

**FRUITLAND PARK CITY COMMISSION SPECIAL
MEETING MINUTES**

February 13, 2020

City Hall Commission Chambers

506 W. Berckman Street

Fruitland Park, Florida 34731

7:30 p.m.

A special meeting of the Fruitland Park City Commission was held at 506 W. Berckman Street, Fruitland Park, Florida 34731 on Thursday, February 13, 2020 at 7:30 p.m.

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

Also Present: City Manager Gary La Venia; City Attorney Anita Geraci-Carver; City Treasurer Jeannine Racine; Police Chief Erik Luce, Community Development Director Tracy Kelley; Library Director Jo Ann Glendinning; Parks and Recreation Director Michelle Yoder; Deputy Fire Chief Tim Yoder, Fire Department; Human Resources Director Diana Kolcun; Terry Ribble, Assistant Public Works Director; and City Clerk Esther B. Coulson.

1. CALL TO ORDER

ACTION: 7:52:33 PM Mayor Cheshire called the meeting to order

2. ROLL CALL

ACTION: 6:01:44 PM Mayor Cheshire requested that Ms. Coulson call the roll and a quorum was declared present.

After Mayor Cheshire recognized the following changes to this evening's agenda, **the city commission, by unanimous consent, approved the following revisions to the revised special meeting agenda:**

Item 4.(a) Resolution 2020-003 - Library (Gardenia) Café Agreement
Passed and resolved date corrected to read: "this 13th day of February 2020".

Item 4.(c) Recreation Department Vehicle Quotes for Alan Jay Chevrolet Cadillac Inc. should be corrected to read: "\$28,122" and not "\$428,122" earmarked in the FY 2019-20 recreation budget 01574-60649 for \$30,000.

Item 4.(d) Shiloh Cemetery Bids Quotes to be revised to include: Paquette Company, \$35,500; Tri-State Asphalt Corporation \$46,218.80 and CW Roberts Contracting Inc. \$36,472.25 – FY 2019-20, 01573-53901 parks cemetery with \$91,513 currently in the restricted fund, and

Item 4.(g) Quasi-Judicial Public Hearing

3. CONSENT AGENDA
Approval of Minutes

ACTION: 7:53:50 PM **On motion of Commissioner Mobilian, seconded by Vice Mayor Gunter and unanimously carried, the city commission approved the consent agenda as previously cited.**

4. SPECIAL AGENDA

(a) Resolution 2020-003 - Library (Gardenia) Café Agreement

Ms. Geraci-Carver read into the record proposed Resolution 2020-003, the substance of which is as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, ADOPTING THE LEASE AGREEMENT BETWEEN FOUNTAIN LAKE PROPERTIES, LLC AND THE CITY OF FRUITLAND PARK FOR OPERATING A CAFÉ WITHIN THE FRUITLAND PARK LIBRARY; PROVIDING FOR AN EFFECTIVE DATE.

ACTION: 7:54:08 PM and 8:23:02 PM **On motion of Commissioner Bell, seconded by Commissioner DeGrave and unanimously carried, the city commission adopted Resolution 2020-003 as previously cited.** (After Ms. Glendinning acknowledged the presence of Mr. John Gibson, The Rose Plantation, at this evening's meeting; she recognized the expected opening date of the café to commence on the week of February 17, 2020 (with operating hours from 9:30 a.m. to 2:30 p.m., Monday to Friday) and announced the soft opening date of same to be held on Monday, February 24, 2020 at 8:30 a.m.).

(b) Resolution 2020-009 – Parks and Recreation Fee Schedule

Ms. Geraci-Carver read into the record proposed Resolution 2020-009, the substance of which is as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, AMENDING FEES FOR THE FRUITLAND PARK COMMUNITY CENTER, BOTH FOR RESIDENTS AND NON-RESIDENTS; PROVIDING FOR REPEAL, AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: 7:56:56 PM After discussion, **the city commission, by unanimous consent, directed the city attorney to include provisions in Resolution 2020-009 on the ancillary costs for additional hours and times beyond the rates specified and the possession, sale and consumption of alcoholic beverages with proof of tenant users' liability insurance policy with certificates of same reflecting the daily liability rate for the hazard class.**

Following further deliberations, **a motion was made by Commissioner DeGrave and seconded by Commissioner Mobilian that the city commission adopt the aforementioned Resolution 2020-009, as amended, to include the previously cited ancillary costs.**

Subject to additional discussion, **Mayor Cheshire called for a roll call vote on the motion as amended and declared it carried unanimously.**

(c) Recreation Department Vehicle Quotes

The city commission considered its action on the following 2020 Chevrolet Traverse vehicle quotes for the recreation department:

- Coggin Chevrolet LLC, \$28,088 and
- Alan Jay Chevrolet Cadillac Inc. for \$28,122

After Mr. La Venia gave reasons why the vendor no longer had the 2019 vehicles (addressed before the city commission at its November 14, 2019 regular meeting) and staff having to obtain the subject quotes, he recommended awarding the above-captioned state vehicle quote to Coggin Chevrolet LLC, the lowest, responsive and responsible bidder for \$28,088 together with the trailer hitch for \$595 from either Coggin Chevrolet or Alan Jay Chevrolet Cadillac Inc.

