



FRUITLAND PARK CITY COMMISSION REGULAR MEETING AGENDA

September 10, 2015

City Hall Commission Chambers

506 W. Berckman Street

Fruitland Park, FL 34731

7:00 p.m.

1. CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation – Senior Pastor Reverend D Allen, Community United Methodist Church

Pledge of Allegiance - Police Chief Michael A. Fewless

2. ROLL CALL

3. PROCLAMATIONS (city clerk)

(a) ***Constitution Week - September 17 through 23, 2015***

(b) ***Red Ribbon Week - October 23 to 31, 2015***

(c) ***22nd Annual National Public Lands Day***

4. PUBLIC COMMENTS

This section is reserved for members of the public to bring up matters of concern or opportunities for praise. Comments are limited to three (3) minutes unless otherwise permitted pursuant to City Resolution 2013-023. (Resolution 2013-023 and 286.0114, F.S.)

5. CONSENT AGENDA

Approval of Minutes (city clerk)

March 19, 2015 Workshop

August 27, 2015 Regular

6. REGULAR AGENDA

(a) **Charter Officer' Appointments** (city clerk)

i. **Resolution 2015-008 - City Treasurer Appointment**

A RESOLUTION OF THE CITY OF FRUITLAND PARK, APPOINTING A CITY TREASURER, PROVIDING FOR THE TERM OF OFFICE; PROVIDING FOR AN EFFECTIVE DATE.

ii. **Resolution 2015-009 - City Attorney Appointment**

A RESOLUTION OF THE CITY OF FRUITLAND PARK, APPOINTING A CITY ATTORNEY, PROVIDING FOR

THE TERM OF OFFICE; PROVIDING FOR AN EFFECTIVE DATE.

iii. Resolution 2015-010 City Clerk Appointment

A RESOLUTION OF THE CITY OF FRUITLAND PARK, APPOINTING A CITY CLERK, PROVIDING FOR THE TERM OF OFFICE; PROVIDING FOR AN EFFECTIVE DATE.

(b) FDOT Traffic Signal Maintenance and Compensation Agreement (city manager)

Request to approve the traffic signal maintenance and compensation agreement between the State of Florida Department of Transportation and the City of Fruitland Park for new traffic signals and additional warning beacons and other devices for the period July 1, 2015 through June 30, 2016 and authorized the mayor and clerk to execute same.

(c) Fire Department Discussion

FIRST BUDGET PUBLIC HEARING

(d) Resolution 2015-006 – Tentative Millage Rate- FY 2015-16 (city treasurer)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, LAKE COUNTY, FLORIDA, ADOPTING A TENTATIVE MILLAGE RATE OF 4.7371 FOR THE CITY OF FRUITLAND PARK, FLORIDA FOR AD VALOREM TAXES FOR FISCAL YEAR 2015-2016; ANNOUNCING THAT THE TENTATIVE MILLAGE RATE IS A 2.57% INCREASE TO THE “ROLLED BACK” RATE OF 4.6129; PROVIDING FOR AN EFFECTIVE DATE.

(e) Resolution 2015-007 – Adopting Tentative Budget – FY 2015-2016 (city treasurer)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, LAKE COUNTY, FLORIDA, ADOPTING THE TENTATIVE BUDGET FOR FISCAL YEAR 2015-2016; PROVIDING FOR AN EFFECTIVE DATE.

PUBLIC HEARING

(f) Second Reading – Ordinance 2015-013 Boundary Amendment - 4.5 Acres – North of Miller Street – AG to C-2 - Petitioners: Dennis and Martha Bradford, Owners (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 4.5 ± ACRES OF LAND GENERALLY LOCATED NORTH OF MILLER STREET (CR 466A) AND WEST OF TIMBERTOP LANE; 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 SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on August 27, 2015.)

- (g) **Second Reading – Ordinance 2015-011- Rezoning – 4.5 Acres – North of Miller Street – AG to C-2 - Petitioners: Dennis and Martha Bradford, Owners** (community development director/city attorney)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, REZONING APPROXIMATELY 4.5 ACRES OF PROPERTY GENERALLY LOCATED NORTH OF MILLER STREET (CR 466-A) AND WEST OF TIMBERTOP LANE FROM COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF GENERAL COMMERCIAL (C-2) WITHIN THE CITY LIMITS OF FRUITLAND PARK; PROVIDING FOR DIRECTIONS TO THE CITY MANAGER; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on August 27, 2015.)

- (h) **Second Reading – Ordinance 2015-016 – Boundary Amendment – 1.9 ± Acres – North of Miller Street and West of Micro Racetrack Road – Petitioner: Willie M. Pace, Owner** (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 1.9± ACRES OF LAND GENERALLY LOCATED NORTH OF MILLER STREET (CR 466-A) AND WEST OF MICRO RACETRACK ROAD; 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 SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on August 27, 2015.)

- (i) **Second Reading - Ordinance 2015-018 - Rezoning - North of Miller Street (CR 466-A) and West of Micro Racetrack Road - 1.9 ± Acres - AG to C-2 - Petitioner: Willie M. Pace, Owner** (community development director/city attorney)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, REZONING APPROXIMATELY 1.9 ACRES OF PROPERTY GENERALLY LOCATED NORTH OF MILLER STREET (CR 466-A) AND WEST OF MICRO RACETRACK ROAD FROM COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF GENERAL COMMERCIAL (C-2) WITHIN THE CITY LIMITS OF FRUITLAND PARK; PROVIDING FOR DIRECTIONS TO THE CITY MANAGER; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on August 27, 2015.)

PUBLIC HEARING

QUASI-JUDICIAL PUBLIC HEARING

- (j) **Second Reading and Quasi-Judicial Public Hearing - Ordinance 2015-012 - Small-Scale Comprehensive Plan Amendment - Transmittal - 4.5± Acres - North of Miller Street (CR 466-A) and West of Timbertop Lane - County Rural to City Commercial - Petitioner: Dennis Bradford and Evelyn Bradford, Owners** (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 RURAL TO CITY COMMERCIAL ON THE FUTURE LAND USE MAP OF THE CITY OF FRUITLAND PARK'S COMPREHENSIVE PLAN FOR APPROXIMATELY 4.5 ± ACRES OF PROPERTY GENERALLY LOCATED NORTH OF MILLER STREET (CR 466-A) AND WEST OF TIMBERTOP LANE.; DIRECTING THE CITY CLERK TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on August 27, 2015.)

- (k) **Second Reading and Quasi-Judicial Public Hearing - Ordinance 2015-017 - Small-Scale Comprehensive Plan Amendment - Transmittal - 1.9± Acres - North of Miller Street (CR 466-A) and West of Micro Racetrack Road - Petitioner: Willie M. Pace, Owner** (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 RURAL TO CITY COMMERCIAL ON THE FUTURE LAND USE MAP OF THE CITY OF FRUITLAND PARK'S COMPREHENSIVE PLAN FOR APPROXIMATELY 1.9 ± ACRES OF PROPERTY GENERALLY LOCATED NORTH OF MILLER STREET (CR 466-A) AND WEST OF MICRO RACETRACK ROAD; DIRECTING THE CITY CLERK TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on August 27, 2015.)

- (1) Second Reading and Quasi-Judicial Public Hearing - Ordinance 2015-014 - Small Scale Comprehensive Plan Amendment - Transmittal - .50+ Acres - West of Rose Avenue and South of CR 466-A - Mixed Use Community - Petitioner: City of Fruitland Park**
(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 SINGLE FAMILY MEDIUM DENSITY TO MIXED COMMUNITY ON THE FUTURE LAND USE MAP OF THE CITY OF FRUITLAND PARK'S COMPREHENSIVE PLAN FOR APPROXIMATELY .50± ACRES OF PROPERTY GENERALLY LOCATED WEST OF ROSE AVENUE AND SOUTH OF CR 466-A; DIRECTING THE CITY CLERK TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE. (The first reading was held on August 27, 2015.)

END OF QUASI-JUDICIAL PUBLIC HEARING

6. NEW BUSINESS

7. OFFICERS' REPORTS

(a) City Manager

(b) City Attorney

8. COMMISSIONERS' COMMENTS

(a) Commissioner Ranize

(b) Commissioner Lewis

(c) Vice Mayor Cheshire

(d) Commissioner Gunter, Jr.

9. MAYOR'S COMMENTS

10. ADJOURNMENT

DATES TO REMEMBER

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

September 11, 2015, Lake County League of Cities "Congressman Daniel Webster", Lake Receptions, 4425 N. Highway 19-A, Mount Dora, FL 32757 at noon

September 14, 2015, Parks, Recreation and Trails Advisory Board, Library Services Conference Room, 2401 Woodlea Road, Tavares, FL 32778 at 3:30 p.m.

September 22, 2015, Lake EMS Inc. Board Meeting, 2761 W. Old Highway 441, Mount Dora, FL 32757 at 2:30 p.m.

September 22, 2015 Final Budget Public Hearing at 7:00 p.m.

September 23, 2015 Lake-Sumter MPO Governing Board, 1616 S 14 St (US 27), Leesburg, FL 34748 at 2:00 p.m.

September 24, 2015 Regular City Commission Meeting at 7:00 p.m. - CANCELLED

September 30, 2015, Sponsor's Night, Lake Receptions, 4425 N. Highway 19-A, Mount Dora, FL 32757 at 6:00 p.m.

October 8, 2015, Regular Commission Meeting at 7:00 p.m.

October 9, 2015, Lake County League of Cities, "Lake Legislative Delegation – "2015 Legislative Session Update", Lake Receptions, 4425 N. Highway 19-A, Mount Dora, FL 32757 at noon

October 22, 2015, Regular Commission Meeting at 7:00 p.m.

October 28, 2015 Lake-Sumter MPO Governing Board, 1616 S 14 St (US 27), Leesburg, FL 34748 at 2:00 p.m.

October 30, 2015, FIOG, Advanced IEMO, Embassy Suites Orlando North, 225 Shorecrest Dr, Altamonte Springs, FL 32701 at 8:00 a.m.

November 1, 2015, Veterans Day, City Offices Closed

November 2, 2015, Parks, Recreation and Trails Advisory Board, Library Services Conference Room, 2401 Woodlea Road, Tavares, FL 32778 at 3:30 p.m.

November 12, 2015, Regular Commission Meeting at 7:00 p.m. – CANCELLED

November 13, 2015, Lake County League of Cities Board of Directors' Meeting, "Roundtable Discussion", Eustis Elks Lodge, 2540 Dora Avenue, Tavares, FL 32778 at 12:00 p.m.

November 17 and 18, 2015, 2016 Lake Legislative Days, Doubletree Hotel, 101 S Adams Street, Tallahassee, FL 32301 at 1:00 p.m.

November 19 and 20, 2015, FLC Legislative Conference (Policy Committees), Embassy Suites Orlando, Lake Buena Vista South, TBD

November 26, 2015, Regular Commission Meeting - Cancelled

November 26 and 27, 2015, Thanksgiving Holiday – City Offices Closed

September 10, 2015 Regular Agenda

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

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

PLEASE TURN OFF ELECTRONIC DEVICES OR PLACE IN VIBRATE MODE.



**AGENDA ITEM
NUMBER**
3a

AGENDA ITEM SUMMARY SHEET

| | | | |
|--------------------------------|--|-----|------|
| ITEM TITLE: | Proclamation – Constitution Week – September 17-23, 2015 | | |
| For the Meeting of: | September 10, 2015 | | |
| Submitted by: | Esther Coulson, City Clerk | | |
| Date Submitted: | September 3, 2015 | | |
| Are Funds Required: | | Yes | X No |
| Account Number: | N/A | | |
| Amount Required: | N/A | | |
| Balance Remaining: | N/A | | |
| Attachments: | Yes | | |
| Description of Item: | | | |
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| Action to be Taken: | | | |
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| Staff's Recommendation: | | | |
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| Additional Comments: | | | |
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Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor



Proclamation

WHEREAS, September 17, 2015, marks the two hundred twenty-seven anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, it is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary; and to the patriotic celebrations which will commemorate the occasion; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as *Constitution Week*;

Now, therefore, be it proclaimed that I "Christopher J. Bell, Mayor of the City of Fruitland Park, Florida", on behalf of the city commissioners, do hereby proclaim the week of September 17 through 23, 2015 as **CONSTITUTION WEEK** and ask our citizens to reaffirm the ideals of the Framers of the constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Fruitland Park to be affixed this 10th day of September 2015

Christopher J. Bell, Mayor

Attest:

Esther Coulson, City Clerk



**AGENDA ITEM
NUMBER
3b**

AGENDA ITEM SUMMARY SHEET

| | | | |
|--------------------------------|--|-----|------|
| ITEM TITLE: | Proclamation – Red Ribbon Week – October 23-31, 2015 | | |
| For the Meeting of: | September 10, 2015 | | |
| Submitted by: | Esther Coulson, City Clerk | | |
| Date Submitted: | September 3, 2015 | | |
| Are Funds Required: | | Yes | X No |
| Account Number: | N/A | | |
| Amount Required: | N/A | | |
| Balance Remaining: | N/A | | |
| Attachments: | Yes | | |
| Description of Item: | | | |
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| Action to be Taken: | | | |
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| Staff's Recommendation: | | | |
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| Additional Comments: | | | |
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Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor



Proclamation

WHEREAS, communities across America have been plagued by the numerous problems associated with illicit drug use and those that traffic in them; and

WHEREAS, there is hope in winning the war on drugs, and that hope lies in education and drug demand reduction, coupled with the hard work and determination of organizations such as the Young Marines of the Marine Corps League to foster a healthy, drug-free lifestyle; and

WHEREAS, governments and community leaders know that citizen support is one of the most effective tools in the effort to reduce the use of illicit drugs in our communities; and

WHEREAS, the red ribbon has been chosen as a symbol commemorating the work of Enriquee "Kiki" Camarena, a Drug Enforcement Administration agent who was murdered in the line of duty, and represents the belief that one person can make a difference; and

WHEREAS, the Red Ribbon Campaign was established by Congress in 1988 to encourage a drug-free lifestyle and involvement in drug prevention and reduction efforts; and

WHEREAS, the Young Marine's National Program just won the "Fulcrum Shield Award" for the fifth time from the Secretary of Defense; and

WHEREAS, last year, the, "Orlando Devil Dogs" earned the title "National Young Marine Unit of the Year 2013 - 2014" for their hard work in Drug Demand Reduction; they were honored by the Drug Enforcement Administration as one of six winners in the nation to win the prestigious "Enrique "Kiki" Camarena" plaque for their year-long commitment to promote drug reduction within their local communities, and they were awarded with the "Drug Demand Reduction Streamer with Gold Crown" for running a successful *Red Ribbon Week* Campaign; and

WHEREAS, the Young Marines Program's mission is to develop good citizenship and promote a healthy, drug-free lifestyle in its youth; and

WHEREAS, the Young Marines Program is having a positive impact in our communities in developing responsible citizenship in our youth; and

WHEREAS, October 23-31, 2015 has been designated **National Red Ribbon Week**, which encourages Americans to wear a red ribbon to show their support for a drug-free environment;

Now, therefore, I "Christopher J. Bell, Mayor of the City of Fruitland Park, Florida", on behalf of the city commissioners, do hereby proclaim the week of October 23-31, 2015 as *Red Ribbon Week* in the City of Fruitland Park; urge all citizens to join by getting the anti-drug message out to rid our communities of illicit drug use and those that traffic and profit from them; to support the Young Marines Program to continue to provide Drug Abuse Awareness in the community, and to participate by wearing a red ribbon in supporting this special observance.

