Minutes For:
April 28, 2014

City of Orlando
COUNCIL MINUTES

District 1	District 2	District 3	Mayor	District 4	District 5	District 6
Jim Gray	Tony Ortiz	Robert F. Stuart	Buddy Dyer	Patty Sheehan	Daisy W. Lynum	Samuel B. Ings

WELCOME! We are very glad you have joined us for today's Council meetings. If you wish to speak to the City Council, please fill out an Appearance Request form. On the back of the form is important information about the different times for public comments. The form is found online, in the City Clerk's Office, just outside Council Chambers and at the dais in Chambers. Please hand your completed form to the City Clerk. When you are recognized to speak, state your name and address and speak directly into the microphone. The Council is pleased to hear relevant comments; however a 5 minute limit is set by the City Code. Large groups are asked to name a spokesperson. Please note that no ringing electronic devices are allowed in Council Chambers. Thank you for participating in your City government and making Orlando truly "The City Beautiful."

On Monday, April 28, 2014, the Orlando City Council met in regular session in City Council Chambers at City Hall. Mayor Buddy Dyer called the meeting to order at 2:05 P.M. Alana C. Brenner, City Clerk, called the roll and announced that there was a quorum.

Present:
Mayor Buddy Dyer
Commissioner Jim Gray, District 1
Commissioner Tony Ortiz, District 2
Commissioner Robert F. Stuart, District 3
Commissioner Patty Sheehan, District 4
Commissioner Daisy W. Lynum, District 5
Commissioner Samuel B. Ings, District 6
Alana C. Brenner, City Clerk
Mayanne Downs, City Attorney
Police Officers Kevin Williams and Edgar Malave, Sergeant-at-Arms

Invocation: Rabbi David Kay, Congregation Ohev Shalom, 613 Concourse Parkway South, Maitland, FL

1. MINUTES
It was moved by Commissioner Samuel B. Ings, seconded by Commissioner Patty Sheehan, and vote carried that the reading of the minutes be waived for the April 14, 2014 Workshop, Agenda Review and City Council meetings, with minutes approved as written.

2. Awards/Presentations/Recognitions

1. Recognizing Sergeant Patrick Guckian as the Recipient of the 2014 Public Citizen of the Year Award by the National Association of Social Workers-Broward County Unit

2. Proclaiming National Travel and Tourism Week

MAYOR'S UPDATE

Orlando Solar Bears Hockey Playoffs
Mayor Dyer announced that the City's hometown hockey team - the Orlando Solar Bears - beat the Cincinnati Cyclones this past Saturday and will compete again in Game Six on Tuesday, April 29, 2014 at the Amway Center at 7 p.m. in the Eastern Conference Kelly Cup quarterfinals. The Mayor encouraged everyone to dress in Solar Bears gear and wear purple on Tuesday to show their support as the Solar Bears compete to bring a championship to Orlando.

SunRail Opening/Free Service
For more than two decades, Orlando has worked hard to bring a passenger rail system that would move residents and visitors throughout Central Florida. That vision will be realized on Wednesday, April 30, 2014 when we celebrate the grand opening of SunRail's 31-mile, 12-station first phase. The Mayor invites the entire community to join in the celebrating of this momentous occasion by attending one of several grand opening events. The grand opening main event will be held at the Sand Lake Road station (8030 South Orange Avenue) from 11 a.m. to 1 p.m. on Wednesday, April 30. The program will feature several elected officials and other state and federal dignitaries who helped to make SunRail a reality.

The City's station partners are planning four mini-celebrations to welcome the train to each station. Choose the station nearest you and join in the festivities:

- From 9:45 to 10:40 a.m. Mayor Dyer, Commissioner Robert F. Stuart and Commissioner Tony Ortiz will welcome the train to the Florida Hospital Health Village Station.
- From 10:15 to 10:50 a.m. Commissioner Daisy W. Lynum and Commissioner Jim Gray will open the LYNX Central Station.
- From 10:10 to 11:00 a.m., join Commissioner Samuel B. Ings in celebrating the train at Church Street Station.
- From 10:40 to 11:10 a.m., join Commissioner Sheehan in welcoming the train to the Orlando Health Station.

