



**CITY OF OKEECHOBEE
CITY COUNCIL REGULAR MEETING
JULY 21, 2020
LIST OF EXHIBITS**

Draft Minutes	June 25, 2020 Joint Workshop July 7, 202 Regular Meeting
Warrant Register	June 2020
Exhibit 1	Resolution No. 2020-07, Residential Garbage Preliminary Rates
Exhibit 2	Resolution No. 2020-08, Residential Solid Waste and Collection Assessment
Exhibit 3	Resolution No. 2020-09, Commercial Solid Waste and Collection Rates
Exhibit 4	Resolution No. 2020-10, Charter Review Advisory Committee
Exhibit 5	Maximum Millage Rate for Budget Year 2020-2021
Exhibit 6	2020-2021 Budget Calendar
Exhibit 7	Fire Services



**CITY OF OKEECHOBEE, FLORIDA
CITY COUNCIL AND COUNTY COMMISSION
JUNE 25, 2020, JOINT WORKSHOP
DRAFT SUMMARY OF DISCUSSION**

I. CALL TO ORDER

The Joint Workshop was called to order on June 25, 2020, by Okeechobee Board of County Commissioners (BOCC) Chairperson Burroughs at 6:00 P.M. held at the Okeechobee County Historic Courthouse, Room 270, 304 Northwest 2nd Street, Okeechobee, Florida 34972.

Those in attendance were noted as follows: Mayor Dowling R. Watford, Jr., City Council Members Wes Abney, Monica Clark, Bob Jarriel, and Bobby Keefe (via telephone), County Commissioner Chair Terry Burroughs, County Commissioners Bryant Culpepper, Bradley Goodbread, Kelly Owens, and David Hazellief, City Clerk Lane Gamiotea, City Attorney John Fumero, City Administrator Marcos MontesDeOca, County Attorney Wade Vose, County Administrator Robbie Chartier, and County Deputy Clerk Jeff Shain.

II. COMMENCEMENT

The invocation was offered by Mayor Watford. The Pledge of Allegiance was led by Commissioner Goodbread.

III. AGENDA

Chair Burroughs yielded the floor to Mayor Watford, who provided a summary of the progress made at the task force meetings [the group consists of Mayor Watford, Chair Burroughs, City Attorney Fumero, County Attorney Vose, City Administrator MontesDeOca, and County Administrator Chartier]. The summary highlights, a copy of which has been attached to the official minute file, was also presented on a slide presentation. The joint recommendations for the fire service agreement are based on current services provided by the County. The City would pay the County to provide fire suppression, rescue operations, mass casualty, incident response, major disaster, and fire prevention services within the City.

The City desires to use the current County fire assessment rate as the basis for a fee calculation for the first year. The Council will need to decide to cover the cost and be included in the County's current fire assessment rate study. This will determine the true fire assessment rate for City properties. Any fees collected, such as inspection fees, will go to the City to offset costs. Equipment such as fire trucks, bunker gear, etc. will be provided to the County at no cost. The County will maintain vehicles at no charge to the City. The Council will also need to decide whether they will allow the County to store fire apparatuses at the existing City facility and for how long. The City desires to have a five-year agreement; the BOCC needs to officially make a decision on this. The method in how to track and evaluate the County's performance would be determined after applicable computer software has been implemented by the County. County staff is currently researching the various types of software available to provide these reports.

The City will determine whether they will pay for transferred firefighters to attend Paramedic school. The County has proposed taking seven City fire personnel (six Paramedics and one Inspector). The Council wants all employees protected so the County will be deciding whether they will take all City fire personnel and use them as attrition presents itself. The Council will have to address paying for the additional employees until attrition takes place. City Pension Options: employee could stay in City pension plan or choose to enroll in County plan. The process to handle salary, vacation/sick accruals/current balances are being negotiated by both Administrators.

The Fire Union will have to agree to the proposal (Interlocal Agreement) to complete the process as an amendment to the current contract, specifically on the topics of seniority, rank and probationary periods. In conclusion, Mayor Watford noted he would be remiss in his duty to the City Council by not sharing the discussion of requiring a dual referendum by the task force. Each entity's Attorney will need to provide their individual legal opinion on how to handle the issue.

Chair Burroughs opened the floor for comments. Commissioner Culpepper stated the decision should go to a referendum since it is up to the voters to decide this. He was concerned with increases to residential property insurance premiums stating the lower income range residents will be affected greatly. Then countered, when commercial tax rates are lowered, it helps the commercial property owners. He asked for all to stop and think about how many people will be affected the most by having to pay more. In conclusion, he questioned what the people were going to end up with.

Council Member Abney asked for clarification on how certain fees will be remitted to the City to offset costs of services rendered. Chair Burroughs confirmed the intent is for the County to collect the fees and reimburse the City for inspections and so forth. Council Member Jarriel asked what the time limit would be for the County to store fire apparatuses in the existing City facility. Mayor Watford responded, the Council will have to make that decision, as well as other options such as housing the County fire personnel. The assumption is the building would be utilized until the County can build a new facility.

Commissioner Hazellief did not want to address the specific issue of a five-year agreement when asked by Council Member Jarriel, stating only the highlights should be discussed. Commissioner Goodbread noted his two main issues are: no City resident gets hurt and the services do not fall on the County to fund.

Discussion ensued until it was confirmed there were several issues needing to be addressed by each entity. From those decisions, costs would be further refined and provided at a future workshop.

IV. PUBLIC COMMENT

City Fire Chief Herb Smith asked several questions related to replacing equipment, implementing a fire assessment, and how confusing the discussions are since the two departments operate on many different scopes. When the proposed changes are made, those differences can impact City residents more than what is realized. Another issue the Council will have to address is whether it is better to implement a fire assessment in the City to cover the cost of paying the County for the fire services, or continue to use the current millage rate. He continued, several are in favor of combining these services on the concept it will save the City taxpayers money. Those same individuals have also implied the Council could use the savings to beautify the City. He questioned the savings as the dollars used to fund his Department would be split between paying the County for fire services and City beautification costs.

City Fire Captain Lalo Rodriguez stated he would like to see the final numbers. He then asked “why should either entity stop at combining fire services, this is supposed to be about money back in our pockets, then one government is the best method, why even keep the City?”

Mr. Wes Williamson commented he understood this is a tough decision. The Economic Council’s mission statement is “to create an environment that promotes prudent economic growth and improves the quality of life in Okeechobee.” He noted his appreciation for allowing public comment each time this issue is discussed, and then recited the issues the Economic Council has outlined on a flyer to provide what they believe to be an estimated savings of \$600,000.00 per year for the City. These savings can be used to reduce taxes or whatever else the elected body decides. The issue for the Economic Council was to reduce redundancy, as this was not a good use of taxpayer’s money. He urged the officials to move forward with the contract, and concluded by addressing the topic of requiring a referendum vote by the people. It is his opinion a referendum was not necessary since the Council and Commissioners were elected to make these decisions.

Mr. Josh Borgstrom, Firefighters’ Union Representative, stated the Union is willing to negotiate to help the City Firefighters.

Mr. Noel Chandler (former City Council Member and Commissioner) noted his concern for every City Firefighter. He has always been an advocate for the employees and challenged the Council and Commissioners to take care of them.

Ms. Karyne Brass stated her opposition to contracting the fire services and strongly urged to keep the services at the City. She asked whether the Council and Commissioners were aware they will be known as the officials who began the disassembling of the City? She provided an example of the average amount a homeowner would save on their property taxes, approximately \$50.00 per year, and could not fathom taking away a valuable service for such a small savings. She noted the Economic Council's position has switched gears from a savings to the City to a new methodology, redundancy. It is being presented as the City is at fault. However, this can be remedied without giving up the Fire Department by allowing them to provide their own ambulance services. She continued, the Economic Council's major component makes sense. They have very few City residents as members. Combining the departments is for the sole purpose of benefiting businesses, not the residents.

Mr. Mack "Hoot" Worley, Director of the Economic Council, stated the Economic Council has no other motivation than to make it more economical for all. Every City resident is a member of the County as well. Should the Council decide not to get rid of the Fire Department, then they should budget the Department to be the same amount they would pay the County.

Captain Rodriguez questioned whether churches were going to be assessed in the City since the option of adopting a fire assessment was being considered, as they are assessed in the County. The Council is also in the process of appointing a committee to review the City Charter. The Charter does not have to be amended to abolish the Fire Department, but would have to in order to abolish the Police Department. He stated "when looking at saving taxpayers money or removing duplicated services by getting rid of a City Department, where does it stop? Is the Police Department next and is this why the issue of rewriting the Charter is being addressed at this time?" He repeated his previous statement in doing away with the City, "let everyone pay the County millage rate (8 mills) so everyone keeps their jobs."

Ms. Sandra Pearce stated she loves the City Fire Department, and thanked them for what they do. She does not want to see anyone lose their jobs. However, she has lived in the same place in the City and has paid two taxes for 51 years. She agreed with Captain Rodriguez's statement to have only one government.

Commissioner Owens offered she was in the same position as Mayor Watford in not supporting the combination of the fire services. Based on information and research she has firsthand knowledge of, it is unlikely there is going to be a savings in this. She reached out to a long-time Fire Chief in another County. He made it clear this has to be a win-win for the taxpayers, employees, City, and County or it is not worth doing. To get there will be a large accomplishment, as she did not believe they were there, but hoped they would get there in the end should it continue moving forward. Council Member Abney stated he has never been for or against this, and wants to see what savings it could bring. Should it end up being a win-win for everyone, then he will be for it; it has to be clear that it is best for everyone, staff, firefighters, and taxpayers. Chair Burroughs said in closing, the objective is to do something right for the taxpayers, and for both the City and County employees. He appreciated everyone who attended. This will have to be a team effort to get done.

V. ADJOURNMENT

There being no further discussion, the Workshop was adjourned at 7:30 P.M.

Dowling R. Watford, Jr., Mayor

ATTEST:

Lane Gamiotea, CMC, City Clerk

Please take notice and be advised that when a person decides to appeal any decision made by the City Council with respect to any matter considered at this meeting, he/she may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. City Clerk media are for the sole purpose of backup for official records of the Clerk.



**CITY OF OKEECHOBEE, FLORIDA
JULY 7, 2020, REGULAR CITY COUNCIL MEETING
DRAFT SUMMARY OF COUNCIL ACTION**

I. CALL TO ORDER

Mayor Watford called the regular meeting of the City Council for the City of Okeechobee to order on Tuesday, July 7, 2020, at 6:00 P.M. in the City Council Chambers, located at 55 Southeast 3rd Avenue, Room 200, Okeechobee, Florida. Pursuant to Executive Order No. 20-69 issued by Governor DeSantis on March 20, 2020, and extended by Executive Order No. 20-150 effective June 23, 2020, the meeting was conducted utilizing communications media technology (CMT) as provided by Florida Statutes 120.54(5)(b)2, by means of Zoom.com Meeting ID 2459713294. The Host computer was operated by Executive Assistant Brock. The video and audio files were retained as a permanent record. The invocation was offered by Pastor Don Hanna with the First United Methodist Church, followed by the Pledge of Allegiance by Council Member Jarriel.

II. ATTENDANCE

City Clerk Lane Gamiotea called the roll. Mayor Dowling R. Watford, Jr., Council Members Wes Abney, Monica Clark, Bob Jarriel and Bobby Keefe were present in the Chambers.

CITY STAFF: City Attorney John Fumero, City Administrator Marcos MontesDeOca, Police Chief Bob Peterson, Fire Chief Herb Smith, Public Works Director David Allen, Deputy City Clerk Bobbie Jenkins, Finance Director India Riedel, and Executive Assistant Robin Brock were present in the Chambers.

III. AGENDA AND PUBLIC COMMENTS

A. Mayor Watford asked whether there were any agenda items to be added, deferred, or withdrawn. Council Member Clark requested Consent Item C be removed and discussed.

B. Council Member Jarriel moved to approve the agenda as amended; seconded by Council Member Keefe.

VOTE: Ayes-Mayor Watford, Council Members Abney, Clark, Jarriel, and Keefe. Nays-none. Motion Carried.

