

**FRUITLAND PARK CITY COMMISSION
REGULAR MEETING AGENDA**

March 14, 2024

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

Pastor Greg Yarborough, Trinity Assembly Church

Pledge of Allegiance – Police Chief Erik Luce

2. ROLL CALL

3. SPECIAL PRESENTATION

(a) Irish American Heritage Month Proclamation (city clerk)

(b) Love Week February 10-18, 2024 Check Presentation (city manager/parks and recreation)

4. RECESS TO THE COMMUNITY REDEVELOPMENT AGENCY

On or before 6:15 p.m. recess to the community redevelopment agency.

5. CONSENT AGENDA

Routine items and items not anticipated to be controversial are placed on the Consent Agenda to expedite the meeting. If a commissioner, staff member or member of the public wish to discuss any item, the procedure is as follows: (1) Pull the item(s) from the Consent Agenda; (2) Vote on remaining item(s); and (3) Discuss each pulled item separately and vote.

(a) Approval of Minutes (city clerk)
February 22, 2024, regular minutes.

(b) Resolution 2024-014 City Manager Recruitment Services Engagement Letter (Agreement) and Addendum - Colin Baenziger & Associates (city manager/city attorney)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING THE ENGAGEMENT LETTER TO PROVIDE CITY MANAGER RECRUITMENT SERVICES AND ADDENDUM TO ENGAGEMENT LETTER DATED FEBRUARY 16, 2024 BETWEEN THE CITY OF FRUITLAND PARK, FLORIDA AND COLIN BAENZIGER & ASSOCIATES FOR A LUMP SUM FEE OF \$32,500;

AUTHORIZING EXECUTION OF THE AGREEMENT AND ADDENDUM; PROVIDING FOR AN EFFECTIVE DATE.

(c) Resolution 2024-015 Calling for Regular Election (city attorney)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, CALLING FOR A REGULAR ELECTION TO FILL VACANCIES ON THE CITY COMMISSION; SETTING AN ELECTION DATE; NAMING THE VACANCIES TO BE FILLED; ESTABLISHING A POLLING LOCATION; ESTABLISHING A QUALIFYING PERIOD; ESTABLISHING ELECTION PROCEDURES; PROVIDING FOR ELECTION ARRANGEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.

6. REGULAR AGENDA

PUBLIC HEARING

(a) Second Reading and Public Hearing – Ordinance 2024-002 Solid Waste Rates Increase - Waste Management Inc. (city attorney/city manager)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ADOPTING RATES FOR THE PROVISION OF WASTE MANAGEMENT SERVICES TO THE RESIDENTS OF THE CITY OF FRUITLAND PARK; PROVIDING FOR CONFLICTS AND SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on January 25, 2024 and continued from February 8, 2024.)

(b) Second Reading and Public Hearing Ordinance 2024-003 SRF Amendment No. 2 to Loan Agreement (city attorney/city manager)

AN ORDINANCE OF CITY OF FRUITLAND PARK, FLORIDA, APPROVING STATE REVOLVING FUND AMENDMENT 2 TO LOAN AGREEMENT WW350821 AND GRANT AGREEMENT SG350822 BETWEEN THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE CITY OF FRUITLAND PARK, FLORIDA TO MAKE ADJUSTMENTS TO THE LOAN AMOUNT, SEMIANNUAL LOAN PAYMENT, LOAN SERVICE FEE AND PROJECT COSTS TO REFLECT ACTUAL COSTS

AND REDUCTION OF THE LOAN AMOUNT;
PROVIDING FOR CONFLICTS, SEVERABILITY, AND
EFFECTIVE DATE. (Postponed from February 22,
2024. (The first reading was held on February 8, 2024.)

QUASI-JUDICIAL PUBLIC HEARING

- (c) **Quasi-Judicial Public Hearing - Resolution 2024-007 Major Site Plan Approval – 24,000 sq Private Garage – Petitioner: Ralph W. Thiele Revocable Trust** (city attorney/city manager/community development)

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 24,000 SQUARE FOOT PRIVATE GARAGE INCLUSIVE OF AN OFFICE AND RESTROOMS, ASSOCIATED PARKING AND STORMWATER; 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.

END OF QUASI-JUDICIAL PUBLIC HEARING

END OF PUBLIC HEARING

7. (a) **City Manager**
- i. **Economic Development Status Update Report**
 - ii. **Commercial Developments Permits Issued Status Update Report**
- (b) **City Attorney**
- i. **U.S. Bank National Association v. Robert Moore and City of Fruitland Park, Lake County Case No. 2022-CA-00845 (Judge Baxley)**
 - ii. **Wayne Goodridge and Tammy Goodridge v. City of Fruitland Park, Lake County Case No. 2022-CA-1628**
 - iii. **Code of Ordinances – Codification**
8. **UNFINISHED BUSINESS**

9. 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.

10. COMMISSIONERS' COMMENTS

(a) Commissioner Mobilian

(b) Commissioner Bell

(c) Commissioner Gunter, Jr.

(d) Vice Mayor DeGrave

11. MAYOR'S COMMENTS

12. ADJOURNMENT

DATES TO REMEMBER

- March 22 and 23, 2024 (Fruitland Park Day) *Bulls and Broncs Rodeo*, Windy Acres Arena, 1350 Miller Boulevard, Fruitland Park, Florida 34731 at 5:00 p.m.;
- March 23, 2024, Fruitland Park Day, 506 West Berckman Street, Fruitland Park, Florida 34731 at 10:00 a.m.;
- March 28, 2024, City Commission regular at 6:00 p.m.;
- April 10, 2024, *Reading Between the Wines*, Fruitland Park Library, 604 West Berckman Street, Fruitland Park, Florida 34731 at 4:00 p.m.;
- April 11, 2024, AARP Tax-Aide, Fruitland Park Library, 604 West Berckman Street, Fruitland Park, Florida 34731 at 9:00 a.m.;
- April 11, 2024, *Pieces of my Mind* Meet the Poet, Fruitland Park Library, 604 West Berckman Street, Fruitland Park, Florida 34731 at 2:00 p.m.;
- April 11, 2024, City Commission regular at 6:00 p.m.;
- April 12, 2024, *State of Elections*, Lake County League of Cities, Mount Dora Golf Course, 1100 South Highland Street, Mount Dora, Florida 32757 at noon;

- April 13, 2024, Mommy and Son Mess, Northwest Lake Park Soccerfield, 300 Shiloh Street, Fruitland Park, Florida 34731 at 10:00 a.m.;
- April 24, 2024, Lake~Sumter Metropolitan Planning Organization Governing Board Meeting, 1300 Citizens Blvd., Suite 175, Leesburg, Florida 34748 at 2:00 p.m., and
- April 25, 2024, City Commission regular at 6:00 p.m.

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: 3a-b**

ITEM TITLE: Special Presentations

MEETING DATE: Thursday, February 8, 2024

DATE SUBMITTED: Tuesday, March 5, 2024

SUBMITTED BY: (see below)

BRIEF NARRATIVE: Special Presentations:

3a Irish American Heritage Month Proclamation (city clerk)

3b Love Run 5k Check Presentation (city manager/parks and recreation director)

The City of Fruitland Park Recreation will be presenting a check in the amount of \$2,092.00 to the City of Fruitland Park's utility charity fund.

FUNDS BUDGETED: None

ATTACHMENTS: Proclamation and summary 5k budget.

RECOMMENDATION:

ACTION:



Proclamation

WHEREAS, in 1776, nearly 300,000 Irish nationals had emigrated to the American colonies and played a crucial role in America's War for Independence; and

WHEREAS, five signers of the Declaration of Independence were of Irish descent and three signers were Irish born; and

WHEREAS, Irish-Americans helped to fashion a system of government for our young nation; and

WHEREAS, twenty-two presidents have proudly proclaimed their Irish-American heritage; and

WHEREAS, in 1792, Irish born James Hoban provided the architectural plans for the White House and served as one of the supervising architects for the construction of the Capitol; and

WHEREAS, in 1813, Captain Oliver Perry, an Irish-American, achieved a major naval victory in the Battle of Lake Erie; and

WHEREAS, in 1942, five Sullivan brothers made the ultimate sacrifice for democracy and freedom during the Naval Battle of Guadalcanal and later had the Destroyer USS Sullivan commissioned in their memory; and

WHEREAS, the Irish first came to Spanish "*La Florida*" in the 1500s first as missionaries and mercenary soldiers and then as planters, traders, businessmen, doctors and administrators; and

WHEREAS, three of the Spanish governors of "*La Florida*" were Irish military officers; and

WHEREAS, former Richard Arthur, an Irish-born priest from Limerick who was appointed parish priest for St. Augustine in 1597 and ecclesiastical judge of "*La Florida*" established the first public school in America and opened it to both boys and girls of all ages, and

WHEREAS, Andrew Jackson, whose family came from County Antrim served as Florida's military governor following its acquisition by the United States, and

WHEREAS Irish-Americans, since America's inception, have provided and continue to provide leadership and service to this nation's political, business and religious establishments; and

WHEREAS, it is fitting and proper to celebrate the rich cultural heritage and the many valuable contributions of Irish-Americans; and

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 the month of March 2024 as *Irish-American Heritage Month* in recognition of the long history of Irish-American contributions to the State of Florida. Proclaimed this 14th day of March 2024.

Chris Cheshire, Mayor

Attest:

Esther Coulson, City Clerk

5K Love Run Summary 2024

Sponsorships

Platinum Sponsorship donating \$2,500

- Covenant Roofing

Gold Sponsorship donating \$1,000

- New Life Church
- Drew Davis State Farm

Silver Sponsorship donating \$500

- Chris Semans State Farm
- Trinity Constructors

Bronze Sponsorship donating \$250.00

- 7 Stars
- Infinity Fitness
- Kling Towing
- Kling Painting
- Danitech

Thank you to

- Citizens First Bank for sponsoring the kid's fun run once again and giving cash savings certificate prizes to 1st, 2nd, & 3rd place runners totaling \$400
- 30 Registered Volunteers. We could not have done this without you.

PROFITS \$10,594.60

Sponsorships \$6,750.00

125 Registered Runner Fees, T-Shirts, & Direct Donations

EXPENSES \$8,502.36

Walmart \$40.50, T-Shirts \$2,531.50, DRC Sports Timing Company \$1805.00, Crown Awards \$1443.99, Sign Wizard \$890.00, Boulder bibs \$357.75, Sam's Club 116.92, McDonalds breakfast sandwiches for volunteers \$100.70

Employees x2, Police officers x2, Facility usage, Parks Maintenance employees x3 for a total of \$1,216.00

***Check presentation for the total profit amount of \$2,092.24 is being donated to
"The City of Fruitland Park Utility Charity Fund"***

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

ITEM TITLE:	Community Redevelopment Agency (CRA) Meeting
MEETING DATE:	Thursday, March 14, 2024
DATE SUBMITTED:	Monday, March 4, 2024
SUBMITTED BY:	city clerk
BRIEF NARRATIVE:	CRA Chapter 163, Florida Statutes.
FUNDS BUDGETED:	No
ATTACHMENT	
RECOMMENDATION:	As soon as practical, recess to the CRA meeting.
ACTION:	None

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

ITEM TITLE: Draft Meeting Minutes and Resolutions 2024-014 and 2024-015

MEETING DATE: Thursday, March 14, 2024

DATE SUBMITTED: See below.

SUBMITTED BY: See below.

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.

- (a) **Approval of Minutes** (city clerk)
February 22, 2024 regular meeting minutes. (Submitted: March 7, 2024.)
- (b) **Resolution 2024-014 City Manager Recruitment Services Engagement Letter (Agreement) and Addendum - Colin Baenziger & Associates** (city attorney/city manager)
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING THE ENGAGEMENT LETTER TO PROVIDE CITY MANAGER RECRUITMENT SERVICES AND ADDENDUM TO ENGAGEMENT LETTER DATED FEBRUARY 16, 2024 BETWEEN THE CITY OF FRUITLAND PARK, FLORIDA AND COLIN BAENZIGER & ASSOCIATES FOR A LUMP SUM FEE OF \$32,500; AUTHORIZING EXECUTION OF THE AGREEMENT AND ADDENDUM; PROVIDING FOR AN EFFECTIVE DATE. (Submitted: February 23, 2024 - \$32,500 – 01512-30340)
- (c) **Resolution 2024-015 Calling for Regular Election** (city attorney)
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, CALLING FOR A REGULAR ELECTION TO FILL VACANCIES ON THE CITY COMMISSION; SETTING AN ELECTION DATE; NAMING THE VACANCIES TO BE FILLED; ESTABLISHING A POLLING LOCATION; ESTABLISHING A QUALIFYING PERIOD; ESTABLISHING ELECTION PROCEDURES; PROVIDING FOR ELECTION ARRANGEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Submitted: March 3, 2024.)

