



**FRUITLAND PARK CITY COMMISSION
REGULAR MEETING AGENDA**

March 22, 2018 (Revised 1:30 p.m.)

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** (revised)
Invocation – Pastor Gregory “Greg” Brown, Leesburg Church of the Nazarene

Pledge of Allegiance – Police Chief Michael Fewless
2. **ROLL CALL**
3. **PRESENTATIONS**
 - (a) **Special Presentation 2018 Fruitland Park 5k Love Run** (city manager/parks and recreation director) (revised)
February 10, 2018 *5k Love Run* check presentation.
 - (b) **April 2018 Water Conservation Month** (city clerk)
 - (c) **April 2018 National Library Week and April 2018 National Library Workers’ Day** (city clerk/city manager/Fruitland Park Library Director) (revised)
 - (d) **May 6-12, 2018 North American Occupational Safety and Health Week and May 9, 2018 Occupational Safety and Health Professionals Day** (city clerk)
4. **LOCAL PLANNING AGENCY**
As soon as practical at 6:15 p.m., recess to the Local Planning Agency meeting.
5. **CONSENT AGENDA**
Routine items and items not anticipated to be controversial are placed on the Consent Agenda to expedite the meeting. If a Commissioner, staff member or member of the public wish to discuss any item, the procedure is as follows: (1) Pull the item(s) from the Consent Agenda; (2) Vote on remaining item(s); and (3) Discuss each pulled item separately and vote.

Approval of Minutes (city clerk)
January 25, 2018 regular meeting minutes

6. REGULAR AGENDA

- (a) **Golf Carts and Low-Speed Vehicles, Chapter 73 - Discussion** (city manager/police chief)
Discuss the city's current laws on golf carts and low-speed vehicles.
- (b) **Lift Station Alarms – Quotation and 1062 Scitext RTUs 5-LSs Project Order and - Sanders Company Inc.** (city manager/public works director)
Motion to accept a SCI factory service maintenance terms with Sanders Company Inc. for the installation and programming of five Sci-Text 1062 RTU text alarms to operator cell phones from Sanders Company Inc. for \$26,315 and direct the city attorney to prepare a contract to implement same.
- (c) **Vehicles Surplus – Public Works Department** (city manager/public works director) (revised)
Motion to approve staff's recommendation for surplus items (four vehicles and two propane motors) listed in the memorandum from the public works director) and old computer equipment and seven rear seats from a 2007 to 2009 Chevy Impala (detailed the attached list from the police department), no longer used, to be available for public sale or auction.

QUASI-JUDICIAL PUBLIC HEARING

- (d) **First Reading and Quasi-Judicial Public Hearing – Ordinance 2018-004 to Correct Ordinance 2016-024 – Boundary Amendment North of CR 466A and West of Timbertop Lane – Petitioner: James Phillips** (city manager/community development/city attorney) (revised)
AN ORDINANCE CORRECTING A SCRIVENER'S ERROR IN THE LEGAL DESCRIPTION OF ORDINANCE 2016-024 WHICH AMENDED 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 1.0 ± ACRE OF LAND GENERALLY LOCATED NORTH OF CR 466A AND WEST OF TIMBERTOP 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 AN EFFECTIVE DATE.
(The second reading will be held on April 12, 2018.)
- (e) **First Reading and Quasi-Judicial Public Hearing – Resolution 2018-013 Laurel Street Vacation** (city manager/community development/city attorney) (revised)
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, LAKE COUNTY, FLORIDA; CLOSING AND VACATING A 30' PLATTED RIGHT OF WAY KNOWN AS LAUREL STREET CONSISTING OF A PORTION OF THE

WEST 335' OF BLOCK 20, AS RECORDED IN PLAT BOOK 3, PAGE 9, OF THE PUBLIC RECORDS OF LAKE COUNTY; PROVIDING FOR DIRECTION TO THE CITY CLERK TO INCLUDE RECORDATION; PROVIDING FOR AN EFFECTIVE DATE.

END OF QUASI-JUDICIAL PUBLIC HEARING

7. OFFICERS' REPORTS

(a) **City Manager** (revised)
Voting Districts.

(b) **City Attorney**
i. **Lawsuits**

ii. **Notice of Claims**

8. 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.

9. COMMISSIONERS' COMMENTS

(a) **Commissioner Ranize**

(b) **Commissioner Lewis**

(c) **Commissioner Bell**

(d) **Vice Mayor Gunter, Jr.**

10. MAYOR'S COMMENTS

11. ADJOURNMENT

DATES TO REMEMBER (revised)

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

March 28, 2018 MPO Governing Board, 225 West Guava Street, Suite 217, Lady Lake, Florida 32159 at 2:00 p.m.

April 3, 2018, Lake Emergency Management Services (EMS) Inc., Finance Committee Meeting, Lake County Administration Building, Board Chambers, 315 West Main Street, Tavares, Florida 32778 at 2:00 p.m.

April 5, 2018, City Commission Workshop at 6:00 p.m.

March 22, 2018 Regular Agenda

- April 7, 2018, Fruitland Park Day at 10:00 a.m.
Annual Barbeque Cook-Off at 12:00 p.m.
- April 10, 2018, Lake EMS Employee Issues Committee, Lake County Administration Building, Board Chambers, 315 West Main Street, Tavares, Florida 32778 at 3:00 p.m.
- April 10, 2018, Lake EMS Operations Committee Lake County Administration Building, Board Chambers, 315 West Main Street, Tavares, Florida 32778 at 4:00 p.m.
- April 12, 2018, City Commission Regular at 6:00 p.m.
- April 13, 2018, LCLC *SJRWMD Lake Apopka Restoration Presentation*, Lake Receptions 4425 N Highway 19-A, Mount Dora, Florida 32757 at 12:00 p.m.
- April 13, 2018, Movie on the Lawn *Jimanji* at 7:00 p.m.
- April 24, 2018, Lake EMS Board of Directors Meeting, Lake County Administration Building, Board Chambers, 315 West Main Street, Tavares, Florida 32778 at 2:30 p.m.
- April 21, 2018, *Volunteer's Appreciation Picnic*, Veterans Memorial Complex, Park, 810 West Berckman, Fruitland Park, Florida 34731
- April 25, 2018, Lake-Sumter MPO Governing Board Meeting, 225 W Guava Street, #217, Lady Lake, Florida 32159 at 2:00 p.m.
- April 26, 2018, City Commission Regular at 6:00 p.m.
- May 5, 2018, *Employee Picnic - Veterans Memorial Complex, Park, 810 West Berckman, Fruitland Park, Florida 34731 at 12:00 p.m.*
- May 10, 2018, City Commission Regular at 6:00 p.m.
- May 11, 2018, LCLC *Lake County Information Technology Innovations Update*, Lake Receptions 4425 N Highway 19-A, Mount Dora, Florida 32757 at 12:00 p.m.
- May 14, 2018, Parks, Recreation and Trails Advisory Board, Library Services Conference Room, 2401 Woodlea Road, Tavares, Florida 32778
- May 22, 2018, Lake EMS Finance Committee Meeting, Lake County Administration Building, Board Chambers, 315 West Main Street, Tavares, Florida 32778 at 2:00 p.m.
- May 22, 2018, Lake EMS Employee Issues Committee Meeting, Lake County Administration Building, Board Chambers, 315 West Main Street, Tavares, Florida 32778 at 3:00 p.m.
- May 22, 2018, Lake EMS Operations Committee Meeting, Lake County Administration Building, Board Chambers, 315 West Main Street, Tavares, Florida 32778 at 4:00 p.m.
- May 24, 2018, City Commission Regular at 6:00 p.m.
- May 23, 2018, Lake-Sumter MPO Governing Board Meeting, 225 W Guava Street, #217, Lady Lake, Florida 32159 at 2:00 p.m.
- May 28, 2018, Memorial Day – City Offices 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.



**AGENDA ITEM
NUMBER**
3a-d

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	SPECIAL PRESENTATIONS				
For the Meeting of:	March 22, 2018				
Submitted by:	City Clerk				
Date Submitted:	March 14, 2018				
Are Funds Required:			Yes	X	No
Account Number:	N/A				
Amount Required:	N/A				
Balance Remaining:	N/A				
Attachments:	Yes				
Description of Items:					
This portion of the meeting is dedicated to awarding and recognizing individuals and organizations who have contributed to the welfare of the city.					
<ul style="list-style-type: none"> a. Special Presentation 2018 Fruitland Park 5k Love Run The Parks and Recreation Department Director Michelle Yoder will be making a presentation on funds raised through the City of Fruitland Park's Love Week and 5k Love Run that was held on February 10, 2018 b. April 2018 Water Conservation Month Proclamation St John's River Water Management District c. April 2018 National Library Week and April 2018 National Library Workers' Day Fruitland Park Library Director JoAnn Glendinning d. May 6-12, 2018 North American Occupational Safety and Health Week and May 9, 2018 Occupational Safety and Health Professionals Day Orange County Sheriff's Office Safety Coordinator on behalf of the Central Florida Chapter ASEE 					
Action to be Taken: None					
Staff's Recommendation:					
Additional Comments:					

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

5K LOVE RUN

2018

Total Profit \$3045

CUMC Food Pantry Receives \$1522.50

FP Recreation Receives \$1522.50

Sponsors

\$500 – Parady Financial Group

\$500 – Kling Towing

\$500 – Mulberry Integrative Medicine

\$500 – Chris Semans State Farm

\$500 – Gerstemeier & Company PA

\$250 – Furniture Barn

\$250 – Matthews Hanna Construction

\$250 – Church of Lakes

\$250 – Father's House

Registrations

\$1702 – 84 Runners

Donations

\$150

Expenses

\$2306.17



Proclamation

LAKE COUNTY, CITY OF FRUITLAND PARK, FLORIDA

WHEREAS, water is a basic and essential need of every living creature;
and

WHEREAS, the State of Florida, water management districts, and the City of Fruitland Park are working together to increase awareness about the importance of water conservation; and

WHEREAS, the City of Fruitland Park and the State of Florida has designated April 2018, typically a dry month when water demands are most acute, as *Florida's Water Conservation Month*, to educate citizens about how they can help save Florida's precious water resources; and

WHEREAS, the City of Fruitland Park has always encouraged and supported water conservation since 1979, through various educational programs and special events; and

WHEREAS, every business industry, school and citizen can make a difference when it comes to conserving water, and

WHEREAS, the community can help by saving water; thus, promote a healthy economy and community;

NOW, THEREFORE, be it resolved that by the virtue of authority vested in me as Mayor of the City of Fruitland Park, I, Mayor Chris Cheshire, do hereby proclaim the month of April 2018 as *WATER CONSERVATION MONTH* in the City of Fruitland Park, Florida and call upon each citizen and business to help protect our previous resource by practicing water saving measures and becoming more aware of the need to save water.

Chris Cheshire, Mayor

Attest:

Esther Coulson, City Clerk

Dated this 22nd Day of March 2018.



Proclamation

WHEREAS, libraries are a part of the American dream and places for education, opportunity, and life-long learning; and

WHEREAS, in 1982, Lake County created a countywide public library system which included the City of Fruitland Park library as its member which provides free access to all residents; and

WHEREAS, the Fruitland Park Library is at the heart of our community working to meet the changing needs of its users; continuously growing and evolving in providing a forum for diverse ideas, points of view, and a variety of ongoing outreach services, and nurturing the love of reading in citizens of all ages beginning with the very young; and

WHEREAS, librarians are trained professionals who for centuries have guided people to the best information resources and provided patrons of all ages and backgrounds find and interpret needed information and technologies to live, learn and work in a challenging and changing economy;

WHEREAS, to enrich and shape the community, librarians design and offer significant programs and increased resources; have a powerful and positive impact in bringing together individuals, and address local issues that changes lives on a daily basis, and

WHEREAS, libraries, librarians, library directors, library workers and supporters across America are celebrating April 2018 as *School Library Month*; April 8 through 14, 2018 as *National Library Week*, and April 10, 2018 as *National Library Workers' Day*;

Now, therefore, be it proclaimed that I Chris Cheshire, Mayor of the City of Fruitland Park, Florida", on behalf of the city commissioners, do hereby proclaim April 8 - 14, 2018 as *National Library Week*, and April 10, 2018 as *National Library Workers' Day*; encourage all residents to visit the library to explore what is new, and take advantage of the wonderful resources available, and engage with the library director and workers thanking them for making information accessible to all who walk through the library's door.

Chris Cheshire, Mayor

Attest:

Esther Coulson, City Clerk

Dated this 22nd Day of March 2018



Proclamation

WHEREAS, the residents of the City of Fruitland Park value safe and healthy workplace for all citizens; and

WHEREAS, the majority of workplace injuries and fatalities are preventable, however more than 5,000 U.S. workers die each year from job related injuries, and millions more suffer occupational injuries and illnesses; and

WHEREAS, businesses spend \$170 billion a year on costs tied to occupational injuries, illnesses and healthcare, as well as facing intangible costs of losing a loved one, friend or coworker; and

WHEREAS, safer organizations enjoy increased productivity, higher employee satisfaction and a better reputation while recording less lost time and lower workers' compensation and healthcare costs; and

WHEREAS, during the week of May 6-12, 2018, members of the American Society of Safety Engineers, Canadian Society of Safety Engineering, the Occupational Safety and Health Administration, and corporate and association partners representing thousands of businesses will mobilize throughout North America in an effort to increase public awareness of the value of following safe practices and staying safe at work while helping companies and organizations enhance their workplace safety efforts; and

WHEREAS, on May 9, 2018, occupational safety and health professionals across North America will be recognized on *Occupational Safety and Health Professionals Day* for their commitment to protecting people and property in their communities;

NOW, THEREFORE, I, Chris Cheshire, Mayor, do hereby proclaim May 6-12, 2018, to be *North American Occupational Safety and Health Week*, and Wednesday May 9, 2018, to be *Occupational Safety and Health Professionals Day*, encouraging all organizations, community leaders, employers and employees to support activities designed to increase awareness of the importance of safe workplaces for all.

