
CITY COUNCIL REGULAR SESSION

CITY OF LAKE CITY
August 05, 2024 at 6:00 PM
Venue: City Hall

AGENDA

REVISED

Revised: 8/4/2024, the agenda has been amended pursuant to the request of the Mayor. At the 8/5/2024 meeting Mayor Witt will announce the postponement of the meeting date (and particularly the second reading of Ordinance No. 2024-2288) until 6:00 PM on Thursday, August 8, 2024 at which time the City Council will convene for a Special Called Council Meeting.

This meeting will be held in the City Council Chambers on the second floor of City Hall located at 205 North Marion Avenue, Lake City, FL 32055. Members of the public may also view the meeting on our YouTube channel. YouTube channel information is located at the end of this agenda.

Pledge of Allegiance

Invocation - Mayor Stephen Witt

Roll Call

Ladies and Gentlemen; The Lake City Council has opened its public meeting. Since 1968, the City Code has prohibited any person from making personal, impertinent, or slanderous remarks or becoming boisterous while addressing the City Council. Yelling or making audible comments from the audience constitutes boisterous conduct. Such conduct will not be tolerated. There is only one approved manner of addressing the City Council. That is, to be recognized and then speak from the podium.

As a reminder, persons are not to openly carry a handgun or carry a concealed weapon or firearm while the governing body is meeting.

Failure to abide by the rules of decorum will result in removal from the meeting.

Approval of Agenda

Old Business

Ordinances

Open Public Hearing

1. City Council Ordinance No. 2024-2288 (final reading) - An ordinance of the City of Lake City, Florida, calling for a referendum question to be placed before qualified electors of the City of Lake City at a Special Election to be held on Tuesday, November 5, 2024; providing a Charter referendum question determining whether the means by which the City Council may establish the compensation of the Mayor and members of the City Council shall be limited exclusively to adoption of a stand alone resolution of the City Council where the subject matter of such resolution is limited to the question of such compensation, and permitting the City Council to further implement such Charter provision by ordinance; providing for requisite ballot language; providing for conflicts; providing for severability; and providing an effective date.

Passed on first reading 7/1/2024

Close Public Hearing

Adopt City Council Ordinance No. 2024-2288 on final reading

Adjournment**YouTube Information**

Members of the public may also view the meeting on our YouTube channel at:
<https://www.youtube.com/c/CityofLakeCity>

Pursuant to 286.0105, Florida Statutes, *the City hereby advises the public if a person decides to appeal any decision made by the City with respect to any matter considered at its meetings or hearings, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.*

SPECIAL REQUIREMENTS: *Pursuant to 286.26, Florida Statutes, persons needing special accommodations to participate in these meetings should contact the **City Manager's Office at (386) 719-5768.***

File Attachments for Item:

1. City Council Ordinance No. 2024-2288 (final reading) - An ordinance of the City of Lake City, Florida, calling for a referendum question to be placed before qualified electors of the City of Lake City at a Special Election to be held on Tuesday, November 5, 2024; providing a Charter referendum question determining whether the means by which the City Council may establish the compensation of the Mayor and members of the City Council shall be limited exclusively to adoption of a stand alone resolution of the City Council where the subject matter of such resolution is limited to the question of such compensation, and permitting the City Council to further implement such Charter provision by ordinance; providing for requisite ballot language; providing for conflicts; providing for severability; and providing an effective date.

