



**FRUITLAND PARK CITY COMMISSION
REGULAR MEETING AGENDA**

January 12, 2017 (Revised 5:00 p.m.)

City Hall Commission Chambers

506 W. Beckman Street

Fruitland Park, FL 34731

6:00 p.m.

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

Invocation – Reverend Daryl Allen, Community United Methodist Church

Pledge of Allegiance - Police Chief Michael A. Fewless

2. ROLL CALL

3. 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)

December 8, 2016 regular meeting minutes.

(b) Resolution 2017-002 - Infrastructure Improvements - Poinsettia Avenue - ILA (city manager/city attorney)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ADOPTING THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF FRUITLAND PARK, FLORIDA AND LAKE COUNTY RELATING TO POINSETTIA AVENUE; PROVIDING FOR AN EFFECTIVE DATE.

(c) Resolution 2017-003 - Gardenia Park - DER - Agreement (city manager/parks and recreation director)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ADOPTING DEP AGREEMENT NO. A17044 AND AGREEMENT NO. A17060 BETWEEN THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE CITY OF FRUITLAND PARK, FLORIDA TO PROVIDE FINANCIAL ASSISTANCE FOR GARDENIA PARK, PHASE I AND PHASE II; PROVIDING FOR AN EFFECTIVE DATE.

- (d) **Resolution 2017-005 - P&Z Appointment – T. Bradley** (city clerk/city manager/community development director)

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

4. LOCAL PLANNING AGENCY Recess 7:00 p.m. or Thereafter

5. REGULAR AGENDA

- (a) **Emergency Reporting Software – Fire Department** (city manager/fire department chief)

Approval of an emergency reporting records management system for fire and emergency medical services quotation for \$3,006.90. (Said item was not earmarked as a line item in the FY 2016-17 budget.)

- (b) **Resolution 2017-004 – Budget Amendment BT2017-002 – FY 2016-17 – Emergency Reporting Software** (city manager/fire department chief/city treasurer/city attorney)
Resolution forthcoming.

- (c) **Resolution 2017-001 - Non-Ad Valorem Assessment - Property Appraiser – Agreement** (city manager/city treasurer/city attorney)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ADOPTING THE AGREEMENT BETWEEN CAREY BAKER, LAKE COUNTY PROPERTY APPRAISER AND THE CITY OF FRUITLAND PARK, FLORIDA FOR NON-AD VALOREM ASSESSMENTS ON TRIM NOTICE; PROVIDING FOR AN EFFECTIVE DATE.

- (d) **Payment for CRA - FY 2016-17 Tax** (city treasurer)
Approve payment from the general fund to the redevelopment fund for redevelopment taxes for FY 2016-17. (Tax calculations are based on increase in property value over the base year 1994 divided by 1,000 (\$23,736) times the millage (3.9863), times 95% with a total of \$89,888).

- (e) **2017 Priorities – Discussion** (city manager)

PUBLIC HEARING

- (f) **Second Reading and Public Hearing – Ordinance 2016-029 Solid Waste Rates Increase** (city treasurer/city attorney)

AN ORDINANCE OF THE CITY COMMISSIONERS OF THE CITY OF FRUITLAND PARK, LAKE COUNTY, FLORIDA; AMENDING SECTION 99.40, IN CHAPTER 99 OF THE CODE OF ORDINANCES TO INCREASE REFUSE COLLECTION FEES BY 2% EFFECTIVE JANUARY, 2017; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR

SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (First reading was held on December 8, 2016.)

(g) Second Reading and Public Hearing – Ordinance 2016-030 Moratorium – Marijuana Dispensaries (city attorney)

AN ORDINANCE OF THE CITY COMMISSIONERS OF THE CITY OF FRUITLAND PARK, LAKE COUNTY, FLORIDA; ESTABLISHING A TEMPORARY MORATORIUM WITHIN THE CORPORATE LIMITS OF THE CITY OF FRUITLAND PARK PROHIBITING MEDICAL CANNABIS ACTIVITIES DURING THE MORATORIUM PERIOD; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR FILING WITH THE DEPARTMENT OF STATE; AND PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on December 8, 2016.)

END OF PUBLIC HEARING

QUASI-JUDICIAL PUBLIC HEARING

(h) First Reading – Quasi-Judicial Public Hearing - Ordinance 2017-002 – Boundary Amendment (community development director/city attorney)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, AMENDING THE BOUNDARIES OF THE CITY OF FRUITLAND PARK FLORIDA, IN ACCORDANCE WITH THE PROCEDURE SET FORTH IN SECTION 171.044, FLORIDA STATUTES, TO INCLUDE WITHIN THE CITY LIMITS APPROXIMATELY 0.33 ± ACRES OF LAND GENERALLY LOCATED NORTH OF CR 466A AND EAST OF LAKE JOSEPHINE DRIVE; DIRECTING THE CITY MANAGER TO PROVIDE CERTIFIED COPIES OF THIS ORDINANCE AFTER APPROVAL TO THE CLERK OF THE CIRCUIT COURT, THE LAKE COUNTY MANAGER AND THE DEPARTMENT OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. (The second reading will be held on January 26, 2017.)