Chris Cheshire, Mayor

Attest:

Esther Coulson, City Clerk

Dated this 22nd Day of March 2018.



**AGENDA ITEM
NUMBER
4**

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	Local Planning Agency Meeting		
For the Meeting of:	March 22, 2018		
Submitted by:	City Clerk		
Date Submitted:	March 22, 2018		
Are Funds Required:		Yes	X No
Account Number:	N/A		
Amount Required:	N/A		
Balance Remaining:	N/A		
Attachments:	LPA Agenda		
Description of Item:			
Action to be Taken: As soon as practical, recess to LPA.			
Staff's Recommendation:			
Additional Comments:			

Reviewed by: _____
City Manager

Authorized to be placed on the regular agenda: _____
Mayor

AN ORDINANCE OF THE (CITY ~~OR COUNTY~~) OF Fruitland Park,
 FLORIDA, DESIGNATING AND ESTABLISHING THE City Commission
 AS ITS LOCAL PLANNING AGENCY PURSUANT TO THE LOCAL GOVERNMENT
 COMPREHENSIVE PLANNING ACT OF 1975 (Chapters 163.3161 - 163.3211,
 Florida Statutes); SETTING FORTH SAID AGENCY'S DUTIES AND RESPON-
 SIBILITIES; ESTABLISHING SAID AGENCY'S ORGANIZATION, RULES AND
 PROCEDURES; REQUIRING THAT ALL MEETINGS BE PUBLIC AND PROVIDING
 FOR THE KEEPING OF PUBLIC RECORDS; PROVIDING FOR FINANCIAL
 SUPPORT; PROVIDING FOR SEVERABILITY OF ANY PORTION DECLARED
 INVALID; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND
 PROVIDING FOR THE EFFECTIVE DATE HEREOF. *THIS IS AN EMERGENCY
 ORDINANCE EFFECTING THE WELFARE OF THE CITIZENS.*
 BE IT ORDAINED BY THE City Commission OF
 THE (CITY ~~OR COUNTY~~) OF Fruitland Park, FLORIDA:

Section 1. AUTHORITY. This ordinance is enacted pursuant to
 and in accordance with, provisions of Chapter 163, Florida
 Statutes (Local Government Comprehensive Planning Act of 1975).

Section 2. DESIGNATION AND ESTABLISHMENT OF LOCAL LAND
 PLANNING AGENCY. Pursuant to, and in accordance with, Section
 163.3174, of Florida Statutes (the Local Government Comprehen-
 sive Planning Act of 1975) the City Commission
 is hereby designated and established as the local planning
 agency for the ~~(City)~~ incorporated territory of Fruitland Park,
 Florida.

Section 3. DUTIES AND RESPONSIBILITIES OF THE LOCAL PLANNING
 AGENCY. The local planning agency, in accordance with the
 Local Government Comprehensive Planning Act of 1975, Section
 163.3161-3211, Florida Statutes, shall:

- (a) Conduct the comprehensive planning program and prepare
 the comprehensive plan or elements or portions thereof
 for the (City ~~OR County~~) of Fruitland Park;
- (b) Coordinate said comprehensive plan or elements or portions
 thereof with the comprehensive plans of other appropriate
 local governments and the State of Florida;

- (c) Recommend said comprehensive plan or elements or portions thereof to the City Commission for adoption; and
- (d) Monitor and oversee the effectiveness and status of the comprehensive plan and recommend to the City Commission such changes in the comprehensive plan as may be required from time to time.

Section 4. ORGANIZATION, RULES AND PROCEDURES OF THE AGENCY.

Members of the local planning agency shall continue to be appointed and follow such rules of procedure, methods of choosing officers, setting of public meetings, providing of financial support, and accomplishing its duties as provided in The City Charter.

Section 5. PUBLIC MEETINGS AND RECORDS. All meetings of the local planning agency shall be public meetings and all agency records shall be public records. The local planning agency shall encourage public participation.

Section 6. The City Commission shall appropriate funds at its discretion to the local planning agency for expenses necessary in the conduct of its work. The local planning agency may, in order to accomplish the purposes and activities required by the Local Government Comprehensive Planning Act of 1975, expend all sums so appropriated and other sums made available for use from fees, gifts, state or federal grants, state or federal loans, and other sources; provided acceptance of loans or grants must be approved by the City Commission.

Section 6. SEVERABILITY. If any word, sentence, phrase, clause, section or portion of this ordinance shall be held invalid or unconstitutional by an court of competent jurisdiction, such portion or words shall be deemed a separate and independent provision and such holding shall not effect the validity of the remaining portions thereof.

Section 7. REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS.

All ordinances and resolutions of the governing body in conflict herewith are hereby repealed.

Section 8. EFFECTIVE DATE. This ordinance shall become effective immediately upon its final passage and adoption, as an emergency ordinance.

PASSED AND ADOPTED BY THE City Commission OF THE (CITY ~~OF~~) OF Fruitland Park, FLORIDA, THIS 24 DAY OF June, A.D., 1976

Jack Deulh
Mayor or Chairman

ATTEST:

Lois A. Lowery, City Clerk

FIRST READING: June 24, 1976

SECOND READING: Waived

THIRD READING: Waived



**AGENDA ITEM
NUMBER
5**

CONSENT AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	Draft Minutes				
For the Meeting of:	March 22, 2018				
Submitted by:	City Clerk				
Date Submitted:					
Are Funds Required:			Yes	X	No
Account Number:	N/A				
Amount Required:	N/A				
Balance Remaining:	N/A				
Attachments:	Yes				
Description of Item:					
<p>Routine items and items not anticipated to be controversial are placed on the Consent Agenda to expedite the meeting. If a Commissioner, staff member or member of the public wish to discuss any item, the procedure is as follows: (1) Pull the item(s) from the Consent Agenda; (2) Vote on remaining item(s); and (3) Discuss each pulled item separately and vote.</p> <p>Approve the January 25, 2018 regular minutes</p>					
Action to be Taken: Approval					
Staff's Recommendation: Approval, if there are no corrections or amendments.					
Additional Comments:					

Reviewed by: _____
City Manager

Authorized to be placed on the consent agenda: _____
Mayor

**FRUITLAND PARK CITY COMMISSION REGULAR
MEETING MINUTES
January 25, 2018**

A regular meeting of the Fruitland Park City Commission was held at 506 W. Berckman Street, Fruitland Park, Florida 34731 on Thursday, January 25, 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; Interim Fire Department Chief Don Gilpin; Deputy Fire Chief, Tim Yoder, Fire Department; Public Works Director Dale Bogle; 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.; Pastor Chuck Padgett, Trinity Church of God, 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 6:05 p.m. to convene the Local Planning Agency meeting and resumed its meeting at 7:42 p.m.

4. CONSENT AGENDA

On motion of Commissioner Lewis, seconded by Commissioner Bell and unanimously carried, the city commission approved the following consent agenda items:

(a) **Approved the December 14, 2017 regular meeting minutes as submitted.**

and

(b) **Adopted Resolution 2018-005 - Board of Trustees' Appointment – C. Themm as cited below:**

**A RESOLUTION OF THE CITY COMMISSION OF THE
CITY OF FRUITLAND PARK, FLORIDA, APPOINTING A
MEMBER TO THE BOARD OF TRUSTEES OF THE
MUNICIPAL FIRE FIGHTERS PENSION TRUST FUND OF
THE CITY OF FRUITLAND PARK; AND PROVIDING FOR
AN EFFECTIVE DATE.**

5. REGULAR AGENDA

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

On motion of Commissioner Ranize, seconded by Commissioner Lewis and unanimously carried, the city commission postponed at the city attorney's request its action to adopt proposed Resolution 2018-003 as cited below for more information.

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. (Tabled from the January 11, 2018 regular meeting.)

QUASI-JUDICIAL PUBLIC HEARING

By unanimous consent, Mayor Cheshire opened the public hearings at this evening's meeting.

(b) First Reading and Quasi-Judicial Public Hearing – Ordinance 2018-002 – Rezoning and Development Agreement – Petitioner: First Baptist Church of Leesburg Inc.

On motion of Commissioner Bell, seconded by Commissioner Ranize and unanimously carried, the city commission continued, at the city attorney's request, its action on proposed Ordinance 2018-002 as cited below, to the next meeting for more information:

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 February 8, 2018.)

(c) **Second Reading and Quasi-Judicial Public Hearing Ordinance 2018-001 – Site Specific Comprehensive Plan – FLUE - Petitioner: Terry F., Rachel Ann Ross and Carrie Blevins**

It now being the time advertised to hold a public hearing, Ms. Geraci-Carver read into the record proposed Ordinance 2018-001, 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 13 – 19, BLOCK B, 1ST 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 first reading was held on January 11, 2018.)

Ms. Geraci-Carver confirmed that there are no changes between the first reading and this evening's second reading and quasi-judicial hearing. She recognized the presence of the Ross' and their attorney at this evening's meeting.

Mr. Carlisle Burch, City of Fruitland Park resident, reiterated the city commission's potential action to change to the comprehensive plan; referenced Commissioner Gunter's statements made at the January 11, 2018 regular meeting on the nonexistence of duplexes, in previous years, on Forest Street, and pointed out the

adoption of the city's comprehensive plan in 1991 regarding the single family R-2 rezoning designation which should have been changed. He noted the choice for residents to live there based on the zoning and its composition; referred to the original seven single family dwelling units which has now been changed to 14, and recognized the narrow streets that need improvement.

Mr. Burch addressed the need for the city commission to review existing zoning designations in the city and recognized the city commission's initial agreement in proceeding to remove Single Family Medium Density Residential (R-2) zoning designations and its subsequent actions permitting duplexes to remain. In recognizing the Ross' satisfactorily upkeep of the properties, he voiced his objections on the need for more.

By unanimous consent, Mayor Cheshire closed the public hearing.

A motion was made by Commissioner Bell and seconded by Vice Mayor Gunter that the city commission enact Ordinance 2018-001 as previously cited to become effective as provided by law pursuant to the State of Florida Department of Economic Opportunity's Notice of Intent if in compliance and no challenge is filed by an affected party when the notice of intent is posted on the Department's website.

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

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

The motion was declared carried on a four to one (4-1) vote.

(d) Resolution 2018-001 - Second Reading and Quasi-Judicial Public Hearing - Special Exception Use – Petitioner: Terry F., Rachel Ann Ross and Carrie Blevins

It now being the time advertised to hold a public hearing, Ms. Geraci-Carver read into the record proposed Resolution 2018-001, 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 SUNSET WAY, FORREST 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. (The first reading was held on January 11, 2018.)

Ms. Geraci-Carver confirmed that there are no changes between the first reading and this evening's second reading and quasi-judicial hearing.

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

On motion of Commissioner Bell, seconded by Commissioner Lewis and unanimously carried, the city commission adopted Resolution 2018-001 as previously cited.

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

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

The motion was declared carried on a four to one (4-1) vote.

(e) First Reading – Quasi-Judicial Public Hearing - Ordinance 2018-003 Rezoning – Petitioner: WTG Properties LLC

By unanimous consent, the city commission withdrew its action on proposed Ordinance 2018-003, the substance of which is as follows, at the petitioner's request.

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, REZONING .66 ± ACRES OF THE PROPERTY FROM SINGLE FAMILY MEDIUM DENSITY (R-2) TO COMMERCIAL 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 February 8, 2018.)

END OF QUASI-JUDICIAL PUBLIC HEARING

6. OFFICERS' REPORTS

(a) City Manager

i. Resolution 2018-006 - Motor Cycle Helmet and System

Later in the meeting, Ms. Geraci-Carver read into the record proposed Resolution 2018-006, the substance of which is as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, DECLARING CERTAIN PERSONAL PROPERTY AS SURPLUS; PROVIDING FOR AUTHORIZATION FOR DONATION OF SAID PERSONAL PROPERTY; AND PROVIDING FOR AN EFFECTIVE DATE.

After Ms. Geraci-Carver referred to the request from the City of Groveland's Police Department to Chief Fewless for old motor cycle helmets, he acknowledged the 2009 former police vehicle associated with them and indicated that he was informed that said helmets existed before that date.

Following Chief Fewless' request for the two helmets be donated to the city, Ms. Geraci-Carver reassured the city commission of her plans to contact the city on their intent to utilize said helmets appropriately in an "as is condition:" to which Chief Fewless indicated that the letter he plans to send to them will include same.

A motion was made by Commissioner Lewis and seconded by Commissioner Ranize that the city commission adopt Resolution 2018-006 as previously cited.

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

ii. Resolution 2018-007 - Northwest Lake Community Park

Later in the meeting, Ms. Geraci-Carver read into the record proposed Resolution 2018-007, the substance of which is as follows,

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ADOPTING THE FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN LAKE COUNTY, FLORIDA, AND THE CITY OF FRUITLAND PARK REGARDING JOINT DEVELOPMENT OF A SOCCER FIELD AT

NORTHWEST LAKE COMMUNITY PARK;
PROVIDING FOR AN EFFECTIVE DATE.

Mr. La Venia pointed out the county's ILA amendment to be extended for another year; relayed Ms. Geraci-Carver's understanding that reimbursement funds of \$50,000 would be by August 31, 2018 and that the second reimbursement is anticipated to be received a year later. She addressed the need to expedite the expenditure of the respective funds.

After discussion, **a motion was made by Commissioner Bell and seconded by Commissioner Ranize that the city commission adopt Resolution 2018-007 as previously cited.**

Mayor Cheshire requested a roll call vote on the motion and it was declared unanimously carried.

