

**FRUITLAND PARK CITY COMMISSION
REGULAR MEETING AGENDA**

November 9, 2023

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

6:00 p.m.

1. CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation – Pastor Seth Mulford, Grace Bible Baptist Church

Pledge of Allegiance – Police Chief Erik Luce

2. ROLL CALL

3. ELECTION OF OFFICERS (city clerk)

(a) Mayor

(b) Vice Mayor

4. 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)

October 26, 2032 regular

5. REGULAR AGENDA

(a) Resolution 2023-072 16" Watermain Connection - Engineering-Surveying Services Revised Proposal Agreement (city attorney/city manager/public works director)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING REVISED PROPOSAL/AGREEMENT FOR 16-INCH WATER MAIN CONNECTION DATED OCTOBER 19, 2023 FROM HALFF IN AN AMOUNT NOT TO EXCEED \$56,277.50 FOR ENGINEERING AND SURVEYING SERVICES; AUTHORIZING THE MAYOR TO EXECUTE THE PROPOSAL; PROVIDING FOR AN EFFECTIVE DATE.

- (b) 2024 City Commission Meeting Schedule** (city manager/city clerk)
Motion to approve the proposed 2024 city commission meeting schedule.

6. (a) City Manager

i. Economic Development Status Update

ii. Commercial Developments Permits Issued Status Update

iii. City Manager Recruiting Firms' Proposals Discussion

(b) City Attorney

i. U.S. Bank National Association v. Robert Moore and City of Fruitland Park, Lake County Case No. 2022-CA-00845

ii. Wayne Goodridge and Tammy Goodridge v. City of Fruitland Park, Lake County Case No. 2022-CA-1628

iii. Code of Ordinances – Codification

7. UNFINISHED BUSINESS

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 Mobilian

(b) Commissioner Bell

(c) Commissioner Gunter, Jr.

(d) Vice Mayor DeGrave

10. MAYOR'S COMMENTS

11. ADJOURNMENT

City Commission Workshop to follow at the conclusion of this evening's meeting.

DATES TO REMEMBER

- November 10, 2023, *Florida League of Cities' Priorities* Lake County League of Cities, Mount Dora Golf Course, 1100 South Highland Street, Mount Dora, Florida 32757 at noon;
 - November 10, 2023, Veterans' Day City Hall Closed;
 - November 11, 2023, American Legion Post 219 Veterans' Day Service – Outside City Hall at 11:00 a.m.;
 - November 13, 2023, 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.;
 - November 14, 2023, Fruitland Park Elementary School *Groundbreaking Ceremony*, Olive Avenue and Urick Street, Fruitland Park, Florida 34731 at 2:00 p.m.;
 - November 15, 2023, Employee Thanksgiving Lunch, 205 West Berckman Street, Fruitland Park, Florida 34731 at 12:00 p.m.;
 - November 23, 2023, Thanksgiving Day, City Hall Closed;
 - November 23, 2023, City Commission Regular Meeting - Cancelled
 - November 24, 2023, Day After Thanksgiving Day, City Hall Closed;

 - December 1, 2023, Employee Christmas Party 205 West Berckman Street, Fruitland Park, Florida 34731 at 6:00 p.m.;
 - December 8, 2023, Hometown Christmas Outside City Hall at 5:30 p.m.;
 - December 6, 2023, Lake County Educational (Annual School) Concurrency Review Committee Meeting, Lake County School District, Board Room, 201 West Burleigh Boulevard, Florida 32778 at 10:00 a.m.;
 - December 6, 2023, Lake~Sumter Metropolitan Planning Organization Governing Board Meeting, 1300 Citizens Boulevard, Suite 175, Leesburg, Florida 34748 at 2:00 p.m.;
 - December 14, 2023, Heritage Community Church Christmas Luncheon, 509 West Berckman Street, Fruitland Park, Florida 34731 at 11:30 a.m.;
 - December 14, 2023, City Commission Regular Meeting at 6:00 p.m.;
 - December 16, 2023, *11th Annual Wreaths Across America* Ceremony, Shiloh Cemetery, Fruitland Park, Florida 34731 at 12:00 p.m.;
 - December 21, 2023, City Commission regular at 6:00 p.m. – Cancelled;
 - December 25, 2023, City Hall Closed – Christmas Day;
 - December 26, 2023. City Hall closed (public holiday) and
 - December 27, 2023, City Hall closed (public holiday)

 - January 1, 2024, City Hall Closed – New Year's Day
- For additional events, please visit [Calendar | City of Fruitland Park Florida](#).

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

Any person requiring 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.

CITY OF FRUITLAND PARK
AGENDA ITEM SUMMARY SHEET
Item Number: 3

ITEM TITLE: ANNUAL ELECTION

MEETING DATE: Thursday, November 9, 2023

DATE SUBMITTED: Monday, October 30, 2023

SUBMITTED BY: City Clerk

BRIEF NARRATIVE: Commission Members' Annual Election in accordance with Article III, Section 3.07, Mayor, the city's charter requires the city commission on an annual basis at its first regular meeting or soon thereafter after the November regular election to elect one of its members as:

(a) mayor

(b) vice mayor

FUNDS BUDGETED: None

ATTACHMENTS:

RECOMMENDATION:

ACTION: Approve the nominations

CITY OF FRUITLAND PARK
AGENDA ITEM SUMMARY SHEET
Item Number: 4

ITEM TITLE: Draft Meeting Minutes

MEETING DATE: Thursday, November 9, 2023

DATE SUBMITTED: Monday, October 30, 2023

SUBMITTED BY: City Clerk

BRIEF NARRATIVE: 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 - October 26, 2023 regular.

FUNDS BUDGETED: None

ATTACHMENTS: Draft minutes

RECOMMENDATION: Approve the minutes, if there are no corrections, as submitted.

ACTION: Approval

**FRUITLAND PARK CITY COMMISSION REGULAR
DRAFT MEETING MINUTES
October 26, 2023**

A regular meeting of the Fruitland Park City Commission was held at 506 W. Beckman Street, Fruitland Park, Florida 34731 on Thursday, October 26, 2023, at 6:00 p.m.

