

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

- I. Mayor Blackwell called the meeting to order at 6:32 p.m.
- II. Invocation given by Pastor David Nigh from Christ Our Savior Fellowship
- 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 | City Clerk, Linda P. Jaworski     |
| ◆ Council Member Chuck Cooper       | Deputy City Clerk, Ivy De La Cruz |
| ◆ Council Member Donald Shroyer     | Members of the Press              |

All members present.

V. Presentations

- Presentation of Employee of the Month

Angela Farmer presented Heather Barber with the Employee of the Month Award.

- 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.

**Edith Wright**, 1685 Cassidy Drive, St. Cloud Holiday Festival, came before Council to request assistance to get Mandy Harvey to perform at the festival.

City Manager Sturgeon stated he would be in contact with her.

**Anthony Busby**, 4131 Maidu Court, asked about the water main issue on Lakeshore.

**Kevin Roach**, 2211 Montana Avenue, stated he went before code enforcement magistrate and did not win. His vehicle had a license plate and insurance and his vehicle was functional and he cannot work on his truck. He expressed his concern regarding this code.

- 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.

Council Member Shroyer pulled Item L for discussion.

City Manager Sturgeon pulled Item M for discussion.

Council Member Cooper pulled Item F for discussion.

- A. Resolution No. 2018-138R, a resolution of the City Council of the City of St. Cloud, Florida, establishing a Reporting and Investigating Discrimination & Harassment Policy to provide employees of the City of St. Cloud with guidelines for the reporting and investigation of allegations of discrimination, harassment or retaliation. This policy rescinds all previous versions and is to be distributed and disseminated to all personnel as Standard Operating Guide.

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

- B. Resolution No. 2018-139R, 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. 2018-050, to Grove Construction Corporation whose subject matter is Pool Gatehouse Building, establishing a contingency, authorizing the City Manager to approve change orders without increasing the approved budget, and providing an effective date.

**COST:** Budgeted \$411,425.00 / Actual Cost up to \$384,285.00 Project

- C. Resolution No. 2018-140R, 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. 2018-091, to Game Officials, Inc. whose subject matter is Referee Services, and providing an effective date.

**COST:** Budgeted FY 17/18 \$9,000.00 / Actual Cost up to \$9,000.00,

- D. Resolution No. 2018-141R, 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:** No cost associated with this item.

- E. Resolution No. 2018-142R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to accept a public utility easement from BCM Property Investments, LLC. to have and to hold for all uses traditionally made of a public utility easement.

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

- F. Resolution No. 2018-143R, a resolution of the City Council of the City of St. Cloud, Florida approving an Amended and Restated Line Extension Agreement from Westerly Land Investments, LLC., relating to the upsizing of the potable water, reuse water, sanitary sewer and AMI tower for the residential development named Estates at Westerly; authorizing the Mayor to execute the agreement; and providing an effective date.

**COST:** up to \$319,126.06 (of which \$261,687.00 was approved in May 2017 agreement, leaving \$97,695.00) to be reimbursed through water and sewer impact fee credits.

Council Member Cooper requested clarification regarding giving credits back.

Dianna Rawleigh, Public Services Administrator, stated since the initial agreement time the laws had changed to a larger tower and the City was allowing credit for the price adjustment on the larger tower.

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

Council Member Cooper made a motion to pull Resolution No. 2018-143R and continue it at the September 13, 2018 Council 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)

G. Resolution No. 2018-144R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to enter into the Service Agreement for Lighting Service Streetscape Project – Phase 1 between the City of St. Cloud and the Orlando Utility Commission relating to the Downtown Revitalization Project – Phase 1 and providing an effective date.

**COST:** \$124,081.30

H. Resolution No. 2018-146R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the utilization of the extension of Bridge Agreement No. MPA-0106, between the City of St. Cloud, Florida Municipal Power Agency (FMPA) (formerly Colectric Partners, Inc.) and Ferguson Waterworks for pipe, valves and fittings (water / waste water), and providing an effective date.

