

**FRUITLAND PARK CITY COMMISSION
REGULAR MEETING AGENDA**

November 12, 2020

City Hall Commission Chambers
506 W. Berckman Street
Fruitland Park, Florida 34731

6:00 p.m.

- 1. CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE**
Invocation – Pastor Brian Broone, Heritage Community Church

Pledge of Allegiance – Police Chief Erik Luce
- 2. ROLL CALL**
- 3. OATH OF OFFICE – SWEARING-IN CITY COMMISSIONERS** (city clerk)
 - (a) District 3 Commissioner**
Chris Cheshire
 - (b) District 4 Commissioner**
John L. Gunter Jr.
 - (c) District 5 Commissioner**
Chris Bell
- 4. ANNUAL ELECTION OF OFFICERS** (city clerk)
 - (a) Mayor**
 - (b) Vice Mayor**
- 5. LOCAL PLANNING AGENCY**
As soon as practical at 6:15 p.m., recess to the Local Planning Agency meeting.
- 6. CONSENT AGENDA**
Approval of Minutes (city clerk)
Approval of October 22, 2020 minutes
- 7. REGULAR AGENDA**
 - (a) Resolution 2020-065 Lake County League of Cities Appointments** (city clerk)
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPOINTING A MEMBER AND ALTERNATE TO THE LAKE COUNTY LEAGUE OF CITIES, INC.; PROVIDING THE TERM

EXPIRATION DATE; AND PROVIDING FOR AN EFFECTIVE DATE.

- (b) Lake County Educational Concurrency Review Committee Appointment** (city clerk)
Motion to appoint a member to serve on the Lake County Educational Concurrency Review Committee for one year.
- (c) Lake~Sumter MPO Governing Board Appointments** (city clerk)
Motion to appoint a member and alternate to serve on the Lake~Sumter Metropolitan Planning Organization Governing Board.
- (d) Boards/Committees/Workshops**

 - i. Charter Review Discussion** (city manager)
Charter review discussion.
 - ii. Centennial Celebration Event Committee Discussion** (city clerk)
Centennial Celebration Event Committee discussion.
- (e) 2021 City Commission Meeting Schedule** (city clerk)
Motion to approve the 2021 city commission meeting schedule.
- (f) Resolution 2020-064 Professional Grant Writing Services Contract - Liberty Partners of Tallahassee LLC** (city manager/city attorney)
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING THE 2020-2021 CONTRACT FOR GRANT MANAGEMENT AND CONSULTING SERVICES BETWEEN LIBERTY PARTNERS OF TALLAHASSEE, LLC & CITY OF FRUITLAND PARK; PROVIDING FOR AN EFFECTIVE DATE.
- (g) Abandoned Properties and 401 Acorn Circle - Case CE2017-0032** (city manager/city attorney)
Motion to recommend to the Special Magistrate the waiver of the order of fines on Case CE2017-0032 for the property condemned as dangerous structures located at 401 Acorn Circle and authorize the charge levied and assessed by the August 11, 2017 Special Magistrate's Order to be payable by the current property owner.
- (h) Computers Purchases - Community Development Department** (city manager/community development department director)
Approve the purchase of five desktop and two laptop computers. for the community development department.

- (i) **Fire Protection and Rescue Service Discussion** (city manager)
Discussion on the fire protection and rescue service.

PUBLIC HEARING

- (j) **First Reading and Public Hearing - Ordinance 2020-012 Fire Prevention-Life Safety Codes** (city attorney)

AN ORDINANCE OF THE CITY COMMISSIONERS OF THE CITY OF FRUITLAND PARK, LAKE COUNTY, FLORIDA; AMENDING SECTIONS 92.01, 92-04, 92-10 AND 92-99 IN CHAPTER 92 OF THE CODE OF ORDINANCES RELATING TO THE FLORIDA FIRE PREVENTION CODE, LIFE SAFETY CODE AND PENALTIES; REPEALING SECTIONS 92.07 THROUGH 92-09 IN CHAPTER 99 OF THE CODE OF ORDINANCES THEREBY ELIMINATING THE FIRE SAFETY BOARD; PROVIDING FOR INCLUSION IN THE CODE, SEVERABILITY AND CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE. (The second reading will be held on December 10, 2020.)

- (k) **Second Reading and Public Hearing - Ordinance 2020-011 Solid Waste Rates** (city treasurer/city attorney/city manager)

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, 2021; 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 October 22, 2020.)

- (l) **Second Reading and Public Hearing - Ordinance 2020-013 Elections** (city attorney)

AN ORDINANCE OF THE CITY COMMISSIONERS OF THE CITY OF FRUITLAND PARK, LAKE COUNTY, FLORIDA; AMENDING CHAPTER 34 OF THE CODE OF ORDINANCES RELATING TO ELECTIONS; REPEALING PROVISIONS NO LONGER APPLICABLE; AMENDING PROVISIONS TO COMPLY WITH FLORIDA LAW; PROVIDING FOR INCLUSION IN THE CODE, SEVERABILITY AND CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on October 22, 2020.)

(m) Second Reading and Public Hearing – Ordinance 2020-005 Annexation (Boundary Amendment) 27.74 Acres – CR 466A-West of Oliver Lane - Petitioner: Lake County School District

(city attorney/city manager/community development director)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF FRUITLAND PARK FLORIDA, IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 27.74 ± ACRES OF LAND GENERALLY LOCATED NORTH OF CR 466A AND WEST OF OLIVER LANE; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE DEPARTMENT OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; SETTING AN EFFECTIVE DATE. (The first reading was held on October 22, 2020.)