Mr. La Venia referred to his report made at the January 11, 2018 regular meeting regarding the plan to build a parking area at Northwest Lake Community Cales Park Multipurpose Soccer Field Complex. He relayed his discussions with Mr. Duane K. Booth, Booth Ern Straughan & Hoitt (BESH), engineers, surveyors and land planners retained by the city, describing the composition and the process of constructing the driveways as asphalt and remainder with a base clay which would create a stable parking area. Mr. La Venia addressed the intent to obtain parking lot quotes which would permit the erection of fences and concrete pads for the food trucks bleachers in compliance with the Americans with Disabilities Act.

In response to Commissioner Lewis' inquiry, Mr. La Venia explained that he will find out from Mr. Booth as to whether the erection of asphalt millings would qualify; be deemed as impervious surface, and if a permit would be required from St. John's River Water Management District (SJRWMD).

(b) City Attorney

Ms. Geraci-Carver referred to a meeting she had earlier this day with the attorney, Mr. Jimmy Crawford, regarding Lake Saunders Groves Land LLP easement (Lake Ella Road and US 27); pointed out the attorney's initial agreement to grant 10 feet; however, 20 feet is acceptable which is stipulated in the easement, and relayed the attorney's request for impact fee credit in exchange for granting the easement.

Ms. Geraci-Carver relayed her remarks to Mr. Crawford on the plan to obtain an appraisal of the property value and whatever it is, an impact fee credit would be received. She described, in response to Commissioner Lewis' inquiry, the determination yet to be made on who would be paying for the appraisal and relayed

Mr. Crawford's statements seeking assurance that there would be no above-ground facility such as a lift station which has been moved which was later confirmed to her by Mr. Booth.

In response to Commissioner Lewis' inquiry on the intent to sell the property for development purposes, Ms. Geraci-Carver referred to Mr. Booth's email communication to her prior to this day's meeting recommending the force main connection to the property as part of the development; mentioned her plan to relay same to Mr. Crawford, and addressed her intent to keep the city commission apprised to which Mr. La Venia expressed appreciation for her efforts.

Answering Commissioner Ranize' questions on the need to include the water line, available funding, and the deadline to implement same, Ms. Geraci-Carver conveyed Mr. Booth's confirmation on the requirement for wastewater; noted the language in the easement allowing for other utilities, and estimated the separation of about 10 feet between water and wastewater lines.

After Mr. Bogle described the ability to erect dry line and that he would contact Mr. Booth on the approximate costs based from the geographical information system, Ms. Geraci-Carver addressed the likelihood of same being part of the development improvements as cost savings to the city.

Mr. Bogle outlined the capabilities of the new tank's design with a constant wastewater flow towards the Town of Lady Lake where nothing will be in between the lines with the exception of the lift station.

After Vice Mayor recollected the SJRWMD meetings he attended with former City Manager Ralph Bowers, Mr. Bogle indicated that he will find out whether the city would receive credit when applying for the consumptive use (berm) permits and what the town would utilize for the city's reclaimed water.

Following further questions, Mr. La Venia concurred with Mr. Bogle's suggestion to raise the issue with the representative from CDR Maguire Inc. (debris monitoring services retained by the city) regarding the Hurricane Irma documents, during the week commencing February 29, 2018.

Ms. Geraci-Carver addressed her plan to pursue although the Lake Saunders Groves Land LLP easement documents have not yet been executed.

7. PUBLIC COMMENTS

No one from the public appeared before the city commission.

8. COMMISSIONERS' COMMENTS

(a) Commissioner Ranize

i. Stormwater – Urick Street to Mirror Lake Drive

Commissioner Ranize referred to discussions at the January 11, 2018 regular meeting on the plan to meet with Mr. Booth regarding the storm water runoff at the proposed new Fruitland Park Library construction site and questioned the status.

In response, Mr. La Venia referred to a previous meeting staff had and the questions relating to working on the review of the 14" line.

ii. Stormwater – Urick Street to Mirror Lake Drive

Mr. La Venia referred to his letter dated January 18, 2018 to Mr. Justin Green, State of Florida Division of Water Resource Management, with a copy to Ms. Susan Davis, SJRWMD, regarding the pond not retaining water at Mirror Lake Village (also known as Fruitland Estates); a copy of which is filed with the supplemental papers to the minutes of this meeting.

Mr. La Venia pointed out his conversations with the representative overseeing the Fruitland Park area who relayed the plans to provide the engineer -- who made approvals - to return to review the site in question (including the costs involved and the overflow of the small retention pond which is causing erosion). Following Vice Mayor Gunter's reference to Mr. La Venia's conversations with Ms. Davis at the January 12, 2018 Florida League of Cities' Meeting, Mr. La Venia indicated that he has not yet heard from the division and SJRWMD.

After Commissioner Bell suggested that Mr. La Venia inform the property owner, Ms. Geraci-Carver agreed to coordinate with Mr. La Venia and the community development department staff to review whether the property is controlled by a homeowner's association.

iii. Berckman Street and Old Dixie Avenue Intersection and Cutoff Road

Mr. La Venia relayed his conversations with county staff on January 12, 2018 regarding the proposed four-way stop sign to control traffic at the intersection of Berkman Street and Old Dixie Avenue.

Mr. La Venia conveyed his discussions he had on January 12, 2018 regarding Shiloh Street and Cutoff Road improvements; relayed Mr. Booth's suggestions for the county to rebuild the base on said roadway, and reported that county staff would review earmarking one of the roadway improvements into the FY 2018-19 budget cycle. Mr. La Venia pointed out the meeting he had with Ms. Lori Koontz, Road Operations Division, and Mr. Jeff Johnson, Roads Superintendent, both at Lake County Public Works Department on the subject issue and indicated that he is waiting to hear back from them.

iv. Grease Trap Ordinance - Town of Lady Lake

Commissioner Ranize referred the Grease Trap Ordinances 2015-022, 2015-005, and 2010-002 previously provided to him by Ms. Coulson and requested that the city ensures it is up-to-date on same.

v. Proposed 2018 Workshops

With reference to the 2018 Proposed Workshops addressed at the January 11, 2018 regular meeting and after Commissioner Ranize, referred to his conversations with Mr. La Venia regarding disaster response, Mayor Cheshire recalled the city commission's consensus for the staff committee to meet and report back with a disaster response and an emergency management plan.

Mr. La Venia addressed the need for the city commission to consider holding a workshop on the land development regulations; recognized the draft documents on Chapter 155, Conditional Uses and Special Exceptions; Chapter 163, Sign Regulations; Chapter 152, Administration, and Chapter 154, Zoning Regulations available for city commission review to be distributed in advance of the workshop, and pointed out his previous discussions with Mr. Booth noting the requirement to address Chapter 158, Stormwater Management which needs to be in compliance with SJRWMD.

After much discussion, and **by unanimous consent, the city commission agreed to hold a workshop on March 15, 2018 after the Planning and Zoning (P&Z) Board to review Land Development Regulations on the previously cited Chapters 152, 154, and 158 and accepted the city manager's recommendation to review dates to hold future workshops and provide the respective documents in advance for commission review.**

(b) Commissioner Lewis

i. Proposed 2018 Workshops

Commissioner Lewis requested the city commission's direction on its vision relating to the Berkman Street corridor and recalled the city commission's previous actions withdrawing same.

Commissioner Lewis referred to the P&Z Board's January 18, 2018 actions at its meeting denying the rezoning application by WTG Properties LLC from single-family medium density (R-2) to commercial PUD (CPUD) located south of Berkman Street and east of Willard Avenue (CR 468); the residents' comments relating to same whereby the land use is permitted, and conveyed Mr. Beliveau's explanation on said application meeting the criteria.

After Commissioner Lewis mentioned his vision of where industrial and residential professional zoning designations ought to be along Old Dixie Avenue, Ms. Geraci-Carver referred to the future land use designation identifying the allowed use and voiced her concurrence on the city commission's flexibility in reducing a particular zoning category.

After Ms. Geraci-Carver indicated that she will address the matter with Mr. Beliveau on the city commission's consideration of future rezoning applications, Commissioner Ranize, in response to Commissioner Lewis' statements, questioned permitting the roofing contractor's business on Dixie Avenue not meeting the zoning requirements and Commissioner Bell suggested the city reviewing its entire future land use.

Following further discussion and after Mr. La Venia suggested the possibility of Ms. Geraci-Carver reviewing the zoning designation for certain areas where it could be more restrictive than the future land use designation, Commissioner Lewis addressed the problem in implementing same due to the "Bert J. Harris, Jr., Private Property Rights Protection Act".

Ms. Geraci-Carver concurred with Commissioner Bell's statements explaining the commission's ability to adopt overlay zoning by making certain streets or an area more restrictive on what could be included through the comprehensive plan amendment, even if it allows for more expansive uses.

After Mr. La Venia suggested, in response to Mayor Cheshire's inquiry, the city commission holding a workshop on amendments to the comprehensive plan and Vice Mayor Gunter's belief that the amendments ought to be for the entire city, Ms. Geraci-Carver recognized the city commission's position to review the entire city's future land use map, to which Mayor Cheshire suggested including on the workshop list.

After much discussion and **by unanimous consent, the city commission agreed to include on the 2018 City Commission Workshop Schedule to review the future comprehensive land use plan map.**

ii. Speeding

Following Commissioner Lewis' reference to Pastor Padgett's concerns regarding speeding addressed earlier this evening at the LPA meeting and his conversations with Mr. La Venia on his experience on CR 468 and the cross-road from Mirror Lake Drive and Urick Street, Mayor Cheshire questioned the county's placement of a stop sign and requested that Pastor Padgett's concerns on the volume of traffic ought be reviewed.

iii. Code Enforcement – Pennsylvania Avenue

Mr. La Venia concurred in the affirmative to Commissioner Lewis' inquiry that he envisions code enforcement taking a different direction which he anticipates would be more stringent. He indicated, in response to Commissioner Lewis' concerns, that he will converse with Ms. Lori Davis, Code Enforcement Officer, regarding the present condition of debris and equipment around the residential properties viewed from Pennsylvania Avenue.

iv. Wastewater Connection Line

Commissioner Lewis pointed out the city commission's discussions at its January 11, 2018 regular meeting regarding the actions undertaken at the June 8, 2017 regular meeting to not proceed with the investigation regarding the Terry Ross Development project and his understanding of the opinion from Ms. Dorothy "Dottie" F. Green, Latham, Shuker, Eden & Beaudine, LLP, attorney retained by the city, on the procedures for governmental employees in this regard.

(c) Commissioner Bell

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

Commissioner Bell voiced his anticipation on proceeding with the proposed Ordinance 2018-002, rezoning and development (Pine Ridge Dairy Road PUD) project.

(d) Vice Mayor Gunter, Jr.

Animal Control

After Vice Mayor Gunter recalled the residents' complaints at the January 11, 2018 regular meeting regarding the overpopulation of cats, Mr. La Venia reported that Ms. Lori Davis' communicated with the county regarding feral or stray cats in the city and pointed out the response received on its program. He explained that the county no longer utilizes its office of animal services but contracts with a volunteer organization to which Commissioner Ranize voiced his concerns on the problems he has experienced with cats and lack of assistance from the county.

Following much discussion and in response to Mayor Cheshire's inquiry, Ms. Geraci-Carver indicated that staff could review the city's existing Animal Control Services Ordinance 2005-030 to determine whether it could be reinforced.

9. MAYOR'S COMMENTS

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

Mayor Cheshire voiced concerns indicating that he would like to ensure that the city is not expending funds it does not have as it relates to proposed Ordinance

2018-002, rezoning and development (Pine Ridge Dairy Road PUD) and relayed his reassurance that the fire department staff and Ms. Geraci-Carver is working on remedying the situation.

(b) Dates to Remember

- Later in the meeting and in response and **upon Mayor Cheshire's suggestion, the city commission agreed, by unanimous consent, to hold the city commission special meeting on February 8, 2018 instead of February 1, 2018 and for the Fruitland Park Library Groundbreaking Ceremony to be held on March 8, 2018 at 12:00 p.m.**
- 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.
- February 12, 2018, Parks, Recreation and Trails Advisory Board, Library Services Conference Room, 2401 Woodlea Road, Tavares, Florida 32778 at 3:30 p.m.
- February 13, 2018, Lake Emergency Management Services Inc., Board of Directors Meeting, Lake County Administration Building, Board Chambers, 315 West Main Street, Tavares, FL 32778 at 2:30 p.m.
- February 22, 2018, City Commission Regular at 6:00 p.m.
- 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 for Mr. Peter J. Hurtt, City of Fruitland Park resident, to appear.

After discussion, Commissioner Ranize indicated that he would provide Mr. Hurtt with information identifying the city commissioner for his district.

10. ADJOURNMENT

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

The minutes were approved at the March 22, 2018 regular meeting.

Signed _____
Esther B. Coulson, City Clerk

Signed _____
Chris Cheshire, Mayor



**AGENDA ITEM
NUMBER
6a**

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	Golf Carts Ordinance Discussion			
For the Meeting of:	March 22, 2018			
Submitted by:	City Manager/Police Chief			
Date Submitted:	March 14, 2018			
Are Funds Required:		Yes	X	No
Account Number:	N/A			
Amount Required:	N/A			
Balance Remaining:	N/A			
Attachments:	Yes			
Description of Items:				
The Police Chief will be addressing the golf carts ordinance.				
Action to be Taken: None.				
Staff's Recommendation: None.				
Additional Comments: None.				

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

FRUITLAND PARK – GOLF CART ORDINANCE:

Florida State Statute 322.01 (27) defines a “motor vehicle” as any self-propelled vehicle, including a motor vehicle combination, not operated upon rails or guideway, excluding vehicles moved solely by human power, motorized wheelchairs, and motorized bicycles as defined in Florida State Statutes 316.003.

