

ST. CLOUD CITY COUNCIL REGULAR MEETING

September 14, 2017

City Hall Council Chambers

1300 Ninth Street

6:30 PM

(or immediately following the Community Redevelopment Agency Meeting)

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 Dave Askew
- Council Member Linette R. Matheny
- Council Member Chuck Cooper
- Council Member Donald Shroyer

V. Presentations

- Proclamation in recognition of National Foundation for Transplants Day
- Presentation of Military Service Combat Flag

VI. Citizen's 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. 2017-152R, a resolution of the City Council of the City of St. Cloud, Florida, renewing the Professional Insurance Policies Including: Property, Inland Marine, General Liability, Automobile Liability, Physical Damage, Law Enforcement Liability and Public Officials & Employment Practices Liability for the City of St. Cloud with an effective date of October 1, 2017 through September 30, 2018 with the City's current professional insurance carrier, Preferred Governmental Insurance Trust

(PGIT).

COST: Approximately \$893,918.00

- B. Resolution No. 2017-153R, a resolution of the City Council of the City of St. Cloud, Florida, renewing the City's Self-Insurance for Workers Compensation with an effective date of October 1, 2017 through September 30, 2018 and renewing the Third Party Administration (TPA) through Preferred Governmental Claim Solutions (PGCS) and the Excess Workers Compensation Insurance Policy with Preferred Governmental Insurance Trust (PGIT).
COST: Approximately \$550,000.00
- C. Resolution No. 2017-154R, a resolution of the City Council of the City of St. Cloud, Florida renewing the Crime Insurance Policy for the City of St. Cloud with an effective date of October 1, 2017 through September 30, 2018 with the City's current insurance crime carrier, Travelers Casualty and Surety.
COST: Approximately \$6,137.00
- D. Resolution No. 2017-169R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to exercise the final of two three-year extensions of the agreement, as adopted by Resolution 2012-120R on behalf of the City of St. Cloud, Florida, with Purvis Gray & Company, LLP for auditing services for the fiscal years ending 2018, 2019, and 2020, subject to the mutual consent of the City of St. Cloud and Purvis Gray & Company, this is the final optional three-year extension remaining. The extension provides for and will be increased annually by the change in the "All-Urban Consumer Financial Services" Index For All Financial Services.
COST: \$90,000.00
- E. Resolution No. 2017-171R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the City Manager to declare items as obsolete, damaged, and/or surplus property and otherwise in the best interest of the City of St. Cloud.
COST: No cost associated with this item.
- F. Resolution No. 2017-172R, a resolution of the City Council of the City of St. Cloud, Florida authorizing the Mayor to enter into an agreement with the Osceola County School District, which agrees to provide partial funds towards three (3) School Resource Officers.
COST: \$119,700.00
- G. Resolution No. 2017-173R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the Mayor to enter into an agreement with Reiss Engineering, Inc. per RFQ No. 2017-027 for continuing professional engineering services, on an as needed basis for the City of St. Cloud for work on various City projects, as negotiated by the City Manager on behalf of the City of St. Cloud in accordance with the Consultants' Competitive Negotiations Act and as directed by City Council.
COST: No cost associated with this item.
- H. Resolution No. 2017-174R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the Mayor to enter into an agreement with Osceola

Engineering, Inc. per RFQ No. 2017-027 for continuing professional engineering services, on an as needed basis for the City of St. Cloud for work on various City projects, as negotiated by the City Manager on behalf of the City of St. Cloud in accordance with the Consultants' Competitive Negotiations Act and as directed by City Council.

COST: No cost associated with this item.

- I. Resolution No. 2017-175R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the Mayor to enter into an agreement with Jones Edmunds & Associates, Inc. per RFQ No. 2017-027 for continuing professional engineering services, on an as needed basis for the City of St. Cloud for work on various City projects, as negotiated by the City Manager on behalf of the City of St. Cloud in accordance with the Consultants' Competitive Negotiations Act and as directed by City Council.

COST: No cost associated with this item.

- J. Resolution No. 2017-176R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the Mayor to enter into an agreement with Tetra Tech, Inc. per RFQ No. 2017-027 for continuing professional engineering services, on an as needed basis for the City of St. Cloud for work on various City projects, as negotiated by the City Manager on behalf of the City of St. Cloud in accordance with the Consultants' Competitive Negotiations Act and as directed by City Council.

COST: No cost associated with this item.

- K. Resolution No. 2017-177R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the Mayor to enter into an agreement with Wright-Pierce, Inc. per RFQ No. 2017-027 for continuing professional engineering services, on an as needed basis for the City of St. Cloud for work on various City projects, as negotiated by the City Manager on behalf of the City of St. Cloud in accordance with the Consultants' Competitive Negotiations Act and as directed by City Council.

COST: No cost associated with this item.

- L. Resolution No. 2017-178R, a resolution of the City Council of St. Cloud, Florida, authorizing the placement of fill material on lands within the City Limits known as St. Cloud Self Storage.

COST: No cost associated with this item.