(The term of office for three commission seats expires in November 2024, District 3, District 4 and District 5. The qualification period for the November 5, 2024 General Election is noon on Monday, June 10, 2024 ending noon on Friday, June 24, 2024. If more

than two candidates qualify for the same seat, then a primary election is held Tuesday, August 20, 2024.

FUNDS BUDGETED: (see 5.(b) above)

ATTACHMENTS: Draft minutes; proposed resolutions with exhibits: agreement, addendum, timeline and 2024 election notice of qualification.

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

ACTION **Approval**

**FRUITLAND PARK CITY COMMISSION REGULAR
DRAFT MEETING MINUTES
February 22, 2024**

A regular meeting of the Fruitland Park City Commission was held at 506 W. Beckman Street, Fruitland Park, Florida 34731 on Thursday, February 22, 2024, at 6:00 p.m.

Members Present: Mayor Chris Cheshire, Vice Mayor Patrick DeGrave, and Chris Bell.

Member Absent: Commissioner John L. Gunter Jr. Commissioner John Mobilian participated by telephonic video conference.

Also Present: City Manager Gary La Venia participated by telephonic video conference. City Attorney Anita Geraci-Carver; City Treasurer Gary Bachmann; Police Chief Erik Luce; Public Works Director Robb Dicus; Human Resources Director John Klein; Deputy Finance Director Dennis Bowers; Michael “Mike” Rankin, Interim Community Development Director, LPG Urban & Regional Planners Inc. (consultant retained by the city); Administrative Manager Sharon Williams, Community Development, and City Clerk Esther B. Coulson.

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

After Mayor Cheshire called the meeting to order and Pastor Kelly Smith, Community United Methodist Church, gave the invocation, Chief Luce led in the pledge of allegiance to the flag.

ACTION: 6:01:08 p.m. No action was taken.

2. ROLL CALL

After Mayor Cheshire requested that Ms. Coulson call the roll where a quorum was declared present, he recognized the absence of Commissioner Gunter and announced the following changes to this evening’s agenda:

4.(c) Ordinance 2024-003 SRF Amendment No. 2 to Loan Agreement

Postpone to March 14, 2024 meeting at staff’s request.

4.(d) Ordinance 2024-001 CDD Enclave at Lake Geneva

Revised changes since the first reading to be addressed by the city attorney.

ACTION: 6:01:04 p.m. Upon Mayor Cheshire’s recommendation, and **by unanimous consent, the city commission excused the absence of Commissioner John Gunter Jr. from this evening’s meeting and accepted the changes to this evening’s agenda.**

3. CONSENT AGENDA

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

(a) Approval of Minutes

February 8, 2024 regular meeting minutes.

(b) Resolution 2024-010 Fire Department Building Demolition

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING PROFESSIONAL DIRT SERVICES, INC.'S PROPOSAL FOR DEMOLITION OF EXISTING FIRE STATION/ADMINISTRATION BUILDING IN AN AMOUNT NOT TO EXCEED \$16,000.00; AUTHORIZING THE MAYOR TO EXECUTE THE BID; PROVIDING FOR AN EFFECTIVE DATE.

(c) Resolution 2024-011 Fire Department Asbestos Abatement

RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING PECE OF MIND ENVIRONMENTAL INC.'S BID FOR ASBESTOS ABATEMENT FOR THE FIRE STATION IN AN AMOUNT NOT TO EXCEED \$9,395.00; AUTHORIZING THE MAYOR TO EXECUTE THE BID; PROVIDING FOR AN EFFECTIVE DATE.

ACTION: 6:01:54 p.m. **On motion of Commissioner Bell, seconded by Vice Mayor DeGrave and unanimously carried, the city commission approved the consent agenda as previously cited.**

4. REGULAR AGENDA

(a) Resolution 2024-012 Subrecipient Agreement - ARPA Funds Agreement 16" Water Main "Reserve at Spring Lake Water Main Improvements Project"

Ms. Geraci-Carver read into the record the following title of proposed Resolution 2024-012:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING THE SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF FRUITLAND PARK AND LAKE COUNTY, FLORIDA FOR DISBURSEMENT OF AMERICAN RESCUE PLAN ACT FUNDS IN AN AMOUNT NOT TO EXCEED ONE MILLION DOLLARS FOR CONSTRUCTION OF A 16" WATER MAIN REFERRED TO AS RESERVE AT SPRING LAKE WATER MAIN IMPROVEMENTS PROJECT; PROVIDING FOR AN EFFECTIVE DATE.

ACTION: 6:02:15 p.m. **After discussion, a motion was made by Vice Mayor DeGrave and seconded by Commissioner Bell that the city commission adopt Resolution 2024-012 as previously cited.**

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

(b) Resolution 2024-013 New Public Works Building Change Order #10 to EJCDC Standard Form of Agreement - GSB Construction and Development Inc.

Ms. Geraci-Carver read into the record the following title of proposed Resolution 2021-013:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING CHANGE ORDER NO. 10 TO THE EJCDC STANDARD FORM OF AGREEMENT BETWEEN OWNER AND CONTRACTOR ON THE BASIS OF A STIPULATED PRICE BETWEEN THE CITY OF FRUITLAND PARK AND GSB CONSTRUCTION & DEVELOPMENT, INC. TO PROVIDE FOR AN INCREASE OF \$3,181.71 IN THE STIPULATED SUM; AUTHORIZING EXECUTION OF THE CHANGE ORDER; PROVIDING FOR AN EFFECTIVE DATE.

ACTION: 6:03:42 p.m. After discussion, a motion was made by Commissioner Bell and seconded by Vice Mayor DeGrave that the city commission adopt Resolution 2024-013 as previously cited.

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

PUBLIC HEARING

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

(c) Second Reading and Public Hearing Ordinance 2024-003 SRF Amendment No. 2 to Loan Agreement

The city commission considered its action enact Ordinance 2024-003, the substance of which is as follows:

AN ORDINANCE OF CITY OF FRUITLAND PARK, FLORIDA, APPROVING STATE REVOLVING FUND AMENDMENT 2 TO LOAN AGREEMENT WW350821 AND GRANT AGREEMENT SG350822 BETWEEN THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE CITY OF FRUITLAND PARK, FLORIDA TO MAKE ADJUSTMENTS TO THE LOAN AMOUNT, SEMIANNUAL LOAN PAYMENT, LOAN SERVICE FEE AND PROJECT COSTS TO REFLECT ACTUAL COSTS AND REDUCTION OF THE LOAN AMOUNT; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE. (The first reading was held on February 8, 2024.)

ACTION: 6:05:51 p.m. On motion of Vice Mayor DeGrave, seconded by Commissioner Bell and unanimously carried, the city commission continued its

action to enact Ordinance 2024-003 as previously cited to the March 14, 2024 meeting at staff's request.

(d) Second Reading and Public Hearing - Ordinance 2024-001 CDD Enclave at Lake Geneva – 135.4± Acres Between Lake Ella Road and South to Spring Lake Road - Petitioner: Lake Sunders Groves Land LLP

It now being the time advertised to hold a public hearing, after Ms. Geraci-Carver read the following title of Ordinance 2024-001, Mayor Cheshire called for interested parties to be heard:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ESTABLISHING THE ENCLAVE AT LAKE GENEVA COMMUNITY DEVELOPMENT DISTRICT PURSUANT TO CHAPTER 190, FLORIDA STATUTES; PROVIDING FOR AUTHORITY AND POWER OF THE DISTRICT; ESTABLISHING THE DISTRICT; PROVIDING FOR THE BOARD OF SUPERVISORS OF THE DISTRICT; PROVIDING FOR FUNCTIONS AND POWERS OF THE DISTRICT; PROVIDING FOR MISCELLANEOUS PROVISIONS; AND PROVIDING AN EFFECTIVE DATE. (The first reading was held on February 8, 2024.)

After Ms. Geraci-Carver relayed her recommendation of approval, she acknowledged the presence of Ms. Tucker F. Mackie, Kutak Rock LLP, attorney, at this evening's meeting who is in agreement that the city will not own any of the road system and announced the following changes to establish Enclave at Geneva Lakes Community Development District (CDD) in the agenda package which is not the latest revised document:

- the request to change the title. . . *Board of County Commissioners* to read: *The Fruitland Park City Commission*;
- the acreage from 135.4 to 134.5, and
- Table 2, Estimated Costs of Construction identifying that the city will not own any of the roads system.

ACTION: 6:06:09 p.m. After discussion, **a motion was made by Vice Mayor DeGrave, and seconded by Commissioner Bell that the city commission enact Ordinance 2024-001 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

5. (a) City Manager

i. Economic Development Status Update

Mr. La Venia did not address the status on economic development.

ACTION: 6:09:07 p.m. No action was taken.

ii. Commercial Developments Permits Issued Status Update

Mr. La Venia did not give the status of commercial development permits issued.

ACTION: 6:09:07 p.m. No action was taken.

iii. City Manager Recruiting Firm's Status Update Report

Mr. La Venia referred to his conversations held earlier this day with Mr. Colin Baenziger, Colin Baenziger & Associates, regarding the city manager recruitment brochure where another draft will be available on February 23, 2024 for review.

ACTION: 6:09:07 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 did not address the U.S. Bank National Association v. Robert Moore and City of Fruitland Park, Lake County Case No. 2022-CA-00845.

ACTION: 6:09:53 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 addressed the need to schedule a closed-session meeting in March 2024 and the requirement to make an announcement at the next meeting as mediation is scheduled for April 9, 2024 for the Wayne Goodridge and Tammy Goodridge v. City of Fruitland Park, Lake County Case No. 2022-A-1628

Depending on the availability of Mr. Donovan A. Roper, attorney at Roper and Roper P.A, to meet on March 28, 2024, Ms. Geraci-Carver confirmed, in the affirmative to Mr. La Venia's question, that she will contact Ms. Melanie Marsh, Lake County Attorney, as to her ability to also be in attendance.

Ms. Geraci-Carver indicated that she is still waiting on dates; anticipated receiving same for the next meeting to publicly make an announcement at

that time for closed-session and reported that mediation is tentatively scheduled for April 9, 2024.

ACTION: 6:10:08 p.m. After discussion and **by unanimous consent, the city commission expressed preference to hold a closed-session meeting after the regular meeting on March 28, 2024.**

iii. Code of Ordinances – Codification

Ms. Geraci-Carver indicated that further communication was received from CivicPlus who are still planning to provide the draft prints on the city's code by the end of February 2024.

ACTION: 6:09:53 p.m. and 6:14:22 p.m. No action was taken.

6. UNFINISHED BUSINESS

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

ACTION: 6:12:00 p.m. No action was taken.

7. PUBLIC COMMENTS

Ms. Michelle Osborne, City of Fruitland Park resident, referred to the appearance of City of Fruitland Park resident Ms. Crystal Rizzo before the city commission at its February 8, 2024 regular meeting regarding the city code on the keeping of chickens or fowl prohibited. In voicing support in this regard and as a resident of eight years, Ms. \Osborne explained that she has never received complaints; referenced the notice of violation issued to her that it is unlawful to keep chickens, and outlined the advantages of maintaining them.

In response to Mayor Cheshire's inquiry, Ms. Geraci-Carver mentioned her preliminary findings whereby the city assigned the enforcement of animal control services to Lake County; however, the backyard chicken provision in its code is not enforced, its regulations are not imposed, and it is outside the control of code enforcement. She interpreted same to be the county's and that the city's code specifically indicates *no chickens*.

Ms. Geraci-Carver addressed her plan to report back with a final answer and clearer direction to the city commission at its next meeting as to whether subsection 91.170 of the city's code is enforced before considering same. She voiced her belief that at this time, chickens are not allowed. With reference to Animal Control Ordinance 95-008, Ms. Geraci-Carver noted the reason why the violation was issued and anticipated receiving the manuscript from CivicPlus verifying whether same was repealed.

In response, Ms. Osborne expressed preference to proceed through the petition process and place the subject issue on the ballot to which Mayor Cheshire explained that Ms. Coulson would provide assistance.

Brother Steven “Steve” Girard Stivosky, City of Leesburg resident, addressed the how charter review would activate personhood cities; gave a history on same and distributed; a copy of which is filed with the supplemental papers to the minutes of this meeting.

