

**FRUITLAND PARK CITY COMMISSION REGULAR
MEETING MINUTES
January 11, 2018**

A regular meeting of the Fruitland Park City Commission was held at 506 W. Berckman Street, Fruitland Park, Florida 34731 on Thursday, January 11, 2018 at 6:00 p.m.

Members Present: Mayor Chris Cheshire, Vice Mayor John L. Gunter, Jr., Commissioners Christopher Bell, Ray Lewis, and Rick Ranize.

Also Present: City Manager Gary La Venia, City Attorney Anita Geraci-Carver; City Treasurer; Jeannine Racine; Police Chief Michael A. Fewless and Captain Eric Luce, Police Department; Interim Fire Chief Don Gilpin; Deputy Fire Chief, Tim Yoder, Fire Department; Parks and Recreation Department Director Michelle Yoder; Public Works Director Dale Bogle; Fruitland Park Library Director Jo Ann Glendinning; Community Development Administrative Assistant Tracy Kelley; and City Clerk Esther B. Coulson.

1. CALL TO ORDER

After Mayor Cheshire called the meeting to order at 6:00 p.m.; Reverend Seth Mulford, Grace Bible Baptist Church, gave the invocation, and Chief Fewless led in the Pledge of Allegiance to the Flag.

2. ROLL CALL

At Mayor Cheshire's request, Ms. Coulson called the roll and a quorum was present.

Mayor Cheshire announced the decorum for this evening's meeting.

3. LOCAL PLANNING AGENCY

By unanimous consent, the city commission recessed its meeting at 6:04 p.m. to convene the Local Planning Agency meeting and resumed its meeting at 7:09 p.m.

4. CONSENT AGENDA

Approval of Minutes

After Ms. Coulson explained that the December 14, 2017 regular meeting minutes were not yet available, she requested that they be postponed to the next meeting.

On motion of Commissioner Ranize, seconded by Vice Mayor Gunter and unanimously carried, the city commission postponed its action to approve the previously cited minutes to the next meeting.

5. REGULAR AGENDA

(a) Resolution 2018-002 Proposed Recreation Fees

Ms. Geraci-Carver read into the record the title of proposed Resolution 2017-002, the substance of which is as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ADOPTING A FEE SCHEDULE FOR USE OF CITY FACILITIES AND SERVICES; PROVIDING FOR REPEAL, AND PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Vice Mayor Gunter and seconded by Commissioner Lewis that the city commission adopt Resolution 2018-002 as previously cited.

There being no comments from the public, **Mayor Cheshire called for a roll call vote on the motion with the city commission members voting as follows:**

Commissioner Ranize	Yes
Commissioner Lewis	Yes
Commissioner Bell	No
Vice Mayor Gunter	Yes
Mayor Cheshire	Yes

Mayor Cheshire declared the motion carried on a four-to-one (4-1) vote.

(b) Resolution 2018-003 Relatives and Personal Relationships – Mayor and Commissioners

Ms. Geraci-Carver read into the record the title of proposed Resolution 2017-003, the substance of which is as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ADOPTING A POLICY APPLICABLE TO MAYOR AND COMMISSIONERS RELATING TO RELATIVES AND PERSONAL RELATIONSHIPS; AND PROVIDING FOR AN EFFECTIVE DATE.

In response to Ms. Coulson's inquiry, Ms. Geraci-Carver confirmed that provisions in subsections 1.(d) and (b) of the subject proposed resolution approved at the December 14, 2017 regular meeting were included.

Later in the meeting, Ms. Geraci-Carver explained, in response to Mayor Cheshire's inquiry, that the provision relating to an employee or spouse living in the city and desiring to run for elected office is not included. Where such provision would affect the present employee, Ms. Geraci-Carver addressed the need for same to be amended in personnel policies and procedures manual and mentioned her plan to communicate with Ms. Dorothy "Dottie" F. Green, Latham, Shuker, Eden & Beaudine, LLP, attorney retained by the city, on her recommendation with said language.

On motion of Commissioner Lewis, seconded by Commissioner Ranize and unanimously carried, the city commission tabled proposed Resolution 2018-003, as previously cited, to a future meeting.

- (c) **ITB 2017-001 New Public Library Facility Construction and Contract Award**
By unanimous consent, the city commission removed from the table considered at the November 9, 2017 regular meeting, its action on the selection committee's recommendation to award a contract to the bidder on Invitation to Bid 2017-001 New Public Library Facility Construction and Contract Award.

Mr. La Venia referred to Ms. Racine's email dated January 10, 2018 which accompanied the spreadsheet reflecting the Fruitland Park Library construction expenses to November 8, 2017; a copy of which is filed with the supplemental papers to the minutes of this meeting.

Mr. La Venia reported that he has been in contact with the county regarding the library grant in the Interlocal Agreement (ILA) reflecting the fund transfer of \$350,000 for furniture purchase for the library to construction and whether the county is amenable to same; thus, the matter is anticipated to be considered on the county commission's February 13, 2018 regular meeting agenda.

In response to Mr. La Venia's reference to additional funding sources in the Fiscal Year 2017-18 budget discovered by Ms. Racine, he addressed the opportunity he had earlier this day in conversing with the architect on the unlikely completion of the construction by October 31, 2018, and his request for the city commission to consider approving the remaining funds of approximately \$84,000 for final payment to be possibly earmarked in the FY 2018-19 budget, and conveyed his request to Ms. Racine, if the city commission utilizes the local preference ordinance which is allowable with the state grant of \$500,000.

After discussion and later in the meeting, Commissioner Bell recognized the city's previous work experience with Signature Construction's work and noted that they are local contractors.

A motion was made by Commissioner Bell and seconded by Commissioner Ranize that the city commission approve the selection committee's recommendations to award a contract to Signature Construction Inc., as the most preferred, responsive and responsible local bidder on Invitation to Bid 2017-001 New Public Library Facility Construction and Contract Award at a cost of \$1,744,000.

With reference to the requested contractors' references lists, Commissioner Ranize gave a report -- from his previous contact with the top three companies' references who were past clients -- on Signature Construction receiving, by far, the overall best evaluation.

