

**FRUITLAND PARK CITY COMMISSION REGULAR
MEETING MINUTES
May 27, 2021**

A regular meeting of the Fruitland Park City Commission was held at 506 W. Berckman Street, Fruitland Park, Florida 34731 on Thursday, May 27, 2021 at 6:00 p.m.

Members Present: Mayor Chris Cheshire, Vice Mayor John L. Gunter, Jr., Commissioners Chris Bell, and Patrick DeGrave.

Members Absent: Commissioner John Mobilian.

Also Present: City Manager Gary La Venia, City Attorney Anita Geraci-Carver, Senior Finance Specialist Preslee Harmon Finance Department; Police Chief Erik Luce, Parks and Recreation Director Michelle Yoder; Public Works Director Robb Dicus; Human Resources Director Jabari Hopkins, and City Clerk Esther B. Coulson.

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

After Mayor Cheshire called the meeting to order, The Reverend Dr. Janice Gordon-Barnes, Assistant Priest, Holy Trinity Episcopal Church, gave the invocation and Chief Luce led in the pledge of allegiance to the flag.

ACTION: 6:00:00 p.m. No action was taken.

2. ROLL CALL

Mayor Cheshire requested that Ms. Coulson call the roll where a quorum was declared present.

ACTION: 6:03:04 p.m. Upon Mayor Cheshire's suggestion, and by **unanimous consent, the city commission changed Item 4. (b) on this evening's agenda to read: Resolution 2021-018 and not Resolution 2021-013.**

3. CONSENT AGENDA

Approval of Minutes - May 13, 2021 regular meeting

ACTION: 6:03:39 p.m. **On motion of Commissioner Mobilian, seconded by Commissioner DeGrave and unanimously carried, the city commission approved the consent agenda as previously cited.**

4. REGULAR AGENDA

(a) Resolution 2021-017 Disaster-Related Fund

Ms. Geraci-Carver read into the record the title of proposed Resolution 2021-017, the substance of which is as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY
OF FRUITLAND PARK, FLORIDA, ESTABLISHING A

DISASTER-RELATED FUND WITHIN THE GENERAL FUND;
PROVIDING DIRECTIONS; PROVIDING FOR AN EFFECTIVE
DATE.

The city commission addressed the need to inform residents on the type of funding earmarked for roadway improvements and reiterated its actions at the May 18, 2021 regular meeting for staff to provide allocated funds for the FY 2021-22 proposed budget and for future years, a sinking fund earmarked towards its roadway paving projects and identify a schedule of an undesignated amount at four miles per annum towards a rudimentary totality of miles of asphalt roadway conditions extending out of a 20-year rolling average.

After Mr. Dicus referred to staff's list of prepared and completed roadway improvement projects and the availability of total of lane miles on same, Commissioner DeGrave encouraged staff to utilize a program where he referenced the PASERWARE computerized pavement management data system (a resource to evaluate, assess and rate roadway conditions for local governments developed by the University of Wisconsin-Madison).

Mr. LaVenia mentioned the intent of allocating \$500,000 and addressed:

- the finalized costs to conduct micro-paving earmarked for the FY 2021-22 budget;
- the completed roadways funded in the FY 2020-21 Community Redevelopment Area budget; thus, the need of being cognizant to other locations, and
- in response to Commissioner Mobilian's concerns, communications with The Villages Community Development District Manager Richard J. Baier regarding the reoccurring damage to the roadway surface on Conservation Trail as a result of the water wastewater connection lines;
- the city's completed work on same with the resolution to analyze and submit the city's invoice for the camera footage, engineering services performed and prior services conducted in that regard.

ACTION: 6:03:53 p.m. After much discussion and **by unanimous consent, the city commission agreed to include the allocation of \$500,000 earmarked towards disaster-related funds for FY 2021-22 budget; adopt the auditor's recommendation to adopt a formal fund balance/net position policy to establish optimal reserve levels and provide management direction while preparing the annual budgets.**

A motion was made by Commissioner DeGrave and seconded by Commissioner Mobilian that the city commission adopt Resolution 2021-017

as previously cited and approve the amendment to include the allocation of \$500,000 for the FY 2021-22 budget.