Florida State Statute 316.212– Operation of golf carts on certain roadways:

The operation of a golf cart upon the public roads or streets of this state is prohibited except as provided herein:

316.212 Operation of golf carts on certain roadways.—The operation of a golf cart upon the public roads or streets of this state is prohibited except as provided herein:

(1) A golf cart may be operated only upon a county road that has been designated by a county, **a municipal street that has been designated by a municipality, or a two-lane county road located within the jurisdiction of a municipality designated by that municipality**, for use by golf carts. Prior to making such a designation, the responsible local governmental entity must first determine that golf carts may safely travel on or cross the public road or street, considering factors including the speed, volume, and character of motor vehicle traffic using the road or street. **Upon a determination that golf carts may be safely operated on a designated road or street, the responsible governmental entity shall post appropriate signs to indicate that such operation is allowed.**

(2) A golf cart may be operated on a part of the State Highway System only under the following conditions:

(a) To cross a portion of the State Highway System which intersects a county road or municipal street that has been designated for use by golf carts if the Department of Transportation has reviewed and approved the location and design of the crossing and any traffic control devices needed for safety purposes.

(b) To cross, at midblock, a part of the State Highway System where a golf course is constructed on both sides of the highway if the Department of Transportation has reviewed and approved the location and design of the crossing and any traffic control devices needed for safety purposes.

(c) A golf cart may be operated on a state road that has been designated for transfer to a local government unit pursuant to s. 335.0415 if the Department of Transportation determines that the operation of a golf cart within the right-of-way of the road will not impede the safe and efficient flow of motor vehicular traffic. The department may authorize the operation of golf carts on such a road if:

1. The road is the only available public road along which golf carts may travel or cross or the road provides the safest travel route among alternative routes available; and
2. The speed, volume, and character of motor vehicular traffic using the road is considered in making such a determination.

Upon its determination that golf carts may be operated on a given road, the department shall post appropriate signs on the road to indicate that such operation is allowed.

(3) Notwithstanding any other provision of this section, a golf cart may be operated for the purpose of crossing a street or highway where a single mobile home park is located on both sides of the street or highway and is divided by that street or highway, provided that the governmental entity having original jurisdiction over such street or highway shall review and approve the location of the crossing and require implementation of any traffic controls needed for safety purposes. This subsection shall apply only to residents or guests of the mobile home park. If notice is posted at the entrance and exit of any mobile home park where residents of the park operate golf carts or electric vehicles within the confines of the park, it is not necessary for the park to have a gate or other device at the entrance and exit in order for such golf carts or electric vehicles to be lawfully operated in the park.

(4) Notwithstanding any other provision of this section, if authorized by the Division of Recreation and Parks of the Department of Environmental Protection, a golf cart may be

operated on a road that is part of the State Park Road System if the posted speed limit is 35 miles per hour or less.

(5) A golf cart may be operated only during the hours between sunrise and sunset, unless the responsible governmental entity has determined that a golf cart may be operated during the hours between sunset and sunrise and the golf cart is equipped with headlights, brake lights, turn signals, and a windshield.

(6) A golf cart must be equipped with efficient brakes, reliable steering apparatus, safe tires, a rearview mirror, and red reflectorized warning devices in both the front and rear.

(7) A golf cart may not be operated on public roads or streets by any person under the age of 14.

(8) A local governmental entity may enact an ordinance relating to:

(a) Golf cart operation and equipment which is more restrictive than those enumerated in this section. Upon enactment of such ordinance, the local governmental entity shall post appropriate signs or otherwise inform the residents that such an ordinance exists and that it will be enforced within the local government's jurisdictional territory. An ordinance referred to in this section must apply only to an unlicensed driver.

(b) Golf cart operation on sidewalks adjacent to specific segments of municipal streets, county roads, or state highways within the jurisdictional territory of the local governmental entity if:

1. The local governmental entity determines, after considering the condition and current use of the sidewalks, the character of the surrounding community, and the locations of authorized golf cart crossings, that golf carts, bicycles, and pedestrians may safely share the sidewalk;
2. The local governmental entity consults with the Department of Transportation before adopting the ordinance;
3. The ordinance restricts golf carts to a maximum speed of 15 miles per hour and permits such use on sidewalks adjacent to state highways only if the sidewalks are at least 8 feet wide;
4. The ordinance requires the golf carts to meet the equipment requirements in subsection (6). However, the ordinance may require additional equipment, including horns or other warning devices required by s. 316.271; and

5. The local governmental entity posts appropriate signs or otherwise informs residents that the ordinance exists and applies to such sidewalks.

(9) A violation of this section is a noncriminal traffic infraction, punishable pursuant to chapter 318 as a moving violation for infractions of subsections (1)-(5) or a local ordinance corresponding thereto and enacted pursuant to subsection (8), or punishable pursuant to chapter 318 as a nonmoving violation for infractions of subsection (6), subsection (7), or a local ordinance corresponding thereto and enacted pursuant to subsection (8).

History.—s. 2, ch. 83-188; s. 1, ch. 84-111; s. 2, ch. 88-253; s. 322, ch. 95-148; s. 4, ch. 96-413; s. 168, ch. 99-248; s. 7, ch. 2000-313; s. 6, ch. 2005-164; s. 3, ch. 2008-98; s. 46, ch. 2010-223; s. 2, ch. 2015-163.

Florida State Statute 316.2122– Operation of low speed vehicles on certain roadways:

316.2122 Operation of a low-speed vehicle or mini truck on certain roadways.—The operation of a low-speed vehicle as defined in s. 320.01 or a mini truck as defined in s. 320.01 on any road is authorized with the following restrictions:

(1) A low-speed vehicle or mini truck may be operated only on streets where the posted speed limit is 35 miles per hour or less. This does not prohibit a low-speed vehicle or mini truck from crossing a road or street at an intersection where the road or street has a posted speed limit of more than 35 miles per hour.

(2) A low-speed vehicle must be equipped with headlamps, stop lamps, turn signal lamps, taillamps, reflex reflectors, parking brakes, rearview mirrors, windshields, seat belts, and vehicle identification numbers.

(3) A low-speed vehicle or mini truck must be registered and insured in accordance with s. 320.02 and titled pursuant to chapter 319.

(4) **Any person operating a low-speed vehicle or mini truck must have in his or her possession a valid driver license.**

(5) A county or municipality may prohibit the operation of low-speed vehicles or mini trucks on any road under its jurisdiction if the governing body of the county or municipality determines that such prohibition is necessary in the interest of safety.

(6) The Department of Transportation may prohibit the operation of low-speed vehicles or mini trucks on any road under its jurisdiction if it determines that such prohibition is necessary in the interest of safety.

Fruitland Park Ordinance ???)- Authorization to operate golf carts within golf cart communities:

Golf carts meeting the definition set forth in Florida State Statute 316.212 (1) above may be operated within communities recognized by the city commission as "golf cart communities" on such streets designated therein for golf cart usage. Each golf cart community shall provide signage regulating the use of golf carts and designating streets or other areas where golf carts may be operated. Speed-modified golf carts or "hybrid" golf carts are not authorized for use on streets within golf cart communities.

Fruitland Park City Ordinance ????- Compliance with traffic laws:

Golf carts shall comply with all applicable local and State traffic laws, and may be ticketed for traffic violations in the same manner as motor vehicles.

Florida Statutes § 322.34- Driving while license suspended, revoked, canceled, or disqualified.

(1) ... any person whose driver license or driving privilege has been canceled, suspended, or revoked, ... who drives a vehicle upon the highways of this state while such license or privilege is canceled, suspended, or revoked is guilty of a moving violation, punishable as provided in chapter 318.

(2) Any person whose driver license or driving privilege has been canceled, suspended, or revoked as provided by law, except persons defined in s. 322.264, who, knowing of such cancellation, suspension, or revocation, drives any motor vehicle upon the highways of this state while such license or privilege is canceled, suspended, or revoked, upon:

- (a) A first conviction is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

- (b) A second conviction is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

- (c) A third or subsequent conviction is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

The element of knowledge is satisfied if the person has been previously cited as provided in subsection (1); or the person admits to knowledge of the cancellation, suspension, or revocation; or the person received notice as provided in subsection (4). There shall be a rebuttable presumption that the knowledge requirement is satisfied if a judgment or order as provided in subsection (4) appears in the department's records for any case except for one involving a suspension by the department for failure to pay a traffic fine or for a financial responsibility violation.

To sum it up – I think we should repeal all current city ordinances we currently have and simplify it by pointing them to the above mentioned Florida State Statutes. Then I would add in the bottom of the new ordinances the “designated golf cart crossing points and a map of authorized streets that golf carts can operate on.

Designated golf cart crossings points:

- *College Avenue and Miller Boulevard*
- *South Dixie Avenue and Miller Street*
- *CR 468 (Rose Ave) (Willard Ave) Berckman Street*
- *CR 468 and Myrtle Lake Avenue*
- *Pine Ridge Dairy Road and Willard Avenue*
- *Urlick Street CR 25A (S Dixie Ave) North of Shiloh St to Highway 27/441.*

Florida law states that any person who has a cancelled, suspended, or revoked driver’s license cannot legally drive a golf cart on any public road or street, and may be subject to citation and/or arrest. **Currently our City only prohibits those who have a suspended license for DUI.**



**AGENDA ITEM
NUMBER
6b**

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	Lift Station Alarms			
For the Meeting of:	March 22, 2018			
Submitted by:	City Manager/Public Works Director			
Date Submitted:	March 14, 2018			
Are Funds Required:		Yes	X	No
Account Number:	N/A			
Amount Required:	N/A			
Balance Remaining:	N/A			
Attachments:	Yes			
Description of Items:				
SCI factory service maintenance terms with Sanders Company Inc. for the installation and programming of five Sci-Text 1062 RTU text alarms to operator cell phones from Sanders Company Inc. for \$26,315 and direct the city attorney to prepare a contract to implement same.				
Action to be Taken: Approval				
Staff's Recommendation: Approval.				
Additional Comments: None.				

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor



SANDERS

COMPANY, INC.

2816 Southeast Monroe Street

Stuart, Florida 34997

772.220.2900

SCOPE OF SUPPLY

Date: December 7, 2017

Project: Maintenance Contract

In accordance with the attached Terms and Conditions, Sanders Company is pleased to offer the following materials/services for the above referenced project.

PRICE, DELIVERY AND TERMS OF OFFERING

Prices submitted are for equipment/services specifically listed within this Scope of Supply which constitute our complete offering.

QUOTATION

For

SCI FACTORY SERVICE CONTRACT

Customer: City of Fruitland Park, FL Date: December 7, 2017

SCI FACTORY SERVICE CONTRACT

1. Annual Service:

SCI will provide an authorized and qualified System Engineer to visit your system site 4 time per year. The visit shall provide for 8 hours' on-site labor at the discounted rate of \$1,100 per day and will be scheduled at the mutual consent of the Customer and SCI to occur during normal business hours. SCI will provide an authorized and qualified service technician to visit your system site 4 times per year. The visit shall provide for 8 hours on-site labor at the discounted rate of \$1,100 per day and will be scheduled at the mutual consent of the Customer and SCI/Sanders Company to occur during normal business hours. The site visits also includes up to 4 hours of travel time incurred for the visit. The quoted price also includes travel expenses. Expenses are defined as airplane ticket, hotel, car rental, meal and per diem charges.

Clarifications:

- Unscheduled extensions to service visits may be purchased at a cost of \$145 per man-hour plus uplifts for travel and expenses as appropriate.
- Total Contract price for 4 engineering and 4 tech days per year is \$8,800 per year.

2. Emergency service:

If, while this contract is in effect, emergency service is required, the Customer will receive priority response and will receive a 15% discount on SCI's emergency service rate of \$150 per hour for travel and on-site time plus all travel and business expenses at cost. The emergency rate after hours on weekdays and on Saturdays and Sundays is 1.5 times the



SANDERS

COMPANY, INC.

2816 Southeast Monroe Street

Stuart, Florida 34997

772.220.2900

discounted emergency rate and on holidays is 2 times the discounted emergency rate. SCI will generally utilize our nearest service personnel for emergency service.

3. Equipment covered:

All SCI supplied equipment at the City. This includes any plant, computer and/or the telemetry system equipment.

Tasks may include:

Instrumentation:

- Inspection/cleaning and calibration of float switches
- Inspection/cleaning and calibration of pressure and level Transmitters.
- Inspection/cleaning and scaling of flow meters.
- Verification of operation of alarms.
- Inspection/cleaning and verification of operation of valve actuators and position switches.
- Battery back-up/UPS inspection and verification.

Control Panels:

- Clean interior of panels
- Check condition of panel wiring
- Check condition of Controllers
- Check controller software for errors
- Check condition of I/O boards
- Check condition of pilot lights, switches and display devices
- Check power devices
- Check battery backup devices
- Check panel grounding

SCADA/PC System:

- Examine system and application logs for problems
- Examine drives for Available Space
- Examine alarm lists for potential problems
- Archive or move Data as necessary
- Defragment hard drive and back-up SCADA PC
- Check Battery back-up/UPS inspection and testing

Other Tasks:

- Customer defined tasks
- Additional tasks based on on-site observation
- Provide recommendations for hardware and software upgrades

4. Terms



SANDERS

COMPANY, INC.

2816 Southeast Monroe Street

Stuart, Florida 34997

772.220.2900

Programming or changes to SCI supplied applications that require engineering involvement are covered by this contract. Equipment, software, or network changes and engineering necessary to increase capacity or to enhance functionality are covered by this contract.

Although SCI will initiate attempts to schedule the service trips, it is ultimately the customer's responsibility to schedule the service trips. If the site visits do not occur within the period of the contract, no refund on the contract will be made.

The customer will be invoiced quarterly. A purchase order for the full amount of this contract is due upon execution. Billing will be done on the First of the month for that month's services. The City of Fruitland Park can utilize those days as they see fit. This Contract can be terminated by either party during the month already paid for. All work for that month will be completed to conclude the contract.