C. There were no agenda item forms or comment cards submitted for public participation for any issues not on the agenda.

IV. PROCLAMATIONS AND PRESENTATIONS

A. On behalf of the City, Mayor Watford and Public Works Director Allen presented Mr. Marvin Roberts with a Longevity Service Award of \$250.00 and a framed certificate which read **"In recognition of your 20-years of service, hard work, and dedication to the City, its citizens, and your fellow employees from July 7, 2000 through July 7, 2020."**

B. Calling the 2020 City General Election, Mayor Watford read the following Proclamation in its entirety for the record: **"Whereas, under and by virtue of the provisions of the Charter, Elections Chapter 26 of the Code of Ordinances for the City of Okeechobee, and Florida State Laws, it is the duty of the Mayor to proclaim and call General City Elections at the time and manner provided therein; and Whereas, proclaiming General City Elections shall be issued by a Proclamation, at least 90 days prior to the date of holding of such election, signed by the Mayor and attested by the City Clerk; and Whereas, such Proclamation shall specify the office or offices to be filled, the cause of the vacancy of such office or offices, and the date of the expiration of the terms of such office or offices; and Whereas, the City Clerk shall publish the Proclamation in the local newspaper at least twice, once being in the fifth week, and once being in the third week, prior to the week in which the General City Election will be held.**

PRESENTATIONS AND PROCLAMATIONS ITEM B CONTINUED: **Now, Therefore, I, Dowling R. Watford, Jr., Mayor of the City of Okeechobee, Florida do hereby proclaim and declare that a General City Election is to be held by the duly qualified electors of the City of Okeechobee, Florida, for the purpose of electing the following officers to serve as such, for four years, beginning January 4, 2021, and ending January 6, 2025, following such election or until their successors are elected and qualified: Two (2) City Council Members. Said General Election shall be held on November 3, 2020, during the regular hours of voting, to wit: from 7:00 a.m. to 7:00 p.m.; to be held in the County polling or voting places within the Municipal Precinct(s), which have been established by the Supervisor of Elections and Board of County Commissioners for Okeechobee County; and during the Early Voting period as provided by State Law, to be held from October 19, through 31, 2020; or Vote-by-Mail as provided by State Law. In Testimony and Witness of the foregoing Notice of General City Election, I have hereunto set my hand as Mayor of the City of Okeechobee, Florida, and caused the corporate seal of said City to be affixed, and attested to by the City Clerk, this 7th day of July, 2020.”**

V. CONSENT AGENDA

A motion was made by Council Member Clark to approve consent agenda items **A through B** [June 16, 2020, Regular meeting minutes; Disposal of obsolete and surplus equipment: 1970 Ford T-2 Water Truck, 1997 Ford F-250 Truck, Back Rack for 2011 Chevrolet Silverado, Bard Air Conditioning Unit, HP Pavilion Slimline computer, Sharp Carousel microwave, Dual Cassette Recorder, three black vertical filing cabinets, unclaimed computer equipment, and miscellaneous unused office supplies (as provided in Exhibit 1)]; seconded by Council Member Keefe.

VOTE: Ayes-Mayor Watford, Council Members Abney, Clark, Jarriel, and Keefe. Nays-none. Motion Carried.

Item C. Council Member Clark questioned the necessity of the purchase due to the on-going negotiations with the County to provide the City fire services. After a brief discussion, it was decided to proceed with the purchase as presented.

Council Member Clark moved to approve the [\$21,280.00] purchase of Opticom Preemption Kits [from Transportation Control Systems of Tampa] for seven Fire Department vehicles [as provided in Exhibit 2]; seconded by Council Member Jarriel.

VOTE: Ayes-Mayor Watford, Council Members Abney, Clark, Jarriel, and Keefe. Nays-none. Motion Carried.

VI. MAYOR WATFORD OPENED THE PUBLIC HEARING AT 6:21 P.M.

A. A motion was made by Council Member Clark to read proposed Ordinance No. 1211 by title only, amending the Sunday sale time and to allow for package sales of alcoholic beverages [as provided in Exhibit 3]; seconded by Council Member Keefe.

VOTE: Ayes-Mayor Watford, Council Members Abney, Clark, Jarriel, and Keefe. Nays-none. Motion Carried.

Attorney Fumero read proposed Ordinance No. 1211 by title only as follows: **“AN ORDINANCE OF THE CITY OF OKEECHOBEE, FLORIDA; AMENDING SECTION 6-1 OF CHAPTER 6 OF THE CODE OF ORDINANCES TO PROVIDE FOR THE SALE OF ALCOHOL INCLUDING PACKAGE SALES WITHIN THE CITY AT CERTAIN TIMES EVERY DAY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.”**

Council Member Clark moved to adopt proposed Ordinance No. 1211; seconded by Council Member Abney.

PUBLIC HEARING ITEM A CONTINUED: Mayor Watford opened the floor for public comments; there was none. He then stated his opinion that the adoption of Ordinance No. 1211 will put the City out of step with County regulations, and that he is opposed to the sale of alcohol before 1:00 P.M. on Sundays.

VOTE: Ayes-Council Members Abney, Clark, Jarriel, and Keefe. Nays-Mayor Watford. Motion Carried.

- B. A motion was made by Council Member Jarriel and seconded by Council Member Clark to read proposed Ordinance No. 1213 by title only, regarding Rezoning Petition No. 20-001-R submitted by Loumax Development Inc. on behalf of the property owner Nemec Children's Trust, to rezone approximately 2.87 acres located in the 500 to 600 blocks along Southwest (SW) 7th Avenue (Ave) from Residential Multiple Family (RMF) to Industrial (IND) [as provided in Exhibit 4; Legal Description. All of Blocks 190 and 191, OKEECHOBEE, Plat Book (PB) 5, Page (PG) 5, public records of Okeechobee County, Florida (FL); together with a portion of the FL East Coast Railway Company ROW, since abandoned, and of North Curve Street (ST), since abandoned, as shown on Plat of FIRST ADDITION TO OKEECHOBEE, FL, as recorded in PB 5, PG 6, of the public records of Okeechobee County, FL, and being more particularly described as follows: Commence at the intersection of the North ROW line of SW 6th ST with the West ROW of SW 7th AVE; thence North 00°08'53" West along the West ROW line of said SW 7th AVE, a distance of 76.17-feet (FT) to the point of beginning (POB); thence South 89°49'42" West, a distance of 199.99-FT to the intersection with the Northerly extension of the West line of Block 251 of said Plat of FIRST ADDITION TO OKEECHOBEE; thence North 00°08'48" West along said Northerly extension, a distance of 693.57-FT to the intersection with the Westerly extension of the North ROW line of SW 4th ST; thence North 89°47'29" East along said Westerly extension, a distance of 60.00-FT to the NW corner of SW 4th ST; Thence South 00°08'48" East along the West ROW line of SW 4th ST, a distance of 100.00-FT to the NW corner of Lot 1, Block 190, OKEECHOBEE, according to the Plat thereof as recorded in PB 5, PG 5, of the public records of Okeechobee County, FL, said point being a point of curvature of a curve to the left and having for its elements, a central angle of 27°36'08 and a radius of 1,230.00-FT; thence Southeasterly along said curve, an arc distance of 592.55-FT to the SE corner of Block 191 of said Plat of OKEECHOBEE; thence South 00°08'53" East along the West ROW line of said SW 7th AVE, a distance of 23.65-FT to the POB].**

VOTE: Ayes-Mayor Watford, Council Members Abney, Clark, Jarriel, and Keefe. Nays-none. Motion Carried.

Attorney Fumero read proposed Ordinance No. 1213 by title only as follows: **"AN ORDINANCE OF THE CITY OF OKEECHOBEE, FLORIDA; AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF OKEECHOBEE BY REZONING CERTAIN TRACTS OF LAND MORE PARTICULARLY DESCRIBED HEREIN, FROM RMF TO IND ZONING DISTRICT (PETITION NO. 20-001-R); AMENDING THE ZONING MAP ACCORDINGLY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE."**

Council Member Clark moved to adopt proposed Ordinance No. 1213; seconded by Council Member Keefe.

Mayor Watford asked the Council to disclose any ex-parte communication. Attorney Fumero elaborated this is a quasi-judicial item requiring the disclosure of any discussion, correspondence, or independent effort to view the property. Council Member Clark disclosed she had a discussion with the applicant's real estate agent Mr. Jim Fowler, and with Planning Board Members Dawn Hoover and Rick Chartier. Mayor Watford, Council Members Abney and Jarriel disclosed they had conversations with the applicant's agent, Mr. Steve Dobbs. Council Member Keefe disclosed he had a conversation with Mr. Dobbs, researched information on the property, and met with the property owner at the site.

The Planning Staff and Planning Board recommend denial based on the following Staff findings: the Applicant currently owns and operates a 1.6-acre industrial site to the North of the subject parcel, which is one of only a few industrial properties South of South Park Street in the City.

PUBLIC HEARING ITEM B CONTINUED: The current surrounding FLU designations are IND to the North, SFR to the East, and MFR to the South and West. The surrounding zoning districts are IND to the North, and Residential Multiple Family (RMF) to the East, South and West. The existing surrounding uses are an industrial manufacturing plant to the North; single family homes and vacant property to the East; a childcare facility to the South; vacant property and a proposed apartment complex to the West. Plans have been submitted for future development of a residential apartment complex to be known as Emerald Greens

Approval of the request is not likely to create a density pattern that will overburden facilities. The proposed use will not impact traffic congestion as this is already a heavily traveled street with adequate capacity for additional traffic. Drainage issues would be considered at time of site plan review. The proposed use has not been inordinately burdened by any unnecessary restrictions.

There were 16 surrounding property owners notified, two signs were posted on the property, the proposed Ordinance was properly advertised in the local newspaper, and one objection has been received to date by Mrs. Linda Knisely of 601 Southwest 4th Street

At the June 16, 2020, meeting Comprehensive FLUM Amendment No. 20-002-SSA was adopted by Ordinance No. 1213 amending the FLU to IND. The Council noted their findings for overturning the Planning Board's recommendation as follows: **the Petition was found to be consistent and compatible with the Comprehensive Plan as it does not increase density, it protects the uses and values of adjacent properties, there are adequate public facilities to serve the proposed use, and there are no environmental impacts.**

VOTE: Ayes-Council Members Abney, Clark, Jarriel, and Keefe. Nays-Mayor Watford. Motion Carried.

- C. **A motion was made by Council Member Jarriel and seconded by Council Member Keefe to read proposed Ordinance No. 1214 by title only, regarding Rezoning Petition No. 20-002-R submitted by the property owner Best Value Real Estate, LLC, to rezone approximately 0.50 acres located at 204 East South Park ST, from RMF to Central Business District (CBD) [as provided in Exhibit 5; Legal Description: CITY OF OKEECHOBEE beginning at the Northeast (NE) corner of Lot 2, Block 171, TOWN OF OKEECHOBEE, PB 5, PG 5, public records of Okeechobee County, FL, and run South along the East line of Lot 2, aforesaid a distance of 142.50-FT. Thence West parallel to South Park ST to the intersection of the West line of Lot 3, Block 171 extended South; thence North along said extended West line a distance of 142.50-FT to the South boundary of South Park ST; thence East along the South boundary of South Park ST to the POB. Said lands also described as follows: Lots 2 and 3, Block 171, TOWN OF OKEECHOBEE, PB 5, PG 5, public records of Okeechobee County, FL, also that part of North Curve ST and part of the former but now abandoned FL East Coast Railroad ROW as shown on Plat of FIRST ADDITION TO TOWN OF OKEECHOBEE, recorded in PB 3, PG 26, public records of St. Lucie County, FL, lying South of and adjacent to said Lots 2 and 3, together with Lot 4, Block 171, TOWN OF OKEECHOBEE, PB 5, PG 5, public records of Okeechobee County, FL. Also that part of North Curve ST as shown on Plat of FIRST ADDITION TO TOWN OF OKEECHOBEE, recorded in PB 3, PG 26, public records of St. Lucie County, FL, lying South of and adjacent to said Lot 4, and lying North of the following described line: commence at the NE corner of Lot 2 of said Block 171; thence South 00°01'50" West, a distance of 142.50-FT; thence South 90°00'00" West, a distance of 100.00-FT to the Southerly extension of the East line of said Lot 4 and the POB; thence continue South 90°00'00" West, a distance of 34.64-FT to the Point of Terminus].**

VOTE: Ayes-Mayor Watford, Council Members Abney, Clark, Jarriel, and Keefe. Nays-none. Motion Carried.

