

**FRUITLAND PARK CITY COMMISSION
REGULAR MEETING AGENDA**

March 28, 2019

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

6:00 p.m.

1. **CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE**
Invocation – Associate Pastor Steve Wilson, Leesburg Church of the Nazarene

Pledge of Allegiance – Interim Police Chief Erik Luce
2. **ROLL CALL**
3. **SPECIAL PRESENTATIONS**
 - (a) **Water Conservation Month – April 2019** (city clerk)
 - (b) **National Volunteer Week – April 7-13, 2019** (city clerk)
 - (c) **National Library Week – April 7-13, 2019 and National Library Worker’s Day – April 9, 2019** (city clerk)
4. **CONSENT AGENDA** (city clerk)
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)
 - (a) **March 14, 2019 regular**
 - (b) **March 14, 2019 workshop**
5. **REGULAR AGENDA**
Resolution 2019–017 - FY 2018/19 Budget Amendment - Liability Insurance and Workers’ Compensation Shortfall (city treasurer/city attorney)
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, AMENDING THE 2018/2019 FISCAL YEAR BUDGET PURSUANT TO SEC. 6.07 OF THE CITY CHARTER BY \$64,270 TO TRANSFER FUNDS FROM THE GENERAL FUND THAT ARE BUDGETED FOR GENERAL FUND RESERVES TO VARIOUS DEPARTMENTS BUDGETS IN THE GENERAL FUND AND UTILITY FUND; AND PROVIDING FOR AN EFFECTIVE DATE.
6. **OFFICERS’ REPORTS**
 - (a) **City Manager**
 - i. **Janitorial Services**

ii. Economic Development

(b) City Attorney –

i. Notice of Claim – James Hartson

ii. Notice of Claim – Michael Fewless

7. 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.

8. COMMISSIONERS' COMMENTS

(a) Commissioner Mobilian

(b) Commissioner DeGrave

(c) Commissioner Bell

(d) Vice Mayor Gunter, Jr.

9. MAYOR'S COMMENTS

10. ADJOURNMENT

DATES TO REMEMBER

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

March 30, 2019, Fruitland Park Day and BBQ Cook Off at 10:00 a.m.

April 8, 2019, Tourist Development Council Capital Funding Meeting, Lake County Board of County Commissioners Administration Building, 315 West Main Street, Tavares, Florida 32778 at 3:00 p.m.

April 11, 2019, City Commission Meeting Regular at 6:00 p.m.

April 12, 2019, LCLC, *St Johns River Water Management District Cost-Share Program, 2019 Projects Update*, Lake Receptions, 4425 N Highway 19-A, Mount Dora, Florida 32757 at 12:00 p.m.

April 12, 2019, Movie on the Lawn *Ralf Breaks the Internet*, outside City Hall at 7:00 p.m.

April 25, 2019, City Commission Meeting Regular at 6:00 p.m.

April 24, 2019, Lake-Sumter Metropolitan Planning Organization (LS-MPO), Governing Board Meeting, MPO Office, Suite 217, 225 W. Guava Street Lady Lake, Florida 32159 at 2:00 p.m.

March 28, 2019 Regular Agenda

April 29, 2019, Lake County Arts and Cultural Alliance, Agency for Economic Prosperity, 20763 U.S. Highway 27, Groveland, Florida 34736 at 3:00 p.m.

April 29, 2019, Tourist Development Council 2nd Capital Funding Meeting if needed, Lake County Board of County Commissioners Administration Building, 315 West Main Street, Tavares, Florida 32778 at 3:00 p.m.

May 4, 2019, Employees and Volunteer Appreciation Picnic, Veterans Memorial Complex, 810 W Berckman Street, Fruitland Park, Florida 34731 at 10:00 a.m.

May 8, 2019, 2019 Lake County Community Services Award, Lake Receptions , 4425 N Highway 19-A, Mount Dora, Florida 32757 at 6:00 p.m.

May 9, 2019, City Commission Meeting Regular at 6:00 p.m.

May 10, 2019, LCLC, Diane Kornegay Superintendent of Schools, Lake Receptions, 4425 N Highway 19-A, Mount Dora, Florida 32757 at 12:00 p.m.

May 10, 2019, Movie on the Lawn *Big Hero*, outside City Hall at 8:00 p.m.

May 13, 2019, Lake County Parks, Recreation and Trails Advisory Board, Office of Parks and Trails Conference Room ,2401 Woodlea Road, Tavares, Florida 32778 at 3:30 p.m.