Contract period is 12 months from date of execution of this contract.

PRICE: PLUS TAX if applicable. FOB factory with freight allowed to jobsite, shipped via standard commercial carrier.

TERMS OF PAYMENT

Based on initial and continuing credit approval by Sanders Company, Inc., the following payment terms apply: Net 30

- NO HOLDBACK (RETAINAGE) provision is offered or allowed

SCI form 575 Terms and Conditions, which is attached, is an integral part of this offering.

Note payment via credit card on orders over \$10,000 will incur a 3% adder.

Thank you for the opportunity to offer this Scope of Supply.
Please contact me with any questions and/or comments regarding this offering.

Ron Robinette

Sales

Cell 321-229-7643 Stuart office 800-247-0880

Ron@Mrsewage.com

March 22



SANDERS

COMPANY, INC.

2816 Southeast Monroe Street

Stuart, Florida 34997

772.220.2900

SCOPE OF SUPPLY

Date: December 7, 2017

Project: 1062 Scitext RTUs 5-LSs

Dale:

In accordance with the attached Terms and Conditions, Sanders Company is pleased to offer the following materials/services for the above referenced project. While our complete offering is detailed in this submission, purchase orders directly to manufacturers may be required when ordering.

PRICE, DELIVERY AND TERMS OF OFFERING

Prices submitted are for equipment/services specifically listed within this Scope of Supply which constitute our complete offering.

5 - Sci-Text 1062 RTU. This unit will be configured to text alarms to operator defined cell phones. The unit will be supplied without a sim card.

Installation and computer programming will be by SCI.

PRICE: \$ 26,315.00 PLUS TAX if applicable. FOB factory with freight allowed to jobsite, shipped via standard commercial carrier.

DELIVERY: 6-8 weeks after complete and acceptable approval is received in the Stuart offices of Sanders Company, Inc.

TERMS OF PAYMENT

Based on initial and continuing credit approval by Sanders Company, Inc., the following payment terms apply:

- Net 30
- NO HOLDBACK (RETAINAGE) provision is offered or allowed

SCI form 575 Terms and Conditions, which is attached, is an integral part of this offering.

Thank you for the opportunity to offer this Scope of Supply.
Please contact me with any questions and/or comments regarding this offering.

Ron Robinette

Sales

Cell 321-229-7643 Stuart office 800-247-0880

Ron@Mrsewage.com



COMPANY, INC.
2816 Southeast Monroe Street
Stuart, Florida 34997
772.220.2900

TERMS AND CONDITIONS

Sanders Company, Inc.
2816 SE Monroe St
Stuart, Fl 34997

AN ORDER WILL CONSTITUTE A CONTRACT BETWEEN THE COMPANY AND THE BUYER WHEN ACCEPTED IN WRITING BY THE COMPANY AT ITS HOME OFFICE IN STUART FLORIDA. A CONTRACT RESULTING FROM THE ACCEPTANCE OF AN ORDER MAY BE CANCELED OR ALTERED BY THE BUYER ONLY IF AGREED TO IN WRITING BY THE COMPANY AT ITS HOME OFFICE SUBJECT TO PAYMENT OF REASONABLE CHARGES NECESSARY TO PROTECT THE COMPANY FROM LOSS. UNTIL ACCEPTED, AS PROVIDED HEREIN, AN ORDER SHALL CONSTITUTE AN OFFER TO PURCHASE. NEITHER THE ACCEPTANCE OF ANY DEPOSIT MADE WITH AN ORDER NOR THE CASHING OF ANY CHECK OR OTHER INSTRUMENT THEREFOR, NOR THE HOLDING OF SUCH DEPOSIT BY THE COMPANY SHALL BE DEEMED AN ACCEPTANCE OF AN ORDER, BUT IF THE ORDER IS NOT ACCEPTED, THE COMPANY WILL PROMPTLY REFUND SUCH DEPOSIT. THE COMPANY SHALL NOT BE LIABLE FOR ANY FAILURE TO MAKE DELIVERY OR OTHER DEFAULT BY REASON OF ANY OCCURRENCE OR CONTINGENCY BEYOND THE REASONABLE CONTROL OF THE COMPANY OR OF ANY OF ITS SOURCES OF SUPPLY. IN THE EVENT OF ANY SUCH OCCURRENCE OR CONTINGENCY THE COMPANY MAY EXTEND DELIVERY SCHEDULES OR MAY, AT ITS OPTION, CANCEL THE ORDER IN WHOLE OR IN PART WITHOUT LIABILITY OTHER THAN TO RETURN ANY DEPOSIT OR PRE-PAYMENT. SHOULD THE WHOLE ORDER BE CANCELED, THE BUYER WILL REIMBURSE THE COMPANY FOR ALL TAXES, EXPENSES AND SIMILAR CHARGES BASED UPON OR MEASURED BY THE PRODUCTION, STORAGE, SALE, TRANSPORTATION OR USE OF THE PRODUCTS DESCRIBED HEREIN. THE COMPANY SHALL NOT BE BOUND BY ANY TERMS, CONDITIONS, OR REPRESENTATIONS WHICH ARE NOT STATED HEREIN. THE COMPANY SHALL NOT BE OBLIGATED TO PERFORM HEREUNDER IF AT ANY TIME: BUYER'S CREDIT RATING BECOMES IMPAIRED. THE COMPANY SHALL RETAIN A SECURITY INTEREST IN THE PRODUCTS/SERVICES SUPPLIED HEREUNDER TO SECURE PERFORMANCE OF BUYER'S OBLIGATIONS AND BUYER SHALL EXECUTE ALL FINANCING STATEMENTS AND OTHER INSTRUMENTS THAT THE COMPANY DEEMS NECESSARY TO PERFECT ITS SECURITY INTEREST. IF THE BUYER DEFAULTS IN ANY OF ITS OBLIGATIONS HEREUNDER OR IS UNABLE TO PAY ITS DEBTS AS THEY MATURE, THE COMPANY SHALL HAVE THE RIGHT TO REPOSSESS THE PRODUCTS WITH OR WITHOUT RESORT TO LEGAL PROCESS. ACCEPTANCE OF THIS SUBMISSION ACKNOWLEDGES THAT EQUIPMENT LISTED IS IN COMPLIANCE WITH THE PLANS AND SPECIFICATIONS OR IS ACCEPTED AS AN EQUAL TO THE PLANS AND SPECIFICATIONS. THE FOREGOING TERMS AND CONDITIONS WILL PREVAIL NOTWITHSTANDING ANY VARIANCE WITH THE TERMS AND CONDITIONS OF BUYER'S ORDER FOR THE PRODUCTS.

SOLE



**AGENDA ITEM
NUMBER
6c**

AGENDA ITEM SUMMARY SHEET

Revised

ITEM TITLE:	Public Works/Police Departments' Surplus Equipment		
For the Meeting of:	March 22, 2018		
Submitted by:	City Manager/Police Chief/Public Works Director		
Date Submitted:	March 14, 2018		
Are Funds Required:		Yes	X No
Account Number:	N/A		
Amount Required:	N/A		
Balance Remaining:	N/A		
Attachments:	Yes (addendum)		
Description of Items:			
Previously budgeted item, see attached memorandum and list..			
Action to be Taken: Approval			
Staff's Recommendation: None.			
Additional Comments: None.			

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor



MEMORANDUM

To: Ester
From: Dale
Date: 3/13/18
Subject: Surplus

Ester this is the surplus list I would like to be put on the Commission meeting on March 22nd.

1995 Ford Bucket Truck Vin #1FDJF37G8SNB46235
Plate Fl. 92660

2000 Ford Taurus Vin # 1FAFP5226YA233166
Plate Fl. 201948

Chevy Trailblazer Vin # 1GNDS13S682134226
Plate Fl. XA5963

Chevy Tahoe Vin #1GNEK13Z92J292316
Plate Fl. 202208

2 Propane Motors out of wells (Ford Rockford)
1 Well #3, Serial # 800545
2 Well #5, Serial #607563

List of old laptop computer for auction minus hard drives that have been removed for security reasons

Purchase date	Brand	Model	Service tag	Dept id number
01-29-2009	Dell	E5400 Latitude	HPPHXG1	FPC27
10-09-2009	Dell	E5400 Latitude	17MF0L1	FPC29
10-09-2009	Dell	E5400 Latitude	H6MF0L1	FPC31
03-18-2012	Dell	E5420 Latitude	28RR5S1	FPC32
03-18-2012	Dell	E5420 Latitude	28RS5S1	FPC33
01-28-2013	Dell	E5430 Latitude	83D6CW1	FPC34
04-05-2008	Dell	D630 Latitude	3DCC0G1	FPC35
04-05-2008	Dell	D630 Latitude	JCCC0G1	FPC36

Total of 7 complete rear seats for chevy impala's from 2007 to 2009

CITY OF FRUITLAND PARK



VENDOR INVOICE LIST

DOCUMENT	P.O.	INV DATE	VOUCHER	WARRANT	CHECK #	INVOICE NET	DUE DATE	TYPE	STS	INVOICE DESCRIPTION
3768 CINDY CHEVROLET INC										
4383 INVOICE:57625	20090148	01/21/2009	40431	021009	20216	20,000.00	02/10/2009	INV	PD	08 CHEV IMPALA-9233932
886 MEARS MOTOR LIVERY CORP										
16157 INVOICE:123113	2012051	10/17/2011	52286	111011	24721	8,850.96	11/10/2011	INV	PD	2-09 IMPALA FY12
16474 INVOICE:124317	2012060	11/16/2011	52601	112811	24805	4,421.88	11/28/2011	INV	PD	08 CHEV IMPALA FY12
20264 INVOICE:137693	2013021	10/17/2012	56415	110912	26663	8,850.96	11/09/2012	INV	PD	2-09 IMPALA FY13
20516 INVOICE:19090		10/15/2012	56667	112612	26728	151.00	11/26/2012	INV	PD	BUYOUT 07 IMPALA #519
20512 INVOICE:19425		10/15/2012	56663	112612	26728	151.00	11/26/2012	INV	PD	BUYOUT 07 IMPALA #522
20515 INVOICE:19426		10/15/2012	56666	112612	26728	151.00	11/26/2012	INV	PD	BUYOUT 07 IMPALA #521
20514 INVOICE:19560		10/15/2012	56665	112612	26728	151.00	11/26/2012	INV	PD	BUYOUT 08 IMPALA #525
62532 INVOICE:62532	20080063	10/01/2007	34696	110907	18056	3,284.84	11/09/2007	INV	PD	LSE- 07 IMPALA #19090
65241 INVOICE:65241	20080063	10/22/2007	34692	110907	18056	7,996.56	11/09/2007	INV	PD	LSE- 07 IMPALA #19425-26
65258 INVOICE:65258	20080063	10/24/2007	34690	110907	18056	13,773.84	11/09/2007	INV	PD	LSE-1-04VIC, 2-07 IMPALA
66679 INVOICE:66679		11/30/2007	35130	121007	18176	24.96	12/10/2007	INV	PD	LSE 08 IMPALA #19560
3318 INVOICE:80511	20090073	10/30/2008	39362	111008	19769	4,425.48	11/10/2008	INV	PD	09 IMPALA 1/5 #20253
3317 INVOICE:80512	20090073	10/30/2008	39361	111008	19769	4,425.48	11/10/2008	INV	PD	09 IMPALA 1/5 #20254
						56,658.96				
14 INVOICES						76,658.96				

** END OF REPORT - Generated by Sue Parker **

RESOLUTION 2004-014

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA; RELATING TO QUASI-JUDICIAL HEARINGS; ESTABLISHING PROCEDURES FOR THE DISCLOSURE OF EX PARTE COMMUNICATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Statute 286.0115 allows municipalities to remove the presumption of prejudice attached to ex parte communications with local public officials in quasi-judicial proceedings through the adoption of a resolution or ordinance establishing a process for the disclosure of such communications; and

WHEREAS, the City Commission of the City of Fruitland Park desires to implement the provisions of F.S. 286.0115 with respect to quasi-judicial proceedings which occur before the City Commission as well as city boards and committees.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK:

Section 1. The following procedures shall apply with regards to any quasi-judicial matters before the City Commission or any board or committee of the City:

**Procedures for quasi-judicial hearings;
Disclosure of ex parte communications.**

(a) *Intent.* Pursuant to Section 286.0115(1), Florida Statutes, it is the intent of the city commission that this section is intended to remove the presumption of prejudice from *ex parte* communications with city officials and to permit, among other things, site visits, the receipt of expert opinion, and the review of mail and other correspondence relating to quasi-judicial proceedings by said city officials. .

(b) *Definitions.* As used in this section, the following terms shall be defined as follows:

- (1) "City official" means and refers to any elected or appointed public official holding a municipal position or office who recommends or takes quasi-judicial action as a member of a city board, commission, or committee, including, but not limited to, a member of the city commission, the code enforcement board, the planning and zoning board, or the local planning agency.
- (2) "*Ex parte* communication" means a communication involving a city official and a member of the public, regarding a pending quasi-judicial action, such that the city official may be exposed to only one perspective

or part of the evidence with regard to a quasi-judicial action pending before the commission or board on which the city official serves. *Ex parte* communications occur at other than a public meeting of the board on which the city official serves at which the quasi-judicial action discussed has been publicly noticed.