Mayor Cheshire called for a roll call vote on the motion with the city commission members voting as follows:

Commissioner Bell	Yes
Commissioner Lewis	Abstained
Commissioner Ranize	Yes
Vice Mayor Gunter	Yes
Mayor Cheshire	Yes

Mayor Cheshire declared the motion carried on a four-to-one (4-1) vote. Commissioner Lewis declared an abstention due to a conflict of interest as one of the bidders is a business client of his. (Form 8B Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officers was filed with the supplemental papers to the minutes of this meeting.)

By unanimous consent, the city commission called for public comment.

Mr. John Cook, representing Mark Cook Builders, explained that they submitted a bid on the subject project and indicated that they were the apparent low bidder. After he referred to Commissioner Ranize's comments regarding the references, Commissioner Ranize interjected retracting his previous statements disclosing that Cook Construction built his home in 1982. He relayed the advice he received from Ms. Geraci-Carver -- thus, ensuring that he posed no potential conflict of interest -- that he could participate in voting on the subject issue at this evening's meeting.

Mr. Cooke indicated that he heard no discussion on price, noted that typical procurement projects are advertised as the lowest, responsive and responsible bidder, and believed that his firm is both responsive and responsible and that he sees no reason to award the subject project to the second highest bidder.

At Mayor Cheshire's request, Ms. Geraci-Carver recognized the selection committee's consideration of applying the local preference criteria bringing Signature's price lower than Mark Cooke Builder's.

Mr. Jeffrey Myers, Signature Construction Inc, referred to Mr. Cooke's statements where he believed Cook Construction to be the lowest responsible bidder. Mr. Myers pointed out the phrase from the respective bid documents identifying Signature Construction as the lowest on the base bid and noted that if the alternate was included, they would not be. He expressed, on behalf of Signature Construction, the intent to continue with the relationship he has in working for the city.

(d) ITB 2017-002 Site Development of a New Public Library Facility Construction and Contract Award

By unanimous consent, the city commission removed from the table considered at the November 9, 2017 regular meeting, its action on the selection committee's recommendation to award a contract to the lowest bidder on Invitation to Bid 2017-002 Site Development of a New Public Library Facility Construction and Contract Award.

Earlier in the meeting, Ms. Racine recognized funding sources that could be utilized -- from stormwater, public safety impact fees and the remaining capital improvement program (CIP) that the city commission previously budgeted for the new public works building -- for the grants equaling approximately \$1.85 million.

Commissioner Ranize addressed the need to supplant additional funding towards the site development; referred to his previous telephone call to Mr. Duane K. Booth, Booth, Ern Straughan & Hoitt, Inc.'s (BESH's), engineer retained by the city, questioning the path to be taken on the site plan work from the wastewater site to Veterans Memorial Park Complex.

Commissioner Ranize relayed Mr. Booth's statements regarding obtaining an utility easement agreement in lieu of waiving existing code violations which was addressed with the property owner in March 2017. He conveyed his questions to Mr. Booth on why the matter was not dealt with -- recognizing that neither the city has the easement agreement nor is he interested in receiving same -- and noted the placement of the Berckman Street right-of-way (ROW) to the south as a one-way street which would not exceed \$50,000.

Commissioner Ranize believed that a previous action made by a city employee with a private resident places the city in an ethical and criminal issue and indicated that he feels that the city would need to amend the amount and allocate an additional \$50,000 to erect the stormwater line down the city's ROW.

In response to Mayor Cheshire's inquiry, Ms. Geraci-Carver referred to the draft proposed utility easement agreement she prepared and forwarded approximately a week ago to Mr. Charles "Chuck" Johnston, representing Mr. Wayne Goodridge, the property owner, to determine whether he would be amenable to executing same. She relayed their following remarks that:

- the easement in question be treated as an eminent domain action;
- request that the city obtain an appraisal;
- Mr. Goodridge be compensated for granting the easement in question; and
- the city proceed in that manner.

Ms. Geraci-Carver referred to her conversations with Mr. La Venia on bringing the subject issue to the city commission's attention at this evening's meeting on how it wishes to move forward by obtaining an appraisal or make an offer on purchasing the easement outright.

At Commissioner Ranize' request, Ms. Geraci-Carver gave a background on the subject issue where she was informed to work on two utility easement agreements; reported that she received information on the Lake Saunders Grove utility easement she sent out around October or November 2017; her submittal of the easement to the city for comment which was not received until December 2017 from BESH and obtainable at the request of Mr. La Venia, and the ability for her to complete the easement in dealing directly with the property owner and subsequently with Mr. Johnson.

Responding to Commissioner Ranize' concerns on the matter which should have been completed earlier in 2017, Mr. La Venia reported that the subject matter was forwarded on to Ms. Geraci-Carver who is making the necessary contacts and relayed the communication he had with Mr. Goodridge who is aware of the concerns raised by Commissioner Ranize. Mr. La Venia confirmed that there is no relationship relating to the easement, what the city was implementing, and the appearance before the Planning and Zoning (P&Z) Board and conveyed Mr. Goodrich's position that he has no intention of giving a free easement but expects to be compensated which was not the information that was brought back to him.

In response to Commissioner Bell's inquiry, Mr. La Venia relayed his conversations with BESH on the approximate cost of performing the easement work through Mr. Goodridge's property; indicated that if the city wishes to pursue; he believed that the estimated calculations -- based on easement size, term, and an appropriate price on a dollar square foot of about \$9,000 to \$11,000 -- to be a fair offer. Mr. La Venia noted that if the city wishes not to pursue, Mr. Goodridge would be compensated and not make any arrangements and relayed his willingness to consider selling to the city the easement without the eminent domain process.

Ms. Geraci-Carver conveyed Mr. Goodridge's desire for the city to follow the process of obtaining an appraisal. She relayed her previous remarks to Mr. La Venia that the city recently purchased the property for \$15,000 along with an easement from Humble Investments Inc.; that an appraisal would cost about \$2,500, and whether a similar offer ought to be made instead of expending funds towards an appraisal with a determination made as to whether Mr. Goodridge would be in agreement and if it would be the manner in which the commission wished to proceed.

Mayor Cheshire concurred with Commissioner Ranize' previous statements on his preference to spend the extra funds and work around the property.