May 22, 2019, LS-MPO, Governing Board Meeting, MPO Office, Suite 217, 225 W. Guava Street Lady Lake, Florida 32159 at 2:00 p.m.

May 23, 2019, City Commission Meeting Regular at 6:00 p.m.

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 SUMMARY SHEET

ITEM TITLE:	Proclamations				
For the Meeting of:	March 28, 2019				
Submitted by:	City Clerk				
Date Submitted:	March 20, 2019				
Are Funds Required:			Yes	X	No
Account Number:	N/A				
Amount Required:	N/A				
Balance Remaining:	N/A				
Attachments:	Yes				
Description of Item:					
<ul style="list-style-type: none"> a . Water Conservation Month b . National Volunteer Week c . National Library Week and National Library Worker's Day 					
Action to be Taken:					
Staff's Recommendation:					
Additional Comments:					

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

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 2019, 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, on behalf of the city commission, do hereby proclaim the month of April 2019 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 28nd day of March 2019.

Proclamation

WHEREAS, the City of Fruitland Park, Florida participates in *National Volunteer Week* from April 7 to 13, 2019 and is proud of and wish to recognize the hard work, dedication and passion of members of our community who enrich the lives of those around them to make our city a strong and vibrant place to live recognizing that through service, ordinary people can make an extraordinary impact; and

WHEREAS, at Fruitland Park, we believe that we cannot meet all the city's needs; therefore, we have partnered with businesses, faith-based organizations, not-for-profit organizations, and individuals who serve in city government and in the community to make a difference; and

WHEREAS, in times of tragedy, volunteers are a source of comfort and resilience; in places of great need, they offer hope and renew our faith that brighter days lie ahead, and in small neighborhoods and bustling cities, they help build -- often with few resources and little recognition -- ladders of opportunity for people of all ages and backgrounds; and

WHEREAS, we cherish our volunteers who publicly serve on our boards and committees; who continue to offer support to the city's existing programs within various departments of the city and who gave needed assistance at the city's community-wide events resulting in increased community partnership and ownership and we also appreciate those individuals who are not so visible who tirelessly make a difference in volunteerism in providing vast improvements to the lives of others; and

WHEREAS, the city recognizes individuals from the Fruitland Park area who have tirelessly worked together in providing countless hours of service during 2018 to make a difference in creating an atmosphere of generosity which impact our local school and community; and

WHEREAS, the city is committed to encourage volunteerism amongst its employees, citizens, partners, businesses and organizations and the city commission and staff; strive to work together with the community to meet daily challenges and aim to renew its commitment to this worthy cause by rededicating itself for the work ahead;

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 7 to 13, 2019 as *NATIONAL VOLUNTEER WEEK*, and urge all citizens to be inspired to join the city in acknowledging and seeking imaginative ways to be engaged in the community and recognizing the valuable contributions made by all our volunteers at forthcoming events to be held in their honor thanking them for their dedicated and tireless service.

Dated this 28th day of April 2019.

Chris Cheshire, Mayor

Attest:

Esther Coulson, City Clerk

Proclamation

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

WHEREAS, before World War I, the library in Fruitland Park began its operations in a small home; became a community library in 1936 and in 1982, Lake County created a countywide public library system which included the City of Fruitland Park library as its member providing free access to all residents; and

WHEREAS, the Fruitland Park Library is at the heart of our community working to meet the everchanging 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 resources and provided patrons of all ages and backgrounds to find and interpret needed information and technologies to live, learn and work in a challenging and changing economy; and

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 change lives on a daily basis, and

WHEREAS, The American Library Association and libraries, librarians, library directors, library workers and supporters across America are celebrating April 7 through 13, 2019 as *National Library Week*, and April 9, 2019 as *National Library Workers' Day* with the theme "Libraries = Strong Communities" and the American Association of School Libraries is commemorating April 2019 as *School Library Month*, "Everyone Belongs @ Your School Library";

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 7 to 13, 2019 as *National Library Week*, and April 9, 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 28th day of March 2019

CONSENT AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	Draft Regular and Workshop Minutes			
For the Meeting of:	March 28, 2019			
Submitted by:	City Clerk – City Manager/City Attorney			
Date Submitted:	March 21, 2019			
Are Funds Required:	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/> 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>(a) Approve the March 14, 2019 regular meeting minutes and (b) Approve the March 14, 2019 workshop meeting minutes.</p>			
Action to be Taken:	Approval			
Staff's Recommendation:	Approval			
Additional Comments:				

Reviewed by: _____
 City Manager

Authorized to be placed on the consent agenda: _____
 Mayor

**FRUITLAND PARK CITY COMMISSION REGULAR
DRAFT MEETING MINUTES
March 14, 2019**

A regular meeting of the Fruitland Park City Commission was held at 506 W. Berckman Street, Fruitland Park, Florida 34731 on Thursday, March 14, 2019 at 6:00 p.m.

