

ST. CLOUD CITY COUNCIL REGULAR MEETING
Thursday, January 28, 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 Lakefront Aquatic Vegetation Removal Project
- Presentation by the Education Foundation regarding the Scholarship Program
- Presentation by the Economic Development Division regarding quarterly economic development report.

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. 2021-012R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the purchase of one (1) John Deere 744L Front End Loader, with options, available through Florida Sheriff's Association Contract No. FSA20-EQU18.0, titled Heavy Equipment, and the award thereof to Dobbs Equipment, LLC, and providing an effective date.
COST: up to \$382,109.40 (includes \$33,500.00 for five year extended warranty)
This item is for the purchase of one John Deere 744L Front End Loader, with options from Dobbs Equipment, LLC.
- B. Resolution No. 2021-013R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the Mayor to execute the deed of dedication between the City of St. Cloud and Osceola County regarding the dedication of additional right of way for the Neptune Road widening project, authorizing the City Manager to approve changes, and providing for an effective date.
COST: There is no cost associated with this item.
This item is for the dedication of additional right of way for the Neptune Road widening project.
- C. Resolution No. 2021-016R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to amend Resolution No. 2018-234R, a 3 year Collective Bargaining Agreement with the St. Cloud Professional Firefighters Local 4153.
COST: Estimated at \$70,000 (Cost may vary based on hours worked.)
This item is to amend the Collective Bargaining Agreement to include the position of Assistant Chief and address an opener clause within the contract.
- D. Resolution No. 2021-019R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the purchase of one (1) 2021 Ford F-550 Super Duty Cab 4X2 XL-X5G Bucket Truck with options, utilizing Florida Sheriff's Association Contract No. FSA20-VEL18.0, titled Heavy Equipment and Trucks, and the award thereof to Duval Ford Inc., and providing an effective date.
COST: up to \$142,708.00
This item is for the purchase of one (1) 2021 Ford F-550 Super Duty Cab 4X2 XL-X5G Bucket Truck with options.
- E. Resolution No. 2021-020R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the purchase of one (1) John Deere 160GCL Hydraulic Excavator with options, available through Florida Sheriff's Association Contract No. FSA20-EQU18.0, titled Heavy Equipment, and the award thereof to Dobbs Equipment, LLC, and providing an effective date.
COST: up to \$205,328.00 (includes \$1,700.00 for three year comprehensive warranty)
This item is for the purchase of one John Deere 744L Front End Loader, with options from Dobbs Equipment, LLC.
- F. Resolution No. 2021-021R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to execute Contract Change Order No. 3 to the agreement dated February 27, 2020 between the City of St. Cloud and Cathcart Construction Company-Florida, LLC for ITB No. 2019-071 Nolte Road Commercial Park Utility Improvements, and providing an effective date.
COST: up to \$108,798.03 (includes change order amount \$98,907.30 plus 10% contingency \$9,890.73)

This item will approve Contract Change Order No. 3 to the agreement with Cathcart Construction Company-Florida, LLC for ITB No. 2019-071 Nolte Road Commercial Park Utility Improvements.

G. Resolution No. 2021-022R, a resolution of the City Council of the City of St. Cloud, Florida, adopting the Public Works street lighting, street sign, unopened right of way, and gas main policies and provide an effective date.

COST: There is no cost associated with this item.

This item is to adopt Public Works departmental policies.

H. Minutes: October 14, 2020 / Workshop and October 22,2020 / Special Meeting

VIII. Public Hearings

1. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2021-08**, an ordinance of the City Council of the City of St. Cloud, Florida, to amend Table III-7 of the Land Development Code to include Mobile Food Dispensing Vehicles ("Food Trucks") as a conditional use in the "HB" Highway Business District; providing for severability; providing for conflicts; and providing for an effective date. (Above is full title) (Final Public Hearing will be heard on February 11, 2021) **ACTION ON ORDINANCE NO. 2021-08.**

IX. Council Action

1. There are no Council Action items at this time.

X. City Attorney

XI. City Manager

XII. Mayor and Council Members

XIII. Information Section and Report Section

- Thursday, February 4, 2021 - Community Redevelopment Agency Meeting - 6:00 p.m. @ Community Center
- Thursday, February 11, 2021 - City Council Meeting - 6:30 p.m. @ Community Center
- Thursday, February 18, 2021 - City Council Workshop - 6:00 p.m. @ Community Center

Reports:

- Warrant List #4

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 28, 2021

Agenda Item Type: Consent Agenda
Resolution 2021-012R

PROCUREMENT AGENDA ITEM:

Resolution No. 2021-012R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the purchase of one (1) John Deere 744L Front End Loader, with options, available through Florida Sheriff's Association Contract No. FSA20-EQU18.0, titled Heavy Equipment, and the award thereof to Dobbs Equipment, LLC, and providing an effective date.

