

ST. CLOUD CITY COUNCIL REGULAR MEETING
Thursday, April 25, 2019
City Hall - Council Chambers
1300 9th Street
Minutes

- I. Mayor Blackwell called the meeting to order at 6:30 p.m.
- II. Invocation given by David Nigh from Christ Our Savior Fellowship Church
- III. Pledge of Allegiance
- IV. Roll Call
 - ◆ Mayor Nathan Blackwell Acting City Manager, Andre Anderson
 - ◆ Deputy Mayor Linette Matheny City Attorney, Daniel Mantzaris
 - ◆ Council Member Chuck Cooper Deputy City Clerk, Ivy De La Cruz
 - ◆ Council Member Dave Askew Executive Admin Asst., Claudia Klockars
 - ◆ Council Member Keith Trace Members of the Press

All members present.

V. Presentations

- Proclamation in recognition of Economic Development Week

Mayor Blackwell presented David Rodriguez, Christina Martinez, Belinda Kierkegaard and Rafael Pratts with a proclamation in recognition of Economic Development Week.

- Proclamation in recognition of National Alcohol Awareness Month

Mayor Blackwell presented Tom Griffin with a proclamation in recognition of National Alcohol Awareness Month.

- Proclamation in recognition of National Day of Prayer

Mayor Blackwell presented Randy Law with a proclamation in recognition of National Day of Prayer.

- Proclamation in recognition of National Water Safety Month

Mayor Blackwell presented Beth Walters and Randy Dunton with a proclamation in recognition of Water Safety Month.

- Presentation by Osceola County regarding Penny Sales Tax

Deputy County Manager Beth Knight and County Commissioner Cheryl Grieb provided a presentation regarding the Penny Sales Tax.

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.

The following people spoke in opposition of the sign code change:

Karen Watson, Academy for Kids Preschool, 2375 Canoe Creek Road

Fernando Holmes, Century 21 Real Estate, 4601 Neptune Road

Marilyn Vasquez, General Manager – Mega Pawn, 924 13th Street

Lynn Carpenter, St. Cloud Printing, 2432 13th Street

Carlos Marrero, St. Cloud Jewelers, Council Member Askew spoke on behalf of Mr. Marrero and said he was concerned about his two signs

Adam Wagner, 10th Street Produce

Frank Perez, 1706 Irlo Bronson Memorial Highway said the City does not want to permit a flagpole at his business. He stated he wants a 10' flagpole that says the business is open called a feather flag and is an addition piece of advertising per the City Manager.

Andre Anderson, Planning Director, stated he would meet with Mr. Perez.

Council Member Matheny asked the City Attorney Mantzaris if you have a pole sign presently when does it have to be replaced and the City Attorney responded if it is destroyed more than 50%.

The City Attorney said the only portion of the new code that did not allow for non-conforming are the illuminated lights, per code, section 11, 3.19.6. when Council adopted the new ordinance every other sign has a non-conforming eligibility and only signs that were not grandfathered in or specifically excluded from this are the illuminated signs.

Mayor Blackwell said he would like to see the matter reconsidered and noted those businesses that have signs and met the code requirements at the time they were put up should be grandfathered in.

Deputy Mayor Matheny said they are grandfathered in until they no longer can be repaired.

City Attorney Mantzaris said in the new code two of the signs brought up this evening are the EVM signs and the code did not prohibit these signs moving forward. The EVM signs have the right to remain, they just have to adjust how they are used to comply with the code. The second issue brought up this evening was the illuminated, incandescent tubing, LED lights or any other lights when used to outline roof, edges, doors and windows of similar areas for the purpose of design, display, except for lighting displays in residential zoning districts between the months of October and January. This type of lighting that meets this definition above, were prohibited by the recent change to the code. The code also included language that gave these individuals/companies/businesses 90-days to remove them. After the 90 days they would not have a non-conforming status. Every other sign already has a non-conforming status.

Council Member Askew asked if we could revisit the sign code where issues are already surfacing with businesses.

Andre Anderson, said staff can develop a compromise where they can set up a provision where lighting is uniform lighting and not multicolored and that it accentuates the architectural elements of the building without random lights all over the building.