SunRail will be offering free service May 1 through May 16, 2014 during regularly scheduled hours. For a full schedule of times and destinations, visit www.sunrail.com.

Agenda Items of Note

Item I-2 - Best Foot Forward for Pedestrian Safety
On today's agenda is a funding agreement for the Best Foot Forward program. As our region continues to embrace alternative modes of transportation it is important to support programs that are focused on preventing pedestrian deaths and injuries in our community. Since the Best Foot Forward program launched in 2012, the City has seen remarkable positive results, such as nearly 1700 warnings issued for drivers failing to yield to pedestrians at targeted intersections, nearly 411 citations to drivers for violating the yield law at targeted intersections, and compliance with the Best Foot Forward yield rate rising from 9% at the beginning of the program to an average of 48% currently. Most importantly, though pedestrian awareness behavior is changing as a result Best Foot Forward, everyone can to continue to focus on yielding to pedestrians and joining in this mission to prevent accidents and improve safety while encouraging walking as a safe and fun form of transportation and healthy activity.

Item B-1 – Orlando Ballet Lease
Also on today's agenda is a proposed lease agreement between the Orlando Ballet and the Loch Haven Community Center. By leasing at the Loch Haven Community Center, the Ballet will contribute to the preservation of the existing building as well as enhance the building with renovations, while continuing to utilize the space available with other groups. The Ballet plans to further invest in the area by incorporating an expansion that will create a permanent home for this non-touring resident art and cultural asset, one of only two of Orlando's resident art companies that will perform regularly at the soon to open

Dr. Phillips Center for Performing Arts. Partnerships like this continue to bring arts and culture in Orlando to the next level and benefit the entire Central Florida region. The Mayor recognized Commissioner Robert F. Stuart for his involvement and leadership on this issue.

Item C-9 – Antech Diagnostics Qualified Tax Industry Tax Refund Resolution
Also on today's agenda is an approval of a Qualified Target Industry Tax Refund Resolution supporting the expansion of Antech Diagnostics into Orlando. Antech Diagnostics provides veterinary diagnostic testing services to more than 19,000 animal hospitals throughout North America and has plans to develop its Southeast regional headquarters into Orlando. As a result of this incentive Antech Diagnostics will create 45 new high-wage, high-value jobs in Orlando.

3. Consent Agenda (the following items A-J were acted upon by the City Council through a single vote. An item will be considered separately only upon request of a Council member and a confirming majority vote of the City Council.) It was moved by Commissioner Daisy W. Lynum, seconded by Commissioner Robert F. Stuart, and vote carried that the Consent Agenda be approved as follows, noting that Commissioner Jim Gray voted "No" on Item B-1.

(A) Mayor

(1) Accepting Meeting Minutes & Approving Changes to Policy & Procedures - City Operations Meeting April 21, 2014. Accepted meeting minutes for appropriate filing by the City Clerk and approved the actions taken by the City Operations Committee at its April 21, 2014, meeting, filed and documentary **#140428A01**

(2) Approving City of Orlando Resolution in Support of All Aboard Florida Passenger Rail Service. Approved, filed and documentary **#140428A02**

(3) Confirming Citizen Board Reappointments. Confirmed, filed and documentary **#140428A03**

(4) Accepting City Council Calendar - August 2014 - December 2014. Accepted for appropriate filing by the City Clerk, filed and documentary **#140428A04**

(B) Business and Financial Services

(1) Approving Lease to the Orlando Ballet, Inc. for property located at 610 N. Lake Formosa Drive. Approved, filed and documentary **#140428B01**, with Commissioner Jim Gray voting "No."