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

(b) **Resolution 2021-013 – Interfund Loan Transfer – Utilities**

Ms. Geraci-Carver read into the record the title of proposed Resolution 2021-018, the substance of which is as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, PROVIDING CLARIFICATION AND MEMORIALIZING FUNDS TRANSFERRED FROM THE GENERAL FUND TO THE UTILITY ENTERPRISE FUND TO COVER DEFICITS IN THE UTILITY ENTERPRISE FUND WERE A LOAN FROM THE GENERAL FUND AND ALL FUNDS TRANSFERRED ARE TO BE REPAYED FROM THE UTILITY ENTERPRISE FUND TO THE GENERAL FUND AS DIRECTED BY THE CITY COMMISSION FROM TIME TO TIME; PROVIDING FOR AN EFFECTIVE DATE.

ACTION: 6:21:08 p.m. Following further discussion on concerns voiced by Commissioner Bell on the number of residents in his district who were not on sewer by choice and the potential of water rate increases, **a motion was made by Commissioner DeGrave and seconded by Commissioner Mobilian that the city commission adopt Resolution 2021-018 as previously cited.**

Mr. Ray Lewis, City of Fruitland Park resident, cited reasons to oppose proposed Resolution 2021-018.

Mr. David Serder, City of Fruitland Park Unincorporated Area resident, recognized the future growth.

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

Commissioner Bell	No
Commissioner Mobilian	Yes
Commissioner DeGrave	Yes
Vice Mayor Gunter	Yes
Mayor Cheshire	Yes

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

(c) **NW Lake Community Park - Soccerfield Use - Bologna FC 1909 Soccer Academy Soccer League's Proposal**

The city commission considered its action to consider the proposal from Bologna Football Club 1909 Academy Florida (Club Italia Soccer LLC) to use Northwest Lake Community Park (Cales Memorial Athletic Complex) Multipurpose Soccer Field for a soccer program.

Ms. Yoder described the subject league program who have been utilizing the city's field and requested its continuance as a trial period whereby the rental fees paid would be equivalent to the city's compensation to its existing referees. She voiced the need for qualified referees who would be provided and trained by Bologna. Ms. Yoder addressed the plan, to be approved by the city commission, to continue its recreational programs with its league on Tuesdays and Thursdays; retain referees and offer to the residents an academy professional competitive soccer league on Mondays, Wednesdays and Fridays and request that Ms. Geraci-Carver draft a one-year contract, expiring June 1, 2022, for consideration.

Ms. Geraci-Carver concurred with Commissioner DeGrave's request to include a provision in the contract outlining the city's standards on referees' expectations.

After Ms. Yoder identified the recreation program costs involved and the intent to increase same to \$50.00 annually, Mr. Regina A. Siles (flag football soccer representative who has an agreement with Bologna) outlined the various programs offered and the potential for future tournaments. .

ACTION: 6:50:11 p.m. After much discussion and **on motion of Vice Mayor Gunter, seconded by Commissioner Bell and unanimously carried, the city commission approved staff's request to accept Bologna FC 1909 Soccer Academy Soccer League's proposal as previously cited and directed the city attorney to draft a contract relative to same.**

(d) **Superion (Solutions) LLC – CentralSquare Technologies Discussion**

Discussion regarding TRAKIT/Superion (Solutions) LLC Citizens' Engagement, CentralSquare Technologies.

Ms. Geraci-Carver conveyed, from the building department, the progress made by CentralSquare where issues have arisen; the technology is not being utilized by many contractors, and she is unaware of existing problems; thus, they have not submitted or mentioned an invoice to the city.

Ms. Geraci-Carver suggested that the city postpone making payment to CentralSquare; advised that staff continue working with them to determine the number of users with all the problems resolved, and recommended that when they

raise the issue of payment, that the city broach them on whether the system is working and that the city has received information that its system is operational.

ACTION: 7:04:57 p.m. No action was taken.

PUBLIC HEARING

(e) **First Reading and Public Hearing - Ordinance 2021-005 Lake County Countywide MSTU for Ambulance and EMS**

Ms. Geraci-Carver read into the record proposed Ordinance 2021-005, the substance of which is as follows:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, CONSENTING TO THE INCLUSION OF THE CITY OF FRUITLAND PARK, FLORIDA, WITHIN THE COUNTY-WIDE MUNICIPAL SERVICE TAXING UNIT (MSTU) OF THE PROVISION OF AMBULANCE AND EMERGENCY MEDICAL SERVICES, AS ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF LAKE COUNTY, FLORIDA; PROVIDING FOR THE CITY TO BE INCLUDED WITHIN SAID MSTU FOR A SPECIFIED TERM OF THREE (3) YEARS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. (The second reading will be held on June 10, 2021.)