ACTION: 6:12:03 p.m. No action was taken.

9. COMMISSIONERS’ COMMENTS

(a) Commissioner Mobilian

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

ACTION: 6:19:12 p.m. No action was taken.

(b) Commissioner Bell

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

ACTION: 6:19:22 p.m. No action was taken.

(c) Commissioner Gunter

Commissioner Gunter was absent from this evening’s meeting.

ACTION: 6:19:22 p.m. and 6:34:12 p.m. No action was taken.

(d) Vice Mayor DeGrave

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

ACTION: 6:19:25 p.m. No action was taken.

10. MAYOR’S COMMENTS

(a) Dates to Remember

Mayor Cheshire announced the following dates:

- February 28, 2024, Lake~Sumter Metropolitan Planning Organization Governing Board Meeting, 1300 Citizens Blvd., Suite 175, Leesburg, Florida 34748 at 2:00 p.m.;
- March 1, 2024, Family Campout Out, Northwest Lake Community/Cales Memorial Multipurpose Soccer Field Recreation Complex, 300 Shiloh Street, Fruitland Park, Florida at 5:00 p.m.;
- March 8, 2024, *Lake County Conservation Strategies*, Lake County League of Cities, Mount Dora Golf Course, 1100 South Highland Street, Mount Dora, Florida 32757 at noon;
- March 14, 2024, City Commission regular at 6:00 p.m.;
- March 23, 2024, Fruitland Park Day at 10:00 a.m., and
- March 28, 2024, City Commission regular at 6:00 p.m.,

ACTION: 6:19:27 p.m. No action was taken.

11. ADJOURNMENT

The meeting adjourned at 6:21 p.m.

The minutes were approved at the March 14, 2024, regular meeting.

Signed
Esther B. Coulson, City Clerk, MMC

Signed
Chris Cheshire, Mayor

RESOLUTION 2024-014

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, APPROVING THE ENGAGEMENT LETTER TO PROVIDE CITY MANAGER RECRUITMENT SERVICES AND ADDENDUM TO ENGAGEMENT LETTER DATED FEBRUARY 16, 2024 BETWEEN THE CITY OF FRUITLAND PARK, FLORIDA AND COLIN BAENZIGER & ASSOCIATES FOR A LUMP SUM FEE OF \$32,500; AUTHORIZING EXECUTION OF THE AGREEMENT AND ADDENDUM; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, with the impending retirement of its city manager it is necessary to commence the search process for a city manager; and

WHEREAS, the City Commission of the City of Fruitland Park, after reviewing quotes from several city manager recruiting firms, desires to hire Colin Baenziger & Associates; and

WHEREAS, the City Commission desires to authorize the Mayor to execute the agreement between the parties and the addendum; and

WHEREAS, has home rule authority to take any action in the furtherance of the interest of the City that is not in conflict with general law, and taking action authorized in this resolution is not in conflict.

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

Section 1. The Engagement Letter to Provide City Manager Recruitment Services dated February 16, 2024 between the City of Fruitland Park and Colin Baenziger & Associates, and the Addendum to Engagement Letter dated February 16, 2024, **copies of which are attached hereto**, are approved.

Section 2. The City Commission authorizes the mayor to execute the Agreement and Addendum.

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 14th day of March 2024, by the City Commission of the City of Fruitland Park, Florida.

CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA

CHRIS CHESHIRE, MAYOR

SEAL

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

February 16, 2024

The Honorable Mayor Chris Cheshire, Vice Mayor Patrick DeGrave, and Commissioners Chris Bell, John L. Gunter Jr., and John Mobilian
506 West Berckman Street
Fruitland Park, FL 34731

RE: Engagement Letter to Provide City Manager Recruitment Services

Dear Mayor Cheshire, Vice Mayor DeGrave, and Commissioners Bell, Gunter, and Mobilian

I would first like to thank you for the opportunity to present this engagement letter to assist Fruitland Park (hereafter the City) in the search for its next City Manager.

Section A: Work Plan

The following outlines the process Colin Baenziger & Associates will undertake.

Phase I: Needs Assessment / Information Gathering

- Conduct discussions (in person or by telephone) with key elected and other officials to:
 - Develop a description of the ideal candidate,
 - Learn the issues the next City Manager will face,
 - Gather materials and information to share with potential candidates,
 - Understand what compensation package the City is prepared to offer, and
 - Develop and finalize a project schedule.
- Develop materials we can utilize to recruit candidates.

Phase II: Candidate Recruitment

- Actively search for, identify, and recruit outstanding candidates whom we feel are best suited for the position.
- Distribute the recruiting materials to appropriate publications and websites, including our own.

Phase II (continued)

- Consult our database of strong candidates, contact them and encourage them to apply.
- E-mail the advertisement to our database of local government managers.

Phase III: Candidate Review and Selection of Finalists

- Resumes will be screened, and we will narrow the list to six to ten semi-finalists who we believe are most qualified.
- We will conduct thorough reference, media, and background investigations on the selected semi-finalists. It should be noted that, when we conduct our investigations, we do not simply accept the references the candidates suggest. We tell the candidates whom we want to speak with. These might include elected officials, members of the local press, community leaders, peers, and subordinate employees. Our goal is to get comments from six to ten references. We also conduct criminal, civil, driver license, media (traditional and social), and credit checks, and we verify employment history and education. We believe these should be done early in the process to avoid embarrassment after a selection has been made.
- We will recommend six to ten top candidates to the City and review their credentials with the Commission. Along with our recommendations, we will provide a complete package with the results of our background work electronically.
- We will coordinate the process to select the candidates the Commission desires to interview.

Phase IV: Interviews and Selection

- We will recommend and coordinate the interview process and attend the actual interviews.
- We will suggest a series of questions to assist the City in evaluating the finalists.
- Once the interviews are completed, we will provide any additional information the City may wish and assist in any way the City desires in making the final determination.

Phase V: Employment Negotiation

- If requested, we will provide assistance in the negotiation of a contract with the selected candidate.

A suggested project schedule is attached. We anticipate our work will be completed within 90 days unless the City requests the period be extended.

Section B: Principal Staff to Be Assigned to the Recruiting Effort

- Colin Baenziger, Principal and Owner, will serve as the Co-Project Manager for the recruitment effort,
- Scott Krim, Senior Consultant, will serve as Deputy Project Manager for the recruitment effort. He will be involved in every aspect of the recruitment (particularly the review of the project plan and the candidates) and as support / back-up to Mr. Baenziger;
- Lynelle Klein, Vice President for Operations, will be primarily responsible for the actual recruitment, primarily through networking, and will oversee the background investigations; and
- Ron Williams, Senior Vice President, will serve as a project advisor, and provide additional support.

Section C: Fee

Firm, fixed price of \$32,500, which includes all expenses, except those associated with bringing the candidates for the interviews. Bills will be rendered as the search progresses and due at the end of each phase as follows:

Requested Services	
Phase I: Needs Analysis / Information Gathering	\$ 4,000
Phase II: Recruiting	14,000
Phase III: Screening	12,000
Phase IV: Interview Process Coordination and Selection	1,500
Phase V: Negotiation and Warranty	1,000
Firm, Fixed Fee Total*	\$32,500

Section D: Warranty

Provided the elected officials select from among the candidates we recommend, we warrant the following:

- We will not approach the selected candidate for any other position as long as the individual is employed as your City Manager.
- If the selected individual leaves for any reason other than an act of God (for example, total incapacitation or death) within the first year, CB&A will repeat the search for the reimbursement of our expenses only.
- If you are not satisfied with any of the candidates we present, CB&A will repeat the search until you are satisfied.

- Our price is guaranteed and will not be exceeded for any reason, even if conditions change after the contract is executed.

Assuming the City agrees that this letter provides a basic understanding of the work to be performed in this engagement, please indicate the City's acceptance by signing below so that we can begin our efforts.

Sincerely,

A handwritten signature in black ink, appearing to read "Colin Baenziger", is written over a horizontal line.

Colin Baenziger
Principal

For the City:

_____	_____	_____
Signature	Title	Date

ADDENDUM TO ENGAGEMENT LETTER DATED FEBRUARY 16, 2024

1. **E-verify.** Prior to the employment of any person performing services to the City, Colin Baenziger & Associates shall utilize the U.S. Department of Homeland Security's E-verify system to verify the employment eligibility of all employees within the State of Florida that are hired by Colin Baenziger & Associates after the execution of this Agreement who are providing labor to the City.

2. **Public Records.** Documents prepared or received pursuant to this Agreement are subject to Florida's Public Records Law with certain statutory exemptions from the Public Records Law.

IF THE CONSULTANT HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, TO THE CONSULTANT'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS CONTRACT, CONTACT THE CUSTODIAN OF PUBLIC RECORDS AT ESTHER COULSON, CITY CLERK, 506 WEST BERCKMAN STREET, FRUITLAND PARK, FLORIDA 34731, (352) 360-6790, ECOULSON@FRUITLANDPARK.ORG

In accordance with §119.0701, Colin Baenziger & Associates shall comply with Florida's public records laws, specifically to:

- (a) Keep and maintain public records that ordinarily and necessarily would be required by the City in order to perform the service.
- (b) Upon request from the City, provide the City with a copy of the requested records or allow the records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided in Chapter 119, Florida Statutes, or as otherwise provided by law.
- (c) Ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by law. Colin Baenziger & Associates shall do so by providing the public records to City prior to allowing inspection or copies to be made for City to review and redact confidential and exempt information.
- (d) Meet all requirements for retaining public records and transfer, at no cost, to the City, all public records in possession of Colin Baenziger & Associates upon termination of this agreement and destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. All records stored electronically must be provided to the City in a format that is compatible with the information technology systems of the City.
- (e) Failure of Colin Baenziger & Associates to comply with a public records request as required by Florida's public record law shall be a breach of this agreement and cause for the City to terminate this agreement.

Signature Page to Follow

COLIN BAENZIGER & ASSOCIATES

CITY OF FRUITLAND PARK

ADDENDUM TO ENGAGEMENT LETTER DATED FEBRUARY 16, 2024

FLORIDA, a Florida municipal corporation,

Colin Baenziger, Principal

Date: _____

Chris Cheshire, Mayor

Date: _____

ATTEST:

Esther Coulson, City Clerk



RESOLUTION 2024-015

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, CALLING FOR A REGULAR ELECTION TO FILL VACANCIES ON THE CITY COMMISSION; SETTING AN ELECTION DATE; NAMING THE VACANCIES TO BE FILLED; ESTABLISHING A POLLING LOCATION; ESTABLISHING A QUALIFYING PERIOD; ESTABLISHING ELECTION PROCEDURES; PROVIDING FOR ELECTION ARRANGEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Fruitland Park enacted Ordinance 2015-024 establishing five district numbers differentiating five commission districts to be placed on an election ballot; and

WHEREAS, the term of office of Commissioner, currently held by Chris Cheshire, seated as District 3, expires in November of 2024; and

WHEREAS, the term of office of Commissioner, currently held by John L. Gunter Jr., seated as District 4, expires in November of 2024; and

WHEREAS, the term of office of Commissioner, currently held by Chris Bell, seated as District 5, expires in November of 2024; and

WHEREAS, the City Commission of the City of Fruitland Park desires to establish dates for a qualifying period, the polling locations and date, and to provide for election arrangements and procedures; and

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

Section 1. A Primary Election will be held on Tuesday, August 20, 2024, if necessary, and a General Election will be held on Tuesday, November 5, 2024.

Section 2. The Commission Seats, Districts 3, 4, and 5, respectively, to be filled for a term of four (4) years, by regular election, shall be that currently held by Commissioners Cheshire, Gunter and Bell.

Section 3. The electors of the City of Fruitland Park shall be polled at

- Lake County Voting Precinct 530, Fruitland Park Community Building, 205 W. Berckman St., Fruitland Park, Florida;
- Lake County Voting Precinct 535, Moyer Village Recreation Center, 3000 Moyer Loop, The Villages, Florida; and
- Voting Precinct 540, Calvary Baptist Church, 3740 Eagles Nest Road, Fruitland Park, Florida.

Section 4. The qualifying period for the election shall commence at 12:00 noon on Monday, June 10, 2024 and end at 12:00 noon on Friday, June 14, 2024.

Section 5. The election shall be conducted in accordance with the applicable provisions of the City of Fruitland Park's Charter and Code of Ordinances, and Florida Statutes.

Section 6. The City Clerk shall make all necessary election arrangements with the Supervisor of Elections for Lake County.

Section 7. This Resolution shall take effect immediately upon its final adoption by the City Commission of the City of Fruitland Park.

