

ST. CLOUD CITY COUNCIL REGULAR MEETING
Thursday, January 14, 2021
Community Center
3101 17th Street
6:30 p.m.
Agenda

Welcome to our Council meeting. In the interest of time efficiency and ensuring that everyone who wishes to address the Council is given the opportunity to do so, the following will apply to all comments made by the public. Each speaker shall be allotted 3 minutes to address the Council, unless such time is extended by the Mayor or by questions from Council. Groups shall designate a spokesperson to avoid repetition of comments. Every effort will be made to avoid interrupting speakers. Thank you for participating in your City Government.

I. Call to Order

II. Invocation

III. Pledge of Allegiance

IV. Roll Call

- ◆ Mayor Nathan Blackwell
- ◆ Deputy Mayor Keith Trace
- ◆ Council Member Linette Matheny
- ◆ Council Member Chuck Cooper
- ◆ Council Member Dave Askew

V. Presentations

- Presentation regarding water and wastewater update

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.

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.

A. Resolution No. 2021-001R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to accept a public utilities easement from MG3 Osceola, LLC, for the Old Canoe Academy, an institutional development, to have and to hold for all uses traditionally made of a public utilities easement.

COST: No cost associated with this item.

This item is for a utilities easement for the Old Canoe Academy, an institutional development.

- B. Resolution No, 2021-002R, a resolution of the City Council of the City of St. Cloud, Florida, adopting an Investment Policy Statement (IPS) and repealing Resolution 2020-158R, adopted in accordance with Florida Statute 218.415 for adoption of an Investment Policy for administering Ordinance 2001-24 (City Charter Article V Section 2-150) and providing an effective date.
COST: No cost associated with this item
This item is to approve the adoption of the new Investment Policy Statement.
- C. Resolution No. 2021-005R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the utilization of Lee County Florida ITB No. B170265/ANB Alternative Paving Methods, which is reasonable and otherwise in the best interest of the City of St. Cloud, for the services of Alternative Paving Methods, providing for the award thereof to Asphalt Paving Systems, Inc., and providing an effective date.
COST: up to \$1,867,500.00
This item is to approve an agreement with Asphalt Paving Systems, Inc. for Alternative Paving Methods.
- D. Resolution No. 2021-006R, 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. 2020-152, to High Standard Construction, Inc., whose subject matter is Veteran's Memorial Library and Women's Club Remodel, establishing a contingency, authorizing the City Manager to approve change orders without increasing the approved budget, and providing an effective date.
COST: up to \$366,760.21 (includes bid amount \$333,418.38 plus contingency \$33,341.83)
This item is for the award of ITB No. 2020-152 Veteran's Memorial Library and Women's Club Remodel to High Standard Construction, Inc.
- E. Resolution No. 2021-007R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the City Manager to prepare and make payment to Osceola County based on the final report for the total mobility / transportation impact fees collected for Lancaster and Canopy Walk.
COST: up to \$1,553,539
This item is for approval to comply with the joint agreement and make payment to Osceola County on mobility impact fees.
- F. Resolution No. 2021-008R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the utilization of Okaloosa County, Florida, ITB WS 20-19 Gravity Sewer Rehab Project (2019), previously advertised for bid by Okaloosa County, Florida, which is reasonable and otherwise in the best interest of the City of St. Cloud, whose subject matter is Gravity Sewer Rehab Project (2019), providing for the award thereof to American Infrastructure Technologies Corporation, and providing an effective date.
COST: Undetermined at this time as services are provided on an as-needed basis. This contract will be utilized by the Environmental Utilities Department on an as-needed basis from various approved and budgeted expenditure accounts.
This item will approve an agreement with American Infrastructure Technologies Corporation for Gravity Sewer Rehab.
- G. Request Council's approval of a Final Plat for Hanover Lakes Phase 4.

(This item is for the approval of the final plat for Hanover Lakes Phase 4)

- H. Request City Council's approval of the Tohoqua Phase 6 Preliminary Subdivision Plan. **This item is for the approval of a preliminary subdivision plan for 61 single family attached homes within Tohoqua Phase 6**
- I. Minutes: August 13, 2020 / Regular Meeting; September 9, 2020/ Special Budget Meeting; September 10, 2020/ Regular Meeting; September 24, 2020 / Regular Meeting and October 8, 2020