Passed on first reading 7/1/2024

1 **CITY OF LAKE CITY, FLORIDA**

2 **ORDINANCE NUMBER 2024-2288**

3 **AN ORDINANCE OF THE CITY OF LAKE CITY, FLORIDA CALLING FOR A**
4 **REFERENDUM QUESTION TO BE PLACED BEFORE THE QUALIFIED**
5 **ELECTORS OF THE CITY OF LAKE CITY AT A SPECIAL ELECTION TO BE HELD**
6 **ON TUESDAY, NOVEMBER 5, 2024; PROVIDING A CHARTER**
7 **REFERENDUM QUESTION DETERMINING WHETHER THE MEANS BY**
8 **WHICH THE CITY COUNCIL MAY ESTABLISH THE COMPENSATION OF THE**
9 **MAYOR AND MEMBERS OF THE CITY COUNCIL SHALL BE LIMITED**
10 **EXCLUSIVELY TO ADOPTION OF A STAND ALONE RESOLUTION OF THE**
11 **CITY COUNCIL WHERE THE SUBJECT MATTER OF SUCH RESOLUTION IS**
12 **LIMITED TO THE QUESTION OF SUCH COMPENSATION, AND**
13 **PERMITTING THE City COUNCIL TO FURTHER IMPLEMENT SUCH**
14 **CHARTER PROVISION BY ORDINANCE; PROVIDING FOR REQUISITE**
15 **BALLOT LANGUAGE; PROVIDING FOR CONFLICTS; PROVIDING FOR**
16 **SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

17 **WHEREAS**, Section 302 of the Charter of the City of Lake City (“Charter”) presently provides the City
18 Council has the authority to set the salaries of the mayor and members of the city council by ordinance;
19 and

20 **WHEREAS**, the City has applied Section 302 of the Charter via the annual budget approval process which
21 process does not necessarily allow for a stand-alone vote by the City Council on the single subject of the
22 compensation of the mayor and members of the city council; and

23 **WHEREAS**, Florida Statute 166.031 provides that a governing body of a municipality may, by ordinance,
24 submit to the electors a proposed amendment to its charter; and

25 **WHEREAS**, the City Council of the City of Lake City desires to submit one (1) referendum question to the
26 city’s qualified electors that, if approved, would strike the present provision of Section 302 of the Charter
27 authorizing establishment by ordinance the annual salaries of the mayor and members of the city council,
28 and instead establish that (i) the Mayor and City Council may only establish or change the compensation
29 of the mayor and members of the city council by adoption of a stand-alone resolution where the subject
30 matter of such resolution is limited to the question of such increase in compensation, and (ii) the city
31 council and mayor may further implement the provisions of the newly adopted charter provision by
32 ordinance; and

33 **WHEREAS**, if the proposed amendment to Section 302 of the Charter were disapproved the annual
34 compensation of the mayor and members of the city council would continue to be set by ordinance; and

35 **WHEREAS**, the City Council desires to hold an election on said referendum question on November 5, 2024;
36 now, therefore,

37 **BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAKE CITY, FLORIDA:**

38 **Section 1.** A referendum of the City’s qualified electors is hereby called to be held on Tuesday,
39 November 5, 2024, for the purpose of submitting to such electors the referendum question, as more
40 particularly set forth below, determining whether (i) the mayor and city council may only establish or
41 change the compensation of the mayor and members of the city council by adoption of a stand-alone
42 resolution where the subject matter of such resolution is limited to the question of such establishment or
43 change in compensation, and (ii) the city council and mayor may further implement the provisions of the
44 newly adopted charter provision by ordinance; or, alternatively whether annual compensation of the
45 mayor and members of the city council shall continue to be set by ordinance.

46 **Section 2.** The question pertaining to whether the City’s Charter shall be amended to require that the
47 mayor and city council (i) may only establish or change the compensation of the mayor and members of
48 the city council by adoption of a stand-alone, single-subject resolution, and (ii) permitting the city council
49 and mayor to adopt by ordinance further provisions implementing the newly adopted charter provision;
50 or alternatively shall continue to provide that compensation of the mayor and members of the city council
51 shall be set by ordinance shall be submitted to the qualified electors of the City in substantially the
52 following form which shall be printed on both English language and Spanish language ballots in one of the
53 following forms, as appropriate:

54 **SHALL MAYORAL AND CITY COUNCIL COMPENSATION BE DETERMINED**
55 **BY SINGLE SUBJECT, STAND ALONE RESOLUTION**

56 Shall the city’s charter be amended to provide the compensation of the
57 mayor and members of the city council shall only be established or
58 changed by adoption of a stand-alone, single-subject resolution, and
59 further permitting the city council and mayor to adopt an ordinance to
60 further implement the provisions of the foregoing charter provision, if
61 adopted?