- M. Resolution No. 2017-179R, a resolution of the City Council of St. Cloud, Florida, authorizing and directing the Mayor to execute the Joint Funding Agreement between the City of St. Cloud and the U.S. Department of the Interior Geological Survey (USGS) regarding monitoring, authorizing the City Manager to approve change orders and providing for an effective date.

COST: \$17,100.00 (St. Cloud's responsibility \$1,846.80)

- N. Resolution No. 2017-181R, 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. 2017-098, to Maryland Electric Company LLC., whose subject matter is Generator Replacement Water Plant 4, establishing a contingency, authorizing the City Manager to approve change orders without increasing

the approved budget, and providing an effective date.

COST: \$299,250.00/ Contingency: \$29,925.00 (Insurance proceeds and BA#4)

- O. Resolution No. 2017-182R, a resolution of the City Council of the City of St. Cloud , Florida, authorizing the Mayor to release the Law Enforcement Trust Fund to purchase four radars for the police motorcycles and to expend/donate funds to the Osceola Council on Aging.
COST: \$12,650.00

- P. Resolution No. 2017-187R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to enter into a task authorization to the continuing contract and agreement for professional planning services with GAI Consultants, Inc. dated November 17, 2016, and any amendments thereto, for The St. Cloud Medical Arts Campus (MAC) Design Standards and Overlay, and providing an effective date.
COST: \$125,000.00

- Q. Resolution No. 2017-189R, a resolution of the City Council of the City of St. Cloud, Florida, approving an agreement with Michael S. Hallmann for Professional Consultant Services commencing September 11, authorizing the Mayor to execute the agreement and providing for an effective date.
COST: Not to exceed \$44,000.00 not including reimbursable expenses.

- R. Resolution No. 2017-190R, a resolution of the City Council of the City of St. Cloud, Florida, setting one City Council meeting date for November, and that meeting date being November 9, 2017 and setting one City Council meeting date for December, and that meeting date being December 14, 2017.
COST: No cost associated with this item.

- S. Request City Council's approval of a Preliminary Subdivision Plan for a 105-lot subdivision known as Covington Phase IV.

VIII. Public Hearings

- 1. **PUBLIC HEARING FOR RESOLUTION NO. 2017-166R**, a resolution of the City Council of the City of St. Cloud, Florida, establishing a final ad Valorem tax millage for the City of St. Cloud for the fiscal year 2017/2018 the same being adopted prior to the adoption of a final budget for said period. (FINAL MILLAGE) (Above is full title) **ACTION ON RESOLUTION NO. 2017-166R**

- 2. **PUBLIC HEARING FOR RESOLUTION NO. 2017-167R**, a resolution of the City Council of the City of St. Cloud, Florida, establishing a final budget for the City of St. Cloud for the fiscal year 2017/2018; the same being adopted following the adoption of a final millage rate for said period.(FINAL BUDGET) (Above is full title) **ACTION ON RESOLUTION NO. 2017-167R**

- 3. **RESOLUTION - NO. 2017-165R**, a resolution of the City Council of the City of St. Cloud, Florida amending Resolution Number 2016-171R which adopted the 2016/2017 budget for the City of St. Cloud, finding the City Manager has certified there are prior year fund balances and or revenues available in the 2016/2017 budget for additional projects and programs in various funds not included in the original

2016/2017 budget, requiring the budget to be increased to include said additional funding in the various funds and making supplemental appropriations within the funds. (Above is full title) **ACTION ON RESOLUTION - NO. 2017-165R**

4. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2017-38**, an ordinance of the City Council of the City of St. Cloud, Florida, amending the City Code of the City of St. Cloud Florida to amend Chapter 12 “Business” Article V, “Pain Management Clinic and Pharmacy Licensing” Section 12-150 “Purpose and Definitions,” Section 12-151 “Pain Medication Licensing Procedures,” Section 12-152 “Application and Review Procedures for Pain Medication Licenses,” Section 12-153 “Review Criteria for Pain Medication Licenses,” Section 12-154 “Mandatory Conditions for Pain Medication Licenses,” and Section 12-155 “Issuance, Revocation and Renewal of Pain Medication Licenses;” Article II, “Peddlers, Canvassers, Itinerant Vendors and Solicitors” Section 12-52 “Application, Fee;” Article VI “Secondhand Dealers, Pawnbrokers and Precious Metal Purchases” 12-171 “Permit;” Chapter 46 “Vehicles for Hire” Article II “Taxicabs and Limousines” Section 46-52 “Application, Form, Fee;” providing for severability; conflicts; codification; and an effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2017-38**

5. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2017-43**, 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 Include Article XVIII, Public Safety Impact Fees Section 18.4 “Definitions;” and Section 18.6 “Computation of the Amount of Public Safety Services Impact Fee;” providing for severability; conflicts; codification; and an effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2017-43**

6. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2017-44**, 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 Include Article XVII, Park and Recreation Impact Fee Section 17.4 “Definitions;” and Section 17.6 “Computation of the Amount of Park and Recreation Impact Fee;” providing for severability; conflicts; codification; and an effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2017-44**

