

**ST. CLOUD CITY COUNCIL REGULAR MEETING**  
**Thursday, May 10, 2018**  
**City Hall – Council Chambers**  
**1300 9th Street**  
**6:30 p.m.**  
**Minutes**

- I. Mayor Blackwell called the meeting to order at 6:30 p.m.
- II. Invocation given by Reverend Norma Vazquez from JJCC Assembly of God
- III. Pledge of Allegiance
- IV. Roll Call

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|-------------------------------------|-----------------------------------|
| ◆ Mayor Nathan Blackwell            | William Sturgeon, City Manager    |
| ◆ Deputy Mayor Dave Askew           | Dan Mantzaris, City Attorney      |
| ◆ Council Member Linette R. Matheny | Deputy City Clerk, Ivy De La Cruz |
| ◆ Council Member Chuck Cooper       | Recording Secretary, Deb Clark    |
| ◆ Council Member Donald Shroyer     | Members of the Press              |

All members present.

V. Presentations

- Proclamation in recognition of EMS Week

Mayor Blackwell presented Lisa Thompson with a proclamation in recognition of EMS Week.

- Proclamation in recognition of Water Reuse Week

Mayor Blackwell presented DiAnna Rawleigh with a proclamation in recognition of Water Reuse Week.

- Proclamation in recognition of Drinking Water Week

Mayor Blackwell presented DiAnna Rawleigh with a proclamation in recognition of Drinking Water Week.

- Proclamation in recognition of North American Occupational Safety and Health Week

Mayor Blackwell presented Joe Etter a proclamation in recognition of North American Occupational Safety and Health Week.

- VI. Citizen's Forum - Any person who desires to comment on any item not on this agenda is provided this opportunity to address the City Council. Each person is requested to complete a sign-in form to be provided to the presiding officer prior to, or as soon as is practical thereafter, the person addresses the Council.

**Gerard Ennis**, 4971 Elita Terrace, requested additional lighting for Sgt. Graham Memorial Drive. He also shared concern he felt over the need and low response time from the Police Department.

**Rocky Haag**, 1224 10<sup>th</sup> Street, Representative for Mike LaRosa, stated he would be nominating 2 veterans for the Veterans Hall of Fame and reminded residents that they are there to do whatever they can to serve the community. He thanked the City Leadership and Employees for what the City does for the public in regards to the farmshare.

**Hughette Crumpler**, 300 Michigan Avenue, expressed her opinion regarding the Council votes and their campaign promises.

**Roger Tanna**, 4607 Neptune Road, asked Council if he could be granted an electronic message board permit for his new business. City Attorney advised this ordinance was under revisal at this time.

- VII.** Consent Agenda: The next portion of tonight's meeting is the consent agenda which contains items that have been determined to be routine and non-controversial. If anyone in the audience wishes to address a particular item on the consent agenda, now is the opportunity for you to do so. Additionally, if staff or members of the City Council wish to speak on a consent item, they have the same opportunity.

Mayor Blackwell announced the consent agenda with no response from the audience.

A. Minutes: January 11, 2018 / Regular Meeting and January 13, 2018 / Workshop

B. Resolution No. 2018-029R, a resolution of the City Council of the City of St. Cloud, Florida, determining the lowest responsive, responsible bidder, whose bid is reasonable and otherwise in the best interest of the City of St. Cloud, and the award thereof in regards to Invitation to Bid (ITB) No. 2018-026, to TSI Disaster Recovery, LLC whose subject matter is Lakeshore Weir Restoration Project, establishing a contingency, authorizing the City Manager to approve change orders without increasing the approved budget, and providing an effective date.  
**COST:** up to \$537,900.00

C. Resolution No. 2018-048R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the purchase of one (1) 2018 Caterpillar 938M Wheel Loader, with options, available through the Florida Sheriffs Association Contract No. FSA16-VEH14.0, Specification No.31, and the purchase from Ring Power Corporation.  
**COST:** up to \$172,422.56

D. Resolution No. 2018-089R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to accept a public utility easement from Ashton Business Park, LLC. to have and to hold for all uses traditionally made of a public utility easement.  
**COST:** No cost associated with this item.