PASSED AND RESOLVED this _____ day of _____, 2024, by the City Commission of the City of Fruitland Park, Florida.

City of Fruitland Park
Chris Cheshire, Mayor

Attest:
Esther B. 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 Moblian	_____	(Yes),	_____	(No),	_____	(Abstained),	_____	(Absent)

Approved as to form and legality:

Anita Geraci-Carver, City Attorney

NOTICE OF QUALIFICATION OF THE 2024 ELECTION OF THE CITY OF FRUITLAND PARK

I, CHRIS CHESHIRE, Mayor of the City of Fruitland Park, Florida, pursuant to Section 34-19, Code of Ordinances of the City of Fruitland Park, do hereby give notice that a Primary Election will be held on Tuesday, August 20, 2024, if one is necessary, and that a General Election will be held on Tuesday, November 5, 2024, for the purpose of electing three commissioners. The Commission Seats, Groups 3, 4, and 5 respectively to be filled for a term of four (4) years, by regular election, shall be that currently held by Chris Cheshire, John L. Gunter Jr., and Chris Bell. The electors of the City of Fruitland Park shall be polled at Lake County Voting Precinct 530, Fruitland Park Community Building, 205 W. Berckman St., Fruitland Park, Florida 34731, Lake County Voting Precinct 535, Moyer Village Recreation Center, 3000 Moyer Loop, The Villages, Florida 32163, and Voting Precinct 540, Calvary Baptist Church, 3740 Eagles Nest Road, Fruitland Park, Florida 34731.

The qualifying period shall commence at 12:00 p.m. noon on Monday, June 10, 2024 and end at 12:00 p.m. noon on Friday, June 14, 2024. An application to qualify may be obtained at the Office of City Clerk, 506 West Berckman Street, Fruitland Park, Florida.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Fruitland Park to be affixed, at City Hall, in Fruitland Park, this _____ day of _____. 2024.

City of Fruitland Park
Chris Cheshire, Mayor

Attest:

SEAL

Esther B. Coulson, City Clerk, MMC

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

ITEM TITLE: Second Reading and Public Hearing 2024-002
Sixth Extension to Restated Solid Waste Collection
Franchise Agreement – Waste Management Inc.

MEETING DATE: Thursday, March 14, 2024

DATE SUBMITTED: January 17, 2024

SUBMITTED BY: city attorney/city manager/city treasurer

BRIEF NARRATIVE: Ordinance 2024-002 increases solid waste collections effective March 1, 2024 per the contract that allows an annual increase each January. The consumer price index change is 6.45% and a fuel surcharge has been omitted. The last attachment is the new rates which includes Fruitland Park administration fee of \$2.94 and the 10% franchise fee. This document reflects the total amount billed to the customer. Last year residential was \$31.80 per month and this year it will be \$32.73 per month for an increase of \$0.92. This is an increase of 2.91%. (The first reading was held on January 25, 2024 and continued from February 8, 2024.)

FUNDS BUDGETED: None

ATTACHMENTS: Ordinance, fee schedule, rates, and affidavit

RECOMMENDATION: Approval

ACTION TO BE TAKEN: Enact Ordinance 2024-002 to become effective immediately as provided by law.

ORDINANCE 2024-002

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ADOPTING RATES FOR THE PROVISION OF WASTE MANAGEMENT SERVICES TO THE RESIDENTS OF THE CITY OF FRUITLAND PARK; PROVIDING FOR CONFLICTS AND SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Waste Management Inc. of Florida provides consistent, reliable, and more than satisfactory service to the City of Fruitland Park and its residents and in February of 2022 extended the franchise agreement with Waste Management Inc. of Florida (the “Agreement”); and

WHEREAS, the Agreement provides for calculation of rates; and

WHEREAS, City Commission of the City of Fruitland Park finds and determines that it is necessary to amend the rates pursuant to the terms of the Agreement; and

WHEREAS, the City Commission desires to approve the rates as set forth herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA.

Section 1. The City Commission of the City of Fruitland Park hereby adopts the schedule of rates for solid waste collection services attached hereto. Such rates shall be effective March 1, 2024.

Section 2. Conflict. All ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. Codification. Certain provisions of this ordinance are intended to be incorporated into the Code of Ordinances of the City of Fruitland Park, Florida and the sections of this ordinance may be renumbered, relettered, and the word “ordinance” may be changed to “section”, “article”, or such other word or phrase in order to accomplish such intention.

Section 4. Severability. If any section, sentence, clause, or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portion of this ordinance.

Section 5. This Ordinance shall be effective upon passage.

PASSED AND ORDAINED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this _____ day of _____.

Chris Cheshire, Mayor

Attest:

Esther B. Coulson, City Clerk, MMC

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

First Reading January 25, 2024
Second Reading _____

Approved as to form and legality:

Anita Geraci-Carver, City Attorney

Exhibit "B"

City of Fruitland Park Collection and Disposal Rates

Effective 2/01/24-6/30/24

Residential Services Based on \$40/ton disposal for 2x week garbage/yardwaste
Plus weekly Clamshell/Bulk Collection Services

Garbage Collection	Disposal	Fuel	Rate Per Month
\$ 22.48	\$ 4.33	\$ -	\$ 26.81

Commercial Handstops

	Garbage Collection	Disposal	Fuel	Rate Per Month
Commercial curb 1x week	\$ 19.42	\$ 8.44	\$ -	\$ 27.86
Commercial curb 2x week	\$ 24.79	\$ 8.95	\$ -	\$ 33.74

Commercial Dumpsters (Rate/month)

Rates Effective 7/1/2023

Qty/Size/Frequency	Garbage Coll.	Garbage Disp.	Fuel	Coll./Disp/ Fuel
1-2yd X 1 WEEK	\$ 52.72	\$ 37.87	\$ -	\$ 90.59
1-2yd X 2 WEEK	\$ 105.45	\$ 75.74	\$ -	\$ 181.19
1-2yd X 3 WEEK	\$ 158.19	\$ 113.61	\$ -	\$ 271.80
1-2yd X 4 WEEK	\$ 210.87	\$ 151.48	\$ -	\$ 362.35
1-2yd X 5 WEEK	\$ 263.60	\$ 189.35	\$ -	\$ 452.95
1-2yd X 6 WEEK	\$ 316.33	\$ 227.20	\$ -	\$ 543.53
1-4yd X 1 WEEK	\$ 97.90	\$ 75.74	\$ -	\$ 173.64
1-4yd X 2 WEEK	\$ 195.75	\$ 151.48	\$ -	\$ 347.23
1-4yd X 3 WEEK	\$ 293.68	\$ 227.22	\$ -	\$ 520.90
1-4yd X 4 WEEK	\$ 391.53	\$ 302.96	\$ -	\$ 694.49
1-4yd X 5 WEEK	\$ 489.43	\$ 378.70	\$ -	\$ 868.13
1-4yd X 6 WEEK	\$ 587.29	\$ 454.45	\$ -	\$ 1,041.74
1-6yd X 1 WEEK	\$ 135.53	\$ 113.61	\$ -	\$ 249.14
1-6yd X 2 WEEK	\$ 271.14	\$ 227.22	\$ -	\$ 498.36
1-6yd X 3 WEEK	\$ 406.64	\$ 340.83	\$ -	\$ 747.47
1-6yd X 4 WEEK	\$ 542.20	\$ 454.44	\$ -	\$ 996.64
1-6yd X 5 WEEK	\$ 677.75	\$ 568.05	\$ -	\$ 1,245.80
1-6yd X 6 WEEK	\$ 813.27	\$ 681.66	\$ -	\$ 1,494.93
1-8yd X 1 WEEK	\$ 150.64	\$ 151.48	\$ -	\$ 302.12
1-8yd X 2 WEEK	\$ 301.21	\$ 302.96	\$ -	\$ 604.17
1-8yd X 3 WEEK	\$ 451.83	\$ 454.44	\$ -	\$ 906.27
1-8yd X 4 WEEK	\$ 602.40	\$ 605.92	\$ -	\$ 1,208.32
1-8yd X 5 WEEK	\$ 753.03	\$ 757.40	\$ -	\$ 1,510.43
1-8yd X 6 WEEK	\$ 903.64	\$ 908.88	\$ -	\$ 1,812.52

Commercial Dumpsters (Rate/month)

Rates Effective 7/1/2023

Qty/Size/Frequency	Garbage Coll.	Garbage Disp.	Fuel	Coll./Disp
1-2yd X 1 WEEK	\$ 69.39	\$ 37.87	\$ -	\$ 107.26
1-2yd X 2 WEEK	\$ 138.79	\$ 75.74	\$ -	\$ 214.53
1-2yd X 3 WEEK	\$ 208.18	\$ 113.61	\$ -	\$ 321.79
1-2yd X 4 WEEK	\$ 277.53	\$ 151.48	\$ -	\$ 429.01
1-2yd X 5 WEEK	\$ 346.92	\$ 189.35	\$ -	\$ 536.27
1-2yd X 6 WEEK	\$ 416.32	\$ 227.22	\$ -	\$ 643.54
1-4yd X 1 WEEK	\$ 128.85	\$ 75.74	\$ -	\$ 204.59
1-4yd X 2 WEEK	\$ 257.62	\$ 151.48	\$ -	\$ 409.10
1-4yd X 3 WEEK	\$ 386.50	\$ 227.22	\$ -	\$ 613.72
1-4yd X 4 WEEK	\$ 515.29	\$ 302.96	\$ -	\$ 818.25
1-4yd X 5 WEEK	\$ 644.12	\$ 378.70	\$ -	\$ 1,022.82
1-4yd X 6 WEEK	\$ 772.92	\$ 454.44	\$ -	\$ 1,227.36
1-6yd X 1 WEEK	\$ 178.37	\$ 113.61	\$ -	\$ 291.98
1-6yd X 2 WEEK	\$ 356.83	\$ 227.22	\$ -	\$ 584.05
1-6yd X 3 WEEK	\$ 535.16	\$ 340.83	\$ -	\$ 875.99
1-6yd X 4 WEEK	\$ 713.59	\$ 454.44	\$ -	\$ 1,168.03
1-6yd X 5 WEEK	\$ 891.97	\$ 568.05	\$ -	\$ 1,460.02
1-6yd X 6 WEEK	\$ 1,070.33	\$ 681.66	\$ -	\$ 1,751.99
1-8yd X 1 WEEK	\$ 198.25	\$ 151.48	\$ -	\$ 349.73
1-8yd X 2 WEEK	\$ 396.42	\$ 302.96	\$ -	\$ 699.38
1-8yd X 3 WEEK	\$ 594.64	\$ 454.44	\$ -	\$ 1,049.08
1-8yd X 4 WEEK	\$ 792.80	\$ 605.92	\$ -	\$ 1,398.72
1-8yd X 5 WEEK	\$ 991.04	\$ 757.40	\$ -	\$ 1,748.44
1-8yd X 6 WEEK	\$ 1,189.27	\$ 908.88	\$ -	\$ 2,098.15

CPI for All Urban Consumers (CPI-U)**Original Data Value****For the City of Fruitland Park****Series Id:** CUUR0000SEHG02,CUUS0000SEHG02**Not Seasonally Adjusted****Series Title:** Garbage and trash collection in U.S. city average, all urban consumers, not seasonally adjusted**Area:** U.S. city average**Item:** Garbage and trash collection**Base Period:** DECEMBER 1983=100**Years:** 2013 to 2023

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	HALF1	HALF2
2013	411.126	411.805	412.305	413.675	414.511	414.802	416.505	417.760	418.357	419.687	421.427	422.237		
2014	422.440	422.483	423.413	425.393	425.242	425.930	426.562	426.771	427.327	427.995	427.808	428.187		
2015	427.734	429.248	429.235	429.807	431.234	430.813	431.229	432.967	433.843	434.829	436.428	436.996		
2016	437.205	438.296	437.699	437.676	438.317	437.858	438.607	439.358	439.707	440.311	443.343	444.745		
2017	446.266	447.699	446.987	447.129	447.272	448.046	448.328	448.717	449.008	452.196	453.820	453.596		
2018	453.354	454.915	455.230	458.722	462.887	465.041	465.579	470.457	471.026	472.535	486.650	485.935	458.358	475.364
2019	475.687	477.474	478.569	479.449	480.865	480.984	482.138	483.987	484.346	486.133	486.485	486.708	478.838	484.966
2020	491.003	494.429	495.288	494.432	494.946	496.679	498.564	500.882	501.756	503.315	504.970	508.190	494.463	502.946
2021	512.722	517.270	518.505	518.579	516.440	517.202	521.185	524.408	529.934	530.114	529.053	532.538	516.786	527.872
2022	533.078	538.313	540.719	542.564	544.546	547.554	548.187	548.706	558.254	561.090	563.816	565.185	541.129	557.540
2023	570.412	575.697	576.773	580.124	587.431	589.812	596.167	597.347	596.997	597.569	601.631	602.164	580.042	598.646

