

Minutes For:
December 15, 2014

City of Orlando
COUNCIL MINUTES

<u>District 1</u> Jim Gray	<u>District 2</u> Tony Ortiz	<u>District 3</u> Robert F. Stuart	<u>Mayor</u> Buddy Dyer	<u>District 4</u> Patty Sheehan	<u>District 5</u> Regina I. Hill	<u>District 6</u> Samuel B. Ings
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On Monday, December 15, 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 Regina I. Hill, District 5
Commissioner Samuel B. Ings, District 6
Alana C. Brenner, City Clerk
Roy Payne, Chief Assistant City Attorney
Police Officers Edward Rosado and Edgar Malave, Sergeant-at-Arms

Invocation

Father Hector A. Vazquez Saad, Saint Charles Borromeo Catholic Church, 4001 Edgewater Drive, Orlando

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 December 8, 2014 Workshop, Agenda Review and City Council Meeting, with minutes approved as written.

2. Awards/Presentations/Recognitions

No Agenda Items

MAYOR'S UPDATE

Happy Holidays

The holiday season is a special time of year filled with family, friends and community. Mayor Dyer encouraged everyone to "think local" when doing holiday shopping this year and urged everyone to patronize businesses in the community that are part of the Downtown and Orlando Main Street Districts. Helping to support and strengthen local businesses in the community provides jobs for residents and keeps more dollars in the community. Mayor Dyer expressed his greeting for a safe and happy holiday to all of Orlando's residents, friends and families.

I-Drive Congestion Relief Project Opening

On Friday, December 19, Mayor Dyer and Commissioner Samuel B. Ings will celebrate the completion of the I-Drive congestion relief project, making it easier for Orlando's residents and tourists to patronize I-Drive businesses and attractions. The 1.5-mile project includes an exclusive lane for buses, and new wider sidewalks and bike lane improvements, making this heavily traveled area much safer for

pedestrians and bikers. Mayor Dyer recognized and thanked Commissioner Ings for his leadership on this project.

OPD Headquarters Update

Last week, the City officially began the construction process for the new Orlando Police Department Headquarters by demolishing the existing building on the site. The new state-of-the-art headquarters for the Orlando Police Department will improve department operations, utilize the latest technology and make the department more accessible to the community. The 94,500-square foot building will not only further enhance the City's safety, but will also help to spur development along the Orange Blossom Trail. Construction of the building is expected to start in April 2015 with a completion date in the summer of 2016.

Agenda Items of Note

Item A-2 – FY 2014-2015 Mayor's Matching Grant (MMG) Cycle 1 Awards

On today's consent agenda, the City Council will vote on funding for fourteen Mayor's Matching Grant projects. This funding provides the opportunity for nonprofit organizations or schools to partner with community organizations, businesses and the City of Orlando to offer programs that address neighborhood needs, improve education, and engage the City's youth in constructive, adult supervised activities during non-school hours. These projects involve hundreds of volunteers and will impact the lives of thousands of residents and youth through mentoring, creative arts, academic, cultural, career exploration and athletic programs. Representatives from some of these organizations attended today's City Council meeting or viewed the meeting live on the City's website. Mayor Dyer thanked and recognized the volunteers and representatives for their efforts to do good work in Orlando's communities and looks forward to working together during the year with the City's Office of Community Affairs and Human Relations.

Item B-5 - Contract with Corporation for Supportive Housing, Inc. for Technical Assistance Services on Supportive Housing and Systems Change, C15-0103

Also on today's agenda is a contract with the Corporation for Supportive Housing (CSH) to assist Orlando in its goal to place 300 chronically homeless individuals in Downtown Orlando into permanent supportive housing over the next three years. CSH has helped other communities around the country that have made significant progress on this issue, including Houston, Texas, which has reduced chronic homelessness by 58% in three years. This is an important step, as Orlando continues to work together to solve the issue of homelessness through its region.