(n) First Reading and Public Hearing – Ordinance 2020-006 LSCPA – FLUP to Commercial - N CR466A and West of Olive Lane - Petitioner: Lake County School District

(city attorney/city manager/community development director)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, PROVIDING FOR A LARGE SCALE COMPREHENSIVE PLAN AMENDMENT AND SITE SPECIFIC AMENDMENT BY AMENDING THE FUTURE LAND USE PLAN DESIGNATION TO COMMERCIAL HIGH INTENSITY OF 27.74 +/- ACRES OF PROPERTY GENERALLY LOCATED NORTH OF CR 466A AND WEST OF OLIVER LANE; DIRECTING THE CITY MANAGER OR DESIGNEE TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY, CONFLICTS AND SCRIVENER'S ERRORS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE. (The second reading may be continued as determined by the commission from time to time to a time certain.)

QUASI-JUDICIAL PUBLIC HEARING

- (o) **Second Reading and Quasi-Judicial Public Hearing – Ordinance 2020-007 Rezoning and Master Development Agreement – Petitioner: Lake County School District** (city attorney/city manager/community development director)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, REZONING 27.74 ± ACRES OF PROPERTY FROM LAKE COUNTY AGRICULTURE (AG) TO CITY OF FRUITLAND PARK COMMERCIAL PLANNED UNIT DEVELOPMENT (CPUD) WITHIN THE CITY LIMITS OF FRUITLAND PARK; APPROVING A MASTER DEVELOPMENT AGREEMENT FOR THE PROPERTY; DIRECTING THE CITY MANAGER TO HAVE AMENDED THE ZONING MAP OF THE CITY OF FRUITLAND PARK; PROVIDING FOR SEVERABILITY AND SCRIVENER'S ERRORS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on October 22, 2020.)

END OF QUASI-JUDICIAL PUBLIC HEARING

8. (a) **City Manager**
- i. **Economic Development Status Update**
 - ii. **COVID-19 Status Update**
- (b) **City Attorney**
- i. **City of Fruitland Park v. T. D. Burke**
 - ii. **City of Fruitland Park v. State of Florida Department of Management Services**
 - iii. **Michael and Laurie Fewless v. City of Fruitland Park**
 - iv. **Norman C. Cummins v. Stephen P. Angelillo and City of Fruitland Park, Lake County Case No. 2020-CA-1026**

9. UNFINISHED BUSINESS

10. PUBLIC COMMENTS

This section is reserved for members of the public to bring up matters of concern or opportunities for praise. Action may not be taken by the City

Commission at this meeting; however, questions may be answered by staff or issues may be referred for appropriate staff action.

Note: Pursuant to F.S. 286.0114 and the City of Fruitland Park's Public Participation Policy adopted by Resolution 2013-023, members of the public shall be given a reasonable opportunity to be heard on propositions before the City Commission. Accordingly, comments, questions, and concerns regarding items listed on this agenda shall be received at the time the City Commission addresses such items during this meeting. Pursuant to Resolution 2013-023, public comments are limited to three minutes.

11. COMMISSIONERS' COMMENTS

(a) Commissioner Mobilian

(b) Commissioner DeGrave

(c) Commissioner Bell

(d) Vice Mayor Gunter, Jr.

12. MAYOR'S COMMENTS

Wreaths Across America Request

Motion to grant John Gella Memorial Unit 219 Inc.'s request - 8th Annual Wreaths Across America December 19, 2020.

13. ADJOURNMENT

DATES TO REMEMBER

Please note that in addition to the city commission meetings, more than one city commissioner may be present at the above-mentioned events.

- November 20, 2020, *2020 Sponsor Appreciation Event*, Lake County League of Cities (LCLC), Mount Dora Golf Club, 1100 South Highland Street, Mount Dora, Florida 32757 at 4:00 p.m.;
- November 26, 2020 City Hall Closed, Thanksgiving Day;
- November 27, 2020 City Hall Closed, Day After Thanksgiving Day;

- December 4, 2020, Employee Christmas Luncheon, Recreation Center at 205 W Berckman Street, Fruitland Park, Florida 34731 at 1:00 p.m.
- December 9, 2020, Lake County School Board Annual School Concurrency Meeting, Lake County School Board District Complex, School Board Chambers, 201 W. Burleigh Boulevard, Tavares, Florida 32778 at 10:00 a.m.
- December 10, 2020, City Commission Meeting regular at 6:00 p.m.;

- December 11, 2020, 2020 LCLC, TBD – *Year-End Wrap Up*, Mount Dora Golf Course, 1100 South Highland Street, Mount Dora, Florida 32757 at 12:00 p.m.;
- December 17, 2020, Operation Bless Fruitland Park/Employee Holiday Luncheon, Heritage Community Church 509 W. Berckman Street, Fruitland Park, Florida 34731 at 11:30 a.m.;
- December 24, 2020, City Commission Regular at 6:00 p.m. – Cancelled;
- December 24, 2020, Christmas Eve – City Hall Closed;
- December 25, 2020, Christmas Day - City Hall Closed, and
- December 31, 2020, New Year’s Eve – City Hall Closed

Any person requiring a special accommodation at this meeting because of disability or physical impairment should contact the City Clerk’s Office at City Hall (352) 360-6727 at least forty-eight (48) hours prior to the meeting. (§286.26 F.S.)

If a person decides to appeal any decision made by the City of Fruitland Park with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings and 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. The city does not provide verbatim records. (§286.0105, F.S.)

PLEASE TURN OFF ELECTRONIC DEVICES OR PLACE IN VIBRATE MODE