

ST. CLOUD CITY COUNCIL REGULAR MEETING

Thursday, February 14, 2019

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 Pastor David Nigh from Christ Our Savior Fellowship Church
- III. Pledge of Allegiance
- IV. Roll Call

- ◆ Mayor Nathan Blackwell Acting City Manager, Veronica Miller
- ◆ Deputy Mayor Linette Matheny City Attorney, Daniel Mantzaris
- ◆ Council Member Chuck Cooper Linda P. Jaworski, City Clerk
- ◆ Council Member Dave Askew Ivy De La Cruz, Deputy City Clerk
- ◆ Council Member Keith Trace Members of the Press

All members present.

V. Presentations

- Proclamation in recognition of the 75th Anniversary of Silver Spurs Riding Club

Mayor Blackwell presented Chris Fluke and Chris Baker with a proclamation in recognition of 75th Anniversary of the Silver Spurs riding Club.

- ADA Compliance Update

Howard DeYoung, Information Technology Director, provided an update regarding the ADA compliance. He also updated regarding broadcasting meetings to the public and stated all video meetings are now live.

VI. Citizens 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.

Donald Rizzo, 200 Maryland Avenue, stated Snow Construction did some pipe work on Cypress Avenue and tore out and reinstalled the driveway, but did not paint his driveway as it was prior to the work being done. Assistant City Manager Miller stated she would reach out to the HR Department to see the status of the claim.

Hughette Crumpler, 300 Michigan Avenue, asked for the status on the sidewalks on 17th street and asked Council to follow up on items brought to Council. She also requested an update on the consultants and the water employees.

Acting City Manager Miller stated staff had been working on the design and should appear on the next council meeting agenda. She stated a management consultant firm was in the process of working with staff and City Manager Sturgeon.

- 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.

Deputy Mayor Member Matheny pulled Item E for discussion.

Council Member Trace pulled Item C for discussion.

Council Member Cooper pulled Item P for discussion.

Mayor Blackwell announced the Consent Agenda.

Hughette Crumpler, 300 Michigan, felt the City was over spending on equipment.

- A. Resolution No. 2019-005R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the waiver of formal bidding requirements and utilizing City of Fort Pierce, Florida Request for Proposals No. 2018-004, previously advertised for bid by City of Fort Pierce, Florida, which is reasonable and otherwise in the best interest of the City of St. Cloud, whose subject matter is City Marina Maintenance Dredging, providing for the award thereof to Waterfront Property Services, LLC d/b/a Gator Dredging, and providing an effective date.
COST: up to \$224,600.00
- B. Resolution No. 2019-028R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to enter into a software services agreement with OpenGov, Inc. for the purpose of providing cloud-based public sector software and support services.
COST: up to \$154,140.00
- C. Resolution No. 2019-035R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to submit an application to the Florida Department of State Bureau of Historic Preservation to participate in the Certified Local Government program.
COST: No cost associated with this item.

Council Member Trace stated he would like to ensure that the City's historical projects coordinate with the Historical Society and other groups.

- D. Resolution No. 2019-036R, 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. 2019-037R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to accept three (3) special warranty deeds from Tohoqua Community Development District to have and to hold for all uses traditionally made of special warranty deeds.

COST: No cost associated with this item.

Council Member Trace stated he was a non-paid member of the Toho CDD and had a voting conflict.

Deputy Mayor Matheny stated she would like to see the roads stay with the CDD due to cost of maintenance. She also inquired if a special truck would be needed to service the alleys.

Dianna Rawleigh, Public Services Administrator, reviewed the maintenance of the alleys. She stated one truck was available, but would need to purchase additional if more of the same type of community was built.

Jo Thacker, 515 Bryan Street, stated that Council had agreed to maintain the roads, lift station and alleys upon annexation.

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

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski, motion carried. (Vote 4-0) Council Member Trace abstained due to conflict. (Exhibit "A")

- F. Resolution No. 2019-039R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to enter into Amendment #1 to the Letter of Agreement between the City of St. Cloud and the Tohopekaliga Water Authority relating to Wastewater for the Cyrils Road Project and providing an effective date.

COST: No cost associated with this item.

Hughette Crumpler, 300 Michigan Avenue, requested further information as to why the water increased, but no cost associated.

Dianna Rawleigh, Public Services Administrator, stated interconnect with Toho Water Authority was part of the master plan that would increase over time. They are paying the City to treat their wastewater.

- G. Resolution No. 2019-040R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to enter into a third addendum to and extension of the agreement dated December 10, 2015 between the City of St. Cloud and Treecycle Land Clearing, Inc., whose subject matter is Mulching & Disposal Services for Vegetative Waste, and providing an effective date.