ACTION: 8:11:25 PM After discussion, and on motion of Commissioner Mobilian, seconded by Vice Mayor Gunter and unanimously carried, the city commission approved staff's recommendations, as previously cited.

(d) Shiloh Cemetery Bids

The city commission considered its action on the following quotes for Shiloh Cemetery:

- Paquette Company, \$35,500;
- Tri-State Asphalt Corporation \$46,218.80 and
- CW Roberts Contracting Inc. \$36,472.25

Mr. La Venia mentioned staff's review of the subject bids and recommended the award to Paquette Company, the lowest, responsive and responsible bidder for \$35,500 to install a roadway through Shiloh Cemetery.

ACTION: 8:13:22 PM On motion of Commissioner Bell, seconded by Vice Mayor Gunter and unanimously carried, the city commission approved staff's recommendations as previously cited.

(e) Resolution 2020-010 – Traffic Safety Grant Revenue and Police Department Equipment Purchase – Budget Amendment FY 2019-20

Ms. Geraci-Carver read into the record proposed Resolution 2020-010, the substance of which is as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, AMENDING THE 2019/2020 FISCAL YEAR BUDGET PURSUANT TO SEC. 6.07 OF THE CITY CHARTER TO INCREASE TRAFFIC SAFETY GRANT REVENUE BUDGET AND THE POLICE DEPARTMENT EQUIPMENT PURCHASE GRANT EXPENSE BUDGET; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: 8:15:12 PM After discussion, a motion was made by Commissioner Mobilian and seconded by Commissioner DeGrave that the city commission adopt Resolution 2020-010 as previously cited.

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

(f) October 2019 Financial Report

Ms. Racine reviewed the October 2019 year-to-date financial report.

ACTION 8:17:09 PM **On motion of Commissioner DeGrave seconded by Commissioner Bell and unanimously carried, the city commission accepted the financial report as submitted.** (Commissioner Mobilian confirmed in the affirmative in response to Mayor Cheshire's request that he will inform Mr. Carl Yauk, The Villages of Fruitland Park resident, of the item in question, the subject of his concerns addressed at the January 23, 2020 regular meeting.)

QUASI-JUDICIAL PUBLIC HEARING

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

(g) Second Reading and Quasi-Judicial Public Hearing – Ordinance 2020-001 – Rezoning – 1217 Miller Boulevard - Developer's Agreement First Amendment: Petitioner G. A., S. T. and V. L. Summers

It now being the time advertised to hold a public hearing to consider the enactment of proposed Ordinance 2020-001, Ms. Geraci-Carver read the following title and Mayor Cheshire called for interested parties to be heard:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, AMENDING PROVISIONS IN THE DEVELOPER'S AGREEMENT BETWEEN CITY OF FRUITLAND PARK, AND GREGORY A. SUMMERS, SANDY T. SUMMERS AND VERNON L. SUMMERS, JR., RELATING TO THE LIMITATION OF C-1

USES IN THE C-1 ZONING DISTRICT AND ADDITIONAL BUFFERING; AUTHORIZING THE MAYOR TO EXECUTE THE FIRST AMENDMENT; PROVIDING DIRECTIONS; PROVIDING FOR SCRIVENER'S ERRORS, SEVERABILITY AND CONFLICTS, AND PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on January 23, 2020.)

ACTION: 8:21:08 PM A motion was made by Vice Mayor Gunter and seconded by Commissioner Mobilian that the city commission enact the previously cited Ordinance 2020-001 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 QUASI-JUDICIAL PUBLIC HEARING

5. OFFICERS' REPORTS

(a) City Manager

i. Economic Development Status Update

Mr. La Venia gave the following status updates:

- Benchmark - is proceeding satisfactorily where it is anticipated that they will be meeting with Ms. Kelley and further information would be forthcoming.
- Florida Medical Industries Inc. – his recent conversations with Mr. Michael “Mike” Whiting, Florida Medical Industries Inc. (the glass thermometer manufacturing company located on 3131 US Highway 441/US27), regarding the concern on the building’s condition – noting the acquisition process of the adjacent property held by the attorney who is foreclosing and his pursuit of clear title prior to the sale– with the plan remove the building’s skin wrap and allow for the high-beam steel construction frame structure on the site to remain anticipated to be finalized by the end of February 2020.