Index Change = 36.446

CPI Change 6.45%

Fuel + CPI Applied 6.45%

Month	Lower Atlantic (PADD 1C) No 2 Diesel Ultra Low Sulfur (0- 15 ppm) Retail Prices Dollars per Gallon	WM Surcharge %	6 month Fuel Average
Dec-23	3.886	0.00%	4.15
Nov-23	4.052		
Oct-23	4.322		
Sep-23	4.43		
Aug-23	4.343		
Jul-23	3.843		
Jun-23	3.729	0.00%	4.15
May-23	3.816		
Apr-23	4.048		
Mar-23	4.171		
Feb-23	4.459		
Jan-23	4.671		
Dec-22	4.743	2.60%	5.02
Nov-22	5.188		
Oct-22	5.065		
Sep-22	4.842		
Aug-22	4.898		
Jul-22	5.393		
Jun-22	5.726	1.70%	4.84

Waste Mgt Colleciton Disposal Rates
Jan 2024

RATE	(R)RE	FY 23 G	New Rate	GB	Fuel	FP	FP	IND AMT	Last Year	Difference	%	Waste
CODE	(C)CO	DESC	FY23	DISP	Surcharge	ADMIN	FF	BILLED	FY2023	fm last year	Increase	Mgt
SWR001	R	Residential	22.48	4.33	0.00	2.94	2.98	32.73	29.94	2.78	9.29%	26.81
SWC002	C	Commercial curb 1x week	19.42	8.44	0.00	2.94	3.08	33.88	31.47	2.41	7.65%	27.86
SWC001	C	Commercial curb 2x week	24.79	8.95	0.00	2.94	3.67	40.35	37.28	3.07	8.23%	33.74
SWC003	C	1-2yd X 1 WEEK	52.72	37.87	0.00	2.94	9.35	102.88	96.35	6.53	6.78%	90.59
SWC004	C	1-2yd X 2 WEEK	105.45	75.74	0.00	2.94	18.41	202.54	189.48	13.07	6.90%	181.19
SWC037	C	1-2yd X 3 WEEK	158.19	113.61	0.00	2.94	27.47	302.21	282.59	19.62	6.94%	271.80
	C	1-2yd X 4 WEEK	210.87	151.47	0.00	2.94	36.53	401.81	375.67	26.14	6.96%	362.34
		1-2yd X 5 WEEK	263.60	189.35	0.00	2.94	45.59	501.48	468.78	32.70	6.98%	452.95
		1-2yd X 6 WEEK	316.33	227.20	0.00	2.94	54.65	601.12	561.90	39.22	6.98%	543.53
SWC005	C	1-4yd X 1 WEEK	97.90	75.74	0.00	2.94	17.66	194.24	182.11	12.13	6.66%	173.64
SWC006	C	1-4yd X 2 WEEK	195.75	151.48	0.00	2.94	35.02	385.19	360.92	24.27	6.72%	347.23
SWC020	C	1-4yd X 3 WEEK	293.68	227.22	0.00	2.94	52.38	576.22	539.81	36.41	6.74%	520.90
	C	1-4yd X 4 WEEK	391.53	302.96	0.00	2.94	69.74	767.17	718.64	48.53	6.75%	694.49
		1-4yd X 5 WEEK	489.43	378.70	0.00	2.94	87.11	958.18	897.50	60.68	6.76%	868.13
		1-4yd X 6 WEEK	587.29	454.45	0.00	2.94	104.47	1,149.15	1,076.35	72.80	6.76%	1,041.74
SWC008	C	1-6yd X 1 WEEK	135.53	113.61	0.00	2.94	25.21	277.29	260.49	16.80	6.45%	249.14
SWC009	C	1-6yd X 2 WEEK	271.14	227.22	0.00	2.94	50.13	551.43	517.81	33.62	6.49%	498.36
SWC022	C	1-6yd X 3 WEEK	406.64	340.83	0.00	2.94	75.04	825.45	775.04	50.41	6.50%	747.47
	C	1-6yd X 4 WEEK	542.20	454.44	0.00	2.94	99.96	1,099.54	1,032.33	67.21	6.51%	996.64
		1-6yd X 5 WEEK	677.75	568.05	0.00	2.94	124.87	1,373.61	1,289.60	84.02	6.52%	1,245.80
		1-6yd X 6 WEEK	813.27	681.66	0.00	2.94	149.79	1,647.66	1,546.84	100.82	6.52%	1,494.93
SWC011	C	1-8yd X 1 WEEK	150.64	151.48	0.00	2.94	30.51	335.57	316.89	18.68	5.89%	302.12
SWC012	C	1-8yd X 2 WEEK	301.21	302.96	0.00	2.94	60.71	667.82	630.49	37.33	5.92%	604.17
SWC018	C	1-8yd X 3 WEEK	451.83	454.44	0.00	2.94	90.92	1,000.13	944.12	56.01	5.93%	906.27
	C	1-8yd X 4 WEEK	602.40	605.92	0.00	2.94	121.13	1,332.39	1,257.71	74.68	5.94%	1,208.32
		1-8yd X 5 WEEK	753.03	757.40	0.00	2.94	151.34	1,664.71	1,571.36	93.35	5.94%	1,510.43
	C	1-8yd X 6 WEEK	903.64	908.88	0.00	2.94	181.55	1,997.01	1,884.99	112.01	5.94%	1,812.52
SWC007		2-4yd X 1 WEEK	195.80	151.48	0.00	2.94	35.02	385.24	360.98	24.27	6.72%	347.28
SWC010		2-6yd X 2 WEEK	542.28	454.44	0.00	2.94	99.97	1,099.63	1,032.39	67.23	6.51%	996.72
SWC013		2-6yd X 1 WEEK	271.06	227.22	0.00	2.94	50.12	551.34	517.75	33.59	6.49%	498.28
SWC014		2-8yd X 1 WEEK	301.28	302.96	0.00	2.94	60.72	667.90	630.54	37.36	5.92%	604.24
SWC015		1-2ydX 1 WK, 2-4ydX 2 WK	444.22	340.83	0.00	2.94	78.80	866.79	811.72	55.07	6.78%	785.05
SWC016		8ydX3 WK & CC X 1 WK	471.25	462.88	0.00	2.94	93.71	1,030.78	972.36	58.42	6.01%	934.13
SWC017		1-2yd 1-4yd X 1 WEEK	150.62	113.61	0.00	2.94	26.72	293.89	275.22	18.67	6.78%	264.23
SWC019		2-8yd & 4yd X 1 WEEK	399.18	378.70	0.00	2.94	78.08	858.90	809.41	49.49	6.11%	777.88
SWC021		2-2yd X 1 WK, 1-2yd X 2 WK	210.89	151.48	0.00	2.94	36.53	401.84	375.71	26.14	6.96%	362.37
SWC023		2-4yd X 2 WEEK	391.50	302.96	0.00	2.94	69.74	767.14	718.61	48.53	6.75%	694.46
SWC024		2-2yd X 2 WEEK	210.90	151.48	0.00	2.94	36.53	401.85	375.72	26.14	6.96%	362.38
SWC025		8yd X 4 WK & CC X 1 wk	621.82	614.36	0.00	2.94	123.91	1,363.03	1,285.94	77.09	5.99%	1,236.18
SWC026		2yd & 4yd X 2 Week	301.20	227.22	0.00	2.94	53.14	584.50	547.16	37.33	6.82%	528.42
SWC027		8yd X 5 WK & CC X 1WK	772.45	765.84	0.00	2.94	154.12	1,695.35	1,599.60	95.76	5.99%	1,538.29
SWC028		2-8yd x 2	602.42	605.92	0.00	2.94	121.13	1,332.41	1,257.74	74.67	5.94%	1,208.34
SWC029		2-2yd X 1 WEEK	105.44	75.74	0.00	2.94	18.41	202.53	189.46	13.07	6.90%	181.18
SWC030		3-2yd X 1 WEEK	158.16	113.61	0.00	2.94	27.47	302.18	282.58	19.60	6.94%	271.77
SWC031		2-4yd 4-RES	273.48	185.24	0.00	2.94	46.17	507.83	473.92	33.90	7.15%	458.72
SWC032		3-8yd X 2 WEEK	903.63	908.88	0.00	2.94	181.55	1,997.00	1,884.99	112.00	5.94%	1,812.51
SWC033		2-CC X 2 WEEK	49.58	17.90	0.00	2.94	7.04	77.46	71.32	6.14	8.61%	67.48
SWC034		2 yd & 6yd X 1	188.25	151.48	0.00	2.94	34.27	376.94	353.61	23.33	6.60%	339.73
SWC035		6yd X 3 & CC X 1	426.06	349.27	0.00	2.94	77.83	856.10	803.28	52.82	6.58%	775.33
SWC036		6yd X 5 WK & CC X 1 WK	697.17	576.49	0.00	2.94	127.66	1,404.26	1,317.83	86.43	6.56%	1,273.66
SWR003		RES/STP/MLTP		18.44	0.00	2.94	2.14	23.52	20.47	3.05	14.89%	18.44

The Villages[®] DAILY SUN

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

Before the undersigned authority personally appeared **Amber Sevison**, who on oath says that she is Legal Ad Coordinator of the DAILY SUN, a daily newspaper published at Lady Lake in Lake County, Florida with circulation in Lake, Sumter and Marion Counties; that the attached copy of advertisement, being a Legal # **1175111** in the matter of

NOTICE OF ORDINANCE 2024--002

was published in said newspaper in the issues of

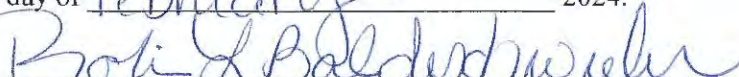
February 15, 2024

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

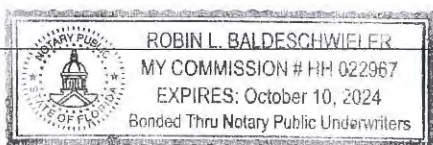


(Signature Of Affiant)

Sworn to and subscribed before me this 15
day of February 2024.


Robin L. Baldeschwieler, Notary

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



ORDINANCE 2024--002

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ADOPTING RATES FOR THE PROVISION OF WASTE MANAGEMENT SERVICES TO THE RESIDENTS OF THE CITY OF FRUITLAND PARK; PROVIDING FOR CONFLICTS AND SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on January 25, 2024.)

This meeting is open to the public and this ordinance will be presented for public hearing by the City of Fruitland Park City Commission at its regular meeting to be held on Thursday, March 14, 2024 at 6:00 p.m. in the commission chambers of city hall, 506 West Berckman Street, Fruitland Park, Florida 34731. This meeting is open to the public and hearings may be continued as determined by the commission from time to time to a time certain. The proposed ordinance may be reviewed and inspected by the public during normal working hours at city hall. For further information, please call (352) 360-6790. Interested parties may appear at the meetings and will be heard with respect to the proposed ordinance.

Anyone requiring special accommodations at this meeting because of disability or physical impairment should contact the city clerk's office at city hall (352) 360-6727 at least at least forty-eight (48) hours prior to the hearing. (Florida Statutes 286.26). Interested parties may appear at the meeting and be heard with respect to the proposed ordinance.

If a person decides to appeal any decision made by the city commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings. For such purposes, any such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The city does not provide verbatim records. (Florida Statutes 286.0105)

#1175111 February 15, 2024

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

ITEM TITLE: Second Reading and Public Hearing 2024-003 SRF Amendment No. 2 to Loan Agreement

MEETING DATE: March 14, 2024

DATE SUBMITTED: February 2, 2024

SUBMITTED BY: city attorney

BRIEF NARRATIVE: **Ordinance 2024-003 SRF Amendment No 2. to Loan Agreement** The City of Fruitland Park, Florida entered into a loan agreement authorizing a State Revolving Fund loan for Project No. WW350821 in the amount of \$2,767,953 of which \$908,229 is pursuant to the grant agreement for project designated as SG350822. In August of 2023, the loan agreement was amended in Amendment 1 adopted by Ordinance 2023-011 to extend the time to complete construction activities and repayment schedule.