Ms. Geraci-Carver opined, in answer to an inquiry posed by Commissioner Lewis, that it would be in order for him to comment on funding the site easement project and noted that he would have to recuse himself on the subject procurement ITB 2017-002 documents.

Regarding the connection lines, Commissioner Bell voiced his concurrence with Commissioner Lewis' comments on the likelihood of removing a natural buffer as a perpetual code violation and noted the benefits to the city

With respect to the connection of the wastewater line Mr. Beliveau described, in response to Vice Mayor Gunter's inquiry, the wastewater connection dimensions, location (the former Casino building), and implementation of a directional bore and the need for a ditch and indicated that a meeting with Mr. Booth is planned for January 17, 2018 to address same.

Mr. La Venia addressed the possibility of reducing the connection line's size and reported on Mr. Goodridge's offer to sell the property to the city for \$1 million.

By unanimous consent, the city commission authorized the city attorney to contact Mr. Wayne Goodridge, property owner and extend the offer for \$35,000.

After Commissioner Lewis acknowledged Commissioner Ranize' opposition and after discussion, Ms. Geraci-Carver reviewed from the sketch of description prepared by BESH the location of Berckman Street and Rose Avenue intersection as the proposed utility easement and the three lots Mr. Goodridge have which will not be encumbered by the easement to which Commissioner Lewis indicated that the trees would need to be removed. (A copy of the sketch is filed with the supplemental papers to the minutes of this meeting.)

Following much discussion and, **by unanimous consent, the city commission determined not to proceed with the proposed utility easement and authorized the city attorney to contact Mr. Wayne Goodridge, property owner, as previously cited.**

Later in the meeting **a motion was made by Commissioner Bell and seconded by Vice Mayor Gunter that the city commission approve the selection committee's recommendation to award a contract to Pacqo Inc., as the lowest bidder on Invitation to Bid 2017-002 Site Development of a New Public Library Facility Construction and Contract Award at a cost of \$549,450.**

Commissioner Ranize referred to his email dated January 10, 2018 to Ms. Geraci-Carver regarding the subject contract; pointed out the Final Waiver of Liens and General Contractors Affidavit release of lien *City of Mascotte Palmwood Avenue and Laurel Street*, and cited the language under subsection 14.1.1., coordination of utility service He referred to Ms. Geraci-Carver's response on her plan to contact

BESH as they prepared the contract, and addressed the need for the corrected version to which Ms. Geraci-Carver voiced her concurrence confirming that BESH will be providing same. (Copies of the respective emails are filed with the supplemental papers to the minutes of this meeting.)

An amended motion was made by Commissioner Bell and seconded by Vice Mayor Gunter that the city commission approve the selection committee's recommendation to award a contract to Pacqo Inc. as previously cited, and amend the contract correcting the language under the Final Waiver of Liens and General Contractors Affidavit referencing the *City of Mascot Palmwood Avenue and Laurel Street* and correcting the provisions under subsections 14.1.1., *City of Groveland* and 14.1.4., *SECO*, Coordination of Utility Service.

Mayor Cheshire called for a roll call vote on the amended motion with the city commission members voting as follows:

Commissioner Bell	Yes
Commissioner Ranize	Yes
Vice Mayor Gunter	Yes
Commissioner Lewis	Abstained
Mayor Cheshire	Yes

Mayor Cheshire declared the motion carried on a four-to-one (4-1) vote. Commissioner Lewis declared an abstention due to a conflict of interest as one of the bidders is a business client of his. (Form 8B Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officers was filed with the supplemental papers to the minutes of this meeting.)

(e) Financial Report – November 2017

Ms. Racine reviewed the November 2017 budget report.

After discussion and **on motion of Commissioner Lewis, seconded by Commissioner Bell and unanimously carried, the city commission approved the November 2017 financial report as submitted.**

QUASI-JUDICIAL PUBLIC HEARING

By unanimous consent, the city commission opened the public hearings.

(f) Ordinance 2018-002 – Rezoning and Development Agreement – Petitioner: First Baptist Church of Leesburg Inc.

It now being the time advertised to hold a public hearing to consider Ordinance 2018-002.

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY
OF FRUITLAND PARK, FLORIDA, REZONING 14.95 ± ACRES

OF THE PROPERTY FROM GENERAL COMMERCIAL (C-2) TO MIXED USE PLANNED UNIT DEVELOPMENT (PUD) WITHIN THE CITY LIMITS OF FRUITLAND PARK; REZONING 52.70 +/- ACRES OF PROPERTY FROM PUBLIC FACILITIES DISTRICT (PFD) TO MIXED USE PLANNED UNIT DEVELOPMENT (PUD) WITHIN THE CITY LIMITS OF FRUITLAND PARK; REZONING 85.44 +/- ACRES OF PROPERTY FROM SINGLE FAMILY MEDIUM DENSITY RESIDENTIAL (R-2) TO MIXED USE PLANNED UNIT DEVELOPMENT (PUD) WITHIN THE CITY LIMITS OF FRUITLAND PARK; REZONING 17.00 +/- ACRES OF PROPERTY FROM HIGH DENSITY RESIDENTIAL/NEIGHBORHOOD COMMERCIAL (R-3A) TO MIXED USE PLANNED UNIT DEVELOPMENT (PUD) WITHIN THE CITY LIMITS OF FRUITLAND PARK; REZONING 33.98 +/- ACRES OF PROPERTY FROM GREENBELT DISTRICT (GB) TO MIXED USE PLANNED UNIT DEVELOPMENT (PUD) WITHIN THE CITY LIMITS OF FRUITLAND PARK; APPROVING A MASTER DEVELOPMENT AGREEMENT FOR THE PROPERTY; PROVIDING FOR CONDITIONS AND CONTINGENCIES; DIRECTING THE CITY MANAGER TO AMEND THE ZONING MAP OF THE CITY OF FRUITLAND PARK; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE. (The second reading will be held on January 25, 2018.)

On motion of Commissioner Lewis, seconded by Commissioner Bell and unanimously carried, the city commission continued the public hearing on proposed Ordinance 2018-002 Rezoning and Development Agreement to the Local Planning Agency workshop.