Christopher J. Bell, Mayor

Attest:

Esther Coulson, City Clerk



**AGENDA ITEM
NUMBER**
3c

AGENDA ITEM SUMMARY SHEET

| | | | |
|--------------------------------|--|-----|------|
| ITEM TITLE: | Proclamation – 22 Annual Public Lands Day - September 26, 2015 | | |
| For the Meeting of: | September 10, 2015 | | |
| Submitted by: | Esther Coulson, City Clerk | | |
| Date Submitted: | September 3, 2015 | | |
| Are Funds Required: | | Yes | X No |
| Account Number: | N/A | | |
| Amount Required: | N/A | | |
| Balance Remaining: | N/A | | |
| Attachments: | Yes | | |
| Description of Item: | | | |
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| Action to be Taken: | | | |
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| Staff's Recommendation: | | | |
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| Additional Comments: | | | |
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Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor



Proclamation

WHEREAS, America's system of public lands includes parks, unique landscapes, forests, wildlife refuges, historic trails, natural streams and wetlands, nature centers, gardens and other landmark areas throughout the nation that individually and collectively represent irreplaceable national resources; and

WHEREAS, public lands provide locally accessible natural and cultural resources for environmental learning, wildlife appreciation and recreation; and

WHEREAS, public lands promote civic ideals that include shared stewardship and recognition of public ownership; and

WHEREAS, shared stewardship requires the goodwill, cooperation and active support of citizens, community, city and state officials, business leaders, children and adults; and

WHEREAS, recreation opportunities offered by public lands help families lead a more active lifestyle and reduce the incidence of childhood obesity; and

WHEREAS, land conservation efforts improve access to public lands by urban residents and work to break down the barriers that prevent Americans from actively utilizing their public lands; and

WHEREAS, *National Public Lands Day*; co-sponsored by the National Environmental Education Foundation, the Bureau of Land Management, the Bureau of Reclamation, the Department of Defense, the Environmental Protection Agency, the National Park Service, U.S. Army Corps of Engineers, the U.S. Fish and Wildlife Service, and the United States Department of Agriculture Forest Service; has become an annually anticipated event for local participation on publicly held lands in Florida and Lake County;

Now, therefore, I "Christopher J. Bell, Mayor of the City of Fruitland Park, Florida", on behalf of the city commissioners, do hereby proclaim September 26, 2015 as ***National Public Lands Day*** and call upon the people of the City of Fruitland Park to recognize and participate in this special observance.

In witness whereof, I have hereunto set my hand and caused the seal of the City of Fruitland Park, Florida to be affixed this 10th day of September 2015.

Christopher J. Bell, Mayor

Attest:

Esther Coulson, City Clerk



**AGENDA ITEM
NUMBER
4**

AGENDA ITEM SUMMARY SHEET

| | | | |
|--------------------------------|----------------------------|-----|------|
| ITEM TITLE: | Public Comments | | |
| For the Meeting of: | September 10, 2015 | | |
| Submitted by: | Esther Coulson, City Clerk | | |
| Date Submitted: | September 3, 2015 | | |
| Are Funds Required: | | Yes | X No |
| Account Number: | N/A | | |
| Amount Required: | N/A | | |
| Balance Remaining: | N/A | | |
| Attachments: | No | | |
| Description of Item: | | | |
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| Action to be Taken: | | | |
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| Staff's Recommendation: | | | |
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| Additional Comments: | | | |
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Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor



**AGENDA ITEM
NUMBER
5**

AGENDA ITEM SUMMARY SHEET

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|--|------------------------------------|-----|------|
| ITEM TITLE: | Regular Commission Meeting Minutes | | |
| For the Meeting of: | September 10, 2015 | | |
| Submitted by: | Esther Coulson, City Clerk | | |
| Date Submitted: | September 4, 2015 | | |
| Are Funds Required: | | Yes | X No |
| Account Number: | N/A | | |
| Amount Required: | N/A | | |
| Balance Remaining: | N/A | | |
| Attachments: | Yes | | |
| Description of Item: Consideration and approval of the March 19, 2015 workshop and the August 27, 2015 regular city commission draft meeting minutes (forthcoming). | | | |
| Action to be Taken: Approve as submitted. | | | |
| Staff's Recommendation: Approval, if there are no amendments or corrections by the city commission. | | | |
| Additional Comments: | | | |

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

**FRUITLAND PARK CITY COMMISSION WORKSHOP MEETING
MINUTES
March 19, 2015**

A workshop meeting of the Fruitland Park City Commission was held at 506 W. Berckman Street, Fruitland Park, Florida 34731 on Thursday, March 19, 2015 at 6:30 p.m.

Members Present: Mayor Christopher Bell, Vice Mayor Christopher Cheshire, Commissioners John L. Gunter, Jr., Ray Lewis and Rick Ranize.

Also Present: City Manager Gary La Venia, City Treasurer Tannette Gayle, Interim Police Chief Todd English, Lieutenants Dennis Cutter and Beckie Sirolli, Sergeant Erik Luce, Senior Officer Kenny Prater, Police Department; Fire Chief George Fernandez and Tim Yoder, Fire Department; Community Development Director Charlie Rector, Public Works Director Dale Bogle, Parks and Recreation Director Michelle Yoder, Finance Clerk Sue Parker, and City Clerk Esther B. Coulson.

1. CALL TO ORDER

Mayor Bell called the meeting to order at 6:31 p.m.

2. DISCUSSION ITEMS - City of Fruitland Park's Five-Year Plan Presentation -

A. Public Works Department

Mr. Bogle referred to his memorandum dated March 11, 2015 and supporting documents listing supplies and equipment requested for the public works department to which Mr. La Venia interjected relates to capital improvement plan (CIP) items; copies of related documents are filed with the supplemental papers to the minutes of this meeting:

Mayor Bell inquired about considering the possibility of widening one side of Mirror Lake to four feet with a dividing line for pedestrians and recognized the boundary right-of-way (ROW) issues previously addressed before the city commission.

In response, Mr. Rector agreed to provide assistance; encouraged the city commission to involve the affected area residents for input, and requested that they be informed on potential plans, if the city commission intends to pursue the idea.

Mr. Bogle recalled the city commission's previous discussion on the sidewalk problems and addressed his preference to provide information to complete sidewalk repair work in the area first.

In response to remarks made on locating grant funding to improve sidewalks from the State of Florida Department of Transportation, Mayor Bell referred to Lake County's planned roadway improvements at the intersection of Miller Boulevard and Dixie Avenue and suggested the installation of sidewalks in the area to which Messrs. Bogle and Rector acknowledged the drawings in staff's possession.

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After Mr. Bogle requested that the city commission review the list noting the poor condition of the property at the rear of the public works department at 202 West Berckman Street, Mr. La Venia noted the utilization of Community Redevelopment Agency (CRA) funds to implement same similar to FY 2013/14.

B. Parks and Recreation

Mr. Bogle reviewed the list outlining the supplies and equipment requested for parks and recreation; a copy of which is filed with the supplemental papers to the minutes of this meeting.

C. Water and Wastewater Treatment Plant Agreement

In reviewing the list for supplies and equipment requested for the water and wastewater treatment plant, Mr. Bogle gave a summation of needed items; outlined the recent problems experienced, and described the work involved; a copy of said list is filed with the supplemental papers to the minutes of this meeting.

After discussion regarding available grants from St. Johns River Water Management District and current financing for meter reading, Mr. Bogle indicated that he will review the issue further and confirmed that staff is currently working on implementing CRA funds for Mirror Lake and Dixie Avenue where Mr. La Venia addressed the need to prioritize the replacement of current needed equipment.

Following Mr. La Venia's statements on his intent to provide more information on utilizing \$135,000 in CRA funds for street paving by the end of the month (similar to what was implemented during FY 2013/14), Messrs. Rector and Bogle outlined the procedures, timelines, and costs involved with the anticipated paving improvements; thus, Ms. Yoder confirmed that such events would not interfere with the annual Fruitland Park Day.

Mr. Rector described the location and identified the need to pave the city's portion of Berckman Street which is not part of The Villages and relayed their remarks that they will provide the city with the supplies. He indicated that they will proceed with the implementation of the whole roadway segment and questioned the cost involved.

The city commission discussed reviewing and proceeding with the resurface costs for streets and sidewalks on Mirror Lake to be included in the FY 2015/16 budget and suggested including repaving work for the police and fire departments at the end of the list.

Following further deliberations and **by unanimous consent, the city commission agreed to direct staff to proceed in obtaining prices and prioritizing the following streets and sidewalks with resurfacing costs earmarked at \$135,000 for the FY 2015/16 budget:**

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1. **Berckman Street,**
2. **Palm Street (Penn Street to Highway 27/441),**
3. **Fountain Street (Rose Avenue to Dixie Avenue),**
4. **Rose Avenue (between Shiloh Street and CR 466A)**

D. Parks and Recreation Department

City Parks

- Ms. Yoder depicted the items on the summary list; described the existing problems and disrepair at the parks, and identified the structural needs and estimated costs to upgrade same. She mentioned the review of potential grant funding for the tennis courts and playground equipment; relayed the positive feedback from residents regarding the setup of picnic tables and umbrellas, and addressed her preference on outside furniture for the pool area and around the parks.

Ms. Yoder referred to Pope's Precision Projects' proposal for \$2,500 regarding Veterans Park's Basketball Court, a copy of which is filed with the supplemental papers to the minutes of this meeting.

Casino Community Center

- Ms. Yoder gave a report on the approximate costs involved for the Casino Community center's roof replacement and the quotations received for the exterior paint and flooring.

Skate Park

- Ms. Yoder noted the damages to the skate park and the city's liability; relayed the recent telephone she made regarding the waiting list to obtain the cost, and described the skate park's composition and costs to repair same. She also addressed the likelihood of increasing the costs up to \$5,000 if a squash park is preferred and noted the \$207,000 estimate. After Ms. Yoder recalled the city commission's previous discussions during 2014 regarding property acquisition for \$15,000 adjacent to the parks and recreation office at Gardenia Park, it was suggested that she obtain a price to utilize the location for parking.

E. Fruitland Park Library

With respect to the 16 year-old Fruitland Park library, Ms. Glendinning gave a report on the approximate cost of \$30,000 to replace the air conditioning unit; the carpet's wear and tear and the ongoing roof leak where the public works department have been making attempts to rectify same.

In concurring with Commissioner Gutner's suggestion to proceed with the new construction on the roof at the same time, Mr. Rector identified the work involved for the re-shingling, roof replacement and the demolishing of one side of the building.

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After discussion, Ms. Glendinning requested the city commission's permission to proceed in applying for grant funding; and recommended the purchase of an existing property close to the current library which is not yet listed; thus, owner is desirous to sell, where the land could be utilized as a temporary parking lot.

In response, Commissioner Gunter recalled his previous proposal for the existing library to be used as a multipurpose recreational/community room, purchase land, and build a new library. He recognized the anticipated \$500,000 grant to expand the present library.

Ms. Glendinning referred to the library grant awarded in 2014 which could be used towards the purchase of the property and indicated that the expected funds of \$500,000 would be allocated towards the library's expansion.

After further discussion, Ms. Glendinning confirmed that the grant application could be amended where Mr. La Venia suggested that she ought to proceed with same.

Ms. Glendinning referred to the Lake County Library Advisory Board's meeting held earlier this day and explained the county's negotiations with the City of Leesburg whose preference is to have its own communications system. She described the Fruitland Park library's Century Link's internet and phone line services; noted the periodical charges and cost savings involved, and mentioned the refund check that the city would receive based on the county's contract with the City of Leesburg.

After discussion, Ms. Glendinning indicated that she could invite the county's information technology specialist staff to appear before the city commission to address the subject issue.

Following further deliberations, Ms. Glendinning questioned the termination of the ILA where the county's IT support services with the City of Leesburg would discontinue and explained that same would be considered at its future meeting.