ACTION: 8:22:32 PM and 8:25:23 PM No action was taken.

ii. Library Survey

Mr. La Venia referred to the January 2020 library survey conducted by Ms. Glendinning and his recent discussions with on the concept to adjust the library’s operating hours Monday to Thursday from 9:00 a.m. to 6:00 p.m. to the new time of 9:30 a.m. to 6:30 p.m. which will not impact staffing.

ACTION: 8:23:02 PM After discussion, a motion was made by Commissioner Bell and seconded by Commissioner DeGrave that the city commission approve staff's recommendation to change the library's opening hours to 9:30 a.m. to 6:30 p.m. Monday to Thursday and 9:00 a.m. to 5:00 p.m. on Friday.

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

(b) City Attorney

i. Notice of Claim – James Hartson

Ms. Geraci-Carver explained that there are no updates relating to James Hartson's notice of claim.

ACTION: 8:27:34 PM No action was taken.

ii. City of Fruitland Park v. T. D. Burke

With respect to the T. D. Burke case, Ms. Geraci-Carver explained that she needs discovery and answer to questions to submit to opposing council in order to proceed.

ACTION: 8:27:50 PM No action was taken.

iii. City of Fruitland Park v. State of Florida Department of Management Services

Ms. Geraci-Carver reported that Mr. Glenn E. Thomas, Attorney with Lewis, Longman & Walker, P.A., is handling the lawsuit on the State of Florida Department of Management Services Florida Retirement Systems.

ACTION: 8:27:54 PM No action was taken.

iv. Michael and Laurie Fewless v. City of Fruitland Park

Ms. Geraci-Carver reported that Mr. Thomas has being assigned to the Michael and Laurie Fewless case by the city's insurance company. She explained that an update will be provided by the next meeting.

ACTION: 8:27:58 PM No action was taken.

6. PUBLIC COMMENTS

There was no one from the public at this time.

ACTION: 8:28:22 PM No action was necessary.

9. COMMISSIONERS' COMMENTS

(a) Commissioner Mobilian – Dale Bogle

Commissioner Mobilian noted how the late Public Works Director Dale Bogle will be missed.

ACTION: 8:28:39 PM No action was necessary.

(b) Commissioner DeGrave

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

ACTION: 8:28:55 PM No action was necessary.

(c) Commissioner Bell – City Newsletter

i. Dale Bogle

Commissioner Bell shared Commissioner Mobilian's sentiments and acknowledged Mr. La Venia's performance at Mr. Bogle's February 6, 2020 memorial service.

ACTION: 8:29:15 PM No action was necessary.

ii. Northwest Lake Community Park

Commissioner Bell referred to his attendance at the February 10, 2020 Lake County Parks, Recreation and Trails Advisory Board; noted that the Northwest Lake Community Park update was considered on its agenda and relayed the discussions on the county's plan to approve the allocation of \$50,000 towards the concrete wall and the other \$50,000 for FY 2019-20 which cannot be implemented until the city submits its plan to the county.

After Mr. La Venia addressed his intent to collaborate with Mr. Ribble and Ms. Yoder to obtain additional quotes for the subject wall within 45 days, he recalled providing the plan several times to Mr. Roberto "Bonilla", Lake County Public Works Department, Parks and Trails Division Manager.

ACTION: 8:29:15 PM No action was taken.

(d) Vice Mayor Gunter, Jr.

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

ACTION: 8:31:12 PM No action was taken.

10. MAYOR'S COMMENTS

Dates to Remember

Mayor Cheshire reviewed the following events:

- February 14, 2020, Movie on the Lawn, Lady and the Tramp, City Hall, 506 W. Berckman Street, Fruitland Park, Florida 34731 at 6:30 p.m.;

February 13, 2020 Special Minutes

- February 14, 2020, LCLC *Proposed By-Law Revisions, Committee Membership and Future Topics/Speakers*, Mount Dora Golf Club, 1100 South Highland Street, Mount Dora, Florida 32757 at 12:00 p.m.;
- February 26, 2020, LSMPO Governing Board meeting, 225 W. Guava Street, Lady Lake, Florida 32159 at 2:00 p.m.;
- February 27, 2020, City Commission Regular at 6:00 p.m. and
- February 29, 2020, City of Fruitland Park Cornhole Tournament, Fruitland Park City Hall, 506 W. Berckman Street, Fruitland Park, Florida 34731 at 9:00 a.m.

ACTION: 8:31:15 P.M. No action was taken.

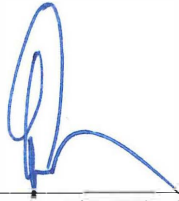
11. ADJOURNMENT

There being no further business to come before the city commission, the meeting adjourned at 8:32 p.m.

The minutes were approved at the February 27, 2020 regular meeting.

Signed _____

Esther B. Coulson, City Clerk



Signed _____

Chris Cheshire, Mayor