(2) Approving Amendment 2 to Lease with the Orlando Federal Credit Union (OFCU) at City Hall. Approved, filed and documentary **#140428B02**

(3) Approving Use of the U.S. Communities Contract with Kone, Inc., for Elevator and Escalator Maintenance and Services, C14-0245. Approved, filed and documentary **#140428B03**

(4) Accepting Meeting Minutes – Budget Review Committee (BRC) – April 8, 2014. Accepted for appropriate filing by the City Clerk, filed and documentary **#140428B04**

(5) Adopting Resolution to Amend FY 2013-2014 Budget - April 8, 2014 Budget Review Committee (BRC) Meeting. Adopted, filed and documentary **#140428B05**

(6) Approving FDOT City Deed and Resolution for Parcel 116.1R at Trotters Park for sidewalk construction. Approved, filed and documentary **#140428B06**

(7) Approving Construction Manager at Risk for Marks Street / Pasadena Place Utility Projects 6418 and 6390, RFP14-0227. Approved, filed and documentary **#140428B07**

(8) Approving Wells Landing (Parramore Village) Settlement Agreement ("Settlement Agreement") and Wells Landing Acquisition and Funding Agreement ("Funding Agreement"). Approved, filed and documentary **#140428B08**

(C) Economic Development

(1) Moved to New Business #1

(2) Approving A Final Minor Subdivision Plat titled Goldenrod Charter School. Approved, filed and documentary **#140428C02**

(3) Approving A Final Minor Subdivision Plat titled UP Development East Colonial Unit 2 A Replat. Approved, filed and documentary **#140428C03**

(4) Approving Petition for Voluntary Annexation: Tyson's Corner (ANX2014-00005). Approved, filed and documentary **#140428C04**

(5) Approving A Final Minor Subdivision Plat titled Boynton Place. Approved, filed and documentary **#140428C05**

(6) Accepting Meeting Minutes and Approving the Actions of the Board of Zoning Adjustment – March 25, 2014. Accepted meeting minutes for appropriate filing by the City Clerk and approved the actions taken by the Board of Zoning Adjustment at its March 25, 2014, meeting, filed and documentary **#140428C06**

(7) Approving A Final Minor Subdivision Plat titled Heroes Commons. Approved, filed and documentary **#140428C07**

(8) Approving Business Assistance Program Agreement between Seito Sushi Celebration, LLC d/b/a Ari Sushi and the City of Orlando - 5449 Gateway Village Center. Approved, filed and documentary **#140428C08**

(9) Approving Antech Diagnostics Qualified Target Industry Tax Refund Resolution. Approved, filed and documentary **#140428C09**

(10) Approving Termination of Stipulation and Access Easement by Equity One re: Turkey Lake Shopping Center. Approved, filed and documentary **#140428C10**

(D) Families, Parks and Recreation

No Agenda Items

(E) Fire

No Agenda Items

(F) Housing

No Agenda Items

(G) Orlando Venues

(1) Approving Employment Contract for Christine Vazquez. Approved, filed and documentary **#140428G01**

(H) Police

(1) Approving Criminal Justice User Agreement Between Orlando Police Department & FDLE. Approved, filed and documentary **#140428H01**

(2) Approving Application for FY 2014 DOJ Bulletproof Vest Partnership Grant. Approved, filed and documentary **#140428H02**

(3) Approving Outdoor Loudspeaker Permits: Vilas & Romesh Kevadia/Bloodhound Brew, Ext. of hours. Saturday, 5/3/14, 2 pm - 2 am; Vilas & Romesh Kevadia/Bloodhound Brew, Ext. of hours. Sunday, 5/4/14, 2 pm - 2 am;Vilas & Romesh Kevadia/Bloodhound Brew, Ext. of hours. Monday, 5/4/14, 2 pm - 2 am; Richard Ramjit/One Bar, ext. of hours. Saturday, 5/24/14. 18A Permits: #14-82, "FL. International Beer & Food Festival", Heritage Square & History Center, Friday, 5/9/14, #14-64, "March for Persecuted Christians", Lake Eola Park, Saturday, 5/17/14; #14-76 "9th Annual Orlando Triathlon at Baldwin Park", Lake Baldwin, Saturday, 5/17/14; #14-36, "Arab Fest", Lake Eola Park, Sunday, 5/18/14; #14-90, "Go Nuts with Testicular Cancer Foundation", Lake Eola Park, Saturday, 5/24/14; #14-62, "Orlando Carnival 2014", Central Florida Fairgrounds, Sunday, 5/25/14; #14-91, "Bullit Bar Street Party", Pine St. between Court & Orange, Sat., 5/31/14, Sun., 6/15/14, Sun., 7/13/14; #14-84, "Starfest 14", Orlando Repertory Theatre, 1001 E. Princeton St., Saturday, 5/31/14. Approved, filed and documentary **#140428H03**