Upon Mayor Bell's suggestion and **by unanimous consent, the city commission agreed that, before roadwork is conducted on West Berckman Street, staff communicate with the City of Leesburg to obtain a price on the connection of telephone lines and possibly the computer system with fiber optic cables from public works and the recreation departments to city hall and provide the agreement to be considered on a future agenda.**

- City Election/Redistricting

Mr. La Venia gave an update on the conversations he had with Mr. Greg Beliveau, LPG Urban and Regional Planners Inc. and recognized one of the agreements he has with the city for professional services to create a district wide map which was previously presented before the city commission. Mr. La Venia mentioned the need

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for the city commission to conduct a workshop in the near future to address the establishment of permanent districts, their locations, and mechanism and noted that more time would be required to deal with the city's runoff election whereby Mayor Bell referred to the City of Clermont's election process conducted at its primary election and requested that a copy of same be provided.

Mr. La Venia referred to the CIP under the five-year plan; requested that the city commission give consideration on how it wishes to prioritize the CIP and CRA and what it would like to be implemented during the year which he is currently working on.

Mr. Rector reported on The Villages District's expenditures of more than \$9,000 to upgrade the city's software computers.

Mr. Rector addressed the code enforcement's compliance issues, brought to his attention, have been dealt with; recognized the ongoing problem, close to the area of the Casino Community building, where contact has made with the respective individuals, and acknowledged the improvements made in the area. He referred to his recent conversations with and the advice offered from the special magistrate and mentioned that individuals ought to be informed of any problems. Mr. Rector anticipated improvements in the near future; indicated that staff will wait for the new attorney to be retained before reaching a decision, and requested that staff be informed if there are any code enforcement problems.

The following items were not addressed:

- **Records Management**
- **Additional Staffing**
- **Commission Sound System/Recording**
- **City Server**

5. OTHER BUSINESS

There was no other business to come before the workshop at this time.

6. ADJOURNMENT

There being no further business to come before the workshop at this time, on motion made, second and unanimously carried, the meeting adjourned at. 9:22 p.m.

The minutes were approved at the September 10, 2015 regular meeting.

Signed _____
Esther B. Coulson, City Clerk

Signed _____
Christopher Bell, Mayor



a

**AGENDA ITEM
NUMBER
6ai**

AGENDA ITEM SUMMARY SHEET

| | | | | |
|--|---|-----|---|----|
| ITEM TITLE: | Charter Officer Appointments – Resolution 2015-008 City Treasurer | | | |
| For the Meeting of: | September 10, 2015 | | | |
| Submitted by: | Esther Coulson, City Clerk | | | |
| Date Submitted: | September 4, 2015 | | | |
| Are Funds Required: | | Yes | X | No |
| Account Number: | N/A | | | |
| Amount Required: | N/A | | | |
| Balance Remaining: | N/A | | | |
| Attachments: | Yes | | | |
| Description of Item: Section 4.03, of the City Charter requires an annual appointment of the city treasurer created under the charter at such compensation as is deemed necessary and proper, for terms of twelve (12) months to run concurrent with the fiscal year. | | | | |
| Action to be Taken: Approval by majority vote. | | | | |
| Staff's Recommendation: N/A | | | | |
| Additional Comments: N/A | | | | |

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

RESOLUTION 2015-008

**A RESOLUTION OF THE CITY OF FRUITLAND PARK,
APPOINTING A CITY TREASURER, PROVIDING FOR THE
TERM OF OFFICE; PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the Charter of the City of Fruitland Park provides that the City Treasurer shall be appointed annually; and

WHEREAS, the Charter of the City of Fruitland Park provides that the term of office of the City Treasurer shall coincide with the fiscal year;

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

1. Jeannine Racine Michaud is hereby appointed as the City Treasurer for the City of Fruitland Park.
2. The term of the office shall commence on October 1, 2015 and end September 30, 2016.

This resolution shall take effect immediately upon its final adoption by the City Commission.

PASSED AND RESOLVED this 10th day of September 2015, by the City Commission of the City of Fruitland Park, Florida.

Christopher J. Bell, Mayor

ATTEST:

Esther Coulson, CMC, City Clerk

| | |
|---------------------|--|
| Vice Mayor Cheshire | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Gunter | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Lewis | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Ranize | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Mayor Bell | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |

(SEAL)

Approved as to form:



**AGENDA ITEM
NUMBER
6aii**

AGENDA ITEM SUMMARY SHEET

| | | | | |
|---|---|-----|---|----|
| ITEM TITLE: | Charter Officer Appointments – Resolution 2015-009 City Treasurer | | | |
| For the Meeting of: | September 10, 2015 | | | |
| Submitted by: | Esther Coulson, City Clerk | | | |
| Date Submitted: | September 4, 2015 | | | |
| Are Funds Required: | | Yes | X | No |
| Account Number: | N/A | | | |
| Amount Required: | N/A | | | |
| Balance Remaining: | N/A | | | |
| Attachments: | Yes | | | |
| Description of Item: Section 4.03, of the City Charter requires an annual appointment of the city attorney created under the charter at such compensation as is deemed necessary and proper, for terms of twelve (12) months to run concurrent with the fiscal year. | | | | |
| Action to be Taken: Approval by majority vote. | | | | |
| Staff's Recommendation: N/A | | | | |
| Additional Comments: N/A | | | | |

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

RESOLUTION 2015-009

**A RESOLUTION OF THE CITY OF FRUITLAND PARK,
APPOINTING A CITY ATTORNEY, PROVIDING FOR THE
TERM OF OFFICE; PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the Charter of the City of Fruitland Park provides that the City Attorney shall be appointed annually; and

WHEREAS, the Charter of the City of Fruitland Park provides that the term of office of the City Attorney shall coincide with the fiscal year;

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

1. Anita Geraci-Carver is hereby appointed as the City Attorney for the City of Fruitland Park.
2. The term of the office shall commence on October 1, 2015, and end September 30, 2016.

This resolution shall take effect immediately upon its final adoption by the City Commission.

PASSED AND RESOLVED this 10th day of September 2015, by the City Commission of the City of Fruitland Park, Florida.

Christopher J. Bell, City Mayor

Attest:

Esther B. Coulson, CMC, City Clerk

| | |
|---------------------|--|
| Vice Mayor Cheshire | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Gunter | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Lewis | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Ranize | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Mayor Bell | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |

(SEAL)

Approved as to form:



**AGENDA ITEM
NUMBER
6a111**

AGENDA ITEM SUMMARY SHEET

| | | | | |
|--|---|-----|---|----|
| ITEM TITLE: | Charter Officer Appointments – Resolution 2015-010 City Clerk | | | |
| For the Meeting of: | September 10, 2015 | | | |
| Submitted by: | Esther Coulson, City Clerk | | | |
| Date Submitted: | September 4, 2015 | | | |
| Are Funds Required: | | Yes | X | No |
| Account Number: | N/A | | | |
| Amount Required: | N/A | | | |
| Balance Remaining: | N/A | | | |
| Attachments: | Yes | | | |
| Description of Item: Section 4.03, of the City Charter requires an annual appointment of the city clerk created under the charter at such compensation as is deemed necessary and proper, for terms of twelve (12) months to run concurrent with the fiscal year. | | | | |
| Action to be Taken: Approval by majority vote. | | | | |
| Staff's Recommendation: N/A | | | | |
| Additional Comments: N/A | | | | |

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

RESOLUTION 2015-010

**A RESOLUTION OF THE CITY OF FRUITLAND PARK,
APPOINTING A CITY CLERK, PROVIDING FOR THE TERM OF
OFFICE; PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the Charter of the City of Fruitland Park provides that the City Clerk shall be appointed annually; and

WHEREAS, the Charter of the City of Fruitland Park provides that the term of office of the City Clerk shall coincide with the fiscal year;

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

1. Esther B. Coulson is hereby appointed as the City Clerk for the City of Fruitland Park.
2. The term of the office shall commence on October 1, 2015, and end September 30, 2016.

This resolution shall take effect immediately upon its final adoption by the City Commission.

PASSED AND RESOLVED this 10th day of September 2015 by the City Commission of the City of Fruitland Park, Florida.

Christopher J. Bell, City Mayor

Attest:

Esther B. Coulson, CMC, City Clerk

| | |
|---------------------|--|
| Vice Mayor Cheshire | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Gunter | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Lewis | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Ranize | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Mayor Bell | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |

(SEAL)

Approved as to form:

Anita Geraci-Carver, City Attorney



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| AGENDA ITEM NUMBER 6b |
|--|

AGENDA ITEM SUMMARY SHEET

| | | | | |
|--|--|-----|---|----|
| ITEM TITLE: | FDOT Traffic Signal Maintenance and Compensation Agreement | | | |
| For the Meeting of: | September 10, 2015 | | | |
| Submitted by: | Gary La Venia, City Manager | | | |
| Date Submitted: | September 4, 2015 | | | |
| Are Funds Required: | | Yes | X | No |
| Account Number: | N/A | | | |
| Amount Required: | N/A | | | |
| Balance Remaining: | N/A | | | |
| Attachments: | Yes | | | |
| Description of Item: Approve the agreement for new traffic signals and additional warning beacons and other devices for the period July 1, 2015 through June 30, 2016 | | | | |
| Action to be Taken: Approval. | | | | |
| Staff's Recommendation: N/A | | | | |
| Additional Comments: N/A | | | | |

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT

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CONTRACT NO. _____
FINANCIAL PROJECT NO. 413019-3-88-04
F.E.I.D. NO. F596031169007

THIS TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT ("Agreement"), is entered into this _____ day of _____, between the Florida Department of Transportation, an agency of the State of Florida, herein called the "Department", and City of Fruitland Park, Florida, herein called the _____ ("Maintaining Agency").

WITNESSETH:

- A. The Department is authorized under Section 335.055, Florida Statutes, to enter into this Agreement.
- B. The Maintaining Agency is authorized under _____ to enter into this Agreement and has authorized its undersigned representative to enter into and execute this Agreement on behalf of the Maintaining Agency.

NOW, THEREFORE, in consideration of the mutual covenants contained in the Agreement, the sufficiency of which is acknowledged, the parties mutually agree and covenant as follows:

1. The Maintaining Agency shall be responsible for the maintenance and continuous operation of the traffic signals, interconnected and monitored traffic signals (IMTS) (defined as signals that are interconnected with telecommunications and are monitored at a central location), traffic signal systems (defined as central computer, cameras, message signs, communications devices, interconnect / network, vehicle, bicycle & pedestrian detection devices, traffic signal hardware and software, preemption devices, and uninterruptible power supplies ("UPS")), control devices (defined as intersection control beacons, traffic warning beacons, illuminated street name signs, pedestrian flashing beacons (i.e., school zone flashing beacons, pedestrian crossing beacons, and Rectangular Rapid Flashing Beacons)), and emergency/fire department signals and speed activated warning displays. The Maintaining Agency shall be responsible for the payment of electricity and electrical charges incurred in connection with operation of such traffic signals and signal systems and devices upon completion of installation of each signal or device. All traffic signals and control devices mentioned in this paragraph are referred to in this Agreement as "Traffic Signals and Devices".
2. The Department agrees to pay the Maintaining Agency an annual compensation amount based on the Department's fiscal year. The compensation amount consists of the cost of the maintenance and continuous operation of the Traffic Signals and Devices as identified in Exhibit A. Payments by the Department will be made in accordance with Exhibit B. In the case of construction contracts, the Maintaining Agency shall be responsible for the payment of electricity and electrical charges incurred in connection with the operation of the Traffic Signals and Devices, and shall undertake the maintenance and continuous operation of these Traffic Signals and Devices upon final acceptance of the installation by the Department. Prior to any final acceptance of the installation by the Department, the Maintaining Agency will have the opportunity to inspect and request modifications or corrections to the installation(s) and the Department agrees to undertake those modifications or corrections prior to final acceptance so long as the modifications or corrections comply with the Agreement, signal plans, and specifications previously approved by both the Department and Maintaining Agency. Repair or replacement and other responsibilities of the installation contractor and the Department, during construction, are contained in the Department's Standard Specifications for Road and Bridge Construction.
3. The Maintaining Agency shall maintain and operate the Traffic Signals and Devices in a manner that will ensure safe and efficient movement of highway traffic and that is consistent with maintenance practices prescribed by the International Municipal Signal Association (IMSA) and operational requirements of the Manual on Uniform Traffic Control Devices (MUTCD), as amended.
4. The Maintaining Agency's maintenance responsibilities include, but are not limited to, locates, preventive maintenance (periodic inspection, service and routine repairs), restoration of services, and emergency maintenance (trouble shooting in the event of equipment malfunction, failure, or damage). Restoration of services may include temporary poles, stop signs or other methods to maintain traffic. The Maintaining Agency shall record its maintenance activities in a traffic signal maintenance log.
5. The Department intends to conduct a structural inspection of the mast arm structures and strain poles every 60 months, which inspection shall comply with the checklist included in Exhibit C, attached to and incorporated in this Agreement. The inspection report will serve as a 90-day notification to the Maintaining Agency that deficiencies exist which require preventative maintenance and periodic maintenance. Preventative maintenance includes but is not limited to: spot painting, cleaning, all wiring issues, graffiti removal, all signal related issues (lighting, signs and connections), and response to traffic impact including repair and replacement of all components damaged by the traffic impact. For any new painted mast arms installed after the date of this agreement, preventative maintenance includes all items described above and also includes repainting, tightening of nuts, replacing missing or deficient bolts, replacement of missing cap covers or equivalent, replacement of missing or deficient access hole cover plates, and repairing improper grounding. Damaged mast arm structures and strain poles must be properly repaired or replaced by the Maintaining Agency. If the Maintaining Agency is not successful in recovering damage costs from responsible party(ies) within 180 days from the occurrence of damage, the Department will reimburse the Maintaining Agency for costs

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incurred due to traffic impacts to mast arms, which reimbursements will be processed after the Department receives a properly completed and supported invoice from the Maintaining Agency. The Department will pursue reimbursements from individuals and/or the third parties who cause damages to mast arms and are liable for replacement/repair costs. Failure to perform preventative maintenance after notification of an inspection deficiency will result in the Maintaining Agency being responsible for the corrective actions. If spot painting or any other described preventative maintenance is not carried out, there shall be a 25% retainage of the annual compensation amount for the affected signal locations until the preventative maintenance is performed. For each month subsequent to the expiration of the 90-day notice given to the Maintaining Agency that preventative maintenance deficiencies exist, 1/12th of the annual compensation amount for the affected signal locations will be forfeited up to 25% of the annual compensation amount. In the case of a total paint failure on a mast arm installed prior to the date of this Agreement, the Department will fund the cost of repainting. This does not include any mast arm that was installed with a separate mast arm painted finish agreement. The terms of that agreement will control.