VIII. Public Hearings

1. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2020-27**, an ordinance of the City Council of the City of St. Cloud, Florida, to annex into the City of St. Cloud approximately 3.53 acres identified as Big Sky Storage Development, located east of Big Sky Boulevard, and north of East 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. 2020-27**
2. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2020-28**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Future Land Use designation of "Commercial" to approximately 3.53 acres identified as Big Sky Storage Development, located east of Big Sky Boulevard, and north of East 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, copies on file and effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2020-28. (This is a Quasi-Judicial proceeding.)**
3. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2020-29**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Zoning District of "Highway Business", compatible with a "Commercial" Future Land Use designation change, adopted by Ordinance No. 2020-28, for approximately 3.53 acres identified as Big Sky Storage Development, located east of Big Sky Boulevard, and north of East 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. 2020-29. (This is a Quasi-Judicial proceeding.)**
4. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2020-34**, an ordinance of the City Council of the City of St. Cloud, Florida, rezoning 10.23 ± acres identified as Preserve at Lakeside from "PUD" Planned Unit Development to "R-1B" Single-Family Dwelling, compatible with a "Low Density Residential" Future Land Use designation, located north of East 10th street and east of Whisler Court; 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. 2020-34 (This is a Quasi-Judicial proceeding.)**
5. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2020-24**, an ordinance of the City of St. Cloud, amending the City of St. Cloud Police Officers' and Firefighters' Retirement System; amending Section 26, Military Service prior to employment; providing for codification; providing for sever ability of provisions;

repealing all ordinances in conflict here with and providing an effective date. (Above is full title) (Final Public Hearing will be held January 28, 2021) **ACTION ON ORDINANCE NO. 2020-24**

IX. Council Action

1. Discussion and possible action regarding new City logo and tagline.
2. Discussion and possible action regarding the request for a reduction of Lien for Code Enforcement Case # 2003-645 and # 2015-1279; the property address for this case is 615 Pennsylvania Avenue, St. Cloud, Florida.

X. City Attorney

XI. City Manager

XII. Mayor and Council Members

XIII. Information Section and Report Section

- Monday, January 18, 2021 - City Offices will be closed for the Martin Luther King Day
- Thursday, January 21, 2021 - City Council Workshop - 3:00 p.m. @ Community Center
- Thursday, January 28, 2021 - City Council Meeting - 6:30 p.m. @ Community Center

Reports:

- Warrant List #3

XIV. Adjournment

If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, such person will need a record of the proceedings and that, for such purpose, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based, and which record is not provided by the City of St. Cloud. (FS 286.0105) In accordance with the Americans With Disabilities Act, persons needing assistance to participate in any of these proceedings should contact the Secretary/Clerk of the Committee/Board (listed below), prior to the meeting. (FS 286.26) City Clerk Linda P. Jaworski, 1300 9th Street, St. Cloud, FL. Phone 407-957-7300



MEETING: January 14, 2021

Agenda Item Type: Consent Agenda
Resolution 2021-001R

ENVIRONMENTAL UTILITIES AGENDA ITEM:

Resolution No. 2021-001R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to accept a public utilities easement from MG3 Osceola, LLC, for the Old Canoe Academy, an institutional development, to have and to hold for all uses traditionally made of a public utilities easement.

COST: No cost associated with this item.

This item is for a utilities easement for the Old Canoe Academy, an institutional development.

STRATEGIC PLAN GOAL:

Infrastructure: To provide safe and adequate infrastructure to meet current and future needs.

BACKGROUND INFORMATION:

The easement is located on a parcel of land in a portion of Section 16, Township 26 South, Range 30 east of Osceola County, Florida, on the east side of Old Canoe Creek Rd., to the west of Pine Chase Cir., north of Nolte Rd. and south of King Oak Cir., and is to be used for City of St. Cloud utilities system(s).

REQUEST:

Request approval of the easement

LEGAL AUTHORITY:

Section 7.13.5 of the Land Development Code

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.
Staff recommends **APPROVAL** of this item.

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

Final Action 01/14/21



MEETING: January 14, 2021

Agenda Item Type: Consent Agenda
Resolution 2021-002R

FINANCE AGENDA ITEM:

Resolution No, 2021-002R, a resolution of the City Council of the City of St. Cloud, Florida, adopting an Investment Policy Statement (IPS) and repealing Resolution 2020-158R, adopted in accordance with Florida Statute 218.415 for adoption of an Investment Policy for administering Ordinance 2001-24 (City Charter Article V Section 2-150) and providing an effective date.

COST: No cost associated with this item

This item is to approve the adoption of the new Investment Policy Statement.

STRATEGIC PLAN GOAL:

Financial Sustainability: To meet the short and long-term financial needs of the City of St. Cloud.

BACKGROUND INFORMATION:

In the process of enlisting the assistance of Professional Investment Management Services, a review of our current Investment Policy was done PFM and the suggested changes have been incorporated into the new Investment Policy Statement (IPS) and reviewed and approved by the Finance Director.

REQUEST:

Request City Council's approval to adopt the new IPS, Resolution 2021-002R and repeal and replace Resolution 2020-158R.

LEGAL AUTHORITY:

Florida Statute 218.415 for adoption of an investment policy for administering Ordinance 2001-24(City Charter Article V Section 2-150).

BUDGET AND RECOMMENDATION:

No Cost associated with this request;
Staff recommends approval.

FINANCE DIRECTOR'S COMMENTS:

Finance Director recommends APPROVAL of this item.