Since then, the loan amount has been reduced by \$316,519 which also reduces the loan service fee. It is necessary to further amend the loan agreement to account for the reduced loan amount, decreased loan service fee total, as well as adjustments to the semi-annual loan payment amounts, resulting from a reduction in actual costs.

Attached is the State Revolving Fund Amendment 2 to Loan Agreement WW350821 & Grant Agreement SG350822 with the Department of Environmental Protection and City of Fruitland Park. (First reading was held on February 8, 2024 and continued from February 22, 2024.)

FUNDS BUDGETED: None

ATTACHMENTS: ordinance, Am. fee schedule, and rates

RECOMMENDATION: Approval

ACTION TO BE TAKEN: Enact Ordinance 2024-003 to become effective immediately as provided by law.

ORDINANCE 2024-003

AN ORDINANCE OF CITY OF FRUITLAND PARK, FLORIDA, APPROVING STATE REVOLVING FUND AMENDMENT 2 TO LOAN AGREEMENT WW350821 AND GRANT AGREEMENT SG350822 BETWEEN THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE CITY OF FRUITLAND PARK, FLORIDA TO MAKE ADJUSTMENTS TO THE LOAN AMOUNT, SEMIANNUAL LOAN PAYMENT, LOAN SERVICE FEE AND PROJECT COSTS TO REFLECT ACTUAL COSTS AND REDUCTION OF THE LOAN AMOUNT; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE.

WHEREAS, the City of Fruitland Park, Florida entered into a loan agreement authorizing a State Revolving Fund loan for Project No. WW350821 in the amount of \$2,767,953 of which \$908,229 is pursuant to the grant agreement for project designated as SG350822, which was amended in Amendment 1 adopted by Ordinance 2023-011 to extend the time to complete construction activities and repayment schedule; and

WHEREAS, the loan amount is reduced by \$316,519 which also reduces the loan service fee, and therefore it is necessary to further amend the loan agreement to account for the reduced loan amount, decreased loan service fee total, as well as adjustments to the semi-annual loan payment amounts, resulting from a reduction in actual costs; and

WHEREAS; the City of Fruitland Park, Florida, desires to enter into the State Revolving Fund Amendment 2 to Loan Agreement WW350821 & Grant Agreement SG350822 with the Department of Environmental Protection for project financing.

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

SECTION I. The foregoing findings are incorporated herein by reference and made a part hereof.

SECTION II. The State Revolving Fund Amendment 2 to Loan Agreement WW350821 & Grant Agreement SG350822 with the Department of Environmental Protection City of Fruitland Park, attached hereto, is approved.

SECTION III. The mayor is hereby designated as the authorized representative to execute Amendment No 2. which will become a binding obligation in accordance with its terms when signed by both parties.

SECTION IV. All ordinances or parts of ordinances, all resolutions or part of resolutions in conflict with any of the provisions of this Ordinance are hereby repealed.

SECTION V. If any section or portion of a section of this Ordinance proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Ordinance.

SECTION VI. This Ordinance shall become effective immediately upon its passage and adoption.

PASSED AND ORDAINED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this _____ day of _____, 2024.

Chris Cheshire, Mayor
City of Fruitland Park, Florida

ATTEST:

Approved as to Form:

Esther Coulson, MMC, City Clerk
(SEAL)

Anita Geraci-Carver, City Attorney

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))

Passed First Reading _____

Passed Second Reading _____

Florida State Revolving Fund
Amortization Schedule Report

Sponsor: Fruitland Park
Funding Number: CW-350821

Loan Number	Payment #	Payment	Date	Rate	Principal	Interest	GAA Fees	Service Fee	SF Int	Total to Pay
CW-350821	1	\$39,805.85	Aug 15, 2024	0.000 %	\$0.00	\$0.00	\$0.00	\$39,805.85	\$0.00	\$1,543,205.00
	2	\$39,805.85	Feb 15, 2025	0.000 %	\$30,582.70	\$0.00	\$0.00	\$9,223.15	\$0.00	\$1,512,622.30
	3	\$39,805.85	Aug 15, 2025	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,472,816.45
	4	\$39,805.85	Feb 15, 2026	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,433,010.60
	5	\$39,805.85	Aug 15, 2026	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,393,204.75
	6	\$39,805.85	Feb 15, 2027	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,353,398.90
	7	\$39,805.85	Aug 15, 2027	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,313,593.05
	8	\$39,805.85	Feb 15, 2028	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,273,787.20
	9	\$39,805.85	Aug 15, 2028	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,233,981.35
	10	\$39,805.85	Feb 15, 2029	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,194,175.50
	11	\$39,805.85	Aug 15, 2029	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,154,369.65
	12	\$39,805.85	Feb 15, 2030	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,114,563.80
	13	\$39,805.85	Aug 15, 2030	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,074,757.95
	14	\$39,805.85	Feb 15, 2031	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,034,952.10
	15	\$39,805.85	Aug 15, 2031	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$995,146.25
	16	\$39,805.85	Feb 15, 2032	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$955,340.40
	17	\$39,805.85	Aug 15, 2032	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$915,534.55
	18	\$39,805.85	Feb 15, 2033	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$875,728.70
	19	\$39,805.85	Aug 15, 2033	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$835,922.85
	20	\$39,805.85	Feb 15, 2034	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$796,117.00
	21	\$39,805.85	Aug 15, 2034	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$756,311.15
	22	\$39,805.85	Feb 15, 2035	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$716,505.30
	23	\$39,805.85	Aug 15, 2035	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$676,699.45
	24	\$39,805.85	Feb 15, 2036	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$636,893.60
	25	\$39,805.85	Aug 15, 2036	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$597,087.75

Florida State Revolving Fund
Amortization Schedule Report

Sponsor: Fruitland Park
Funding Number: CW-350821

Loan Number	Payment #	Payment	Date	Rate	Principal	Interest	GAA Fees	Service Fee	SF Int	Total to Pay
CW-350821	26	\$39,805.85	Feb 15, 2037	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$557,281.90
	27	\$39,805.85	Aug 15, 2037	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$517,476.05
	28	\$39,805.85	Feb 15, 2038	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$477,670.20
	29	\$39,805.85	Aug 15, 2038	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$437,864.35
	30	\$39,805.85	Feb 15, 2039	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$398,058.50
	31	\$39,805.85	Aug 15, 2039	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$358,252.65
	32	\$39,805.85	Feb 15, 2040	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$318,446.80
	33	\$39,805.85	Aug 15, 2040	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$278,640.95
	34	\$39,805.85	Feb 15, 2041	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$238,835.10
	35	\$39,805.85	Aug 15, 2041	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$199,029.25
	36	\$39,805.85	Feb 15, 2042	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$159,223.40
	37	\$39,805.85	Aug 15, 2042	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$119,417.55
	38	\$39,805.85	Feb 15, 2043	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$79,611.70
	39	\$39,805.85	Aug 15, 2043	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$39,805.85
	40	\$39,805.85	Feb 15, 2044	0.000 %	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
CW-350821 Totals					\$1,543,205.00	\$0.00	\$0.00	\$49,029.00	\$0.00	

Combined								
Date	Payment #	Payment	Principal	Interest	GAA Fees	Service Fee	SF Int	Left To Pay
8/15/2024	1	\$39,805.85	\$0.00	\$0.00	\$0.00	\$39,805.85	\$0.00	\$1,543,205.00
2/15/2025	2	\$39,805.85	\$30,582.70	\$0.00	\$0.00	\$9,223.15	\$0.00	\$1,512,622.30
8/15/2025	3	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,472,816.45
2/15/2026	4	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,433,010.60
8/15/2026	5	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,393,204.75

Florida State Revolving Fund
Amortization Schedule Report

Sponsor: Fruitland Park
Funding Number: CW-350821

Combined								
Date	Payment #	Payment	Principal	Interest	GAA Fees	Service Fee	SF Int	Left To Pay
2/15/2027	6	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,353,398.90
8/15/2027	7	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,313,593.05
2/15/2028	8	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,273,787.20
8/15/2028	9	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,233,981.35
2/15/2029	10	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,194,175.50
8/15/2029	11	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,154,369.65
2/15/2030	12	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,114,563.80
8/15/2030	13	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,074,757.95
2/15/2031	14	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$1,034,952.10
8/15/2031	15	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$995,146.25
2/15/2032	16	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$955,340.40
8/15/2032	17	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$915,534.55
2/15/2033	18	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$875,728.70
8/15/2033	19	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$835,922.85
2/15/2034	20	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$796,117.00
8/15/2034	21	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$756,311.15
2/15/2035	22	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$716,505.30
8/15/2035	23	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$676,699.45

Florida State Revolving Fund
Amortization Schedule Report

Sponsor: Fruitland Park
Funding Number: CW-350821

Combined								
Date	Payment #	Payment	Principal	Interest	GAA Fees	Service Fee	SF Int	Left To Pay
2/15/2036	24	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$636,893.60
8/15/2036	25	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$597,087.75
2/15/2037	26	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$557,281.90
8/15/2037	27	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$517,476.05
2/15/2038	28	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$477,670.20
8/15/2038	29	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$437,864.35
2/15/2039	30	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$398,058.50
8/15/2039	31	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$358,252.65
2/15/2040	32	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$318,446.80
8/15/2040	33	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$278,640.95
2/15/2041	34	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$238,835.10
8/15/2041	35	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$199,029.25
2/15/2042	36	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$159,223.40
8/15/2042	37	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$119,417.55
2/15/2043	38	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$79,611.70
8/15/2043	39	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$39,805.85
2/15/2044	40	\$39,805.85	\$39,805.85	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Total		\$1,592,234.00	\$1,543,205.00	\$0.00	\$0.00	\$49,029.00	\$0.00	

The Villages® DAILY SUN

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

Before the undersigned authority personally appeared **Amber Sevison**, who on oath says that she is Legal Ad Coordinator of the DAILY SUN, a daily newspaper published at Lady Lake in Lake County, Florida with circulation in Lake, Sumter and Marion Counties; that the attached copy of advertisement, being a Legal # **1176052** in the matter of

NOTICE OF ORDINANCE 2024--003

was published in said newspaper in the issues of

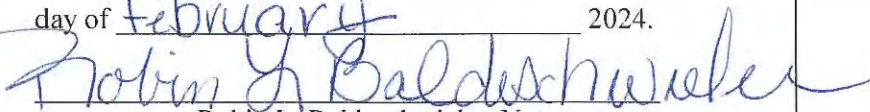
February 22, 2024

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



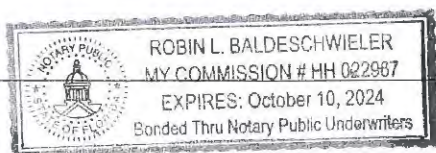
(Signature Of Affiant)

Sworn to and subscribed before me this 22
day of February 2024.



Robin L. Baldeschwieler, Notary

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



ORDINANCE 2024--003

AN ORDINANCE OF CITY OF FRUITLAND PARK, FLORIDA, APPROVING STATE REVOLVING FUND AMENDMENT 2 TO LOAN AGREEMENT WW350821 AND GRANT AGREEMENT SG350822 BETWEEN THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE CITY OF FRUITLAND PARK, FLORIDA TO MAKE ADJUSTMENTS TO THE LOAN AMOUNT, SEMIANNUAL LOAN PAYMENT, LOAN SERVICE FEE AND PROJECT COSTS TO REFLECT ACTUAL COSTS AND REDUCTION OF THE LOAN AMOUNT; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE. (The first reading was held on February 8, 2024.)

This meeting is open to the public and this ordinance will be presented for public hearing by the City of Fruitland Park City Commission at its regular meeting to be held on Thursday, March 14, 2024 at 6:00 p.m. in the commission chambers of city hall, 506 West Berckman Street, Fruitland Park, Florida 34731. This meeting is open to the public and hearings may be continued as determined by the commission from time to time to a time certain. The proposed ordinance may be reviewed and inspected by the public during normal working hours at city hall. For further information, please call (352) 360-6790. Interested parties may appear at the meetings and will be heard with respect to the proposed ordinance.

Anyone requiring special accommodations at this meeting because of disability or physical impairment should contact the city clerk's office at city hall (352) 360-6727 at least at least forty-eight (48) hours prior to the hearing. (Florida Statutes 286.26). Interested parties may appear at the meeting and be heard with respect to the proposed ordinance.