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

(Commissioner Chris Bell entered the meeting room as reflected in the minutes of this evening's meeting.)

Also Present: City Attorney Anita Geraci-Carver; City Treasurer Gary Bachmann; Police Chief Erik Luce; Public Works Director Robb Dicus; Human Resources Director Betty McHale; Michael "Mike" Rankin, Interim Community Development Director, LPG Urban & Regional Planners Inc. (consultant retained by the city); Office Assistant Emily Church, Community Development Department; Planning and Zoning Board Chair Al Goldberg; Lieutenant/Paramedic Bradley Shelley, Firefighter/Emergency Medical Technician Justin Acevedo and Joshua Meredith, Lake County Fire Rescue, and City Clerk Esther B. Coulson.

1. CALL TO ORDER, INVOCATION, AND PLEDGE OF ALLEGIANCE

After Mayor Cheshire called the meeting to order and Reverend Allen Tillman, New Salem Missionary Baptist Church, gave the invocation, Chief Luce led in the pledge of allegiance to the flag.

ACTION: 6:00:02 p.m. No action was taken.

2. ROLL CALL

Mayor Cheshire requested that Ms. Coulson call the roll where a quorum was declared present. He relayed Mr. Rankin's recommendation that as City Manager Gary La Venia is absent from this meeting, the commission workshop, scheduled to follow upon the conclusion of these proceedings, ought to wait upon his return.

Mayor Cheshire later announced the following changes on this evening's agenda:

5.(c) Resolution 2023-045 Lakeside Storage Variance

Addendum – replaced 2023-052 with correct resolution.

5.(e) Ordinance 2023-018 Employee Manual Personnel Policies and Procedures

Addendum – scriveners' errors.

(Commissioner Bell entered the meeting room at this time.)

ACTION: 6:01:59 p.m. and 6:02:53 p.m. **On motion Commissioner Mobilian, seconded by Vice Mayor DeGrave and unanimously carried, the city commission cancelled the city commission workshop to follow upon the conclusion of this**

evening's meeting to November 9, 2023 which would follow immediately after the regular city commission meeting.

Upon Mayor Cheshire's recommendation and **by unanimous consent, the city commission accepted the previously cited changes to this evening's agenda.**

3. SPECIAL PRESENTATIONS

(a) Veterans' Day Proclamation - November 11, 2023,

On behalf of the city commission, Mayor Cheshire read into the record a proclamation proclaiming November 11, 2023 as *Veterans Day* and jointly, with The John Gella Memorial Unit 219 Inc. and invited all of our citizens to solemnly remember the sacrifices of all those who fought so valiantly, on the seas, in the air, and on foreign shores, to preserve our heritage of freedom -- on Saturday, November 11, 2023 at 11:00 a.m. outside city hall -- so that their efforts shall not have been in vain.

ACTION: 6:03:22 p.m. Commander Larry Miller, The John Gella Memorial Unit 219 Inc., accepted the proclamation with much gratitude and gave a report on the funds expended to the police department towards the nine-millimeter handguns.

(b) Scams, Fraud and Consumer Rights – Florida Department of Agriculture and Consumer Services

Ms. Lenora Spence, the Community Outreach Coordinator for the Florida Department of Agriculture and Consumer Services (the state's clearing house for consumer complaints, information and protection and business regulation), gave a presentation on scams, fraud and consumer rights; provided brochures and newsletters on same and addressed her willingness to aid the city in conducting speaking engagements workshops for the community.

ACTION: 6:08:11 p.m. No action was taken.

4. CONSENT AGENDA

The city commission considered its action to approve the following consent agenda items:

(a) Approval of Minutes

October 12, 2023 regular minutes.

(b) Resolution 2023-068 – Independent Auditor's Report FY Ending September 30, 2022

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ACCEPTING THE INDEPENDENT AUDITORS' REPORT FOR FISCAL YEAR ENDING SEPTEMBER 30, 2022 WITH ACCOMPANYING FINANCIAL STATEMENTS; PROVIDING FOR AN EFFECTIVE DATE.

(c) **Resolution 2023-069 City Manager Employment Agreement Second Amendment**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING THE SECOND AMENDMENT TO CITY OF FRUITLAND PARK CITY MANAGER'S EMPLOYMENT AGREEMENT BETWEEN THE CITY OF FRUITLAND PARK, FLORIDA AND GARY LA VENIA; AUTHORIZING EXECUTION OF THE AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE.

(d) **Resolution 2023-070 Legal Services Agreement Amendment**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING THE AMENDED LEGAL SERVICES AGREEMENT BETWEEN THE CITY OF FRUITLAND PARK, FLORIDA AND LAW OFFICE OF ANITA GERACI-CARVER P.A.; AUTHORIZING EXECUTION OF THE AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE.

(e) **Lake County Educational Concurrency Review Committee Appointment**

Motion to consider the reappointment of Commissioner John L. Gunter Jr. to the Lake County Education Concurrency Review Committee.

ACTION: 6:17:45 p.m. On motion of Vice Mayor DeGrave, seconded by Commissioner Bell and unanimously carried, the city commission approved the consent agenda as previously cited.

5. REGULAR AGENDA

(a) **Resolution 2023-055 Planning and Zoning Board – Chair and Vice Chair Selection**

Ms. Geraci-Carver read into the record the title of Resolution 2023-055, the substance of which is as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING THE PLANNING AND ZONING BOARD CHAIR AND VICE-CHAIR SELECTION FOR FISCAL YEAR 2023/2024; PROVIDING FOR AN EFFECTIVE DATE. (Postponed from the September 28, 2023 meeting.)

ACTION: 6:18:20 p.m. After Mayor Cheshire recognized the presence of Mr. Goldberg at this day's meeting, a motion was made by Commissioner Bell and seconded by Commissioner Gunter that the city commission adopt Resolution 2023-055 as previously cited.