- (3) "Member of the public" refers to any person interested in a quasi-judicial action, including, but not limited to, an applicant, an officer or member of a homeowner's association, an officer or member of an environmental, homebuilding/development, or concerned citizen's organization, an official or employee of a governmental entity other than the City, a developer, a property owner, or an interested citizen, or a representative of or attorney for any of the foregoing.
- (4) "Quasi-judicial" refers to a land use, land development, zoning, or building related permit, application or appeal, as set forth below, in which city officials give notice and an opportunity to be heard to certain substantially affected persons, investigate facts, ascertain the existence of facts, hold hearings, weigh evidence, draw conclusions from the facts, and apply the law to the facts, as the basis for their decision.
- (5) "Site visit" means an inspection of real property subject to an application for any quasi-judicial action prior to a public hearing on the application conducted by a city official. The mere act of driving by a site in the daily course of driving to a particular location, such as work or a particular store, which act is not undertaken for the purpose of inspecting a particular parcel of real property is not a site visit for purposes of this section.

(c) *Ex parte communications between city officials and members of the public.*

- (1) A member of the public not otherwise prohibited by statute, charter provision or ordinance may have an *ex parte* communication with any city official regarding any quasi-judicial matter on which action may be taken by the commission or board on which the city official serves; provided, that the city official adheres to the disclosure requirements set forth in sub-section (c)(3) below.
- (2) Except as otherwise provided by statute, charter provision, or ordinance, any city official may have an *ex parte* communication with any expert witness or consultant regarding any quasi-judicial matter on which action may be taken by the commission or board on which the city official serves; provided, that the city official adheres to the disclosure requirements set forth in sub-section (c)(3) below. Nothing here,

however, shall restrict a city official access to city staff or expert witness or consultant retained by the City.

(3) Disclosure.

- (A) All city officials shall disclose the occurrence of all *ex parte* communications or discussions with a member of the public or an expert witness or consultant involving said city official which relate to the quasi-judicial action pending before the commission or board on which the city official serves.
- (B) Disclosure shall occur by no later than the final public hearing, or if no formal public hearing is held, then any hearing at which the final decision regarding the quasi-judicial matter is made. The city official shall disclose the *ex parte* communication verbally or by memorandum. Any such memorandum disclosing the occurrence of the *ex parte* communication shall be placed in the official file regarding the pending quasi-judicial matter which file shall be maintained in the City Clerk's records.
- (C) At the time of disclosure, the city official shall identify the person, group, or entity with whom the *ex parte* communication took place, the substance of the *ex parte* communication, and any matters discussed which are considered by the city official to be material to said city official's decision in the pending quasi-judicial matter.
- (d) *Oral or written communications between city staff and city officials.* City officials may discuss quasi-judicial matters pending before the commission or board on which said city official serves with city staff without the requirement to disclose pursuant to sub-section (c)(3) above.
- (e) *Site visits by city officials.* Any city official may conduct a site visit of any property related to a quasi-judicial matter pending before the commission or board on which the city official serves; provided, that the city official adheres to the disclosure requirements set forth in sub-section (c)(3) above. Any disclosure of a site visit pursuant to sub-section (c)(3) shall disclose the existence of the site visit, and any information obtained by virtue of the site visit considered by the city official to be material to said official's decision regarding the pending quasi-judicial matter.
- (f) *Review of mail, correspondence, and written communications by city officials.* Any city official may review mail, correspondence, or written communications, related to a quasi-judicial matter pending before the commission or board on which the city official serves. Upon review of the mail, correspondence, or

written communication, the document shall be placed in the official file regarding the pending quasi-judicial matter and maintained in the city clerk's records.

- (g) *City clerk's file.* All correspondence, mail, or written communications reviewed by city officials prior to the final hearing on a pending quasi-judicial matter shall be placed in the official file regarding said matter and maintained by the city clerk. Said correspondence, mail, or written communications reviewed by city officials prior to the final hearing on a pending quasi-judicial matter, or any disclosure memoranda as described in sub-section (c)(3)(B), shall be available for public inspection. By no later than the final public hearing, or if no formal public hearing is held, then at any hearing at which the final decision regarding the quasi-judicial matter is made, the city clerk shall make said correspondence, mail, written communications, or other matters, and any disclosure memoranda placed in the official file, a part of the record. All of the foregoing documents shall be received by the commission or board as evidence, with the exception of disclosure memoranda, subject to any objections interposed by participants at the hearing.
- (h) *Opportunity to comment upon substance of disclosure.* At such time that a disclosure regarding an *ex parte* communication, receipt of an expert opinion, site visit, or review of mail, correspondence, or other written communication is made a part of the record at a hearing, persons who may have opinions or evidence contrary to those expressed in the *ex parte* communication, expert opinion, or mail, correspondence, or other written communication, or noted during the site visit, shall be given a reasonable opportunity to refute or respond and provide contrasting information, evidence, or views.

Section 2. If any section, sentence, clause, or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portion of this ordinance.

Section 3. This resolution shall be effective upon passage.

PASSED AND RESOLVED this 24th day of June, 2004, by the City Commission of the City of Fruitland Park, Florida.



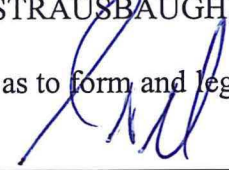
JOHN L. GUNTER, JR., VICE MAYOR

ATTEST:



MARGE STRAUSBAUGH, CITY CLERK

Approved as to form and legality:



Scott A. Gerken, City Attorney





**AGENDA ITEM
NUMBER
6d**

AGENDA ITEM SUMMARY SHEET

Revised

ITEM TITLE:	QUASI-JUDICIAL HEARING – First Reading Ordinance 2018-004 – To Correct Ordinance 2016-024 Boundary Amendment – North of CR 466A and West of Timbertop Lane - Petitioner: James Phillips			
For the Meeting of:	March 22, 2018			
Submitted by:	City Manager/City Attorney/Community Development			
Date Submitted:	February 14, 2018			
Are Funds Required:		Yes	X	No
Account Number:	N/A			
Amount Required:	N/A			
Balance Remaining:	N/A			
Attachments:	Yes (Exhibit A and Proof of Advertising Affidavit)			
Description of Items: Ordinance 2018-004, the second reading will be held on April 2, 2018.				
Action to be Taken: Approve the LPA's recommendation.				
Staff's Recommendation: Approval.				
Additional Comments:				

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

Record and return to:
City of Fruitland Park
156 S. Lake Avenue
Fruitland Park, FL 34736

ORDINANCE 2018-004

AN ORDINANCE CORRECTING A SCRIVENER'S ERROR IN THE LEGAL DESCRIPTION OF ORDINANCE 2016-024 WHICH AMENDED 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 1.0 ± ACRE OF LAND GENERALLY LOCATED NORTH OF CR 466A AND WEST OF TIMBERTOP 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 AN EFFECTIVE DATE.

WHEREAS, the City of Fruitland Park desires to correct a scrivener's error in the legal description contained in Ordinance [2016-024](#) which annexed the property into the City of Fruitland Park; and

WHEREAS, a petition had been submitted by Charles Johnson on behalf of James Phillips as Owner to annex the property into the City of Fruitland Park;

WHEREAS, the City Commission finds that it was the intent of the then property owner as well as the intent of the City to annex the property more particularly described herein; and

WHEREAS, the City Commissioners determined that the area proposed for annexation met the requirements of §171.044, *Florida Statutes*, and is contiguous to the municipality; and

WHEREAS, this Ordinance has been advertised as required by law with a copy of said notice sent via certified mail to the Board of County Commissioners of Lake County as provided for by statute; and

WHEREAS, all other procedural and notice requirements mandated by State law and the City's Code of Ordinances have been followed and satisfied; and

NOW THEREFORE, be it ordained, by the City Commissioners of the City of Fruitland Park, Florida, as follows:

Section 1: Legislative Findings. The recitals set forth above are hereby adopted as legislative findings of the City Commission of the City of Fruitland Park.

Section 2: Annexation. The scrivener’s error in the legal description in Ordinance 2016-024 is corrected. The corporate limits of the City of Fruitland Park, Florida, are hereby extended and increased so as to include and embrace within the corporate limits of the City of Fruitland Park, the real property described as consisting of approximately 1.0 ± acres more particularly described as follows:

Legal Description: From the Northwest corner of the Northeast ¼ of the Southeast ¼ of Section 6, Township 19 South, Range 24 East, in Lake County, Florida, run South 00°45’20” West along the West line of the Northeast ¼ of the Southeast ¼ a distance of 399.55 feet; thence South 89°07’10” East 90.26 feet to the Point of Beginning; thence continue South 89°07’10” East 202.0 feet; thence South 00°45’20” West 215.65 feet to the Point of Beginning.

Parcel Alternate Key No. 2515490

(the “Property”).

The Property is hereby annexed and declared to be a part of the City of Fruitland Park. The Property is depicted in the map attached hereto as **Exhibit A**.

Section 3: Applicability and Effect. Upon this Ordinance becoming effective, the property annexed shall be subject to all laws, ordinances, and regulations enforced in the City of Fruitland Park, and shall be entitled to the same privileges and benefits as other parts of the City of Fruitland Park upon the effective date of the annexation.

Section 4: Directions. In accordance with Section 171.044(3), *Florida Statutes (2017)* within seven (7) days of the adoption of this Ordinance, certified copies of this shall be provided to the Clerk of the Circuit Court (Recording), and the Secretary of State of the State of Florida. It shall further be submitted to the Office of Economic and Demographic Research within 30 days of approval along with a statement specifying the population census effect and the affected land area.

Section 5: Conflicts. All ordinances and parts of ordinances to the extent in conflict with this Ordinance are hereby repealed.

Section 6: Severability. If any provision or portion of this ordinance is declared by any court competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 7: Effective Date. This ordinance shall become effective immediately upon passage by the City Commission of the City of Fruitland Park in accordance with law.

PASSED and ORDAINED this _____ day of November, 2017, by the City Commission of the City of Fruitland Park, Florida.

Chris Cheshire, Mayor

Attest:

Esther B. Coulson, City Clerk

Vice Mayor Gunter _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Commissioner Bell _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Commissioner Lewis _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Commissioner Ranize _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Mayor Cheshire _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)

First Reading _____

Second Reading _____

Approved as to form and legality:

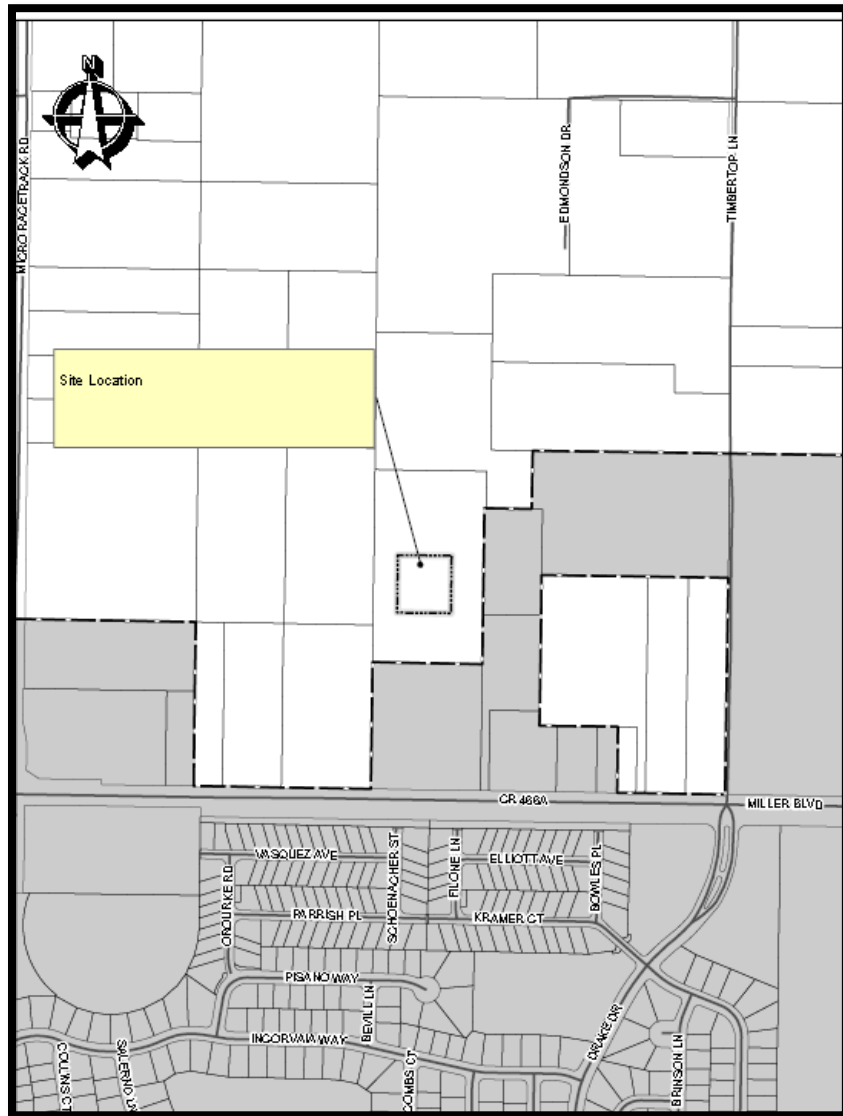
Anita Geraci-Carver, City Attorney

EXHIBIT "A"

Legal Description and Map of Property

Legal Description: From the Northwest corner of the Northeast ¼ of the Southeast ¼ of Section 6, Township 19 South, Range 24 East, in Lake County, Florida, run South 00°45'20" West along the West line of the Northeast ¼ of the Southeast ¼ a distance of 399.55 feet; thence South 89°07'10" East 90.26 feet to the Point of Beginning; thence continue South 89°07'10" East 202.0 feet; thence South 00°45'20" West 215.65 feet to the Point of Beginning.

Parcel Alternate Key No. 2515490



06-19-11

CERTIFIED TRUE COPY
BY _____
CITY CLERK

DATE 11-10-11

S/C
2515490

ORDINANCE 2016 - 024

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 1.0 ± ACRE OF LAND GENERALLY LOCATED NORTH OF CR 466A AND WEST OF TIMBERTOP 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 AN EFFECTIVE DATE.