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

Also Present: City Manager Gary La Venia; City Attorney Anita Geraci-Carver; City Treasurer Jeannine Racine; Interim Police Chief Erik Luce, Sergeants Henry Rains; David Cox; Detective Brian Hilberer; Senior Police Officer Paul Sandbakken; Police Officers José Ortiz-Gonzales; Administrative Assistant Jeni Simken Police Department; Interim Fire Chief Donald Gilpin; Deputy Fire Chief Tim Yoder, Lieutenant Michael Howard, and Firefighter Madison Leary Fire Department; Community Development Department Director Tracy Kelley Fruitland Park Library Director JoAnn Glendinning; Public Works Director Dale Bogle, and City Clerk Esther B. Coulson.

1. CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE

ACTION: 6:00:00 PM Mayor Cheshire called the meeting to order, Senior Pastor Daryl Allen, Community United Methodist Church, gave the invocation, and Interim Police Chief Luce led in the Pledge of Allegiance to the flag.

2. ROLL CALL

ACTION: 6:01:27 PM After Ms. Coulson, at Mayor Cheshire's request, called the roll a quorum was declared present

3. SPECIAL RECOGNITIONS

(a) 2018 Police Officers of the Year Awards

Interim Police Chief Luce recognized Detective Brian Hilberer (who was retained on June 5, 2017) and Senior Officer Paul Sandbakken (hired on June 30, 2015). Interim Police Chief Luce gave an overview on the establishment of the homicide investigations team. He recalled the outcome of the April 10, 2018 murder of Mr. Scott Behney on South Dixie Avenue; the degree of difficulty -- involving law enforcement officers from Tallahassee to Orlando -- to resolve the unwitnessed crime and identified the three criminals who have since been detained.

Interim Police Chief Luce credited Detective Hilberer and Sandbakken for their hard work where the streets, due to their efforts, have been made safer and presented them with the 2018 Police Officers of the Year Awards.

ACTION: 6:01:40 PM The city commission congratulated Detective Hilberer and Senior Officer Sandbakken who accepted their awards with gratitude.

- (b) **Municipal Firefighters Pension Trust Board**
Mayor Cheshire recognized Mr. Steve Reed Brooker in recognition of his service from 2016-2018 on the Municipal Firefighters Pension Trust Board.

ACTION: 6:06:13 PM After the city commission thanked Mr. Brooker for his service, he expressed pleasure in serving for the short time as it was a noble cause.

- (c) **Elected Officials 2019 Institute for Elected Municipal Officials Certificates of Completion Awards**

Mayor Cheshire acknowledged Commissioners Patrick DeGrave and John Mobilian for their attendance at the Florida League of Cities-and Florida Institute of Government where they were awarded with certificates of completion for the 2019 Institute for Elected Municipal Officials course that was held on January 25 to 27, 2019 in Jacksonville, Florida. .

ACTION: 6:08:19 PM No action was necessary.

4. CONSENT AGENDA

- (a) **Approval of Minutes**
February 28, 2019 regular meeting minute as submitted
- (b) **Resolution 2019-013 Board of Trustees Firefighters Pension Trust Fund Reappointment**

ADOPT RESOLUTION 2019-013 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.

- (c) **Resolution 2019-014 Supporting HB 2067 CR 466A Phase 3**
ADOPT RESOLUTION 2019-014 OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, SUPPORTING HB 2067 FILED IN 2019 TO AUTHORIZE THE APPROPRIATION OF FUNDS FOR CONSTRUCTION OF CR 466A PHASE 3; DIRECTING THE CITY MANAGER TO PROVIDE A COPY OF THIS RESOLUTION UPON APPROVAL; PROVIDING FOR AN EFFECTIVE DATE.

ACTION: 6:09:10 PM **On motion of Commissioner Bell, seconded by Vice Mayor Gunter and unanimously carried, the city commission approved the consent agenda.**

5. REGULAR AGENDA

(a) Resolution 2019-015 Planning and Zoning Board Appointment

Ms. Geraci-Carver read into the record Resolution 2019-015, the substance of which is as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPOINTING A MEMBER TO THE CITY OF FRUITLAND PARK PLANNING AND ZONING BOARD; PROVIDING THE TERM EXPIRATION DATE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: 6:09:38 PM A motion was made by Vice Mayor Gunter and seconded by Commissioner Mobilian that the city commission adopt Resolution 2019-015 as previously cited with the appointment of Mr. Walter A. Burriel.