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

(b) **Resolution 2023-065 Records and Archive Management Plan Onsite Consulting Services – SML Inc.**

Ms. Geraci-Carver read into the record the title of Resolution 2023-065, the substance of which is as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING A ONE-YEAR RENEWAL OF THE PROFESSIONAL SERVICES AGREEMENT BETWEEN SML, INC. & CITY OF FRUITLAND PARK CONTRACT FOR RECORDS & ARCHIVE MANAGEMENT SERVICES; PROVIDING FOR AN EFFECTIVE DATE.

In response to concerns on the contract costs raised by Vice Mayor DeGrave, Ms. Coulson referred to her memorandum dated this day regarding Justification for Records and Archives Management; a copy of which is filed with the supplemental papers to the minutes of this meeting.

ACTION: 6:19:19 p.m. After extensive deliberations relating to Vice Mayor DeGrave's concerns on the costs involved and the need for definitive, measurable and reasonable deliverables with outcomes, **a motion was made by Vice Mayor DeGrave and seconded by Commissioner Mobilian that the city commission postpone its action to adopt Resolution 2023-065 for staff to explore any and all other options for economically achieving the same goal.** (The city commission requested a report on the current status, timeframe, and ultimate goal and fulfill the gap economically to the point of records management.)

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

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

PUBLIC HEARING

QUASI-JUDICIAL PUBLIC HEARING

(c) **Quasi-Judicial Public Hearing - Resolution 2023-045 Lakeside Storage Variance – Landscape Area and Water Main Size – 2600 US Highway 441/27 – Petitioner: DNA Realty Trust, LLC**

It now being the time advertised to hold a public hearing to consider the adoption of Resolution 2023-045, Ms. Geraci-Carver read into the record the following title 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 VARIANCE TO THE LAND DEVELOPMENT REGULATION (LDR)

REQUIREMENTS PERTAINING TO LANDSCAPE AREA AT THE END OF PARKING ROW, AND PERTAINING TO WATER MAIN SIZE OF 10" TO 8" ON THE SUBJECT PROPERTY LOCATED AT 2600 US HWY. 441/27 AND OWNED BY DNA REALTY TRUST, LLC, PROVIDING FOR AN EXPIRATION DATE; PROVIDING FOR SCRIVENER'S ERRORS; AND PROVIDING FOR AN EFFECTIVE DATE.

After Mr. Rankin relayed staff's recommendation of approval on the subject item, Mr. David Lennon Sr., DNA Realty Trust LLC, sworn in by Ms. Geraci-Carver, clarified, in response to several questions posed, the parameters surrounding the subject proposed site.

ACTION: 6:46:28 p.m. After discussion, **a motion was made by Vice Mayor DeGrave and seconded by Commissioner Gunter that the city commission adopt Resolution 2023-045 as previously cited.**

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

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

END OF QUASI-JUDICIAL PUBLIC HEARING

(d) Public Hearing - Resolution 2023-052 Major Site Plan Approval Storage Facility Construction – Petitioner: DNA Realty Trust, LLC

It now being the time advertised to hold a public hearing to consider the adoption of Resolution 2023-052, Ms. Geraci-Carver read into the record the following title and Mayor Cheshire called for interested parties to be heard:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, GRANTING MAJOR SITE PLAN APPROVAL WITH CONDITIONS TO ALLOW FOR CONSTRUCTION OF A STORAGE FACILITY INCLUDING AN OFFICE FOR A TOTAL OF 93,986 SQUARE FEET CONSISTING OF APPROXIMATELY MULTIPLE BUILDINGS AND RV/BOAT STORAGE SPACES; PROVIDING FOR CONDITIONS; AUTHORIZING THE CITY MANAGER TO ISSUE A NOTICE OF SITE PLAN APPROVAL UPON COMPLETION OF ALL CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: 6:46:28 p.m. and 6:56:22 p.m. After discussion, **Vice Mayor DeGrave and seconded by Commissioner Gunter that the city commission adopt Resolution 2023-052 as previously cited.**

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

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

(e) Second Reading and Public Hearing – Ordinance 2023-018 Employee Manual Personnel Policies and Procedures

It now being the time advertised to hold a public hearing to consider the enactment of Ordinance 2023-018, Ms. Geraci-Carver read into the record the following title and Mayor Cheshire called for interested parties to be heard:

AN ORDINANCE OF THE CITY OF FRUITLAND PARK, COUNTY OF LAKE, STATE OF FLORIDA, AMENDING SECTION 32.01, CHAPTER 32 OF THE CITY OF FRUITLAND PARK CODE OF ORDINANCES; ESTABLISHING PERSONNEL PROCEDURES AND RULES AS SET FORTH IN SECTION 4.08 OF THE CITY CHARTER; APPROVING THE CITY OF FRUITLAND PARK EMPLOYEE MANUAL OF PERSONNEL POLICIES AND PROCEDURES; PROVIDING FOR CONFLICTS, CODIFICATION AND SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on October 12, 2023.)

Ms. Geraci-Carver acknowledged the proposed changes and provisions from the old policy addressed at the August 24, 2023 workshop and consented by the city commission. She confirmed that she did not read the employee manual; however, reliance was on the labor counsel who reviewed same with the insurance company retained by the city.

ACTION: 6:58:07 p.m. Following further discussion, **a motion was made by Commissioner Gunter and seconded by Commissioner Mobilian that the city commission enact Ordinance 2023-018 as previously cited to become effective immediately as provided by law.**

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

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

END OF PUBLIC HEARING

6. (a) City Manager

i. Economic Development Status Update

Due to Mr. La Venia's absence, the economic development status update was not addressed.

With respect to the 2023 Legislative Session (House Bill 411, Chapter 2023-101), Ms. Geraci-Carver referred to the redistricting of city districts to be considered by the city commission to be as nearly equal in proportion to their population as possible; not draw them (similar to what was implemented in the past) to favor or disfavor a candidate or an incumbent member of the governing body, and not make changes 270 days before a regular general election; otherwise, they would have to wait.

Mr. Rankin referred to the proposed city's voting districts option 11-A map. He addressed the best way to dissect the city; balance the districts accordingly and provide other details identifying where staff projects other community development and additional growth for presentation at a future workshop. (A copy of the map is filed with the supplemental papers to the minutes of this meeting.)