**COST:** This contract will be utilized by various City departments for the purchase of products and services, on an as-needed basis from various approved and budgeted projects and expenditure accounts throughout the fiscal year.

I. Resolution No. 2018-148R, a resolution of the City Council of the City of St. Cloud, Florida, rejecting all submittals received in response to Request for Qualifications No. 2018-074 Continuing Roofing Services, in accordance with the bid documents and the St. Cloud Purchasing Policy, and providing an effective date.

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

J. Resolution No. 2018-149R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing waiver of the formal bidding requirements and utilizing City of Punta Gorda Invitation to Bid #F2015118, previously advertised for bid by City of Punta Gorda, Florida, which is reasonable and otherwise in the best interest of the City of St. Cloud, whose subject matter is Uni-Publicsafety/1516 Public Safety Uniforms, providing for the award thereof to Designlab, Inc. and providing an effective date.

**COST:** Budgeted FY 17/18 \$61,947.00, Account No. 001-6010-521.52-16  
Proposed Budget FY 18/19 \$52,702.00, Account No. 001-6010-521.52-16

K. Resolution No. 2018-150R, a resolution of the City Council of St. Cloud, Florida, authorizing and directing the Mayor to execute the Joint Funding Agreement between the City of St. Cloud and the U.S. Department of the Interior Geological Survey (USGS)

regarding monitoring, authorizing the City Manager to approve change orders and providing for an effective date.

**COST:** up to \$17,100 (St. Cloud's responsibility \$1,846.80)

- L. Resolution No. 2018-151R, a resolution of the City Council of the City of St. Cloud, Florida, approving an extension/looping of potable water, sanitary sewer and reclaimed utility lines agreement with Joyce Development to construct utility lines benefitting the City's water and sewer utility system and on property owned by the Stevens Plantation Improvement Project Dependent Special District, authorizing the Mayor to execute the agreement and authorizing the City Manager to perform all acts necessary and appropriate to implement the agreement and providing for an effective date.

**COST:** Up to \$482,300.00 to be paid in water and sewer impact fee credits. Should the improvements set forth in Exhibit B exceed the water and sewer impact fees for the lots, then the Developer would be reimbursed in cash out of impact fees for the difference between the improvements and the water and sewer impact fee amount.

Council Member Shroyer shared concerns regarding payment by the City for jobs that had not been completed.

Council Member Matheny made a motion to pull Resolution No. 2018-151R and put this item out for bid. Mayor Blackwell seconded the motion.

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

Council discussion followed.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 4-1) Council Member Cooper voted nay.

- M. The applicant requests City Council's approval of a Final Plat for 72 single family lots in Phase 2 of the Canopy Walk Subdivision.

Leigh Anne Wachter, Planning & Zoning, Principal Planner reviewed the parking requirements for Phase 2.

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

**Turner Wallace**, Johnston Survey, responded to questions regarding parking and retention ponds.

Council discussion followed.

Mayor Blackwell announced the request with no response from the audience.

Council Member Shroyer made a motion to approve 4.0 parking and added the HOA cannot change covenants in the future to be recorded. Mayor Blackwell seconded the motion.

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

Mayor Blackwell announced the remainder of the Consent Agenda with no response from the audience.

Deputy Mayor Askew made a motion to approve the Consent Agenda minus Item F, L, and M. 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)

Mayor Blackwell requested that Council Action, Item #3 be addressed at this time.

3. Discussion and possible action regarding agreement with Osceola Legislative Effort (OLE).

Ivy De La Cruz, Deputy City Clerk, read Council Action #3 into the record.

**John Newstreet**, Executive Director, OLE, reviewed OLE's current plans and was available for questions.

City Manager Sturgeon reviewed OLE legislative proposed priorities.

Council discussion followed to include the current priorities.

Mayor Blackwell announced Council Action #3.

Council Member Matheny made a motion to adopt the agreement with the proposed amendments. 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)

## **VIII. Public Hearings**

Leigh Anne Wachter, Planning & Zoning, requested to address Public Hearings No. 5, 6, and 7, as well as Council Action No. 2. She stated the applicant had asked for a continuance.

1. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-18**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Future Land Use designation of "Agriculture" to approximately 8.35 acres, located at 1795 Eastern Avenue, 1790 Eastern Avenue, 1801 Eastern Avenue, and 300 E 9th Street; 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. 2018-18**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-18 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No 2018-18 with no response from the audience.

Deputy Mayor Askew made a motion to adopt Ordinance No. 2018-18. 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)

2. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-19**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Zoning district of “A” Agriculture, compatible with a “Agriculture” Future Land Use designation change, adopted by Ordinance No. 2018-18, for approximately 8.35 acres, located at 1795 Eastern Avenue, 1790 Eastern Avenue, 1801 Eastern Avenue, and 300 E 9th Street; 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. 2018-19**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-19 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2018-19 with no response from the audience.

Council Member Cooper made a motion to adopt Ordinance No. 2018-19. 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. 2018-20**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Future Land Use designation of “Commercial” to approximately 17.44 acres, located at 2674 Canoe Creek Road, 2710 Canoe Creek Road, 2700 Canoe Creek Road, 2300 Kincaid Street, 4205 Windy Lane, and northeast corner of Orange Avenue and 13th Street; 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. 2018-20**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-20 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2018-20.

**Eva Thomas**, 426 E 13<sup>th</sup> Street, stated her concern that 13<sup>th</sup> Street would become entirely commercial.

Deputy Mayor Askew made a motion to adopt Ordinance No. 2018-20. 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)

4. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-21**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Zoning district of “HB” Highway Business, compatible with a “Commercial” Future Land Use designation change, adopted by Ordinance No. 2018-20, for approximately 17.44 acres, located at 2674 Canoe Creek Road, 2710 Canoe Creek Road, 2700 Canoe Creek Road, 2300 Kincaid Street, 4205 Windy Lane, and northeast corner of Orange Avenue and 13th Street; 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. 2018-21**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-21 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2018-21 with no response from the audience.

Council Member Shroyer made a motion to adopt Ordinance No. 2018-21. 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)

5. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-24**, an ordinance of the City Council of the City of St. Cloud, Florida, to annex into the City of St. Cloud approximately 44.56 acres identified as Thompson Grove, located east of Hickory Tree Road, south of E. Irlo Bronson Memorial Highway, west of Live Oak Lake Road, and north of Live Oak Lake; in accordance with the voluntary annexation provisions of Chapter 171.044, Florida Statutes (Above is full title) **ACTION ON ORDINANCE NO. 2018-24**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-24 into the record by title.

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

Council Member Shroyer made a motion to continue the final public hearing for Ordinance No. 2018-24 until the October 25, 2018 Council Meeting.

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

6. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-25**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Future Land Use Designation of “Mixed Use” to approximately 44.56 acres identified as Thompson Grove, located east of Hickory Tree Road, south of E. Irlo Bronson Memorial Highway, west of Live Oak Lake Road, and North of Live Oak Lake; 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. 2018-25**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-25 into the record by title.

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

Council Member Shroyer made a motion to continue the final public hearing for Ordinance No. 2018-25 until the October 25, 2018 Council Meeting.

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

7. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-26**, 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. 2018-25, for approximately 44.56 acres identified as Thompson Grove, located east of Hickory Tree Road, south of E. Irlo Bronson Memorial Highway, west of Live Oak Lake Road and north of Live Oak Lake; 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. 2018-26**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-26 into the record by title.

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

Council Member Shroyer made a motion to continue the final public hearing for Ordinance No. 2018-26 until the October 25, 2018 Council Meeting.

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

8. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-42**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Future Land Use designation of “Commercial” to approximately 0.46 acres, located south of E 19th Street, 600 feet west of



its intersection with Old Hickory 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. 2018-42**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-42 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2018-42 with no response from the audience.

