

ST. CLOUD CITY COUNCIL REGULAR MEETING
Thursday, May 24, 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. Mayor Blackwell asked for a moment of silence.

III. Pledge of Allegiance

IV. Roll Call

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| ◆ Mayor Nathan Blackwell | William Sturgeon, City Manager |
| ◆ Deputy Mayor Dave Askew | Lindsay Oyewale, City Attorney |
| ◆ Council Member Linette R. Matheny | City Clerk, Linda Jaworski |
| ◆ Council Member Chuck Cooper | Executive Admin Asst., Claudia Klockars |
| ◆ Council Member Donald Shroyer | Members of the Press |

V. Presentations

- Proclamation in recognition of Best Foot forward

Mayor Blackwell presented Amanda Day with a proclamation in recognition of Best Foot Forward.

Ms. Day gave a brief power point presentation regarding their program.

- Proclamation in recognition of Osceola County History Month

Mayor Blackwell presented a proclamation to Donnita Dampier in recognition of Osceola County History Month.

- Proclamation in recognition of National Public Works Week

Mayor Blackwell presented a proclamation to Dianna Rawleigh in recognition of National Public Works Week.

- Presentation of Employee of the Month

Police Chief Gauntlett and Mike Cortez presented Susan Krokosz with the Employee of the Month Award.

Council Action #1 was moved to the presentation portion of the meeting.

1. Resolution No. 2018-101R, a resolution of the City Council of the City of St. Cloud, Florida, adopting the Sandhill Crane as the City Bird and providing an effective date.

Paula Stark, Director, Main Street, 903 Pennsylvania Avenue, as a side note, informed Council that the Train Depot/VFW had been approved by the State as a “historic destination” and has been sent to Washington, D.C. for approval.

Dean Moberg, Sea World Avian Rescue and Paula Stark provided a presentation regarding sandhill cranes.

Claudia Klockars, Executive Administrative Assistant, read Resolution No. 2018-101R into the record by title.

Mayor Blackwell announced the proposed resolution.

Hughette Crumpler, 300 Michigan Avenue, stated she was in favor of approval.

Jeannie Donahue, Rummel Road, stated she was in favor of approval.

Council Member Shroyer made a motion to approve Resolution No. 2018-101R. Council Member Cooper seconded the motion.

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

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.

Daniel Schultz, currently homeless, stated he has severe Parkinson’s Disease and was a registered Sex Offender, requested an exemption from Council to be able to live with his parents until his sentence was complete so that his parents would be able to help with his medical needs.

Ward Schultz, 3828 Blackberry Circle, stated they would be responsible for his medical needs.

Police Chief Gauntlett stated he would need to follow-up and review the legalities of the case and provided Mr. Schultz his business card.

Jane Durbin, 6090 Lake Lizzie, stated her concerns regarding the Youth basketball program not having enough space to accommodate more children with the limited capacity.

City Manager Sturgeon stated he would meet with the Parks & Recreation director to see if something could be coordinated.

George Timmis, 722 New York Avenue, expressed his concerns regarding a possible ethics violation concerning Council Member Matheny being a county engineer and voting as a council member for the City's JPA. Mayor Blackwell stated this had already been addressed and there was no conflict. City Attorney Oyewale concurred with the statement of no conflict.

Hughette Crumpler, 300 Michigan Avenue, praised the police department for stopping vehicles that did not stop for pedestrians and was happy to see more residents were speaking up. Council should be more respectful to the Citizen's and felt Mayor's comment towards Mr. Timmis was not necessary.

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.

Hughette Crumpler, 300 Michigan Avenue, requested information on Item C.

Council Member Shroyer pulled Item B for questions.

A. Minutes: January 25, 2018 / Regular Meeting and February 8, 2018 / Regular Meeting.

B. Resolution No. 2018-096R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the City Manager to issue a Purchase Order to the continuing contract and agreement for Pavement Management Alternative Methods with Asphalt Paving System, Inc. dated April 4, 2018 for construction of the repairs for Nolte Road, establishing a contingency, authorizing the City Manager to approve change orders without increasing the approved budget, and providing an effective date.

COST: up to \$1,750,572.73

Council Member Shroyer requested the time frame for completion of Nolte Road.

Dianna Rawleigh, Public Works Director, stated they anticipated completion by the end of August 2018.

Council Member Matheny stated the method this company used should create minimum impact.

C. Resolution No. 2018-097R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the replacement of the City's primary representative on the Board of Directors of Florida Municipal Power Association (FMPA) in accordance with Article III, Section 1 of the Interlocal Agreement between Florida Municipal Power Association (FMPA) and the City of St. Cloud.

COST: No cost associated with this item.

Ms. Crumpler requested the name of the current member of the FMPA.