Attorney Fumero read proposed Ordinance No. 1214 by title only as follows: **"AN ORDINANCE OF THE CITY OF OKEECHOBEE, FL; AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF OKEECHOBEE BY REZONING A CERTAIN TRACT OF LAND MORE PARTICULARLY DESCRIBED HEREIN, FROM RMF TO CBD (PETITION NO. 20-002-R); AMENDING THE ZONING MAP ACCORDINGLY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE."**

PUBLIC HEARING ITEM C CONTINUED: A motion to adopt proposed Ordinance No. 1214 was made by Council Member Clark and seconded by Council Member Jarriel.

Mayor Watford asked the Council to disclose any ex-parte communication; there were no disclosures made. He also opened the floor for public comment; there was none.

Planning Staff findings are as follows: The current zoning of RMF is not appropriate for the Commercial FLU designation. However, Policy 2.2 of the FLU element specifically lists the CBD Zoning district as appropriate in the Commercial FLU. Medical office is specifically listed as a permitted use in the CBD Zoning District. The proposed use has been providing medical services to the community for many years and does not have an adverse impact on the public interest. The subject property is separated one block from East North Park Street (State Road 70 East), a municipal park area and is within the business area of downtown Okeechobee. The property to the immediate North of the subject parcels is designated Public Facilities on the FLUM and zoned Public Facilities with the use being that of a park. The property to the East is designated Commercial on the FLUM and zoned CBD with the use being that of the Visiting Nurse Association. The property to the South is designated Commercial on the FLUM and zoned Commercial Professional Office (CPO) with the use being The Grand Oaks Assisted Living Facility. The property to the West is designated Commercial on the FLUM and zoned CBD and Light Commercial (CLT) with the parcels being occupied by a retail strip center. No adverse effects are expected with the continued medical office use. The proposed medical use should not cause any nuisances or hazards that would require buffering from the adjacent land uses. The applicant is not proposing any changes in the current use that would increase demand for public utilities or public safety. The proposed use has not been inordinately burdened by unnecessary restrictions.

There were 14 surrounding property owners notified, two signs were posted on the property, the proposed Ordinance was properly advertised in the local newspaper, and no objections or correspondences have been received to date.

VOTE: Ayes-Mayor Watford, Council Members Abney, Clark, Jarriel, and Keefe. Nays-none. Motion Carried.

MAYOR WATFORD CLOSED THE PUBLIC HEARING AT 6:33 P.M.

VII. NEW BUSINESS

- A.** An update was provided on COVID-19 by Mrs. Tiffany Collins, Administrator of the Okeechobee County Florida Department of Health (DOH). The State of Florida is currently still in Phase 2 as issued by Executive Order No. 20-139. The Centers for Disease Control (CDC) and DOH continue to encourage social distancing, large social gathering limitations, and hand washing. The primary focus of the DOH is to continue contact tracing investigations, and prioritize testing individuals considered to be high-risk such as those hospitalized, health care workers, first responders, long term care facility residents or employees, congregate settings, correctional and juvenile facilities, homeless shelters, individuals with symptoms who are over the age of 65, have a severe disease, or who are pregnant. The DOH created a self-investigation tool that explains what steps individuals should take when testing positive for COVID-19.

There have been approximately 55,000 masks distributed to over 70,000 agencies and businesses in Okeechobee County, with approximately 12,000 more to distribute. Should an agency like to be included as a distribution point, contact Mr. Todd Hardacre at 863-462-5805 to set up a time for delivery. The testing sites available in Okeechobee County are: CVS Pharmacy through the drive-thru; the Florida Community Health Centers, and Treasure Coast Medical Association (TCMA) Urgent Care Clinic. The DOH is offering free high-risk testing.

NEW BUSINESS ITEM A CONTINUED: On July 1, 2020, the DOH received \$139,000,000.00 at the State level in CARES dollars to fund ongoing operations, and to contract positions such as Licenses Practical Nurses and Contact Tracers. Mrs. Collins has requested volunteers from the community to assist in the call center, as there has been a considerable increase in daily calls. The Call Center will have to be closed should a consistent volunteer schedule not be fulfilled. For those interested in volunteering, the schedule is Monday through Friday from 8:00 A.M. to 5:00 P.M. On July 6, 2020, the DOH Incident Management Team from Region 6 out of Charlotte County came on-site at the Okeechobee Health Care Facility and the TrueCore Department of Juvenile Justice Facility to perform testing on residents, employees, and some family members, due to an increase of exposure to COVID-19. Once the results are received, the DOH will move forward with isolation protocols, if necessary. The DOH has also been aware of individuals having COVID-19 quarantine parties with the purpose of exposing individuals to those who have tested positive.

As of today, Okeechobee County has 451 confirmed cases of COVID-19 ranging in age from zero to 93 years old, has tested 4,106 individuals resulting in a 10.8 percent positivity rate, and has no deaths. The State of Florida has over 213,794 confirmed positive cases with over 16,000 hospitalized and over 3,800 deaths, calculating an overall death rate of 1.82 percent. Florida is currently the ranked number three in the United States in positive cases, behind New York and California. There have been 149 anti-body testing administered in Okeechobee, with five confirmed positive cases resulting in a 3.3 percent positivity rate. It was explained that research has shown there is a high false negativity rate for antibody testing, meaning of those 149 tested there could be more positive results. Mayor Watford and Council Member Clark questioned the protocol for testing individuals who believe they have been exposed to COVID-19. Mrs. Collins explained that due to back-ups in labs, and the shortage of staff, the DOH is currently only testing symptomatic individuals. It is currently taking approximately eight to 11 days to get tests results back. Council Member Abney asked whether the number tested reflects those tested at blood banks. Mrs. Collis explained antigen testing performed at blood banks is included, anti-body testing is not. The Council thanked Mrs. Collins for the update. No official action was required.

- B. Ms. Kathy Scott, Vice Director of Okeechobee Main Street (OKMS) Arts & Cultural Alliance Committee explained the goal to install the Cattle Drive Sculpture Project is in 2021. She made a request to place "Future Home Of" signs in Park No. 5 (Park L, of FLAGLER PARK) to bring community awareness of the Project and its placement as it continues to move forward. One sign will face West North Park Street (State Road 70 West) and the other towards West South Park Street. The signs will be constructed to withstand the elements and aesthetically pleasing to the Park landscape. She then distributed a copy of the conceptual layout and wording of the signs, which included the type of construction material and location. Donations for the project can be made online or at OKMS' office. Mayor Watford read a letter of support submitted by Mrs. Jennifer Tewksbury, Executive Director of the Economic Council of Okeechobee (ECOK), as follows: "The ECOK fully supports Okeechobee Main Street's Arts and Cultural Alliance's request to install temporary signage in Downtown Flagler Park No. 5 to continue fundraising and gathering community support for the Cattle Drive Sculpture Project. This art installation Main Street has taken the lead on will contribute greatly to our downtown area and will be an impressive attraction to draw visitors to the City."

A Motion was made by Council Member Jarriel to approve a request by OKMS to install two 4-foot by 8-foot signs in Park No.5 [PARK L of FLAGLER PARK, TOWN OF OKEECHOBEE, Plat Book 1, Page 10 Okeechobee County public records] for the Cattle Drive Sculpture Project for approximately one year and waive any applicable sign permit fees [as provided in Exhibit 6]; seconded by Council Member Keefe.

VOTE: Ayes-Mayor Watford, Council Members Abney, Clark, Jarriel, and Keefe. Nays-none. Motion Carried.

- C. **A motion was made by Council Member Clark to rescind the designation of Fire Engine 5 as surplus and its donation to St. James-Lanark Volunteer Fire Department and transfer the Engine to the Public Works Department to replace the T-2 water truck [as provided in Exhibit 7]; seconded by Council Member Keefe.**

VOTE: Ayes-Mayor Watford, Council Members Abney, Clark, Jarriel, and Keefe. Nays-none. Motion Carried.

- D. **A motion was made by Council Member Abney to approve the renewal of Public Risk Management (PRM), Inc., Group Health Trust for the Health Insurance Policy Plan No. PPO 0727 (Blue Cross/Blue Shield) [as provided in Exhibit 8]; seconded by Council Member Clark.**

A memorandum submitted by Finance Director Riedel explained the City's claim experience has significantly improved from the prior three to five years, with no large medical claims during the current policy year (i.e. \$150,000 or more). The PRM Group has an overall increase of 5.5 percent, but the application of the City's claims experience rating resulted in a 4.5 percent increase. Based on the number of employees, the fiscal impact equates to \$31,695.84 overall increase in premiums for the renewal. The City is continuing to take a long term approach regarding the health of its employees by continuing the current benefits including the Clinic. The current Blue Cross/Blue Shield Plan 0727 premium will increase for employee only coverage from \$850.70 to \$888.98, employee and spouse from \$2,123.81 to \$2,183.86, employee and child(ren) from \$1,698.25 to \$1,750.94, and employee and family from \$2,708.95 to \$2,830.85.

VOTE: Ayes-Mayor Watford, Council Members Abney, Clark, Jarriel, and Keefe. Nays-none. Motion Carried.

- E. **A motion was made by Council Member Clark to approve Addendum No. 3 to the Contract for medical services with TCMA [as provided in Exhibit 9]; seconded by Council Member Abney.**

This is a two-year extension to the existing piggyback contract with Okeechobee County, billed monthly in the amount of \$2,571.00, plus lab fees and medication costs billed quarterly at cost. Representatives of TCMA were in attendance via Zoom.com for questions.

VOTE: Ayes-Mayor Watford, Council Members Abney, Clark, Jarriel, and Keefe. Nays-none. Motion Carried.

- F. Council Member Clark requested this item be placed on this agenda to compare to the information provided by the County for the proposed Interlocal Agreement (ILA) for Fire Services. Administrator MontesDeOca explained the content included within Exhibit 10 provided detailed data received from the County to aid in calculating projected revenues from Emergency Medical Services (EMS) in the City. The personnel and supplies costs to provide both EMS and Fire Services is estimated to increase the current budget by \$226,843.00.

The County provided detailed call breakdowns, gross earnings and the sources of revenue for the individual years of 2017 to 2019. It also included the average Medicaid and Medicare payments for transports, as well as the breakdown of payees by percentages. A draft of the capital improvement expenditures provided for two E-450 Ambulances, Lifepaks, Equipment, miscellaneous items, and radios totaling \$395,000.00.

Based on the projections analyzed in detail, Administrator MontesDeOca and Finance Director Riedel found the City could see a savings and further provided how the millage rate could be reduced by approximately 1.6268 mills.

Council Member Jarriel was of the opinion that this discussion was premature. Council Member Abney had questions but will meet with the Administrator and Finance Director to discuss them. **No action was taken on this item.**

- G. The City and County held a Joint Workshop on June 25, 2020, to discuss items of negotiation for the draft of an ILA for Fire Services provided by the County to the City. The direction given at the Workshop was there were multiple issues to address by each entity before costs could be further refined. Prior to discussing the information provided in Exhibit 11, Mayor Watford read a letter received from the ECOK into the record as follows: "The ECOK continues to support a contract for fire rescue services between the City of Okeechobee and Okeechobee County. As stated by Ms. Tori Fatjo, IAFF District 12 Representative at the May 19, 2020 City Council meeting, many other municipalities have recognized the long-term economic benefits provided by an interlocal agreement of this nature. Our small, fiscally constrained community cannot continue to ignore the cost advantages and increased efficiencies available to us through basic economics of scale. The proposed alternative to instead implement EMS Services in the City is inherently the direct opposite of this widely understood economic principle. Thank you for continuing to engage in this discussion and for being transparent to the public in your decision-making."