Deputy Mayor Askew made a motion to adopt Ordinance No. 2018-42. 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)

9. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-43**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Zoning district of “NB” Neighborhood Business, compatible with a “Commercial” Future Land Use designation change, adopted by Ordinance No. 2018-42, for approximately 0.46 acres, located south of E 19th Street, 600 feet west of its intersection with Old Hickory 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. 2018-43**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-43 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2018-43 with no response from the audience.

Council Member Shroyer made a motion to adopt Ordinance No. 2018-43. 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)

10. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-44**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Future Land Use designation of “Private/Institutional” to approximately 9.42 acres, located at 2675 Canoe Creek 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. 2018-44**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-44 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2018-44 with no response from the audience.

Council Member Shroyer made a motion to adopt Ordinance No. 2018-44. Deputy Mayor Askew seconded the motion.

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

11. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-45**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Zoning district of “P” Professional, compatible with a “Private/Institutional” Future Land Use designation change, adopted by Ordinance No. 2018-44, for approximately 9.42 acres, located at 2675 Canoe Creek 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. 2018-45**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-45 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2018-45 with no response from the audience.

Council Member Matheny made a motion to adopt Ordinance No. 2108-45. Council Member Shroyer seconded the motion.

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

12. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-46**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Future Land Use designation of “Low Density Residential” to approximately 2.09 acres, located west of Eastern Avenue, 340 feet south of its intersection with 17th Street; 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. 2018-46**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-46 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2018-46 with no response from the audience.

Council Member Matheny made a motion to adopt Ordinance No. 2018-46. Deputy Mayor Askew seconded the motion.

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

**13. FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-47**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Zoning district of “R-1B” Single Family Dwelling, compatible with a “Low Density Residential” Future Land Use designation change, adopted by Ordinance No. 2018-46, for approximately 2.09 acres, located west of Eastern Avenue, 340 feet south of its intersection with 17th Street; 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. 2018-47**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-47 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2018-47 with no response from the audience.

Council Member Shroyer made a motion to adopt Ordinance No. 2018-47. 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)

**14. FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-48**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Future Land Use designation of “Medium Density Residential” to approximately 7.77 acres, located at 2401 Missouri Avenue, and south of E 17th Street, 450 feet west of its intersection with Crawford Avenue; 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. 2018-48**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-48 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2018-47 with no response from the audience.

Deputy Mayor Askew made a motion to adopt Ordinance No. 2018-48. 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)

15. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2018-49**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Zoning district of “R-3” multi-family dwelling, compatible with a “Medium Density Residential” Future Land Use designation change, adopted by Ordinance No. 2018-48, for approximately 7.77 acres, located at 2401 Missouri Avenue, and south of E 17th Street, 450 feet west of its intersection with Crawford Avenue; 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. 2018-49**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2018-49 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2018-49 with no response from the audience.

Deputy Mayor Askew made a motion to adopt Ordinance No. 2018-49. Council Member Shroyer seconded the motion.

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

16. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2018-01**, an ordinance of the City Council of the City of St. Cloud, Florida, to annex into the City of St. Cloud approximately 177.97 acres identified as Vista Lakes, located east of Hickory Tree Road, south of Alligator Lake Road, and West of Alligator Lake; in accordance with the voluntary annexation provisions of Chapter 171.044, Florida Statutes. (Above is full title) (Final Public Hearing will be heard on September 13, 2018) **ACTION ON ORDINANCE 2018-01**

Ivy De La Cruz, Deputy City Clerk, read the first reading for Ordinance No. 2018-01 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced Ordinance No. 2018-41

**Tony Iorio**, 605 Commonwealth Avenue, Orlando, VP for Development with Hanover Land Company, LLC stated he was available for questions.

**Anthony Busby**, 4130 Maidu Court, stated he was concerned about the value of the homes.

**Mr. Iorio** stated the values ranged from the upper \$200,000 to \$500,000.

Council discussion followed regarding parking for vehicles and boats.

Council Member Shroyer made a motion to approve Ordinance No. 2018-01. Mayor Blackwell seconded the motion.