6. Periodic maintenance includes but is not limited to: repair of cracks in the mast arm structure; removal and/or repair of grout pads; resetting of anchor bolts; and repair or replacement of deteriorated anchor bolts and nuts. For any new mast arm installations after the date of this Agreement, if a Maintaining Agency requests a painted mast arm, the Maintaining Agency agrees to perform all required periodic and preventative maintenance. Any periodic maintenance performed on the mast arm structure by the Maintaining Agency needs Department approval prior to commencement of work and shall be performed within 90 days unless under an emergency situation. Any and all work performed by the Maintaining Agency must conform to the current Department Standard Specifications for Road and Bridge Construction as applicable. Mast arms that the Department determines to be at the end of its useful life will be replaced by the Department so long as documented preventative maintenance and any applicable periodic maintenance was satisfactorily performed by the Maintaining Agency.

The Table below summarizes the roles of the Maintaining Agency and the Department with regard to preventative and periodic maintenance of mast arms:

| Maintaining Agency | Florida DOT |
|---|---|
| Preventative maintenance of all mast arm structures | Periodic maintenance of all mast arm structures (except for any new painted and existing painted structures with signed separate Agreement) |
| Periodic maintenance of structures (for any new painted and existing painted structures with signed separate Agreement) | |
| Damage repair or replacement of structures | Compensate Maintaining Agency for damage repair or replacement of structures |
| | Replacement at end of life cycle of the structure |

7. The Department will reimburse the Maintaining Agency for costs incurred due to traffic impacts to traffic signal controller cabinet assemblies, traffic signal battery backup, UPS cabinet assemblies, pedestrian flashing beacons, strain pole repair or replacement, and all devices shown in Exhibit A, if the Maintaining Agency is not successful in recovering damage costs from responsible parties. The Maintaining Agency will be responsible for pursuing reimbursements from individuals and/or the third parties that cause damages. However, if the Maintaining Agency is not successful in recovering damage costs from responsible party(ies) within 180 days from the occurrence of damage, the Department will pursue reimbursements from individuals and/or the third parties who cause damages and are liable for replacement/repair costs to the traffic signal controller cabinet assemblies, traffic signal battery backup, UPS cabinet assemblies, pedestrian flashing beacons, strain poles, and all devices shown in Exhibit A. Applicable reimbursements will be processed after the Department receives a properly completed and supported invoice from the Maintaining Agency.
8. The Maintaining Agency may remove any component of the installed equipment for repair or testing; however, it shall only make permanent modifications or equipment replacements and only if the equipment provided is capable of performing at minimum the same functions as the equipment being replaced. The Department shall not make any modifications or equipment replacements without prior written notice to and consultation with the Maintaining Agency.
 - a. The Maintaining Agency shall implement and maintain the timing and phasing of the traffic signals in accordance with the Department's timing and phasing plans, specifications, special provisions, Department re-timing projects, and the Department's Traffic Engineering Manual. The Maintaining Agency shall obtain prior written approval from the Department for any modification in phasing of signals and flash times (where applicable). Signal Systems timings (cycle length, split, offsets, sequence) are considered operational changes and may be changed by the Maintaining Agency to accommodate changing needs of traffic. The Maintaining Agency may make changes in the signal timing provided these changes are made under the direction of a qualified Professional Engineer registered in the State of Florida. The Maintaining Agency shall make available a copy of the timings to the Department upon request. The Department reserves the right to examine equipment, timing and phasing at any time and, after consultation with the Maintaining Agency, may specify modifications. If the Department specifies modification in timing or phasing, implementation of such modifications will be coordinated with, or made by, the Maintaining Agency. All signal timing and phasing records shall be retained by the Maintaining Agency for at least three (3) years, and will be made available to the Department upon request.

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9. The Maintaining Agency shall note in the maintenance log any changes in timings and phasings, and keep a copy of the timings and phasings, and any approval documentation in a file. A copy of the log shall be provided to the Department upon request. Maintaining Agencies may provide this information electronically.
10. The Maintaining Agency and the Department shall update Exhibit A on an annual basis which Exhibit A is attached to and incorporated in this Agreement. Exhibit A will contain all Traffic Signals and Devices on the State Highway System which are within the jurisdiction of the Maintaining Agency, those that are maintained by the Maintaining Agency and those that are maintained but not included for compensation. No changes or modifications may be made to Exhibit A during the Department's fiscal year for compensation. New Traffic Signals and Devices added by the Department during its fiscal year must be maintained and operated by the Maintaining Agency upon the Department's final acceptance as stated in paragraph 2. The Maintaining Agency and the Department shall update Exhibit A preceding each Department's fiscal year, which will include all new Department Traffic Signals and Devices added during the Department's previous fiscal year and delete those removed. Exhibit A will need to be incorporated into this Agreement by an amendment to this Agreement each time Exhibit A is updated. The Maintaining Agency will begin receiving compensation for new Traffic Signals and Devices in the Department's fiscal year after the Traffic Signals and Devices are installed and final acceptance is given by the Department. In the event that no change has been made to the previous year's Exhibit A, a certification from the Maintaining Agency shall be provided to the Department certifying that no change has been made to Exhibit A in the Department's previous fiscal year. The annual compensation will be a lump sum payment (minus any retainage or forfeiture) as set forth in Exhibit B. Future payments will be based on the information provided in Exhibit A, in accordance with the provisions as set forth in Exhibit B, attached to and incorporated in this Agreement.
11. Payment will be made in accordance with Section 215.422, Florida Statutes.
12. There shall be no reimbursement for travel expenses under this Agreement.
13. Bills for fees or other compensation for services or expenses shall be submitted in detail sufficient for a proper pre-audit and post-audit thereof.
14. The Maintaining Agency should be aware of the following time frames. Inspection and approval of goods or services shall take no longer than twenty (20) working days. The Department has twenty (20) days to deliver a request for payment (voucher) to the Department of Financial Services. The twenty (20) days are measured from the latter of the date the invoice is received or the goods or services are received, inspected and approved.
15. If a payment is not available within forty (40) days, a separate interest penalty at a rate as established pursuant to Section 55.03(1), Florida Statutes, will be due and payable, in addition to the invoice amount, to the Maintaining Agency. Interest penalties of less than one (1) dollar will not be enforced unless the Maintaining Agency requests payment. Invoices returned to a Maintaining Agency because of Maintaining Agency preparation errors will result in a delay in the payment. The invoice payment requirements do not start until a properly completed invoice is provided to the Department.
16. A Vendor Ombudsman has been established within the Department of Financial Services. The duties of this individual include acting as an advocate for contractors or vendors who may be experiencing problems in obtaining timely payment(s) from a state agency. The Vendor Ombudsman may be contacted at (850) 413-5516 or by calling the Division of Consumer Services at 1-877-693-5236.
17. Records of costs incurred under the terms of this Agreement shall be maintained and made available upon request to the Department at all times during the period of this Agreement and for three (3) years after final payment is made. Copies of these documents and records shall be furnished to the Department upon request. Records of costs incurred include the Maintaining Agency's general accounting records and the project records, together with supporting documents and records, of the contractor and all subcontractors performing work on the project, and all other records of the Contractor and subcontractors considered necessary by the Department for a proper audit of costs.
18. In the event this contract is for services in excess of \$25,000.00 and a term for a period of more than one (1) year, the provisions of Section 339.135(6)(a), F.S., are hereby incorporated:

"The Department, during any fiscal year, shall not expend money, incur any liability, or enter into any contract which, by its terms, involves the expenditure of money in excess of the amounts budgeted as available for expenditure during such fiscal year. Any contract, verbal or written, made in violation of this subsection is null and void, and no money may be paid on such contract. The Department shall require a statement from the Comptroller of the Department that such funds are available prior to entering into any such contract or other binding commitment of funds. Nothing herein contained shall prevent the making of contracts for periods exceeding 1 year, but any contract so made shall be executory only for the value of the services to be rendered or agreed to be paid for in succeeding fiscal years; and this paragraph shall be incorporated verbatim in all contracts of the Department which are for an amount in excess of \$25,000.00 and which have a term for a period of more than 1 year."

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19. The Department's obligation to pay is contingent upon an annual appropriation by the Florida Legislature.
20. An entity or affiliate who has been placed on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity.
21. A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, Florida Statutes, for CATEGORY TWO for a period of thirty-six (36) months from the date of being placed on the convicted vendor list.
22. The Department shall consider the employment by any contractor of unauthorized aliens a violation of Section 274A(e) of the Immigration and Nationality Act. If the contractor knowingly employs unauthorized aliens, such violation will be cause for unilateral cancellation of this Agreement.
23. The Maintaining Agency may be subject to inspections of Traffic Signals and Devices by the Department. Such findings will be shared with the Maintaining Agency and will be the basis of all decisions regarding payment reduction, reworking, Agreement termination, or renewal. If at any time the Maintaining Agency has not performed the maintenance responsibility on the locations specified in the Exhibit A, the Department has the option of (a) notifying the Maintaining Agency of the deficiency with a requirement that it be corrected within a specified time, otherwise the Department shall deduct payment for any deficient Traffic Signal(s) and Device(s) maintenance not corrected at the end of such time, or (b) take whatever action is deemed appropriate by the Department. Any suspension or termination of funds does not relieve any obligation of the Maintaining Agency under the terms and conditions of this Agreement.
24. The Department shall monitor the performance of the Maintaining Agency in the fulfillment of the agreement. The Maintaining Agency shall submit an annual Report prior to June 30 of each year detailing the following:
 - a. Critical Detection device malfunctions: Critical detection is defined as the detection on side-streets and in left turn lanes on the main streets, and all pedestrian/bicycle detection. Repairs to the side-street and main street left turn detections shall be made within sixty (60) days of discovery and repairs to the pedestrian detection shall be made within 72 hours after notification. All these events shall be logged into the annual report. If repairs cannot be performed within 60 days, the agency shall document the reasons why. Discovery of such events shall be logged into the annual report. The Maintaining Agency shall ensure that 90% of all critical detectors systemwide are operating properly at all time. Any time the level drops below 90%, the Agency would have ninety (90) days to correct the situation. A 5% retainage of the total annual compensation amount (as shown in Exhibit A) will be withheld whenever the 90% critical detection requirement is not met within the 90-day period.
 - b. Traffic signal preventative maintenance inspections: All traffic signals shall receive at least one (1) minor preventative maintenance inspection, preferably two inspections, within a twelve (12) month period. Preventative maintenance inspection shall include verification that all detection is working, the signal is cycling properly, the ventilation system is functioning and filters are clean. Basic traffic cabinet maintenance shall also verify power feed voltages, verify that the vehicle and pedestrian indications are functioning properly, test the effective functioning of pedestrian push buttons, and check hinges and door locks. At least one (1) conflict monitor test shall be performed during a twelve (12) month period. Each test is to be documented and included in the annual report to the Department. The inspection report should note the location, date of inspection and any items noted. If the traffic signals do not receive at least one (1) minor preventative maintenance inspection during a twelve (12) month period, there shall be a 20% retainage of the annual compensation amount for the affected signal locations until the preventative maintenance inspection is made. If not performed within the state's fiscal year, the 20% retainage of the annual compensation amount for the affected signal locations will be forfeited.
 - c. For any traffic signals that are interconnected with telecommunications and their real-time operation is electronically monitored via software by personnel at a central location and are therefore receiving the higher compensation amount as described in Exhibit B, the name(s), titles of those monitoring those intersections, and the location of the central monitoring facility(s) are to be documented and contained in the annual report submitted to the Department.
 - d. In addition to the above requirements, if at least 50% of the traffic signals are not inspected and if at least half of the critical detection requirements as stated in 24a are not met, the Department will retain an additional 25% of the remaining compensation amount.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT

- 25. The Maintaining Agency may enter into agreements with other parties pertaining to Traffic Signals and Devices including, but not limited to, agreements relating to costs and expenses incurred in connection with the operation of traffic signals and devices on the State Highway System, provided that such Agreements are consistent with the mutual covenants contained in this Agreement. The Maintaining Agency shall furnish a copy of such agreements to the Department.
- 26. This Agreement may not be assigned or transferred by the Maintaining Agency in whole or in part without consent of the Department.
- 27. The Maintaining Agency shall allow public access to all documents, papers, letters, or other material subject to provisions of Chapter 119, Florida Statutes, and made or received by the Maintaining Agency in conjunction with this Agreement. Failure by the Maintaining Agency to grant such public access will be grounds for immediate unilateral cancellation of this Agreement by the Department.
- 28. This Agreement is governed by and construed in accordance with the laws of the State of Florida. The invalidity or unenforceability of any portion of this Agreement does not affect the remaining provisions and portions hereof. Any failure to enforce or election on the part of the Department to not enforce any provision of this Agreement does not constitute a waiver of any rights of the Department to enforce its remedies hereunder or at law or in equity.
- 29. This term of this Agreement is twenty (20) years; provided that either party may cancel this Agreement prior to the expiration of the term of this Agreement. A minimum notice period of two (2) years plus the remaining months of the Department's fiscal year shall be provided to the other party in writing. Should the Maintaining Agency provide its written notice of cancellation to the Department, the notice shall be endorsed by the elected body (County Commission, City Council, or local agency governing body) under which the Agency operates.
- 30. Upon execution, this Agreement cancels and supersedes any and all prior Traffic Signal Maintenance Agreement(s) between the parties, except specific separate Agreements covering painted mast arm maintenance or any other aspect related to the painting of mast arms.
- 31. The Department reserves the right to remove select critical corridors or critical intersections from the Maintaining Agency's obligation under this Agreement. The remaining intersections and corridors would continue to be covered under this Agreement. The Department will provide a minimum of one year notice prior to take-over of maintenance of critical corridors or critical intersections.
- 32. The Department agrees that the Maintaining Agency must comply with State law regarding appropriations and budgets. This Agreement shall not be interpreted to conflict with State law applicable to the Maintaining Agency.
- 33. The Maintaining Agency shall:
 - a. utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the Maintaining Agency during the term of the contract; and
 - b. expressly require any contractors and subcontractors performing work or providing services pursuant to the state contract to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the contract term.
- 34. Exhibits A, B, and C are attached and incorporated by reference.
- 35. This Agreement contains all the terms and conditions agreed upon by the parties.