The consensus of the Council was to participate in the County Fire Assessment Study being performed by Stantec, which will cost an estimated \$8,750.00.

The County originally proposed to utilize City Fire Station One for equipment and vehicle storage. They are now requesting to utilize the Station to run calls for unknown period of time. After a brief discussion, **the consensus of the Council was to allow the County to use the building with the Administrator negotiating the length of time and reimbursement of costs.**

There was a brief discussion on the City paying for employees who are not Paramedics. **It was clarified and agreed the City will cover up to 10 Paramedic certifications.**

The consensus of the Council was to cover the salaries and benefits of the additional personnel transferring to the County in excess of the seven positions needed until attrition takes place.

The discussion then turned to the potential buy-out of employees who have entered the Deferred Retirement Option Plan. As this is a complicated matter, it was suggested that the Administrator continue to research options and the employees' interest. Additional discussion is needed with the Pension Attorney to obtain the options that are allowed to be offered to vested and non-vested members.

Council Member Clark questioned the difference in pay for City employees transferring to the County. It is her opinion that employees should be transferred making the same rate of pay, with an increase given upon receipt of their Paramedic certification. Mayor Watford explained salary negotiations is part of the Union, for which the County will have to determine whether they are willing to open negotiations to address the salary discrepancies. Administrator MontesDeOca was instructed to gather more information on this.

Attorney Fumero provided a brief overview of the legal/procedural options available to effectuate the transfer of fire services to Okeechobee County. Florida's constitution provides that transfer of functions to another local government may occur after approval by vote of the electors of both local governments, or as otherwise provided by law. Florida Statutes allows a county to merge services such as fire protection subject to consent by ordinance of the affected municipality authorizing an interlocal agreement in reliance on municipal home rule powers as well as Florida Statutes sections 166.021 and 125.01(q). It was his legal opinion that there was no legal risk with a dual referendum, as an interlocal agreement can be challenged in court. After a brief discussion, **the consensus of the Council was to continue negotiations of an ILA.**

NEW BUSINESS ITEM G CONTINUED: Mayor Watford opened the floor for public comments. Mr. Noel Chandler addressed the Council by explaining he had researched the last time the City wanted to the County to provide Fire services, which was in 1987. The County was presented with 44 articles to read, and decided it would not be fiscally responsible to provide these services. He continued by replying to a comment previously made regarding redundancy, as it his opinion that was caused by OSHA regulations. The City or County could not comply as individual agencies, so a mutual aid agreement was generated. He is also researching when the County imposed taxing City residents. Lastly, he explained when the item of implementing EMS services was presented in the past, the City did not have the resources to draw from. The demographics are different now. The City has invested in training the personnel, so utilize the assets on hand.

The Commissioners will be discussing their items from the Workshop on July 9, 2020. The two Administrators will then begin working on costs to present at a second Joint Workshop.

VIII. COUNCIL COMMENTS

Council Member Jarriel congratulated Council Member Abney on his engagement, and Attorney Fumero on his appointment to the Board of the Palm Beach County Food Bank.

- IX.** There being no further items on the agenda, Mayor Watford adjourned the meeting at 8:18 P.M. The next regular meeting is scheduled for July 21, 2020, at 6:00 P.M.

ATTEST:

Dowling R. Watford, Jr., Mayor

Lane Gamiotea, CMC, City Clerk

Please take notice and be advised that when a person decides to appeal any decision made by the City Council with respect to any matter considered at this meeting, he/she may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. City Clerk media are for the sole purpose of backup for official records of the Clerk.

**City of Okeechobee
Check Register**

Check Dates 6/01/20 thru 6/30/20, Cash Account 001-101.2100 only, Including Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voided
41586	6/02/20	1,076.50	PAYR	City Of Okeechobee Payroll Account	
41587	6/03/20	123,075.43	PAYR	City Of Okeechobee Payroll Account	
41588	6/05/20	113.47	ADVANCE	Advance Auto Parts	
41589	6/05/20	480.00	ALER	Alert-All Corp.	
41590	6/05/20	1,242.50	BOA4	Bank of America - 0752 fka 9846 FD	
41591	6/05/20	1,498.90	BOAPW	Bank of America - 2303 fka 9233 PW	
41592	6/05/20	1,317.97	BOADMIN	Bank of America - 2709 fka 0257 Admin	
41593	6/05/20	147.68	BRANDI	Brandi Drapal	
41594	6/05/20	75.00	BOES	Bureau of Elevator Safety	
41595	6/05/20	1,625.00	CASGSLLC	CAS Governmental Services, LLC	
41596	6/05/20	227.58	CITTECH	CIT Technology Finance Service, Inc.	
41597	6/05/20	8.50	CSTC	Celeste Watford Tax Collector	
41598	6/05/20	16.23	CL - LD	CenturyLink	
41599	6/05/20	100.00	CHAK	Charles Akers Jr	
41600	6/05/20	111.11	CITY	City Electric Supply Co.	
41601	6/05/20	48.93	COMCAST	Comcast	
41602	6/05/20	19.30	DOMERS	Domer's Inc.	
41603	6/05/20	331.80	EASP	East Coast Signs & Shirts	
41604	6/05/20	400.00	FITN	Fitness Factory	
41605	6/05/20	69.57	GILOUT	Gilbert Outdoors	
41606	6/05/20	2,200.00	GMI	Global Mapping, Inc.	
41607	6/05/20	2,514.65	ICS	ICS Computers Inc.	
41608	6/05/20	4,996.25	LARU	LaRue Planning & Mngmnt Services, Inc.	
41609	6/05/20	600.00	MAPA	Michael Adelberg, PA	
41610	6/05/20	221.82	OKAR	Okeechobee Army Surplus	
41611	6/05/20	64,794.72	PRMG1	PRM - Health Insurance	
41612	6/05/20	2,625.51	PRMG3	PRM - Life, LTD & STD	
41613	6/05/20	1,757.06	PRMG3	PRM - Life, LTD & STD	
41614	6/05/20	2,346.84	PRMG2	PRM - Vision & Dental	
41615	6/05/20	445.00	SWC	Sherwin-Williams Co.	
41616	6/05/20	48.33	STLC	St. Lucie Battery & Tire	
41617	6/05/20	420.38	STATE FL	State of Florida Disbursement Unit	
41618	6/05/20	4,331.25	THE FIRE	The Firefly Group	
41619	6/05/20	25.00	THRE	Thread Works Embroidery, LLC	
41620	6/05/20	1,818.62	TRS	Total Roadside Services, Inc.	
41621	6/05/20	2,639.00	TCMA	Treasure Coast Medical Associates	
41622	6/05/20	173.04	TYLAN	Tylander's Office Solutions	
41623	6/05/20	375.60	VERI	Verizon Wireless	
41624	6/05/20	57.89	W&WL	W & W Lumber Company of Okeechobee	
41625	6/05/20	3,272.99	WEXB	WEX Bank	
41626	6/12/20	90.00	ACEP	ACE Pest Control, Inc.	
41627	6/12/20	143.51	ADVANCE	Advance Auto Parts	
41628	6/12/20	87.95	APEXOPI	Apex Office Products, Inc	
41629	6/12/20	120.00	APEXPCI	Apex Pest Control, Inc.	
41630	6/12/20	39.25	CITTECH	CIT Technology Finance Service, Inc.	
41631	6/12/20	5,400.00	CRI	Carr, Riggs & Ingram, LLC	
41632	6/12/20	127.57	CITY	City Electric Supply Co.	
41633	6/12/20	113.27	COMCAST	Comcast	
41634	6/12/20	139.64	COMCAST	Comcast	

**City of Okeechobee
Check Register**

Check Dates 6/01/20 thru 6/30/20, Cash Account 001-101.2100 only, Including Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voided
41635	6/12/20	99.97	FPU	Florida Public Utilities	
41636	6/12/20	1,156.79	IMS	IMS	
41637	6/12/20	3,717.00	MCCI	MCCi, LLC	
41638	6/12/20	54.21	MCKESSON	McKesson Medical-Surgical Government	
41639	6/12/20	322.00	MSFE	Mid State Fire Equipment, Inc.	
41640	6/12/20	950.00	MCC	Municode	
41641	6/12/20	1,119.96	OKEENEWS	Okeechobee News c/o Independent Newspape	
41642	6/12/20	337.90	PFPC	P.F. Pettibone & Company	
41643	6/12/20	1,811.28	SQC	Scott's Quality Cleaning	
41644	6/12/20	30.00	SELECTSH	Select Shred	
41645	6/12/20	260.00	TAYR	Taylor Rental - Okeechobee	
41646	6/12/20	100.00	THRE	Thread Works Embroidery, LLC	
41647	6/12/20	78.00	TRS	Total Roadside Services, Inc.	
41648	6/12/20	284.71	W&WL	W & W Lumber Company of Okeechobee	
41649	6/12/20	31,678.71	WAST	Waste Management Inc. of Florida	
41650	6/17/20	189.50	CLER	Clerk of the Court	
41651	6/17/20	128,456.23	PAYR	City Of Okeechobee Payroll Account	
41652	6/19/20	118.20	ADVANCE	Advance Auto Parts	
41653	6/19/20	49.11	AUTO SUP	Auto Supply of Okeechobee, Inc.	
41654	6/19/20	20,000.00	CENTRALF	Central Florida Regional Planning Council	
41655	6/19/20	134.64	COMCAST	Comcast	
41656	6/19/20	643.39	FOREMOST	Foremost Promotions	
41657	6/19/20	35.00	HPC	Highland Pest Control	
41658	6/19/20	704.71	HOME	Home Depot Credit Services	
41659	6/19/20	9,400.00	NASON	Nason Yeager Gerson Harris & Fumero P.A.	
41660	6/19/20	1,346.79	OUA	Okeechobee Utility Authority	
41661	6/19/20	20.70	SFPL	Sirchie Finger Print Laboratories	
41662	6/19/20	199.70	SPRINT	Sprint	
41663	6/19/20	420.38	STATE FL	State of Florida Disbursement Unit	
41664	6/19/20	400.00	THOMAS	Thomas Ardito	
41665	6/19/20	83.64	TR	Thomson Reuters	
41666	6/19/20	86.38	TIZO	Tire Zone of Okeechobee, Inc.	
41667	6/19/20	50.00	TRANSU	TransUnion Risk & Alternative Data	
41668	6/19/20	200.00	TRNE	Trevor Nelson	
41669	6/19/20	57.72	TYLAN	Tylander's Office Solutions	
41670	6/19/20	234.79	USB	US Bank Equipment Finance	
41671	6/19/20	72.14	VERI	Verizon Wireless	
41672	6/19/20	199.95	W&WL	W & W Lumber Company of Okeechobee	
41673	6/30/20	125.00	A-LIGHTI	A-Lighting Towing	
41674	6/30/20	226.53	ADVANCE	Advance Auto Parts	
41675	6/30/20	77.50	AMERD	American Drilling Services, Inc.	
41676	6/30/20	563.96	AFLAC	American Family Life Assurance Co.	
41677	6/30/20	24.99	AUTO SUP	Auto Supply of Okeechobee, Inc.	
41678	6/30/20	33.97	C&C	C&C Industrial Enterprise. LLC	
41679	6/30/20	172.13	CITTECH	CIT Technology Finance Service, Inc.	
41680	6/30/20	85.44	CITTECH	CIT Technology Finance Service, Inc.	
41681	6/30/20	55.97	CITTECH	CIT Technology Finance Service, Inc.	
41682	6/30/20	2,181.32	CL LOCAL	CenturyLink	
41683	6/30/20	77.49	PETT	City Of Okeechobee - Petty Cash	