ACTION: 7:03:48 p.m. No action was taken.

ii. Commercial Developments Permits Issued Status Update

Due to Mr. La Venia's absence, the commercial developments permits was not addressed.

ACTION: 7:03:48 p.m. No action was taken.

iii. Law Enforcement Dispatch Services - Lake County Sheriff's Office

Due to Mr. La Venia's absence, the law enforcement dispatch services with the Lake County Sheriff's Office were not addressed at this time.

ACTION: 7:03:48 p.m. No action was taken.

(b) City Attorney

i. U.S. Bank National Association v. Robert Moore and City of Fruitland Park, Lake County Case No. 2022-CA-00845

Ms. Geraci-Carver indicated that she is waiting for excess proceeds to be distributed to the city on the foreclosure pertaining to the U.S. Bank National Association v. Robert Moore and City of Fruitland Park, Lake County Case No. 2022-CA-00845. She referred to her previous telephone call to Mr. Donovan Roper, Roper & Roper PA (Public Risk Management legal counsel retained by the city) on the subject case regarding the delay; reorganization of filing additional documents to the court, and the city's attempts to obtain hearing on same. She relayed the lack of notification which was not received and shortly heard by the judge; thus, his prior ruling which was not overruled, and addressed his attempts to rehear same anticipated to be resolved by the next month.

ACTION: 7:07:48 p.m. No action was taken.

ii. Wayne Goodridge and Tammy Goodridge v. City of Fruitland Park, Lake County Case No. 2022-CA-1628

Ms. Geraci-Craver explained that discoveries are ongoing in the Wayne Goodridge and Tammy Goodridge v. City of Fruitland Park, Lake County Case No. 2022-A-1628 and anticipated that there will be a disposition on the plaintiffs mid-November 2023.

ACTION: 7:05:57 p.m. No action was taken.

iii. Code of Ordinances – Codification

Ms. Geraci-Carver reported on her response submitted to Municode, “now known as CivicPlus”, on the Table of Contents; the information provided by Ms. Coulson, and the plan to provide further responses to Ms. Julie Lovelace, CivicPlus Code Attorney, where the manuscript, once received, would be reviewed with additional changes during the codification process with approval anticipated by early 2024.

ACTION: 7:09:06 p.m. No action was taken.

7. UNFINISHED BUSINESS

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

ACTION: 7:09:52 p.m. No action was taken.

8. PUBLIC COMMENTS

Ms. Loren Womack, Marion County Unincorporated Area resident, Ocklawaha Community, indicated that she grew up in the City of Fruitland Park, requested that the city commission consider permitting the creation of a memorial plaque on a railing or a fishing pier bench at Veterans Memorial Park as a place of refuge in memory of her late brother, Trinnen, as his six-year anniversary draws near. She explained that she will bear the cost associated with the request, a copy which was submitted for the record and filed with the supplemental papers to the minutes of this meeting.

After discussion and in response, Mayor Cheshire indicated that Mr. La Venia will review same and communicate with Parks and Recreation Director Michelle Yoder.

ACTION: 7:09:54 p.m. No action was taken.

9. COMMISSIONERS' COMMENTS

(a) Commissioner Mobilian

Commissioner Mobilian had nothing to report at this time.

ACTION: 7:13:45 p.m. No action was taken.

(b) Commissioner Bell

Commissioner Bell reported on the improvements he has experienced as a result of the medical treatment he has received.

ACTION: 7:14:49 p.m. No action was taken.

(c) Commissioner Gunter

Commissioner Gunter referred to Ms. Geraci-Carver's earlier comments on historical files of the Town of Montverde's official minutes which he expressed preference not to eliminate to which Ms. Coulson confirmed in response to Mayor Cheshire's inquiry that they are currently preserved and will be retained as a permanent record.

ACTION: 7:14:53 p.m. No action was taken.

(d) Vice Mayor DeGrave

Vice Mayor DeGrave had nothing to report at this evening's meeting.

ACTION: 7:13:56 p.m. No action was taken.

10. MAYOR'S COMMENTS

Dates to Remember

Mayor Cheshire announced the following dates:

- October 27, 2023, Fruitland Park Recreation Halloween Party at 205 W Berckman Street, Fruitland Park, Florida 34731 at 7:00 p.m.;
- October 28, 2023, Pumpkin Chunkin at Windy Acres, 1350 Miller Boulevard, Fruitland Park, Florida 34731 at 11:00 a.m.;
- October 31, 2023, The Great Pumpkin Party at the Fruitland Park Library. 604 West Berckman Street, Fruitland Park, Florida 34731 at 4:30 p.m.

- November 4, 2023, Brews, Blues and BBQ at 604 W Berckman Street, Fruitland Park, Florida 34731 at 5:00 p.m.;
- November 9, 2023, regular city commission meeting at 6:00-p.m.;
- November 10, 2023, city hall closed in observance of Veterans Day;
- November 11, 2023, *Veterans Day*, Outside City Hall 506 W Berkman Street, Fruitland Park, Florida 34731 at 11:00 a.m.;
- November 14, 2023, "Groundbreaking Ceremony" Proposed Fruitland Park Elementary School Site at 2:00 p.m.;
- November 23, 2023, city hall closed in observance of Thanksgiving Day, and
- November 24, 2023, city hall closed, the day after Thanksgiving Day

ACTION: 7:15:48 p.m. No action was taken.

11. ADJOURNMENT

The meeting adjourned at 7:17 p.m.

The minutes were approved at the November 9, 2023, regular meeting.