IN WITNESS WHEREOF, the parties have caused these presents to be executed, the day and year first above written.

_____, Florida
(Maintaining Agency)

By

(Authorized Signature)

Print/Type Name: _____

Title: _____

Attest: _____

Attorney: _____ Date: _____

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

By

(Authorized Signature)

Print/Type Name: Alan E. Hyman, P.E.

Title: Director of Transportation Operations

Legal Review: _____

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT

**EXHIBIT B
 TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT**

1.0 PURPOSE

This exhibit defines the method and limits of compensation to be made to the Maintaining Agency for the services described in this Agreement and in Exhibit A and method by which payments will be made.

2.0 COMPENSATION

For the satisfactory completion of all services detailed in this Agreement and Exhibit A of this Agreement, the Department will pay the Maintaining Agency the Total Lump Sum (minus any retainage or forfeiture) in Exhibit A. The Maintaining Agency will receive one lump sum payment (minus any retainage or forfeiture) at the end of each fiscal year for satisfactory completion of service.

Beginning in the fiscal year 2016-17, for traffic signals which are not interconnected with telecommunications and are not monitored at a central location, the compensation amount shall be \$3,131. The compensation amount for traffic signals that are interconnected with telecommunications and are monitored at a central location shall be \$4,500 per signal location. These differential compensation amounts shall be in effect beginning July 1, 2016. The Table below shows the compensation amount for the various devices for fiscal years 2015-16 and 2016-17, and beyond.

Total Lump Sum (minus any retainage or forfeiture) Amount for each fiscal year is calculated by adding all of the individual intersection amounts.

Pedestrian Flashing Beacon: includes school zone beacons, pedestrian crossing beacons, and rectangular rapid flashing beacons (RRFB). School zones, crosswalks and warning sign locations shall be paid at a unit rate regardless of the number of individual beacons or poles.

Unit Compensation Rates per Intersection on the State Highway System

| FY | Traffic Signal s (TS) | Traffic Signal - Interconnect ed & monitored (IMTS) | Intersecti on Control Beacon (ICB) | Pedestria n Flashing Beacon (PFB) | Emergen cy Fire Dept. Signal (FDS) | Speed Activate d Warning Display (SAWD) or Blank Out Sign (BOS) | Traffic Warni ng Beaco n (TWB) | Travel Time Detect or | Uninterrupti ble Power Supplies (UPS) |
|----------|--|--|--|---|--|---|---|--------------------------------|--|
| 2014-15* | \$ 2,951 | | \$738 | \$295 | \$738 | \$148 | \$148 | | |
| 2015-16 | 3,040 | | 760 | 608 | 1,064 | 304 | 304 | | |
| 2016-17 | 3,131 | 4,500 | 783 | 626 | 1,096 | 313 | 313 | 100 | 100 |
| 2017-18 | Based on the Consumer Price Index (CPI), the 2016-17 compensation amounts will be revised upwards. | | | | | | | | |
| 2018-19 | Based on the CPI, the 2017-18 compensation amounts will be revised upwards. | | | | | | | | |
| 2019-20 | Based on the CPI, the 2018-19 compensation amounts will be revised upwards. | | | | | | | | |

*Compensation pro-rata based on intersection approaches or legs on State Highway System.

Based on the Consumer Price Index (CPI), the Unit Rate for the following fiscal year will be adjusted accordingly, unless otherwise specified in an amendment to this Agreement. However, if CPI is negative, there shall be no reduction from the previous year's compensation.

3.0 PAYMENT PROCESSING

The Maintaining Agency shall invoice the Department in a format acceptable to the Department, on an annual basis for the reimbursement costs incurred by the Maintaining Agency for the previous year prior to June 30th of each year . For example, the Maintaining Agency shall submit its invoice for the previous year beginning July 1, 2015 through June 30, 2016 no later than June 30, 2016.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION
TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT

750-010-22
TRAFFIC
OPERATIONS
04/15
Exhibit C Page 1 of 1

EXHIBIT C

TRAFFIC SIGNAL MAST ARM CHECKLIST

Traffic Signal Mast Arm Checklist

- Foundation, including condition of grout pad if present
- Anchor bolts and nuts
- Base plate
- Base plate connection to vertical member
- Hand hole and hand hole covers and inside of vertical member by removing hand hole covers
- Connections between vertical and horizontal members
- Any member splices
- Attachments
- Member caps



a

| |
|--|
| AGENDA ITEM NUMBER 6c |
|--|

AGENDA ITEM SUMMARY SHEET

| | | | | |
|------------------------------------|-----------------------------|-----|---|----|
| ITEM TITLE: | Fire Department Discussion | | | |
| For the Meeting of: | September 10, 2015 | | | |
| Submitted by: | Gary La Venia, City Manager | | | |
| Date Submitted: | September 2, 2015 | | | |
| Are Funds Required: | | Yes | X | No |
| Account Number: | N/A | | | |
| Amount Required: | N/A | | | |
| Balance Remaining: | N/A | | | |
| Attachments: | Yes | | | |
| Description of Item: | | | | |
| | | | | |
| Action to be Taken: | | | | |
| | | | | |
| Staff's Recommendation: N/A | | | | |
| Additional Comments: N/A | | | | |

Reviewed by: _____
City Manager

Authorized to be placed on the Regular agenda: _____
Mayor

RESOLUTION 2015-006

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, LAKE COUNTY, FLORIDA, ADOPTING A TENTATIVE MILLAGE RATE OF 4.7371 FOR THE CITY OF FRUITLAND PARK, FLORIDA FOR AD VALOREM TAXES FOR FISCAL YEAR 2015-2016; ANNOUNCING THAT THE TENTATIVE MILLAGE RATE IS A 2.57% INCREASE TO THE “ROLLED BACK” RATE OF 4.6129; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to section 200.065, Florida Statutes, after proper notice, a public hearing was held at the City of Fruitland Park, Lake County, Florida, on September 10, 2015 at 7:00 p.m., at which time the general public was given an opportunity to comment and ask questions pertaining to the tentative budget and millage rate; and

WHEREAS, pursuant to section 200.065, Florida Statutes, after proper notice a second public hearing will be held at the City of Fruitland Park on September 22, 2015, at 7:00 p.m. at which time the general public will be given an opportunity to comment and ask questions pertaining to the proposed final budget and millage rate; and

WHEREAS, the “rolled-back” ad valorem millage rate for the City of Fruitland Park, Lake County, Florida, for the fiscal year 2015-2016 is 4.6129; and

WHEREAS, after public hearings pursuant to section 200.065, Florida Statutes, the City of Fruitland Park is prepared to set a tentative millage rate of 4.7371; and

WHEREAS, the tentative millage rate of 4.7371 is a 2.57% increase to the current year rolled-back rate.

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

1. The City Commission of the City of Fruitland Park, Florida does hereby ratify and set the tentative ad valorem millage rate for the City of Fruitland Park, Lake County, Florida, for the fiscal year 2015-2016 at 4.7371, which is a 2.57% increase to the “rolled back” rate.
2. This resolution shall take effect immediately upon its final adoption by the City Commission of the City of Fruitland Park, Florida.

PASSED AND RESOLVED at a public hearing this 10th day of September, 2015, at 7:00 p.m., or as soon thereafter, by the City Commission of the City of Fruitland Park, Florida.

City of Fruitland Park
Christopher J. Bell, Mayor

Attest:

Esther B. Coulson, CMC, City Clerk

Vice Mayor Cheshire _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Commissioner Gunter _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Commissioner Lewis _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Commissioner Ranize _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Mayor Bell _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
(SEAL)

Approved as to form:

Anita Geraci-Carver, City Attorney



**AGENDA ITEM
NUMBER**
6e

AGENDA ITEM SUMMARY SHEET

| | | | |
|----------------------------|--|-----|-----------------------------|
| ITEM TITLE: | First Budget Public Hearing – Resolution 2015-007 | | |
| For the Meeting of: | September 10, 2015 | | |
| Submitted by: | City Treasurer Jeannine Michaud | | |
| Date Submitted: | September 1, 2015 | | |
| Are Funds Required: | <input checked="" type="checkbox"/> | Yes | <input type="checkbox"/> No |
| Account Number: | N/A | | |
| Amount Required: | N/A | | |
| Balance Remaining: | N/A | | |
| Attachments: | Yes | | |

Description of Item: Resolution 2015-006 adopting the tentative budget for FY2015-16.

The adoption of the millage rate and the budget resolution must be by separate votes. The governing body has adopted the tentative millage and will now adopt the tentative budget. The City of Fruitland Park set the tentative millage rate of 4.7371 which is 2.57% increase to the Roll Back Rate of 4.6185. This is the same millage rate as last year. The total appropriations for the Budget for Fiscal Year 2015-2016 is \$10,122,045. Please see Summary of Funds for the breakdown of each fund.

Action to be Taken: Review and approve/deny Resolution 2015-007 setting the tentative budget.

Staff's Recommendation: Approve Resolution 2015-007 setting the tentative budget at \$10,122,045.

Additional Comments:

Reviewed by: _____
City Manager

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

RESOLUTION 2015-007

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, LAKE COUNTY, FLORIDA, ADOPTING THE TENTATIVE BUDGET FOR FISCAL YEAR 2015-2016; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to section 200.065, Florida Statutes, after proper notice, a public hearing was held at the City of Fruitland Park, Lake County, Florida, on September 10, 2015, at 7:00 p.m., at which time the general public was given an opportunity to comment and ask questions pertaining to the tentative budget and millage rate; and

WHEREAS, the City Commission adopted a tentative millage rate by Resolution 2015-007; and

WHEREAS, pursuant to section 200.065, Florida Statutes, after proper notice a second public hearing will be held at the City of Fruitland Park on September 22, 2015, at 7:00 p.m. at which time the general public will be given an opportunity to comment and ask questions pertaining to the proposed final budget and millage rate; and

WHEREAS, the City Commission desires to adopt the tentative budget for fiscal year 2015-2016.

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

1. The City Commission for the City of Fruitland Park, Florida does hereby ratify and adopt the tentative budget for the 2015-2016 fiscal year for the City of Fruitland Park, Lake County, Florida.
2. This resolution shall take effect immediately upon its final adoption by the City Commission of the City of Fruitland Park, Florida.

PASSED AND RESOLVED at a public hearing this 10th day of September, 2015 at 7:00 p.m. or as soon thereafter, by the City Commission of the City of Fruitland Park, Florida.

City of Fruitland Park
Christopher J. Bell, Mayor

Attest:

Esther B. Coulson, CMC, City Clerk

Vice Mayor Cheshire _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Commissioner Gunter _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Commissioner Lewis _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Commissioner Ranize _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)
Mayor Bell _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent)

(SEAL)

Approved as to form:

Anita Geraci-Carver, City Attorney

CITY OF FRUITLAND PARK
FISCAL YEAR 2016 BUDGET

The budget was prepared using a millage rate of
4.7371 (same as last year)

SUMMARY OF FUNDS
REVENUES AND EXPENSES

| | Revenues | Expenses |
|-----------------------|------------------|------------------|
| General Fund | \$ 4,075,541.00 | \$ 4,075,541.00 |
| Redevelopment Fund | \$ 431,196.00 | \$ 431,196.00 |
| Capital Projects Fund | \$ 1,462,227.00 | \$ 1,462,227.00 |
| Utility Fund | \$ 4,066,558.00 | \$ 4,066,558.00 |
| Fire Pension Fund | \$ 35,618.00 | \$ 35,618.00 |
| Recreation Fund | \$ 50,905.00 | \$ 50,905.00 |
| Total - All Funds | \$ 10,122,045.00 | \$ 10,122,045.00 |



AGENDA
ITEM
NUMBER
6f

AGENDA ITEM SUMMARY SHEET

| | |
|---|-----------------------------------|
| ITEM TITLE: | Bradford Property – 2015-013 |
| For the Meeting of: | Thursday, September 10, 2015 |
| Submitted by: | Charlie Rector, CDD |
| Date Submitted: | 8/20/2015 |
| Are Funds Required: | Yes X No |
| Account Number: | N/A |
| Amount Required: | N/A |
| Balance Remaining: | N/A |
| Attachments: | None |
| | |
| Action to be Taken: Approve first reading for 1) Annexation from County to City Limits of Fruitland Park 2) Small Scale Comprehensive Plan Amendment to Commercial 3) Rezoning from County Rural to City General Commercial (C2) | |
| Staff's Recommendation: Approval V. Rector 8/21/15 | |
| Additional Comments: | |

Reviewed by _____
City Manager

Authorized to be placed on the Regular Agenda: _____
Mayor

ORDINANCE 2015-013

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 4.5 ± ACRES OF LAND GENERALLY LOCATED NORTH OF MILLER STREET (CR 466A) AND WEST OF TIMBERTOP LANE; 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 SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been submitted by Anthony Aboud, CLH Ventures, Inc. on behalf of Dennis Bradford and Martha Bradford as Owners, requesting that approximately 4.5 acres of real property generally located north of Miller Street (CR 466A) and west of Timbertop Lane (the "Property") be annexed into and made a part of the City of Fruitland Park City limits; and

WHEREAS, the petition bears the signature of all applicable parties; and

WHEREAS, the required notice of the proposed annexation has been properly published; and

WHEREAS, the Property is contiguous to the City limits and is reasonably compact.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Fruitland Park, Florida, as follows:

Section 1. The following described property consisting of approximately 4.5 acres of land generally located north of Miller Street (CR 466A) and west of Timbertop Lane, contiguous to the City limits, is hereby incorporated into and made part of the City of Fruitland Park Florida. The property is more particularly described as follows:

LEGAL DESCRIPTION: The South 525 feet of the West 420 feet of the NE ¼ of the SE ¼ of Section 6, Township 19 South, Range 24 East, Lake County, Florida.