**City of Okeechobee
Check Register**

Check Dates 6/01/20 thru 6/30/20, Cash Account 001-101.2100 only, Including Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voided
41684	6/30/20	60.00	CF CH	City of Okeechobee - CH Coffee Fund - Ca	
41685	6/30/20	600.00	CF PD	City of Okeechobee - PD Coffee Fund - Ca	
41686	6/30/20	171.41	EMCN	EMC National Life Company	
41687	6/30/20	20.00	EASP	East Coast Signs & Shirts	
41688	6/30/20	219.06	EFEC	Everglades Farm Equip. Co., Inc.	
41689	6/30/20	2,618.07	FPL	Florida Power & Light Company	
41690	6/30/20	185.61	GILOUT	Gilbert Outdoors	
41691	6/30/20	792.00	HARRIS	Harris Corporation	
41692	6/30/20	225.00	IAFC	International Association of Fire Chiefs	
41693	6/30/20	5,200.00	JCNEW	JC Newell Const. Inspect. Services, Inc.	
41694	6/30/20	56.33	KYOCERA	KYOCERA Document Solutions Southeast	
41695	6/30/20	294.72	LABOR	Labor Finders	
41696	6/30/20	61.80	LEGAL SH	LegalShield	
41697	6/30/20	238.41	LIBERTY	Liberty National Life Ins. Co.	
41698	6/30/20	227.85	OKAR	Okeechobee Army Surplus	
41699	6/30/20	300.00	OAPI	Okeechobee Auxiliary Police, Inc.	
41700	6/30/20	2,823.45	OKCO	Okeechobee County - BOCC	
41701	6/30/20	240.00	OKFI	Okeechobee Fitness Center	
41702	6/30/20	233.34	PF&PO	Prof. Firefighters & Paramedics of Okee	
41703	6/30/20	295.00	REIN	Red Ink Printing	
41704	6/30/20	16.46	REEV	Reeves	
41705	6/30/20	11,564.79	SATC	Salem Trust Company	
41706	6/30/20	1,811.28	SQC	Scott's Quality Cleaning	
41707	6/30/20	270.28	STLC	St. Lucie Battery & Tire	
41708	6/30/20	63.80	SUPP	Supplyline	
41709	6/30/20	103.61	TAYR	Taylor Rental - Okeechobee	
41710	6/30/20	31,625.95	THST	The Standard	
41711	6/30/20	49.36	TIZO	Tire Zone of Okeechobee, Inc.	
41712	6/30/20	156.00	TRS	Total Roadside Services, Inc.	
41713	6/30/20	198.00	TCMA	Treasure Coast Medical Associates	
41714	6/30/20	305.32	UNFC	UniFirst Corp	
41715	6/30/20	46.00	UNWA	United Way	
41716	6/30/20	1,880.00	VANT ICM	Vantage Transfer Agents - 457	
41717	6/30/20	4.77	W&WL	W & W Lumber Company of Okeechobee	
41718	6/30/20	7,450.00	CENTRALF	Central Florida Regional Planning Council	
Total Printed			133	Checks	513,046.08

Run: 7/07/20
4:59PM

City of Okeechobee
Check Register

Page: 1

Check Dates 6/01/20 thru 6/30/20, Cash Account 301-101.2100 only, Including Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voided
3203	6/05/20	944.56	BOAPW	Bank of America - 2303 fka 9233 PW	
3204	6/05/20	2,266.00	USA	USA Services of Florida, Inc.	
3205	6/05/20	4,987.50	VEST	Vest Concrete, Inc.	
3206	6/12/20	424.00	DIAMONDR	Diamond R Fertilizer Co., Inc.	
3207	6/12/20	2,650.00	JMCL	JMC Landscaping Services, Inc.	
3208	6/19/20	4,870.98	FPL	Florida Power & Light Company	
Total Printed			6	Checks	16,143.04

Run: 7/07/20
4:59PM

City of Okeechobee
Check Register

Page: 1

Check Dates 6/01/20 thru 6/30/20, Cash Account 304-101.2100 only, Including Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voided
1786	6/19/20	277.84	HOME	Home Depot Credit Services	
1787	6/19/20	4,075.00	ICS	ICS Computers Inc.	
1788	6/19/20	6,104.43	LEDLIGHT	LED Lighting Solutions	
1789	6/30/20	10,800.00	DYNAMIC	Dynamic Directional Boring	
Total Printed			4	Checks	21,257.27

Run: 7/07/20
4:59PM

City of Okeechobee
Check Register

Page: 1

Check Dates 6/01/20 thru 6/30/20, Cash Account 601-101.2100 only, Including Reconciled Checks

Number	Date	Amount	Vendor	Payee	Voided
259	6/30/20	75.00	TRS	Total Roadside Services, Inc.	
Total Printed			1	Checks	75.00

RESOLUTION NO. 2020-07

A PRELIMINARY RATE RESOLUTION OF THE CITY OF OKEECHOBEE, FLORIDA; PURSUANT TO THE SECTION 2.08, ORDINANCE NO. 784 RELATING TO THE PROVISION OF SOLID WASTE COLLECTION AND DISPOSAL SERVICES; SETTING FORTH A BRIEF DESCRIPTION OF SOLID WASTE SERVICES PROVIDED; DETERMINING THE SOLID WASTE ASSESSED COST FOR THE UPCOMING FISCAL YEAR; ESTABLISHING THE ESTIMATED ASSESSMENT RATE FOR THE UPCOMING FISCAL YEAR; AUTHORIZING AND SETTING A PUBLIC HEARING TO CONSIDER COMMENTS FROM THE PUBLIC CONCERNING ADOPTION OF AN ANNUAL RATE RESOLUTION; DIRECTING THE CITY ADMINISTRATOR TO UPDATE THE ASSESSMENT ROLL, AND TO PROVIDE NECESSARY NOTICE THEREOF TO AFFECTED LANDOWNERS IN THE CITY OF OKEECHOBEE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Okeechobee, Florida has enacted Ordinance No. 784, which authorized the imposition of Solid Waste Assessments against certain assessable property located within the incorporated area of the City of Okeechobee, Florida; and

WHEREAS, the City of Okeechobee, Florida has previously duly noticed and conducted a public hearing on **July 21, 2020**, which provided the opportunity to hear testimony and take written objections from the public and interested parties in accordance with Section 197.3632 Florida Statutes, and conjunction therewith, provided written notice to all affected property owners as to the effective time period, geographic area, and the maximum rate to be assessed against each parcel, and such additional information as required by law; and

WHEREAS, Florida Statutes Section 197.3632(5) requires that by September 15 of each year thereafter, the chair of the local governing board must certify a non-ad valorem assessment roll to the Tax Collector, which is necessary for the imposition of such assessments; and

WHEREAS, the imposition of an annual Solid Waste Assessment is an equitable and efficient method of allocating and apportioning solid waste collection and disposal costs among parcels of property within the incorporated area of the City of Okeechobee, Florida; and

WHEREAS, Ordinance No. 784, Section 2.08 thereof requires that prior to the adoption of an annual rate Resolution that the City must enact a preliminary rate Resolution, which includes the requirement of the City Administrator for the City of Okeechobee to prepare an updated assessment roll; and

WHEREAS, the City Council desires to continue the Solid Waste Collection Assessment program for the Fiscal Year beginning on **October 1, 2020**, and said assessment is a non-ad valorem assessment.

NOW, THEREFORE, be it resolved before the City Council for the City of Okeechobee, Florida; presented at a duly advertised public meeting; and passed by majority vote of the City Council; and properly executed by the Mayor or designee, as Chief Presiding Officer for the City:

SECTION 1: AUTHORITY.

This Resolution is adopted pursuant to the provisions of Ordinance No. 784; Resolution 01-08, Florida Statutes 197, and other applicable provision of law.

SECTION 2: PURPOSE AND DEFINITIONS.

This Resolution constitutes a preliminary rate Resolution as defined in Ordinance No. 784, Section 2.08, and previously adopted. The amount of the solid waste assessment imposed each Fiscal Year against each parcel of improved property shall be based on one or more of the following:

- a. Classification of improved property reasonably related to the generation of solid waste or recovered materials.
- b. The physical characteristics of a specific parcel or building.
- c. Any other factor reasonably related to the generation of solid waste or recovered materials; or
- d. Any combination of the foregoing; provided however, that the factor or combination of factors employed to compute the solid waste assessment shall result in a rate of assessment not in excess of the special benefit accruing to such parcel of improved property.

SECTION 3: DESCRIPTION OF SERVICES.

The services, facilities and programs to be provided to the citizens of the City of Okeechobee for solid waste collection for the upcoming Fiscal Year include the continuation of a franchise with a solid waste company acceptable to the City for the provision of such services; for such company to provide the labor and equipment necessary to fulfill solid waste services; to provide receptacles for collection; to provide for scheduled and emergency pick up services; to provide for pick-up of white goods, trash and yard debris; and such other services customarily associated with such franchise services.

SECTION 4: SOLID WASTE ASSESSED COSTS AND ESTIMATED RATES.

It is determined that the solid waste assessed costs to be assessed for the upcoming Fiscal Year is the estimated sum of **\$427,518.72** and that this cost will be apportioned among customers at an estimated assessment rate for the upcoming Fiscal Year in the annual sum of **\$240.72**

SECTION 5: UPDATING ANNUAL ASSESSMENT ROLL.

That the City Administrator is directed to prepare an updated assessment roll for the Fiscal Year ending **September 30, 2021**, in the manner provided for in Ordinance No. 784. The updated assessment roll shall be certified on a compatible electronic medium with that of the Tax Collector, and shall post the non-ad valorem assessment for each parcel on the roll, to be presented to the City Council for adoption at an annual rate resolution, which shall be certified to the Tax Collector before September 15 of the current year. The City Council may make corrections or alterations to the roll up to 10 days prior to certification to the Tax Collector.

SECTION 6: PUBLIC HEARING.

The City Council authorizes and sets for public hearing the adoption of the annual assessment roll pursuant to Ordinance No. 784, Section 2.08, to receive public comment pertaining to adoption of the annual assessment roll on the following date and time, which shall be duly published by the City Clerk for the City of Okeechobee, Florida, to-wit:

DATE: Tuesday, July 21, 2020

TIME: 6:00 p.m., or as soon thereafter as can be heard.

PLACE: City Hall, 55 S.E. 3rd Avenue, Room 200, Okeechobee, Florida.

The City Clerk is further directed to provide any supplemental or additional notice of adoption of the annual assessment roll as may be deemed proper, necessary or convenient to the City.

SECTION 7: CONFLICT.

All resolutions or parts of resolutions in conflict herewith are hereby repealed.

SECTION 8: SEVERABILITY.

That if any portion of this Resolution should be judicially determined to be unenforceable, and then the balance thereof shall continue to remain in full force and effect.

SECTION 9: EFFECTIVE DATE.

This Resolution shall become effective immediately upon its adoption.

INTRODUCED AND ADOPTED at a Public Hearing held this **21st** day of **July, 2020**.

Dowling R. Watford, Jr., Mayor

ATTEST:

Lane Gamiotea, CMC, City Clerk

REVIEWED FOR LEGAL SUFFICIENCY:

John J. Fumero, City Attorney

RESOLUTION NO. 2020-08

A RESOLUTION OF THE CITY OF OKEECHOBEE, FLORIDA; RELATING TO THE PROVISION OF SOLID WASTE COLLECTION AND DISPOSAL SERVICES; CONTINUING IMPOSITION OF THE SOLID WASTE COLLECTION ASSESSMENT PREVIOUSLY ESTABLISHED BY RESOLUTION 01-08; ADOPTING THE ANNUAL RATE RESOLUTION AS PERMITTED BY ORDINANCE 784 FOR FISCAL YEAR 2020-21; APPROVING THE PRELIMINARY RATE RESOLUTION; AND CERTIFYING THE SOLID WASTE ASSESSMENT ROLL AS AUTHORIZED BY FLORIDA STATUTES 197.3632(4)(5) AS NECESSARY UNDER FLORIDA STATUTES 197.3632; PROVIDING FOR PUBLIC HEARING AND COMMENT; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Okeechobee, Florida has enacted Ordinance No. 784, which authorized the imposition of Solid Waste Assessments against certain assessable property located within the incorporated area of the City of Okeechobee, Florida; and

WHEREAS, the City of Okeechobee, Florida has previously duly noticed and conducted a Public Hearing on **July 21, 2020**, which provided the opportunity to hear testimony and take written objections from the public and interested parties in accordance with Section 197.3632 Florida Statutes, and conjunction therewith, provided written notice to all affected property owners as to the effective time period, geographic area, and the maximum rate to be assessed against each parcel, and such additional information as required by law; and

WHEREAS, Florida Statutes Section 197.3632(5) requires that by September 15 of each year thereafter, the chair of the local governing board must certify a non-ad valorem assessment roll to the Tax Collector, which is necessary for the imposition of such assessments; and

WHEREAS, the imposition of an annual Solid Waste Assessment is an equitable and efficient method of allocating solid waste collection and disposal costs among parcels of property within the incorporated area of the City of Okeechobee, Florida; and

WHEREAS, the City Council desires to continue the Solid Waste Collection Assessment program for the Fiscal Year beginning on **October 1, 2020**, and said assessment is a non-ad valorem assessment; and

WHEREAS, the City has previously adopted a preliminary rate Resolution for **Fiscal Year 2020-21** which adopted an estimated assessment rate, and which set the matter for public hearing this date to consider adoption of the annual assessment.

