

# **ST. CLOUD CITY COUNCIL REGULAR MEETING**

**September 28, 2017**

**City Hall Council Chambers**

**1300 Ninth Street**

**6:30 PM**

## **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 Stormwater Awareness Week
- Proclamation in recognition of National Drug and Alcohol Recovery Month
- Proclamation in recognition of National Customer Service Week
- Presentation of Employee of the Month Award
- Presentation of certificate of completion for the Institute of Elected Municipal Officials

**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. 2017-160R,** a resolution of the City Council of the City of St. Cloud, Florida, authorizing the utilization of Bid No. SDOC-16-B-111-KB Fuel for the

Osceola County Purchasing Consortium, which is reasonable and otherwise in the best interest of the City of St. Cloud, and the award thereof to Petroleum Traders Corporation, and providing an effective date.

**COST:** \$1,060,842.00 (FY17/18 Budget)

- B. Resolution No. 2017-180R, a resolution of the City Council of the City of St. Cloud, Florida, amending the official manning table of the City of St. Cloud for the purpose of adding one (1) Logistics Manager, one (1) Quality Assurance Coordinator, one (1) Special Operations Clerk, four (4) Police Officers and three (3) Crossing Guards.  
**COST:** Approximately \$439,463.82 (including benefits)
- C. Resolution No. 2017-188R, a resolution of the City Council of the City of St. Cloud, Florida, supplementing Resolution No. 2010-142R of the City Council to modify the Capital Projects to be financed by the Capital Improvement Revenue Bonds issued and outstanding under that resolution; providing for severability and providing an effective date.  
**COST:** No cost associated with this item.
- D. Resolution No. 2017-192R, a resolution of the City Council of the City of St. Cloud, Florida, locking in the current insurance rates for a two year period for the following insurance policies, including: Property, Inland Marine, General Liability, Automobile Liability & Physical Damage, Law Enforcement Liability, Public Officials & Employment Practices Liability, and Excess Workers Compensation Coverage for the City of St. Cloud with an effective date of October 1, 2017 through September 30, 2019 with the City's current professional insurance carrier, Preferred Governmental Insurance Trust (PGIT).  
**COST:** \$969,639.00 annually
- E. Resolution No. 2017-195R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the Mayor to enter into an agreement with Management Advisory Group International, Inc., per Request for Proposal (RFP) No. 2017-100 for Compensation and Classification Study, and providing an effective date.  
**COST:** \$49,900.00 (Included in FY 17/18 Budget)
- F. Resolution No. 2017-196R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the Mayor to enter into a First Addendum to and extension of the continuing contract, dated October 27, 2016, between the City of St. Cloud and Risk Management Associates, Inc., dba Public Risk Insurance Agency, for Agent of Record / Insurance Consultant.  
**COST:** No cost associated with this item.

## 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. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2017-35**, an ordinance of the City Council of the City of St. Cloud, Florida, 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) **ACTION ON ORDINANCE NO. 2017-35**
  
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. 2017-42**, 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) **ACTION ON ORDINANCE NO. 2017-42**
  
6. **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**
  
7. **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**

8. **RESOLUTION NO. 2017-168R**, a resolution of the City Council of the City of St. Cloud, Florida, granting a Conditional Use to operate a “Residential” use at 1207 Minnesota Avenue, St. Cloud, Florida, as described in the body of this resolution. (Above is full title) **ACTION ON RESOLUTION NO. 2017-168R**

9. **RESOLUTION NO. 2017-170R**, a resolution of the City Council of the City of St. Cloud, Florida, granting a Conditional Use to allow the use of “Automobile: Body Work and Painting” at 605 E. 13<sup>th</sup> Street, St. Cloud, Florida, as described in the body of this resolution. (Above is full title) **ACTION ON RESOLUTION NO. 2017-170R**

#### **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. 2017-193R, a resolution of the City Council of the City of St. Cloud, Florida approving a Water & Wastewater Service Agreement from Evaristo Flores LLC., for Townhomes at Wiggins Rd. a residential development located in the unincorporated area of Osceola County East of Narcoossee Rd. and North of Jones Rd. Authorizing the City Manager to execute the agreement; and providing an effective date.

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5. Resolution No. 2017-194R, a resolution of the City Council of the City of St. Cloud, Florida approving a Water & Wastewater Service Agreement from FHC2, LLC., for Deer Creek Estates a residential development located in the unincorporated area of Osceola County West of Hickory Tree Rd. and South of Deer Run Rd. Authorizing the City Manager to execute the agreement; and providing an effective date.
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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. 2017-47**, 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 Article III, Division 20, Section 18 – Nonconforming Uses and Structures; providing for severability; conflicts; codification; and an effective date. (Above is full title) ( Final Public Hearing will be heard on October 12, 2017) **ACTION ON ORDINANCE NO. 2017-47**
  
2. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2017-48**, an ordinance of the City Council of the City of St. Cloud, Florida, closing, vacating, and abandoning the east 165 feet of Water Line Easement #1 as filed and recorded in Official Records Book 1386, pages 629 through 652 of the Public Records of Osceola County, Florida, 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 October 12, 2017) **ACTION ON ORDINANCE NO. 2017-48**

**XI.** City Attorney

**XII.** City Manager

**XIII.** Mayor and Council Members

**XIV.** Information and Report Section

- Wednesday, October 4, 2017 - Stevens Planation Dependent Special District - 6:00 p.m. @ City Hall
- Thursday, October 5, 2017 - City Council Special Session - 6:00 p.m. @ City Hall, Council Chambers
- Thursday, October 5, 2017 - City Council Workshop - 6:00 p.m. (or immediately following the Special Session) @ City Hall, Council Chambers
- Thursday, October 12, 2017 - City Council Meeting - 6:30 p.m. @ City Hall, Council Chambers
- Friday, Saturday and Sunday, October 13th, 14th & 15, 2017 - Institute for Elected Municipal Officials @ Jacksonville

**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