62 _____ **YES** to amend the charter as stated above.

63 _____ **NO** to continue establishment by ordinance the
64 annual salaries of the mayor and members of the city
65 council.

66 **LA COMPENSACIÓN DEL ALCALDE Y DEL CONCEJO MUNICIPAL SE**
67 **DETERMINARÁ EN UN ÚNICO ASUNTO, RESOLUCIÓN INDEPENDIENTE**

68 ¿Se deben enmendar los estatutos de la ciudad para proporcionar la
69 compensación del alcalde y los miembros del concejo municipal? Sólo se
70 establecerá o cambiará mediante la adopción de una resolución
71 independiente de un solo tema, y además permitirá que el concejo
72 municipal y el alcalde adopten una ordenanza. para implementar aún
73 más las disposiciones de la disposición constitucional anterior, si se
74 adopta?

75 _____ **SÍ** para modificar la carta como se indicó
76 anteriormente.

77 _____ **NO** a continuar estableciendo mediante ordenanza
78 los salarios anuales del alcalde y miembros del
79 concejo municipal.

80 **Section 3.** If the referendum is approved by the qualified electors of the City, the following provisions of
81 the Charter shall be amended as follows:

82 **Article II, Section 302, Paragraph (d):**

83 (d) Compensation of the mayor and members of the city council. ~~The council~~
84 ~~shall have the authority by ordinance to set the annual salary of the mayor,~~
85 ~~councilmembers and its members.~~

86 (1) The exclusive means of establishment of, or change in the
87 compensation of the mayor and/or the members of the city council
88 shall be by resolution which resolution shall have as its only subject the
89 matter of establishment of and/or changes to the compensation of the
90 mayor and members of the city council.

91 (2) Such ordinances as are necessary and prudent to effectively implement
92 the foregoing paragraph d(1) may be adopted in furtherance of same.

93 **Section 4.** All ordinances or parts of ordinances in conflict with this Ordinance are, to the extent they
94 conflict with this Ordinance, repealed.

95 **Section 5.** It is the declared intent of the Lake City City Council that, if any section, sentence, clause,
96 phrase, or provision of this ordinance is for any reason held or declared to be unconstitutional, void, or
97 inoperative by a court or agency of competent jurisdiction, such holding of invalidity or unconstitutionality
98 shall not affect the remaining provisions of this Ordinance and the remainder of this Ordinance, after the
99 exclusion of such part or parts, shall be deemed to be valid.

100 Section 6. This Ordinance shall be effective immediately upon adoption on second reading.

101 **APPROVED, UPON THE FIRST READING,** by the City Council of the City of Lake City at a regular
102 meeting, on the ____ day of July, 2024.

103 **PUBLICLY NOTICED,** in a newspaper of general circulation in the City of Lake City, Florida, by the
104 City Clerk of the City of Lake City, Florida on the ____ day of July, 2024.

105 **APPROVED UPON THE SECOND READING, AND ADOPTED ON FINAL PASSAGE,** by an affirmative
106 vote of a majority of a quorum present of the Lake City City Council, at a regular meeting this ____ day of
107 July, 2024.

BY THE MAYOR OF THE CITY OF LAKE CITY, FLORIDA

Stephen M. Witt, Mayor

ATTEST, BY THE CLERK OF THE CITY COUNCIL OF
THE CITY OF LAKE CITY, FLORIDA:

Audrey Sikes, City Clerk

APPROVED AS TO FORM AND LEGALITY:

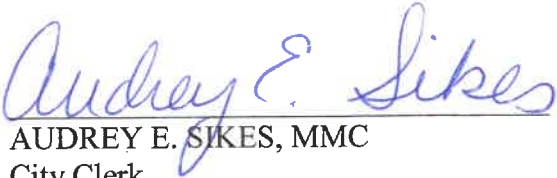
Clay Martin, City Attorney

Record of Vote on First Reading

	For	Against	Absent	Abstain
Stephen Witt, Mayor/Council Member	<u>✓</u>	_____	_____	_____
Jake Hill, Jr., Council Member	<u>✓</u>	_____	_____	_____
Chevella Young, Council Member	_____	<u>✓</u>	_____	_____
Ricky Jernigan, Council Member	_____	<u>✓</u>	_____	_____
James Carter, Council Member	<u>✓</u>	_____	_____	_____

Certification

I, Audrey Sikes, City Clerk for the City of Lake City, Florida, hereby certify that the above record vote is an accurate and correct record of the votes taken on the Ordinance by the City Council of the City of Lake City.


AUDREY E. SIKES, MMC
City Clerk

Business Impact Estimate

This form should be included in the agenda packet for the item under which the proposed ordinance is to be considered and must be posted on the City's website by the time notice of the proposed ordinance is published.

Proposed ordinance's title/reference:

ORDINANCE NUMBER 2024-2288

AN ORDINANCE OF THE CITY OF LAKE CITY, FLORIDA CALLING FOR A REFERENDUM QUESTION TO BE PLACED BEFORE THE QUALIFIED ELECTORS OF THE CITY OF LAKE CITY AT A SPECIAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2024; PROVIDING A CHARTER REFERENDUM QUESTION DETERMINING WHETHER THE MEANS BY WHICH THE CITY COUNCIL MAY ESTABLISH THE COMPENSATION OF THE MAYOR AND MEMBERS OF THE CITY COUNCIL SHALL BE LIMITED EXCLUSIVELY TO ADOPTION OF A STAND ALONE RESOLUTION OF THE CITY COUNCIL WHERE THE SUBJECT MATTER OF SUCH RESOLUTION IS LIMITED TO THE QUESTION OF SUCH COMPENSATION, AND PERMITTING THE City COUNCIL TO FURTHER IMPLEMENT SUCH CHARTER PROVISION BY ORDINANCE; PROVIDING FOR REQUISITE BALLOT LANGUAGE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by state law¹ for the proposed ordinance, but the City is, nevertheless, providing this Business Impact Estimate as a courtesy and to avoid any procedural issues that could impact the enactment of the proposed ordinance. This Business Impact Estimate may be revised following its initial posting.

- The proposed ordinance is required for compliance with Federal or State law or regulation;
- The proposed ordinance relates to the issuance or refinancing of debt;
- The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- The proposed ordinance is an emergency ordinance;
- The ordinance relates to procurement; or

¹ See Section 166.041(4)(c), Florida Statutes.

- The proposed ordinance is enacted to implement the following:
 - a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
 - b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
 - c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
 - d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.

In accordance with the provisions of controlling law, the City hereby publishes the following information:

1. Summary of the proposed ordinance (must include a statement of the public purpose, such as serving the public health, safety, morals and welfare):

2. An estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the City, if any:

- (a) An estimate of direct compliance costs that businesses may reasonably incur;
- (b) Any new charge or fee imposed by the proposed ordinance or for which businesses will be financially responsible; and
- (c) An estimate of the City's regulatory costs, including estimated revenues from any new charges or fees to cover such costs.

3. Good faith estimate of the number of businesses likely to be impacted by the proposed ordinance:

4. Additional information the governing body deems useful (if any):

[You may wish to include in this section the methodology or data used to prepare the Business Impact Estimate. For example: City staff solicited comments from businesses in the City as to the potential impact of the proposed ordinance by contacting the chamber of commerce, social media posting, direct mail or direct email, posting on City website, public workshop, etc. You may also wish to include efforts made to reduce the potential fiscal impact on businesses. You may also wish to state here that the proposed ordinance is a generally applicable ordinance that applies to all persons similarly situated (individuals as well as businesses) and, therefore, the proposed ordinance does not affect only businesses].