COST: up to \$382,109.40 (includes \$33,500.00 for five year extended warranty)

This item is for the purchase of one John Deere 744L Front End Loader, with options from Dobbs Equipment, LLC.

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:

Per Naseem Ghandour, this request is to replace the existing unit #24-38 2005 Caterpillar 9660 Wheel Loader used in the daily operation of the transfer station, loading refuse into transfer trailers. This unit currently has 21,459 operating hours and has a replacement cost above its current value. The industry standard for operating life for these units is 12,000 operating hours. The current unit far exceeds the threshold for operating hours. The purchase includes a 5 year, 12,000 hour comprehensive extended warranty.

This item was posted in accordance with the Procurement Policy for 10 days from December 18, 2020 through January 4, 2021, with no local response.

REQUEST:

Resolution No. 2021-012R will approve the purchase of one (1) John Deere 744L Front End Loader from Dobbs Equipment, LLC.

LEGAL AUTHORITY:

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

BUDGET AND RECOMMENDATION:

Budgeted \$384,147.00/Actual Cost up to \$382,109.40 (includes \$33,500.00 for five year extended warranty)

Refuse Fund

440-7072-534-64-00

Staff recommends **APPROVAL** of this request.

FINANCE DIRECTOR'S COMMENTS:

Budget Transfer \$33,500 for five year extended warranty to 440-7072-534.46-00 as extended warranty cost is not included into the asset cost.

Funds were approved in the budget and are available in accordance with current policies.
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 28, 2021

Agenda Item Type: Consent Agenda
Resolution 2021-013R

PLANNING AGENDA ITEM:

Resolution No. 2021-013R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the Mayor to execute the deed of dedication between the City of St. Cloud and Osceola County regarding the dedication of additional right of way for the Neptune Road widening project, authorizing the City Manager to approve changes, and providing for an effective date.

COST: There is no cost associated with this item.

This item is for the dedication of additional right of way for the Neptune Road widening project.

STRATEGIC PLAN GOAL:

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

BACKGROUND INFORMATION:

Osceola County is designing improvements to Neptune Road. These proposed improvements at the intersection of Neptune Road and Old Canoe Creek Road require additional Right of Way. Osceola County requests that the City of St. Cloud dedicate additional Right of Way to help facilitate the roadway improvements at the intersection of Neptune Road and Old Canoe Creek Road.

REQUEST:

Authorize the Mayor to execute the Deed of Dedication between the City of St. Cloud and Osceola County regarding the dedication of additional Right of Way for the Neptune Road Widening Project.

LEGAL AUTHORITY:

Florida Statutes 714

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.

Staff recommends **APPROVAL** of Resolution No. 2021-013R

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

1/28/2021 - Final Action



MEETING: January 28, 2021

Agenda Item Type: Consent Agenda
Resolution No. 2021-016R

FIRE AGENDA ITEM:

Resolution No. 2021-016R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to amend Resolution No. 2018-234R, a 3 year Collective Bargaining Agreement with the St. Cloud Professional Firefighters Local 4153.

COST: Estimated at \$70,000 (Cost may vary based on hours worked.)

This item is to amend the Collective Bargaining Agreement to include the position of Assistant Chief and address an opener clause within the contract.

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:

Resolution No. 2021-016R is an amendment to Resolution No. 2018-234R an agreement between the City of St. Cloud, Florida and St. Cloud Professional Firefighters Local 4153. This amendment addresses the inclusion of the position of Assistant Chief in the Bargaining Agreement and addresses the financial opener clause in the agreement.

REQUEST:

Staff requests approval Resolution No. 2021-016R an agreement between the City of St. Cloud, Florida and St. Cloud Professional Firefighters Local 4153.

LEGAL AUTHORITY:

City of St. Cloud, Florida, Resolution No. 2018-234R

BUDGET AND RECOMMENDATION:

Estimated at \$70,000 (Cost may vary based on hours worked.); due to vacancies, these funds will be absorbed internally within the departments budget for FY20/21.