E. Resolution No. 2018-091R, a resolution of the City Council of the City of St. Cloud, Florida, amending the official staffing table of the City of St. Cloud, for the purpose of

adding three (3) positions two (2) Building Inspector I,II,III and one (1) Building Permit Technician I, II,III, as more particularly outlines below.  
**COST:** up to \$276,069.78 (including benefits)

F. Resolution No. 2018-092R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing waiver of the formal bidding requirements and utilizing Osceola County, Florida, ITB No. AR-17-9526-DN, previously advertised for bid by Osceola County, Florida, which is reasonable and otherwise in the best interest of the City of St. Cloud, whose subject matter is Annual Supply of Limerock, providing for the award thereof to Dixie Lime and Stone Company, and providing an effective date.  
**COST:** up to \$36,150.00

G. Resolution No. 2018-093R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the City Manager to declare items as obsolete, damaged, and/or surplus property and otherwise in the best interest of the City of St. Cloud.  
**COST:** There is no cost associated with this item.

Deputy Mayor Askew made a motion to approve the consent agenda as presented. Council Member Matheny seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 5-0)

### **VIII. Public Hearings**

Mayor Blackwell advised the audience some items would be brought forward for continuance to the May 24, 2018 Council Meeting.

1. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2017-53**, an ordinance of the City Council of the City of St. Cloud, Florida, to annex into the City of St. Cloud approximately 783.96 acres identified as Tohoqua, located south of Neptune road, west of Ronald Reagan Turnpike and the C-31 canal, north of Twin Oaks Conservation Area and east of Macy Island Road; in accordance with the voluntary annexation provisions of Chapter 171.044, Florida Statutes (Above is full title) **ACTION ON ORDINANCE NO. 2017-53**

Ivy De La Cruz, Deputy City Clerk read the final public hearing for Ordinance No 2017-53 into the record by title.

Mayor Blackwell asked for a motion for continuance as requested by the applicant.

Deputy Mayor Askew made a motion to continue Resolution No. 2017-53 to the May 24, 2018 meeting. Council Member Matheny seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 5-0)

2. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-12**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Future Land Use designation of “Mixed Use” to approximately 783.96 acres identified as Tohoqua, located south of Neptune Road, west of Ronald Reagan Turnpike and the C-31 canal, north of Twin Oaks Conservation Area, and east of Macy Island Road; providing for amending the official Future Land Use Map of the Comprehensive Plan, filing of the Planning Commission recommendation and proof of publication, applicability and effect, severability, copies on file, and effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2018-12**

Ivy De La Cruz, Deputy City Clerk read the final public hearing for Ordinance No. 2018-12 into the record by title.

Mayor Blackwell asked for a motion for continuance.

Deputy Mayor Askew made a motion to continue Resolution No. 2018-12 to the May 24, 2018 meeting. Council Member Matheny seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 5-0)

3. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-13**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a zoning district of “MIX” Mixed Use, compatible with a “Mixed Use” Future Land Use designation change, adopted by Ordinance No. 2018-12, for approximately 783.96 acres identified as Tohoqua, located south of Neptune Road, west of Ronald Reagan Turnpike and the C-31 Canal, north of Twin Oaks Conservation Area, and east of Macy Island Road; providing for entering the designation on the official zoning map, filing of the planning commission recommendation and proof of publication, severability, and effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2018-13**

Ivy De La Cruz, Deputy City Clerk read the final public hearing for Ordinance No. 2018-13 into the record by title.

Mayor Blackwell asked for a motion for continuance.

Deputy Mayor Askew made a motion to continue Resolution No. 2018-13 to the May 24, 2018 meeting. Council Member Matheny seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 5-0)

4. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-28**, an ordinance of the City Council of the City of St. Cloud, Florida, amending the Land Development Code by amending Article III, “Zoning Regulations”, Division 20, “Supplemental District Regulations”, to add Section 3.20.37 “Sidewalk Cafes”, by Amending Article III, to add Division 27 “Entertainment District”, and amending the City Code, Chapter 4, Sections 4.3 and 4.4 regarding consumption and possession of alcoholic beverages on City property and providing for severability, conflicts, codification and an effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2018-28**

Ivy De La Cruz, Deputy City Clerk read the final public hearing for Ordinance No. 2018-28 into the record by title.

Ander Anderson, Planning & Zoning Director, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2018-28.

**Hughette Crumpler**, 300 Michigan Avenue shared concerns regarding smokers and pet sanitation.

Deputy Mayor Askew requested a 44 inch sidewalk and Mr. Anderson explained the wider sidewalk would allow two pedestrians to walk side by side.

Deputy Mayor Askew made a motion to adopt Ordinance No. 2018-28 with a change to the sidewalk from 48 inches to 44 inches to match the City code. Council Member Cooper seconded the motion.