City Manager Sturgeon stated the current member was Donna Cooley, in the Finance Department and stated he would like to be appointed to that Board.

- D. Resolution No. 2018-099R, a resolution of the City Council of the City of St. Cloud, Florida authorizing the Mayor to accept a public utility easement from Martni Realty Fund, 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. 2018-100R, a resolution of the City Council of the City of St. Cloud, Florida approving an Interlocal Agreement with Osceola County and Neptune Road Investments, LLC. providing for the application of Osceola County Mobility Fee Credits to reduce City of St. Cloud Mobility Fees for and related to the Tohoqua project authorizing the Mayor to execute the Interlocal Agreement and providing an effective date.

COST: 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

- 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**

Claudia Klockars, Executive Administrative Assistant, read Ordinance No. 2017-53 into the record by title.

Andre Anderson, Planning & Zoning Director, reviewed the proposed ordinance. Mr. Anderson requested Items 2, 3 and Council Action #2 be read as companion items.

Mayor Blackwell announced the final public hearing for Ordinance No. 2018-53.

Stephen McDonald, Chief Economist, Community Solutions Group/GAI provided a presentation and reviewed the economic effects on the City.

Jo Thacker, 515 Bryan Street, represented the applicant and was available for questions.

Hughette Crumpler, 300 Michigan Avenue, questioned the risk for the City and if a “safety study” had been done for Neptune Road.

City Manager Sturgeon stated the County had applied for a federal grant that could speed up the issue of Neptune Road.

Council Member Shroyer stated he would like a contract from the County stating their responsibility for the roadway.

Council discussion followed regarding traffic light, bus loop and the widening of the bridge in 2022.

Deputy Mayor Askew made a motion to adopt Ordinance No. 2017-53. Council Member Matheny seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 3-2) Council Member Cooper and Council Member Shroyer voted nay.

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**

Claudia Klockars, Executive Administrative Assistant, read Ordinance No. 2018-12 into the record by title.

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

Mayor Blackwell announced the proposed ordinance with no response from the audience.

Council Member Matheny made a motion to adopt Ordinance No. 2018-12. Deputy Mayor Askew seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 3-2) Council Member Shroyer and Council Member Cooper voted nay.

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**

Claudia Klockars, Executive Administrative Assistant, read Ordinance No. 2018-13 into the record by title.

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

Mayor Blackwell announced the proposed ordinance with no response from the audience.

Mayor Blackwell made a motion to adopt Ordinance No. 2018-13. Council Member Matheny seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 3-2) Council Member Shroyer and Council Member Cooper voted nay.

4. **FIRST PUBLIC HEARING FOR ORDINANCE NO. 2018-37**, an ordinance of the City Council of the City of St. Cloud, Florida, amending Chapter 36 “Solid Waste”, Article II “Collection and Disposal”, Section 36-46 “Enforcement”, providing severability, conflict, codification and providing an effective date. (Above is full title) (Final Public Hearing will be heard on June 14, 2018) **ACTION ON ORDINANCE NO. 2018-37**

Claudia Klockars, Executive Administrative Assistant, read Ordinance No. 2018-37 into the record by title.

Dianna Rawleigh, Public Works Director, reviewed the proposed ordinance.

Mayor Blackwell announced the proposed ordinance.

Hughette Crumpler, 300 Michigan Avenue, stated her concerns regarding trash pickup.

Council Member Matheny shared a concern regarding additional costs to the City and the environment.

Council Member Matheny made a motion to table this item for further economic analysis. Council Member Shroyer seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote5-0)

5. **RESOLUTION NO. 2018-098R**, a resolution of the City Council of the City of St. Cloud, Florida, amending Resolution Number 2017-167R which adopted the 2017/2018 budget for the City of St. Cloud, finding the City Manager has certified there are prior year fund balances and or revenues available in the 2017/2018 budget for additional projects and programs in various funds not included in the original 2017/2018 budget, requiring the budget to be increased to include said additional funding in the various funds and making supplemental appropriations within the funds. (Above is full title) **ACTION ON RESOLUTION NO. 2018-098R**

Claudia Klockars, Executive Administrative Assistant, read Resolution No. 2018-098R into the record by title.

Rick Kisner, Finance Director, reviewed the proposed resolution.

Mayor Blackwell announced the proposed resolution with no response from the audience.

Council Member Shroyer made a motion to deny Resolution No. 2018-098R. Council Member Cooper seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion failed. (Vote 2-3) Council Member Matheny, Deputy Mayor Askew, Mayor Blackwell voted nay.

Council Member Matheny made a motion to approve Resolution No. 2018-098R. Deputy Mayor Askew seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 3-2) Council Member Shroyer and Council Member Cooper voted nay.

