

Minutes For:
June 23, 2014

City of Orlando
COUNCIL MINUTES

<u>District 1</u>	<u>District 2</u>	<u>District 3</u>	<u>Mayor</u>	<u>District 4</u>	<u>District 5</u>	<u>District 6</u>
Jim Gray	Tony Ortiz	Robert F. Stuart	Buddy Dyer	Patty Sheehan	Regina I. Hill	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, June 23, 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 2:00 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 Regina I. Hill, District 5
Commissioner Samuel B. Ings, District 6
Alana C. Brenner, City Clerk
Mayanne Downs, City Attorney
Police Officers Kevlon Kirkpatrick and Edgar Malave, Sergeant-at-Arms

Invocation: Chaplain Chris Allen - President, Florida Humanist Association, 641 Huntington Avenue, Winter Park

1. MINUTES

It was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote carried that the reading of the minutes be waived for the June 2, 2014 Agenda Review and City Council meetings, and the June 9, 2014 City Council Budget Workshop, with minutes approved as written.

2. Awards/Presentations/Recognitions

1. Presenting The Hispanic Bar Association's 200th Honorary Membership to Mayor Buddy Dyer
2. Recognizing Sodexo Feeding Our Future Summer Meal Program

MAYOR'S UPDATE

Fiscal Year 2015 Budget - Preliminary Tax Roll Update

There have been several workshops recently to discuss the City's upcoming budget year. Council has heard in-depth presentations about the impact of the economic recession on the City's budget, and a look at how our departments have made reductions to their budgets. Orlando has cut \$379 million from its budget since 2002. However, a challenge still remains since revenues are not the same as in previous years. The Office of Business and Financial Services presented revenue projections early in the budget process and is now receiving updated information. Mayor Dyer introduced Chief Financial Officer Rebecca Sutton for a Fiscal Year 2015 Budget - Preliminary Tax Roll Update. A copy of the presentation is included with these minutes.

Fireworks at the Fountain

On July 4th, join the City at Lake Eola Park for fun, food and fireworks. Fireworks at the Fountain is the area's largest Independence Day celebration and features live music on two stages, a large children's play area and a 20-minute fireworks finale. For the first time, the Orlando Philharmonic Orchestra will perform during the free event, which runs from 4:00 to 10:00 p.m., with fireworks starting at 9:10 p.m. For more information, visit <http://www.cityoforlando.net/fireworks>.

Agenda Items of Note

Item A-1 – FY 2013-2014 Mayor's Matching Grants Cycle 2 Awards

On today's agenda, Council will vote on approving funding for ten Mayor's Matching Grant projects. These innovative projects help the City partner with neighborhoods, non-profits and schools to improve the quality of life for the residents here in Orlando through project programs that address neighborhood needs, engage the City's youth in activities during non-school hours, and improve education. Projects include neighborhood revitalization, mentoring, creative arts, academic, cultural, career exploration and literacy programs. Attending today's Council meeting, or viewing live from the City's website, are representatives from some of these organizations. The Mayor extended his thanks to all for working with the City of Orlando to help it continue to improve the community and make this the best place in America to live, work, play and learn.

Item A-2 – Authority to file amicus briefs in Florida marriage equality cases

Item A-2 on today's agenda will allow the City of Orlando to join with other Florida cities in support of marriage equality. The Mayor expressed his appreciation of and commitment to the steps that Orlando has taken in support of equality, including the implementation of the City's domestic partnership registry, that have made Orlando one of the most inclusive cities in America. Mayor Dyer remains committed to equality for everyone and further understands its importance as an economic development tool as the community looks to attract talented and creative people and employers, and create jobs for all of its residents.

Item B-4 – Contract for Demolition Services and Site Reconstruction of the "Round Building"

Also on today's agenda is a demolition contract for the deconstruction of the "round building" at the intersection of Orange Avenue and Anderson Street, near the new Dr. Phillips Center for the Performing Arts. Site work will begin in August with deconstruction beginning in September with the removal of the brise soleil (concrete panels) that surround the building. Mayor Dyer recognized Commissioner Sheehan for her efforts in funding the saving of these concrete panels to be preserved as a part of Orlando's history.