(g) Resolution 2018-004 Site Plan Approval - Mesos Medical Office –Petitioner: Carrie Ross Blevins

After Ms. Geraci-Carver read into the record the title of proposed Resolution 2018-004, the substance of which is as follows, Mayor Cheshire called for interested parties to be heard:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, GRANTING SITE PLAN APPROVAL FOR CONSTRUCTION OF A 5,954 SQUARE FEET MEDICAL OFFICE BUILDING LOCATED ON 466A IN FRUITLAND PARK, FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Commissioner Bell and seconded by Commissioner Ranize that the city commission adopt Resolution 2018-004 as previously cited.

There being no one from the public and **by unanimous consent, Mayor Cheshire closed the public hearing.**

Mayor Cheshire called for a roll call vote on the motion and declared it carried unanimously.

(h) Ordinance 2018-001 – Site Specific Comprehensive Plan – FLUE Petitioners: Terry F. and Rachel Ann Ross

It now being the time advertised to hold a public hearing to consider proposed Ordinance 2018-001, Ms. Geraci-Carver read into the record the following title the substance of which is as follows, and Mayor Cheshire called for interested parties to be heard:

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN OF THE CITY OF FRUITLAND PARK, LAKE COUNTY, FLORIDA PURSUANT TO 163.3187(1), FLORIDA STATUTES; CHANGING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN BY PROVIDING TEXT AMENDMENTS SPECIFIC TO LOTS 15 – 19, BLOCK B, FIRST ADDITION TO DREAM LAKE SUBDIVISION, CONSISTING OF LESS THAN 10 ACRES IN SIZE, LOCATED ON SUNSET WAY, FOREST STREET AND PENNSYLVANIA AVENUE, SPECIFYING ALLOWABLE USES ON THE PROPERTY; AMENDING THE FUTURE LAND USE MAP AND FUTURE LAND USE DESIGNATION TO MULTI-FAMILY LOW DENSITY AS LIMITED BY THE SITE SPECIFIC AMENDMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR THE FORWARDING OF THIS ORDINANCE TO THE STATE OF FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE. (The second reading will be held on January 25, 2018.)

A motion was made by Commissioner Bell and seconded by Commissioner Ranize that the city commission approve the LPA's recommendation of approval on Ordinance 2018-001 as previously cited.

Commissioner Ranize gave an overview on the Ross' initial appearance before the city employee and the employee's agreement to the request, without following policies and procedures and the city's codes, to build duplexes; the Ross' action, in good faith, taken on the permit reflecting duplexes which they built, the community's observance of same where concerns were expressed, and the

involvement from LPG Urban and Regional Planners Inc., planners retained by the city, and city departments.

Commissioner Ranize referred to discussions at the August 24, 2017 regular meeting regarding the subdivision lots along Sunset Way where no activities had taken place since procedures were not followed on the private property; the suggestion for a survey to be conducted, and the need to relocate the fences. Believing that the city commission took a position in that regard, he recognized some of the properties exit Sunset Way; recalled the appearances of Mr. Dwight Dodd, former City of Fruitland Park resident, before the city commission requesting resolution to the drainage issue and noted the subsequent sale of his property and relocation to Georgia.

Commissioner Ranize recollected his request in October 2017 to Ms. Coulson for records on duplexes on Dennis Avenue, East Palm Street, Orange Street, Berkman Street, and east of Villa Road which resulted from a building permit identifying the property on Orange Street as a single family attached residential unit. He voiced his concerns that no records were found that same were considered before the P&Z Board.

Commissioner Ranize identified the area where the petitioner had built, maintained and sold the duplex property; expressed concerns that it is currently unkempt, and voiced his confidence that Mr. Ross will make the property presentable. Commissioner Ranize indicated that he believed that the subject issue is unfair to the residents; recognized that the process was not followed correctly, and felt the city has been lacking for not taking the corrective action. He noted those who are affected by the two properties that are already built; noted the need to proceed with the special exception use, and requested that the Ross' consider erect single family residences. Commissioner Ranize anticipated that the city and staff ensure that such situation does not reoccur again.

In concurring with Commissioner Ranize' comments, Commissioner Lewis voiced his belief that what has been built to be a good indicator which he considers as improving the area and that he would be voting in favor.

Vice Mayor Gunter recollected being raised in the subject area; noted the properties present condition, and expressed support of the subject item hoping that the proposed properties will improve the neighborhood.

Mr. Myers interpreted from the Florida Building Code the definitions of 'duplex', a single family residence; 'triplex', a single family residence, and 'fourplex', multifamily. He referred to the duplex properties at Harbor Hills Development located north of the city and voiced his concurrence with Vice Mayor Gunter's statements that it would be up to the code enforcement officer to take an action with respect to property upkeep.

Mr. Carlisle Burch, City of Fruitland Park resident, stated that the late Mr. Robert Harden, former City of Fruitland Park resident, allowed the condition of the subject properties to decline over the years; recognized the plans, the individual who purchased the property from him, had to build single family homes, and noted how the community was informed due the proposed lot sizes, the lack of room to erect septic tanks, and the needed wastewater connections which had to be carried out by Mr. Myers.

Mr. Burch voiced his agreement that the proposed two units are satisfactory which he believed ought to be separate issues. He recognized the approval of said units according to the city's land development regulations (LDRs); the affected-area residents' discovery on same, and city commission's desire to eliminate the duplexes and the single family medium density residential (R-2) zoning district. Mr. Burch relayed Mr. La Venia's comments, at that time, that he did not see any reason for duplexes and stated that he does not see any reason for same to be changed.

Mr. Burch acknowledged the petitioner's building which he considered as pleasing but not the layout and gave his opinion that the long-term single family units would be of greater benefit to the neighborhood. He voiced his opposition to the subject item noting that the approval process was not adhered to by city employees. Mr. Burch requested special exception use for the two lots only and allow for the single family designation to remain.

By unanimous consent, Mayor Cheshire closed the public hearing.

Mayor Cheshire called for a roll call vote on the motion on the floor with the city commission members voting as follows:

Commissioner Ranize	No
Commissioner Bell	Yes
Vice Mayor Gunter	Yes
Commissioner Lewis	Yes
Mayor Cheshire	Yes

Mayor Cheshire declared the motion carried on a four to one (4-1) vote.

