

**ST. CLOUD CITY COUNCIL REGULAR MEETING**  
**Thursday, February 13, 2020**  
**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 Jose Sanchez from Family of Life Church
- III. Pledge of Allegiance
- IV. Roll Call
  - ◆ Mayor Nathan Blackwell                      City Manager, William Sturgen
  - ◆ Deputy Mayor Linette Matheny              City Attorney, Daniel Mantzaris
  - ◆ Council Member Chuck Cooper              Linda Jaworski, City Clerk
  - ◆ Council Member Dave Askew                Ivy De La Cruz, Deputy City Clerk
  - ◆ Council Member Keith Trace                Members of the Press

All members were present except for Council Member Cooper who was absent.

- V. Presentations
  - Presentation in recognition of GFOA Award

City Manager, William Sturgeon presented the Finance Team the GFOA Award.

Wendy Collazo, Finance Director, recognized and thanked her team for all the hard work they had done for the City.

Brian Wheeler, Interim Environmental Utilities Director, provided a water and ice pigging update and the black water issue that was unrelated.

Deputy Mayor Matheny requested expediting the process for ice pigging. City Manager Sturgeon stated they were extending the contract and asking for additional funding.

Naseem Ghandour, Public Works Director, provided an update on the Old Canoe Creek Road repair. He stated all 15 storm water pipes had been inspected and staff was finalizing a plan for preventive maintenance.

Joe Silvestris, Fire Chief, provided an update on the two house fires that had occurred over the past weekend.

- 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.

**Christina Montalvo**, 401 Michigan Avenue, thanked the City for the support for the Nicole Montalvo Awareness March and invited everyone to attend on March 21, 2020 at 10:00 a.m.

**Michelle Peters**, 4914 Zion Drive, spoke in reference to the City water and expressed her concern for the water quality.

**Steven Kliner**, 4780 Cypress Forest Lane, spoke in opposition of the ice pigging process since he believed it will not be successful.

Brian Wheeler, Environmental Utilities Director, provided additional information regarding the ice pigging process.

**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.

City Manager Sturgeon pulled Item C to be brought back at a later date.

Council Member Trace pulled Item D for discussion.

A. Resolution No. 2020-009R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to accept a public utility easement from Legacy Land Partners, LLC. & Trilogy Land Holdings, LLC. for Southern Pines Residential Development to have and to hold for all uses traditionally made of a public utility easement.

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

**This item is for a utility easement within the Southern Pines Residential Development.**

B. Resolution No. 2020-010R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to accept a temporary emergency access easement from Legacy Land Partners, LLC. & Trilogy Land Holdings, LLC. for Southern Pines Residential Development to have and to hold for all uses traditionally made of a access easement.

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

**This item is for a temporary access easement for the Southern Pines Residential Development.**

C. Resolution No. 2020-015R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing utilization of State of Florida Alternate Contract Source 43190000-18-NASPO-ACS-1, Public Safety Communication Equipment, Phase 1: Radios, Consoles, Antennas, and Repeaters, which is reasonable and otherwise in the best interest of the City of St. Cloud, for the purchase of Motorola public safety radios, equipment and related services, providing for the award thereof to Motorola Solutions, Inc., and providing an effective date.

**COST:** up to \$113,862.40

**This item is to approve purchase of Motorola public safety radios, equipment and related services, providing for the award thereof to Motorola Solutions, Inc.**

- D. Resolution No. 2020-020R, 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. 2019-197 to Florida Safety Contractors, Inc., whose subject matter is Traffic Signals - Old Canoe Creek Rd. and Nolte Rd., establishing a contingency, authorizing the City Manager to approve change orders without increasing the approved budget, and providing an effective date.  
**COST:** up to \$541,847.98 (includes bid amount \$492,589.07 plus 10% contingency \$49,258.91)  
**This item is for the award of ITB No. 2019-197 Traffic Signals - Old Canoe Creek Rd. and Nolte Rd.**

Council Member Trace stated he would like to see a traffic signal at Deer Creek and requested staff to coordinate with the County for a warrant analysis. He also requested looking to DOT for additional funding for traffic signals.