General Fund

001-6510-522-12-00

001-6520-526-12-00

Staff Recommends **APPROVAL** of this item.

FINANCE DIRECTOR'S COMMENTS:

Funds were approved in the budget and are available in accordance with current policies. Recommend **APPROVAL** of this item.

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

1/28/2021 Final Action



MEETING: January 28, 2021

Agenda Item Type: Consent Agenda
Resolution 2021-019R

PROCUREMENT AGENDA ITEM:

Resolution No. 2021-019R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the purchase of one (1) 2021 Ford F-550 Super Duty Cab 4X2 XL-X5G Bucket Truck with options, utilizing Florida Sheriff's Association Contract No. FSA20-VEL18.0, titled Heavy Equipment and Trucks, and the award thereof to Duval Ford Inc., and providing an effective date.

COST: up to \$142,708.00

This item is for the purchase of one (1) 2021 Ford F-550 Super Duty Cab 4X2 XL-X5G Bucket Truck with options.

STRATEGIC PLAN GOAL:

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

BACKGROUND INFORMATION:

Per Robert Deatherage, Building Department Director, the building department is in need of a bucket truck to service the new security cameras being installed at City Hall and at various locations throughout the City in conjunction with the Police Departments FUSUS program.

This item was posted in accordance with the Procurement Policy for 10 days from January 6, 2021 through January 20, 2021, with no local response.

REQUEST:

Resolution No. 2021-019R will approve the purchase of one (1) 2021 Ford F-550 Super Duty Cab 4X2 XL-X5G Bucket Truck with options, from Duval Ford Inc.

LEGAL AUTHORITY:

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

BUDGET AND RECOMMENDATION:

Budgeted \$147,000.00/Actual Cost \$142,708.00

Building Fund

460-5510-515-64.00

Staff recommends **APPROVAL** of this request.

FINANCE DIRECTOR'S COMMENTS:

Funds were approved in the budget and are available in accordance with current policies. Recommend **APPROVAL** of this item.

PROCUREMENT DIRECTOR'S COMMENTS:

Recommends approval.

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

01/28/2021 - Final Action.



MEETING: January 28, 2021

Agenda Item Type: Consent Agenda
Resolution 2021-020R

PROCUREMENT AGENDA ITEM:

Resolution No. 2021-020R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the purchase of one (1) John Deere 160GCL Hydraulic Excavator with options, available through Florida Sheriff's Association Contract No. FSA20-EQU18.0, titled Heavy Equipment, and the award thereof to Dobbs Equipment, LLC, and providing an effective date.

COST: up to \$205,328.00 (includes \$1,700.00 for three year comprehensive warranty)

This item is for the purchase of one John Deere 744L Front End Loader, with options from Dobbs Equipment, LLC.

STRATEGIC PLAN GOAL:

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

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

BACKGROUND INFORMATION:

Per Naseem Ghandour, this request is to replace the existing unit #8-85, which is a front line piece of equipment utilized in the daily operation of the transfer station in the C&D loading area. This unit currently has 9,000 operating hours, at the average maximum operating hours and would require a complete rebuild of the major components, and currently not operable in its current condition. After discussion with Fleet pertaining to the current condition, needed repairs would not be cost effective. The purchase includes a three (3) year, 3,000 hour comprehensive warranty.

This item was posted in accordance with the Procurement Policy for 10 days from January 13, 2021 through January 27, 2021, with no local response.

REQUEST:

Resolution No. 2021-020R will approve the purchase of one (1) John Deere 160GCL Hydraulic Excavator with options from Dobbs Equipment, LLC.

LEGAL AUTHORITY:

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

BUDGET AND RECOMMENDATION:

Budgeted \$205,328.00/Actual Cost up to \$205,328.00 (includes \$1,700.00 for three year comprehensive warranty)

Refuse Fund

440-7072-534-64-00

Staff recommends **APPROVAL** of this request.

FINANCE DIRECTOR'S COMMENTS:

Funds were approved in the budget and are available in accordance with current policies.
Recommend **APPROVAL** of this item.

PROCUREMENT DIRECTOR'S COMMENTS:

Recommends Approval.

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

01/28/2010 - Final Action.