Council Member Matheny made a competing motion to adopt Ordinance No. 2018-28 as stated with the City Manager having the option on a variance. Deputy Mayor Askew seconded the motion and withdrew his first motion.

Council Member Cooper questioned the liabilities for the City in regards to alcohol.

City Attorney Mantzaris explained the risk was on the establishment.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 5-0)

## **IX. Council Action**

1. Resolution No. 2018-052R, a resolution of the City Council of the City of St. Cloud, Florida, amending the schedule of fees and charges for the purpose of processing applications pursuant to the requirements of the City of St. Cloud's Land Development Code for sidewalk café permits.

**COST:** No cost associated with this item.

Ivy De La Cruz, Deputy City Clerk read Resolution No. 2018-052R into the record by title.

Andre Anderson, Planning & Zoning Director, reviewed the proposed resolution.

Mayor Blackwell announced the proposed resolution.

**Hughette Crumpler**, 300 Michigan Avenue, requested how many permits were anticipated and to announce the topic of the workshop at the appropriate time.

Deputy Mayor Askew made a motion to approve Resolution No. 2018-052R. Council Member Matheny seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 5-0)

2. Resolution No. 2018-090R, a resolution of the City Council of the City of St. Cloud, Florida approving a Water & Wastewater Service Agreement from SAB Dental, LLC., a commercial development located in the unincorporated area of Osceola County on the west side of Narcoossee Rd., north of Jones Rd., south of Lake Park Ave. and east of Navajo Dr.; authorizing the City Manager to execute the agreement; and providing an effective date.

This item was pulled to be brought back at a later date.

3. Request Council's approval of a Conceptual Master Plan/Concept Plan for the Tohoqua mixed use project.

Ivy De La Cruz read the request for approval of a Conceptual Master Plan/Concept for the Tohoqua mixed use project.

Mayor Blackwell asked for a motion for continuance as requested by the applicant.

Deputy Mayor Askew made a motion for continuance to the May 24, 2018 meeting. Council Member Matheny seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 5-0)

#### **IX.** City Attorney

City Attorney Mantzaris stated he had nothing at the time.

#### **X.** City Manager

City Manager Sturgeon requested Mr. Anderson to introduce the new EDAC Manager. The City Manager introduced his new Executive Administrative Assistant, Melanie Biron.

Andre Anderson, Planning & Zoning Director introduced Mr. David Rodriguez and reviewed his credentials. Mr. Rodriguez stated he was thankful for the opportunity to work with the City.

Mr. Sturgeon shared a lack of a quorum at the Board of Adjustment meetings and staff would like to expand the Board or additional alternatives.

#### **XI.** Mayor and Council Members

**Council Member Shroyer** shared kudos to Neptune Middle School girls softball team going to the play offs.

**Deputy Mayor Askew** was proud to announce his son had graduated from UCF and continuing on to law school.

**Council Member Cooper** stated he had nothing at the time.

**Council Member Matheny** stated the Osceola School District had several surplus properties up for bid with a due date of May 15, 2018. She stated the one (1) acre lot on Virginia would make a good place for a park.

Council Member Shroyer suggested that a park would not put money on the tax roll and felt not enough space to benefit the community.

City Manager Sturgeon stated they may be able to ask the school board for an extension on the Virginia property.

Council consensus was for staff to look into all the properties.

Council Member Matheny reviewed two of the Boards she was named to. She stated that due to policy changes she would no longer have a seat on the St. Cloud Hospital Board nor the ORAC Board.

**Mayor Blackwell** recognized the City Clerk's office for their dedication to the City.

Deputy Mayor Askew reminded citizens of the Smokin Blues Bikes and BBQ this weekend.

### **XIII. Information Section and Report Section**

Mayor Blackwell read the following:

- Thursday, May 17, 2018 – Stevens Plantation Dependent Special District Meeting at 6:00 p.m. @ City Hall, Council Chambers
- Thursday, May 17, 2018 – City Council Workshop at 6:00 (or immediately following the DSD Meeting) @ City Hall, Council Chambers
- Thursday, May 24, 2018 – City Council Meeting – 6:30 p.m. @ City Hall, Council Chambers

Reports: Warrant List #12

### **XIV. Adjournment: 7:34**

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Mayor Nathan Blackwell

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ATTEST: City Clerk, Linda P. Jaworski

Minutes Approved: \_\_\_\_\_