COST: up to \$276,000.00

- H. Resolution No. 2019-041R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the waiver of formal bidding requirements and utilizing City of West Palm Beach, Florida Invitation to Bid No. 16-17-119, previously advertised for bid by

City of West Palm Beach, Florida, which is reasonable and otherwise in the best interest of the City of St. Cloud, whose subject matter is Public Utilities Supplemental Workforce, providing for the award thereof to U.S. Water Services Corporation, and providing an effective date.

COST: up to \$460,000.00

Hughette Crumpler, 300 Michigan Avenue, stated the cost was large and asked exactly how the money would be used. She also requested to whom do the consultants report to.

Dianna Rawleigh, Public Services Administrator, stated there was a staff shortage issue with the water division. Due to the fact this was not in the approved manning table, it needed to go through the budget process and approved by Council. The two firms report to an acting superintendent that in turn, reports to Kevin Felblinger, Deputy Public Services Administrator.

Council discussion followed regarding hiring a qualified person for the three plants.

- I. Resolution No. 2019-042R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the City Manager or his designee to negotiate and enter into a lease/purchase agreement with Leasing 2, Inc. for one (1) Vac-Con V311HN/1000 Vacuum Truck with Freightliner Chassis with options, available through the Florida Sheriffs Contract No. FSA18-VEH16.0, Specification #53, and the award thereof to Southern Sewer Equipment Sales and Service, Inc., and providing an effective date.

COST: up to \$77,455.53 per year

- J. Resolution No. 2019-044R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to enter into a first addendum to and extension of the agreement dated March 8, 2018, between the City of St. Cloud and C & W Global, Inc. whose subject matter is Supplemental Hauling of Municipal Solid Waste, and providing an effective date.

COST: up to \$64,000.00

- K. Resolution No. 2019-047R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to execute the Termination and Release of Easement Agreement for STOPR Well Site 24 and providing an effective date.

COST: There is no cost associated with this item.

- L. Resolution No. 2019-048R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the purchase of two (2) 2019 Ford F-250 XLT Crew Cab trucks with options, one (1) 2019 Ford F-250 $\frac{3}{4}$ ton Extended Cab truck with options, and one (1) 2019 Ford F-150 XL Crew Cab truck with options, available through Florida Sheriffs Association Contract No. FSA18-VEH26.0, and the award thereof to Duval Ford, LLC, and providing an effective date.

COST: up to \$119,428.00

- M. Resolution No. 2019-050R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the purchase of one (1) Elgin Whirlwind Vacuum Sweeper, with options, available through the Florida Sheriffs Association Contract No. FSA18-VEH16.0, Specification No. 57, and the award thereof to Environmental Products of Florida Corporation, and providing an effective date.

COST: up to \$246,965.00

N. Resolution No. 2019-051R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the purchase of one (1) Caterpillar 279D Compact Track Loader, with options, available through the Florida Sheriffs Association Contract No. FSA18-VEH16.0, Specification No. 31, and the award thereof to Ring Power Corporation, and providing an effective date.

COST: up to \$70,219.00

O. Resolution No. 2019-053R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to enter into a third addendum to and extension of the agreement dated September 12, 2013, between the City of St. Cloud and Amscot Corporation for payment processing services, and providing an effective date.

COST: No cost associated with this item.

Council Member Trace made a motion to approve consent agenda items A through D and items F through. Council Member 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.

P. Request City Council's approval of a Conceptual Master Plan for the Galleria at Canoe Creek mixed use project.

Council Member Cooper requested an update on the Galleria project and stated his concern that the property was in a stalemate.

City Attorney Mantzaris reviewed and stated this was the final step. The applicant had not renewed the contract, but advised on holding the deposit with the intent on resurrecting the project. Mr. Mantzaris stated the next step would be to hold a Stevens Plantation DSD meeting with the Board to discuss the future marketing of the property that is no longer under contract.

Scott Banta, 97 Hickory Tree Road, Longwood, stated this was the final process and was still working on finances.

Hughette Crumpler, 300 Michigan Avenue, shared concerns regarding the request for several extensions.

Deputy Mayor Matheny made a motion to deny Item P. Council Member Cooper seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski, motion was denied. (Vote 2-3) Council Members Trace and Askew and Mayor Blackwell voted, nay.

Council Member Trace made a motion to approve Item P. Council Member Askew seconded the motion.

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

VIII. Public Hearings

1. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2019-04**, an ordinance of the City Council of the City of St. Cloud, Florida, repealing the

Infrastructure Element of the Comprehensive Plan; providing for filing of the Planning Commission recommendation and proof of publication, applicability and effect, severability, conflict, copies on file, and effective date (Above is full title) (Final Public Hearing will be heard on April 11, 2019) **ACTION ON ORDINANCE NO. 2019-04**

This Item was pulled.

2. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2019-05**, an ordinance of the City Council of the City of St. Cloud, Florida, adopting the Stormwater Management Element of the Comprehensive Plan; providing for filing of the Planning Commission recommendation and proof of publication, applicability and effect, severability, conflict, copies on file, and effective date (Above is full title) (Final Public Hearing will be heard on April 11, 2019) **ACTION ON ORDINANCE NO. 2019-05**

This Item was pulled.

3. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2019-06**, an ordinance of the City Council of the City of St. Cloud, Florida, adopting the Natural Groundwater Aquifer Recharge Element of the Comprehensive Plan; providing for filing of the Planning Commission recommendation and proof of publication, applicability and effect, severability, conflict, copies on file, and effective date (Above is full title) (Final Public Hearing will be heard on April 11, 2019) **ACTION ON ORDINANCE NO. 2019-06**

This Item was pulled.

4. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2019-07**, an ordinance of the City Council of the City of St. Cloud, Florida, adopting the Potable Water Element of the Comprehensive Plan; providing for filing of the Planning Commission recommendation and proof of publication, applicability and effect, severability, conflict, copies on file, and effective date (Above is full title) (Final Public Hearing will be heard on April 11, 2019) **ACTION ON ORDINANCE NO. 2019-07**

This Item was pulled.

5. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2019-08**, an ordinance of the City Council of the City of St. Cloud, Florida, adopting the Sanitary Sewer Element of the Comprehensive Plan; providing for filing of the Planning Commission recommendation and proof of publication, applicability and effect, severability, conflict, copies on file, and effective date (Above is full title) (Final Public Hearing will be heard on April 11, 2019) **ACTION ON ORDINANCE NO. 2019-08**

This Item was pulled.

6. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2019-09**, an ordinance of the City Council of the City of St. Cloud, Florida, adopting the Solid Waste Element of the Comprehensive Plan; providing for filing of the Planning Commission recommendation and proof of publication, applicability and effect, severability, conflict, copies on file, and effective date (Above is full title) (Final Public Hearing will be heard on April 11, 2019) **ACTION ON ORDINANCE NO. 2019-09**

This Item was pulled.

7. **RESOLUTION NO. 2019-024R**, a resolution of the City Council of the City of St. Cloud, Florida, granting a six month extension of a conditional use granted by Resolution 2018-03R for a "Place of Worship" at 3720 5th Street, St. Cloud, Florida, as described in the body of this resolution. (Above is full title) **ACTION ON RESOLUTION NO. 2019-024R**

Ivy De La Cruz, Deputy City Clerk, read Resolution No. 2019-024R into the record by title.

Andre Anderson, Planning & Zoning Director stated this item would be considered as a Council Action.

Christopher Mills, Principal Planner, reviewed the proposed resolution.

Mayor Blackwell announced the proposed resolution.

Jaheeb Mohammed, 2628 Belmoral Court, Kissimmee, requested a six month extension due to a reconstruction of the property.

Deputy Mayor Matheny made a motion to approve Resolution No. 2019-024R. Council Member 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. 2019-038R, a resolution of the City Council of the City of St. Cloud, Florida, approving a Water & Wastewater Service Agreement from WWRH Osceola 3, LLC. for the commercial development named The Green Solution, located in the unincorporated area of Osceola County on the north side of U.S. Hwy. 192, south of the Florida Turnpike, west of Simmons Rd., and east of Partin Settlement Rd.; authorizing the City Manager to execute the agreement; and providing an effective date.

Ivy De La Cruz, Deputy City Clerk, read Resolution No. 2019-038R into the record by title.

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

Mayor Blackwell announced the proposed resolution.

Murray Bullion, KPM Franklin, 1368 E Vine Street, stated he was available for questions.

Council Member Askew made a motion to approve Resolution No. 2019-038R. Deputy Mayor 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. 2019-052R, a resolution of the City Council of the City of St. Cloud, Florida, approving the draft Interlocal Agreement of Cooperation between Osceola County and the City of St. Cloud, Florida, herein after known as the Community Development Block Grant (CDBG) 901 Virginia Avenue Park Project, authorizing the City Manager to execute the agreement and providing for an effective date.

Ivy De La Cruz, Deputy City Clerk, read Resolution No. 2019-052R into the record by title.

Charlene Kuhn, Grants Administrator, reviewed the proposed resolution.

Mayor Blackwell announced the proposed resolution.

Hughette Crumpler, 300 Michigan Avenue, asked for verification that previous conditions had been met.

Deputy Mayor Matheny made a motion to approve Resolution No. 2019-052R with provisions. Council Member 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.

3. Discussion and possible action regarding site plan at 901 Virginia Ave.

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

Stephanie Holtkamp, Parks & Recreation Director, reviewed the site plan with requested additions, including fencing, trees and lighting. She also reviewed the onsite parking from Osceola Engineering.