NOW, THEREFORE, be it resolved before the City Council for the City of Okeechobee, Florida; presented at a duly advertised public meeting; and passed by majority vote of the City Council; and properly executed by the Mayor or designee, as Chief Presiding Officer for the City:

SECTION 1: AUTHORITY.

This Resolution is adopted pursuant to the provisions of Ordinance No. 784; Resolution 01-08, Florida Statutes 197 and other applicable provision of law.

SECTION 2: PURPOSE AND DEFINITIONS.

This Resolution continues an annual rate resolution as defined in Ordinance No. 784, Section 2.08, and previously adopted.

The amount of the solid waste assessment imposed each Fiscal Year against each parcel of improved property shall be based on one or more of the following:

- a. Classification of improved property reasonably related to the generation of solid waste or recovered materials.
- b. The physical characteristics of a specified parcel or building.
- c. Any other factor reasonably related to the generation of solid waste or recovered materials; or
- d. Any combination of the foregoing; provided however, that the factor or combination of factors employed to compute the solid waste assessment shall result in a rate of assessment not in excess of the special benefit accruing to such parcel of improved property.

SECTION 3: SOLID WASTE COLLECTION AND ANNUAL ASSESSMENT ROLL.

- a. It is hereby ascertained, determined and declared that continued imposition of an annual Solid Waste Assessment consistent with the maximum Assessment Rate schedule in Section 2.08 of Ordinance No. 784, and Resolution No. 01-08, and also as adopted as the preliminary rate resolution for **Fiscal Year 2020-21** adopted by the City Council at a duly advertised hearing continues to be a fair reasonable method of allocating waste collection and disposal costs among parcels of property within the incorporated area of the City of Okeechobee, Florida.
- b. That the City Administrator has caused to be prepared the assessment roll for the Fiscal Year beginning **October 1, 2020**, and ending **September 30, 2021**, in the manner provided for in Ordinance No. 784. The solid waste collection and disposal cost for which the solid waste collection and disposal assessment is intended to pay is **\$427,518.72**. The cost shall be apportioned among the parcels of real property within the incorporated area of the City of Okeechobee, Florida as reflected on the assessment roll.
- c. It is hereby ascertained, determined, and declared that based upon the findings set forth in paragraph (a) and the solid waste collection and disposal cost described in paragraph (b), the Rate of Assessment for the **2020-21 Fiscal Year** as set forth in Appendix A and attached hereto and incorporated herein to continue an increase in the Assessment Rate included in any notice previously provided to owners of assessable property pursuant to Ordinance No. 784, Resolution 01-8, and Chapter 197 Florida Statutes.
- d. That the Solid Waste Collection Assessment Roll as presented by the City Administrator is hereby approved and adopted for the **2020-21 Fiscal Year**, and the chair of the local governing board being the Mayor for the City of Okeechobee, Florida or his designee, shall certify this non-ad valorem assessment roll on compatible electronic medium to the Tax Collector for Okeechobee County, Florida by **September 15, 2020**, which roll shall contain the posting of the non-ad valorem assessment for each parcel.

SECTION 4: ESTABLISH MAXIMUM RATE OF ASSESSMENT.

That the rate of assessment set forth in Appendix A for the year **2020** is adopted as the rate of assessment for the **2020-21 Fiscal Year**. The City of Okeechobee, through the chair or his or her designee, reserves the right to make such alterations to the assessment roll for up to ten days prior to such certification if errors or omissions are discovered in the roll.

SECTION 5: CONFLICT.

All resolutions or parts of resolutions in conflict herewith are hereby repealed.

SECTION 6: SEVERABILITY.

That if any portion of this Resolution should be judicially determined to be unenforceable, then the balance thereof shall continue to remain in full force and effect.

SECTION 7: EFFECTIVE DATE.

This Resolution shall become effective immediately upon its adoption.

INTRODUCED AND ADOPTED during a Public Hearing held this **21st** day of **July, 2020**.

Dowling R. Watford, Jr., Mayor

ATTEST:

Lane Gamiotea, CMC, City Clerk

REVIEWED FOR LEGAL SUFFICIENCY:

John J. Fumero, City Attorney

Appendix A

The assessments will be computed by multiplying the rate of assessment by, the number of dwelling units for residential property uses. A single unit will be assessed on the following schedule:

The amount to be levied in the year 2020:	\$240.72
The maximum amount to be levied in the year 2021:	\$252.76
The maximum amount to be levied in the year 2022:	\$265.40
The maximum amount to be levied in the year 2023:	\$278.67
The maximum amount to be levied in the year 2024:	\$292.61
The maximum amount to be levied in the year 2025:	\$307.24
The maximum amount to be levied in the year 2026:	\$322.61
The total annual revenue to be collected by this assessment for FY 2020-21 is:	\$427,518.72
The estimated total annual revenue to be collected by this assessment for FY 2021-22:	\$448,901.76
The estimated total annual revenue to be collected by this assessment for FY 2022-23:	\$471,350.40
The estimated total annual revenue to be collected by this assessment for FY 2023-24:	\$494,917.92
The estimated total annual revenue to be collected by this assessment for FY 2024-25:	\$519,675.36
The estimated total annual revenue to be collected by this assessment for FY 2025-26:	\$545,658.24
The estimated total annual revenue to be collected by this assessment for FY 2026-27:	\$572,955.36

RESOLUTION NO. 2020-09

A RESOLUTION OF THE CITY OF OKEECHOBEE, FLORIDA; REVISING THE COMMERCIAL RATE SCHEDULE FOR SOLID WASTE COLLECTION AND DISPOSAL SERVICES WITHIN THE CITY OF OKEECHOBEE FOR FISCAL YEAR 2019-2020; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Okeechobee, Florida has determined that for the health and welfare of the community, each and every place of business, or other type of structure or abode shall be required to place their garbage and trash for pick up and disposal in a safe and sanitary manner prescribed by the City Council; and

WHEREAS, the City Council of the City of Okeechobee, Florida entered into a Solid Waste Collection and Disposal Services Agreement with Waste Management, Inc., of Florida on July 7, 1987, as amended, to provide such collection and disposal services to the community; and

WHEREAS, as provided in Code Book Section 42-52, the City Council shall establish the charges and rates for the collection and disposal services required.

NOW, THEREFORE, be it resolved before the City Council for the City of Okeechobee, Florida; presented at a duly advertised public meeting; and passed by majority vote of the City Council; and properly executed by the Mayor or designee, as Chief Presiding Officer for the City that:

SECTION 1: COMMERCIAL RATES.

Commercial Rates Per month for solid waste collection and disposal services shall be as follows, from October 1, 2020, to September 30, 2021, (rates below include 10 percent franchise fees):

Pick-ups/Week	EOW	1x/wk	2x/wk	3x/wk	4x/wk	5x/wk	6x/wk	7x/wk	XPU
Container Size									
2 CUBIC YD									
Collection	\$ 35.47	\$ 64.58	\$ 117.58	\$ 162.79	\$ 207.98	\$ 253.19	\$ 298.38	\$ 343.61	-
Disposal	\$ 10.56	\$ 21.11	\$ 42.22	\$ 63.33	\$ 84.44	\$ 105.55	\$ 126.66	\$ 147.77	-
Fuel	\$ 5.25	\$ 9.57	\$ 17.45	\$ 24.18	\$ 30.90	\$ 37.63	\$ 44.37	\$ 51.12	-
TOTAL	\$ 51.28	\$ 95.26	\$ 177.25	\$ 250.30	\$ 323.32	\$ 396.37	\$ 469.41	\$ 542.50	\$ 43.53
3 CUBIC YD									
Collection		\$ 89.26	\$ 152.45	\$ 193.87	\$ 224.34	\$ 270.03	\$ 315.76	\$ 361.46	-
Disposal		\$ 31.67	\$ 63.33	\$ 95.00	\$ 126.66	\$ 158.33	\$ 189.99	\$ 221.66	-
Fuel		\$ 13.23	\$ 23.07	\$ 29.48	\$ 34.32	\$ 41.38	\$ 48.44	\$ 55.51	-
TOTAL		\$ 134.16	\$ 238.85	\$ 318.35	\$ 385.32	\$ 469.74	\$ 554.19	\$ 638.63	\$ 55.86
4 CUBIC YD									
Collection		\$ 105.63	\$ 174.88	\$ 207.58	\$ 258.63	\$ 300.53	\$ 344.84	\$ 389.15	-
Disposal		\$ 42.22	\$ 84.44	\$ 126.66	\$ 168.88	\$ 211.10	\$ 253.32	\$ 295.54	-
Fuel		\$ 15.69	\$ 26.06	\$ 31.08	\$ 38.77	\$ 45.13	\$ 51.86	\$ 58.57	-
TOTAL		\$ 163.54	\$ 285.38	\$ 365.32	\$ 466.28	\$ 556.76	\$ 650.02	\$ 743.26	\$ 60.70
6 CUBIC YD									
Collection		\$ 139.04	\$ 205.16	\$ 271.53	\$ 333.61	\$ 390.54	\$ 447.47	\$ 504.41	-
Disposal		\$ 63.33	\$ 126.66	\$ 189.99	\$ 253.32	\$ 316.65	\$ 379.98	\$ 443.31	-
Fuel		\$ 20.71	\$ 30.73	\$ 40.78	\$ 50.20	\$ 58.89	\$ 67.56	\$ 76.23	-
TOTAL		\$ 223.08	\$ 362.55	\$ 502.30	\$ 637.13	\$ 766.08	\$ 895.01	\$ 1,023.95	\$ 75.67
8 CUBIC YD									
Collection		\$ 156.70	\$ 225.73	\$ 284.25	\$ 342.79	\$ 398.93	\$ 456.28	\$ 513.62	-
Disposal		\$ 84.44	\$ 168.88	\$ 253.32	\$ 337.76	\$ 422.20	\$ 506.64	\$ 591.08	-
Fuel		\$ 23.38	\$ 33.97	\$ 42.98	\$ 52.00	\$ 60.67	\$ 69.53	\$ 78.37	-
TOTAL		\$ 264.52	\$ 428.58	\$ 580.55	\$ 732.55	\$ 881.80	\$ 1,032.45	\$ 1,183.07	\$ 85.96

COMMERCIAL CANS	# of Cans	1	2	3	4	5	6
	1x/wk	\$ 9.09	\$ 11.98	\$ 14.63	\$ 17.59	\$ 26.32	\$ 49.50
	Disposal	\$ 3.84	\$ 7.68	\$ 11.52	\$ 15.36	\$ 19.20	\$ 23.04
	Fuel	\$ 1.36	\$ 1.80	\$ 2.21	\$ 2.66	\$ 3.97	\$ 7.36
	Total	\$ 14.29	\$ 21.46	\$ 28.36	\$ 35.61	\$ 49.49	\$ 79.90

OPTIONAL SERVICES	Casters	\$ 9.21	per month maintenance
	Roll-out	\$ 9.21	per month per number of service days/week
	Lockbar	\$ 98.82	per installation
	Lock/Unlock/Gate	\$ 13.17	monthly fee times the number of pickups/week

ROLL-OFF COLLECTION AND DISPOSAL RATES				
	20 yard	30 yard	40 yard	Compactor
Rate per pull plus disposal	\$ 193.37	\$ 204.01	\$ 214.61	\$ 214.61
Fuel per pull	\$ 28.32	\$ 29.88	\$ 31.45	\$ 31.45
Total	\$ 221.69	\$ 233.89	\$ 246.06	\$ 246.06

WASTED TRIP CHARGES	\$ 76.46
Monthly Charges/Two Haul Minimum	\$ 76.47
Disposal: collection & disposal per ton	\$ 19.57
Garbage per ton	\$ 35.00
Vegetation per ton	\$ 16.92

Any additional or special waste collection request over and above contracted service rate can be negotiated between the customer and contractor.

