. Discussion and Possible Action – revisions to the Board of Commissioners and Municipal Planning & Design Review Commission meeting schedules.

Mayor Roman moved to bring this item to the floor, seconded by Vice-Mayor Wright.

Discussion only, no action taken.

For the record: The order of business was changed without objection to move item # 23 up on the agenda.

22. Resolution – approving the strategic goals of the Board of Commissioners of the City of Lakeland, Tennessee. (Previously item # 23)

Mayor Roman moved to bring this item to the floor, seconded by Vice-Mayor Wright.

Discussion ensued.

Commissioner McCarter moved to amend the resolution to include capital improvement.

Motion failed due to the lack of a second.

Commissioner Atkinson moved to amend the resolution to add road maintenance as a priority, seconded by Commissioner McCarter.

Motion to amend the resolution carried, voice vote, 5 in favor 0 against.

When the question was called the resolution passed as amended, voice vote, 5 in favor 0 against (5-0).

23. Discussion and Possible Action – expenditure history and trend presentation for city costs. (Previously item # 22)

Mayor Roman moved to bring this item to the floor, seconded by Commissioner Dial.

Discussion only, no action taken.

XII. ANNOUNCEMENTS:

XIII. ADJOURNMENT: There being no other business on which to act, the meeting was adjourned at 9:00 p.m. on Thursday, February 09, 2023.



**BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
THURSDAY, FEBRUARY 09, 2023, 5:30 P.M.
CITY HALL. LAKELAND. TENNESSEE 38002**

These minutes were approved on March 09, 2023.

Josh Roman, Mayor

ATTEST:

Debra Murrell
City Recorder