Council consensus was to ask staff to coordinate with County on a warrant analysis.

- E. Resolution No. 2020-021R, a resolution of the City Council of the City of St. Cloud, Florida, amending rental rates for St. Cloud Parks and Recreation Lakefront Marina Building, and the St. Cloud Community Center and providing an effective date.  
**COST:** No cost associated with this item.  
**This item is to shorten the reservation time from 30 days to 15 days for the Marina Building and shorten the reservation time from 30 days to 7 days for the Community Center.**
- F. Resolution No. 2020-026R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to enter into a second addendum to and extension of the agreement dated March 8, 2018, between the City of St. Cloud and C & W Global, Inc. for Supplemental Hauling of Municipal Solid Waste, and providing an effective date.  
**COST:** up to \$64,000.00  
**This item is to enter into a second addendum to the agreement with C & W Global, Inc., for supplemental hauling of municipal solid waste.**
- G. Resolution No. 2020-027R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the purchase of one (1) Toro Sand Pro 5040 with accessories, and one (1) Toro Groundsmaster 4300-D T4F with accessories, available through State of Florida Contract No. 21100000-15-1 Agriculture and Lawn Equipment, and the award thereof to Wesco Turf, Inc., and providing an effective date.  
**COST:** up to \$80,227.08  
**This item is for the purchase of one (1) Toro Sand Pro 5040 with accessories, and one (1) Toro Groundsmaster 4300-D T4F with accessories.**
- H. Resolution No. 2020-028R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to enter into a first amendment to and extension of the agreement dated February 25, 2019, between the City of St. Cloud and U.S. Water Services Corporation for Public Utilities Supplemental Workforce, and providing an effective date.  
**COST:** up to \$150,000.00  
**This item is used for supplemental staffing at the water plants due to staffing shortage.**

- I. Request Council's approval of a Final Plat for Dover Village.  
**This item is for the approval of a 32-lot final plat of Dover Village.**
- J. Request Council's approval of a Final Plat for Hanover Lakes Phase 3.  
**This item is the approval of the 141-lot replat of Hanover Lakes Phase 3.**
- K. Request Council's approval of a Final Plat for Old Hickory Phases 1 and 2.  
**This item is for the approval of 270-lot final plat for Old Hickory Phases 1 and**

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

Council Member Askew made a motion to approve the Consent Agenda, with consensus on item D. and minus item C, which was pulled. Council Member Trace seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski, motion carried. (Vote 4-0) Council Member Cooper was absent.

### **VIII. Public Hearings**

1. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2019-46**, an ordinance of the City Council of the City of St. Cloud, Florida, to annex into the City of St. Cloud approximately 10.23 acres identified as Preserve at Lakeside, located north of 10th Street, east of Crawford Avenue, and west of Old Hickory Tree Road; in accordance with the voluntary annexation provisions of Chapter 171.044, Florida Statutes. (Above is full title) **ACTION ON ORDINANCE NO. 2019-46 (This is a Quasi-Judicial proceeding)**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2019-46 into the record by title.

Andre Anderson, Community Development Director, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2019-46.

**Steven Kliner**, 4780 Cypress Forest Lane, shared concerns regarding the size of the road for emergency vehicles.

Council Member Trace made a motion to adopt Ordinance No. 2019-46. 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 Cooper was absent.

2. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2019-47**, 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 10.23 acres identified as Preserve at Lakeside, located north of 10th Street, east of Crawford Avenue, and west of Old Hickory Tree 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. 2019-47 (This is a Quasi-Judicial proceeding)**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2019-47 into the record by title.

Andre Anderson, Community Development Director, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2019-47 with no response from the audience.

Council Member Trace made a motion to adopt Ordinance No. 2019-47. 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 Cooper was absent.

3. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2019-48**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a zoning district of “PUD” Planned Unit Development, compatible with the existing "Low Density Residential" Future Land Use designation, for approximately 10.23 acres identified as Preserve at Lakeside, located north of 10th Street, east of Crawford Avenue, and west of Old Hickory Tree 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. 2019-48 (This is a Quasi-Judicial proceeding)**

Ivy De La Cruz, Deputy City Clerk, read the final public hearing for Ordinance No. 2019-48 into the record by title.