Council Member Trace said there are lights that are inviting to businesses and some that are not as Mr. Wagner noted. He thought lumen requirements were added in the code change.

Council consensus was to revisit the lighting portion of the code change with the understanding it will be looked at with pending legislation as a reason for Code Enforcement not to enforce these portions of the code until Council makes a final decision.

City Attorney Mantzaris said the City will be operating on the fact that new businesses cannot put in lights and suggested it would be a good public announcement.

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.

Acting City Manager Anderson requested to pull item A to bring back to the next Council Meeting and pull item J from the consent agenda.

Council Member Cooper requested to pull items B, I and H from the consent agenda to discuss.

A. Resolution No. 2019-074R, a resolution of the City Council of the City of St. Cloud, Florida, amending the official staffing table for the purpose of adding one (1) Treatment Plant Operator A-C, One (1) Lead Treatment Plant Operator.
COST: up to \$14,136.55

B. Resolution No. 2019-088R, a resolution of the City Council of St. Cloud, Florida, authorizing and directing the Mayor to execute the Joint Participation Agreement between the City of St. Cloud and Osceola County regarding monitoring, authorizing the City Manager to approve change orders and providing for an effective date.
COST: Not to exceed \$ 6,000 annually (St. Cloud's 12% Cost Sharing Responsibility)

Council Member Cooper asked for details on this item.

Acting City Manager Anderson requested Kevin Felblinger, Deputy Public Services Administrator to approach the podium.

Kevin Felblinger, Deputy Public Services Administrator, explained that Lake Toho is currently on the TMDL list which is the Total Maximum Daily Load List which is there for an imbalance of flora and fauna the State of Florida monitoring. It is a way for cities, counties and everyone that contributes to this lake to be able to work together to meet the requirements of the state.

C. Resolution No. 2019-090R, a resolution of the City Council of the City of St. Cloud, Florida repealing and replacing Resolution No. 2019-042R, and authorizing the

purchase of one (1) Vac-Con V311HN/1000 Vacuum Truck with Freightliner Chassis with options, available through the Florida Sheriff's 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 \$348,416.70

- D. Resolution No. 2019-091R, 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. 2019-015, to Huffman Inc. dba NuWave Concrete, whose subject matter is ADA Sidewalk Upgrades, establishing a contingency, authorizing the City Manager to approve change orders without increasing the approved budget, and providing an effective date.

COST: up to \$146,196.60

- E. Resolution No. 2019-092R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the utilization of Florida Sheriff's Association Contract No. 15/17/07-0220, Addendum 2, whose subject matter is Tires & Related Services, providing for the award thereof to multiple vendors, and providing an effective date.

COST: This contract will be utilized by various City departments for the purchase of tires & related services on an as-needed basis from various approved and budgeted expenditure accounts.

- F. Resolution No. 2019-093R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the purchase of Law Enforcement, Security, Facilities Management, Fire, Rescue, Clothing, Marine Craft and Emergency/Disaster Response supplies, available through the GSA Schedule 84 Contract No. GS-07F-0157M, and the award thereof to Galls, LLC, and providing an effective date.

COST: This contract will be utilized by the Fire Department for the purchase of uniforms and safety equipment on an as-needed basis from various approved and budgeted expenditure accounts.

- G. Resolution No. 2019-094R, 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.

Acting City Manager Anderson noted this was a vehicle which was totaled and City would be receiving \$15,000-\$20,000 for the settlement.

- H. Resolution No. 2019-095R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to enter into a task authorization to the Continuing Contract and Agreement for Professional Engineering Services with Jones Edmunds & Associates, Inc. dated October 4, 2017, and any amendments thereto, for 17th Street Sidewalk Design, and providing an effective date.

COST: up to \$89,526.00

Council Member Cooper requested an update on drainage/sidewalk.

Kevin Felblinger, Public Services Deputy Administrator, stated it was for the city to pay for the final design of the project. He said it would be between 18-24/months before we could count on grants for the project.

