

ST. CLOUD CITY COUNCIL REGULAR MEETING

**Thursday, January 27, 2022
City Hall - Council Chambers
1300 9th Street
6:30 p.m.
Agenda**

Welcome to our Council meeting. In the interest of time efficiency and ensuring that everyone who wishes to address the Council is given the opportunity to do so, the following will apply to all comments made by the public. Each speaker shall be allotted 3 minutes to address the Council, unless such time is extended by the Mayor or by questions from Council. Groups shall designate a spokesperson to avoid repetition of comments. Every effort will be made to avoid interrupting speakers. Thank you for participating in your City Government.

I. Call to Order

II. Invocation

III. Pledge of Allegiance

IV. Roll Call

- ◆ Mayor Nathan Blackwell
- ◆ Deputy Mayor Linette Matheny
- ◆ Council Member Kolby Urban
- ◆ Council Member Dave Askew
- ◆ Council Member Keith Trace

V. Agenda Update: To include continued or add-on items, corrections, and/or deletions of existing items as submitted by the City Manager.

VI. Presentations

- Proclamation in recognition of David Ennis Day
- Proclamation in recognition of Robert Bass
- Proclamation in recognition of Black History Month
- Presentation of Business Watch City Catalyst Grant by Florida League of Mayors

VII. Citizens Forum - Any person who desires to comment on any item not on this agenda is provided this opportunity to address the City Council. Each person is requested to complete a sign-in form to be provided to the presiding officer prior to, or as soon as is practical thereafter, the person addresses the Council.

VIII. Consent Agenda: The next portion of tonight's meeting is the consent agenda which contains items that have been determined to be routine and non-controversial. If anyone in the audience wishes to address a particular item on the consent agenda, now is the opportunity for you to do so. Additionally, if staff or members of the City Council wish to speak on a consent item, they have the same opportunity.

- A. Resolution No. 2022-005R, a resolution of the City Council of the City of St. Cloud, Florida, establishing a one-time extra compensation program as set forth herein for employees based on work performance: establishing the evaluation period, performance standards and evaluations process; notifying the employees of the bonus program and providing for an effective date.
COST: up to \$585,000.00
This item is to allocate ARPA funds to provide employees with premium pay.
- B. Resolution No. 2022-018R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the City Manager to declare items as obsolete, damaged, and/or surplus property and otherwise in the best interest of the City of St. Cloud.
COST: There is no cost associated with this item.
This item is for disposal of obsolete property.
- C. Resolution No. 2022-019R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the grant applications by various St. Cloud Departments and authorizing the Grants Division or designee to submit the grant applications and the City Manager to execute the application and all other documents associated with the implementation and execution of the grants on behalf of the Parks and Recreation Department and the Fire Department.
COST: up to \$3,187,502.74
This item is to authorize the grant application for the first half of FY 2021-2022 Grant Funding Opportunities under the Land and Water Conservation Fund; Florida Recreational Trails Program; Fish Florida Grant Program; FY 2021 SAFER Program and the Department of Homeland Security.
- D. The applicant is requesting approval of a Preliminary Subdivision Plan for 10 Single Family Residences on approximately 10.23 acres of land located east of Whisler Court and north of 10th Street.
COST: No cost associated with this item.
This item is to approve a Preliminary Subdivision Plan consisting of 10 Single Family Residences on approximately 10.23 acres

IX. Public Hearings

1. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2022-11**, an ordinance of the City of St. Cloud, amending the City of St. Cloud Police Officers' and Firefighter's Retirement System, adopted by Ordinance 2006-125, as subsequently amended, amending Section 6, Benefits Amounts and Eligibility; amending Section 7, Pre-Retirement Death; amending Section 10, Optional Forms of Benefits; amending Section 16, Minimum Distribution of Benefits; providing for codification; providing for severability of provisions; repealing all ordinances in conflict herewith and providing an effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2022-11**
2. **FINAL PUBLIC HEARING FOR ORDINANCE NO. 2022-12**, an ordinance of the City of St. Cloud further amending the City of St. Cloud Police Officers' and Firefighters' Retirement System, adopted by Ordinance 2006-125, as subsequently amended, amending Section 5, Contributions; providing for codification; providing for severability of provisions; repealing all ordinances in conflict herewith and providing an effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2022-12.**

3. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2022-09**, an ordinance of the City of St. Cloud, Florida, establishing, on the proposed property known as Roan Bridge and further described herein, and recognizing, the Roan Bridge Community Development District, created and chartered by Uniform General Law, the Uniform Community Development District Act of Florida, Chapter 190, Florida Statutes (2001 and hereafter); acknowledging the uniform district charter expressed in Sections 190.006-190.041, Florida Statutes, and as referenced and provided by Section 190.004(4), Florida Statutes, and confirmed by section 189.031(3), Florida Statutes; establishing the District (on the property proposed in this petition) and designating the initial members of the district Board of Supervisors; and recognizing and designating the powers of the District; providing for severability and effective date. (Above is full title) (Final Public Hearing will be heard on February 10, 2022) **ACTION ON ORDINANCE NO. 2022-09 (This is a Quasi-Judicial proceeding)**
4. **FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2022-10**, an ordinance of the City Council of the City of St. Cloud, Florida, closing, vacating and abandoning the right-of-way located at 2112 Oak View Cir, specifically described in the body of this Ordinance; providing for severability, conflicts and an effective date.(Above is full title) (Final Public Hearing on February 10, 2022). **ACTION ON ORDINANCE NO. 2022-10**
5. **PUBLIC HEARING FOR RESOLUTION NO. 2022-001R**, a resolution of the City Council of the City of St. Cloud, Florida, granting approval of a Pain Medication License for a pain management clinic located at 4589 HC Yates Lane, St. Cloud, Florida, as described in the body of this resolution. (Above is full title) **ACTION ON RESOLUTION NO. 2022-001R**

X. Council Action

1. Discussion and possible action regarding Council appointments to committees and boards of other entities.

XI. City Attorney

XII. City Manager

XIII. Mayor and Council Members

XIV. Information Section and Report Section

- Thursday, February 3, 2022 - Community Redevelopment Agency Meeting - 6:00 p.m. @ City Hall, Council Chambers
- Thursday, February 10, 2022 - City Council Meeting - 6:30 p.m. @ City Hall, Council Chambers

Reports:

- Warrant List #4
- Tree Advisory Committee Meeting Minutes - October - Approved

XV. Adjournment

If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, such person will need a record of the proceedings and that, for such purpose, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based, and which record is not provided by the City of St. Cloud. (FS 286.0105) In accordance with the Americans With Disabilities Act, persons needing assistance to participate in any of these proceedings should contact the Secretary/Clerk of the Committee/Board (listed below), prior to the meeting. (FS 286.26) City Clerk Linda P. Jaworski, 1300 9th Street, St. Cloud, FL. Phone 407-957-7300



MEETING: January 27, 2022

Agenda Item Type: Consent Agenda
Resolution 2022-005R

First Public Hearing: January 27, 2022

HUMAN RESOURCES AGENDA ITEM:

Resolution No. 2022-005R, a resolution of the City Council of the City of St. Cloud, Florida, establishing a one-time extra compensation program as set forth herein for employees based on work performance: establishing the evaluation period, performance standards and evaluations process; notifying the employees of the bonus program and providing for an effective date.

COST: up to \$585,000.00

This item is to allocate ARPA funds to provide employees with premium pay.

STRATEGIC PLAN GOAL:

Professional Workforce: To attract and retain highly skilled staff in order to provide services to the community.

BACKGROUND INFORMATION:

City of St. Cloud has received State and Local Fiscal Recovery Funds (SLFRF) from the American Rescue Plan Act (ARPA) to assist with the COVID pandemic recovery. A portion of these funds can be allocated by the City to provide premium pay to eligible essential workers. The proposed resolution is to establish a one-time extra compensation program. Each employee is reviewed for their eligibility status on a month-to-month basis from April 1, 2020, to April 30, 2021. Premium pay will be a one-time distribution, in the amount up to \$1,300 for full-time employees and up to \$650 for part-time employees.

REQUEST:

Request approval to allocate ARPA funds to provide employees with premium pay.

LEGAL AUTHORITY:

Florida Statue. 215.425

BUDGET AND RECOMMENDATION:

General Fund: up to \$585,000.00

Staff recommends **APPROVAL** of this item

FINANCE DIRECTOR'S COMMENTS:

Special Pay was approved and allocated through resolution 2021-316R in BA#1 by Council

Budgeted: \$800,000

General Fund: 001-3010-512.15-01

Funds were approved in the budget and are available in accordance with current policies.