Signed

Esther B. Coulson, City Clerk, MMC

Signed

Chris Cheshire, Mayor

CITY OF FRUITLAND PARK
AGENDA ITEM SUMMARY SHEET
Item Number: 5a

ITEM TITLE: Resolution 2023-072 16" Watermain Connection - Engineering-Surveying Services Revised Proposal Agreement

MEETING DATE: Thursday, November 9, 2023

DATE SUBMITTED: Thursday, November 2, 2023

SUBMITTED BY: City Attorney/City Manager/Public Works Director

BRIEF NARRATIVE: Resolution 2023-072 16" Watermain Connection – Engineering Surveying Services Revised Proposal Agreement for the preparation of plans for a 16-inch water main to be run through private property from Cooke Drive north to Spring Lake Road. Services include:

- Topographic/Partial Boundary Survey,
- Subsurface Utility Locating (Precise Locating Services, Inc.),
- Water Main Construction Plan,
- Lake County Right-of-Way (ROW) Permit (Cooke Drive),
- Lake County ROW Permit (Spring Lake Road),
- Florida Department of Environmental Protection Water Permit, and
- Project Administration
Bidding,
Construction Administration, and
Reimbursables

FUNDS BUDGETED: \$56,277.50, Impact Fees – (40533-68655)

ATTACHMENTS: Proposed resolution and revised agreement proposal

RECOMMENDATION: Approval

ACTION: Adopt Resolution 2023-072

RESOLUTION 2023-072

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING REVISED PROPOSAL/AGREEMENT FOR 16-INCH WATER MAIN CONNECTION DATED OCTOBER 19, 2023 FROM HALFF IN AN AMOUNT NOT TO EXCEED \$56,277.50 FOR ENGINEERING AND SURVEYING SERVICES; AUTHORIZING THE MAYOR TO EXECUTE THE PROPOSAL; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fruitland Park will be installing a 16" water main through private property from Cooke Drive, north to Spring Lake Road, and surveying, engineering, permitting, bidding and contract administration services are needed; and

WHEREAS, Halff offers the services needed by the City and a proposal in an amount not to exceed \$56,277.50 has been submitted by Halff; and

WHEREAS, the City Commission of the City of Fruitland Park, Florida finds it is in the best interest of the City to approve the proposal from Halff.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. The Proposal/Agreement for 16-Inch Water Main Connection dated October 19, 2023 from Halff in the amount not to exceed \$56,277.50, **a copy of which is attached**, is approved.

Section 2. The Commission authorizes the Mayor to execute the proposal.

Section 3. 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 9th day of November, 2023, by the City Commission of the City of Fruitland Park, Florida.

SEAL

**CITY COMMISSION OF THE CITY OF
FRUITLAND PARK, FLORIDA**

CHRIS CHESHIRE, MAYOR

ATTEST:

ESTHER COULSON, CITY CLERK, MMC

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

Approved as to form:

Anita Geraci-Carver, City Attorney



VIA EMAIL glavenia@fruitlandpark.org

May 4, 2023, revised October 19, 2023

Gary La Venia
City Manager
City of Fruitland Park
202 W. Berckman Street
Fruitland Park, FL 34731

**RE: REVISED PROPOSAL/AGREEMENT FOR 16-INCH WATER MAIN CONNECTION,
FRUITLAND PARK, FLORIDA, LAKE COUNTY
(HALFF 043866.107)**

Dear Mr. La Venia:

Enclosed please find our revised proposal for civil engineering and surveying services necessary to complete the above-referenced project, as requested. Please sign, date, and complete the Client Information Form for billing purposes. Should you have any questions with regards to this matter, please feel free to contact our office.

Sincerely,

HALFF

A handwritten signature in blue ink, appearing to read "BT", is positioned above the printed name of Brett J. Tobias.

Brett J. Tobias, P.E.
Team Leader
btobias@halff.com

BJT:am

Enclosure



VIA EMAIL glavenia@fruitlandpark.org

May 4, 2023, revised October 19, 2023

Gary La Venia
City Manager
City of Fruitland Park
202 W. Berckman Street
Fruitland Park, FL 34731

**RE: REVISED PROPOSAL/AGREEMENT FOR 16-INCH WATER MAIN CONNECTION,
FRUITLAND PARK, FLORIDA, LAKE COUNTY
(HALFF 043866.107)**

Dear Mr. La Venia:

SCOPE OF WORK

Prepare plans for a 16-inch water main to be run through private property from Cooke Drive, north to Spring Lake Road. Detailed scope of services is outlined in the itemized phases below.

SCOPE OF SERVICES

PHASE 100 TOPOGRAPHIC/PARTIAL BOUNDARY SURVEY

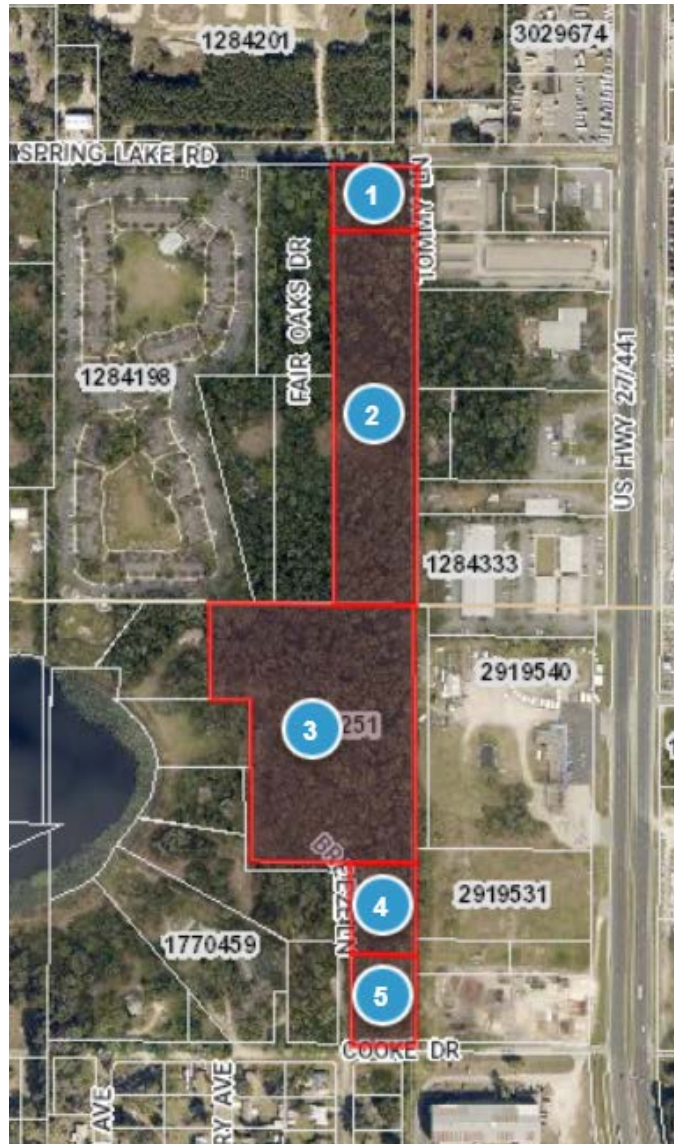
A topographic survey will be performed to locate the horizontal and vertical spatial relationship of the above ground manmade or natural features lying within the East 50 feet of parcels described by Lake County Property Appraiser Alternate Key numbers: 2669306, 3801592, 1287251, 1504368, and 3839947 as shown in survey exhibit "A" sufficient to establish a one-foot digital terrain model. Accessible drainage structures, gravity sewer lines and associated pipes will be located and detailed. A note will be included on the survey for any structures that are not able to be detailed. A minimum of two (2) site benchmarks will be used or established for this project from existing control. Any above ground features for the existing utilities such as valves, transformers or fire hydrants will be located along with utilities flagged/delineated by others. Individual shrubs or ornamental plants will not be located. The rights of way will be determined along with the East property line of subject parcels and will be referenced on the survey base file. The topographic survey shall be provided in digital format.