WHEREAS, a petition has been submitted by Charles Johnson, on behalf of James Phillips, Owner, requesting that approximately 1.0 acres of real property generally located north of CR 466A and west of Timbertop Lane (the "Property") be annexed to and made a part of the City of Fruitland Park; and

WHEREAS, the petition bears the signature of all applicable parties; and

WHEREAS, the required notice of the proposed annexation has been properly published; and

WHEREAS, the Property is contiguous to the City limits and is reasonably compact.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Fruitland Park, Florida, as follows:

Section 1.

The following described property consisting of approximately 1.0 acres of land generally located north of CR 466A and west of Timbertop Lane, contiguous to the City limits, is hereby incorporated into and made part of the City of Fruitland Park Florida. The property is more particularly described as follows:

S/S NW COR

LEGAL DESCRIPTION: From the Northeast corner of the Northeast ¼ of the Southeast ¼ of Section 6, Township 19 South, Range 24 East, in Lake County, Florida, run South 0°45'20" West along the West line of the Northeast ¼ of the Southeast ¼ a distance of 399.55 feet; thence South 89°07'10" East 90.26 feet to the Point of Beginning; thence continue South 89°07'10" East 202.0 feet; thence South 0°45'20" West 215.65 feet to the Point of Beginning.

Parcel Alternate Key No. 2515490

LEGAL IN ERROR INCOMPLETED

Section 2. The City Clerk shall forward a certified copy of this Ordinance to the Clerk of the Circuit Court, the County Manager of Lake County, Florida, and the Department of State of Florida within seven (7) days after its passage on second and final reading.

Section 3. If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

CERTIFY TRUE COPY
BY [Signature]
CITY CLERK
DATE Nov 10, 2016

Section 4. The property annexed in this Ordinance is subject to the Land Use Plan of the Lake County Comprehensive Plan and county zoning regulations until the City adopts the Comprehensive Plan Amendments to include the property annexed in the City Comprehensive Plan.

Section 5. This Ordinance shall become effective immediately upon passage by the City Commission of the City of Fruitland Park.

PASSED AND ORDAINED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this 10th day of November, 2016.

[Signature]
Chris Cheshire, Mayor
City of Fruitland Park, Florida

ATTEST:
[Signature]
Esther Coulson, CMC, City Clerk
(SEAL)

Approved as to Form:
[Signature]
Anita Geraci-Carver, City Attorney

Commissioner Bell	<u>/</u>	(Yes),	_____	(No),	_____	(Abstained),	_____	(Absent)
Commissioner Ranize	<u>/</u>	(Yes),	_____	(No),	_____	(Abstained),	_____	(Absent)
Commissioner Lewis	<u>/</u>	(Yes),	_____	(No),	_____	(Abstained),	_____	(Absent)
Vice Mayor Gunter	<u>/</u>	(Yes),	_____	(No),	_____	(Abstained),	_____	(Absent)
Mayor Cheshire	<u>/</u>	(Yes),	_____	(No),	_____	(Abstained),	_____	(Absent)

Passed First Reading October 27, 2016
Passed Second Reading November 10, 2016
(SEAL)



LCPA ADMINISTRATIVE DETAILS SHEET
ALTERNATE KEY : 2515490

Run: 5/30/2017 3:47PM Page: 1
 PROP NAME:

PHILLIPS JAMES E
 5161 S KENNETH TER
 FLORAL CITY FL 34436

PARCEL 06-19-24-000400003500 NBHD 5103
 ALT KEY 2515490 MILL GRP 000F PC 02

Ordinance legal says
 NE COR

NOTES 751 COUNTY ROAD 466A
 FRUITLAND PARK FL 34731

LEGAL DESCRIPTION

FROM A PT THAT IS 399.55 FT S OF **NW COR** OF NE 1/4 OF SE 1/4, RUN S 89-07-10 E 90.26 FT TO POB, CONT S 89-07-10 E 202 FT, S 0-45-20 W 215.65 FT, **N 89-07-10 W 202 FT, N 0-45-20 E 215.65 FT TO POB**
 ORB 4376 PG 383

highlighted portion omitted from
 legal description used on
 Ordinance 2016-024. -dw

LAND DATA

LINE	USE	FRONT	DEPTH	NOTES	#	UNIT	TYPE	RATE	DE	L	JUST VAL
1	0230	0	0		1.00	AC		8000.00	1		16000
											16000

SALES HISTORY

INSTR	O.R.	O.R.	SALE	INSTR	TRAN	Q/U	REAS	VAC	SALE	APPR	CHG
NBR	BOOK	PAGE	DATE		CODE		CODE	IMP	PRICE	VALUE	DATE
4376	0383	7/12/2013	QC	0	Y	U	3	I	100	37,495	10/21/2013
3853	0561	12/14/2009	AD	0	Y	U	21	I	75,000	36,357	12/16/2015
3764	0986	4/29/2009	WD	0	Y	U	8	I	30,000	37,120	5/12/2009
3196	1424	2/14/2006	QC	0		U	0	I	0	28,773	7/01/2006
0713	1761	11/01/1980	AD	0		Q	0	I	28,000	0	7/01/2006

EXEMPTIONS

CD	MAX VALUE	YEAR	RENEW	PCT	SCHOOL EXEMPT	NON_SCH EXEMPT
----	-----------	------	-------	-----	---------------	----------------

TOTAL VALUES

BLD-RCN-VAL	BLD-DEP-VAL	MIS-DEP-VAL	EQUIP-VAL	LAND-VAL	NEW-CON-VAL	MARKET ADJ	
37595	22182	858	0	16000	0	0	
TOT-J-VALUE	SOH-LOSS	SCHOOL-EXEMPT	SCH-TAX-VAL	10%-CAP-LOSS	NON-SCH-TAX	PREV-TX-VAL	PREV-J-VAL
39040	0	0	39040	0	39040	39040	39040

The Villages® DAILY SUN

Published Daily
Lady Lake, Florida
State of Florida
County Of Lake

Before the undersigned authority personally appeared **Sheryl Dufour** who on oath says that she is Legal Ad Coordinator of the DAILY SUN, a daily newspaper published at Lady Lake in Lake County, Florida with circulation in Lake, Sumter and Marion Counties; that the attached copy of advertisement, being a **Legal Ad # 00796853** in the matter of **NOTICE OF PUBLIC HEARINGS**, was published in said newspaper in the issues of

MARCH 12, 2018

Affiant further says that the said Daily Sun is a newspaper published at Lady Lake in said Lake County, Florida, and that the said newspaper has heretofore been continuously published in said Lake County, Florida each week and has been entered as second class mail matter at the post office in Lady Lake, in said Lake County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisements; and affiant further says that he has neither paid nor promised any person, firm, or Corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.


(Signature Of Affiant)

Sworn to and subscribed before me this 22
day March 2018.


Lisa R. Kreiger, Notary

Personally Known X or
Production Identification _____
Type of Identification Produced _____



Attach Notice Here

NOTICE OF PUBLIC HEARINGS

Notice is hereby given that the City of Fruitland Park proposes to adopt the following Ordinance:

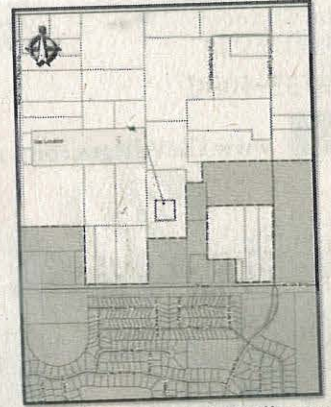
ORDINANCE 2018 - 004

AN ORDINANCE CORRECTING A SCRIVENER'S ERROR IN THE LEGAL DESCRIPTION OF ORDINANCE 2016-024 WHICH AMENDED 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 1.0 ± ACRE OF LAND GENERALLY LOCATED NORTH OF CR 466A AND WEST OF TIMBERTOP 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 AN EFFECTIVE DATE.

The proposed ordinance will be considered at the following public meetings: Planning and Zoning will hold a public hearing on March 15, 2018 at 6:00 p.m.; City Commission on March 22, 2018, at 6:00 p.m.; and the City Commission will hold a public hearing on April 12, 2018, at 6:00 p.m. The public meetings will be held in the Commission Chambers located at City Hall, 506 West Berckman Street, Fruitland Park FL 34731.

Legal Description: From the Northwest corner of the Northeast ¼ of the Southeast ¼ of Section 6, Township 19 South, Range 24 East, in Lake County, Florida, run South 00°45'20" West along the West line of the Northeast ¼ of the Southeast ¼ a distance of 399.55 feet; thence South 89°07'10" East 90.26 feet to the Point of Beginning; thence continue South 89°07'10" East 202.0 feet; thence South 00°45'20" West 215.65 feet to the Point of Beginning.

Parcel Alternate Key No. 2515490



The full proposed Ordinance, which includes a metes and bounds legal description of the property, may be inspected by the public during normal working hours at City Hall. For further information call 352-360-6727. Interested parties may appear at the meetings and will be heard with respect to the proposed Ordinance. A person who decides to appeal any decision made by any board, agency or council with respect to any matter considered at such meeting or hearing, will need a record of the proceedings. For such purposes, any such person may need to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is based (Florida Statutes, 286.0105). Persons with disabilities needing assistance to participate in any of these proceedings should contact Esther Coulson, City Clerk at (352) 360-6790 at least 48 hours before the date of the scheduled hearing.

00796853 March 12, 2018
April 2, 2018



**AGENDA ITEM
NUMBER
6e**

5

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	QUASI-JUDICIAL HEARING – Resolution 2018-013 Laurel Street Vacation		
For the Meeting of:	March 22, 2018		
Submitted by:	City Manager/City Attorney/Community Development		
Date Submitted:	February 14, 2018		
Are Funds Required:		Yes	X No
Account Number:	N/A		
Amount Required:	N/A		
Balance Remaining:	N/A		
Attachments:	Yes		
Description of Items:			
Action to be Taken: Approve the LPA’s recommendation.			
Staff’s Recommendation: Approval.			
Additional Comments:			

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

45 **Section 2:** Title to said vacated right-of-way shall vest in accordance with law.

46
47 **Section 3:** Upon passage of this Resolution, the City Clerk is hereby directed to publish notice of
48 adoption of this resolution one time, within 30 days following its adoption, in one issue of a
49 newspaper of general circulation published in the county. The City Clerk is further directed to
50 record in the public records of Lake County, Florida, the proof of publication of notice of public
51 hearing, the resolution as adopted, and the proof of publication of the notice of the adoption of
52 such resolution.

53
54 **Section 4.** This Resolution shall become effective immediately upon passage by the City
55 Commission of the City of Fruitland Park.

56
57 **PASSED AND RESOLVED** in regular session of the City Commission of the City of Fruitland Park,
58 Lake County, Florida, this _____ day of _____, 2018.

59
60 _____
61 Chris Cheshire, Mayor
62 City of Fruitland Park, Florida

63
64
65 ATTEST:

Approved as to Form:

66
67
68 _____
69 Esther Coulson, CMC, City Clerk

Anita Geraci-Carver, City Attorney

70
71
72
73 Vice-Mayor Gunter _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
74 Commissioner Ranize _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
75 Commissioner Lewis _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
76 Commissioner Bell _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
77 Mayor Cheshire _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)

78
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84
Passed First Reading _____
(SEAL)

SKETCH OF DESCRIPTION

(NOT A FIELD SURVEY)

DESCRIPTION:

THAT PART OF THE WEST 335 FEET OF BLOCK 20, A MAP OF FRUITLAND PARK, AS RECORDED IN PLAT BOOK 3, PAGE 9, OF THE PUBLIC RECORDS OF LAKE COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

A 30 FOOT WIDE RIGHT OF WAY FOR LAUREL STREET LYING SOUTH OF AND ABUTTING THE SOUTH LINE OF LOTS 13 THROUGH 18, INCLUSIVE, OF PLAT OF A PORTION OF BLOCK 20, AS RECORDED IN PLAT BOOK 8, PAGE 95, OF THE PUBLIC RECORDS OF LAKE COUNTY, FLORIDA, BEING BOUNDED ON THE WEST BY THE EAST RIGHT OF WAY LINE FOR ROSE STREET AS SHOWN ON SAID A MAP OF FRUITLAND PARK AND BOUNDED ON THE EAST BY THE EAST LINE OF SAID WEST 335 FEET OF AFORESAID BLOCK 20.

CONTAINING 10,050 SQUARE FEET, OR 0.23 ACRES, MORE OR LESS.

NOTES:


1. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS THEY BEAR THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
2. BEARINGS SHOWN HEREON ARE ASSUMED, AND ARE BASED ON THE NORTH LINE OF BLOCK 20, A MAP OF FRUITLAND PARK, AS RECORDED IN PLAT BOOK 3, PAGE 9, OF THE PUBLIC RECORDS OF LAKE COUNTY, FLORIDA, AS BEING N90°00'00"E.
3. THE LEGAL DESCRIPTION WAS PREPARED BY THIS FIRM AT THE CLIENT'S REQUEST.
4. THIS SURVEY MEETS ALL APPLICABLE REQUIREMENTS OF THE FLORIDA STANDARDS OF PRACTICE AS CONTAINED IN CHAPTER 5J-17.051 FAC.
5. THIS SKETCH WAS PREPARED FOR DESCRIPTION PURPOSES ONLY AND DOES NOT REPRESENT A FIELD SURVEY.
6. THIS MAP IS INTENDED TO BE DISPLAYED AT A SCALE OF 1/60 OR SMALLER.
7. HORIZONTAL DATUM SHOWN HEREON IS IN U.S. FEET.