SECTION 2: RATE ADJUSTMENTS.

The present Franchise, as amended, for Solid Waste Collection and Disposal Services within the City of Okeechobee, effective October 1, 2020, to September 30, 2021, is subject to periodic rate adjustments for consumer price index (CPI) cost of living, diesel fuel surcharge, and adjustments necessary due to changes in law or regulatory action. Such rate adjustments may affect Commercial Rates over those set out in Section One, which will not occur without public notice and public hearing.

SECTION 3: CONFLICT.

All resolutions or parts of resolutions in conflict herewith are hereby repealed.

SECTION 4: SEVERABILITY.

That if any portion of this Resolution should be judicially determined to be unenforceable, then the balance thereof shall continue to remain in full force and effect.

SECTION 5: EFFECTIVE DATE.

The charges and rate established by this Resolution shall take effect on the 1st day of October, 2020.

INTRODUCED AND ADOPTED in regular session this 21st day of July, 2020.

Dowling R. Watford, Jr., Mayor

ATTEST:

Lane Gamiotea, CMC, City Clerk

REVIEWED FOR LEGAL SUFFICIENCY:

John J. Fumero, City Attorney



JOHN J. FUMERO
*Board Certified State & Federal Government
& Administrative Practice Lawyer*


OFFICE:
(561) 982-7114

FAX NUMBER:
(561) 982-7116

E-MAIL ADDRESS:
jfumero@nasonyeager.com

MEMORANDUM

TO: City of Okeechobee City Council

FROM: John J. Fumero, City Attorney 

DATE: July 1, 2020

RE: **Resolution Creating the City of Okeechobee Citizens Charter Review Advisory Committee ("CCRAC")**

Attached for your review and consideration is a draft Resolution creating the City of Okeechobee Citizens Charter Review Advisory Committee ("CCRAC"). CCRAC is to be comprised of seven members. Appointments are comprised of one for each Council member and two by Council consensus. The primary function of CCRAC is to advise and recommend to the Council specified Charter amendments based upon their deliberations and public input. CCRAC shall sunset after one year. Therefore, the term of each member is one year. Among other things, CCRAC shall be subject to sunshine, public records, and ethics laws which shall be governed by a Chair with enhanced authority. Counsel maintains the authority to create, direct, or dissolve the CCRAC. Members must be full-time residents and/or business owners within the municipal limits of the City.

RESOLUTION NO. 2020-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OKEECHOBEE, FLORIDA, ESTABLISHING CITY OF OKEECHOBEE CHARTER REVIEW ADVISORY COMMITTEE

WHEREAS, the City of Okeechobee City Council seeks to review and revise its Charter; and

WHEREAS, the City Council first adopted its Charter on 1915 and it was last amended on 1992; and

WHEREAS, the City Council seeks to appoint a group of interested citizens to review the City Charter and provide recommendations thereon; and

WHEREAS, the City Council desires to create a forum for citizens to participate in all phases of the Charter review and amendment process, and solicit citizen input regard issues and comments on the Charter review.

NOW, THEREFORE, be it resolved before the City Council for the City of Okeechobee, Florida; presented at a duly advertised public meeting; and passed by majority vote of the City Council; and properly executed by the Mayor or designee, as Chief Presiding Officer for the City:

SECTION 1: The above recitals are true and correct and incorporated in this Resolution.

SECTION 2: The City Council hereby creates and establishes the **CITY OF OKEECHOBEE CITIZENS CHARTER REVIEW ADVISORY COMMITTEE (CCRAC)** which will act in accordance with, and subject to, the provisions, duties, and limitations of this Resolution.

SECTION 3: Purpose. The **CCRAC's** purpose is to act for gathering facts and information, and making recommendations to the City Council. **CCRAC** shall advise and recommend to City Council Charter amendments and revisions based upon their deliberations and public input.

SECTION 4: The **CCRAC** shall be constituted and function as follows:

- a. **CCRAC** shall be comprised of seven (7) members who serve at the pleasure of the City Council in an advisory capacity. Each Council member shall appoint one member, and the council shall appoint two members by consensus. All members of the **CCRAC** shall be full-time residents and/or business owners within the municipal limits of the City of Okeechobee.
- b. The City Council makes the final determination in which persons sit on the **CCRAC**. **CCRAC** at no time shall have the power to appoint, to fill a vacancy, or replace a member without the written consent of the City Council. The City Council shall have authority to create, direct, or dissolve the **CCRAC**.
- c. Terms. The terms of the **CCRAC** shall begin immediately upon appointment of all regular members, and sunset of June 30, 2021, or as City Council may otherwise determine.
- d. Compensation. All members of the **CCRAC** shall serve without pay.
- e. Attendance. Members shall be automatically removed for lack of attendance. Lack of attendance is defined as failure to attend three consecutive meetings or failure to attend more than one half of the meetings scheduled during the calendar year.
- f. Members will be required to file a State of Florida, Financial Disclosure Form 1 upon being appointment, and Form 1-Final upon resignation, or sunset of term.
- g. As an advisory board, the **CCRAC** is subject to the sunshine/open meetings public records and ethics laws of the State of Florida.
- h. To the extent not inconsistent with this Resolution, Section 70-121, et seq., Code of Ordinances, shall apply.

SECTION 5: CCRAC Meetings, Officers, and Conduct.

- a. **CCRAC** shall meets on a regular basis. Quorum shall be present for the conduct of regular meetings. A majority of the members appointed shall constitute a quorum. The Chair may call a **CCRAC** meeting.
- b. Meetings will be advertised by the Office of the City Clerk, as required by Florida Statute, so the public may attend and contribute. Reasonable public notice of all meetings shall be provided.
- c. All meetings shall be governed by Roberts Rules of Order. All meetings shall be open to the public at all times and minutes shall be taken at each and every meeting.
- d. Upon the initial meeting of the Committee, a Chairperson and Vice-Chairperson will be elected among the members for a one-year term. The responsibilities of the Chair shall be to conduct the meetings in an efficient manner, regulate and facilitate discussions, present recommendations and/or reports to the City Council on behalf of the **CCRAC**.
- e. Chair Duties. The duties of the Chair shall be to:
 - (i) Call **CCRAC** meetings to order;
 - (ii) Establish and schedule meetings as necessary;
 - (iii) Develop and provide an Agenda for each meeting;
 - (iv) Preside at the **CCRAC** meeting(s);
 - (v) Service as the primary liaison to staff and City Attorney; and
 - (vi) Perform such other functions as may be necessary, or directed by City Council.
- f. Meetings shall be held on a regular schedule, to be determined by the Chair. Meetings that are not regularly scheduled shall not be held without at least three business days prior notice to each member.
- g. Vice-Chair Duties. The Vice-Chair shall perform the duties of the Chair in the Chair's absence and such other duties as the chair may assign.
- h. Vacancy. If a vacancy occurs in the office of the Chair, then the position shall be assumed by the Vice-Chair for the remainder of the term. Any **CCRAC** vacancy shall be filled through appointment by City Council.

SECTION 6: Ex-Officio Member and Support Staff. The City Administrator, or designee, shall serve as non-voting ex-officio member of the **CCRAC**. Administration and Support Staff for the **CCRAC** shall be provided by the City Administrator's office.

SECTION 7: Sunset. The **CCRAC** shall sunset, and shall not carry out any further duties or responsibilities upon the expiration of one year from the date of the first **CCRAC** meeting, or as may otherwise be determined by City Council.

SECTION 8: This Resolution shall become effective immediately upon adoption.

APPROVED and ADOPTED by the City Council of the City of Okeechobee, Florida, on this **21st** day of **July, 2020**.

ATTEST:

Dowling R. Watford, Jr., Mayor

Lane Gamiotea, CMC, City Clerk

REVIEWED FOR LEGAL SUFFICIENCY:

John J. Fumero, City Attorney



City Council Agenda: July 21, 2020

Agenda Item

Proposed motion

Approval of maximum millage rate for advertisement for 2020 Tax notices, 8.6018 for budget year 2020-2021.

Background: The proposed rate of 8.6018 is the current rate plus 1 mil.

	Total Taxable Value	96%*	FY 2019/2020 Budgeted
2020/2021 Taxable Value:	\$332,221,139	\$318,932,293	\$292,326,624
2020/2021 Same Property Values: (Values w/o New Construction)	\$328,410,740	\$315,274,310	
Increase in same properties	\$18,669,713 5.7%	\$17,922,924 5.7%	
Millage Rate, 7.6018 generated Ad Valorem Revenue	\$2,525,478	\$2,424,460	\$2,222,209
2020/2021 Rollback/Rollforward Millage Rate, 7.1696 (w/o New Construction)	2,354,573	\$2,260,391	
2020/2021 Rollback Millage Rate, w/CPI 7.4005** (w/o New Construction)	\$2,430,403	\$2,473,832	
2020/2021 Using the Current Rate of 7.6018 (w/o new construction	\$2,496,513	\$2,396,652	
<i>Ad Valorem Revenue w/Rollback Rate w/CPI & New Construction***</i>	\$2,458,602	\$2,360,258	

Taxable Values used within the budget.

**CPI (Change in Per Capita Income) provided by State Statute

***New Construction value \$3,810,399



Reset Form

Print Form

MAXIMUM MILLAGE LEVY CALCULATION PRELIMINARY DISCLOSURE

For municipal governments, counties, and special districts


DR-420MM-P

R. 5/12


Rule 12D-16.002

Florida Administrative Code

Effective 11/12

Year: 2020		County: OKEECHOBEE	
Principal Authority : CITY OF OKEECHOBEE		Taxing Authority: CITY OF OKEECHOBEE	
1.	Is your taxing authority a municipality or independent special district that has levied ad valorem taxes for less than 5 years?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No (1)
IF YES,  STOP HERE. SIGN AND SUBMIT. You are not subject to a millage limitation.			
2.	Current year rolled-back rate from Current Year Form DR-420, Line 16	7.1696	per \$1,000 (2)
3.	Prior year maximum millage rate with a majority vote from 2018 Form DR-420MM, Line 13	13.5585	per \$1,000 (3)
4.	Prior year operating millage rate from Current Year Form DR-420, Line 10	7.6018	per \$1,000 (4)
If Line 4 is equal to or greater than Line 3, skip to Line 11. If less, continue to Line 5.			
Adjust rolled-back rate based on prior year majority-vote maximum millage rate			
5.	Prior year final gross taxable value from Current Year Form DR-420, Line 7	\$ 309,741,027	(5)
6.	Prior year maximum ad valorem proceeds with majority vote (Line 3 multiplied by Line 5 divided by 1,000)	\$ 4,199,624	(6)
7.	Amount, if any, paid or applied in prior year as a consequence of an obligation measured by a dedicated increment value from Current Year Form DR-420 Line 12	\$ 0	(7)
8.	Adjusted prior year ad valorem proceeds with majority vote (Line 6 minus Line 7)	\$ 4,199,624	(8)
9.	Adjusted current year taxable value from Current Year form DR-420 Line 15	\$ 328,410,740	(9)
10.	Adjusted current year rolled-back rate (Line 8 divided by Line 9, multiplied by 1,000)	12.7877	per \$1,000 (10)
Calculate maximum millage levy			
11.	Rolled-back rate to be used for maximum millage levy calculation (Enter Line 10 if adjusted or else enter Line 2)	12.7877	per \$1,000 (11)
12.	Adjustment for change in per capita Florida personal income (See Line 12 Instructions)	1.0322	(12)
13.	Majority vote maximum millage rate allowed (Line 11 multiplied by Line 12)	13.1995	per \$1,000 (13)
14.	Two-thirds vote maximum millage rate allowed (Multiply Line 13 by 1.10)	14.5195	per \$1,000 (14)
15.	Current year proposed millage rate	8.6018	per \$1,000 (15)
16.	Minimum vote required to levy proposed millage: (Check one)		
<input checked="" type="checkbox"/>	a. Majority vote of the governing body: Check here if Line 15 is less than or equal to Line 13. The maximum millage rate is equal to the majority vote maximum rate. Enter Line 13 on Line 17.		
<input type="checkbox"/>	b. Two-thirds vote of governing body: Check here if Line 15 is less than or equal to Line 14, but greater than Line 13. The maximum millage rate is equal to proposed rate. Enter Line 15 on Line 17.		
<input type="checkbox"/>	c. Unanimous vote of the governing body, or 3/4 vote if nine members or more: Check here if Line 15 is greater than Line 14. The maximum millage rate is equal to the proposed rate. Enter Line 15 on Line 17.		
<input type="checkbox"/>	d. Referendum: The maximum millage rate is equal to the proposed rate. Enter Line 15 on Line 17.		
17.	The selection on Line 16 allows a maximum millage rate of (Enter rate indicated by choice on Line 16)	13.1995	per \$1,000 (17)
18.	Current year gross taxable value from Current Year Form DR-420, Line 4	\$ 332,221,139	(18)