ACTION: 7:06:55 p.m. After much discussion, and **by unanimous consent, the city commission accepted amending the term from three (3) years to the term of five (5) years.**

Following further deliberations, a **motion was made by Commissioner DeGrave and seconded by Commissioner Mobilian that the city commission approve Ordinance 2021-005 as previously cited with the amendment to change the term from three (3) years to the term of five (5) years.**

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

5. OFFICERS' REPORTS

(a) **City Manager**

i. **Economic Development Status Update**

Mr. La Venia had nothing to report on economic development.

ACTION: 7:14:48 p.m. No action was taken.

ii. COVID-19 Status Update

Mr. La Venia had nothing to report on COVID-19.

ACTION: 7:14:48 p.m. No action was taken.

iii. Intergovernmental Cooperative Agreement Contract By-Laws - PRM

Mr. La Venia and referred to the May 25, 2021 Public Risk Management of Florida Inc. (PRM) Property and Casualty Insurance's email regarding the vacant alternate board member position on its board; reported that Human Resources Director Diana Kolcun is no longer employed with the city, and announced that Mr. Hopkins has assumed said position.

ACTION: 7:14:48 p.m. **By unanimous consent, the city commission accepted the city manager's request to appoint Human Resources Director Jabari Hopkins to serve as the alternate on the Board of Directors of Public Risk Management of Florida Inc.; directed the city attorney to draft a resolution for consideration at the next meeting, and congratulated Mr. Hopkins on the appointment.**

(b) City Attorney

i. City of Fruitland Park v. State of Florida Department of Management Services

Ms. Geraci-Carver had nothing to report on the State of Florida Department of Management Services at this time.

ACTION: 7:16:00 p.m. No action was taken.

ii. Michael and Laurie Fewless v. City of Fruitland Park

Ms. Geraci-Carver had nothing to report on the Michael and Laurie Fewless case at this time.

ACTION: 7:16:00 p.m. No action was taken.

iii. Norman C. Cummins v. Stephen P. Angelillo and City of Fruitland Park, Lake County Case No. 2020-CA-1026

Ms. Geraci-Carver pointed out previous communications sent on the Norman C. Cummins v. Stephen P. Angelillo foreclosure action; reported on her encounters with the plaintiff's counsel earlier this day and relayed his conversations with her that the intent is to move the case forward, if the city stipulates that its lien is in lower priority; take ownership of the property then it would be cleared and the property sold.

Ms. Geraci-Carver conveyed her request that the plaintiff's counsel respond to the attorney and make a proposal as the city commission desires for the case to proceed as there has been no activity since October 2020 and the city is entitled to a judgement against the property owner at this time.

Ms. Geraci-Carver recognized the change of rotation conducted by a number of judges where cases are being set for case management conferences; pointed out the new administrative order which addressed courts automatically setting case conferences to expedite same, and anticipated that the judge for the subject case to take action imminently.

ACTION: 7:16:00 p.m. No action was taken.

6. UNFINISHED BUSINESS

There was no unfinished business to come before the city commission at this time.

ACTION: 7:18:00 p.m. No action was taken.

7. PUBLIC COMMENTS

Mr. Serder voiced his support of the soccer program, the forthcoming Memorial Day Holiday honoring veterans and the proposed public safety complex.

ACTION: 7:18:00 p.m. No action was taken.

8. COMMISSIONERS' COMMENTS

(a) Commissioner Mobilian

Commissioner Mobilian stated that he has nothing to report at this time.

ACTION: 7:21:06 p.m. No action was taken.

(b) Commissioner DeGrave - Professional Architectural Services Design - Public Works and Public Safety Buildings - GatorSkitch Corporation

Commissioner DeGrave referred to his meeting with Mr. La Venia and Chief Luce earlier this day regarding the public works and public safety buildings professional architectural services design presentation conducted by GatorSkitch Corporation at the May 13, 2021 regular meeting. As a result of reviewing the presentation -- which he stated had no value and the concerns on the costs involved -- he volunteered his support to commence with a needs assessment and his availability to provide assistance in this regard.

Commissioner Bell suggested the review of the forthcoming FY 2021-22 budget on same.

ACTION: 7:21:22 p.m. **By unanimous consent, the city commission had no objections to Commissioner DeGrave's previously cited request.**

(c) Commissioner Bell

Commissioner Bell had no report to submit at this time.

ACTION: 7:25.41 p.m. No action was taken.