FEE: 17,600.00

All survey work shall be prepared in accordance with Chapter 5J-17, Florida Administrative Code, the Standards of Practice for land surveying in the State of Florida.

**ESTIMATED COMPLETION TIME FOR PHASE 100 IS 45-60 BUSINESS DAYS UPON
RECEIPT OF SIGNED CONTRACT.**

SURVEY EXHIBIT "A"



PHASE 200 SUBSURFACE UTILITY LOCATING (PRECISE LOCATING SERVICES, INC.)

Designate the horizontal positions for the water lines on Spring Lake Road west from U.S. 27 for approximately 1,200 feet and on Cooke Drive west from U.S. 27 for 775 feet.

This does not include lane closures, permits, or bonds.

Equipment and methods for finding/locating underground utilities and features are the industry recognized procedures. Although effective and reliable, there is the possibility that all utilities may not be located or field verified due to environmental or soil conditions, water table, excessive depth, feature makeup and/or equipment limitation.

FEE: \$1,677.50



PHASE 300 WATER MAIN CONSTRUCTION PLAN

Plans showing the construction of a 16-inch water main connecting the watermain along Spring Lake Road and Cooke Drive, traversing private property for which the city has procured a utility easement. Plans shall include cover sheet, aerial, connection locations and methodology as well as plan view and relevant construction details in conformance with city and FDEP criteria.

FEE: \$10,500.00

PHASE 400 LAKE COUNTY RIGHT OF WAY PERMIT (COOKE DRIVE)

Prepare and submit Lake County Right of Way Utilization permit application, attend DRC meeting(s), address staff review comments, and make plan revisions per staff comments in order to obtain County approval.

FEE: \$2,500.00

PHASE 500 LAKE COUNTY RIGHT OF WAY PERMIT (SPRING LAKE ROAD)

Prepare and submit Lake County Right of Way Utilization permit application, attend DRC meeting(s), address staff review comments, and make plan revisions per staff comments in order to obtain County approval.

FEE: \$2,500.00

PHASE 600 FDEP WATER PERMIT

Prepare and submit FDEP General Permit application for water distribution system. Coordinate with the City of Fruitland Park for review of potable water system and signing of FDEP application as utility provider, attend meeting(s) with the City, and respond to request for additional information (RAI) from FDEP.

FEE: \$3,500.00

PHASE 700 PROJECT ADMINISTRATION

The scope of services shall include administrative services necessary to coordinate all aspects of the project through the planning, design and permitting phase. These services shall include project scheduling with all regulatory agencies and public utility companies during the design and permitting phase of the project.

FEE: \$4,000.00

PHASE 800 BIDDING

Services to include preparation of construction contract bid documents and specifications. HALFF shall coordinate with all qualified bidders during the bid process and prepare final bid evaluations with recommendations to Client. HALFF shall also prepare final contract documents between Owner and Contractor.

FEE: \$7,000.00



PHASE 900 CONSTRUCTION ADMINISTRATION

All necessary inspections, final certifications and review of certified as-builts (as provided to Halff Associates, Inc. by a Florida Registered Surveyor), as required by permit conditions which consist of the following:

Halff Associates, Inc. will advise and consult with Owner and act as its representative during construction. Halff Associates, Inc. will make visits to the site to observe the progress and quality of the executed site work and to determine in general if the work is proceeding in accordance with the construction drawings. Halff Associates, Inc. will review and approve shop drawings, results of tests and inspections and other data that the contractor is required to submit. Halff Associates, Inc. will also review Contractor's Request for Information (RFI) and provide necessary feedback to Contractor.

Review Contractor's Pay Requests and address any questions with client. Review As-Built drawings and coordinate final inspection with the County or City. Coordinate final inspection with City of Fruitland Park and Lake County.

Based upon the on-site observations and a signed and sealed as-built survey provided by a Florida Registered Surveyor, Halff Associates, Inc. shall submit certifications of completions to the owner and the following State and local agencies as required:

- A. Florida Department of Environmental Protection
- B. Lake County
- C. City of Fruitland Park

FEE: \$6,000.00

PHASE 999 REIMBURSABLES

Costs for reimbursables, including printing, copying, blueprints, binding, mileage, etc., shall be billed at the rates shown in the attached Rate Schedule, or at cost.