MEETING: January 28, 2021

Agenda Item Type: Consent Agenda
Resolution 2021-021R

PROCUREMENT AGENDA ITEM:

Resolution No. 2021-021R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to execute Contract Change Order No. 3 to the agreement dated February 27, 2020 between the City of St. Cloud and Cathcart Construction Company-Florida, LLC for ITB No. 2019-071 Nolte Road Commercial Park Utility Improvements, and providing an effective date.

COST: up to \$108,798.03 (includes change order amount \$98,907.30 plus 10% contingency \$9,890.73)

This item will approve Contract Change Order No. 3 to the agreement with Cathcart Construction Company-Florida, LLC for ITB No. 2019-071 Nolte Road Commercial Park Utility Improvements.

STRATEGIC PLAN GOAL:

Economic Development: To promote economic development in the City of St. Cloud.

BACKGROUND INFORMATION:

As part of the sales agreement for the DSD lots in Steven's Plantation, the driveway needs to be installed to provide access to the six lots.

REQUEST:

Resolution No. 2021-021R will approve Contract Change Order No. 3 to the agreement with Cathcart Construction Company-Florida, LLC for ITB No. 2019-071 Nolte Road Commercial Park Utility Improvements.

LEGAL AUTHORITY:

Resolution No. 2020-019R

BUDGET AND RECOMMENDATION:

Budgeted \$109,000.00/Actual Cost up to \$108,798.03 (includes change order amount \$98,907.30 plus 10% contingency \$9,890.73)

Capital Projects Fund

300-9595-541.34-00

Project ST2101

Staff recommends **APPROVAL** of this request.

FINANCE DIRECTOR'S COMMENTS:

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

Recommend **APPROVAL** of this item.

PROCUREMENT DIRECTOR'S COMMENTS:

Recommends Approval.

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

01/28/2021 - Final Action.



MEETING: January 28, 2021

Agenda Item Type: Consent Agenda
Resolution 2021-022R

PLANNING AGENDA ITEM:

Resolution No. 2021-022R, a resolution of the City Council of the City of St. Cloud, Florida, adopting the Public Works street lighting, street sign, unopened right of way, and gas main policies and provide an effective date.

COST: There is no cost associated with this item.

This item is to adopt Public Works departmental policies.

STRATEGIC PLAN GOAL:

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

BACKGROUND INFORMATION:

To consistently implement the placement of street lights, street signs and utilize/maintain unopened Rights of Way, the City of St. Cloud's Public Works Department is proposing a series of departmental policies related to street lighting, street sign, unopened right of way, and gas main. Costs associated with any action related to policy would be incorporated into applicable budget year plan, approved by City Council at that appropriate time.

REQUEST:

Adopt Public Works departmental policies related to street lighting, street sign, unopened right of way, and gas main.

LEGAL AUTHORITY:

City Code Chapter 42 and Land Development Code Article VI

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.

Staff recommends **APPROVAL** of Resolution No. 2021-022R.

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:
1/28/2021 - Final Action



MEETING: January 28, 2021

Agenda Item Type: Public Hearings
Ordinance 2021-08

First Public Hearing: January 28, 2021

Second Public Hearing: February 11, 2021

PLANNING AGENDA ITEM:

FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2021-08, an ordinance of the City Council of the City of St. Cloud, Florida, to amend Table III-7 of the Land Development Code to include Mobile Food Dispensing Vehicles ("Food Trucks") as a conditional use in the "HB" Highway Business District; providing for severability; providing for conflicts; and providing for an effective date. (Above is full title) (Final Public Hearing will be heard on February 11, 2021) **ACTION ON ORDINANCE NO. 2021-08.**

STRATEGIC PLAN GOAL:

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

BACKGROUND INFORMATION:

The City Council has requested the drafting of an Emergency Ordinance concerning Mobile Food Dispensing Vehicles ("Food Trucks") on January 14, 2021.

REQUEST:

The applicant is requesting consideration of an amendment to Table III-7 of the Land Development Code to list Mobile Food Dispensing Vehicles ("Food Trucks") as a conditional use in the "HB" Highway Business District.

LEGAL AUTHORITY:

The City of St. Cloud, Florida, is a municipality granted home rule authority pursuant to Article VIII, Section 2 of the Constitution of the State of Florida and may exercise its governmental, corporate, and proprietary powers for municipal purposes, including to regulate for the protection of the public health, safety, and welfare.

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.

Staff recommends **APPROVAL** of the request to amend Table III-7 of the Land Development Code for Ordinance No. 2021-08.

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

02/11/2021 - Final Action