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

**17. FIRST READING AND TRANSMITTAL PUBLIC HEARING FOR ORDINANCE NO. 2018-02**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a future land use designation of “Low Density Residential” to approximately 177.97 acres identified as Vista Lakes, located east of Hickory Tree Road, south of Alligator Lake Road, and west of Alligator Lake; 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) (Final Public Hearing will be heard on September 13, 2018) **ACTION ON ORDINANCE 2018-02**

Ivy De La Cruz, Deputy City Clerk, read the first reading for Ordinance No. 2018-02 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced Ordinance No. 2018-49 with no response from the audience.

Council Member Shroyer made a motion to approve the first reading of Ordinance No. 2018-02. Mayor Blackwell seconded the motion.

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

**18. FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2018-03**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a zoning district of “PUD” Planned Unit Development, compatible with a “Low Density Residential” future land use designation change, adopted by Ordinance No. 2018-02, for approximately 177.97 acres identified as Vista Lakes, located east of Hickory Tree Road, south of Alligator Lake Road, and west of Alligator Lake; providing for entering the designation on the official zoning map, providing for approval of the preliminary and final master plan, filing of the planning commission recommendation and proof of publication, severability, conflicts and effective date. (Above is full title) (Final Public Hearing will be heard on September 13, 2018) **ACTION ON ORDINANCE 2018-03**

Ivy De La Cruz, Deputy City Clerk, read the first reading for Ordinance No. 2018-03 into the record by title.

Christopher Mills, Planning & Zoning, Principal Planner, reviewed the proposed ordinance.

Mayor Blackwell announced Ordinance No. 2018-03 with no response from the audience.

Council Member Shroyer made a motion to approve the first reading of Ordinance No. 2018-03. 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 Matheny and Council Member Cooper voted nay.

**19. FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2018-04**, an ordinance of the City Council of the City of St. Cloud, Florida, to annex into the City of St. Cloud approximately 36.27 acres identified as Hickory Tree, located east of Hickory Tree Road, south of Alligator Lake Road, and north of Mabel Simmons Road; in accordance with the voluntary annexation provisions of Chapter 171.044, Florida Statutes. (Above is full title) (Final Public Hearing will be heard on September 13, 2018) **ACTION ON ORDINANCE 2018-04**

Ivy De La Cruz, Deputy City Clerk, read the first reading for Ordinance No. 2018-04 into the record by title.

Mayor Blackwell announced Ordinance No. 2018-04 with no response from the audience.

Council Member Shroyer made a motion to continue this item indefinitely. Deputy Mayor Askew seconded the motion.

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

**20. FIRST READING AND TRANSMITTAL PUBLIC HEARING FOR ORDINANCE NO. 2018-05**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a future land use designation of “Low Density Residential” to approximately 36.27 acres identified as Hickory Tree, located east of Hickory Tree Road, south of Alligator Lake Road, and north of Mabel Simmons 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) (Final Public Hearing will be heard on September 27, 2018) **ACTION ON ORDINANCE 2018-05**

Ivy De La Cruz, Deputy City Clerk, read the first reading for Ordinance No. 2018-05 into the record by title.

Mayor Blackwell announced Ordinance No. 2018-05 with no response from the audience.

Council Member Shroyer made a motion to continue this item indefinitely. Deputy Mayor Askew seconded the motion.

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

21. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2018-06**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a zoning district of “R-1” Single-Family Dwelling district, compatible with a “Low Density Residential” future land use designation change, adopted by Ordinance No. 2018-05, for approximately 36.27 acres identified as Hickory Tree, located east of Hickory Tree Road, south of Alligator Lake Road, and north of Mabel Simmons Road; providing for entering the designation on the official zoning map, providing for approval of the preliminary and final master plan, filing of the planning commission recommendation and proof of publication, severability, conflicts and effective date. (Above is full title) (Final Public Hearing will be heard on September 27, 2018) **ACTION ON ORDINANCE 2018-06**

Ivy De La Cruz, Deputy City Clerk, read the first reading for Ordinance No. 2018-06 into the record by title.