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

(b) Resolution 2019-016 – Fire Inspector Agreement

Ms. Geraci-Carver read into the record Resolution 2019-016, the substance of which is as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING THE AGREEMENT BETWEEN FIRE PREVENTION AND INSPECTIONS, LLC AND THE CITY OF FRUITLAND PARK RELATING TO A SCOPE OF SERVICES TO BE PERFORMED BY A FLORIDA CERTIFIED FIRE INSPECTOR; AND PROVIDING FOR AN EFFECTIVE DATE. (Postponed from the February 28, 2019 regular meeting.)

ACTION: 6:10:53 PM A motion was made by Commissioner Bell and seconded by Commissioner DeGrave that the city commission adopt Resolution 2019-016 as previously cited.

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

After recognizing the need to update Fire Prevention Ordinance 90-001, Ms. Geraci-Carver addressed her plan to meet with Mr. Daniel K. Hickey Sr., Fire Prevention and Inspections LLC, Fire Inspector, in that regard and once his recommendations are received on the respective ordinance, she will present revisions to same.

(c) **Fruitland Park Library Furniture**

Mr. La Venia reviewed the Fruitland Park Library furniture quotes outlined in his March 11, 2019 memorandum and recommended accepting quotations from:

- Demco Library Supplies for shelving at \$57,602.85
- Demco Library Supplies for furnishings at \$22,831.72 and
- National Business Furniture LLC for furnishings at \$31,120.00

Ms. Glendinning outlined Demco's installation, processing and shipping costs, National Business Furniture's delivery charge, and calculated the maximum authorization charge of furniture delivery into the building with full assembly to be \$135,580 with the exception of the librarian's office which Mr. La Venia indicated would be allocated from the library's budget.

ACTION: 6:14:14 PM A motion was made by Commissioner DeGrave and seconded by Commissioner Bell that the city commission authorize the city manager to expend up to \$137,000 to purchase, install and deliver shelving and free-standing furnishings for the new Fruitland Park Library as outlined in his March 11, 2019 memorandum.

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

(d) **January 2019 Financial Report**

Ms. Racine reviewed the January 2019 financial report; gave the status of the utility rate study to cover expenses where Mr. La Venia addressed the plan to meet with the consultant to provide a reasonable and practical calculation over a five-year period for future city commission consideration and recalled Commissioner DeGrave's previous request to highlight any overbudgeted expenditures.

ACTION: 6:25:05 PM and 6:41:03 PM A motion was made by Commissioner DeGrave and seconded by Commissioner Bell that the city commission agreed to allocate from the reserves, the shortfall in the liability insurance budget for \$44,131 and workers' compensation for \$20,139.

After discussion, the maker and seconder of the motion agreed with Commissioner Mobilian's request to amend the motion to the allocation from the reserves, the shortfall for liability insurance budget in the amount of \$44,131 and workers' compensation for \$20,139 and combined the total of \$65,000 categorically (FY 2018/19 budget)

Mayor Cheshire called for a vote on the amended motion and declared it carried unanimously. (The city treasurer will provide the budget amendment for city commission consideration at the next meeting.)

On motion of Commissioner Bell, seconded by Vice Mayor Gunter and unanimously carried the city commission approved the January 2019 financial report as submitted by the city treasurer.

6. OFFICERS' REPORTS

(a) City Manager – Police Department

Mr. La Venia addressed his intent to appoint Interim Chief Luce as the Police Chief effective April 1, 2019 and commended him for a job well done.

ACTION: 6:41:30 PM The city commission extended congratulations to Interim Police Chief Luce.

(b) SRO

Mr. La Venia referred to his recent meeting with Lake County School District Superintendent Diane Kornegay regarding the school resource officer (SRO) which was before the city commission during 2018 and pointed out the State of Florida's mandate (Marjory Stoneman Douglas High School Public Safety Act) 2018 Florida Legislature for all public schools and the city's costs to implement same. Mr. La Venia identified Police Officer Michael Whittaker who has been assigned as the SRO and relayed Dr. Kornegay's statements on the faculty's favorable comments that he is well-liked; thus, his sentiments shared on same. Mr. La Venia conveyed the school district's intent to fully reimburse the city for direct and indirect costs for benefits and wages for 10 months where Officer Whittaker would be assigned on the road for two months; noted the minimal costs to retain the SRO and addressed the advantages and the preferences for the SRO to remain local.