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

Recommends approval

CITY COUNCIL ACTION:

1/27/2022



MEETING: January 27, 2022

Agenda Item Type: Consent Agenda
Resolution 2022-018R

FINANCE AGENDA ITEM:

Resolution No. 2022-018R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing and directing the City Manager to declare items as obsolete, damaged, and/or surplus property and otherwise in the best interest of the City of St. Cloud.

COST: There is no cost associated with this item.

This item is for disposal of obsolete property.

STRATEGIC PLAN GOAL:

Financial Sustainability: To meet the short and long-term financial needs of the City of St. Cloud.

BACKGROUND INFORMATION:

Various departments are requesting authorization to dispose of obsolete, damaged, and surplus City property. The obsolete, damaged, and surplus property will be disposed of by trading in for credit towards new equipment, donated, sold at cost, sold as scrap, sold via auction, or in instances where items are unable to be disposed of by these means, they will be removed from service and properly discarded. Please see itemized list attached as Exhibit 'A' to the resolution. Staff recommends approval of this request.

REQUEST:

Request Council's approval to dispose of obsolete, damaged and surplus City property.

LEGAL AUTHORITY:

Resolution 2019-022R St. Cloud Capital Asset Policy Article VII, Sec. B1 Florida Statute Chapter 274 the items will be declared obsolete, damaged and /or surplus, and Florida Administrative Code Chapter 69I-73.005 Disposition of property, Section: 2-B.

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.
Staff recommends **APPROVAL** of this item

FINANCE DIRECTOR'S COMMENTS:

Recommend **APPROVAL** of this item.

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

Final Action 01/27/2022



MEETING: January 27, 2022

Agenda Item Type: Consent Agenda
Resolution 2022-019R

FINANCE AGENDA ITEM:

Resolution No. 2022-019R, a resolution of the City Council of the City of St. Cloud, Florida, authorizing the grant applications by various St. Cloud Departments and authorizing the Grants Division or designee to submit the grant applications and the City Manager to execute the application and all other documents associated with the implementation and execution of the grants on behalf of the Parks and Recreation Department and the Fire Department.

COST: up to \$3,187,502.74

This item is to authorize the grant application for the first half of FY 2021-2022 Grant Funding Opportunities under the Land and Water Conservation Fund; Florida Recreational Trails Program; Fish Florida Grant Program; FY 2021 SAFER Program and the Department of Homeland Security.

STRATEGIC PLAN GOAL:

Public Service: To ensure cost effective service while providing a high level of service to our internal and external customers.

Financial Sustainability: To meet the short and long-term financial needs of the City of St. Cloud.

BACKGROUND INFORMATION:

The aforementioned agencies offer and administers competitive, reimbursement grants in order to provide financial assistance to local government. The City of St. Cloud, is an eligible participant to include all other county governments, municipalities in Florida and other legally constituted local government entities. These funding opportunities support the Parks and Recreation Department, Fire Department and the Police Department who is committed to providing essential programs, public safety and financial sustainability and has determined it is in the best interest of the citizens and wishes to apply for financial funding.

REQUEST:

Resolution 2022-019R requests approval of the Parks and Recreation Department, Fire Department, and Police Department is authorized to apply for listed grant funding opportunities for the first half of the FY2021-22 set forth in "Exhibit A". The Grants Administrator or designee is authorized to submit the grant applications on behalf of the Parks and Recreation Department, Fire Department, and the Police Department, the City Manager is authorized to execute the application, and all other documents associated with the implementation and execution of the grants.

LEGAL AUTHORITY

Grants/Appropriations/Loans Policy Manual; G.A.L Policy, pages 2-4.

BUDGET AND RECOMMENDATION:

Cost up to \$3,187,502.74 / Grant Award up to \$2,187,502.74 (50%) / City Match \$1,000,000 (50%)

General Fund

Parks Department: 2022 Land and Water Conservation Fund: (Project Total \$2,000,000.00 / Federal Share 50%: \$1,000,000.00).

Florida Recreational Trails Program: (Project Total TBD / Federal Share \$400,000.00).