(i) Resolution 2018-001 Special Exception Use – Petitioners: Terry F. and Rachel Ann Ross

It now being the time advertised to hold a public hearing to consider proposed Resolution 2018-001, Ms. Geraci-Carver read into the record the following title (showing revisions) the substance of which is as follows, and Mayor Cheshire called for interested parties to be heard:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY
OF FRUITLAND PARK, FLORIDA, GRANTING A SPECIAL

EXCEPTION USE IN THE R-2 ZONING DISTRICT TO ALLOW DUPLEXES, ON THE HEREIN DESCRIBED PROPERTY LOCATED ON STREET SUNSET WAY, FOREST AVENUE AND PENNSYLVANIA AVENUE, CITY OF FRUITLAND PARK, FLORIDA OWNED BY TERRY AND RACHEL ROSS; AND LARRY AND CARRIE BLEVINS, PROVIDING FOR CONDITIONS; PROVIDING FOR AN EXPIRATION DATE; AND PROVIDING FOR AN EFFECTIVE DATE.

Ms. Geraci-Carver announced that the subject proposed resolution pertains to lots 13 to 19.

A motion was made by Commissioner Bell, and seconded by Commissioner Lewis that the city commission approve the LPA's recommendation of approval on Resolution 2018-001 as previously cited.

Mayor Cheshire called for a roll call vote on the motion on the floor with the city commission members voting as follows:

Commissioner Bell	Yes
Vice Mayor Gunter	Yes
Commissioner Ranize	No
Commissioner Lewis	Yes
Mayor Cheshire	Yes

Mayor Cheshire declared the motion carried on a four to one (4-1) vote.

END OF QUASI-JUDICIAL PUBLIC HEARING

PUBLIC HEARING

(j) Second Reading and Public Hearing – Ordinance 2017-030 Solid Waste Increase

It now being the time advertised to hold a public hearing to consider proposed Ordinance 2017-030, Ms. Geraci-Carver read into the record the following title the substance of which is as follows, and Mayor Cheshire called for interested parties to be heard:

AN ORDINANCE OF THE CITY OF FRUITLAND PARK, LAKE COUNTY, FLORIDA AMENDING SECTION 99.40 TO INCREASE THE SOLID WASTE RATES BY 2% WITH RATES EFFECTIVE AS OF JANUARY 1, 2018; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF ALL CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on December 14, 2017.)

A motion was made by Commissioner Lewis and seconded by Commissioner Bell that the city commission enact Ordinance 2017-030 as previously cited to become effective immediately as provided by law; however, the refuse collect rate adjustments shall be implemented on January 1, 2018.

Mayor Cheshire called for a roll call vote on the motion and declared it carried unanimously.

(k) Second Reading and Public Hearing - Ordinance 2017-031- Personnel Policy and Procedures - Education Reimbursement Program

It now being the time advertised to hold a public hearing to consider proposed Ordinance 2017-031, Ms. Geraci-Carver read into the record the following title the substance of which is as follows, and Mayor Cheshire called for interested parties to be heard:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ADOPTING REVISIONS TO POLICY 10.1 IN CHAPTER X IN THE CITY OF FRUITLAND PARK'S PERSONNEL POLICIES AND PROCEDURES MANUAL ADOPTED IN ORDINANCE 2017-016; PROVIDING FOR DIRECTIONS; PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on December 14, 2017.)

A motion was made by Commissioner Lewis and seconded by Commissioner Bell that the city commission enact Ordinance 2017-031 as previously cited to become effective immediately as provided by law.

Mayor Cheshire called for a roll call vote on the motion and declared it carried unanimously.

END OF PUBLIC HEARING

6. OFFICERS' REPORTS

(a) City Manager

i. Northwest Lake Community - Cales Park Multipurpose Soccer Field Complex Status Report

Mr. La Venia reported that in one week, the sod is expected to be laid onto the Northwest Lake Community, Cales Park Multipurpose Soccer Field Complex and identified the \$100,000 earmarked in the FY 2017-18 budget and the matching grant of \$150,000 received from Lake County -- \$50,000 of which was transferred towards the construction of the Fruitland Park Library project.

Mr. La Venia addressed his intent to commence expending the matching grant -- with the anticipation of receiving reimbursement as long as the city meets its obligation – supplanting it towards parking along Shiloh Street which is a necessity and explained that prices will be obtained to implement same.

After Ms. Racine indicated that the \$50,000 was not transferred to the library project, she confirmed that said amount is still in the FY 2017-18 budget, to which Mr. La Venia addressed the need for the \$100,000 matching grant funds which he identified in the Northwest Lake Community Park ILA with the county. He reiterated the need for parking as the first step before the April 7, 2018 Fruitland Park Day event.

By unanimous consent, the city commission accepted the city manager's recommendation, as previously cited, authorizing him to obtain prices for the Northwest Lake Community, Cales Park Multipurpose Soccer Field Complex parking along Shiloh Street.

Mr. La Venia concurred in the affirmative to Commissioner Ranize's request that drawings or renderings on same will be provided.

ii. Public Works Department – Streets and Sidewalks Status Report

Mr. La Venia recalled Commissioner Ranize's concerns regarding sidewalks/roads and streets at the January 12, 2017 regular meeting; the city commission's discussions on a cost analysis and its consensus at the August 8, 2017 budget workshop meeting on the grading of the city's roadways in need of repair.

Mr. La Venia conveyed Mr. Booth's previous conversations with him on his ability to conduct an evaluation for up to \$3,000; requested the city commission's direction; thus, noting previous discussions regarding Sunset Way, and indicated that a survey would cost approximately \$10,000.

In response and after Commissioner Bell acknowledged the problems with Sunset Way and the public's previous identification of streets that are problematic noting Seminole Avenue (dirt road) and Old Dixie Avenue, Commissioner Ranize suggested the development of and taking action on a priority list.

Following Mr. La Venia's request for a commission workshop on how and when specific roads and streets would be implemented and the allocation of funds towards same, Mayor Cheshire concurred with Commissioner Lewis' suggestion that staff could identify the deteriorating roadways and utilize \$3,000 towards same rather than paying a consultant.