(I) Public Works

(1) Approving Employment Contract with Cesar Leirias as a Civil Engineer III with the Transportation Engineering Division. Approved, filed and documentary **#140428I01**

(2) Approving Funding Agreement between the City of Orlando and Bike/ Walk Central Florida , Re: Best Foot Forward for Pedestrian safety. Approved, filed and documentary **#140428I02**

(3) Approving Waste Water Credit Agreement between City and Jubilee Park for Construction of Lift Station. Approved, filed and documentary **#140428I03**

(J) Other

No Agenda Items

(Approx. 2:55 p.m.) - The Mayor recessed the City Council Meeting and convened the Community Redevelopment Agency (CRA) Meeting. The Mayor called on Walter Hawkins, Director of Urban Development, who presented the following items:

4. Community Redevelopment Agency (CRA)

(1) Approving Meeting Minutes – Community Redevelopment Agency (CRA) – March 31, 2014. It was moved by Commissioner Robert F. Stuart, seconded by Commissioner Patty Sheehan, and vote was unanimous **(7-0)** to approve the meeting minutes and accept for appropriate filing by the City Clerk, filed and documentary **#140428401**

(2) Approving Meeting Minutes – Community Redevelopment Agency (CRA) – April 14, 2014. It was moved by Commissioner Robert F. Stuart, seconded by Commissioner Patty Sheehan, and vote was unanimous **(7-0)** to approve the meeting minutes and accept for appropriate filing by the City Clerk, filed and documentary **#140428402**

(3) Approving Wells Landing (Parramore Village) Acquisition and Funding Agreement. It was moved by Commissioner Daisy W. Lynum, seconded by Commissioner Samuel B. Ings, and vote was unanimous **(7-0)** to approve the Agreement, filed and documentary **#140428403**

(Approx. 2:56 p.m.) - The Mayor recessed the Community Redevelopment Agency (CRA) Meeting and convened the Neighborhood Improvement District Board of Directors Meeting.

5. Neighborhood Improvement District - Board of Directors

(1) Accepting Meeting Minutes - Downtown South Neighborhood Improvement District Advisory Council - April 9, 2014. It was moved by Commissioner Patty Sheehan, seconded by Commissioner Samuel B. Ings, and vote was unanimous **(7-0)** to accept the meeting minutes for appropriate filing by the City Clerk, filed and documentary **#140428501**

(Approx. 2:57 p.m.) - The Mayor recessed the Neighborhood Improvement District Board of Directors Meeting and reconvened the City Council Meeting.

6. OPEB Trust - Board of Trustees

No Agenda Items

7. New Business/Hearings

No Agenda Items

8. New Business

(1) Accepting Meeting Minutes and Approving, in part, and Acknowledging, in part, the recommendations of the Historic Preservation Board - April 2, 2014. Commissioner Daisy W. Lynum moved to accept the Historic Preservation Board Minutes of April 2, 2014, approve the recommended approval of HPB Case No. 2014-0031, and acknowledge the HPB recommendation for Tinker Field while instructing the MPB to consider recommending an Orlando Landmark designation only for the "diamond" of the existing Tinker Field, seconded by Commissioner Robert B. Stuart. Discussion ensued. The vote was 5-2 with Commissioner Patty Sheehan and Commissioner Samuel B. Ings voting "No." Accepted meeting minutes for appropriate filing by the City Clerk and approved, in part, and acknowledged, in part, the recommendations made by the Historic Preservation Board at its April 2, 2014, meeting, filed and documentary #140428801