Andre Anderson, Community Development Director, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2019-48 with no response from the audience.

Council Member Trace made a motion to adopt Ordinance No. 2019-48 with the stipulation to add a sidewalk to the nearest intersection and maintain trees in the ROW. 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 Cooper was absent.

4. **FINAL PUBLIC HEARING FOR ORDINANCE 2020-08**, 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 II, Division 19, Sign Regulations; Article III, Division 20, Section 20, Temporary or Mobile Vendors; providing for severability, conflicts, codification, and an effective date (above is full title) **ACTION ON ORDINANCE NO. 2020-08**

Ivy De La Cruz, Deputy City Clerk, read Ordinance No. 2020-08 into the record by title.

Andre Anderson, Community Development Director, reviewed the proposed ordinance.

Mayor Blackwell announced the final public hearing for Ordinance No. 2020-08.

**Peter Caporlingua**, 1120 Anne Elisa Circle, Knights of Columbus, Grand Knight, reviewed several fund raisers that helped the community. He requested permission to continue these events, with the proper paperwork, on private property.

Veronica Miller, Deputy City Manager, stated currently the City code would not allow his truck unless Council had revised the code for food vendors. She stated that with direction from Council, staff would be able to address a more permanent solution.

Council Member Askew shared his concerns regarding the word “permanent”.

Andre Anderson, Community Development Director, stated the word “permanent” referred to the location as “permanent” for any food truck vendor.

**Megan Holmberg**, 3500 Harlequin Drive, stated she represented St. Thomas Aquinas and asked for consideration for non-profit vendors annually on the church property.

Council gave City Manager Sturgeon direction was to approve a three month approval for the Knights of Columbus bread truck fund raiser.

Council Member Trace made a motion to adopt Ordinance No. 2020-08 with removal of the change to Article III, Division 20, Section 20, temporary mobile vendors to bring back at a later date and staff to look into updates for that mobile vendor “not for profit”. 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 Cooper was absent.

**IX. Council Action**

1. Request City Council's approval of the Preserve at Lakeside Preliminary Subdivision Plan.

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

Council Member Askew made a motion to approve Council Action 1 with added condition regarding extension of sidewalk and maintenance of trees in the ROW. Council Member Trace seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski, motion carried. (Vote 4-0) Council Member Cooper was absent.

2. Discussion and possible action regarding appointments to boards and committees with vacancies and expiring terms.

Ivy De La Cruz, Deputy City Clerk, read Council Action #2.

The following nominations were made for the following committees:

**Zoning Board of Adjustment**

Seat # 1 – Norma Vazquez	Mayor Blackwell
Seat #2 – David Welty	Deputy Mayor Matheny
Seat #3 – Gary Johndro	Deputy Mayor Matheny
Seat #6 - Nanette Douglas	Council Member Trace
Seat #7 – Jilian Gilmer	At large

Council Member Askew made a motion to approve the nominations for the Zoning Board of Adjustments. Deputy Mayor Matheny seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski, motion carried. (Vote 4-0) Council Member Cooper was absent.

**Planning Commission**

Seat # 1 – Rosa Holloway	Mayor Blackwell
Seat #2 – John Dilullo	Deputy Mayor Matheny
Seat #3 – Maria Carney	Council Member Askew
Alt #1 - Carmelo Oquendo	Mayor Blackwell

Mayor Blackwell made a motion to approve the nominations for the Planning Commission. 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 Cooper was absent.

**Parks & Recreation**

Alt #2 - David Taylor Mayor Blackwell

Mayor Blackwell made a motion to approve David Taylor to Alternate #2 for Parks & Recreation. Council Member Trace seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski, motion carried. (Vote 4-0) Council Member Cooper was absent.

**Tree Advisory**

Alt #1 – Tabitha Rubin Deputy Mayor Matheny  
Alt #2 – David Taylor Council Member Trace

Deputy Mayor Matheny made a motion to approve the nominations for the Tree Advisory. 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 Cooper was absent.