FEE: \$1,000.00 (ESTIMATED, TO BE BILLED AT COST)



Our fees for the described services are outlined in the following table. We have provided “Lump Sum Fees” for the services identified in the Scope of Work. Lump Sum Fees do not include Reimbursable Expenses directly associated with the project (travel, mileage, reproduction, supplies, and other non-labor reimbursable costs.) Our fee schedule is as follows:

SCHEDULE FEE SUMMARY

PHASE 100	\$17,600.00
PHASE 200	\$1,677.50
PHASE 300	\$10,500.00
PHASE 400	\$2,500.00
PHASE 500	\$2,500.00
PHASE 600	\$3,500.00
PHASE 700	\$4,000.00
PHASE 800	\$7,000.00
PHASE 900	\$6,000.00
PHASE 9999	\$1,000.00
TOTAL	\$56,277.50

THIS PROPOSAL DOES NOT INCLUDE THE FOLLOWING ITEMS:

- Soil Boring Location and Elevation Survey
- Monumentation of Wetlands for Conservation Easement
- Platting
- Sketch and Descriptions for Conservation Easements
- Recording of Easements
- Offsite Right-of-Way survey for utilities.
- Tree Survey
- As-built Survey
- Post-construction Improvement Survey
- Construction Staking
- Off-site Utilities Design
- Off-site Roadway or Transportation Improvements
- Pre/Post-development stormwater modeling
- Offsite Roadway Design, Access, and Right-of-Way Permitting Services
- Offsite Water and Sewer Extensions
- Offsite Infrastructure Capacity Studies/Assessments/Analysis/Designs
- Offsite Stormwater Design

- Revisions to the plans requested by the Client/Contractor/Landowner after the plans are approved unless necessitated by discrepancy in the plans
- Revisions to the plans due to scope changes, value engineering, budget overruns, or other reasons
- LEED Services
- Sign Design and Permitting
- Gas, Electric, Telephone, and/or Cable Design
- Boat Dock and Ramp Design/Permitting
- CADD Support for Environmentalist
- FEMA CLOMR
- FEMA Letter of Map Revision (LOMR)
- Flood Studies
- NPDES Permitting
- Bid Documents and Bidding
- Conditional Use Permit
- Earthwork Calculations
- Construction Administration and Progress Meetings During Construction
- Quality Control and Construction Material Testing Services
- Rezoning
- Land Use Changes
- Franchise Utility Coordination
- Conversion of AutoCad Files to any other format
- Signing and Pavement Marking Plans
- Cost Estimating/Quantity Take-offs and/or Engineer's Opinion of Probable Construction Cost
- Subsurface Utility Engineering
- Environmental Assessment (Threatened and Endangered Assessment)/Biological Services
- Environmental Impact and Cultural Statements and Assessments, Jurisdictional Waters of the US Determination
- Architectural, Structural, Mechanical, Fire Protection, or Electrical Services
- Army Corp. of Engineers Dredge and Fill
- Florida Fish and Wildlife Conservation Commission Permit
- Wetland Flagging/Delineation
- Landscape/Irrigation Plans
- Hardscape, Walls, Entry Features
- Lighting/Photometric Design/Site Electrical Design
- Electrical Controls for Lift Stations
- Geotechnical Investigations
- Traffic Study/Impact Analysis
- Structural Design of Retaining Walls and Pond Walls
- Noise Study
- Advance of permit fees, impact fees, title search fees, recording or advertising fees (all fees by CLIENT)
- The above prices allow for up to two (2) response submittals for any request for additional information letters from referenced agencies. Any additional request's will be billed on an hourly basis based on the attached hourly rate schedule.



Standard Hourly Rate Schedule 2022-2023

Engineers

Principal/Officer – Professional Engineer	\$300.00
Senior Professional Engineer	\$260.00
Professional Engineer	\$185.00
Project Manager	\$155.00
Engineer Intern	\$110.00
Senior Technician	\$125.00
Design Technician	\$90.00
Project Technician	\$90.00

Survey

Survey Department Manager – P.S.M.	\$210.00
Professional Surveyor – P.S.M.	\$175.00
2 Man Field Crew	\$180.00
3 Man Field Crew	\$235.00
4 Man Field Crew	\$290.00
Senior Survey Technician	\$125.00
Survey Technician	\$100.00

GIS

Principal Officer – Senior Spatial Analyst	\$165.00
Senior Spatial Analyst	\$135.00
Spatial Analyst	\$100.00
GIS Specialist	\$60.00

Landscape Architects

Principal/Officer – Professional Landscape Architect	\$230.00
Senior Professional Landscape Architect	\$160.00
Project Manager Landscape Architect	\$150.00
Professional Landscape Architect	\$140.00
Senior Landscape Designer	\$115.00
Landscape Designer	\$85.00

Planners

Principal/Officer – Land Planner	\$265.00
Senior Planner	\$185.00
Professional Planner	\$125.00
Project Planner	\$105.00

Environmental Scientists

Senior Environmental Scientist	\$210.00
Environmental Scientist II	\$150.00
Environmental Scientist I	\$90.00



Reimbursable Expenses

Reimbursable expenses include, but are not limited to:

Courier Service	Government Permitting Fees
Maps/GIS Data	Prints, Copies, Plots, Plans
Mileage, Parking, Tolls	Subconsultant Fees
Postage and Overnight Mail	Travel (lodging, rental car, per diem)
Miscellaneous Services	



CLIENT INFORMATION FORM

To assist Halff Associates, Inc., to prepare the requested proposal, please complete the information below:

PRINT NAME & TITLE: _____

COMPANY NAME: _____

BILLING ADDRESS: _____

PHONE: _____

FAX: _____

E-MAIL: _____

BILLING CONTACT NAME & TITLE: _____

BILLING CONTACT EMAIL: _____

BILLING CONTACT PHONE: _____

CLIENT REPRESENTATIVE: _____

IS CLIENT THE OWNER OF THE SUBJECT PROPERTY? YES: _____ NO: _____

(If no, Halff Associates, Inc., reserves the right to require a retainer prior to commencing services.)

Is the property accessible? _____

If gated/locked, who shall Halff Associates, Inc. contact to gain access to the property?

NAME AND PHONE NUMBER: _____

I HEREBY CERTIFY THAT THE ABOVE INFORMATION IS TRUE TO THE BEST OF MY KNOWLEDGE.