ACTION: 6:41:59 PM **By unanimous consent, the city commission accepted the city manager's recommendation to communicate with the Lake County School District Superintendent on the city's desire to continue to retain the school resource officer at Fruitland Park Elementary School and for staff to draft an amendment to the agreement for city commission consideration at a future meeting.**

**(b) City Attorney –
Notice of Claim – James Hartson
Notice of Claim – Michael Fewless**

Ms. Geraci-Carver have no reports on the notices of claims on Messrs. James Hartson and Michael Fewless.

ACTION: 6:47:53 PM No action was necessary.

7. PUBLIC COMMENTS

Mr. James Carl, City of Fruitland Park resident, expressed concerns on the lack of barriers at the opening, across from Mirror Lake Village, caused by the recent bush fire and the easy access by bulldozers where said area is frequented by displaced individuals which he believes ought to be addressed.

At Mayor Cheshire's request, Interim Chief Donald Gilpin acknowledged the bush fire that previously occurred in the city, reported that the State of Florida Department of Agriculture and Consumer Services, Florida Forest Services' conducted fire management services, assumed all responsibility and monitored the area and addressed his plan to communicate with them in that regard.

After Mr. Gary Blancer, City of Fruitland Park resident, thanked the city commission for serving; Mr. La Venia, in response to his inquiry, outlined the code enforcement-special magistrate process; referred to the designated funds for abandoned properties approved at the February 28, 2019 regular meeting and addressed the plan to proceed with said legal process.

ACTION: 6:48:02 PM and 6:50:27 PM No action was necessary.

8. COMMISSIONERS' COMMENTS

(a) Commissioner Mobilian

Commissioner Mobilian referred to the February 27, 2019 Lake~Sumter Metropolitan Planning Organization (MPO) Governing Board's previous meeting regarding CR 466A and mentioned the City of Leesburg's desire to utilize the priority funds earmarked for CR 466A Phase 3 to realign the priorities to US Highway 27/441. He gave a report on the responses received from the email campaign he initiated regarding CR 466A Phase 3 which was sent to District 33 Representative Brett Hage.

ACTION: 6:53:17 PM No action was taken.

(b) Commissioner DeGrave

Commissioner DeGrave stated that he has no comments at this time.

ACTION: 6:54:17 PM No action was necessary.

(c) Commissioner Bell

Commissioner Bell stated that he has no comments at this time.

ACTION: 6:54:24 PM No action was necessary.

(d) Vice Mayor Gunter, Jr.

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

ACTION: 6:54:26 PM No action was necessary.

9. MAYOR'S COMMENTS

Dates to Remember

Mayor Cheshire reviewed the following dates:

- March 25, 2019, Lake County Arts and Cultural Alliance, Agency for Economic Prosperity, 20763 U.S. Highway 27, Groveland, Florida 34736 at 3:00 p.m.
- March 28, 2019, City Commission Meeting Regular at 6:00 p.m. and
- March 30, 2019, Fruitland Park Day and BBQ Cook Off at 10:00 a.m.

ACTION: 6:54:30 PM No action was necessary.

10. ADJOURNMENT

There being no further business to come before the city commission, the meeting adjourned at 6:56 p.m. (The City of Fruitland Park Commission Workshop followed immediately.)

The minutes were approved at the March 28, 2019 regular meeting.

Signed _____
Esther B. Coulson, City Clerk

Signed _____
Chris Cheshire, Mayor

**FRUITLAND PARK CITY COMMISSION WORKSHOP
DRAFT MEETING MINUTES
March 14, 2019**

A workshop meeting of the Fruitland Park City Commission was held at 506 W. Berckman Street, Fruitland Park, Florida 34731 on Thursday, March 14, 2019 immediately after the 6:00 p.m. regular meeting.

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

Also Present: City Manager Gary La Venia; City Attorney Anita Geraci-Carver; City Treasurer Jeannine Racine; Community Development Department Director Tracy Kelley Fruitland Park and City Clerk Esther B. Coulson.

1. CALL TO ORDER

Mayor Cheshire called the meeting to order.

2. ROLL CALL

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

3. ECONOMIC DEVELOPMENT PROPOSALS

Mr. La Venia addressed the need for a strategy; referred to the proposals received from Retail Strategies®, Buxton® and The Retail Coach® and described their promotion of commercial growth. In recognizing Lake County's diversity, he addressed preference for a countywide effort or regional approach in working together with an appointed representative from each municipality's economic development.