After discussion, Commissioner Ranize referred to the five-year CIP that Mr. La Venia provided in 2016 and recognized the larger projects that were planned for the future which were not identified.

Mayor Cheshire requested that Mr. Bogle report back to the city commission rating and identifying the worst city roadways, outlining the dimension of the dirt roads, and providing an estimate.

After discussion, Mr. La Venia, in agreeing with Commissioner Ranize's statements, recognized Lime Street, Sunset Way, and Old Dixie Avenue as large projects which will be included in the five-year CIP; addressed the need for estimated costs, and mentioned his plan to address same with Mr. Booth when he plans to meet with him on January 17, 2018.

Commissioner Ranize referred to his November 14, 2017 email to Mr. La Venia regarding sidewalks and recognized the lack of sidewalks which is a safety hazard for school students walking on West Miller Street towards Cales Memorial Recreation Complex and the proposed multipurpose soccer field. He believed said roadway, a county road, should be on the top of the priority list and questioned the availability of grant funding. (A copy of the memorandum is filed with the supplemental papers to the minutes of this meeting.)

After discussion, Mr. Bogle confirmed, in the affirmative in response to Mayor Cheshire's suggestion, that he will provide the information from CR 466A to said complex by email and include a copy to Ms. Coulson.

(b) City Attorney

- i. James and Rita Homonai v. City of Fruitland Park
Announcement Attorney Client Session - James and Rita Homonai v. City of Fruitland Park et. al., Case No.: 5:16 cv-610-oc-30PRL**
Later in the meeting, Ms. Geraci-Carver announced the coordination of an attorney-client session to be held on Tuesday, January 23, 2018 at 6:30 p.m. at city hall commission chambers and read into the record the respective notice; a copy of which is filed with the supplemental papers to the minutes of this meeting.
- ii. Green v. City of Fruitland Park, Hunnewell, Isom and Isaacs**
Earlier in the meeting, Ms. Geraci-Carver reported that attempts are being made to obtain a voluntary dismissal on the Green v. City of Fruitland Park, Hunnewell, Isom and Isaacs' case which is being worked on in light of the testimony which arose from the previous deposition.
- iii. Notice of Claim – James Hartson**
Ms. Geraci-Carver stated that she had nothing to report on the James Hartson notice of claim.

iv. **Notice of Claim – Larry Odum**

Ms. Geraci-Carver stated that she had nothing to report on the Larry Odum notice of claim.

7. **PUBLIC COMMENTS**

Mr. Ray Clark, City of Fruitland Park resident, expressed concerns on the animal control's management with a number of stray animals around Lake County and the limited number of employees during office working hours covering a scope expanding throughout the county. He recognized that the city originally oversaw animal control before it was managed by the county; questioned why funding could not be expended towards same, and inquired why the city cannot take over.

Mr. Clark addressed the consequences resulting from animal bites; stressed the urgent need for the city to take action as individuals are neglecting their animals, and noted the current situation worsening.

Ms. Janet C. Yarborough and neighbor Mr. "Bob" Charles R. Scruggs, Fruitland Park residents, voiced major complaints regarding the overrun of neighborhood cats and the cleanup of their waste. Mr. Scruggs gave his understanding of the pet ownership limit for each household; recognized the overpopulation problem which has existed for more than 45 years, and requested that the city send out notices reminding pet owners on the limit established on the number of pets allowed.

Mr. Scruggs recognized the procedures a not-for-profit organization undertakes when responding and visiting the site for a fee; trapping and removing animals in individuals' yards, and returning them back to their original place once treated at their facilities which he believes does not resolve the problem.

Ms. Yarborough voiced her frustrations in visiting the county and obtaining animal trappers for their yards. She relayed the county's dissatisfaction, when visiting her, on the manner in which the animal was trapped.

Despite the county's animal services offices operating hours, Mr. Scruggs reported that he and his neighbor were personally threatened by the Lake County Sheriff's Office who indicated that they would be detained as animal control calls were not made by them sooner.

After Mayor Cheshire suggested that Mr. La Venia and Ms. Geraci-Carver determine what could be implemented to resolve the matter and Ms. Yarborough relayed the city's code enforcement officer's response after it was questioned why the neighbor was feeding the wild cats, Mayor Cheshire assured Ms. Yarborough that Mr. Le Venia and Ms. Geraci-Carver will look into the matter and the city will be communicating with her.

8. COMMISSIONERS' COMMENTS

(a) Commissioner Ranize

i. Animal Control

Commissioner Ranize voiced his concurrence regarding the complaints relating to cats; relayed his experience with same writing off approximately \$5,000 in inventory as a result of litter and defecation; the disputes he had with the county's animal services office, and the trapping method utilized which yields the same problem. He suggested voicing said concerns to the county commission.

ii. P&Z Board

Commissioner Ranize disclosed his attendance at the December 13, 2017 P&Z Board meeting when it considered the rezoning and development agreement for the petitioner, First Baptist Church of Leesburg Inc. He relayed the comments from Mr. Art A. Ayris, representing First Baptist Church of Leesburg, on the church construction and the plan to bring the first academy along with the athletic football and track area.

Commissioner Ranize disclosed his telephone conversations with Mr. Ayris, several days after the meeting, indicating that he would not be discussing anything about zoning on said proposed property. Commissioner Ranize relayed that the matter of the church, football field, and the track did not come before the city commission and conveyed Mr. Ayris' response that it was believed that same would not be the right fit for the property.

In response to Commissioner Bell's statements that he does not recall such discussion before the city commission, Commissioner Ranize voiced concerns on decisions being made unbeknownst to the city commission and same not being presented before the body.

With respect to Regular Agenda Items 5.(h) and (i) relating to the petitioners Terry F. and Rachel Ann Ross approved earlier in this evening's meeting, Commissioner Ranize cited why he opposed due to the lack of opportunity for the residents and the commission and requested that procedures be followed when presenting matters before the city commission.