Fish Florida Grant Program: (Project Total *estimated* \$500.00 / Program Share TBD)

Fire Department:

FY 2021 SAFER Program: (Project Total \$1,387,002.74 / Federal Share \$1,387,002.74)

Police Department:

Department of Homeland Security: (Project Total *estimated* \$400,000.00 / Federal Share TBD)

Staff recommends **APPROVAL** of this request

FINANCE DIRECTOR'S COMMENTS:

The proposed grant applications will be funded on an as-needed basis after notification of award from various budgeted expenditure accounts of the adopted and approved budget in accordance with current policies.

Budget : Fund -001 General

001-1000-511.99-00 Budgeted: \$3,187,502.74 Actual: \$2,187,502.74

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

01/27/2022 - Final Action



MEETING: January 27, 2022

Agenda Item Type: Consent Agenda

First Public Hearing: January 27, 2022

PLANNING AGENDA ITEM:

The applicant is requesting approval of a Preliminary Subdivision Plan for 10 Single Family Residences on approximately 10.23 acres of land located east of Whisler Court and north of 10th Street.

COST: No cost associated with this item.

This item is to approve a Preliminary Subdivision Plan consisting of 10 Single Family Residences on approximately 10.23 acres

STRATEGIC PLAN GOAL:

Growth Management: To create a vibrant, progressive and diverse community through collaborative planning.

BACKGROUND INFORMATION:

The subject property is generally located east of Whisler Court, and north of 10th Street. The property comprises of approximately 10.23 ± acres with a Future Land Use designation of Low Density Residential and current Zoning district of R-1B.

LEGAL AUTHORITY:

Per Land Development Code Section 5.2.2.F.2 - City Council Review, at its regularly scheduled meeting, the City Council shall review the Preliminary Subdivision Plan. Based on the information generated and the comments made during the development review, the City Council shall approve, disapprove or approve subject to stated conditions. Approval of the Preliminary Subdivision Plan shall authorize review for approval of the Subdivision Construction Plans by the Development Review Committee as outlined in section 5.2.3.

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.

Staff recommends **CONDITIONAL APPROVAL** of the Preliminary Subdivision Plan for Preserve at Lakeside. The applicant shall submit a tree survey for review and approval prior to the Subdivision Construction phase. It will include all trees remaining on the property and those being removed from the project.

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT MANAGER'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

01-27-22: Final Action



MEETING: January 27, 2022

Agenda Item Type: Public Hearings
Ordinance 2022-11

First Public Hearing: January 13, 2022

Second Public Hearing: January 27, 2022

HUMAN RESOURCES AGENDA ITEM:

FINAL PUBLIC HEARING FOR ORDINANCE NO. 2022-11, an ordinance of the City of St. Cloud, amending the City of St. Cloud Police Officers' and Firefighter's Retirement System, adopted by Ordinance 2006-125, as subsequently amended, amending Section 6, Benefits Amounts and Eligibility; amending Section 7, Pre-Retirement Death; amending Section 10, Optional Forms of Benefits; amending Section 16, Minimum Distribution of Benefits; providing for codification; providing for severability of provisions; repealing all ordinances in conflict herewith and providing an effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2022-11**

STRATEGIC PLAN GOAL:

Professional Workforce: To attract and retain highly skilled staff in order to provide services to the community.

BACKGROUND INFORMATION:

The proposed ordinance amending the City of St. Cloud Police Officers' and Firefighter's Retirement System which is recommended by the Police Officers' and Firefighter's Pension Board for adoption by the City Council. The same amendments were approved for Ordinance 2021-51 for the General Employees' Retirement System. With changes to the Internal Revenue Code (IRC) and its associated regulations, as well as guidance from the Internal Revenue Service (IRS), the following amendments to the pension plan are proposed:

Sections below are all being amended to adopt changes to the IRC changing the required minimum distribution age from 70 1/2 to 72:

1. Section 6, Benefit Amounts and Eligibility
2. Section 7, Pre-Retirement Death
3. Section 10, Optional Forms of Benefits
4. Section 16, Minimum Distribution of Benefits

REQUEST:

Request approval to proceed with the City of St. Cloud Police Officers' and Firefighter's Retirement System amendments to Sections 6,7,10 and 16.

LEGAL AUTHORITY:

City of St. Cloud Police Officers' and Firefighter's Retirement System, Section 3, subsection H.

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.

Staff recommends **APPROVAL** of this item.

FINANCE DIRECTOR'S COMMENTS:

There is no cost associated with this item.

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager Recommends approval.