If a person decides to appeal any decision made by the city commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings. For such purposes, any such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The city does not provide verbatim records. (Florida Statutes 286.0105)

#1176052 February 22, 2024

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

ITEM TITLE: Quasi-Judicial Public Hearing 2024-007 Major Site Plan Approval – 24,000 sf Garage – 35421 Micro Racetrack Road - Petitioner: Ralph W. Thiele 2021 Revocable Trust

MEETING DATE: Thursday, March 14, 2024

DATE SUBMITTED: Thursday, February 29, 2024

SUBMITTED BY: city attorney/city manager/community development

BRIEF NARRATIVE: **Resolution 2024-007** On July 13, 2023, the city commission enacted Conditional Use Permit Ordinance 2023-007. Special exception use was granted on the condition that no outside storage allowed. The garage is to be used solely for the purpose of storing the property owner's personally owned vehicles.

FUNDS BUDGETED: None

ATTACHMENTS: proposed resolution, aerial and location maps, notice of site plan approval, legal description, site plan, staff's comments and affidavit.

RECOMMENDATION: The planning and zoning board, at its February 15, 2024 meeting recommended approval. Conditions of approval have been included in the resolution by the city attorney.

ACTION TO BE TAKEN: Adopt or deny Resolution 2024-007.

RESOLUTION 2024-007

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 24,000 SQUARE FOOT PRIVATE GARAGE INCLUSIVE OF AN OFFICE AND RESTROOMS, ASSOCIATED PARKING AND STORMWATER; 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.

WHEREAS, Christopher Thompson and/or Julie Farr as applicants on behalf of the Ralph W. Thiele 2021 Revocable Trust dated 12/16/21, Owner, filed an application for Major Site Plan Approval to allow for construction of a private garage on real property located 35421 Micro Racetrack Road, Fruitland Park, Florida (the “Property”); and

WHEREAS, the Planning and Zoning Board of the City of Fruitland Park has considered the application in accordance with the Land Development Regulations for Major Site Plan Approval in Chapter 160 of the Land Development Regulations; and

WHEREAS, the City Commission of the City of Fruitland Park has considered the application in accordance with the Land Development Regulations for Major Site Plan Approval in Chapter 160 of the Land Development Regulations, subject to conditions;

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

Section 1. Granting of Major Site Plan Approval.

The application filed by Christopher Thompson and/or Julie Farr (hereafter referred to as “Applicant”), to allow for construction of a 24,000 square foot private garage, inclusive of an office and restrooms, associated parking, and stormwater on real property having an address of 35421 Micro Racetrack Road, Fruitland Park, Florida is hereby GRANTED, with conditions, for the following described properties:

Alt. Key Number: 2562684

06-19-24-0003-000-04100

(The Property)

LEGAL DESCRIPTION: See attached Exhibit A.

Section 2. Conditions of Approval.

- (1) The Applicant shall resolve, to the satisfaction of the City Manager or designee, the following matters:
 - (a) Prior to the issuance of a building permit, execute and delivery of a right of way deed for Micro Racetrack Road in favor of Lake County, Florida in the form provided by Lake County.
 - (b) Prior to construction provide exemption from USFWS for a formal cover board survey, or follow requirements of USFWS relating to sand skink study and mitigation.
 - (c) Prior to construction follow FWC requirements relating to gopher tortoises on site.
- (2) Site plan approval shall terminate and become null and void automatically without notice if construction has not commenced within twelve (12) months from the date of this conditioned approval.
- (3) The Site Plan is attached hereto and incorporated herein.
- (4) The City Manager is authorized to issue and record a Notice of Site Plan Approval in the public records of Lake County, Florida, **once conditions have been met.**

Section 3. Effective Date.

This resolution shall become effective immediately upon its passage.

PASSED and ADOPTED at a regular meeting of the City Commission of the City of Fruitland Park, Lake County, Florida this _____ day of _____, 2024.

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:

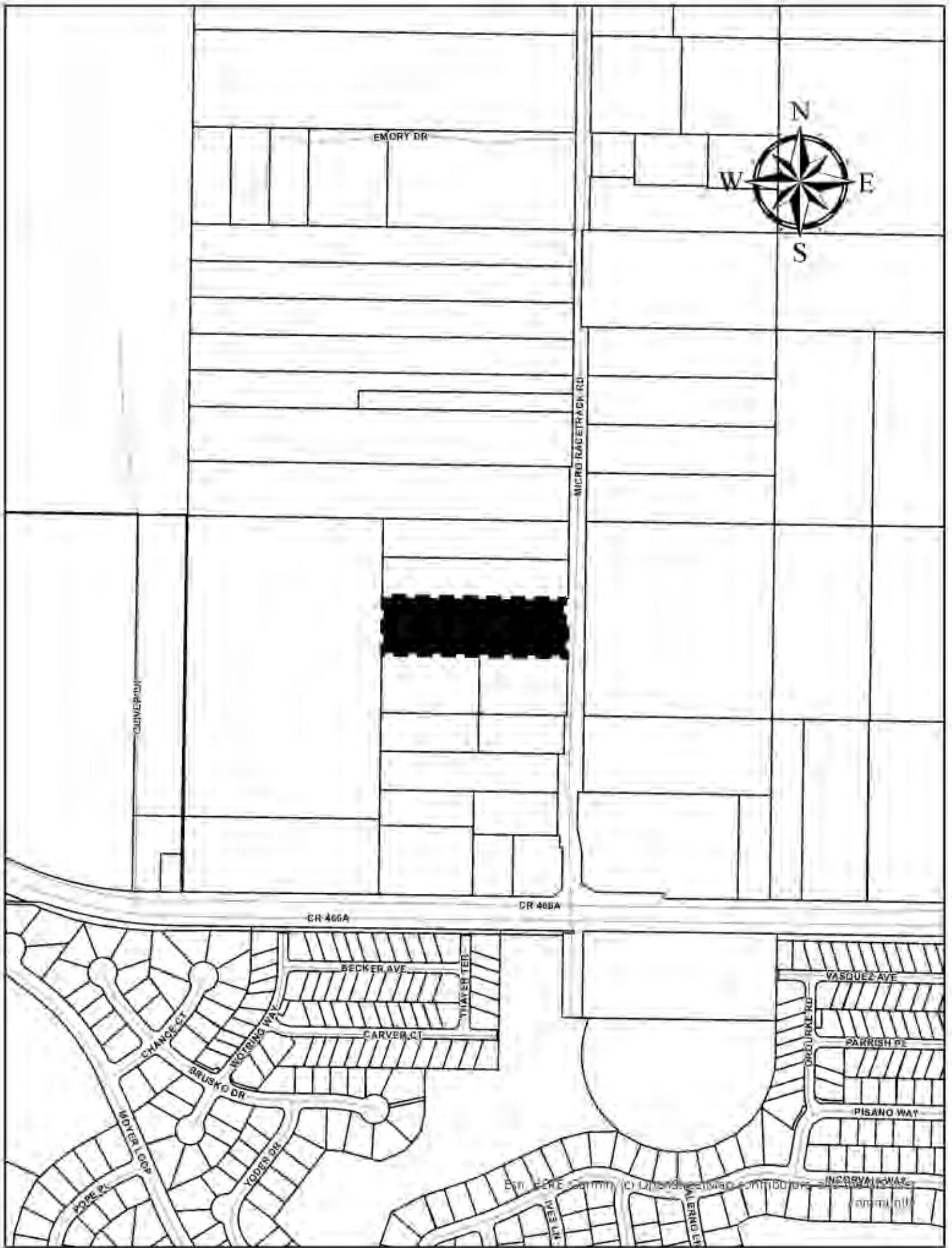
Anita Geraci-Carver, City Attorney

EXHIBIT A

Parcel 1: The South 101.45 feet of the North 365.45 feet of the East $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 6, Township 19 South, Range 24 East, Lake County, Florida, Less Road on East as described in Official Records Book 356, Page 493 and Official Records Book 1305, Page 446, Public Records of Lake County, Florida.

together with

Parcel 2: The South 101.44 Feet of the North 466.89 Feet of the East $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 6, Township 19 South, Range 24 East, Less Public Road Right-of-Way as set forth in Deed Book 344, Page 11 and Official Records Book 356, Page 495, Public Records of Lake County, Florida. Less and Except that Part Lying in the South 198.00 Feet of the East $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 6 Township 19 South, Range 24 East, Lake County, Florida.



Location Map

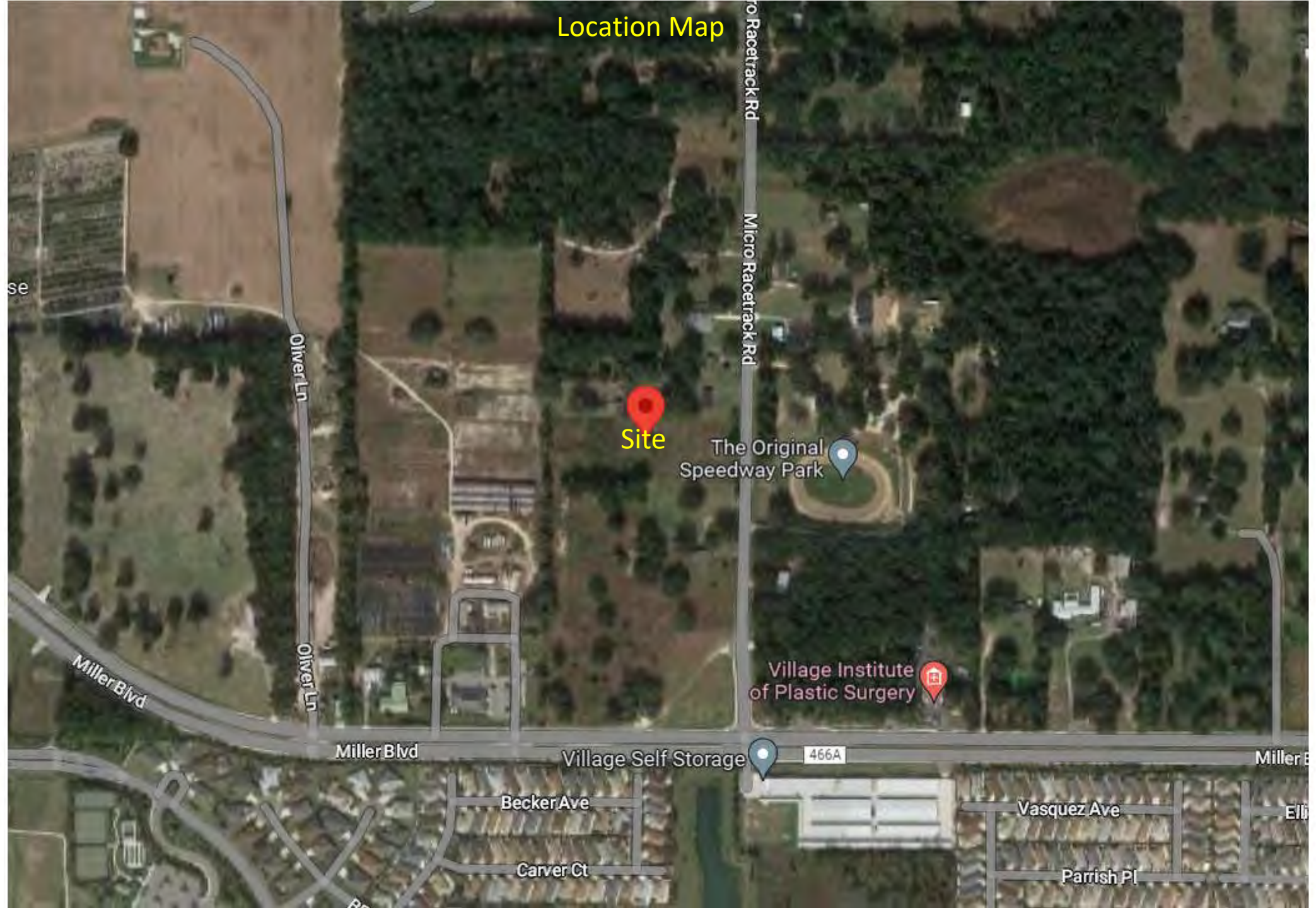


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together with

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Record and Return to:
City of Fruitland Park
506 W. Berckman St
Fruitland Park, FL 34731

NOTICE OF SITE PLAN APPROVAL

TO: Ralph W Theile, Trustee
Ralph W Thiele 2021 Revocable Trust dated 12/16/21
17300 SW 90 Ave.
Palmetto Bay, FL 33157

You are hereby notified that as set forth in Resolution 2024-0xx site plan approval is GRANTED for construction of a 24,000 square foot private garage, inclusive of an office and restrooms, associated parking, and stormwater on real property having an address of 35421 Micro Racetrack Road, Fruitland Park, Florida, more particularly described herein which lies wholly within the city limits of the City of Fruitland Park. All conditions of approval have been met.