- I. Resolution No. 2019-096R, a resolution of the City Council of the City of St. Cloud, Florida, related to the Backyard Chicken Keeping Pilot Program adopted by Ordinance 2016-36, extending the program to August 31, 2019 and providing an effective date.

COST: No cost associated with this item.

Mr. Anderson explained to Council Member Cooper what took place during the Pilot Program, and requested an extension so we knew where we proceed from here.

- J. Resolution No. 2019-097R, a resolution of the City Council of the City of St. Cloud, Florida, approving an agreement with Education Alliance, LLC d/b/a Information Matrix, for the production of a digital marketing program for email and social media delivery at a cost of \$27,000.00 and authorizing the Mayor to execute the agreement and providing for an effective date.

COST: up to \$27,000.00

Mayor Blackwell asked if anyone would like to speak to any of the items on the consent agenda with no response from the audience.

Council Member Askew made a motion to approve the consent agenda minus items A and J. Council Member Matheny seconded the motion. Mayor Blackwell called for roll call. After roll call by Acting City Clerk, Ivy De La Cruz, Motion carried. (Vote 4 – 1) Council Member Cooper voted nay.

VIII. Public Hearings

1. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2019-10**, an ordinance of the City Council of the City of St. Cloud, Florida, amending Ordinance No. 2005-62, an ordinance which assigned a zoning district of PUD, Planned Unit Development to the Commerce Center Business Park located west of Commerce Center Drive, west of its intersection with Old Canoe Creek Rd, and described further herein; providing for approval of the amendment to the preliminary/final master plan; providing for filing of the Planning Commission recommendation and proof of publication, severability, conflicts and effective date (Above is full title) **ACTION ON ORDINANCE NO. 2019-10**

Claudia Klockars, Executive Administrative Assistant, read the first reading for Ordinance No. 2019-10 into the record by title.

Leigh Anne Wachter, Principal Planner reviewed the proposed Ordinance.

Deputy Mayor Matheny asked if these were proposed storage units and applicant said no it was a combination of retail and industrial trades. Ms. Matheny asked if this project would include metal buildings.

Ms. Wachter said this PUD is required to meet the code requirement for the non-residential architectural standards.

Mayor Blackwell announced the final public hearing for Ordinance No. 2019-10 with no response from the audience.

Council Member Trace made a motion to adopt Ordinance 2019-10. Council Member Askew seconded the motion.

Mayor Blackwell called for roll call. After roll call by Deputy City Clerk, Ivy De La Cruz, Motion carried. (Vote 5 – 0)

Comments from Mayor Blackwell regarding Center Lake Ranch Project

Mayor Blackwell noted items 1-7 are related to the Center Lake Project and asked that items be read all at the same time.

Staff will make the presentation on all six items and then the applicant will be given the opportunity to make a presentation.

After staff, the applicant will be given the opportunity to answer questions for Council then discussion will be opened up for the public to comment on all six items.

After the public comment portion is completed the applicant will be given the opportunity to respond to answer any additional questions and after that the public comment portion will be closed and the six items will be discussed and considered by Council on each item individually.

Mayor Blackwell said for Council’s consideration, the items will be considered and voted upon as they are read in the following order:

- Council Action item #3 **1**
- Public Hearing #2 **2**
- Public Hearing #3 **3**
- Public Hearing # 4 **4**
- Council Action #4 **5**
- Council Action # 1 **6**

2. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2019-12**, an ordinance of the City Council of the City of St. Cloud, Florida, to annex into the City of St. Cloud approximately 2,020.35 acres identified as Center Lake Ranch, located east of Narcoossee Road, west of Nova Road, south of Jones Road and north of E. Irlo Bronson Memorial Highway; in accordance with the voluntary annexation provisions of Chapter 171.044, Florida Statutes (Above is full title) **ACTION ON ORDINANCE NO. 2019-12**

Claudia Klockars, Executive Administrative Assistant, read the first reading for Ordinance No. 2019-12 into the record by title.

Leigh Anne Wachter, Principal Planner, reviewed the proposed Ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2019-12.

Jimmy Caruso, applicant for Center Lake Ranch Project, noted they have had numerous meetings with staff and residents and felt they have addressed most of the concerns. He was present this evening to ask for City Council approval.