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:
Final Action - 01/14/2021



MEETING: January 14, 2021

Agenda Item Type: Consent Agenda
Resolution 2021-005R

PROCUREMENT AGENDA ITEM:

Resolution No. 2021-005R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the utilization of Lee County Florida ITB No. B170265/ANB Alternative Paving Methods, which is reasonable and otherwise in the best interest of the City of St. Cloud, for the services of Alternative Paving Methods, providing for the award thereof to Asphalt Paving Systems, Inc., and providing an effective date.

COST: up to \$1,867,500.00

This item is to approve an agreement with Asphalt Paving Systems, Inc. for Alternative Paving Methods.

STRATEGIC PLAN GOAL:

Public Service: To ensure cost effective service while providing a high level of service to our internal and external customers.

BACKGROUND INFORMATION:

The City's roadway report completed in 2019 by Pavement Management Group (PMG) provided Pavement Condition Index (PCI) scores which classified the current condition of all the City's roadways. These scores were utilized to identify and prioritize the maintenance needs for each roadway. To best utilize the roadway maintenance funds allocated in FY20/21, the Public Works Department requests the use of multiple methods (e.g. Micro Surfacing, Chip Seal) to restore and maintain the identified roadways, verses solely Mill and Overlay or Full Depth Reclamation of each road, to maximize the life-spans of the City's roadway existing pavement systems.

This item was posted in accordance with the Procurement Policy for 10 days from October 14, 2020 to October 27, 2020, with no local response.

REQUEST:

Resolution No. 2021-005R will approve an agreement with Asphalt Paving Methods for Alternative Paving Methods.

LEGAL AUTHORITY:

St. Cloud Procurement Policy Article III, Sec. 4 (E).

BUDGET AND RECOMMENDATION:

Budgeted \$1,867,500.00/Actual Cost up to \$1,867,500.00

Capital Project Fund

ST2101 - \$1,101,000.00

300-9595-541.34-00

ST1901 - \$491,500.00

300-9595-541.34-00

ST2102 - \$180,000.00

300-9595-541.34-00

ST2103 - \$95,000.00

300-9595-541.34-00

Staff recommends **APPROVAL** of this request.

FINANCE DIRECTOR'S COMMENTS:

Funds were approved in the budget and are available in accordance with current policies.

Recommendation of **APPROVAL** of this item.

PROCUREMENT DIRECTOR'S COMMENTS:

Recommends approval.

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

01/14/2021 - Final Action.



MEETING: January 14, 2021

Agenda Item Type: Consent Agenda

PROCUREMENT AGENDA ITEM:

Resolution No. 2021-006R, 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. 2020-152, to High Standard Construction, Inc., whose subject matter is Veteran's Memorial Library and Women's Club Remodel, establishing a contingency, authorizing the City Manager to approve change orders without increasing the approved budget, and providing an effective date.

COST: up to \$366,760.21 (includes bid amount \$333,418.38 plus contingency \$33,341.83)

This item is for the award of ITB No. 2020-152 Veteran's Memorial Library and Women's Club Remodel to High Standard Construction, Inc.

STRATEGIC PLAN GOAL:

Public Service: To ensure cost effective service while providing a high level of service to our internal and external customers.

BACKGROUND INFORMATION:

ITB 2020-152 Veteran's Memorial Library and Women's Club Remodel was advertised on August 11, 2020, with a due date of December 17, 2020. Myvendorlink.com shows that there were 1784 matching vendors and 100 planholders for this ITB.

The deadline for questions was 5:00 pm on December 3, 2020. Three (3) submittals were received from the following companies:

1. Boulevard Contractors Corp.
2. Gomez Construction Company
3. High Standard Construction, Inc.

Boulevard Contractors Corp. was deemed non-responsive.

REQUEST:

Resolution No. 2021-006R will approve an agreement with High Standard Construction, Inc. for the Veteran's Memorial Library and Women's Club Remodel project.

LEGAL AUTHORITY:

St. Cloud Procurement Policy Article III, Sec. 2

BUDGET AND RECOMMENDATION:

Budgeted \$371,334/Actual Cost up to \$366,760.21 (includes bid amount \$333,418.38 plus contingency \$33,341.83)

Capital Projects Fund

300-9595-572.34-00

Project PR1813

Staff recommends **APPROVAL** of this request.

FINANCE DIRECTOR'S COMMENTS:

Budget Transfer from project PR2104 Shuffleboard of \$75,000

PR1813 Balance: \$296,334

PR204 Transfer: \$75,000

PR1813 New Budget Balance: \$371,334

Recommend **APPROVAL** of this item.

PROCUREMENT DIRECTOR'S COMMENTS:

Recommends approval.

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

01/14/2021 - Final Action



MEETING: January 14, 2021

Agenda Item Type: Consent Agenda
Resolution 2021-007R

FINANCE AGENDA ITEM:

Resolution No. 2021-007R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the City Manager to prepare and make payment to Osceola County based on the final report for the total mobility / transportation impact fees collected for Lancaster and Canopy Walk.

COST: up to \$1,553,539

This item is for approval to comply with the joint agreement and make payment to Osceola County on mobility impact fees.