CITY COUNCIL ACTION:

01/27/2022 Final Action

01/13/2022 Passed, Motion to approve by Matheny. Seconded by Urban. Passed 5-0



MEETING: January 27, 2022

Agenda Item Type: Public Hearings
Ordinance 2022-12

First Public Hearing: January 13, 2022

Second Public Hearing: January 27, 2022

HUMAN RESOURCES AGENDA ITEM:

FINAL PUBLIC HEARING FOR ORDINANCE NO. 2022-12, an ordinance of the City of St. Cloud further amending the City of St. Cloud Police Officers' and Firefighters' Retirement System, adopted by Ordinance 2006-125, as subsequently amended, amending Section 5, Contributions; providing for codification; providing for severability of provisions; repealing all ordinances in conflict herewith and providing an effective date. (Above is full title) **ACTION ON ORDINANCE NO. 2022-12.**

STRATEGIC PLAN GOAL:

Professional Workforce: To attract and retain highly skilled staff in order to provide services to the community.

BACKGROUND INFORMATION:

Ordinance 2021-66 was approved on October 14, 2021 with an effective date of 10/01/2021.

1. Section 5, Contributions - Amount - For Firefighter Members only, an increase from 5.55% to 12.62% of member salary shall be required to make regular contributions to the Fund. This increase in contribution rate will provide funding for benefit changes approved.

In order to process the changes to align with the City's payroll schedule the effective date proposed is 10/09/2021. The ordinance amending the effective date for the City of St. Cloud Police Officers' and Firefighters' Retirement System is recommended for adoption by the City Council.

REQUEST:

Request approval to proceed with the City of St. Cloud Police Officers' and Firefighters' Retirement System amendment to Section 5, amending the effective date from 10/1/2021 to 10/09/2021.

LEGAL AUTHORITY:

City of St. Cloud Police Officers' and Firefighters' Retirement System, Section 3, subsection H.

BUDGET AND RECOMMENDATION:

Budgeted \$6,500 / Actual cost up to \$6,500

General Funds

Staff recommends **APPROVAL** of this item.

FINANCE DIRECTOR'S COMMENTS:

Funds were approved in the budget and are available in accordance with current policies.

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager Recommends approval.

CITY COUNCIL ACTION:

01/27/2022 Final Action

01/13/2022 Passed, Motion to approve by Matheny. Seconded by Urban. Passed 5-0



MEETING: January 27, 2022

Agenda Item Type: Public Hearings
Ordinance 2022-09

First Public Hearing: January 27, 2022

Second Public Hearing: February 10, 2022

PLANNING AGENDA ITEM:

FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2022-09, an ordinance of the City of St. Cloud, Florida, establishing, on the proposed property known as Roan Bridge and further described herein, and recognizing, the Roan Bridge Community Development District, created and chartered by Uniform General Law, the Uniform Community Development District Act of Florida, Chapter 190, Florida Statutes (2001 and hereafter); acknowledging the uniform district charter expressed in Sections 190.006-190.041, Florida Statutes, and as referenced and provided by Section 190.004(4), Florida Statutes, and confirmed by section 189.031(3), Florida Statutes; establishing the District (on the property proposed in this petition) and designating the initial members of the district Board of Supervisors; and recognizing and designating the powers of the District; providing for severability and effective date. (Above is full title) (Final Public Hearing will be heard on February 10, 2022) **ACTION ON ORDINANCE NO. 2022-09 (This is a Quasi-Judicial proceeding)**

STRATEGIC PLAN GOAL:

Infrastructure: To provide safe and adequate infrastructure to meet current and future needs.

Growth Management: To create a vibrant, progressive and diverse community through collaborative planning.

BACKGROUND INFORMATION:

The Uniform Community Development District Act, Chapter 190, *Florida Statutes*, permits the creation of community development districts (CDDs) for the provision of community development services and facilities. The applicant is petitioning the City to establish the Roan Bridge Community Development District to plan, finance, acquire, construct, operate and maintain infrastructure and community facilities which may be authorized by the District under Florida law, including but not limited to:

- Sanitary sewer facilities
- Water distribution systems
- Reuse water systems
- Stormwater systems,
- Electrical service systems
- Conservation mitigation
- On-site public roadway improvements
- Off-site public roadway improvements
- Other infrastructure

Roan Bridge CDD meets the following criteria to petition for establishment of its boundaries pursuant to Section 190.005(1)(a)2, Florida Statutes:

- Written consent was provided by all landowners whose land is included in the District boundary.
- An initial Board has been established pursuant to 190.005(1)(a)3, Florida Statutes.
- The Petition to establish the Roan Bridge CDD provides all the required documentation and demonstrates compliance with Chapter 190, Florida Statutes.