Ms. Hathaway, Polis & Bennett, legal counsel, briefly explained the project and was present to answer technical questions and requested City Council to approve their six applications.

The following spoke in opposition of the project:

Marco Milakovich, 5060 Harkley Runyan Road

Robin McGuire, 5250 Starline Drive 5acre (no) (Robin wants a burm where no fence)

Debbie Brown, 5300 Starline Drive, SC (5150 Starline -take it out)

Victor Brown, 5300 Starline Drive

Betty Damke, 4776 Hidden Heights. Trail, (no apartments)

Mickey Hopper, 43 Montana Ave (no apartments)

Todd Stought, 5030 Harkley Runyan Road, Against tire center directly across the street
Requesting burm no-commercial across street

Sandy Simone, 5465 Hansom Road, (no multi-use trail behind property) (burm-no roof tops)
(300 linear feet of burm and trees) Asking for burming

Mike Burzotta, 4910 East Lake Drive, No apartments ,wants townhomes and single family

Frank Statler, 103 Edgewater Drive, No annexation, taxes, impact on St Cloud

Tabitha Rubin, 2650 Missouri Ave, plans for a High School?

Eric Crawford, 6509 Well Court South, schools and additional traffic on roads

The following spoke in support of the project:

Robert Dalton, 1135 Sun Light Court

Ms. Hathaway, Legal Counsel for Center Lake Project, briefly addressed some of the comments and concerns from the surrounding residents.

Council Member Trace made a motion to adopt Ordinance 2019-12. Council Member Askew seconded the motion.

Mayor Blackwell called for roll call. After roll call by Deputy City Clerk, Ivy De La Cruz, Motion carried. (Vote 3 - 2) Deputy Mayor Matheny and Council Member Cooper voted nay.

- 3. FINAL PUBLIC HEARING FOR ORDINANCE NO. 2019-13**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Future Land Use designation of "Mixed Use" to approximately 2,020.35 acres identified as Center Lake Ranch, located east of Narcoossee Road, west of Nova Road, south of Jones Road and north of E. Irlo Bronson Memorial Highway; 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, conflict, copies on file, and effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2019-13**

Claudia Klockars, Executive Administrative Assistant, read the final public hearing for Ordinance No. 2019-13 into the record by title.

Leigh Anne Wachter, Principal Planner, reviewed the proposed Ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2019-13 with no response.

Council Member Askew made a motion to adopt Ordinance 2019-13. Council Member Trace seconded the motion.

Mayor Blackwell called for roll call. After roll call by Deputy City Clerk, Ivy De La Cruz, Motion carried. (Vote 3 – 2) Deputy Mayor Matheny and Council Member Cooper voted nay.

4. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2019-14**, 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. 2019-13, for approximately 2,020.35 acres identified as Center Lake Ranch, located east of Narcoossee Road, west of Nova Road, south of Jones Road and north of E. Irlo Bronson Memorial Highway; 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. 2019-14**

Claudia Klockars, Executive Administrative Assistant, read the final public hearing for Ordinance No. 2019-14 into the record by title.

Leigh Anne Wachter, Principal Planner reviewed the proposed Ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2019-14 with no response.

Council Member Trace made a motion to adopt Ordinance 2019-14. Council Member Askew seconded the motion.

Mayor Blackwell called for roll call. After roll call by Deputy City Clerk, Ivy De La Cruz, Motion carried. (Vote 3 - 2) Deputy Mayor Matheny and Council Member Askew voted nay.

5. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2019-18**, an ordinance of the City of St. Cloud, amending the City of St. Cloud General Employees’ Retirement System; amending Section 3, Board of Trustees; amending Section 8, Disability; amending Section 16, Miscellaneous Provisions; amending Section 27, Reemployment After Retirement; amending Section 28, Deferred Retirement Option Plan; Providing for Codification; providing for severability of Provisions; repealing all ordinances in conflict herewith and providing an effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2019-18.**

Claudia Klockars, Executive Administrative Assistant, read final public hearing for Ordinance No. 2019-18 into the record by title.