STRATEGIC PLAN GOAL:

Financial Sustainability: To meet the short and long-term financial needs of the City of St. Cloud.

BACKGROUND INFORMATION:

March 14, 2005, Osceola County filed a Petition for Writ of Certiorari, in the Ninth Circuit Court in Osceola County, Case number CI05-0C-562, against the City of St. Cloud challenging the City's Ordinance Number 2004-134, which annexed certain real property into the incorporated limits of St. Cloud; and the Developer is the owner of the approximately 470 acres of certain real property subject to the annexation ordinance, referred to as the "Nova Road Property". As a result of the pending litigation between the County and the City of St. Cloud the Developer encountered delays in bringing their proposed development project forward. The City of St. Cloud and Osceola County entered into the Joint Stipulated Agreement and Motion for Final Judgment. Such outcome was a joint settlement in which the parties agreed and made binding in which The City of St. Cloud agrees to contribute to Osceola County half of the City's transportation impact fees that are actually collected by the City and generated by the Nova Road Property. By way of example and using the projected 728 single family residents that are projected for the property, the total impact fee to the city shall be Two Million Eight Hundred Fifty Eight Thousand Eight Hundred Fifty Six Dollars (\$2,858,856.00). Based thereon, the City shall therefore pay One Million Four Hundred Twenty Nine Thousand Four Hundred Twenty Eight Dollars (\$1,429,428.00). Referencing the agreement entered by and between Osceola County and City of St. Cloud and Nova Road Development LLC, on March 14, 2005 Case number CI05-0C-562, it was determined that the City of St. Cloud was to contribute half of the City's Transportation Impact fees that were actually collected by way of the projected 728 Single Family homes built on the 470 acres area. The City shall pay the amount described herein to County as the City collects transportation impact fees for the project in accordance with the City's transportation impact fee ordinance. Since such agreement the City of St. Cloud has collected \$3,107,077.00 of which \$1,553,539 for 605 lots built which are due and payable to

Osceola County. (pg.2 para.3 of agreement) Such payment will be made once approval is received from the Mobility Impact Fee fund. (Fund 350) The original projection of the development for 728 Single Family Homes has changed and been confirmed to 655 lots; leaving only 50 more lots to complete this development. Moving forward a payment of the continued collected impact fees should be paid to Osceola County on a monthly interval.

REQUEST:

Request City Council's approval to comply with the joint agreement and make payment to Osceola County on mobility impact fees paid per and as agreed in Case CI05-0C-562 effective immediately and in monthly interval until such development is completed.

LEGAL AUTHORITY:

Case CI05-0C-562 .

BUDGET AND RECOMMENDATION:

Actual : \$1,553,539

350-7010-541-81-00

Staff recommends approval.

FINANCE DIRECTOR'S COMMENTS:

Finance Director recommends APPROVAL of this item.

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

Final Action - 01/14/2021



MEETING: January 14, 2021

Agenda Item Type: Consent Agenda
Resolution 2021-008R

PROCUREMENT AGENDA ITEM:

Resolution No. 2021-008R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the utilization of Okaloosa County, Florida, ITB WS 20-19 Gravity Sewer Rehab Project (2019), previously advertised for bid by Okaloosa County, Florida, which is reasonable and otherwise in the best interest of the City of St. Cloud, whose subject matter is Gravity Sewer Rehab Project (2019), providing for the award thereof to American Infrastructure Technologies Corporation, and providing an effective date.

COST: Undetermined at this time as services are provided on an as-needed basis. This contract will be utilized by the Environmental Utilities Department on an as-needed basis from various approved and budgeted expenditure accounts.

This item will approve an agreement with American Infrastructure Technologies Corporation for Gravity Sewer Rehab.

STRATEGIC PLAN GOAL:

Infrastructure: To provide safe and adequate infrastructure to meet current and future needs.

BACKGROUND INFORMATION:

Per Marjorie Craig, Environmental Utilities Director, the City will be utilizing this contract primarily for sanitary sewer (wastewater) lining work. This procedure eliminates costly excavations of roadways and piping by installing a cured in place liner in sanitary sewer mains to renew pipeline integrity and help reduce infiltration and inflow into the wastewater system.

This item was posted in accordance with the Procurement Policy for 10 days from October 8, 2020 to October 21, 2020, with no local response.

REQUEST:

Resolution No. 2021-008R will approve the agreement with American Infrastructure Technologies Corporation for gravity sewer rehab.

LEGAL AUTHORITY:

St. Cloud Procurement Policy Article III, Sec. 4E.

BUDGET AND RECOMMENDATION:

Undetermined at this time as services are provided on an as-needed basis. This contract will be utilized by the Environmental Utilities Department on an as-needed basis from various approved and budgeted expenditure accounts.

Staff recommends **APPROVAL** of this request

FINANCE DIRECTOR'S COMMENTS:

Recommend approval of the contract which will be used on an as-needed basis from various approved and budgeted expenditure accounts.
Recommendation of APPROVAL of this item

PROCUREMENT DIRECTOR'S COMMENTS:

Recommends approval.