7. **FIRST READING AND TRANSMITTAL PUBLIC HEARING FOR ORDINANCE NO. 2017-40**, 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 40.30 acres identified as Prairie Landing, located at 3650 Friars Cove 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) (Final Public Hearing will be heard on October 26, 2017) **ACTION ON ORDINANCE NO. 2017-40**

IX. Council Action

1. Resolution No. 2017-183R, a resolution of the City Council of the City of St. Cloud, Florida, adopting the Police Impact Fee Schedule, adopting current discount percentage, providing for conflict, and providing for an effective date.
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2. Resolution No. 2017-184R, a resolution of the City Council of the City of St. Cloud, Florida, adopting the Fire Rescue Impact Fee Schedule, adopting current discount percentage, providing for conflict, and providing for an effective date.
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3. Resolution No. 2017-185R, a resolution of the City Council of the City of St. Cloud, Florida, adopting the Parks and Recreation Impact Fee Schedule, adopting current discount percentage, providing for conflict, and providing for an effective date.
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4. Resolution No. 2017-186R, a resolution of the City Council of the City of St. Cloud, Florida approving a Water & Wastewater Service Agreement from ECHO Partin Village, LLC., for Dunkin Donuts a commercial business located in the unincorporated area of Osceola County south of Irlo Bronson Memorial Highway and west of Partin Settlement Rd. Authorizing the City Manager to execute the agreement; and providing an effective date.
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5. Resolution No. 2017-191R, a resolution of the City Council of the City of St. Cloud authorizing and accepting an amendment to utility easement between, Eagle Creek Development Corporation and Eagle Creek Commercial Holdings, LLC, as grantors, and the City of St. Cloud and Orlando Utilities Commission, authorizing the Mayor and City Manager to perform all acts necessary and appropriate to execute the amended easement and providing for an effective date.
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6. Discussion and possible action regarding the Downtown Revitalization Project.
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7. Discussion and possible action regarding the Mency/River Road Lift Station.
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X. Introduction/First Reading of Ordinances: The following items are before the Council

for approval of Introduction/First Reading only. Final action will not be taken tonight, public comment will be heard at the final public hearing for the ordinance.

1. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2017-35**, an ordinance of the City Council of the City of St. Cloud, FL, amending Ordinance No. 2007-90, an ordinance which assigned a zoning district of PUD, Planned Unit Development to the Deer Creek Commercial Center located West of Canoe Creek Road, approximately 700 feet north of its intersection with Deer Creek Boulevard, and described further herein; providing for approval of the amendment to the Preliminary/Final Master Plan; Providing for filing of the Planning Commission recommendation and proof of publication, severability, conflicts and effective date. (Above is full title) (Final Public Hearing will be on September 28, 2017) **ACTION ON ORDINANCE NO. 2017-35**

2. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2017-39**, an ordinance of the City Council of the City of St. Cloud, Florida, to annex into the City of St. Cloud approximately 40.30 acres identified as Prairie Landing, located at 3650 Friars Cove Road; in accordance with the voluntary annexation provisions of Chapter 171.044, Florida Statutes.
(Above is full title) (Final Public Hearing will be heard on October 26, 2017) **ACTION ON ORDINANCE NO. 2017-39**

3. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2017-41**, an ordinance of the City Council of the City of St. Cloud, Florida, assigning a Zoning District of “R-1B” Single Family Dwelling, compatible with a “Low Density Residential” Future Land Use designation change, adopted by Ordinance No. 2017-40, for approximately 40.30 acres identified as Prairie Landing, located at 3650 Friars Cove 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) (Final Public Hearing will be heard on October 26, 2017) **ACTION ON ORDINANCE NO. 2017-41**

4. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2017-42**, an ordinance of the City Council of the City of St. Cloud, Florida, closing, vacating, and abandoning the 7.5’ Utility Easement along the rear of Lot 16, with an address of 4600 Pine Lake Drive, specifically described in the body of this ordinance; providing for severability, conflicts and an effective date (Above is full title) (Final Public Hearing will be heard on September 28, 2017) **ACTION ON ORDINANCE NO. 2017-42**

XI. City Attorney

XII. City Manager

XIII. Mayor and Council Members

XIV. Information and Report Section

- Thursday, September 21, 2017 – Stevens Plantation Dependent Special District – 6:00 p.m. @ City Hall, Council Chambers
- Thursday, September 21, 2017 - City Council Workshop – 6:00 p.m. (or

- immediately following the DSD Meeting) @ City Hall, Council Chambers
- Thursday, September 28, 2017 - City Council Meeting – 6:30 p.m. @ City Hall, Council Chambers

Reports: Warrant List #18

XV. Adjournment

If a person decides to appeal any decision made by the Committee/Board, with respect to any matter considered at such hearing/meeting, such person will need a record of the proceedings and that, for this 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) Linda P. Jaworski, 1300 9th Street, St. Cloud, FL 407-957-7300