Continued on page 2

Taxing Authority : CITY OF OKEECHOBEE		DR-420MM-P R. 5/12 Page 2	
19.	Current year proposed taxes <i>(Line 15 multiplied by Line 18, divided by 1,000)</i>	\$ 2,857,700	(19)
20.	Total taxes levied at the maximum millage rate <i>(Line 17 multiplied by Line 18, divided by 1,000)</i>	\$ 4,385,153	(20)
DEPENDENT SPECIAL DISTRICTS AND MSTUs		STOP HERE. SIGN AND SUBMIT.	
			
21.	Enter the current year proposed taxes of all dependent special districts & MSTUs levying a millage. <i>(The sum of all Lines 19 from each district's Form DR-420MM-P)</i>	\$ 0	(21)
22.	Total current year proposed taxes <i>(Line 19 plus Line 21)</i>	\$ 2,857,700	(22)
Total Maximum Taxes			
23.	Enter the taxes at the maximum millage of all dependent special districts & MSTUs levying a millage <i>(The sum of all Lines 20 from each district's Form DR-420MM-P)</i>	\$ 0	(23)
24.	Total taxes at maximum millage rate <i>(Line 20 plus Line 23)</i>	\$ 4,385,153	(24)
Total Maximum Versus Total Taxes Levied			
25.	Are total current year proposed taxes on Line 22 equal to or less than total taxes at the maximum millage rate on Line 24? (Check one)	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	(25)
S I G N H E R E	Taxing Authority Certification		I certify the millages and rates are correct to the best of my knowledge. The millages comply with the provisions of s. 200.065 and the provisions of either s. 200.071 or s. 200.081, F.S.
	Signature of Chief Administrative Officer :		Date :
	Title :	Contact Name and Contact Title : INDIA RIEDEL, Finance Director	
	Mailing Address : Marcos Montes De Oca, City Administrator	Physical Address : 55 SE 3RD AV	
	City, State, Zip : OKEECHOBEE, FL 34974	Phone Number : 8637633372	Fax Number : 8637631686

Complete and submit this form DR-420MM-P, Maximum Millage Levy Calculation-Preliminary Disclosure, to your property appraiser with the form DR-420, Certification of Taxable Value.

**MAXIMUM MILLAGE LEVY CALCULATION
PRELIMINARY DISCLOSURE
INSTRUCTIONS**

DR-420MM-P
R. 5/12
Page 3

General Instructions

Each of the following taxing authorities must complete a DR-420MM-P.

- County
- Municipality
- Special district dependent to a county or municipality
- County MSTU
- Independent special district, including water management districts
- Water management district basin

Voting requirements for millages adopted by a two-thirds or a unanimous vote are based on the full membership of the governing body, not on the number of members present at the time of the vote.

This form calculates the maximum tax levy for 2019 allowed under s. 200.065(5), F.S. Counties and municipalities, including dependent special districts and MSTUs, which adopt a tax levy at the final hearing higher than allowed under s. 200.065, F.S., may be subject to the loss of their half-cent sales tax distribution.

DR-420MM-P shows the preliminary maximum millages and taxes levied based on your proposed adoption vote. Each taxing authority must complete, sign, and submit this form to their property appraiser with their completed DR-420, Certification of Taxable Value.

The vote at the final hearing and the resulting maximum may change. After the final hearing, each taxing authority will file a final Form DR-420MM, Maximum Millage Levy Calculation Final Disclosure, with Form DR-487, Certification of Compliance, with the Department of Revenue.

Specific tax year references in this form are updated each year by the Department.

Line Instructions

Lines 5-10

Only taxing authorities that levied a 2018 millage rate less than their maximum majority vote rate must complete these lines. The adjusted rolled-back rate on Line 10 is the rate that would have been levied if the maximum vote rate for 2018 had been adopted. If these lines are completed, enter the adjusted rate on Line 11.

Line 12

This line is entered by the Department of Revenue. The same adjustment factor is used statewide by all taxing authorities. It is based on the change in per capita Florida personal income (s. 200.001(8)(i), F.S.), which Florida Law requires the Office of Economic and Demographic Research to report each year.

Lines 13 and 14

Millage rates are the maximum that could be levied with a majority or two-thirds vote of the full membership of the governing body. With a unanimous vote of the full membership (three-fourths vote of the full membership if the governing body has nine or more members) or a referendum, the maximum millage rate that can be levied is the taxing authority's statutory or constitutional cap.

Line 16

Check the box for the minimum vote necessary at the final hearing to levy your adopted millage rate.

Line 17

Enter the millage rate indicated by the box checked in Line 16. If the proposed millage rate is equal to or less than the majority vote maximum millage rate, enter the majority vote maximum. If a two-thirds vote, a unanimous vote, or a referendum is required, enter the proposed millage rate. For a millage requiring more than a majority vote, the proposed millage rate must be entered on Line 17, rather than the maximum rate, so that the comparisons on Lines 21 through 25 are accurate.



City Council Agenda: July 21, 2020

Agenda Item

Approval of 2020-2021 Budget Preparation and Millage Calendar setting workshop(s) to be held August 12 5:00pm, August 18 at 5:00pm (if needed), First Public Hearing September 3, at 6:00 pm, and Final Public Hearing September 21, 2020 at 6:00 pm, all to be held in Council Chambers at 55 SE 3rd Avenue, Okeechobee, FL.



Proposed
BUDGET CALENDAR
FISCAL YEAR 2020-2021

Due 07/01/2020

Certification from Property Appraiser

07/21/2020

Set date, time and place for public hearings and set maximum millage rate for tentative budget (regular council meeting)

08/12/2020

Budget Workshop, 5:00 pm, Wednesday

08/18/2020

Second Budget Workshop*, 5:00 pm (regular council meeting)

09/03/2020

First Public Hearing at 6:00 pm, Thursday

09/21/2020

Final Public Hearing at 6:00 pm, Monday

All meetings to be held:

Council Chambers at City Hall

55 SE 3rd Avenue

Okeechobee, FL 34974

*If needed



CITY OF OKEECHOBEE
55 SE THIRD AVENUE
OKEECHOBEE, FL 34974

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Office of the City Administrator
Direct Line: 873-763-9812

Okeechobee City Council
Mayor Dowling R. Watford, Jr.
Wes Abney
Monica Clark
Bob Jarriel
Bobby Keefe

Memorandum

Date: July 13, 2020
To: Mayor Watford and City Council
From: City Administrator Marcos Montes De Oca, P.E.
RE: **Synopsis from July 9th BOCC meeting**

Council, please find the general synopsis of County Commission Meeting held July 9th regarding Fire Services.

Should you have any questions, as some items do require some additional discussion and require interpretation, please advise. The information below was the main points on the discussion. Link is on the county website.

Key Points

- Initial offer to stand to be \$678K for the first year, not the assessment rate; secondary years I was not able to interpret from the meeting but would be utilized to ensure continuity and ability to use the assessment when the updated study is completed.
- Appears subsequent years the potential new assessment would be the rate once completed.
- City station would be utilized as necessary, and house equipment until other county options become available (potentially two minimum years).
- Date for beginning operations would be tentatively June 1, 2021. Paramedic classes would end in March / April and first dates of testing is in May.
- Metrics for response time and level of service are underway with software.

Personnel

- County is NOT willing to open Union contract.
- Employees to come over as new employees
- No Rank will follow with employees
- Pay is reflective of Paramedic pay for county but will be the same pay as current. (No additional stipend or step would be given for years of service).
- Seniority and accrual for those staff would not be given.
- All transferring staff would be under the 1-year probationary status as with all employees as well as probationary term for paramedics of 3 months, as any new hire.
- Transferees must have paramedic certification or pending completion, no EMT's would be Considered or hired, regardless of proposed pay and additional educational funding.
- Employees would be given option for pensions.
- There is a question as to how many are going to the County. I have asked if a letter of intent would be allowable by the union and if so, the number of firefighters that would go. County has additional information on employees as per the sheet attached.

All position within the fire department below.									
Anticipated salaries as of 09/30/2020									
Health Insurance rates are at 2020 rates									
Leave balances are maximum 240 hours for annual leave and 50% of sick leave if 10 years of services or more.									
City Employee	Rank	Annual Leave	Sick Leave	Base Salary	Hourly wage	# of years	Payout of Annual Leave Balances as of 05/31/2020	Payout of Sick Leave Balances as of 05/31/2020	With FICA Included
1	FF/EMT	90	186	\$ 40,205.48	14.5883	1	\$ 1,312.95	\$ -	\$ 1,413.39
2	FF/EMT	239	188	\$ 45,970.54	16.6802	13	\$ 3,986.56	\$ 1,567.94	\$ 5,979.41
3	FF/EMT	240	270	\$ 40,808.56	14.8072	3	\$ 3,553.72	\$ -	\$ 3,825.58
4	FF/EMT	88	88	\$ 40,205.48	14.5883	2	\$ 1,283.77	\$ -	\$ 1,381.98
5	Lieutenant	44	51	\$ 54,324.72	19.7114	17	\$ 867.30	\$ 502.64	\$ 1,474.75
6	Lieutenant	240	500	\$ 55,139.00	20.0069	26	\$ 4,801.65	\$ 5,001.72	\$ 10,553.34
7	Captain	240	166	\$ 50,523.67	18.3322	12	\$ 4,399.74	\$ 1,521.58	\$ 6,374.30
8	FF/EMT	30	24	\$ 38,000.00	13.7881	24	\$ 413.64	\$ -	\$ 445.29
9	Fire Chief	240	1417	\$ 79,164.70	28.7245	28	\$ 6,893.88	\$ 20,351.30	\$ 29,329.44
10	FF/EMT	72	60	\$ 39,025.92	14.1603	0	\$ 1,019.55	\$ -	\$ 1,097.54
11	Lieutenant	240	141	\$ 49,427.48	17.9345	13	\$ 4,304.28	\$ 1,264.38	\$ 5,994.66
12	FF/EMT	72	42	\$ 39,025.92	14.1603	0	\$ 1,019.55	\$ -	\$ 1,097.54
13	Admin	240	270	\$ 43,435.00	15.7602	20	\$ 3,782.44	\$ 2,127.62	\$ 6,362.18
							\$ 37,639.03	\$ 32,337.18	\$ 75,329.40
Legend:									
7 positions are certified Paramedics or are participating in the Paramedic program									
3 positions are not certified and are not attending Paramedic program									
3 positions not anticipated to be accommodated with Fire Service Change									