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

01/14/2021 - Final Action.



MEETING: January 14, 2021

Agenda Item Type: Consent Agenda

First Public Hearing: January 14, 2021

PLANNING AGENDA ITEM:

Request City Council's approval of the Tohoqua Phase 6 Preliminary Subdivision Plan.

This item is for the approval of a preliminary subdivision plan for 61 single family attached homes within Tohoqua Phase 6

STRATEGIC PLAN GOAL:

Growth Management: To create a vibrant, progressive and diverse community through collaborative planning.

BACKGROUND INFORMATION:

The subject property is generally located south of Neptune Road, west of Florida's Turnpike, and east of Macy Island Road. The property is comprised of approximately 13.93 acres with a future land use designation of Mixed Use and is located within Mixed Use zoning district. The Mixed Use future land use designation allows for a range of 5 to 25 dwelling units per acre. The proposed density is 4.38 units per acre.

REQUEST:

The applicant is requesting approval of a Preliminary Subdivision Plan (PSP) for a 61 single family attached lot residential subdivision on approximately 13.93 acres of land known as Tohoqua Phase 6.

LEGAL AUTHORITY:

Land Development Code Section 5.2.2.F.2 - City Council Review, at its regularly scheduled meeting, the City Council shall review the Preliminary Subdivision Plan. Based on the information generated and the comments made during the development review, the City Council shall approve, disapprove or approve subject to stated conditions. Approval of the Preliminary Subdivision Plan shall authorize review for approval of the Subdivision Construction Plans by the Development Review Committee as outlined in section 5.2.3.

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.

Staff recommends APPROVAL of the Tohoqua Phase 6 Preliminary Subdivision Plan.

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

Final Action - 1/14/2021



MEETING: January 14, 2021

Agenda Item Type: Public Hearings
Ordinance 2020-27

First Public Hearing: December 10, 2020

Second Public Hearing: January 14, 2021

PLANNING AGENDA ITEM:

FINAL PUBLIC HEARING FOR ORDINANCE NO. 2020-27, an ordinance of the City Council of the City of St. Cloud, Florida, to annex into the City of St. Cloud approximately 3.53 acres identified as Big Sky Storage Development, located east of Big Sky Boulevard, and north of East 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. 2020-27**

STRATEGIC PLAN GOAL:

Growth Management: To create a vibrant, progressive and diverse community through collaborative planning.

BACKGROUND INFORMATION:

The subject properties associated with this voluntary annexation are generally located east of Big Sky Boulevard, and North of East Irlo Bronson Memorial Highway. The properties are at the Corner of Big Sky Boulevard, and East Irlo Bronson Memorial Highway.

The properties are comprised of two parcels totaling approximately 3.53 acres within the Joint Planning Area (JPA). They have a Future Land Use Map designation of Commercial (County) and a zoning district of Commercial Tourist "CT" (County). The applicant is requesting annexation into the City of St. Cloud. Concurrently, the applicant is requesting a Future Land Use of Commercial and a Zoning Map Amendment to "HB" Highway Business.

REQUEST:

Applicant is requesting consideration of Annexation of approximately 3.53 acres of land, including any and all adjacent rights-of-way, into the City of St. Cloud.

LEGAL AUTHORITY:

The City Council shall review the recommendation from the Planning Commission and render a decision based on the recommendation and information presented. The Planning Commission recommendation is based on the 16 required findings of Section 3.4.3.C.2.a of the Land Development Code. The applicant's responses to the 16 required findings have been provided as an attachment for the City Council's review.

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.

Staff recommends **APPROVAL** of the request for a Voluntary Annexation for Ordinance No. 2020-27.

The Planning Commission recommended **APPROVAL** of the request for Annexation for Ordinance No. 2020-27 at their meeting on October 20, 2020, with a vote of 4-0.

At the City Council meeting on November 12, 2020 the applicant requested the case be continued. A motion to continue to the December 10, 2020, City Council meeting was made by Council Member Askew. The motion was seconded by Council Member Trace and passed unanimously passed 5-0 with all members voting "Aye".

On December 10, 2020 the City Council discussed the annexation request of the applicant. A motion to approve was made by Deputy Mayor Trace. The motion was seconded by Council Member Matheny and was carried unanimously 5-0 with all members voting "Aye".

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

01/14/2021 - Final Action

12/10/2020 - Motion to approve was made by Deputy Mayor Trace and Seconded by Council Member Matheny. Motion passed, vote 5-0, with all members voting "Aye".

11/12/2020 - Motion to continue to the December 10, 2020 meeting was made by Council Member Askew and Seconded by Council Member Trace. Motion passed, vote 5-0, with all members voting "Aye."