**Historic Preservation**

Seat # 5 – Paula Stark Council Member Askew  
Seat #6 – Toni Jones Deputy Mayor Matheny  
Seat #7 – Richard Keler Council Member Trace  
Alt #1 - Elizabeth Lamug Council Member Trace  
Alt #2 – Jeffrey Gerstenlauer Council Member Askew

Council Member Trace made a motion to approve the nominations for the Historic Preservation. Deputy Mayor Matheny seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski, motion carried. (Vote 4-0) Council Member Cooper was absent.

**Community Redevelopment Committee**

Seat # 7 – Joel Davis Mayor Blackwell

Mayor Blackwell stated that Mr. Davis had an “ethics charge” filed against him and Mr. Davis explained he had paid the fine associated with the claim.

City Attorney Mantzaris reviewed and stated that Mr. Davis had failed to timely file his financial report. He eventually filed and paid the fine, however the ethics board found probable cause as to a woeful and intentional violation of the Statute. He informed Council of a hearing and that the judge had recommended to the Governor that Mr. Davis be removed from his position on the Community Redevelopment Committee. The attorney advised Council of challenges that the Board may encounter in the future if reappointed.

Deputy Mayor Matheny made a motion to reappoint Joel Davis to Seat #7. Mayor Blackwell seconded the motion.

Mayor Blackwell called for roll call. After roll call by City Clerk, Linda Jaworski, motion carried. (Vote 3-1) Council Member Trace voted nay. Council Member Cooper was absent.

City Clerk Jaworski advised Council of an opening on the Economic Development Advisory Committee and due to no applicants they would re-advertise. She also informed Council of a vacancy on the Citizen Advisory Committee with Metro Plan. Both would be brought back to Council at a later date when there are applicants for these.

**X. City Attorney**

City Attorney Mantzaris stated he had nothing at this time.

**XI. City Manager**

City Manager Sturgeon gave an update on the Hotel regarding an engineering design with the elevator. He also updated Council on the commencement of the downtown project which would be delayed until spring of 2021.

**II. Mayor and Council Members**

**Deputy Mayor Matheny** discussed removing Council from the CRA Board and creating a separate CRA Board for recommendations to the Council.

She also requested staff to coordinate utility improvements with the County during road improvement projects. Council consensus was to coordinate.

Deputy Mayor Matheny requested staff to look into the possibility of a public/private partnership with the church on 10<sup>th</sup> Street to build a parking garage on the church property. Council consensus was to look into this project.

**Council Member Askew** stated he had nothing at this time.

**Council Member Trace** requested the status of the City Hall Master Plan.

Andre Anderson, Community Development Director, stated the Master Plan had been put aside, but after discussion with Deputy Mayor the decision was made to “outsource it”. City Manager Sturgeon informed Council of enclosing the atrium to make a single point of entry for security reasons.

Council Member Trace requested Mutter Road to be added as a full access road to the Matrix.

Naseem Ghandour, Public Works Director, reviewed the road and Council discussion followed with a request to have a workshop on Mutter Road.

Council Member Trace requested Council received quarterly updates prior to the Strategic Planning Session. City Manager Sturgeon stated they would be sent out.

**Mayor Blackwell** reminded Citizens to support the upcoming Census and requested further pursuit of how the resin in the water could impact residents.

Brain Wheeler, Environmental Utility Interim Director, reviewed discussions with Orange County and Toho Water Authority that have been in depth water analysis.



City Manager Sturgeon requested direction from Council to engage Mr. Cloud from Gray Robinson regarding the resin. Council consensus was to proceed.

**XIII.** Information Section and Report Section

- Thursday, February 20, 2020 - City Council Strategic Planning Session - 3:00 p.m. @ City Hall, Council Chambers
- Thursday, February 27, 2020 - City Council Meeting - 6:30 p.m. @ City Hall, Council Chambers

Reports:

- Warrant List #6
- Recreation Advisory Committee Meeting Minutes September 2019 - Approved

**XIV.** Adjournment: 8:36 p.m.

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Mayor Nathan Blackwell

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ATTEST: City Clerk, Linda P. Jaworski

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