Mayor Cheshire pointed out the previous meeting among Mr. La Venia and the companies regarding growth; determined that they would not implement the city's desires and recognized the city's deficiency to retain individual to promote the city's services.

ACTION: 7:04:32 PM **By unanimous consent, the city commission agreed not to consider the proposals from Retail Strategies®, Buxton® and The Retail Coach®.**

4. ECONOMIC DEVELOPMENT STRATEGY

After Mayor Cheshire acknowledged the city commission's initial process in addressing the land development regulations (LDRs), Mr. Greg A. Beliveau, LPG Urban and Regional Planners Inc. (retained by the city), reviewed the December 17, 2018 Unofficial Zoning Map favorably depicting the:

- city's infrastructure (existing roadway networks and proper zoning designations on US Highway 27/441 and County Road 466 A; however, the formulation of smaller lots on the currently constructed CR 466 A roadway ought to be absorbed, transited and consolidated);

- current planned unit developments on CR 466A (the northwest portion of the city, traffic signal intersection and water and wastewater connection);
- opportunity for commercial development along CR 466A roadway (as support services for The Villages of Fruitland Park) and
- Dixie Avenue/CR 25A corridor to be reviewed transitioning the area into small businesses where existing owners can take advantage of applying for the city's Community Redevelopment Agency matching grant program.

After recognizing the city's existing roadway network and infrastructure and how commercial companies initially base their site locations on data, Ms. Tracy Garcia, Lake County Office of Elevate Lake Director, addressed the data tools Elevate Lake currently implements on its website; described Elevate Lake's plan to utilize Enterprise Florida Inc (EFI) -- an economic development organization for the State of Florida and a public-private partnership between Florida's businesses and governmental agencies -- to create jobs and provide a criteria to find and match properties, which is the inventory, suitable to its needs.

As the first step, Ms. Garcia emphasized the city fitting the criteria if Elevate Lake receives prior information on the city's inventory and larger sites with infrastructure to be marketed to be accessible on commercial real estate search engines and noted Elevate Lake's ability, when considering multiple locations, to help expedite the process.

Commissioner DeGrave suggested that staff submit available property inventory to Elevate Lake who would upload the information to EFI within its map search; utilize the Urban Land Institute membership and register to attend its meetings and if the city is conducting its own marketing, designate a main point-contact person who at this time is Mr. La Venia to receive initial inquiries from potential developers and site selectors.

Ms. Garcia mentioned Elevate Lake's current implementation and its goal to integrate with EFI by uploading available properties with the county's Geographical Information System map search by the end of the year; addressed her plan to send an email to Mr. La Venia whenever information is received from EFI and voiced preference for the city to provide assistance, and partner with local municipalities by holding frequent meetings or regularly communicate with other local managers; thus, Elevate Lake would anticipate receiving from the city what it currently has to match the description to be subsequently included in Elevate Lake's response EFI.

ACTION: 7:14:00 PM By unanimous consent, the city commission directed the city manager to submit the draft land development regulations (LDRs) in paper form for the city commission to review in advance of holding a workshop and set aside an item on future regular city commission agenda under the city manager's report economic development updates providing:

- **an outline of a strategic plan;**
- **an exploration of partnership efforts with assistance from Lake County Office of Elevate Lake for city commission consideration,**
- **information on the retention of an individual familiar with the city with expertise in economic development to promote the city's services, and**
- **a report on available commercial properties for sale; develop an inventory of property listings for sale focusing on CR 466A, US Highway 27/441, CR 25A and Berckman Street areas, and work with realty groups, commercial property organizations.**

5. OTHER BUSINESS

a. Water and Wastewater Connection

Mr. La Venia referred to his March 13, 2019 communication with Mr. Duane K. Booth, Booth Ern Straughan & Hoitt, engineers, surveyors and land planners, retained by the city, regarding previous calls he received from developers on their interest on a potential development in the city which is not connected to the water and wastewater treatment system. Mr. Le Vena recalled the city commission's previous position on the septic system. He addressed the need to consider the requirement for the developers, in the future, where the sewer impact fees would be waived in lieu of the costs for water and wastewater connection; thus, entering into a five-year pioneer agreement. He noted the monthly payments received for usage of the water and wastewater system.