MEETING: January 14, 2021

Agenda Item Type: Public Hearings
Ordinance 2020-28

First Public Hearing: December 10, 2020

Second Public Hearing: January 14, 2021

PLANNING AGENDA ITEM:

FINAL PUBLIC HEARING FOR ORDINANCE NO. 2020-28, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Future Land Use designation of "Commercial" to approximately 3.53 acres identified as Big Sky Storage Development, located east of Big Sky Boulevard, and north of East 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, copies on file and effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2020-28. (This is a Quasi-Judicial proceeding.)**

STRATEGIC PLAN GOAL:

Growth Management: To create a vibrant, progressive and diverse community through collaborative planning.

BACKGROUND INFORMATION:

The subject properties associated with this proposed Future Land Use Map amendment encompasses approximately 3.53 acres that is generally located at the corner of Big Sky Blvd, and East Irlo Bronson Memorial Highway.

Currently, the subject properties abut the city limits along its northern and western property boundaries. The current Future Land Use Map designation for this property is Commercial (County) and the zoning district is "CT" Commercial Tourist (County). The proposed Future Land Use designation and zoning district of the subject properties are Commercial (City) and "HB" Highway Business (City), respectively.

REQUEST:

The applicant is requesting consideration of a Future Land Use Map designation from Commercial (County) to Commercial (City) for approximately 3.53 acres of land known as Big Sky Storage Development.

LEGAL AUTHORITY:

The City Council shall review the recommendation from the Planning Commission and render a decision based on the recommendation and information presented. The Planning Commission recommendation is based on the 16 required findings of Section 3.4.3.C.2.a of the Land Development Code. The applicant responses to the 16 required findings have been provided as an attachment for the City Council's review.

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.

Staff recommends **APPROVAL** of the request for a Future Land Use Map Amendment for Ordinance No. 2020-28

The Planning Commission recommended **APPROVAL** of the request for a Small Scale Future Land Use map Amendment to the Comprehensive Plan for Ordinance No. 2020-28 at their meeting on October 20, 2020, with a vote of 4-0.

At the City Council meeting on November 12, 2020 the applicant requested the case be continued. A motion to continue to the December 10, 2020, City Council meeting was made by Council Member Askew. The motion was seconded by Council Member Trace and passed unanimously passed 5-0 with all members voting "Aye".

On December 10, 2020 the City Council discussed the Comprehensive Plan Amendment request of the applicant. A motion to approve was made by Council Member Cooper. The motion was seconded by Deputy Mayor Trace and was carried unanimously 5-0 with all members voting "Aye".

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

01/14/21 - Final Action

12/10/2020 - Motion to approve was made by Council member Cooper and Seconded by Deputy Mayor Trace. Motion passed, vote 5-0, with all members voting "Aye."

11/12/2020 - Motion to continue to the December 10, 2020 meeting was made by Council Member Askew and Seconded by Council Member Trace. Motion passed, vote 5-0, with all members voting "Aye."



MEETING: January 14, 2021

Agenda Item Type: Public Hearings
Ordinance 2020-29

First Public Hearing: December 10, 2020

Second Public Hearing: January 14, 2021

PLANNING AGENDA ITEM:

FINAL PUBLIC HEARING FOR ORDINANCE NO. 2020-29, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Zoning District of “Highway Business”, compatible with a “Commercial” Future Land Use designation change, adopted by Ordinance No. 2020-28, for approximately 3.53 acres identified as Big Sky Storage Development, located east of Big Sky Boulevard, and north of East 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. 2020-29. (This is a Quasi-Judicial proceeding.)

STRATEGIC PLAN GOAL:

Growth Management: To create a vibrant, progressive and diverse community through collaborative planning.

BACKGROUND INFORMATION:

The subject properties are generally located at the corner of Big Sky Boulevard, and East Irlo Bronson Memorial Highway. The properties are comprised of two parcels totaling approximately 3.53 acres. They have a Future Land Use Map designation of Commercial (County) and a zoning district of “CT” Commercial Tourist (County). The applicant is requesting to rezone the subject properties to “HB” Highway Business, which is consistent with the proposed request for a Small Scale Future Land Use Map Amendment to Commercial (CPA20-00006, Ordinance No. 2020-28).

REQUEST:

The applicant is requesting consideration of a zoning map amendment from “CT” Commercial Tourist (County) to “HB” Highway Business (City) for approximately 3.53 acres of land, known as Big Sky Storage Development.

LEGAL AUTHORITY:

The City Council shall review the recommendation from the Planning Commission and render a decision based on the recommendation and information presented. The Planning Commission recommendation is based on the 16 required findings of Section 3.4.3.C.2.a of the Land Development Code. The applicant responses to the 16 required findings have been provided as an attachment for the City Council’s review.

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.

Staff recommends **CONDITIONAL APPROVAL** of the request for a Zoning Map Amendment for Ordinance No. 2020-29, with the condition that any development on the parcels in question must adhere to the development restrictions set forth by the Major Corridors Overlay.

The Planning Commission recommends **APPROVAL** for the proposed Zoning Map Amendment to the Comprehensive Plan for Ordinance No. 2020-29 at their meeting on October 20, 2020, with a vote of 4-0.