(b) Commissioner Lewis

i. Lake EMS

Commissioner Lewis reported on imminent changes relating to Lake Emergency Medical Services (EMS) Inc.'s structure and the process initiated by the county commission. He relayed his January 10, 2018 conversations with Mr. Jerry Smith, Lake EMS Executive Director, who shared his plans to communicate with all county's directors, municipal managers, and fire chiefs. Commissioner Lewis pointed out the retention of a consultant (Fitch & Associates LLC) who recently met with Messrs. La

Venia, Smith and himself, on Lake EMS' organizational changes, its integration, consolidation and transfer to the county. He addressed the importance in voicing any concerns.

ii. Stormwater – Urick Street to Mirror Lake Drive

Commissioner Lewis relayed a resident's request regarding the stormwater runoff from the development on Urick Street and the fowling of Mirror Lake Drive and recalled his suggestion at the December 14, 2017 regular meeting for Mr. La Venia to write a letter to St. John's River Water Management District (SJRWMD) which did not occur.

In response, Mr. La Venia gave his reassurance that a letter will be sent on January 12, 2018 and Ms. Geraci-Carver responded to a question posed by Commissioner Ranize that she would work with Mr. La Venia.

After Commissioner Lewis addressed the subject issue, Mr. Bogle explained that he will be working with Ms. Mary-Ann Krisovitch, Spanish Moss Properties Inc. (consultant retained by the city on National Pollutant Discharge Elimination System Stormwater Program), to visit the site to conduct preliminary reviews during the week of January 15, 2018. He addressed his intent to provide related photographs to Ms. Geraci-Carver.

(c) Commissioner Bell

i. Lake EMS Inc.

Commissioner Bell recalled his pervious membership on Lake EMS, the hierarchy of its board, and the subsequent changes made in the makeup of the county and municipal elected representatives.

In response, Commissioner Lewis conveyed Mr. Smith's financial report made at the December 5, 2017 Lake EMS Board Meeting; on the implications of the negative cash position resulting from Hurricane Irma and his pursuit for pooled cash from the county. He relayed Mr. Smith's indication of County Manager Jeff Cole, the executive office manager, and Fire Chief Jim Dickerson, leading towards the initial steps of a merger.

ii. Berckman Street and Old Dixie Avenue Intersection

Commissioner Bell reported that he has been approached by residents on safety issues relating to the intersection on Old Dixie Avenue and Berckman Street and relayed their request to erect a four-way stop sign.

After discussion and with the exception of the highways, Commissioner Bell voiced his belief that intersection in question yields the highest traffic accident.

Following further discussion and **by unanimous consent, the city commission accepted the city manager's recommendation to write a**

letter to Lake County Manager Jeff Cole to pursue a four-way stop sign on the intersection of Old Dixie Avenue and Berckman Street.

(d) Vice Mayor Gunter, Jr.

Vice Mayor Gunter stated that he had no comments at this time.

9. MAYOR'S COMMENTS

(a) Police Department, Public Works Department and Code Enforcement

After Mayor Cheshire conveyed compliments received regarding the performance of code enforcement and police and public work departments, Commissioner Ranize addressed the need to work on the city's policies and procedures for building permits.

(b) Pine Ridge Dairy Road

Mayor Cheshire referred to Commissioner Ranize' concerns made earlier this evening at the LPA meeting -- when considering proposed Rezoning and Development Agreement Ordinance 2018-002, for the First Baptist Church of Leesburg Inc. -- regarding the increased traffic on Pine Ridge Dairy Road.

Mayor Cheshire noted drivers speeding in the area (namely, Veterans Memorial Park Complex Park, Josephine Drive, Bottomley Lane, Cutoff Road to the triangle, and Rooks Avenue) towards US Highway 27/441; recognized the existing posted speed of 25 mph, and questioned what could be implemented.

(c) City Commission 2018 Proposed Workshops

Mayor Cheshire referred to the 2018 proposed workshops list prepared by Ms. Coulson; a copy of which is filed with the supplemental papers to the minutes of this meeting. He addressed the need for the city commission to give Mr. La Venia guidance on same and reviewed the following:

i. Brownfields Redevelopment Program (Florida Medical Industries Inc.)

Mayor Cheshire recalled the city commission's discussions at its December 14, 2017 regular meeting inquiring on whether the Florida Medical Industries Inc. site was contaminated.

ii. Building Maintenance – Generator

Mayor Cheshire referred to Commissioner Ranize' previous comments on the need for an emergency generator; the refurbishment of city hall, and addressing same during the 2018 budget workshop process or at a workshop.

In answering, Mr. La Venia pointed out a recent staff committee comprised of Chief Fewless, Interim Chief Gilpin and himself where they expect to meet in one week regarding emergency management.

In response and upon Mayor Cheshire's suggestion, **the city commission, by unanimous consent, agreed for the staff committee to meet and report back with a disaster response and an emergency management plan where at that time, discussions will be held regarding a generator. Additionally in recognizing the existing available grant funding, the city commission agreed for the city manager to communicate with Mr. Fred Fox, the grant writer retained by the city.**

iii. **CIP**

After Mr. La Venia requested the city commission's input on the CIP, upon Mayor Cheshire's suggestion and **by unanimous consent, the city commission directed the city manager to provide to the city commission the five-year Capital Improvement Plan where a workshop would be held on same, if required.**

iv. **CDBG 2018 Cycle**

Mr. La Venia explained that he has since communicated with Mr. Fox regarding the 2018 Community Development Block Grant cycle and addressed the plan to place same on a future agenda for discussion.

v. **Comprehensive Plan/LDRs**

Mayor Cheshire referred to his discussions with Mr. Greg Beliveau, LPG Urban and Regional Planners Inc., on his willingness to proceed reviewing the LDRs where Ms. Coulson would communicate with the city commission on a date and time in which to hold workshops on the following:

- Chapter 163, Sign Regulations;
- Chapter 151, Definitions and Interpretations, and
- Chapter 152, Administration

In response to an inquiry posed by Vice Mayor Gunter on the need to review architectural design, **by unanimous consent, the city commission agreed with Mayor Cheshire's suggestion to commence with the workshops on the previously cited Land Development Regulations and proceed with others subject items from that point.**

vi. **Parks and Recreation**

Mayor Cheshire recognized that a workshop is not required for parks and recreation.

vii. **Public Works Building**

Mayor Cheshire recognized that a workshop is not required for the public works building.

viii. **Landscaping**

Mr. La Venia addressed the need to review the whole city-wide landscaping project.