LEGAL DESCRIPTION:

Alt. Key Number: 2562684 (The Property)

Parcel ID No. 06-19-24-0003-000-04100

See attached **Exhibit A** attached hereto. (the “Property”)

A copy of the approved site plan is on file with the City Clerk of the City of Fruitland Park.

Entered this ____ day of _____, 2024.

Gary La Venia, City Manager
City of Fruitland Park

Attest:

Esther B. Coulson, City Clerk
City of Fruitland Park

Approved as to form:

Anita Geraci-Carver, City Attorney
City of Fruitland Park

EXHIBIT A

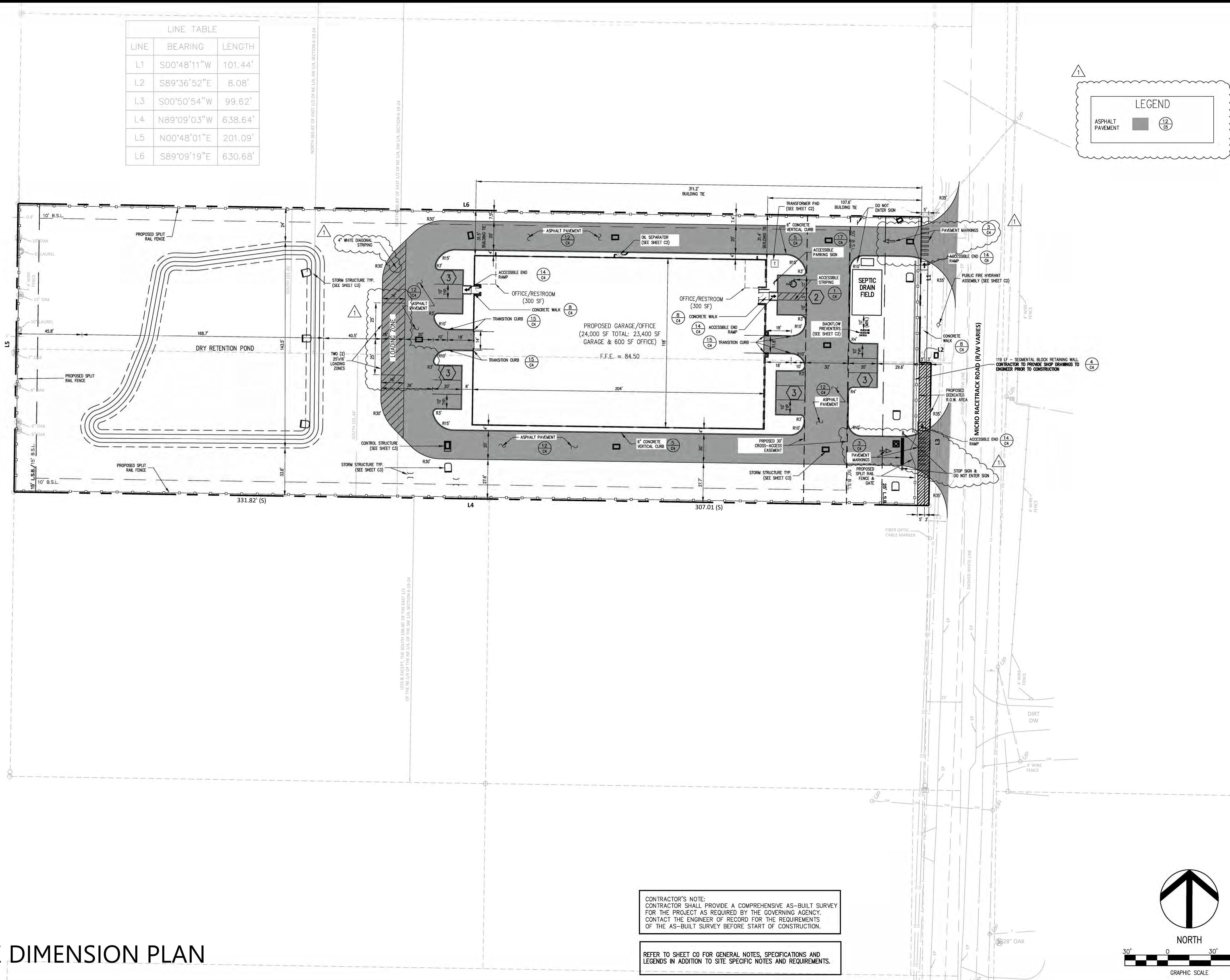
LEGAL DESCRIPTION OF THE PROPERTY

Parcel 1: The South 101.45 feet of the North 365.45 feet of the East $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 6, Township 19 South, Range 24 East, Lake County, Florida, Less Road on East as described in Official Records Book 356, Page 493 and Official Records Book 1305, Page 446, Public Records of Lake County, Florida.

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SITE DIMENSION PLAN



THIELE FAMILY PRIVATE GARAGE
35421 MICRO RACETRACK RD
FRUITLAND PARK, FLORIDA

DATE: 07-27-23
DRAWN: BT
CHECKED: CT

C1
SITE DIMENSION
PLAN
PROJECT NO.: 2022.233

REVISION	DATE	REVISION	DATE
1	11-09-23		
CITY COMMENTS			

CHRISTOPHER THOMPSON, P.E.
FL REG. # 83165

**CITY OF FRUITLAND PARK
STAFF REPORT BY LPG URBAN & REGIONAL PLANNERS, INC.**

SITE PLAN

Owner: Ralph W Thiele

Applicant: Christopher Thompson and/or Julie Farr

General Location: 35421 Micro Racetrack Road

Number of Acres: 2.93 ± acres

Existing Zoning: C-2

Existing Land Use: COMM (Commercial)

Date: December 18, 2023

Description of Project

A site plan submittal for a 24,000 square foot private garage allowed per Special Exception Use (Ordinance 2023-007). Conditions of the SEU include no outside storage, garage to be used solely for purpose of storage of property owner's personally owned vehicles, 40% building perimeter landscaping (3' minimum, average 5' with 1 canopy tree or 3 understory trees and 28 shrubs for every 350 SF of planting area), and connect to City sewer within 180 days after notice from the City. The maximum ISR is .70, maximum FAR is .50 and a maximum building height of thirty-five (35) feet for the C-2 district.

	Surrounding Zoning	Surrounding Land Use
North	C-2	Commercial
South	CPUD & C-2	Commercial
East	Ag	Rural
West	Ag	Rural

Assessment

Sheet L1 was revised to show the appropriate buffers; however, neither Sheet L1 or L2 show the plant list necessary to meet code requirements. The plant list provided on Sheet L2 only addresses the plantings required for the building perimeter and does not include the required landscaping material for the buffers. Please revise accordingly pursuant to Chapter 164, Section 164.110(J).

Recommendation

Please revise the site plan as indicated above.

The Villages[®] DAILY SUN

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

Before the undersigned authority personally appeared **Amber Sevison**, who on oath says that she is Legal Ad Coordinator of the DAILY SUN, a daily newspaper published at Lady Lake in Lake County, Florida with circulation in Lake, Sumter and Marion Counties; that the attached copy of advertisement, being a Legal # 1174121 in the matter of

NOTICE OF RESOLUTION 2024--007

was published in said newspaper in the issues of

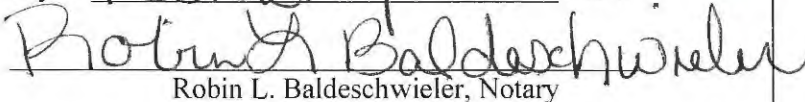
February 9, 2024

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

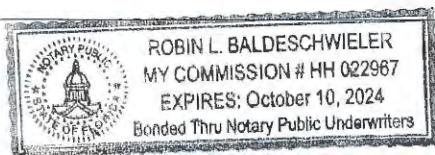


(Signature Of Affiant)

Sworn to and subscribed before me this 12
day of February 2024.


Robin L. Baldeschwieler, Notary

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



RESOLUTION 2024-007

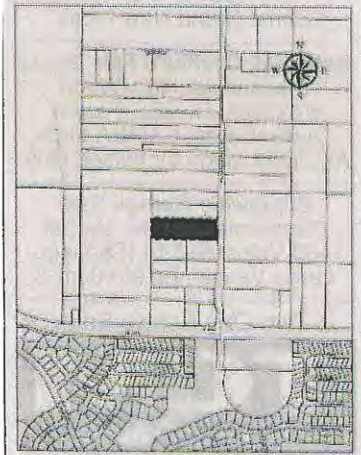
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, GRANTING MAJOR SITE PLAN APPROVAL WITH CONDITIONS TO ALLOW FOR CONSTRUCTION OF A 24,000 SQUARE FOOT PRIVATE GARAGE INCLUSIVE OF AN OFFICE AND RESTROOMS, ASSOCIATED PARKING AND STORMWATER; PROVIDING FOR CONDITIONS; AUTHORIZING THE CITY MANAGER TO ISSUE A NOTICE OF SITE PLAN APPROVAL UPON COMPLETION OF ALL CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Planning & Zoning Board
Thursday, February 15, 2024
@ 6:00 p.m.
City Commission Hearing
Thursday, March 14, 2024
@ 6:00 p.m.

The public meetings will be held in the Commission Chambers located at City Hall, 506 West Berckman Street, Fruitland Park FL 34731. These meetings are open to the public and hearings may be continued as determined by the commission from time to time to a time/date certain. The proposed Resolution and metes and bounds legal description of property may be inspected by the public during normal working hours at City Hall. For further information call 352-360-6727. Interested parties may appear at the meetings and will be heard with respect to the proposed Resolution.

A person who decides to appeal any decision made by any board, agency or council with respect to any matter considered at such meeting or hearing, will need a record of the proceedings. For such purposes, any such person may need to ensure that a verbatim record of the proceedings is made, which includes the testimony and evidence upon which the appeal is based (Florida Statutes, 286.0105). Persons with disabilities needing assistance to participate in any of these proceedings should contact Esther Coulson, City Clerk at (352) 360-6790 at least 48 hours before the date of the scheduled hearing.



#1174121 February 9, 2024

**CITY OF FRUITLAND PARK
AGENDA ITEM SUMMARY SHEET
Item Number: 7a**

ITEM TITLE: CITY MANAGER’S REPORT

MEETING DATE: Thursday, March 14, 2024

DATE SUBMITTED: Thursday, March 7, 2024

SUBMITTED BY: City Manager

BRIEF NARRATIVE: City Manager’s Report

- i. Economic Development Status Update
- ii. Commercial Developments Permits Issued Status Update

FUNDS BUDGETED: None

ATTACHMENTS:

RECOMMENDATION:

ACTION: None

**CITY OF FRUITLAND PARK
AGENDA ITEM SUMMARY SHEET
Item Number: 7b**

ITEM TITLE: CITY ATTORNEY REPORT

MEETING DATE: Thursday, March 14, 2024

DATE SUBMITTED: Sunday, March 3, 2024

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): On February 8, 2024, Attorney Roper on behalf of the City filed an Amended Motion to Disburse Surplus Funds in favor of the City for \$16,223.19 which is the amount of the surplus funds remaining in the Court's registry. A hearing is scheduled March 8, 2024.

Wayne Goodridge and Tammy Goodridge v. City of Fruitland Park, Lake County Case No. 2022-CA-1628: Mediation is scheduled April 9, 2024 with mediator Rick Joyce, Esq. The city manager and I will participate in mediation. Attorney Roper is unable to attend a closed session meeting March 28, or anytime between March 25 – April 5 due to a two-week trial schedule. The city manager and I have requested mediation be rescheduled if a closed session meeting cannot be held in advance of April 9th.

Code of Ordinances Codification: On February 29, 2024 CivicPlus provided me and the city clerk with the draft code proofs and draft LDR proofs for review and comment. Additions or deletions are due to CivicPlus no later than April 19th. On March 1st a copy was provided to the city manager and a copy of the LDR proofs was provided to the community development department. I will be meeting with the community development department around March 20th. We are required to mark up the proofs and submit one revision set.

FUNDS BUDGETED: None

ATTACHMENTS: None

RECOMMENDATION:

ACTION: None

**CITY OF FRUITLAND PARK
AGENDA ITEM SUMMARY SHEET
Item Number: 9**

ITEM TITLE: Public Comments

MEETING DATE: Thursday, March 14, 2024

DATE SUBMITTED: Monday, March 4, 2024

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