SIGNATURE: _____

DATE: _____

**CITY OF FRUITLAND PARK
AGENDA ITEM SUMMARY SHEET
Item Number: 5b**

ITEM TITLE:	2023 City Commission Meeting Schedule
MEETING DATE:	Thursday, November 9, 2023
DATE SUBMITTED:	Thursday, November 2, 2023
SUBMITTED BY:	City Manager
BRIEF NARRATIVE:	2023 City Commission Meeting Schedule
FUNDS BUDGETED:	None
ATTACHMENTS:	Proposed meeting schedule
RECOMMENDATION:	Discuss additional dates and approve
ACTION:	Approval



CITY COMMISSION 2024 MEETING SCHEDULE

The City of Fruitland Park holds its regularly scheduled meetings every second and fourth Thursday of the month at 6:00 p.m. at 506 West Berckman Street, Fruitland Park, Florida 34731. (City code reflects at least once in every month ss3.11, procedure.) The following meeting dates, times and locations are subject to change due to special and/or workshop meetings, public hearings, national holidays, office closings and any other unforeseen circumstances such as emergencies:

January 11, 2024

January 25, 2024

February 8, 2024

February 22, 2024

March 14, 2024

March 28, 2024

April 11, 2024

April 25, 2024

May 9, 2024

May 23, 2024

June 13, 2024

June 27, 2024

July 11, 2024

July 25, 2024

August 8, 2024

August 22, 2024 - CANCELLED

September 12, 2024

September 26, 2024

October 10, 2024

October 24, 2024

November 14, 2024

November 28, 2024 – CANCELLED – Thanksgiving

December 12, 2024

December 26, 2024 – CANCELLED - Holidays

Any person requiring a special accommodation at these meetings because of a disability or 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.)

**CITY OF FRUITLAND PARK
AGENDA ITEM SUMMARY SHEET
Item Number: 6a**

ITEM TITLE: CITY MANAGER’S REPORT

MEETING DATE: Thursday, November 9, 2023

DATE SUBMITTED: Thursday, November 2, 2023

SUBMITTED BY: City Manager

BRIEF NARRATIVE: City Manager’s Report

- i. Economic Development Status Update
- ii. Commercial Developments Permits Issued Status Update
- iii. City Manager Recruiting Firms’ Proposals Discussion

FUNDS BUDGETED: None

ATTACHMENTS:

RECOMMENDATION:

ACTION: None

CITY OF FRUITLAND PARK

AGENDA ITEM SUMMARY SHEET

Item Number: 6b

ITEM TITLE:	CITY ATTORNEY REPORT
MEETING DATE:	Thursday, November 9, 2023
DATE SUBMITTED:	October 29, 2023
SUBMITTED BY:	City Attorney
BRIEF NARRATIVE:	City Attorney Report

U.S. Bank National Association v. Robert Moore and City of Fruitland Park, Lake County Case No. 2022-CA-00845 (Judge Baxley): A Final Judgment of Foreclosure was entered March 24, 2023 in the amount of \$52,811.09. The sale was held May 23, 2023 at 11 am. A Certificate of Title was issued to JLH Properties, LLC on June 5, 2023. The winning bid was \$80,100. Since the property sold for more than the judgment amount, the surplus proceeds will be held pending further Order of the Court. As of July 10, 2023 (863 Days) the City's fines and costs total \$43,209.16. Excess funds of \$27,469.32 is being held in the Court's Registry. A hearing was held on September 8, 2023. The Court awarded the City the excess proceeds, however, the amount was \$11,000 less than expected. On September 25, 2023, the City filed a Motion for Reconsideration and Motion for Rehearing on Plaintiff's Motion to Disburse Surplus Funds because the attorney representing the City was not notified of the hearing and therefore did not attend. Also on September 25, 2023 the Plaintiff filed a Motion for Relief from Judgment and also filed a Response to the City's Motion for Rehearing/Motion for Reconsideration. The dispute remains over the \$11,000 difference in excess proceeds. A hearing is scheduled for December 15, 2023.

Wayne Goodridge and Tammy Goodridge v. City of Fruitland Park, Lake County Case No. 2022-CA-1628: The City was served with a lawsuit on September 8, 2022. A copy has been provided to the Commission. Plaintiffs file a two-count Verified Complaint. Count I – Inverse Condemnation and Count II – Trespass. Plaintiffs allege the City's construction of the library has caused storm water to flood across Rose Avenue onto their property located at 100 Rose Ave., Fruitland Park and have converted their property into a storm water retention system. Public Risk Management (PRM) retained attorney Donovan A. Roper and Mark K. McCulloch of Roper & Roper, P.A. to defend the City. An answer and affirmative defenses were filed on behalf of the City. On October 27, 2022 Plaintiff filed a reply to the City's affirmative defenses. A Civil Case Management Order Requiring Disclosures was entered by Judge Takac. The Order requires a non-jury trial to occur no later than 18 months from filing the original Complaint, if not sooner resolved. The trial must be held by March 2, 2024. On February 2, 2023 the City served Interrogatories and a Request to Produce on Plaintiffs. Plaintiffs filed responses March 6, 2023. On July 28, 2023, the Plaintiff served the City with a Request for Production of documents as well as Interrogatories. The City is in the process of responding. The City is scheduled to take the videotaped depositions of Plaintiffs on November 15, 2023. Attorney Roper, representing the City, filed a Motion for Status Conference so the Court and parties can address the scheduling of this matter moving forward because neither party has noticed the case for trial and the Case Management Order entered October 10, 2022 requires trial within 18 months of the Complaint being filed, which is March 2024.

Code of Ordinances Codification: CivicPlus is working on preparing the draft code proofs for the City's final review. CivicPlus anticipates producing the draft code proofs in January or February of 2024.

FUNDS BUDGETED: None

ATTACHMENTS:

RECOMMENDATION:

ACTION: None

**CITY OF FRUITLAND PARK
AGENDA ITEM SUMMARY SHEET
Item Number: 8**

ITEM TITLE: Public Comments

MEETING DATE: Thursday, November 9, 2023

DATE SUBMITTED: Wednesday, November 1, 2023

SUBMITTED BY: City Clerk

BRIEF NARRATIVE: **Item Description:** 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.

FUNDS BUDGETED: None

ATTACHMENTS:

RECOMMENDATION: None

ACTION: None