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 Samuel B. Ings, seconded by Commissioner Patty Sheehan, and vote carried that the Consent Agenda be approved as follows, noting that Commissioner Jim Gray and Commissioner Tony Ortiz voted “no” on Item A-2, that the appointments to the Certification Board had been pulled from Item A-3, and that Item No. 8 (a driveway variance at 6441 MacKenzie Street) in Item C-5 of the BZA Minutes from May 27, 2014 has been remanded back to the BZA as noted below.

(A) Mayor

(1) Approving FY 2013-2014 Mayor's Matching Grant (MMG) Cycle 2 Awards. Approved, filed and documentary #**140623A01**

(2) Authorizing Authority to file amicus briefs in Florida marriage equality cases. Authorized, filed and documentary #**140623A02**

(3) Confirming Citizen Board Appointments. Confirmed, filed and documentary #**140623A03**

(4) Approving Employment Agreement - Cara Reaves, Commissioner's Aide - District 5. Approved, filed and documentary #**140623A04**

(B) Business and Financial Services

(1) Approving RQS14-0193 Request for Qualification Statements for Electrical Engineering Design and Construction Administration Services for 480 Volt Improvements at the Iron Bridge Regional Water Reclamation Facility. Approved, filed and documentary #**140623B01**

(2) Approving Purchase of Three Ford F-450 Trucks with Aerial Platforms (C14-0287). Approved, filed and documentary #**140623B02**

(3) Approving Purchase of Four Utility Bodies with Cranes (S14-0280). Approved, filed and documentary #**140623B03**

(4) Approving Advisory Committee Ranking and Authorization for the Chief Procurement Officer to Execute a Contract for Demolition Services and Site Reconstruction 'Round Building' - 455 South Orange Avenue, Orlando, Florida, RFP14-0239. Approved, filed and documentary #**140623B04**

(5) Approving Award to TLC Diversified, Inc. for Iron Bridge Regional Water Reclamation Facility Master Pump Station Odor Control Improvements Project CIP0077 P, IFB14-0240. Approved, filed and documentary #**140623B05**

(6) Approving Award to TLC Diversified, Inc. for Lift Station 248 Odor Control Improvements Project CIP0001 P, IFB14-0159. Approved, filed and documentary #**140623B06**

(7) Approving Award of Contract to Safety Products, Inc. for Safety Products, C14-0155. Approved, filed and documentary #**140623B07**

(8) Approving Third Amendment to Purchase Contract between City and SED Development, LLC. Approved, filed and documentary #**140623B08**