Harvey Bisson, Human Resources Director, reviewed the proposed Ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2019-18 with no response from the audience.

Council Member Cooper made a motion to adopt Ordinance 2019-18. Mayor Blackwell seconded the motion.

Mayor Blackwell called for roll call. After roll call by Deputy City Clerk, Ivy De La Cruz, Motion carried. (Vote 5-0)

6. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2019-19**, an ordinance of the City of St. Cloud, amending the City of Saint Cloud Police Officers' and Firefighters' Retirement System; amending Section 8, Disability; amending Section 17, Miscellaneous Provisions; amending Section 27, Prior Police or Fire Service; amending Section 28, Deferred Retirement Option Plan; amending Section 29, Reemployment After Retirement; amending Section 30, Supplemental Benefit Component for Special Benefits; Chapter 175 and 185 Share Accounts; providing for codification; providing for severability of provisions; Repealing all ordinances in conflict herewith and providing and effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2019-19**.

Claudia Klockars, Executive Administrative Assistant, read the final public hearing for Ordinance No. 2019-19 into the record by title.

Harvey Bisson, Human Resources Director reviewed the proposed Ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2019-19 with no response from the audience.

Council Member Askew made a motion to adopt Ordinance 2019-19. Council Member Cooper seconded the motion.

Mayor Blackwell called for roll call. After roll call by Deputy City Clerk, Ivy De La Cruz, Motion carried. (Vote 5 – 0)

7. **FIRST PUBLIC HEARING AND INTRODUCTION FOR ORDINANCE NO. 2019-27**, an ordinance of the City Council of the City of St. Cloud, Florida, amending the Land Development Code of the City of St. Cloud, Florida to amend Table III-7 "Commercial and Industrial Uses"; Article II, Definitions; Article III, Division 2, Establishment of Districts, District Boundaries on Zoning Map and Restrictions on Land, Water, Building and Structure; Article III, Division 19, Sign Regulations; and Article III, Division 29, Open Space and Recreation district; providing for severability; conflicts; codification; and an effective date (Above is full title)(Final Public Hearing will be heard on May 23, 2019) **ACTION ON ORDINANCE NO. 2019-27**

This item was pulled.

8. **FIRST PUBLIC HEARING AND TRANSMITTAL FOR ORDINANCE NO. 2019-28**, an Ordinance of the City Council of the City of St. Cloud, Florida, assigning a Future Land Use designation of "Park/Open Space" to approximately 127.99 acres identified as Chisholm Park, located at 4700 Chisholm Park Trail; 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 June 13, 2019) **ACTION ON ORDINANCE NO. 2019-28**

This item was pulled.

9. FIRST PUBLIC HEARING AND INTRODUCTION FOR ORDINANCE NO. 2019-29, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Zoning District of “OR” Open Space and Recreation, compatible with a “Park/Open Space” Future Land Use Designation change, adopted by Ordinance No. 2019-28, for approximately 127.99 acres identified as Chisholm Park, located at 4700 Chisholm Park Trail; providing for entering the designation on the Official Zoning Map, 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 June 13, 2019) **ACTION ON ORDINANCE NO. 2019-29**

This item was pulled.

IX. Council Action

1. Resolution No. 2019-061R, a resolution of the City Council of the City of St. Cloud, Florida, approving a request for rescission of the Amended and Restated Center Lake Development of Regional Impact Development Order, consisting of approximately 2,012.05 acres, more or less (“Center Lake DRI Property”); consistent with Section 380.115(1)(b), Florida Statutes; providing for conflict, providing for severability; and providing for an effective date.

Claudia Klockars, Executive Administrative Assistant, read Resolution No. 2019-061R into the record by title.

Leigh Anne Wachter, Principal Planner, reviewed the proposed Resolution.

Mayor Blackwell announced the Resolution No. 2019-061R with no response from the audience.

Council Member Trace made a motion to approve Resolution No. 2019-061R. Council Member Askew seconded the motion.

Mayor Blackwell called for roll call. After roll call by Deputy City Clerk, Ivy De La Cruz, Motion carried. (Vote 3 - 2) Deputy Mayor Matheny and Council Member Cooper voted nay.