Mayor Blackwell announced Ordinance No. 2018-06 with no response from the audience.

Council Member Shroyer made a motion to continue this item indefinitely. Deputy Mayor Askew seconded the motion.

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. 2018-134R, a resolution of the City Council of the City of St. Cloud, Florida, approving a Water & Wastewater Service Agreement from Lots Partners, LLC., a residential development named Preserve at Lakeside located in the unincorporated area of Osceola County on the north side of east 10<sup>th</sup> St., east of Orange Ave. and west of Dean St., authorizing the City Manager to execute the agreement; and providing an effective date.

Ivy De La Cruz, Deputy City Clerk, read Resolution No. 2018-134R into the record by title.

Dianna Rawleigh, Public Services Administrator, reviewed the proposed resolution.

Mayor Blackwell announced the proposed resolution.

**Jo Thacker**, Nelson, Broad & Cassell, LLP, reported that the application had paid for sewer reservations. She stated this property had plans for 60 foot lots.

**Ray Stangle**, Jordan Company, 189 S Orange Avenue, reviewed street issues and approval from the County.

Council discussion followed regarding crosswalks, parking and 10<sup>th</sup> Street safety.

Council Member Matheny made a motion to approve Resolution No. 2018-134R with an amendment to HOA terms and added crosswalks in all directions. Deputy Mayor Askew seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski motion carried. (Vote 4-1) Council Member Cooper voted nay.

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

Ivy De La Cruz, Deputy City Clerk, read this item into the record.

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

Council Member Shroyer made a motion to continue this item until the October 25, 2018 Council Meeting.

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

3. Discussion and possible action regarding agreement with Osceola Legislative Effort (OLE).

This Item was discussed at the end of the Consent Agenda.

#### X. City Attorney

**City Attorney Mantzaris**, stated he had nothing at this time.

#### XI. City Manager

**City Manager Sturgeon** updated Council on the "Closed Caption" process. He reviewed some options and costs and asked for direction regarding the amount of hours of recording for all City meetings.

#### XII. Mayor and Council Members

**Council Member Cooper** shared a few mowing concerns around the City. He requested an update on the power plant and questioned the lighting on New York Avenue.

**Deputy Mayor Askew** shared kudos to the downtown construction company, the customer service given by the mowers at the lakefront and the water fountains installed.

**Council Member Shroyer** shared concerns about sidewalks for St. Cloud High School and asked citizens to be mindful of students walking this school year. He also inquired about a "Black Sky" ordinance. He informed Council that he had been presented a City Leadership award from the County.

**Council Member Matheny** stated she had nothing at this time.

Council discussion followed regarding the ownership of the property and OUC lighting for sidewalks to the high school.



Police Chief Guantlett stated he had spoken with an OUC representative regarding the LED lights. OUC stated they would notify residents and the city when a meeting date had been set for discussion concerning safety issues.

**Mayor Blackwell** thanked staff involved in the “Back to School” program. He also thanked Paula Stark, Main Street for the presentation of a “Certificate of Appreciation to the City of St. Cloud”.

**XIII.** Information Section and Report Section

Reports: Warrant List #16

Mayor Blackwell read the following:

- Tuesday, August 14, 2018 – City Offices Closed from 11:30 a.m. to 2:00 p.m. for Employee Appreciation and Training
- Saturday, August 18, 2018 – Downtown Historical Experience & Movie – A Wrinkle in Time
- Tuesday, August 28, 2018 – Primary Election Day – Polls open from 7:00 a.m. to 7:00 p.m.
- Monday, September 3, 2018 – City Offices Closed in Observance of the Labor Day Holiday
- Thursday, September 6, 2018 – Community Redevelopment Agency Meeting – 6:00 p.m. @ City Hall, Council Chambers
- Thursday, September 13, 2018 – City Council Meeting – 6:30 p.m. @ City Hall, Council Chambers

**XIV.** Adjournment: 9:01 p.m.

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Mayor Nathan Blackwell

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ATTEST: City Clerk, Linda P. Jaworski

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