At the City Council meeting on November 12, 2020 the applicant requested the case be continued. A motion to continue to the December 10, 2020, City Council meeting was made by Council Member Askew. The motion was seconded by Council Member Trace and passed unanimously passed 5-0 with all members voting "Aye".

On December 10, 2020 the City Council discussed the zoning request of the applicant. A motion was made by Council Member Matheny in accordance with Land Development Section 3.4.3 C2b to add a condition to approval that restricted the development of a project on the parcels in question to be in substantial accordance with the Kimley Horn conceptual plan dated December 10, 2020 presented in support of this application." The motion was seconded by Council Member Cooper. The motion carried unanimously 5-0 with all members voting "Aye."

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

01/14/2021 - Final Action

12/10/2020 - Motion to approve with conditions was made by Council Member Matheny and Seconded by Council Member Cooper. Motion passed, vote 5-0, with all members voting "Aye."

11/12/2020 - Motion to continue to the December 10, 2020 meeting was made by Council Member Askew and Seconded by Council Member Trace. Motion passed, vote 5-0, with all members voting "Aye."



MEETING: January 14, 2021

Agenda Item Type: Public Hearings
Ordinance 2020-34

First Public Hearing: December 10, 2020

Second Public Hearing: January 14, 2021

PLANNING AGENDA ITEM:

FINAL PUBLIC HEARING FOR ORDINANCE NO. 2020-34, an ordinance of the City Council of the City of St. Cloud, Florida, rezoning 10.23 ± acres identified as Preserve at Lakeside from “PUD” Planned Unit Development to “R-1B” Single-Family Dwelling, compatible with a "Low Density Residential" Future Land Use designation, located north of East 10th street and east of Whisler Court; 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. 2020-34 (This is a Quasi-Judicial proceeding.)**

STRATEGIC PLAN GOAL:

Growth Management: To create a vibrant, progressive and diverse community through collaborative planning.

BACKGROUND INFORMATION:

The subject property is currently vacant and generally located north of East 10th Street, east of Crawford Avenue and west of Old Hickory Tree Road. This property was previously annexed into the City of St. Cloud from Osceola County in 2019. At the time of annexation the subject property was located within the Joint Planning Area and had a Future Land Use Map designation of Low Density Residential (County) and a Zoning District of Low Density Residential (County).

The property had a project that received Preliminary Subdivision Plan and Final Subdivision Construction approvals for 36 single family lots through Osceola County. Once the annexation was approved, the City accepted the Preliminary Subdivision Plan and Final Subdivision Construction approvals from Osceola County and assigned a Future Land Use designation of Low Density Residential (City) and a Zoning District of "PUD" Planned Unit Development (City).

The ownership for the property has since changed and the new applicant/agent Gregory R. Crawford, P.E with Florida Engineering Group is requesting consideration of a Zoning District from Planned Unit Development (PUD) to Single Family Residential (R-1B), which is compatible with the Low Density Residential Future Land Use Designation. The proposed zoning amendment is to allow the development of 10 single family residential lots on the subject property.

REQUEST:

The applicant is requesting consideration of a zoning district from Planned Unit Development (PUD) to Single Family Residential (R-1B) for approximately 10.23± acres of land known as Preserve at Lakeside. The proposed zoning amendment is to allow the development of 10 single family residential lots on the subject property.

LEGAL AUTHORITY:

Per Section 5.5.4.C. of the Land Development Code, the City Council shall base their decision on the recommendations from the Development Review Committee as well as impacts listed in this report.

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.

Staff reviewed this request for a Zoning Map Amendment on or before October 23, 2020, with no objections. Staff recommends **APPROVAL** of the request for a Zoning Map Amendment for Ordinance No. 2020-34.

The Planning Commission at their meeting on November 17, 2020 recommended **APPROVAL** of Ordinance 2020-34.

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

1/14/2021 - Final Action

12/10/2020- Passed, motion made by Council Member Cooper seconded by Council Member Askew, Vote 5-0, with all members voting "Aye."



MEETING: January 14, 2021

Agenda Item Type: Public Hearings

First Public Hearing: August 13, 2020

Second Public Hearing: January 14, 2021

HUMAN RESOURCES AGENDA ITEM:

FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2020-24, an ordinance of the City of St. Cloud, amending the City of St. Cloud Police Officers' and Firefighters' Retirement System; amending Section 26, Military Service prior to employment; providing for codification; providing for severability of provisions; repealing all ordinances in conflict here with and providing an effective date. (Above is full title) (Final Public Hearing will be held January 28, 2021) **ACTION ON ORDINANCE NO. 2020-24**

STRATEGIC PLAN GOAL:

Professional Workforce: To attract and retain highly skilled staff in order to provide services to the community.