After discussion, Vice Mayor Gunter relayed the city commission's direction at its July 27, 2017 regular meeting regarding the landscape maintenance on US Highway 27/SR 441 and CR 466A and the utilization of funds with existing public works personnel.

Mr. Bogle addressed the need to pay \$237,350 for landscaping improvements and referred to his previous meeting held on working out preliminary costs.

After much discussion, Commissioner Lewis pointed out the city's obligations on landscaping improvements for US Highway 27/SR 441 under the joint participation agreement with the Florida Department of Transportation (FDOT) and Mayor Cheshire referred to the city commission's previous consideration to implement the landscaping improvements.

After Mayor Cheshire requested that staff review the subject joint participation agreement, and revisit same, Mr. La Venia recognized that the city was not planning to budget the \$40,000, if a site plan is to be conducted at the subject location; suggested that the subject issue be reviewed during the FY 2018-19 budget process where a determination ought to be made, and acknowledged the availability of the public works staff to maintain said area.

ix. Streets and Sidewalks

The streets and sidewalks status update report was addressed earlier in this evening's meeting.

x. Street Lights Repair

The city commission took no action on the street lights repair from Berckman Street and College Avenue.

xi. Wastewater Connection Line

In response to Commissioner Ranize' inquiry as to whether the city has an executed wastewater connection line agreement, Ms. Geraci-Carver indicated, that she is working on same. She referred to her recent communications with the individual -- who deals with the respective property where he indicated that he had retained an attorney with whom she reached -- relayed the attorney's response that he had reviewed the agreement to determine the status; however, he was not authorized at that time to comment. Ms. Geraci-Carver addressed her plan to follow-up on the issue on January 15, 2018.

In response to Commissioner Ranize' inquiry, Mr. Bogle gave the status of the connection line from the Town of Lady Lake's wastewater site which is complete; identified the location (up to the ROW to Lake Eller Drive) where the final portion of the (Lake Saunders Groves) easement rights is required, and addressed his attempts to communicate with Hamlet Construction Company, underground utility company, regarding the method of connectivity.

Following much discussion on incomplete paperwork on various projects, Mayor Cheshire recalled the "no" votes by Commissioner Ranize and himself on the city commission's actions at its June 8, 2017 regular meeting to not proceed with the investigation regarding the Terry Ross Development project. He addressed the subsequent initiative taken by Mr. La Venia to implement policies and procedures of the community development department preventing such deficiencies from reoccurring.

xii. LPA Workshop – Proposed Ordinance 2018-002 Rezoning and Development Agreement

Earlier in the meeting, Mayor Cheshire recognized the city commission's earlier actions to continue the public hearing on proposed Ordinance 2018-002 Rezoning and Development Agreement to the LPA workshop regarding First Baptist Church of Leesburg Inc..

(d) Dates to Remember

Mayor Cheshire recognized the following dates to remember:

- January 12, 2018 – LCLC *Let Cities Work Initiative and Organizational Meeting*, Lake Receptions 4425 N Highway 19-A, Mount Dora, Florida 32757 at 12:00 p.m.;
- January 12, 2018 – Movie on the Lawn – Cancelled;
- January 15, 2018, Dr. Martin Luther King Jr. Birthday – City Offices Closed;
- January 23, 2018, Lake Emergency Management Services Inc. (EMS), Employee Issues Committee Meeting, Lake County Administration Building, Board Chambers, 315 West Main Street, Tavares, FL 32778 at 3:00 p.m.
- January 23, 2018, Lake EMS, EMS Operations Committee Meeting, Lake County Administration Building, Board Chambers, 315 West Main Street, Tavares, FL 32778 at 4:00 p.m.;
- January 23, 2018, Attorney-Client Closed Session at 6:30 p.m.;
- January 25, 2018, City Commission Regular at 6:00 p.m.
- January 29-30 Florida League of Cities' Legislative Action Days, Doubletree by Hilton, Tallahassee at 9:00 a.m.;
- January 30, 2018, Lake EMS Meeting, Lake County Administration Building, Board Chambers, 315 West Main Street, Tavares, FL 32778 at 2:00 p.m.;

- February 1, 2018, City Commission Regular at 6:00 p.m., which Mr. La Venia indicated that he will communicate with Mayor Cheshire in that regard.
- February 9, 2018 – LCLC *TBD*, Lake Receptions 4425 N Highway 19-A, Mount Dora, Florida 32757 at 12:00 p.m.;
- February 9, 2018 – Movie on the Lawn *The Emoji Movie* at 6:00 p.m.;
- February 10-16, 2018, Love Week;
Saturday February 10, 2018 *5k Love Run*, City Hall at 8:00 a.m., and
- February 28, 2018, Lake-Sumter MPO Governing Board Meeting, 225 W Guava Street, #217, Lady Lake, Florida 32159 at 2:00 p.m.

By unanimous consent, the city commission agreed with the city manager's suggestion to hold a Local Planning Agency workshop on January 18, 2018 at 6:00 p.m. in the city commission chambers to address Ordinance 2018-002, Rezoning and Development Agreement – Petitioner: First Baptist Church of Leesburg Inc. and that questions relating to the subject issue would be forwarded to the petitioner.

10. ADJOURNMENT

There being no further business, the meeting adjourned at 9:15 p.m.

The minutes were approved at the January 28, 2018 regular meeting.

Signed

Esther B. Coulson, City Clerk

Signed

Chris Cheshire, Mayor

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Lewis, Raymond Preston</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Fruitland Park City Commission</i>
MAILING ADDRESS <i>507 Lewis St</i>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY COUNTY <i>Fruitland Park Lake</i>	NAME OF POLITICAL SUBDIVISION:
DATE ON WHICH VOTE OCCURRED <i>11/11/18</i>	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Raymond Lewis, hereby disclose that on January 11, 20 18:

(a) A measure came or will come before my agency which (check one or more)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, Lee Woods Construction and Professional Dir.
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Both of the referenced contractors purchase insurance policies from me for which I am paid a commission

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

1/11/18
Date Filed

Raymond P. Lewis, II
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.