Parcel Alternate Key No. 1288100.

Section 2. The City Clerk shall forward a certified copy of this Ordinance to the Clerk of the Circuit Court, the County Manager of Lake County, Florida, and the Secretary of State of Florida within seven (7) days after its passage on second and final reading. It shall further be submitted to the Office of Economic and Demographic Research within 30 days of approval along with a statement specifying the population census effect and the affected land area.

Section 3. If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 4. The property annexed in this Ordinance is subject to the Land Use Plan of the Lake County Comprehensive Plan and county zoning regulations until the City adopts the Comprehensive Plan Amendments to include the property annexed in the City Comprehensive Plan.

Section 5. This Ordinance shall become effective immediately upon passage by the City Commission of the City of Fruitland Park.

PASSED AND ORDAINED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this _____ day of _____, 2015.

Christopher J. Bell, Mayor
City of Fruitland Park, Florida

ATTEST:

Approved as to Form:

Esther Coulson, CMC, City Clerk

Anita Geraci-Carver, City Attorney

| | |
|---------------------|--|
| Vice-Mayor Cheshire | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Ranize | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Lewis | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Gunter | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Mayor Bell | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |

Passed First Reading August 27, 2015
Passed Second Reading _____
(SEAL)

ORDINANCE 2015-011

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, REZONING APPROXIMATELY 4.5 ACRES OF PROPERTY GENERALLY LOCATED NORTH OF MILLER STREET (CR 466-A) AND WEST OF TIMBERTOP LANE FROM COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF GENERAL COMMERCIAL (C-2) WITHIN THE CITY LIMITS OF FRUITLAND PARK; PROVIDING FOR DIRECTIONS TO THE CITY MANAGER; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been submitted by Anthony Aboud, CLH Ventures, Inc. on behalf of Dennis Bradford and Martha Bradford as Owners, requesting that approximately 4.5 acres of real property generally located north of Miller Street (CR 466A) and west of Timbertop Lane (the "Property") be rezoned from Lake County "AG" (Agriculture) to C-2 (General Commercial) within the city limits of Fruitland Park; and

WHEREAS, the petition bears the signature of all applicable parties;

WHEREAS, the property has a future land use designation of General Commercial as shown on the City of Fruitland Park Comprehensive Plan Future Land Use Map;

WHEREAS, the proposed zoning is consistent with the future land use designation; and

WHEREAS, the required notice of the proposed rezoning has been properly published;

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Fruitland Park, Florida, as follows:

Section 1. The following described property consisting of approximately 4.5 acres of land generally located north of Miller Street (CR 466A) and west of Timbertop Lane is hereby rezoned from County Agriculture (Ag) to City General Commercial (C-2) within the City of Fruitland Park. The property is more particularly described as follows:

LEGAL DESCRIPTION: The South 525 feet of the West 420 feet of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 6, Township 19 South, Range 24 East, Lake County, Florida.

Parcel Alternate Key No. 1288100.

Section 2. Official Zoning Map.

That the City Manager, or designee, is hereby directed to amend, alter, and implement the official zoning maps of the City of Fruitland Park, Florida to include said designation consistent with this Ordinance.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of this Ordinance.

Section 4. Conflict.

That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. This Ordinance shall become effective immediately upon passage.

PASSED AND ORDAINED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this 27th day of August, 2015.

Christopher J. Bell, Mayor
City of Fruitland Park, Florida

ATTEST:

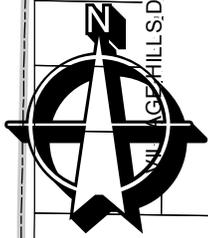
Approved as to Form:

Esther Coulson, CMC, City Clerk

Anita Geraci-Carver, City Attorney

| | |
|---------------------|--|
| Vice-Mayor Cheshire | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Ranize | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Lewis | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Gunter | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Mayor Bell | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |

Passed First Reading August 27, 2015
Passed Second Reading _____
(SEAL)



VILLAGE HILLS, DR.

LINMAR AVE

LINDA GLEN AVE

WALTERS PL

EMORY DR

MICRO RACETRACK RD

EDMONDSON DR

TIMBERTOP LN

SPRING LAKE RD

OLIVER LN

Site Location

CR 466A

MILLER BLVD

VASQUEZ AVE

ELLIOTT AVE

PARRISH PL

KRAMER CT

DRAKE DR

BRINSON LN

MICRO RACETRACK RD

PINE RIDGE DAIRY RD

Sumter County
Lake County



AGENDA
ITEM
NUMBER
6h

AGENDA ITEM SUMMARY SHEET

| | |
|---|--|
| ITEM TITLE: | Bradford Property – Ordinance 2015-016 |
| For the Meeting of: | Thursday, September 10, 2015 |
| Submitted by: | Charlie Rector, CDD |
| Date Submitted: | 8/20/2015 |
| Are Funds Required: | Yes <input checked="" type="checkbox"/> No |
| Account Number: | N/A |
| Amount Required: | N/A |
| Balance Remaining: | N/A |
| Attachments: | None |
| | |
| Action to be Taken: Approve first reading for 1) An nexation from County to City Limits of Fruitland Park 2) Small Scale Comprehensive Plan Amend ment to Commercial 3) Rezoning from County Rural to City General Commercial (C2) | |
| Staff's Recommendation: Approval V. Rector 8/21/15 | |
| Additional Comments: | |

Reviewed by _____
City Manager

Authorized to be placed on the Regular Agenda: _____

Mayor

ORDINANCE 2015-016

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 1.9 ± ACRES OF LAND GENERALLY LOCATED NORTH OF MILLER STREET (CR 466A) AND WEST OF MICRO RACETRACK ROAD; 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 SECRETARY OF STATE OF THE STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been submitted by Carolyn Campbell on behalf of Willie M. Pace as Owner, requesting that approximately 1.9 acres of real property generally located north of Miller Street (CR 466A) and west of Micro Racetrack Road (the "Property") be annexed into and made a part of the City of Fruitland Park City limits; and

WHEREAS, the petition bears the signature of all applicable parties; and

WHEREAS, the required notice of the proposed annexation has been properly published; and

WHEREAS, the Property is contiguous to the City limits and is reasonably compact.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Fruitland Park, Florida, as follows:

Section 1. The following described property consisting of approximately 1.9 acres of land generally located north of Miller Street (CR 466A) and west of Micro Racetrack Road, contiguous to the City limits, is hereby incorporated into and made part of the City of Fruitland Park Florida. The property is more particularly described as follows:

LEGAL DESCRIPTION: The South 132 feet of the North 264 feet of the East ½ of the NE ¼ of the SW ¼ of Section 6, Township 19 South, Range 24 East, Lake County, Florida. Less public road right of way.

Parcel Alternate Key No. 1288355.

Section 2. The City Clerk shall forward a certified copy of this Ordinance to the Clerk of the Circuit Court, the County Manager of Lake County, Florida, and the Secretary of State of Florida within seven (7) days after its passage on second and final reading. It shall further be submitted to the Office of Economic and Demographic Research within 30 days of approval along with a statement specifying the population census effect and the affected land area.

Section 3. If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 4. The property annexed in this Ordinance is subject to the Land Use Plan of the Lake County Comprehensive Plan and county zoning regulations until the City adopts the Comprehensive Plan Amendments to include the property annexed in the City Comprehensive Plan.

Section 5. This Ordinance shall become effective immediately upon passage by the City Commission of the City of Fruitland Park.

PASSED AND ORDAINED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this _____ day of _____, 2015.

Christopher J. Bell, Mayor
City of Fruitland Park, Florida

ATTEST:

Approved as to Form:

Esther Coulson, CMC, City Clerk

Anita Geraci-Carver, City Attorney

| | |
|---------------------|--|
| Vice-Mayor Cheshire | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Ranize | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Lewis | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Gunter | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Mayor Bell | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |

Passed First Reading August 27, 2015
Passed Second Reading _____
(SEAL)



AGENDA ITEM SUMMARY SHEET

| | | | |
|--|------------------------------------|---------------------------------------|----|
| ITEM TITLE: | Pace Property – Ordinance 2015-018 | | |
| For the Meeting of: | Thursday, August 27, 2015 | | |
| Submitted by: | Charlie Rector, COD | | |
| Date Submitted: | 8/20/2015 | | |
| Are Funds Required: | <input type="checkbox"/> / Yes | <input checked="" type="checkbox"/> / | No |
| Account Number: | N/A | | |
| Amount Required: | N/A | | |
| Balance Remaining: | N/A | | |
| Attachments: | None | | |
| <p>Action to be Taken: Approve first reading for 1) Annexation 2} Small Scale Comprehensive Plan Amend ment to Commercial 3} Rezoning from County Rural to City General Commercial (C2}</p> | | | |
| Staff's Recommendation: Approval <i>12-018-6</i> | | | |
| Additional Comments: | | | |

Reviewed **by:** _____
City Manager

Authorized to be placed on the Regular **Agenda:** _____
Mayor

ORDINANCE 2015-018

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, REZONING APPROXIMATELY 1.9 ACRES OF PROPERTY GENERALLY LOCATED NORTH OF MILLER STREET (CR 466-A) AND WEST OF MICRO RACETRACK ROAD FROM COUNTY AGRICULTURE (AG) TO THE DESIGNATION OF GENERAL COMMERCIAL (C-2) WITHIN THE CITY LIMITS OF FRUITLAND PARK; PROVIDING FOR DIRECTIONS TO THE CITY MANAGER; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been submitted by Carolyn Campbell on behalf of Willie M. Pace as Owner, requesting that approximately 1.9 acres of real property generally located north of Miller Street (CR 466A) and west of Micro Racetrack Rd. (the "Property") be rezoned from Lake County "AG" (Agriculture) to C-2 (General Commercial) within the city limits of Fruitland Park; and

WHEREAS, the petition bears the signature of all applicable parties;

WHEREAS, the property has a future land use designation of General Commercial as shown on the City of Fruitland Park Comprehensive Plan Future Land Use Map;

WHEREAS, the proposed zoning is consistent with the future land use designation; and

WHEREAS, the required notice of the proposed rezoning has been properly published;

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Fruitland Park, Florida, as follows:

Section 1. The following described property consisting of approximately 1.9 acres of land generally located north of Miller Street (CR 466A) and west of Micro Racetrack Rd. is hereby rezoned from County Agriculture (Ag) to City General Commercial (C-2) within the City of Fruitland Park. The property is more particularly described as follows:

LEGAL DESCRIPTION: The South 132 feet of the North 264 feet of the East ½ of the NE ¼ of the SW ¼ of Section 6, Township 19 South, Range 24 East, Lake County, Florida. Less public road right of way.

Parcel Alternate Key No. 1288355

Section 2. Official Zoning Map.

That the City Manager, or designee, is hereby directed to amend, alter, and implement the official zoning maps of the City of Fruitland Park, Florida to include said designation consistent with this Ordinance.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of this Ordinance.

Section 4. Conflict.

That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. This Ordinance shall become effective immediately upon passage.

PASSED AND ORDAINED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this _____ day of _____, 2015.

Christopher J. Bell, Mayor
City of Fruitland Park, Florida

ATTEST:

Approved as to Form:

Esther Coulson, CMC, City Clerk

Anita Geraci-Carver, City Attorney

| | |
|---------------------|--|
| Vice-Mayor Cheshire | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Ranize | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Lewis | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Gunter | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Mayor Bell | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |

Passed First Reading August 27, 2015
Passed Second Reading _____
(SEAL)

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

ANNEXATION, SSCPA AND REZONING

Applicant: Carolyn Campbell

Owner: Willie M. Pace

General Location: North of CR 466A and West of Micro Racetrack Rd.