(9) DELETED

(C) Economic Development

- (1) Accepting Meeting Minutes and Approving the Actions of the Municipal Planning Board – May 20, 2014. Accepted meeting minutes for appropriate filing by the City Clerk and approved the actions taken by the Municipal Planning Board at its May 20, 2014, meeting, filed and documentary **#140623C01**
- (2) Accepting Meeting Minutes and Approving the Recommended Actions of the Appearance Review Board (ARB) – May 28, 2014. Accepted meeting minutes for appropriate filing by the City Clerk and approved the actions taken by the Appearance Review Board at its May 28, 2014, meeting, filed and documentary **#140623C02**
- (3) Approving Petition for Voluntary Annexation: 6621 Narcoossee Road (ANX2014-00010). Approved, filed and documentary **#140623C03**
- (4) Accepting Meeting Minutes and Approving or Acknowledging the recommendations of the Historic Preservation Board - June 4, 2014. Accepted meeting minutes for appropriate filing by the City Clerk and approved and acknowledged the recommendations of the Historic Preservation Board at its June 4, 2014, meeting, filed and documentary **#140623C04**
- (5) Accepting Meeting Minutes and Approving the Actions of the Board of Zoning Adjustment – May 27, 2014. Note: At the City Council Agenda Review meeting, Commissioner Tony Ortiz requested that this item be moved to New Business for discussion regarding Item 8, a driveway variance at 6441 MacKenzie Street (case VAR2014-00036). He asked that it be remanded to the BZA due to the fact that three board members were absent and the variance came to a 3 to 3 tie. While the tied vote meant it technically failed, the Commissioner felt that a different outcome might have occurred with more Board members present. The Mayor treated Commissioner Ortiz's request to be a motion to remand the case back to the BZA, which was seconded by Commissioner Robert F. Stuart. All voted in favor and the item will be remanded back to the BZA. The remainder of the cases considered by the BZA reflected in the minutes moved forward for approval. Accepted meeting minutes for appropriate filing by the City Clerk and approved the actions taken by the Board of Zoning Adjustment at its May 27, 2014, meeting, filed and documentary **#140623C05.**
- (6) Approving Small Business Facade Program Agreement between Chic 'N Bull, Inc. d/b/a Beefy King - 424 N. Bumby Ave. Approved, filed and documentary **#140623C06**
- (7) Approving Small Business Facade Program Agreement between James Clifford Martin, DVM, P.A. - 921 North Mills Avenue. Approved, filed and documentary **#140623C07**
- (8) Approving Temporary Use Permit for Expanded Valet Parking at 555 Mariposa St. (LDC2014-00164). Approved, filed and documentary **#140623C08**
- (9) Approving Petition for Voluntary Annexation: Cady Way (ANX2014-00006). Approved, filed and documentary **#140623C09**
- (10) Approving Business Assistance Program Agreement between Pig Floyd's Smokehouse, LLC and the City of Orlando - 1326 North Mills Avenue. Approved, filed and documentary **#140623C10**
- (11) Approving Joint Participation Agreement (JPA) between the Florida Department of Transportation (FDOT) and the City of Orlando for Design, Construction and Construction Engineering Inspection services for the reconstruction and widening of Columbia Street. Approved, filed and documentary **#140623C11**
- (12) Approving Easement Encroachment Agreement between the City of Orlando and Jefferson Eola, LLC, relating to real property at 420 and 412 E. Church St. Approved, filed and documentary **#140623C12**
- (13) Approving A Final Minor Subdivision Plat titled Wesco Square. Approved, filed and documentary **#140623C13**

(14) Approving Transportation Agreement between Lake Nona and City of Orlando. Approved, filed and documentary **#140623C14**

(D) Families, Parks and Recreation

No Agenda Items

(E) Fire

(1) Adopting Orlando Comprehensive Emergency Mgmt. Plan. Adopted, filed and documentary **#140623E01**

(F) Housing

No Agenda Items

(G) Orlando Venues

(1) Approving Amendments Three and Four to Agreement between Dr. Phillips Center for the Performing Arts, Inc. (DPAC) and Nodarse & Associates, Inc. to Provide Construction Materials Testing for the Dr. Phillips Center (DPC). Approved, filed and documentary **#140623G01**

(H) Police

(1) Approving FY 2013 High Intensity Drug Trafficking Areas (HIDTA) Program Grant Award Modifications #2, #3 and #4. Approved, filed and documentary **#140623H01**

(2) Approving FY 2014 High Intensity Drug Trafficking Areas (HIDTA) Program Grant Award Modification #2. Approved, filed and documentary **#140623H02**

(3) Approving Permits: #14-108, "Winter Park K-9 Memorial", Harbor Park, Saturday, 7/26/14; #14-93, "Run for Africa 5K", Harbor Park, Saturday, 7/26/14; #14-120, "Champions Tour", Church St. between Garland & Ceviche, Thursday, 7/31/14; #14-115, "Gift of Gospel, Gift of Life", Lake Eola Park, Saturday, 8/2/14. Approved, filed and documentary **#140623H03**