(d) Vice Mayor Gunter, Jr.

Vice Mayor Gunter stated that he has nothing to report at this time.

ACTION: 7:25:46 p.m. . No action was taken.

9. MAYOR'S COMMENTS

(a) Micro-Racetrack Road

Mayor Cheshire acknowledged the problems experienced with the regulation of parked food trucks on the intersection and the surrounding areas of CR 466A and Micro Race Track Road; recognized staff's work on erection of *no trespassing* signs erected in the area, and questioned the city commission's position to include prohibiting food trucks under the land development regulations (LDRs). He pointed out the efforts made by Code Enforcement Officer Lori Davis with the city's law enforcement personnel, recognized the lack of enforcement regulated under the current LDRs, and suggested obtaining a list of issues from Ms. Davis for city commission consideration.

Following much discussion, Ms. Geraci-Carver recommended that she meet with Ms. Davis on the issues where provisions can be developed to support her recommendations for adoption in the LDRs and/or the language under the International Property Maintenance Code which can be reviewed and incorporated before adoption by the city commission.

After Mr. La Venia voiced safety and access issues related to the food truck vendors situated on the right-of-way of CR 466A and Micro Race Track Road intersection, the city commission acknowledged the various vendors along the CR 466A corridor whereby signs situated on the roadway have been collected by the city to which Ms. Geraci-Carver addressed her intent to review same.

ACTION: 7:25:51 p.m. No action was taken.

(b) Fruitland Park Cleanup Day

Mayor Cheshire recognized the last annual cleanup Fruitland Park Day event which resulted in little litter collected and addressed the need for a future cleanup event due to the recent trash increased in the neighborhood.

Besides the work carried out by the public works department on the maintenance of the roadways on CR 466A and US Highway/441, Mayor Cheshire suggested re-instituting Fruitland Park's Annual Cleanup Day or adopt a roadway program,

Following much discussion, Ms. Geraci-Carver described Lake County's Keep Lake Beautiful (Cleanup-A-Spot) program who develops and organizes events and assists with community outreach efforts.

ACTION: 7:35:15 p.m. **By unanimous consent, the city commission, upon Mayor Cheshire's suggestion, had no objections to pursue reinstating Fruitland Park Annual Cleanup Day, the establishment of an adopt-a-street program; engaging partnership efforts with Lake County Sheriff's Office for federal and state prisoners cleanup of roadways, and Lake County's Keep Lake Beautiful programs.**

(c) Dates to Remember

Mayor Cheshire recognized the following events:

- May 31, 2021, City Hall Closed Memorial Day
- June 9, 2021 City Commission Regular at 6:00 p.m.;
- June 11, 2021, LCLC, *Lake County Preliminary Tax Roll*; Mount Dora Golf Course, 1100 South Highland Street, Mount Dora, Florida 32757 at 12:00 p.m.;
- June 11, 2021, *Jaws 3*, Gardenia Swimming Pool, Beckman Street, Fruitland Park, Florida 34731 at 6:30 p.m.;
- June 16, 2021 City Commission Regular at 6:00 p.m., and
- June 23, 2021 LSMPO Meeting, 1300 Citizens Boulevard, Suite 175, Leesburg, Florida 34748 at 2:00 p.m.;

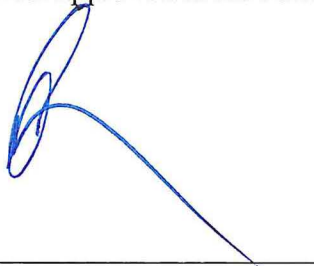
- July 8, 2021 City Commission Regular at 6:00 p.m., and
- July 22, 2021 City Commission Regular at 6:00 p.m.

ACTION: 7:40:30 p.m. No action was taken.

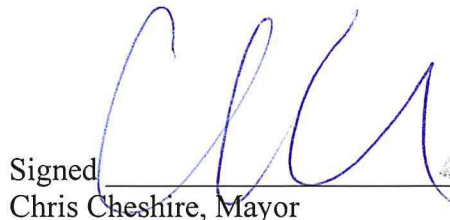
10. ADJOURNMENT

There being no further business to come before the city commission at this time, on motion made, second and unanimously carried, the meeting adjourned at 7:41 p.m.

The minutes were approved at the June 9, 2021 regular meeting.



Signed _____
Esther B. Coulson, City Clerk, MMC



Signed _____
Chris Cheshire, Mayor