BACKGROUND INFORMATION:

The proposed ordinance amending the City of St. Cloud Police Officers' and Firefighters' Retirement System which is recommended by the Board for adoption by the City Council. With changes to Military Service prior to employment. The following changes to the Pension Plan are proposed:

SECTION 1: That the City of St. Cloud Police Officers' and Firefighters' Retirement System, as adopted by Ordinance No. 2006-125, as subsequently amended, is hereby further amended by amending Section 26, Military Service Prior to Employment, to read as follows:

SECTION 26. MILITARY SERVICE PRIOR TO EMPLOYMENT.

For Members who have completed at least fifteen (15) years of Credited service, the years or fractional parts of years, up to three (3) years, that a Police Officer or Firefighter serves or has served on active duty in the military service of the Armed Forces of the United States, the United States Coast Guard or the United States Merchant Marine, voluntarily or involuntarily and honorably or under honorable conditions, prior to first and initial employment with the City Police or Fire Department shall be added to his years of Credited Service. Credited service received pursuant to this Section shall not count toward vesting or eligibility for not-in-line of duty disability benefits. Any Member who has already purchased Credited

Service prior to the effective date of the ordinance adopting this provision, and who had more than three (3) years available for purchase, shall receive the additional Credited Service, up to an additional three (3) years, at no cost

REQUEST:

Request approval to proceed with amendment.

LEGAL AUTHORITY:

City of St. Cloud's Police Officers' and Firefighters' Retirement System, Section 26.

BUDGET AND RECOMMENDATION:

Budgeted **\$3,488,000** Actual Cost: **\$3,594,000 (increase of \$106,000 per year)**

Staff recommends **Approval** of this item.

FINANCE DIRECTOR'S COMMENTS:

Note: Increase of \$106K is per year for the Police & Fire Pension Fund

Unfunded Liability for P&F as of 09/30/2019: \$10.8M Funded: 83.55%

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Council to act as deemed appropriate.

CITY COUNCIL ACTION:

January 28, 2021 - Final action



MEETING: January 14, 2021

Agenda Item Type: Council Action

COMMUNICATIONS AGENDA ITEM:

Discussion and possible action regarding new City logo and tagline.

STRATEGIC PLAN GOAL:

Public Service: To ensure cost effective service while providing a high level of service to our internal and external customers.

BACKGROUND INFORMATION:

In 2020, Evok Advertising held strategy sessions with citizens and community leaders. The results from those sessions were presented to Council in July. Council gave approval of the three pillars on which the new branding would be based: hometown pride, authentic in nature, and geographic central location. Since that time, Evok has worked with staff to develop a new logo and tagline based on those pillars. The preferred concept was presented to Council on October 8, 2020, Council consensus was to move forward with the City Logo with minor adjustments to color and tagline. Evok is here tonight to present updated options for Council's consideration.

LEGAL AUTHORITY:

On 9/26/2019 Council Approved Resolution 2019-190R approved Task Authorization for City Rebranding.

BUDGET AND RECOMMENDATION:

Project: CC1901 Funds are allocated to project
Budget: \$91,000 Actual Cost up to: \$91,000.00 PO 076603
630-5512-552.31
Budget: \$8,000 - 001-3020-513.52-00
Replacement cost: \$60,000 (existing structures and equipment)
Recurring cost: \$80,380 (uniforms, business cards, shirt etc.)
Total of up to \$140,380
001-1000-511.99-00
Approved under Resolution 2013-190R
Staff recommends **APPROVAL** of this request

IS THIS ITEM BUDGETED:

Yes

FINANCE DIRECTOR'S COMMENTS:

CC1901 Budget Allocation of \$99,000 Total
Implementation Cost will be allocated based on cost breakdown per department.

Recommend APPROVAL of this item.

PROCUREMENT DIRECTOR'S COMMENTS:

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

1/14/2021



MEETING: January 14, 2021

Agenda Item Type: Council Action

CITY CLERK AGENDA ITEM:

Discussion and possible action regarding the request for a reduction of Lien for Code Enforcement Case # 2003-645 and # 2015-1279; the property address for this case is 615 Pennsylvania Avenue, St. Cloud, Florida.

STRATEGIC PLAN GOAL:

Public Service: To ensure cost effective service while providing a high level of service to our internal and external customers.

BACKGROUND INFORMATION:

Code Enforcement Case #2003-645 and # 2015-1279 (Michael O'Brien, Owner) has 2 Code Enforcement liens filed for the amount of \$250.00 and \$190,700 in accrued fines, plus \$191.48 for administrative costs incurred by the city. The 2 case total \$191,141.48 which is over the \$50,000 threshold to bring to the Council.

Mr. Michael O'Brien is offering a settlement amount of \$1200.00.

As previously directed by Council, staff is currently working on a matrix regarding Code Enforcement settlements once completion of review of surrounding municipalities.

REQUEST:

Request Council act as deemed appropriate.

LEGAL AUTHORITY:

162.09 Florida Statutes

BUDGET AND RECOMMENDATION:

Magistrate Drew Smith Recommends APPROVAL of the settlement offer. (See attached)

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:
1/14/2021