Item C-7 – Funding Agreement between the City of Orlando and Bike/ Walk Central Florida, Re: Best Foot Forward for Pedestrian Safety FY 2014-2015

Lastly, on today's agenda is a funding agreement for the Best Foot Forward initiative. As the City's region continues to embrace alternative modes of transportation, it is important to support programs like Best Foot Forward which focuses on preventing pedestrian deaths and injuries in the community. Since the program launched in 2012, nearly 1,800 drivers have been issued warnings for failing to yield to a pedestrian at targeted intersections within city limits, OPD has cited almost 550 drivers with tickets for violating the yield law at targeted intersections, and the yield rate has risen from 17% at the start of education to an average yield rate of 45%. Most importantly, behaviors are changing with Best Foot Forward. Mayor Dyer encouraged everyone to yield to pedestrians and join in this mission to prevent accidents and improve safety, while encouraging walking as a safe, fun form of transportation and healthy activity.

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.

(A) Mayor

(1) Approving Employment Contract Website Developer (Victoria White). Approved, filed and documentary **#141215A01**

(2) Approving FY 2014-2015 Mayor's Matching Grant (MMG) Cycle 1 Awards. Approved, filed and documentary **#141215A02**

(3) Approving 2014 Addendum to the MOU Between HUD and City of Orlando. Approved, filed and documentary **#141215A03**

(B) Business and Financial Services

(1) Approving Access Easement Agreement between the City and JeBailey Realty, LLC. Approved, filed and documentary **#141215B01**

(2) Approving Use of Florida State Term Contract # DMS-1011-008A with AT&T Mobility for the Purchase of Mobile Communication Services, C14-0349. Approved, filed and documentary **#141215B02**

(3) Approving Professional Engineering Services for Conserv II Biosolids Dewatering System Improvements, RQS13-0458. Approved, filed and documentary **#141215B03**

(4) Approving City Consent to FDOT Perpetual Drainage Easement within Oak Ridge Road right-of-way. Approved, filed and documentary **#141215B04**

(5) Approving Contract with Corporation for Supportive Housing, Inc. for Technical Assistance Services on Supportive Housing and Systems Change, C15-0103. Approved, filed and documentary **#141215B05**

(6) Approving Engagement of Specialized Litigation Counsel. Approved, filed and documentary **#141215B06**

(7) Accepting Meeting Minutes and Adopting Resolution to Amend FY2014-2015 Budget - December 9, 2014. Accepted meeting minutes for appropriate filing by the City Clerk and adopted the Resolution, filed and documentary **#141215B07**

(C) Economic Development

(1) Approving Interlocal Agreement between the City and the Boggy Creek Improvement District regarding the ownership and maintenance of a Distributed Antennae System. Approved, filed and documentary **#141215C01**

(2) Accepting Meeting Minutes and Approving the Actions of the Municipal Planning Board – November 18, 2014. Accepted meeting minutes for appropriate filing by the City Clerk and approved the actions taken by the Municipal Planning Board at its November 18, 2014, meeting, filed and documentary **#141215C02**

(3) Approving Employee Contract for Permit Technician I in Permitting Services - Pedro Meza. Approved, filed and documentary **#141215C03**

(4) DELETED

(5) Approving Employee Contract for Permit Technician I in Permitting Services - Robyn Vasatka. Approved, filed and documentary **#141215C05**

(6) Approving Employment Contract for Construction Inspector II - Building - Gilberto Mercado. Approved, filed and documentary **#141215C06**

(7) Approving Funding Agreement between the City of Orlando and Bike/ Walk Central Florida, Re: Best Foot Forward for Pedestrian safety FY 2014-2015. Approved, filed and documentary **#141215C07**

(8) Accepting Meeting Minutes and Approving the Actions of the Board of Zoning Adjustment – November 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 November 25, 2014 meeting, filed and documentary **#141215C08**

(9) Approving Temporary Use Permit at 527 N. Garland Ave. for Ultimate I-4 Office Yard (LDC2014-00369). Approved, filed and documentary **#141215C09**

(10) Approving Temporary Use Permit at 959 29th St. for Ultimate I-4 Office Yard (LDC2014-00371). Approved, filed and documentary **#141215C10**

(11) Approving A Final Minor Subdivision Plat titled Universal City Florida Lot 2A Replat. Approved, filed and documentary **#141215C11**

(12) Approving Business Assistance Program Agreement between BIC Enterprises of Central Florida, Inc. d/b/a Wing Shack and the City of Orlando - 4650 East Michigan Street. Approved, filed and documentary **#141215C12**