(i) First Reading – Quasi-Judicial Public Hearing - Ordinance 2017-003 – Comprehensive Plan Amendment (community development director/city attorney)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, PROVIDING FOR A COMPREHENSIVE PLAN AMENDMENT AMENDING THE FUTURE LAND USE DESIGNATION FROM COUNTY URBAN LOW TO CITY COMMERCIAL ON THE FUTURE LAND USE MAP OF THE CITY OF FRUITLAND PARK'S COMPREHENSIVE PLAN FOR APPROXIMATELY 0.33± ACRES OF PROPERTY GENERALLY LOCATED NORTH OF CR 466A AND EAST OF LAKE JOSEPHINE DRIVE;

AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE. (The second reading will be held on January 26, 2017.)

(j) First Reading – Quasi-Judicial Public Hearing - Ordinance 2017-004 - Rezoning (community development director/city attorney)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, REZONING 0.33 ± ACRES OF THE PROPERTY FROM LAKE COUNTY MIXED RESIDENTIAL DISTRICT (R-7) TO NEIGHBORHOOD COMMERCIAL (C-1) WITHIN THE CITY LIMITS OF FRUITLAND PARK; PROVIDING FOR CONDITIONS AND CONTINGENCIES; DIRECTING THE CITY MANAGER TO AMEND THE ZONING MAP OF THE CITY OF FRUITLAND PARK; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE. (The second reading will be held on January 26, 2017.)

END OF QUASI-JUDICIAL PUBLIC HEARING

The following item numbers should read 6 through 11.

7. NEW BUSINESS

8. PUBLIC COMMENTS

This section is reserved for members of the public to bring up matters of concern or opportunities for praise. Action may not be taken by the City Commission at this meeting; however, questions may be answered by staff or issues may be referred for appropriate staff action.

Note: Pursuant to F.S. 286.0114 and the City of Fruitland Park's Public Participation Policy adopted by Resolution 2013-023, members of the public shall be given a reasonable opportunity to be heard on propositions before the City Commission. Accordingly, comments, questions, and concerns regarding items listed on this agenda shall be received at the time the City Commission addresses such items during this meeting. Pursuant to Resolution 2013-023, public comments are limited to three minutes.

9. OFFICERS' REPORTS

(a) City Manager

- i. Introduction – Ms. Lori Davis, Code Enforcement Officer**
- ii. Casino Building Demolition Discussion**
- iii. Fruitland Park Library Director**
- iv. Fire Department Volunteers**

(b) City Attorney

- i. Angelica Dobruck vs. City of Fruitland Park, et. al.**

ii. **George Fernandez v. City of Fruitland Park**

iii. **Notice of Claim – Anthony Mancino**

iv. **Notice of Claim – James Hartson**

10. COMMISSIONERS' COMMENTS

(a) **Commissioner Ranize**

(b) **Commissioner Lewis**

(c) **Commissioner Bell**

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

11. MAYOR'S COMMENTS

- **Proclamation for the Record - School Choice Week in Fruitland Park -**
January 22-28, 2017 (requested by Andrew Campanella, National School
Choice Week President).

12. ADJOURNMENT

DATES TO REMEMBER

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

January 23, 2017 – MLK - City Hall Closed

January 13, 2017 – LCLC *Annual Organizational Meeting*, Lake Receptions 4425 N Highway 19-A,
Mount Dora, FL 32757 at 12:00 noon

January 19, 2017 – Regular Commission Meeting at 6:00 p.m.

January 25, 2017, Lake~Sumter MPO Governing Board Meeting , 1616 S 14 Street, Leesburg,
FL 34748 at 2:00 p.m.

February 9, 2017 – Regular Commission Meeting at 6:00 p.m.

February 22, 2017, Lake~Sumter MPO Governing Board Meeting , 1616 S 14 Street, Leesburg,
FL 34748 at 2:00 p.m.

February 23, 2017 - Regular Commission Meeting at 6:00 p.m.

March 9, 2017 – Regular Commission Meeting at 6:00 p.m.

March 23, 2017 - Regular Commission Meeting at 6:00 p.m.

Any person requiring a special accommodation at this meeting because of disability or physical impairment should contact the City Clerk's Office at City Hall (352) 360-6727 at least forty-eight (48) hours prior to the meeting. (§286.26 F.S.)

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

PLEASE TURN OFF ELECTRONIC DEVICES OR PLACE IN VIBRATE MODE.