REQUEST:

The applicant is petitioning the City to establish a community development district (CDD) for the Roan Bridge Mixed Used Development. The subject properties are comprised of approximately 276.36 generally located west of Old Hickory Tree Road and south of E 19th Street.

There is no cost associated with this item.

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

02/10/22 - Final Action.



MEETING: January 27, 2022

Agenda Item Type: Public Hearings
Ordinance 2022-10

First Public Hearing: January 27, 2022

Second Public Hearing: February 11, 2022

PLANNING AGENDA ITEM:

FIRST READING AND INTRODUCTION FOR ORDINANCE NO. 2022-10, an ordinance of the City Council of the City of St. Cloud, Florida, closing, vacating and abandoning the right-of-way located at 2112 Oak View Cir, specifically described in the body of this Ordinance; providing for severability, conflicts and an effective date.(Above is full title) (Final Public Hearing on February 10, 2022). **ACTION ON ORDINANCE NO. 2022-10**

STRATEGIC PLAN GOAL:

Infrastructure: To provide safe and adequate infrastructure to meet current and future needs.

BACKGROUND INFORMATION:

The subject site is located at 2112 Oak View Cir. The applicant is requesting the abandonment of the drainage and utility easement on the property to construct an in-ground swimming pool.

REQUEST:

The applicant is requesting an abandonment of a 25-foot wide easement. The property contains 10,400 square feet and .23 acres more or less.

LEGAL AUTHORITY:

Per Section 5.5.4.C. of the Land Development Code, the City Council shall base their decision on the recommendations from the Development Review Committee.

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.

Staff reviewed this request for the abandonment of right-of-way on or before January 7, 2022, and recommends a **CONDITIONAL APPROVAL** of Ordinance No. 2022-10. A condition of a 5-foot drainage easement remaining in-place along the rear property line.

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:
2/10/2022 - Final Action



MEETING: January 27, 2022

Agenda Item Type: Public Hearings
Resolution 2022-001R

First Public Hearing: January 27, 2022

PLANNING AGENDA ITEM:

PUBLIC HEARING FOR RESOLUTION NO. 2022-001R, a resolution of the City Council of the City of St. Cloud, Florida, granting approval of a Pain Medication License for a pain management clinic located at 4589 HC Yates Lane, St. Cloud, Florida, as described in the body of this resolution. (Above is full title) **ACTION ON RESOLUTION NO. 2022-001R**

STRATEGIC PLAN GOAL:

Economic Development: To promote economic development in the City of St. Cloud.

BACKGROUND INFORMATION:

This is a new application for a Pain Medication License at 4589 HC Yates Lane. The location is in an established medical office. The Zoning designation is “HB” Highway Business. The Future Land Use Map designation is “COM” Commercial.

REQUEST:

The applicant is requesting approval of a Pain Medication License for a pain management clinic located at 4589 HC Yates Lane.

LEGAL AUTHORITY:

Per City Code Section 12-152.D - Determination. The City Council shall approve, approve with conditions, or deny the request for a pain medication license in accordance with the procedures of this article.

BUDGET AND RECOMMENDATION:

There is no cost associated with this item.

The Development Review Committee has reviewed this request for a Pain Medical License and has no objections, therefore recommending **CONDITIONAL APPROVAL** with the following conditions:

1. Applicant shall comply with the City Code Article V Pain Management Clinic and Pharmacy Licensing.
2. Applicant shall provide proof of high impact windows and doors within 30-days
3. Applicant shall comply with all conditions outlined within the Physician Affidavit attached as Exhibit A.
4. Applicant shall comply with all conditions outlined within the Clinic Owner Attestation attached as Exhibit B.
5. Applicant shall complete and submit the required background check for each employee within 30 days of the date of approval of the resolution.

FINANCE DIRECTOR'S COMMENTS:

N/A

PROCUREMENT DIRECTOR'S COMMENTS:

N/A

CITY MANAGER'S COMMENTS:

City Manager recommends approval.

CITY COUNCIL ACTION:

01/27/2022 - Final Action.