2. Resolution No. 2019-075R, 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. 2019-007, to Young’s Communications Co., Inc., whose subject matter is Hickory Tree Road Reclaimed Water Main Extension, establishing a contingency, authorizing the City Manager to approve change orders without increasing the approved budget, and providing an effective date.

Claudia Klockars, Executive Administrative Assistant, read Resolution No. 2019-061R into the record by title.

Mayor Blackwell announced the Resolution No. 2019-075R with no response from the audience.

Council Member Trace made a motion to approve Resolution No. 2019-061R. Deputy Mayor Matheny seconded the motion.

Mayor Blackwell called for roll call. After roll call by Deputy City Clerk, Ivy De La Cruz, Motion carried. (Vote 5 - 0)

3. Resolution No. 2019-089R, a resolution of the City Council of the City of St. Cloud, Florida approving an Annexation and Development Agreement from Center Lake Properties, LLLP, a residential development located in the unincorporated area of Osceola County, east of Narcoossee Road, south of Jones Road, west of Nova Road and north of E. Irlo Bronson Memorial Highway; authorizing the City Manager to execute the agreement; and providing an effective date.

Claudia Klockars, Executive Administrative Assistant, read Resolution No. 2019-089R into the record by title.

Leigh Anne Wachter, Principal Planner, reviewed the proposed Resolution and handed Council the public comments that were received.

Deputy Mayor Matheny thought in reality that the berm starting and stopping will look odd. There needs to be something done about this and she understood Harley Runyon concerns as well. She asked if the plant was a re-pump station.

Kevin Felblinger, Public Services Administrator assured Deputy Mayor Matheny it was just a re-pump station.

Discussion followed to include the berm, re-pump station and density.

Jay Friar, Center Lake Property, said their proposal for the burming is along Starline where their contiguous residential property is and will consist of buffering a totaling of 8' over the existing grade.

Nick Pope, attorney for applicant, 15 North Eola Drive, Orlando, said all they were doing was proving the land for the water plant. The construction, operation and everything else associated with it is the City of St. Cloud. The city can make it look like anything they want. Mr. Pope said he could not speak to intent on the Narcoossee Community Plan and question of multi-family. He read the Narcoossee Plan and there is no prohibition against multi-family in our code. Apartments are part of multi-family and there are provisions in the plan that encourages multi-family.

Council Member Askew said he understood the road part and agreed with it but he's not 100% sure on the Fire Station has to be done at that certain time because just south of it we were looking at another Fire Station. Council Member Trace explained he meant just making the connectivity.

Council Member Askew asked for a timeline or a build line to finish that road off because there was a bridge going across that one area and he noted for the record he met with the Caruso family and developers to discuss things we were looking for.

Council Member Trace wanted to insure the connection between Narcoossee Road and Nova Road happens at a specific point in time because it was critical for the School and Fire Station. He requested actual adjustment he would like made instead of it being constructed by the 2500 building permit the 1900 and 99th building permit being 500 units earlier and approximately a year earlier than what would happen otherwise.

He noted Section 4.1 it allows up to 10% adjustment in particular land uses, plus/minus on this; I want to make this provision to not include multi-family toward the 800 max or the max we come up with is the max and there is not 10% more you can do on top of that.

He noted Section 4.12 and Section 5, there is reference to moving a central park from property that a part of this application on property that was not within this application. He would like that language struck through or removed from this agreement. He does not see the need to have reference to properties that are not a part of this reference in here.

City Attorney Mantzaris advised Council Member Trace if he had issues with regard to the buffering it would be best to be included into the offer as part of the agreement where there is a section on buffering.

Council Member Trace asked what the medium buffer was and Andre Anderson said it is per 100/linear foot, with 25 minimum width, five large trees, four medium small trees, and thirty shrubs for every 100/linear feet using natural vegetation an opaque wall.