Number of Acres: 1.9 ± acres

Existing Zoning: County Agriculture (AG)

Proposed Zoning: General Commercial (C-2)

Existing Land Use: County Rural

Proposed Future Land Use: Commercial

Date: July 27, 2015

Description of Project

The Subject site is currently developed as a SF residence with associated utility shed. The City limits are adjacent to the southern property boundary. Micro Racetrack Road is adjacent to the eastern boundary. The applicant is requesting annexation, SSCPA to Commercial and a rezoning to General Commercial (C-2). SSCPA can be processed at anytime during the year as long as the total cumulative acreage does not exceed 80 acres. The subject site is the 5th SSCPA amendment being processed in 2015 for a cumulative total of 11.77 acres.

| | Surrounding Zoning | Surrounding Land Use |
|--------------|---------------------------|-----------------------------|
| North | County Agriculture | County Rural |
| South | C-2 | Vacant Commercial |
| East | County Agriculture | County Rural |
| West | County Agriculture | County Rural |

Assessment

ANNEXATION

The subject site is contiguous to the city limits on the southern property boundaries. The annexation would be considered infill development.

SMALL SCALE LAND USE AMENDMENT

Pursuant to FLU Policy 1-3.1, the location and distribution of commercial land use on the future land use map shall consider access to CR 466A, minimize nuisance impacts, impacts to conservation and preservation to natural resources, and demand on existing public services.

Pursuant to FLU Policy 1-3.2, higher intensive commercial land uses are permitted within the Commercial land use category.

Pursuant to FLU Policy 1-9.2, land use patterns on the FLU map shall promote orderly, compact growth. The City shall encourage growth and development in existing developed areas where public facilities and services are presently in place and in those areas where public facilities can provide the most efficient service.

Pursuant to FLU Policy 1-10.1 (f), the commercial land use category allows for retail sales and services, higher intensity commercial and wholesale commercial and professional services. The maximum impervious surface ratio is 70%.

Pursuant to Policy 1-3.4, commercial developments shall provide sufficient buffers and screening to mitigate impacts to adjacent residential or public facility land uses.

CONCURRENCY ANALYSIS

The proposed use is expected to generate more PM peak hour traffic than what could potentially be developed on the site as single family residential; however, the impact is considered minimal and is below the requirement of a traffic impact analysis per the LDRs. Please see the table below.

TRIP GENERATION ANALYSIS

Proposed Land Use Program

| Land Use | Size/Unit | ITE Code | Daily Trips | PM Peak Hour Trips | PM Trips Enter | PM Trips Exit |
|-------------------------------------|-----------|----------|-------------|--------------------|----------------|---------------|
| Specialty Retail | 14,250 SF | 826 | 632 | 39 | 17 | 22 |
| TOTAL GROSS TRIPS (PROPOSED) | | | 632 | 39 | 17 | 22 |

Existing Land Use Program

| Land Use | Size/Unit | | | PM Peak | PM Trips | PM Trips |
|----------|-----------|--|--|---------|----------|----------|
| | | | | | | |

| | | ITE Code | Daily Trips | Hour Trips | Enter | Exit |
|-------------------------------------|--------|----------|-------------|------------|----------|----------|
| Single Family | 1 unit | 210 | 10 | 1 | 1 | 0 |
| TOTAL GROSS TRIPS (EXISTING) | | | 10 | 1 | 1 | 0 |

Net Difference (Proposed Net Trip Generation Minus Existing Net Trip Generation)

| Land Use | PM Peak Hour Trips | PM Trips Enter | PM Trips Exit |
|--|--------------------|----------------|---------------|
| TOTAL NET TRIPS (PROPOSED – EXISTING) | 38 | 16 | 22 |

Any commercial development will be expected to connect to the City’s water and wastewater facilities when available. The City currently has capacity available for water and sewer.

REZONING

The proposed General Commercial (C-2) zoning district allows for retail sales and services, professional office, personal services, financial services, shopping center, etc. The subject site is located within a transitioning area along Micro Racetrack Road. The requested zoning of General Commercial (C-2) is compatible with the area and C-2 zoning is located along the southern property boundary.

Recommendation

ANNEXATION

The subject property is contiguous to the city boundaries. Staff recommends approval of the annexation.

SMALL SCALE LAND USE AMENDMENT

The requested land use of Commercial is consistent with the city’s comprehensive plan and is compatible with the surrounding area. It is recommended that the land use of Commercial be approved.

ZONING

The subject site is located within a transitioning area along Micro Racetrack Road. The requested zoning of General Commercial (C-2) is compatible with the area. Staff recommends approval of the rezoning. Prior to any development and/or redevelopment, the property owner will need to submit a site plan meeting the requirements of the LDRs.



AGENDA
ITEM
NUMBER

6j

AGENDA ITEM SUMMARY SHEET

| | |
|--|--|
| ITEM TITLE: | Bradford Property – Ordinance 2015-012 |
| For the Meeting of: | Thursday, September 10, 2015 |
| Submitted by: | Charlie Rector, CDD |
| Date Submitted: | 8/20/2015 |
| Are Funds Required: | Yes <input checked="" type="checkbox"/> No |
| Account Number: | N/A |
| Amount Required: | N/A |
| Balance Remaining: | N/A |
| Attachments: | None |
| | |
| <p>Action to be Taken: Approve first reading for 1) An nexation from County to City Limits of Fruitland Park 2) Small Scale Comprehensive Plan Amend ment to Commercial 3) Rezoning from County Rural to City General Commercial (C2)</p> | |
| <p>Staff's Recommendation: Approval V. Rector 8/21/15</p> | |
| <p>Additional Comments:</p> | |

Reviewed by _____
City Manager

Authorized to be placed on the Regular Agenda: _____

Mayor

ORDINANCE 2015 - 012

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 RURAL TO CITY COMMERCIAL ON THE FUTURE LAND USE MAP OF THE CITY OF FRUITLAND PARK'S COMPREHENSIVE PLAN FOR APPROXIMATELY 4.5 ± ACRES OF PROPERTY GENERALLY LOCATED NORTH OF MILLER STREET (CR 466-A) AND WEST OF TIMBERTOP LANE.; DIRECTING THE CITY CLERK TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been received from Anthony Abound, CLH Ventures, Inc. as applicant, on behalf of Dennis Bradford and Evelyn Bradford as Owners, requesting that real property within the city limits of the City of Fruitland Park be assigned a land use designation of "Commercial" under the Comprehensive Plan for the City of Fruitland Park; and

WHEREAS, the required notice of the proposed small scale comprehensive plan amendment has been properly published as required by Chapter 163, Florida Statutes; and

WHEREAS, the Planning and Zoning Commission of the City of Fruitland Park and the Local Planning Agency for the City of Fruitland Park have reviewed the proposed amendment to the Comprehensive Plan and have made recommendations to the City Commission of the City of Fruitland Park.

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

Section 1: The following described property consisting of approximately 4.5 ± acres generally located north of Miller Street (CR 466-A) and west of Timbertop Lane., and more particularly described as follows:

LEGAL DESCRIPTION: The South 525 feet of the West 420 feet of the NE ¼ of the SE ¼ of Section 6, Township 19 South, Range 24 East, Lake County, Florida.

Parcel Alternate Key No. 1288100.

shall be assigned a land use designation of Commercial under the City of Fruitland Park Comprehensive Plan as depicted on the map attached hereto as Exhibit "A" and incorporated herein by reference.

Section 2: A copy of said Land Use Plan Amendment is filed in the office of the City Manager of the City of Fruitland Park as a matter of permanent record of the City, matters and contents therein are made a part of this ordinance by reference as fully and completely as if set forth herein, and such copy shall remain on file in said office available for public inspection.

Section 3: Transmittal

After the first public hearing, a copy hereof shall be transmitted to the Department of Economic Opportunity and the East Central Florida Regional Planning Council, the water management district, the Department of Environmental Protection, the Department of State, the Department of Transportation, Lake County, and any other unit of local government or governmental agency in the State of Florida that has filed a written request with the Clerk of the City of Fruitland Park, Florida.

Section 4: The City Manager or his designee, after passage of this Ordinance, is hereby directed to indicate the changes adopted in this Ordinance and to reflect the same on the Comprehensive Land Use Plan Map of the City of Fruitland Park.

Section 5: Severability.

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 6: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 7. This Ordinance shall become effective 31 days after its adoption by the City Commission. If this Ordinance is challenged within 30 days after its adoption, it may not become effective until the state land planning agency or Administrative Commission, respectively, issues a final order determining that this Ordinance is in compliance.

PASSED AND ORDAINED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this _____ day of _____, 2015.

Christopher J. Bell, Mayor
City of Fruitland Park, Florida

ATTEST:

Approved as to Form:

Esther Coulson, CMC, City Clerk

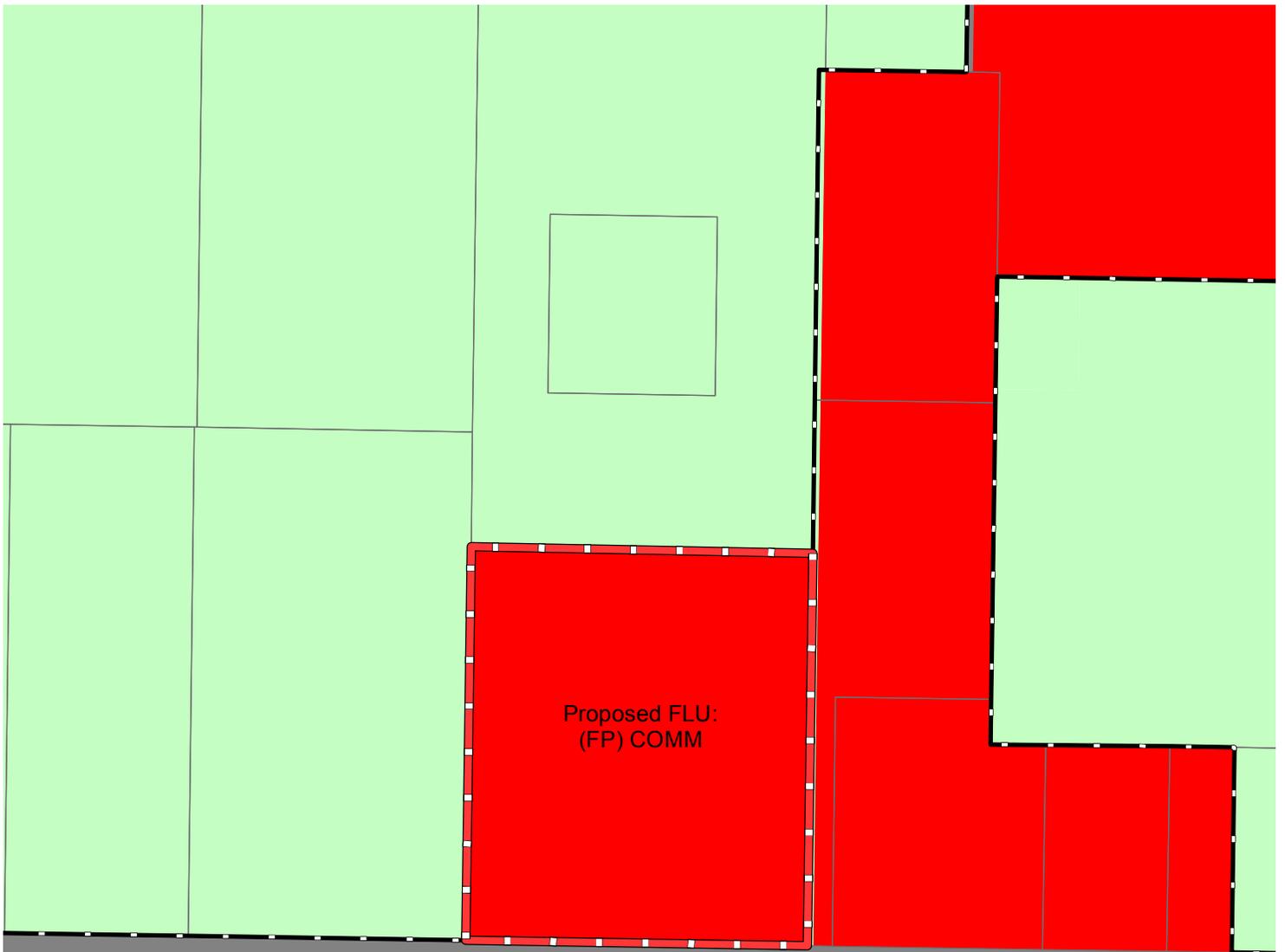
Anita Geraci-Carver, City Attorney

| | |
|---------------------|--|
| Vice-Mayor Cheshire | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Ranize | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Lewis | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Gunter | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Mayor Bell | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |

Passed First Reading August 27, 2015

Passed Second Reading _____
(SEAL)

EXHIBIT A



CR 466A

VASQUEZ AVE

NACHERIST

FILONE LN

ELLIOTT AVE

BOWLES PL

KRAMER CT

Legend



Site Boundary - 4.5 Ac±



City of Fruitland Park

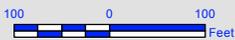
Lake County Future Land Use

Rural

City of Fruitland Park Future Land Use

COMM -- Commercial - High Intensity

ROW -- Right-of-Way



1 inch = 200 feet

City of Fruitland Park Bradford Property

Lake County, Florida
Proposed Future Land Use

Project: 398-15-04
File: Proposed FLU.mxd
Name: Bradford
PM: Sherie Lindh
Date: July 14, 2015
Created By: J.Wilson





AGENDA TEM
NUMBER

6k

AGENDA ITEM SUMMARY SHEET

| | |
|--|---|
| ITEM TITLE: | Pace Property – Ordinance 2015-017 |
| For the Meeting of: | Thursday, August 27, 2015 |
| Submitted by: | Charlie Rector, COD |
| Date Submitted: | 8/20/2015 |
| Are Funds Required: | / Yes <input checked="" type="checkbox"/> / No |
| Account Number: | N/A |
| Amount Required: | N/A |
| Balance Remaining: | N/A |
| Attachments: | None |
| <p>Action to be Taken: Approve first reading for 1) Annexation 2) Small Scale Comprehensive Plan Amendment to Commercial 3) Rezoning from County Rural to City General Commercial (C2)</p> | |
| Staff's Recommendation: | Approval 12-019.6 |
| Additional Comments: | |

Reviewed **by**: _____
City Manager

Authorized to be placed on the Regular **Agenda**: _____
Mayor

ORDINANCE 2015-017

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 RURAL TO CITY COMMERCIAL ON THE FUTURE LAND USE MAP OF THE CITY OF FRUITLAND PARK'S COMPREHENSIVE PLAN FOR APPROXIMATELY 1.9 ± ACRES OF PROPERTY GENERALLY LOCATED NORTH OF MILLER STREET (CR 466-A) AND WEST OF MICRO RACETRACK ROAD; DIRECTING THE CITY CLERK TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a petition has been received from Carolyn Campbell as applicant, on behalf of Willie M. Pace as Owner, requesting that real property within the city limits of the City of Fruitland Park be assigned a land use designation of "Commercial" under the Comprehensive Plan for the City of Fruitland Park; and

WHEREAS, the required notice of the proposed small scale comprehensive plan amendment has been properly published as required by Chapter 163, Florida Statutes; and

WHEREAS, the Planning and Zoning Commission of the City of Fruitland Park and the Local Planning Agency for the City of Fruitland Park have reviewed the proposed amendment to the Comprehensive Plan and have made recommendations to the City Commission of the City of Fruitland Park.