ACTION 8:29:09 PM Submitted for informational purposes, no action was necessary.

b. Windmill

Vice Mayor Gunter relayed the recent positive feedback from the community regarding the Windmill recently located at the new Fruitland Park Library.

ACTION: 8:32:11 PM. No action was necessary

6. ADJOURNMENT

There being no further business to come before the city commission, the meeting adjourned at 8:37 p.m.

The minutes were approved at the March 28, 2019 regular meeting.

Signed _____
Esther B. Coulson, City Clerk

Signed _____
Chris Cheshire, Mayor

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	Resolution 2019-017 and Budget Amendment BT2019-017 Liability and Workers' Comp Budget		
For the Meeting of:	March 28, 2019		
Submitted by:	Finance Director		
Date Submitted:	March 20, 2019		
Are Funds Required:	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/> No
Account Number:	See Attached		
Amount Required:	See Attached		
Balance Remaining:	See Attached		
Attachments:	Yes		

Description of Item: Budget Amendment BT2019-017 transfers \$64,270 budget from transfer to general fund reserves to the departments with liability and workers' compensation budget shortfalls. Liability insurance is higher due to additions in properties on our insurance policy and workers compensation due to the FY 2018 workers' compensation payroll audit. This was approved by the commission at its March 14, 2019 regular commission meeting.

Action to be Taken: Adopt Resolution 2019-017

Staff's Recommendation: Approval

Additional Comments:

Reviewed by: _____
City Manager

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

RESOLUTION 2019-017

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, AMENDING THE 2018/2019 FISCAL YEAR BUDGET PURSUANT TO SEC. 6.07 OF THE CITY CHARTER BY \$64,270 TO TRANSFER FUNDS FROM THE GENERAL FUND THAT ARE BUDGETED FOR GENERAL FUND RESERVES TO VARIOUS DEPARTMENTS BUDGETS IN THE GENERAL FUND AND UTILITY FUND; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Fiscal Year 2018-2019 budget of the City of Fruitland Park was adopted on September 27, 2018; and

WHEREAS, funds budgeted to be transferred at the end of Fiscal Year 2019 to General Fund Reserves are needed to cover shortfalls in liability and workers comp insurance; and

WHEREAS, the City Commission desires to amend the 2018-2019 Fiscal Year budget to redirect funds budgeted for General Fund Reserves to cover the budget shortfalls.

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

Section 1. The budget adopted on September 27, 2018; is amended as set forth in Exhibit "A" attached hereto.

Section 2. This resolution shall take effect immediately upon its final adoption by the City Commission of the City of Fruitland Park, Florida.

PASSED AND RESOLVED this 28th day of March 2019, by the City Commission of the City of Fruitland Park, Florida.

City of Fruitland Park
Chris Cheshire, Mayor

Attest:

Esther B. Coulson
City Clerk

Mayor Cheshire _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Vice Mayor Gunter _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Commissioner DeGrave _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Commissioner Mobilian _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Commissioner Bell _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)

Approved as to form and legality:

Anita Geraci-Carver
City Attorney

CITY OF FRUITLAND PARK

Interfund Budget Amendment: #

BT2019-017

To: CITY MANAGER

Date: 20-Mar-2019

Prepared by: Finance Director
Department Head

Approved: City Manager

EXPENDITURES:

Object name & #	XXXXX-30450 Liability Insurance	Amount:	39,188	Inc/Dec
Object name & #	01581-90920 Transfer to GF Reserve	Amount:	44,131	Inc/Dec
Object name & #	XXXXX-10240 Workers Comp	Amount:	17,241	Inc/Dec
Object name & #	01581-90920 Transfer to GF Reserve	Amount:	20,139	Inc/Dec
Object name & #	01581-90914 Transfer to Utility	Amount:	7,841	Inc/Dec
Object name & #	40001-38100 Transfer in from General Fund	Amount:	7,841	Inc/Dec
Object name & #	XXXXX-30450 Utility Liability Insurance	Amount:	4,943	Inc/Dec
Object name & #	XXXXX-10240 Utility Workers Comp	Amount:	2,898	Inc/Dec
Object name & #	See attached spreadsheet for department breakdown	Amount:		Inc/Dec
Object name & #		Amount:		Inc/Dec
Object name & #		Amount:		Inc/Dec
Object name & #		Amount:		Inc/Dec

Explanation: Cover budget shortfall in liability insurance increase caused by the addition of multiple properties.

Cover budget shortfall in workers comp insurance caused by FY2018 payroll audit.

Commission approved using reserves at 3/14/2019 meeting.