Council Member Trace said regarding the lot #19 issue he had a lengthy discussion on the last application and based on what he read in the annexation agreement he was actually a fan of it being part of the application now because it limits it to zero houses on it and increases the amount of restrictions on the property. He said as part of the development they need to bring water in to create a loop; a water line down Starline and as part of the water line they will have to have maintenance path on top of it on any water line. There would already be a stabilized access coming through that property as a part of the waterline. He would like to see increased buffering along Harkley Runyon and would like the developer to tweak some of the buffers noted by residents

Mayor Blackwell asked the applicant if he was in agreement with this.

Mr. Caruso said he would like to hear all of Council's comments and then address them.

Andre Anderson, Planning Director asked Council Member Trace to clarify the 2501 what Section he was referring to Council Member Trace said it was Section 3.5 the Nova connector commitment and changing that number to 1999 and Section 4.1 the change of 10%, cannot change multi-family by the 10%.

Mr. Trace said on back of page 526 is removing a couple Sections in 4.12 and 5 about relocating certain uses to areas outside of the application.

Council Member Trace made a motion to approve Resolution No. 2019-089R. Council Member Askew seconded the motion.

Mayor Blackwell called for roll call. After roll call by Acting City Clerk, Ivy De La Cruz, Motion carried. (Vote 3 - 2) Deputy Mayor Matheny and Council Member Cooper voted nay.

4. Request City Council's approval of a Conceptual Master Plan/Concept Plan for the Center Lake Ranch mixed use project.

Claudia Klockars, Acting Deputy City Clerk, read Council Action item #4 into the record by title.

Leigh Anne Wachter, Principal Planner, reviewed the proposed Conceptual Master Plan/Concept Plan for the Center Lake Ranch mixed use project.

Council Member Trace made a motion to approve with conditions to changes the conceptual master plan, remove gaps in buffer wall along Starline and add medium buffering along Harkley Runyon Road. Council Member Askew seconded the motion.

Mayor Blackwell called for roll call. After roll call by Acting City Clerk, Ivy De La Cruz,

Motion carried. (Vote 3 - 2) Deputy Mayor Matheny and Council Member Cooper voted nay.

X. City Attorney

City Attorney Mantzaris stated he will not be at the next Council Meeting due to a family commitment. Attorney Lindsay Green will be in attendance.

XI. City Manager

Andre Anderson, Acting City Manager stated he had nothing at this time.

XII. Mayor and Council Members

Mayor Blackwell said City Manager Sturgeon wishes to pursue a position in Public Safety in Osceola County. He also said he indicated if he is not selected for the position he will continue to pursue other job opportunities in Public Safety.

Mayor Blackwell stressed the importance of addressing the issue at a Workshop.

Council Consensus was to schedule a tentative Workshop for May 1, 2019 and for staff to bring back options that Council has in the search for a new City Manager.

Mayor Blackwell stated he would like the City Manager to follow up with Human Resources to notify all job applicants on the status of the position they applied for, even if they were not selected.

He thanked all Administrative Assistants for their hard work in honor of Administrative Professional Day.

He requested staff to research the possibility of accepting raw sewage at our facilities and provide an update to Council.

Deputy Mayor Matheny told Ms. Klockars she did a great job reading all the agenda items and told Andre Anderson he did a great job as Acting City Manager.

Council Member Askew requested a presentation from the Education Foundation regarding the Osceola Reads Program at an upcoming meeting.

He would appreciate it if Council would stay open-minded and save the major part of the power plant building when negotiating with OUC.

Council Member Cooper asked for status of the lights on New York Avenue.

Stephanie Holtkamp, Director of Parks and Recreation, stated she e-mailed OUC and told them April 26th was their deadline and they have not responded back. She will follow up with them tomorrow.

Council Member Trace asked about 19 New York Avenue for the CRA. The City Attorney said we are waiting to close. We have documents for the Mayor to sign this evening and it will either close tomorrow or on Monday.

XIII. Information Section and Report Section

Mayor Blackwell read the following:

- Thursday, May 9, 2019 - City Council Meeting - 6:30 p.m. @ City Hall, Council Chambers

Reports:

- Warrant List #10

XIV. Adjournment 11:19pm

Mayor Nathan Blackwell

ATTEST: City Clerk, Linda P. Jaworski

Minutes Approved: _____