9. Hearings

No Agenda Items

10. Hearings/Emergency Ordinances

No Agenda Items

11. Hearings/Ordinances/1st Read

No Agenda Items

12. Hearings/Ordinances/2nd Read

No Agenda Items

13. Ordinances/1st Read

1. City Clerk, Alana C. Brenner, presented Ordinance No. 2013-79 designating property generally located at the northeast corner of the intersection of State Road 417 and Moss Park Road as R-3B on the City's official zoning map (Picerne-Moss Park). It was moved by Commissioner Jim Gray, seconded by Commissioner

Robert B. Stuart, and vote carried that the Ordinance be approved on 1st reading. The Ordinance was approved on 1st reading by a unanimous vote **(7-0)** of Council. No one appeared in opposition.

2. City Clerk, Alana C. Brenner, presented Ordinance No. 2014-16, Relating to Sidewalk Cafes; Amending Section 54.28, Orlando City Code, to Adjust and Clarify Sidewalk Cafe Clear Zone and Sidewalk Furniture Zone Dimensional Standards and to Provide Exemptions from the General Requirement of Providing Approved Barriers Separating the Sidewalk Clear Zone from the Approved Sidewalk Cafe Area for Certain Eating and Drinking Establishments (Sidewalk Cafe Ordinance). It was moved by Commissioner Robert F. Stuart, seconded by Commissioner Samuel B. Ings, and vote carried that the Ordinance be approved on 1st reading. The Ordinance was approved on 1st reading by a unanimous vote **(7-0)** of Council. No one appeared in opposition.

3. City Clerk, Alana C. Brenner, presented Ordinance No. 2014-17 Re-assigning PD and PD/AN Zoning for a Proposed Apartment Complex (ZON2014-00005 Elan @ Audubon Park (fka Orlando Heights) PD). The Mayor opened the public hearing and the following persons appeared: Matthew Reinders and Paul James on behalf of themselves, and Bill Bagley on behalf of Orlando Heights LLC. It was moved by Commissioner Patty Sheehan, seconded by Commissioner Robert F. Stuart, to amend the ordinance to include the roofing of the dumpsters and trash compactors and to restrict operation of same consistent with the City's noise ordinance. Vote carried that the Ordinance as amended be approved on 1st reading. The Ordinance was approved on 1st reading by a unanimous vote **(7-0)** of Council.

14. Ordinances/2nd Read

No Agenda Items

15. Appeals

No Agenda Items

16. Quasi-Judicial Hearings

17. Unfinished Business

18. For Information Only

(1) For Information Only – Meeting Minutes – MWBE Certification Board – March 26, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary **#1404281801**

(2) For Information Only – Meeting Minutes – Nominating Board – March 12, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary **#1404281802**

(3) For Information Only – Meeting Minutes – Active Living Advisory Committee (Get Active Orlando) – December 3, 2013. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary **#1404281803**

(4) For Information Only – City of Orlando 2013 Comprehensive Annual Financial Report (CAFR). Accepted for information only and for appropriate filing by the City Clerk, filed and documentary **#1404281804**

(5) For Information Only – Canvassing Board Organizational Meeting Minutes of March 17, 2014; Canvassing Board Public Test of Voting Equipment Minutes of March 31, 2014; Canvassing Board Meeting Election Day Minutes of April 8, 2014; and Canvassing Board Provisional Ballots and Post Election Audit Minutes of April 10, 2014. Accepted for information only and for appropriate filing by the City Clerk, filed and documentary **#1404281805**

19. General Appearances

Cheryl DiRienzo spoke on her own behalf about recent criminal activity to her boat and trailer on a storage lot. Commissioner Tony Ortiz will investigate the matter.

Jose Datil spoke on his own behalf about bullet proof vests for police and Item B-8 Wells Landing (Parramore Village).

PENDING
No Items

ADJOURNMENT

There being no further business to come before Council, Mayor Buddy Dyer declared the meeting adjourned at 4:03 P.M.

_____
Buddy Dyer, Mayor

_____
Alana C. Brenner, City Clerk

"Enhance the quality of life in the City by delivering public services in a knowledgeable, responsive and financially responsible manner."