Deputy Mayor Matheny made a motion to approve with revisions and perpendicular parking. Council Member Askew seconded the motion.

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

4. Discussion and possible action regarding the South Lake Avenue Road Vacation.

Ivy De La Cruz, Deputy City Clerk, read Council Action #4.

City Attorney Mantzaris reviewed this action and suggested the City consider participating in the joint petition with the County to vacate this road.

Andre Anderson, Planning & Zoning Director, stated this would create a future access to Chisholm Park.

Mayor Blackwell announced the proposed resolution.

Hughette Crumpler, 300 Michigan Avenue, stated her opposition to this action.

After Council discussion, City Attorney Mantzaris clarified to Council this property was not the City's to vacate.

Deputy Mayor Matheny made a motion to deny this action. 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. Discussion and possible action regarding appointments to committees with vacancies and expiring terms.

Ivy De La Cruz, Deputy City Clerk, read Council Action #5.

The following nominations were made for the following committees:

Tree Advisory

Seat # 4 – Marc Micale	Council Member Askew
Seat #5 – Tamron Fernandez	Council Member Trace
Alt #1 – Phyllis Fredland	Mayor Blackwell
Alt #2 – Christopher Bailey	Deputy Mayor Matheny

Council Member Trace made a motion to approve the appointments to the Tree Advisory Committee. Council Member Askew seconded the motion.

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

Parks & Recreation

Seat # 4 – Susan Vitelli Council Member Askew
Seat #5 – Bobbie Bryant Council Member Trace
Alt #1 – Leroy Jarvis Council Member Cooper
Alt #2 – Dan Hartwick Deputy Mayor Matheny

Council Member Trace made a motion to approve the appointments to the Parks & Recreation Committee. Council Member Askew seconded the motion.

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

Finance

Seat # 4 – Orlando Gonzalez Council Member Askew.
Seat #5 – Jeremy Brown was appointed at a previous meeting.

Council Member Askew made a motion to approve the appointments to the Finance Committee. 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)

Economic Development

Seat # 4 – Karl Theobald Council Member Askew
Seat #5 – William Underly Council Member Trace
Seat #7 – Jason Whitfield Deputy Mayor Matheny

Council Member Cooper made a motion to approve the appointments to the Economic Development Committee. Council Member Askew seconded the motion.

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

Planning Commission

Seat # 2 – Jason Whitfield Deputy Mayor Matheny
Seat #4 – Jeff Rivera Council Member Askew
Seat #5 - Brandon Whaley Council Member Trace
Alt #2 – Carmelo Oquendo Deputy Mayor Matheny

Mayor Blackwell made a motion to approve the appointments to the Planning Commission. 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)

Zoning Board of Adjustment

Seat # 4 – Megan Marshall Council Member Askew
Seat #5 – Christopher Baily Council Member Trace
Seat #6 – Dan Hartwick Council Member Cooper

Seat # 7 – Vacant

Council Member Trace made a motion to approve the appointments to the Zoning Board of Adjustments. 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 Mantzaris stated he had nothing at this time.

XI. City Manager

Acting City Manager, Veronica Miller provided an update on the hiring of seven (7) new firefighter/EMT, the hiring Patrick O'Connor as the interim Finance Director and an update on downtown project/string lights

XII. Mayor and Council Members

Council Member Cooper requested an update on the power plant, the Food Pantry and the lights for Crabby Bills. Ms. Miller stated a workshop with OUC had been planned for direction regarding the power plant. She stated she would need to get back with him regarding the Food Pantry.

Stephanie Holtkamp, Parks & Recreation Director, stated they had a lighting study by OUC in the works.

Deputy Mayor Matheny discussed structural bollards for the downtown area.

Council Member Trace suggested a trip to Tallahassee prior to the O.L.E. trip on March 6, 2019.

Acting City Manager Miller asked if Council would like to cancel the March 28, 2019 Council Meeting. Council consensus was to add the March 28th cancellation to the agenda on the February 28, 2019 Council Meeting.

Council Member Askew stated he had nothing at this time.

Mayor Blackwell presented letters of appreciation from the Education Foundation and from teacher/student support. The Mayor expressed condolences to the City Manager and his Family.

XIII. Information Section and Report Section

Mayor Blackwell read the following:

- Friday, February 15, 2019 - Silver Spurs Rodeo 75th Anniversary Parade - 10:00 a.m. @ Downtown St. Cloud
- Thursday, February 28, 2019 - City Council Meeting - 6:30 p.m. @ City Hall, Council Chambers

Reports:

- Warrant List #6
- Finance Committee Minutes - October 23, 2018
- Recreation Advisory Committee Minutes - October 24, 2018

XIV. Adjournment: 8:36 p.m.

Mayor Nathan Blackwell

ATTEST: City Clerk, Linda P. Jaworski

Minutes Approved: _____