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

Section 1: The following described property consisting of approximately 1.9 ± acres generally located north of Miller Street (CR 466-A) and west of Micro Racetrack Road, and more particularly described as follows:

LEGAL DESCRIPTION: The South 132 feet of the North 264 feet of the East ½ of the NE ¼ of the SW ¼ of Section 6, Township 19 South, Range 24 East, Lake County, Florida. Less public road right of way.

Parcel Alternate Key No. 1288355.

shall be assigned a land use designation of Commercial under the City of Fruitland Park Comprehensive Plan as depicted on the map attached hereto as Exhibit "A" and incorporated herein by reference.

Section 2: A copy of said Land Use Plan Amendment is filed in the office of the City Manager of the City of Fruitland Park as a matter of permanent record of the City, matters and contents therein are made a part of this ordinance by reference as fully and completely as if set forth herein, and such copy shall remain on file in said office available for public inspection.

Section 3: Transmittal

After adoption, a copy hereof shall be transmitted to the Department of Economic Opportunity Bureau of Community Planning, Lake County, and any other unit of local government or governmental agency in the State of Florida that has filed a written request with the Clerk of the City of Fruitland Park, Florida.

Section 4: The City Manager or his designee, after passage of this Ordinance, is hereby directed to indicate the changes adopted in this Ordinance and to reflect the same on the Comprehensive Land Use Plan Map of the City of Fruitland Park.

Section 5: Severability.

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 6: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 7. This Ordinance shall become effective 31 days after its adoption by the City Commission. If this Ordinance is challenged within 30 days after its adoption, it may not become effective until the state land planning agency or Administrative Commission, respectively, issues a final order determining that this Ordinance is in compliance.

PASSED AND ORDAINED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this _____ day of _____, 2015.

Christopher J. Bell, Mayor
City of Fruitland Park, Florida

ATTEST:

Approved as to Form:

Esther Coulson, CMC, City Clerk

Anita Geraci-Carver, City Attorney

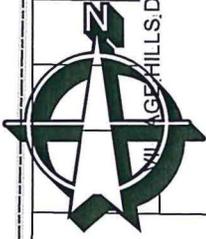
| | |
|---------------------|--|
| Vice-Mayor Cheshire | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Ranize | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Lewis | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Gunter | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Mayor Bell | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |

Passed First Reading August 27, 2015

Passed Second Reading _____

(SEAL)

EXHIBIT A



VILLAGE HILLS, DR

LINMAR AVE

LINDA GLEN AVE

WALTERS PL

EMORY DR

MICRO RACETRACK RD

EDMONDSON DR

TIMBERTOP LN

SPRING LAKE RD

Site Location

OLIVER LN

CR 466A

MILLER BLVD

VASQUEZ AVE

ELLIOTT AVE

PARRISH PL

KRAMER CT

MICRO RACETRACK RD

DRAKE CT

BRINSON LN

PINE RIDGE DAIRY RD

Sumter County
Lake County

PACE PROPERTY



AGENDA ITEM SUMMARY SHEET

| | |
|---|---|
| ITEM TITLE: | Second Reading and Quasi-Judicial Public Hearing – Ordinance 2015-014 |
| For the Meeting of: | Thursday, August 27, 2015 |
| Submitted by: | Charlie Rector, COD |
| Date Submitted: | 8/20/2015 |
| Are Funds Required: | / Yes x / No |
| Account Number: | N/A |
| Amount Required: | N/A |
| Balance Remaining: | N/A |
| Attachments: | Yes |
| <p>Action to be Taken: Approve second reading Small Scale Comprehensive Plan Amendment – Transmittal - .50± Acres – West of Rose Avenue and South of CR 466-A - Mixed Use Community - Petitioner: City of Fruitland Park</p> | |
| Staff's Recommendation: | Approval 12-0106 |
| Additional Comments: | <hr style="width: 50%; margin-left: 0;"/> |

Reviewed **by:** _____
City Manager

Authorized to be placed on the Regular **Agenda:** _____
Mayor

ORDINANCE 2015-014

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 SINGLE FAMILY MEDIUM DENSITY TO MIXED COMMUNITY ON THE FUTURE LAND USE MAP OF THE CITY OF FRUITLAND PARK'S COMPREHENSIVE PLAN FOR APPROXIMATELY .50 ± ACRES OF PROPERTY GENERALLY LOCATED WEST OF ROSE AVENUE AND SOUTH OF CR 466A; DIRECTING THE CITY CLERK TO TRANSMIT THE AMENDMENT TO THE APPROPRIATE GOVERNMENTAL AGENCIES PURSUANT TO CHAPTER 163, FLORIDA STATUTES; AUTHORIZING THE CITY MANAGER TO AMEND SAID COMPREHENSIVE PLAN; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fruitland Park desires to assign a land use designation of "Mixed Community" under the Comprehensive Plan for the City of Fruitland Park for the real property described above;

WHEREAS, the required notice of the proposed small scale comprehensive plan amendment has been properly published as required by Chapter 163, Florida Statutes; and

WHEREAS, the Planning and Zoning Commission of the City of Fruitland Park and the Local Planning Agency for the City of Fruitland Park have reviewed the proposed amendment to the Comprehensive Plan and have made recommendations to the City Commission of the City of Fruitland Park.

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

Section 1: The following described property consisting of approximately .50 ± acres generally located west of Rose Avenue and south of CR 466A, and more particularly described as follows:

LEGAL DESCRIPTION: The South 89 feet of the East 113.00 feet of Lot 3, Block 7, Fruitland Park, according to the Plat thereof as recorded in Plat Book 3, Pages 8 and 9, in the Public Records of Lake County, Florida.

AND

The East 113 feet of Lot 3, Block 7, Fruitland Park, as recorded in Plat Book 3, Pages 8 and 9, Public Records of Lake County, Florida, less the South 89 feet and less the North 200 feet thereof.

Parcel Alternate Key No. 3021568 and 3021550.

shall be assigned a land use designation of Mixed Community under the City of Fruitland Park Comprehensive Plan as depicted on the map attached hereto as Exhibit "A" and incorporated herein by reference.

Section 2: A copy of said Land Use Plan Amendment is filed in the office of the City Manager of the City of Fruitland Park as a matter of permanent record of the City, matters and contents therein are made a part of this ordinance by reference as fully and completely as if set forth herein, and such copy shall remain on file in said office available for public inspection.

Section 3: Transmittal

After the first public hearing, a copy hereof shall be transmitted to the Department of Economic Opportunity and the East Central Florida Regional Planning Council, the water management district, the Department of Environmental Protection, the Department of State, the Department of Transportation, Lake County, and any other unit of local government or governmental agency in the State of Florida that has filed a written request with the Clerk of the City of Fruitland Park, Florida.

Section 4: The City Manager or his designee, after passage of this Ordinance, is hereby directed to indicate the changes adopted in this Ordinance and to reflect the same on the Comprehensive Land Use Plan Map of the City of Fruitland Park.

Section 5: Severability.

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 6: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 7: This Ordinance shall become effective 31 days after its adoption by the City Commission. If this Ordinance is challenged within 30 days after its adoption, it may not become effective until the state land planning agency or Administrative Commission, respectively, issues a final order determining that this Ordinance is in compliance.

PASSED AND ORDAINED in regular session of the City Commission of the City of Fruitland Park, Lake County, Florida, this _____ day of _____, 2015.

Chris Bell, Mayor
City of Fruitland Park, Florida

ATTEST:

Approved as to Form:

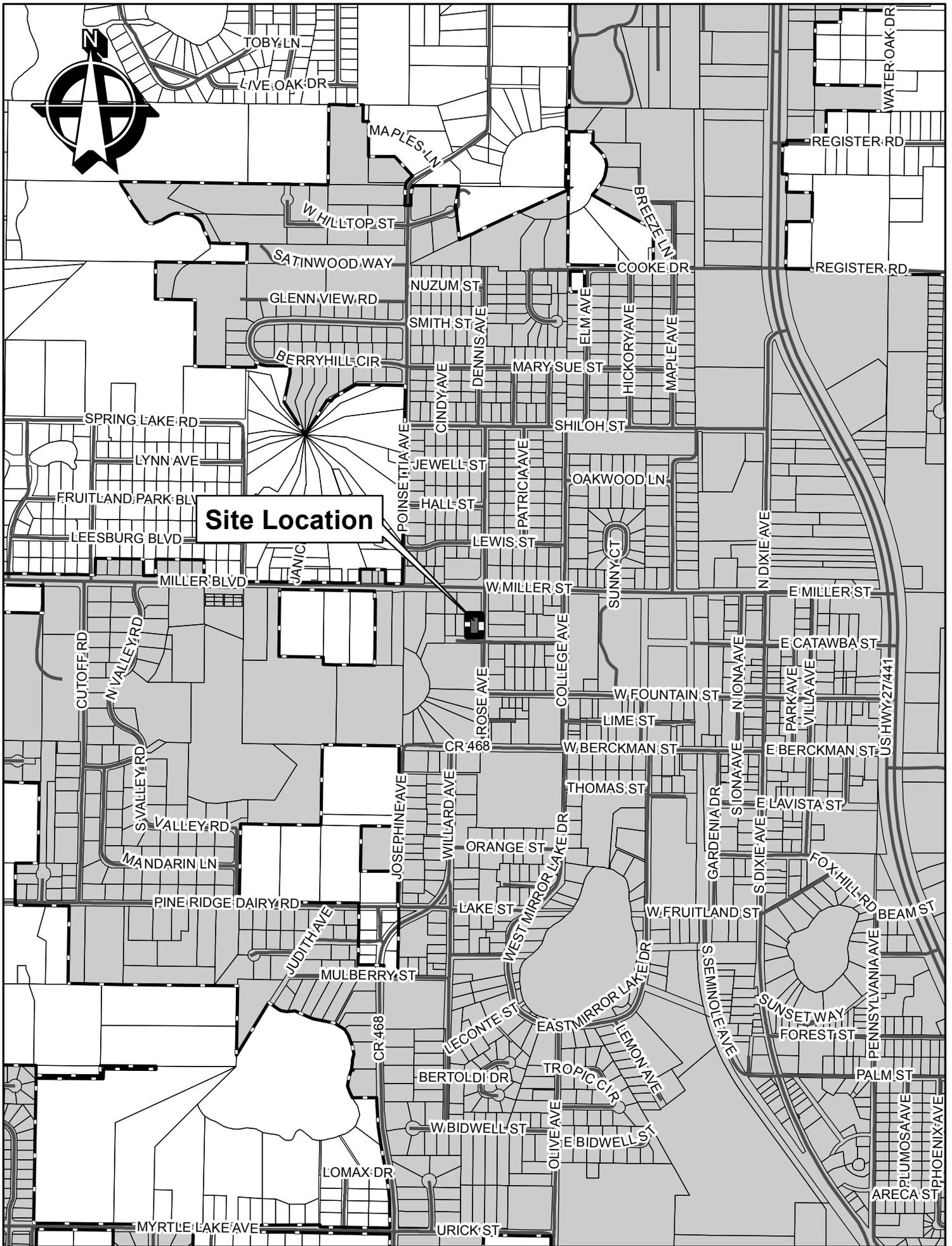
Esther Coulson, CMC, City Clerk

Anita Geraci-Carver, City Attorney

| | |
|---------------------|--|
| Vice-Mayor Cheshire | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Ranize | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Lewis | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Commissioner Gunter | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |
| Mayor Bell | _____ (Yes), _____ (No), _____ (Abstained), _____ (Absent) |

Passed First Reading August 27, 2015
Passed Second Reading _____
(SEAL)

EXHIBIT A





Community Development Department
506 W. Berckman St.
Fruitland Park FL 34731

Tel. (352) 360-6727
Fax. (352) 360-6652

STAFF REPORT

Project: Amending Future Land Use Designation

Applicant: City of Fruitland Park, Building and Zoning Dept.

Alternate Key# 3021568 and 3021550

Property Address: 304 Rose Ave. and 302 Rose Ave.

Description: The City desires the change to Future Land Use that will change this property to Mixed Community to provide for cohesive future development.

The site is served by City water service. Any commercial development will be expected to connect to City's wastewater facilities.

The city planners LPG (Land Planners Group) recommends approval.

Staff recommendation: **APPROVAL**

Charlie Rector, CDD

From the Desk of:
Charlie Rector, Community Development Director
City of Fruitland Park