IX. Council Action

1. Resolution No. 2018-101R, a resolution of the City Council of the City of St. Cloud, Florida, adopting the Sandhill Crane as the City Bird and providing an effective date.

This item was discussed under the presentation portion of the meeting.

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

Claudia Klockars, Executive Administrative Assistant read Council Action 2 into the record as a companion item under the public hearings as requested.

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

Mayor Blackwell announced the proposed plan with no response from the audience.

Deputy Mayor Askew made a motion to approve the Conceptual Master Plan/Concept Plan for Tohoqua mixed use project.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 3-2) Council Member Cooper and Council Member Shroyer voted nay.

3. Discussion and possible action regarding the potential purchase of Osceola County School Board surplus property at 901 Virginia Avenue.

Claudia Klockars, Executive Administrative Assistant read Council Action 3 into the record.

Andre Anderson, Planning & Zoning Director, reviewed the proposed item and stated the school board extended the deadline for bidding to May 30, 2018 @ 2:00 p.m. He stated staff did not recommend the purchase of 901 Virginia Avenue.

Mayor Blackwell announced the proposed item.

Hughette Crumpler, 300 Michigan Avenue, inquired if the cannery was still at the property and whether it could be salvaged as a museum.

Council discussion followed regarding the pros and cons for establishing a park at this location.

Council Member Shroyer made a motion to deny the purchase of 901 Virginia Avenue. Council Member Cooper seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion failed. (Vote 2-3) Council Member Matheny, Deputy Mayor Askew and Mayor Blackwell voted nay.

Council Member Matheny made a motion to make an offer for the purchase of 901 Virginia Avenue not to exceed \$250,000. Deputy Mayor Askew seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 3-2) Council Member Cooper and Council Member Shroyer voted nay.

Council Member Matheny made a motion to add discussion of the budget to the agenda. Deputy Mayor Askew seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 3-2) Council Member Shroyer and Council Member Cooper voted nay.

Council Member Matheny made a motion to add the maximum offer of \$250,000 for the purchase of 901 Virginia Avenue to the budget. Deputy Mayor Askew seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 3-2) Council Member Shroyer and Council Member Cooper voted nay.

4. Discussion and possible action regarding an appointment to the Zoning Board of Adjustment.

Claudia Klockars, Executive Administrative Assistant read Council Action 4 into the record.

Council Member Shroyer made a motion to nominate George Timmis to Seat #5 on the Zoning Board. Council Member Cooper seconded the motion.

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

X. City Attorney

City Attorney Oyewale stated she would follow up on several issues stated at the meeting.

XI. City Manager

City Manager Sturgeon requested direction from Council regarding appointing Council Member Shroyer as a voting delegate at the League of Cities in Hollywood, Florida on August 16-18, 2018.

Council consensus was to appoint Council Member Shroyer as a voting delegate.

City Manager Sturgeon stated that Police Chief Gauntlett had been selected as the Florida Law Enforcement Officer of the Year, by the American Alarm Association.

He provided an update regarding the Power Plant stating that Mr. Roy was ready to remove the motors, but there were citizens from Heritage Museum and Main Street that wished to keep one motor. Mr. Sturgeon stated the motor could hold asbestos and lead paint; discussion followed regarding costs, encasing with glass, etc. He stated he would take pictures and provide Council tours.

Council consensus was to retain one of the motors.

City Manager Sturgeon wished all a safe Memorial Day Weekend.

XII. Mayor and Council Members

Council Member Matheny stated the City had an opportunity to apply for State Revolving Funds (SRF). She stated it was a loan program with a low interest over a 20 year period for ponds and water/sewage infrastructure.

Council Member Cooper inquired about the number of new picnic tables for the Lakefront. He also stated the breezeway between buildings A and B were in need of pressure cleaning.

Council Member Shroyer stated the tables and pavilions at the lakefront also need pressure cleaning. He shared concern over Council video screens and the landscaping in front of City Hall.

Deputy Mayor Askew thanked Representative Mike LaRosa for the Farm Share held on Saturday and the work he does throughout the County.

Mayor Blackwell stated he had attended the Law Enforcement Memorial ceremony in Kissimmee.

XIII. Information Section and Report Section

Mayor Blackwell read the following:

- Monday, May 28, 2018 – City Offices Closed in Observance of Memorial Day
- Friday, Saturday and Sunday, June 8, 9 and 10, 2018 – Institute for Elected Municipal Officials @ Jupiter Location
- Thursday, June 14, 2018 – City Council Meeting – 6:30 p.m. @ City Hall, Council Chambers

Reports: Warrant List #13

XIV.Adjournment: 9:10 p.m.

Mayor Nathan Blackwell

ATTEST: City Clerk, Linda P. Jaworski

Minutes Approved: _____