Approved by Commission: 3/28/2019
Date

City Clerk

City Finance Director

Mayor

PGIT Liability Insurance**Workers Comp FY2018 Audit**

DESCRIPTION		Account	30450 Addtl Liability Ins Budget Needed				10240 Addtl Workers Comp from FY2018 Audit	Total Budget Short per Dept.
LEG	INSURANCE	01511-30450	\$ 558.77	LEG	Workers Comp	01511-10240	\$ 17.62	\$ 576.39
EXEC	INSURANCE	01512-30450	\$ 1,920.15	EXEC	Workers Comp	01512-10240	\$ 100.99	\$ 2,021.14
FIN	INSURANCE	01513-30450	\$ 1,624.69	FIN	Workers Comp	01513-10240	\$ 77.05	\$ 1,701.74
OGG	INSURANCE	01519-30450	\$ 5,304.17	OGG	Workers Comp	01519-10240		\$ 5,304.17
POLICE	INSURANCE	01521-30450	\$ 12,993.76	POLICE	Workers Comp	01521-10240	\$ 9,823.02	\$ 22,816.78
FIRE	INSURANCE	01522-30450	\$ 5,741.01	FIRE	Workers Comp	01522-10240	\$ 2,628.19	\$ 8,369.20
B&Z	INSURANCE	01524-30450	\$ 452.55	B&Z	Workers Comp	01524-10240	\$ 76.81	\$ 529.36
ROADS	INSURANCE	01541-30450	\$ 5,198.70	ROADS	Workers Comp	01541-10240	\$ 2,484.73	\$ 7,683.43
LIBR	INSURANCE	01571-30450	\$ 1,292.57	LIBR	Workers Comp	01571-10240	\$ 106.41	\$ 1,398.98
POOL	INSURANCE	01572-30450	\$ 832.54	POOL	Workers Comp	01572-10240	\$ 416.15	\$ 1,248.69
PARKS	INSURANCE	01573-30450	\$ 2,722.77	PARKS	Workers Comp	01573-10240	\$ 688.40	\$ 3,411.17
REC	INSURANCE	01574-30450	\$ 546.05	REC	Workers Comp	01574-10240	\$ 821.69	\$ 1,367.74
WATER	INSURANCE	40533-30450	\$ 2,446.76	WATER	Workers Comp	40533-10240	\$ 2,237.79	\$ 4,684.55
SEWER	INSURANCE	40535-30450	\$ 2,496.50	SEWER	Workers Comp	40535-10240	\$ 660.16	\$ 3,156.66
			\$ 44,131.00				\$ 20,139.01	\$ 64,270.01

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	City Manager's Report			
For the Meeting of:	March 28, 2019			
Submitted by:	City Manager			
Date Submitted:	March 21, 2019			
Are Funds Required:	<input type="checkbox"/>	<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:	<ul style="list-style-type: none"> i. Janitorial Services ii. Economic Development 			
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 6b
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AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	City Attorney Report		
For the Meeting of:	March 28, 2019		
Submitted by:	City Attorney		
Date Submitted:	March 21, 2019		
Are Funds Required:		Yes	<input checked="" type="checkbox"/> No
Account Number:			
Amount Required:			
Balance Remaining:			
Attachments:			
Description of Item:			
Please find below items to report to the City Commission.			
 Notice of Claim – James Hartson: No developments to report. The civil allegation complained of allegedly would have occurred April 16, 2016.			
 Notice of Claim – Michael Fewless: Administrative Law Judge G. W. Chisenhall issued Subpoenas to the following persons to provide testimony on March 18 and 19, 2019: Sue Parker, Mayor Cheshire, Jeannine Racine, Diana Kolcun, Gary La Venia and the person at the City with the most knowledge concerning Mr. Fewless’ hiring, application, retirement processing, placement on City retirement plan and circumstances concerning his resignation.			
Gary La Venia and Diana Kolcun were deposed. The FRS attorney cancelled the remaining witnesses’ depositions. The FRS attorney also spoke off the record to Jeannine Racine.			
Action to be Taken:			
Staff’s Recommendation:			
Additional Comments:			

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

AGENDA ITEM SUMMARY SHEET

ITEM TITLE:	Public Comments				
For the Meeting of:	March 28, 2019				
Submitted by:	City Clerk				
Date Submitted:	March 20, 2019				
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: _____
Mayor

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

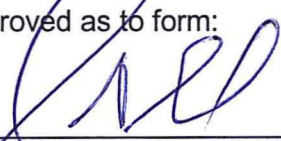
ATTEST:


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