CERTIFIED TO:

CITY OF FRUITLAND PARK

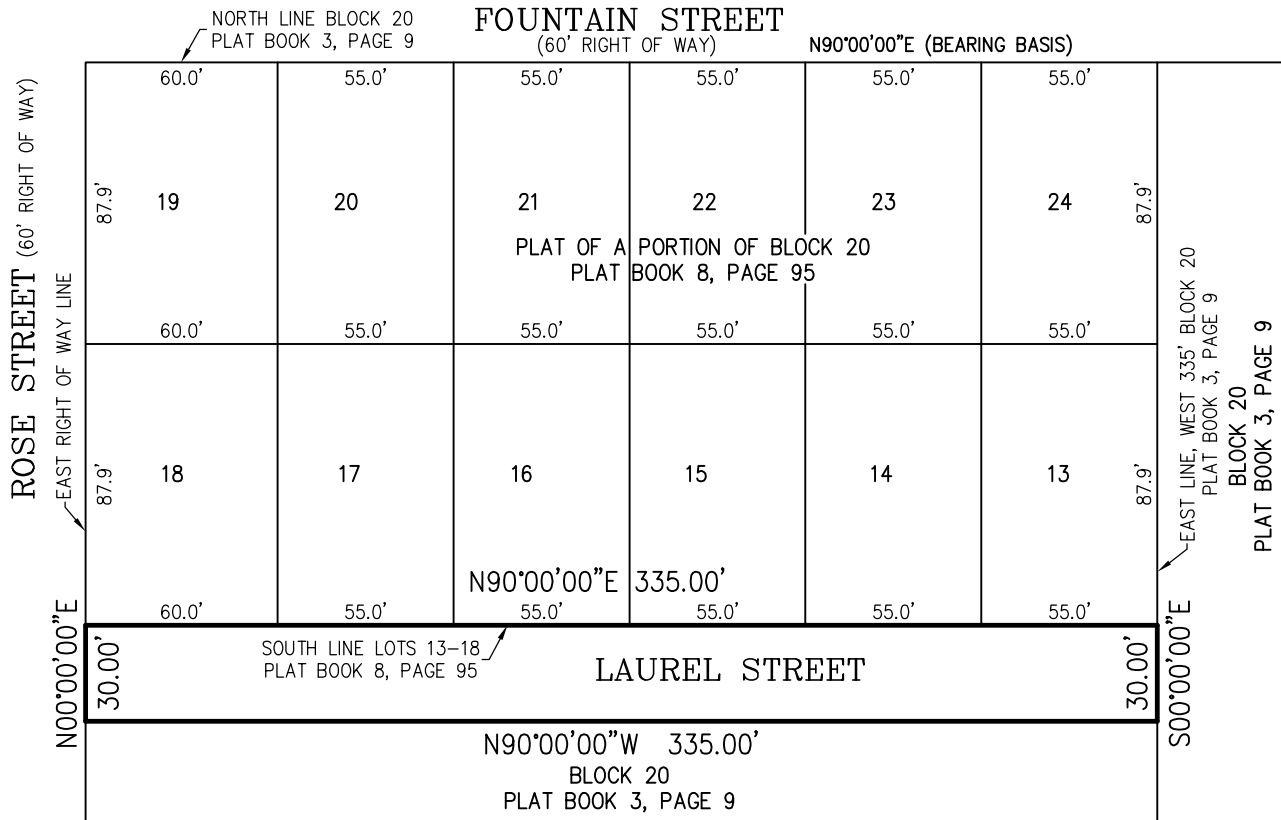
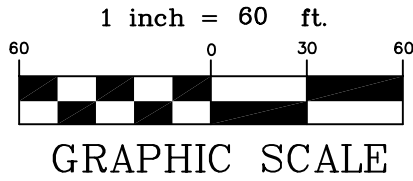
DATE:

JENNINGS E. GRIFFIN, PROFESSIONAL LAND SURVEYOR
FLORIDA REGISTRATION NO. 4486

SHEET 1 OF 2		SKETCH OF DESCRIPTION	
CLIENT CITY OF FRUITLAND PARK JOB NO. 081040.0048 ACAD FILE 081040 Laurel St SD DATE 02-13-18 CHECKED BY: JEG DRAWN BY: JEG FLD. BOOK: REVISIONS _____ DATE _____		IN SECTION 4, TOWNSHIP 19 SOUTH, RANGE 24 EAST LAKE COUNTY, FLORIDA. LAUREL STREET RIGHT OF WAY VACATION	
302 North Sinclair Ave. Office: 352.343.8481 Tallahassee, Florida 32378 Fax: 352.343.8480 www.besandh.com * ENGINEERS * SURVEYORS * PLANNERS * LICENSED BUSINESS 7514			

SKETCH OF DESCRIPTION

(NOT A FIELD SURVEY)



LEGEND

- LB LICENSED BUSINESS
- PSM PROFESSIONAL LAND SURVEYOR
- ☐ CENTERLINE
- ORB OFFICIAL RECORDS BOOK
- PG PAGE

SHEET 2 OF 2	
CLIENT	CITY OF FRUITLAND PARK
JOB NO.	081040.0048
ACAD FILE	081040 Laurel St SD
DATE	02-13-18 CHECKED BY: JEG
DRAWN BY:	JEG FLD. BOOK:
REVISIONS	DATE

SKETCH OF DESCRIPTION

IN SECTION 4, TOWNSHIP 19 SOUTH, RANGE 24 EAST
LAKE COUNTY, FLORIDA.

LAUREL STREET RIGHT OF WAY VACATION

BESH
 SOUTH BERN STRALIMAN FLOTT
 822 North Sinclair Ave. Office: 352.343.0481
 Tallahassee, Florida 32378 Fax: 352.343.8465
 www.besandh.com
 ENGINEERS • SURVEYORS • PLANNERS •
 LICENSED BUSINESS 7514

The Villages®
DAILY SUN

Published Daily
 Lady Lake, Florida
 State of Florida
 County Of Lake

Before the undersigned authority personally appeared **Sheryl Dufour** who on oath says that she is Legal Ad Coordinator of the DAILY SUN, a daily newspaper published at Lady Lake in Lake County, Florida with circulation in Lake, Sumter and Marion Counties; that the attached copy of advertisement, being a **Legal Ad #00798198** in the matter of **NOTICE OF PUBLIC HEARINGS RESOLUTION 2018-013**, was published in said newspaper in the issues of

MARCH 5, 2018
MARCH 12, 2018

Affiant further says that the said Daily Sun is a newspaper published at Lady Lake in said Lake County, Florida, and that the said newspaper has heretofore been continuously published in said Lake County, Florida each week and has been entered as second class mail matter at the post office in Lady Lake, in said Lake County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisements; and affiant further says that he has neither paid nor promised any person, firm, or Corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

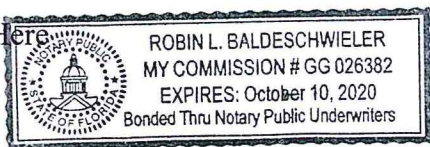
Sheryl Dufour
 (Signature Of Affiant)

Sworn to and subscribed before me this 12
 day March 2018.

Robin L. Baldeschwieler
 Robin L. Baldeschwieler, Notary

Personally Known X or
 Production Identification _____
 Type of Identification Produced _____

Attach Notice Here



NOTICE OF PUBLIC HEARINGS

RESOLUTION 2018 - 013

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, LAKE COUNTY, FLORIDA; CLOSING AND VACATING A 30' PLATTED RIGHT OF WAY KNOWN AS LAUREL STREET CONSISTING OF A PORTION OF THE WEST 335' OF BLOCK 20, AS RECORDED IN PLAT BOOK 3, PAGE 9, OF THE PUBLIC RECORDS OF LAKE COUNTY; PROVIDING FOR DIRECTION TO THE CITY CLERK TO INCLUDE RECORDATION; PROVIDING FOR AN EFFECTIVE DATE.

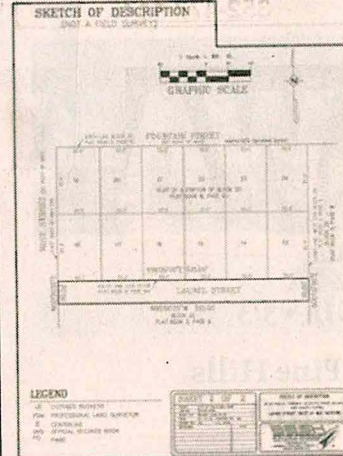
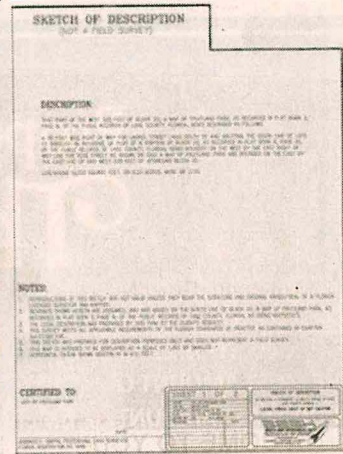
The proposed Resolution will be considered at the following public meetings:

Fruitland Park City Planning & Zoning Board on March 15, 2018 at 6:00 p.m.
 Fruitland Park City Commission March 22, 2018 at 6:00 p.m.

All meetings will be held at the Commission Chambers, 506 W. Berckman Street, Fruitland Park, Florida. The proposed Resolution and metes and bounds legal description of the property may be inspected by the public between the hours of 8:00 a.m. to 5:00 p.m. Monday to Friday at the City Clerk's office at City Hall. For further information call (352) 360-6727.

Interested parties may appear at the meetings and be heard with respect to the proposed Resolution.

A person who decides to appeal any decision made by any board, agency or commission with respect to any matter considered at such meeting or hearing, will need a record of the proceedings. For such purposes, any such person may need to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence which the appeal is based (Florida Statutes 286.0105).



00798198 March 5, 2018
 March 12, 2018



**AGENDA ITEM
NUMBER
7a**

AGENDA ITEM SUMMARY SHEET
Revised

ITEM TITLE:	City Manager		
For the Meeting of:	March 22, 2018		
Submitted by:	City Manager		
Date Submitted:	February 14, 2018		
Are Funds Required:	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/> No
Account Number:	N/A		
Amount Required:	N/A		
Balance Remaining:	N/A		
Attachments:			
Description of Items:	Voting districts.		
Action to be Taken:			
Staff's Recommendation:.			
Additional Comments:			

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor



**AGENDA ITEM
NUMBER
7b**

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	City Attorney Report		
For the Meeting of:	March 22, 2018		
Submitted by:	City Attorney		
Date Submitted:	March 16, 2018		
Are Funds Required:		Yes	<input checked="" type="checkbox"/> No
Account Number:			
Amount Required:			
Balance Remaining:			
Attachments:			
Description of Item:			
<u>Notice of Claim – James Hartson</u> : No developments to report.			
<u>Notice of Claim – Larry Odum</u> : No developments to report.			
Action to be Taken			
Staff's Recommendation:			
Additional Comments:			

Reviewed by: _____

Authorized to be placed on the Regular Consent agenda: _____
Mayor



AGENDA ITEM NUMBER 8

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	Public Comments		
For the Meeting of:	March 22, 2018		
Submitted by:	City Clerk		
Date Submitted:	March 14, 2018		
Are Funds Required:		Yes	X No
Account Number:	N/A		
Amount Required:	N/A		
Balance Remaining:	N/A		
Attachments:	Yes		
Description of Item:			
<p>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.</p> <p>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.</p>			
Action to be Taken: None.			
Staff's Recommendation:			
Additional Comments:			

Reviewed by: _____
City Manager

Authorized to be placed on the agenda: _____
Mayor¹

RESOLUTION 2013 -023

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, PROVIDING FOR A PUBLIC PARTICIPATION POLICY WITH REGARD TO MEETINGS OF CITY BOARDS AND COMMISSIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission wishes to adopt a public participation policy for meetings of the City's boards and commissions; and

WHEREAS, the City Commission accordingly desires to pass this Resolution 2013-023 to do so.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, AS FOLLOWS:

Section 1. The following Public Participation Policy shall apply to meetings of City boards or commissions as provided herein.

Sec. 1. Citizen's Rights

(a) Definition. For the purposes of this section, "board or commission" means a board or commission of the City of Fruitland Park.

(b) Right to be Heard: Members of the public shall be given a reasonable opportunity to be heard on a proposition before a City board or commission except as provided for below. Public input shall be limited to three (3) minutes. This right does not apply to:

1. An official act that must be taken to deal with an emergency situation affecting the public health, welfare, or safety, if compliance with the requirements would cause an unreasonable delay in the ability of the board or commission to act;
2. An official act involving no more than a ministerial act, including, but not limited to, approval of minutes and ceremonial proclamations;
3. A meeting that is exempt from §286.011; or
4. A meeting during which the Commission is acting in a quasi-judicial capacity. This paragraph does not affect the right of a person to be heard as otherwise provided by law.

Sec. 2. Suspension and Amendment of these Rules

(a) Suspension of these Rules: Any provision of these rules not governed by the City Charter or City Code may be temporarily suspended by a vote of a majority of the Commission.

(b) Amendment of these Rules: These rules may be amended or new rules adopted by resolution.

- (c) Effect of Variance from Rules: The failure to follow this Public Participation Policy shall not be grounds for invalidating any otherwise lawful act of the City's boards or commissions.

Section 2. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of this Resolution.

Section 3. This Resolution shall become effective immediately upon passage.

RESOLVED this 26 day of September, 2013, by the City Commission of the City of Fruitland Park, Florida.



Christopher J. Bell, Mayor

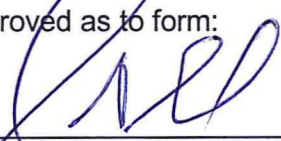
ATTEST:


MARIE AZZOLINO, Acting City Clerk

Passed First Reading 9/26/2013

Passed Second Reading N/A

Approved as to form:


SCOTT A. GERKEN, City Attorney