(I) Public Works

(1) Approving Service Authorization #2 with AECOM for additional Engineering Services for Conserv I Diversion Pumping Stations Improvements, Project No. CIP0024 P. Approved, filed and documentary **#140623I01**

(2) Approving Service Authorization with Tetra Tech, Inc for Professional Engineering Services for Lift Station Number 001 & 007 Rehabilitation, Project No. CIP0103 P. Approved, filed and documentary **#140623I02**

(3) Approving District 5 Traffic Control Cabinet and Trash Container Artwork Agreement. Approved, filed and documentary **#140623I03**

(4) Approving Services Authorization # 1 to the Agreement with AECOM Technical Services for Professional Engineering Services for the Iron Bridge Regional Water Reclamation Facility (RWRF) Effluent Discharge Alternatives Evaluation Project. Project No. CIP0117 P. Approved, filed and documentary **#140623I04**

(5) Approving Employment agreement with William Worley as Construction Inspector with the Capital Improvements & Infrastructure Development Division. Approved, filed and documentary **#140623I05**

(J) Other

(1) Adopting Resolution Approving Greater Orlando Aviation Authority Resolution Relating to Modifications to Certain Revolving Credit Notes. Adopted, filed and documentary **#140623J01**

(2) Adopting Resolution Approving GOAA Resolution Approving an Overall Plan of Finance and Issuance of Not to Exceed \$550,000,000 in Aggregate Debt in One or More Series. Adopted, filed and documentary **#140623J02**

(3) Approving Hangar Facility Lease Agreement between GOAA and Silver Airways Corp. Approved, filed and documentary **#140623J03**

4. Community Redevelopment Agency (CRA)

No Agenda Items

5. Neighborhood Improvement District - Board of Directors

No Agenda Items

6. OPEB Trust - Board of Trustees

No Agenda Items

7. New Business/Hearings

No Agenda Items

8. New Business

None

9. Hearings

No Agenda Items

10. Hearings/Emergency Ordinances

No Agenda Items

11. Hearings/Ordinances/1st Read

1. City Clerk, Alana C. Brenner, presented Ordinance No. 2014-23 Amending the Growth Management Plan (GMP) by Adopting the 2014 Summer Cycle of GMP Amendments. It was moved by Commissioner Patty Sheehan, 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.

12. Hearings/Ordinances/2nd Read

1. City Clerk, Alana C. Brenner, presented Ordinance 2014-19 Annexing property located North of Vine Street, East of Francis Avenue, South of Hand Boulevard and West of S. Bumby Avenue; Amending the City's Adopted Growth Management Plan to Designate the Property as Residential Low Intensity on the Official Future Land Use Map; and Designating the Property as R-3A/T on the Official Zoning Map (Millenium Homes Annexation). It was moved by Commissioner Patty Sheehan, seconded by Commissioner Robert F.

Stuart and vote carried that the Ordinance be adopted on 2nd reading. The Ordinance was adopted by a **7-0** vote. No one appeared in opposition, filed and documentary #**1406231201**;

2. City Clerk, Alana C. Brenner, presented Ordinance No. 2013-73, Amending Chapter 63, Environmental Protection, by Creating New Part 2M, Entitled "Outdoor Lighting;" Consolidating Existing Outdoor Lighting Regulations in the New Part 2M, Providing Purpose and Intent of Lighting Regulations and Definitions; Requiring an Outdoor Lighting Plan for Certain Development; Providing Submittal Requirements for Applications for Outdoor Lighting Approval; Providing Lighting Plan Regulations, Variance Approval Process and Alternative Standards for Outdoor Lighting Plans (Lighting Ordinance). It was moved by Commissioner Tony Ortiz, seconded by Commissioner Samuel B. Ings and vote carried that the Ordinance be adopted on 2nd reading. The Ordinance was adopted by a **7-0** vote. No one appeared in opposition, filed and documentary #**1406231202**;

3. City Clerk, Alana C. Brenner, presented A Roll-Off Franchise for Signature Landscape Contractors LLC. It was moved by Commissioner Robert F. Stuart, seconded by Commissioner Tony Ortiz and vote carried that the Ordinance be adopted on 2nd reading. The Ordinance was adopted by a **7-0** vote. No one appeared in opposition, filed and documentary #**1406231203**;

4. City Clerk, Alana C. Brenner, presented Proposed ordinance #2014-21, relating to the Downtown Orlando Sports & Entertainment District Planned Development. The Mayor gave background on this matter and introduced Alex Martins, CEO of the Orlando Magic and SED Development, LLC and Nate Cherry, Architect and Vice President of RTKL, who presented an update on the project. The Mayor then opened the public hearing and no one appeared in opposition. It was moved by Commissioner Regina I. Hill, seconded by Commissioner Robert F. Stuart and vote carried that the Ordinance be adopted on 2nd reading. The Ordinance was adopted by a **7-0** vote. Filed and documentary #**1406231204**;

13. Ordinances/1st Read

1. City Clerk, Alana C. Brenner, presented Ordinance No. 2013-63 Amending the Land Development Regulations for the Orlando Medical Plaza Planned Development, Generally Located North of Fernwood St., South and West of E. Copeland Dr., and East of S. Orange Ave., and Comprised of 2.1, acres, more or less; Amending the Development Plan, Development Program, Landscaping Plan, Architectural Regulations, and Other Land Development Regulations of the Planned Development (Orlando Medical Plaza PD Amendment). It was moved by Commissioner Patty Sheehan, 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.

2. City Clerk, Alana C. Brenner, presented Ordinance 2014-22 Amending the Growth Management Plan to Change the Future Land Use Designation from Community Activity Center to Industrial for property located at the Northeast Corner of S. Kirkman Road and the Florida Turnpike (Shooters World GMP). It was moved by Commissioner Samuel B. Ings, seconded by Commissioner Regina I. Hill 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. 2014-24 Rezone from AC-1 to PD for Indoor Shooting Range, Retail Store and Ancillary Uses (ZON2014-00001 Shooter's World PD). It was moved by Commissioner Samuel B. Ings, seconded by Commissioner Patty Sheehan 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.

4. City Clerk, Alana C. Brenner, presented Ordinance 2014-25 annexing certain land generally located north of Josephine St., east of Pinelli St., south of Beach Blvd., and west of Old Cheney Hwy. It was moved by Commissioner Robert F. Stuart, seconded by Commissioner Patty Sheehan 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.

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 – Leu Gardens Board – April 23, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary #**1406231801**

(2) For Information Only – Meeting Minutes – Families, Parks and Recreation Advisory Board – April 15, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary #**1406231802**

(3) For Information Only – Meeting Minutes – Leu Gardens Board – March 26, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary #**1406231803**

(4) For Information Only – Meeting Minutes – Downtown Development Board (DDB) – April 23, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary #**1406231804**

(5) For Information Only – Meeting Minutes – Public Art Advisory Board – March 11, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary #**1406231805**

(6) For Information Only – Meeting Minutes – Commissioners Hill and Stuart – May 23, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary #**1406231806**

(7) For Information Only – Meeting Minutes – Public Art Advisory Board – May 13, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary #**1406231807**

(8) For Information Only – Meeting Minutes – Nominating Board – May 14, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary #**1406231808**

(9) For Information Only – Meeting Minutes – Citizens' Police Review Board – May 7, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary #**1406231809**

19. General Appearances

Jibreel Ali, appearing on behalf of Spring Lake Homeowners Association, spoke about District 5 Traffic Control and Trash Container Artwork Agreement.

Tom Roseberry, appearing on his own behalf, spoke about container art districts.

Robert G. Goldstein, Esq., General Counsel of Silver Airways, appearing on his own behalf, spoke as a proponent of Item J-3 on the Consent Agenda and thanked staff for their assistance.

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."