(13) Approving Resolution Approving Boggy Creek Improvement District's Use of Eminent Domain for Construction of Lake Nona Blvd. Extension. Approved, filed and documentary **#141215C13**

(D) Families, Parks and Recreation

No Agenda Items

(E) Fire

No Agenda Items

(F) Housing

(1) Approving SHIP Rehabilitation Agreement between the City of Orlando and Crystal Lake Supportive Environments, Inc., d/b/a ATTAIN, Inc. Approved, filed and documentary **#141215F01**

(2) Accepting Meeting Minutes and Approving the Actions of the Housing Review Committee – December 1, 2014. Accepted meeting minutes for appropriate filing by the City Clerk and approved the actions taken by the Housing Review Committee at its December 1, 2014 meeting, filed and documentary **#141215F02**

(3) Approving Subordination agreement between The City of Orlando and Old Florida Bank, 315 East Robinson Street, Suite 350, Orlando, Florida 32801. Approved, filed and documentary **#141215F03**

(4) Approving U.S. Department of Housing and Urban Development Program Year 2014 Community Development Block Grant (CDBG) agreement between the City of Orlando and Frontline Outreach, Inc., 3000 C.R. Smith Street, Orlando, Florida, 32805. Approved, filed and documentary **#141215F04**

(G) Orlando Venues

No Agenda Items

(H) Police

(1) Approving Permits: OLP5674797, "Cowboy's Orlando" 1108 S. O.B.T., Fri., 1/23/15. Request extension of hours: 7 pm until 12.30 am; SPEC1018640, "Seasons Blessings", John H. Jackson Center, Sat., 12/20/14;

SPEC8632222, "FSU Viewing Party", Washington St. bet. Orange & Jefferson St. Garage, Thu., 1/1/15 and Mon., 1/12/15; SPEC2250820, "Mango Run", Loch Haven Park, Sat., 1/17/15; SPEC2867291, "MLK Holiday Parade", downtown roads, Saturday, 1/17/15; SPEC1144552, "MLK South St. Jazz & Blues Cookout", John H. Jackson Center, Mon., 1/19/15; SPEC7686673, "Solar Bears Fanfest", Church St. bet. RR tracks & Hughey, Pine St. bet. RR Tracks & Garland, Bob Snow bet. Garland & Hughey, Surface Lot & Central/Garland, Tue., 1/20/15; SPEC8930721, "A Walk in their Shoes", Lake Eola Park, Sat., 1/24/15; SPEC4626123, "Tough Biker Orlando", Lake Eola Park, Sat., 1/31/15; SPEC3162137, "Color Run", Orlando Citrus Bowl & surrounding area, Sat., 1/31/15; SPEC3668868, "Out of the Darkness Walk", Baldwin Park area, Sat. 2/7/15. Approved, filed and documentary **#141215H01**

(I) Public Works

(1) Approving Street Right-of-Way Utilization and Encroachment Agreement between City and One North Orange, LLC. Approved, filed and documentary **#141215I01**

(2) Approving Church St. Streetscape, East Phase, Additional Contingency for Construction. Approved, filed and documentary **#141215I02**

(J) Other

(1) Approving Joinder to Consent to Assignment/Release of Orlando Executive Airport Fixed Base Operator (Showalter) Lease. Approved, filed and documentary **#141215J01**

(2) Approving Joinder to Consent to Assignment of GOAA/Weingarten Herndon Plaza Lease and Consent to Assignment of Non-Disturbance & Attornment Agreement. Approved, filed and documentary **#141215J02**

(Approx. 2:39 p.m.) - The Mayor recessed the City Council Meeting and convened the Community Redevelopment Agency (CRA) Meeting. The Mayor called on Thomas Chatmon, Executive Director, CRA , who presented the following item:

4. Community Redevelopment Agency (CRA)

(1) Approving Contract with Corporation for Supportive Housing, Inc. for Technical Assistance Services on Supportive Housing and Systems Change. It was moved by Commissioner Patty Sheehan, seconded by Commissioner Samuel B. Ings, and vote was unanimous **(7-0)** to approve the Contract, filed and documentary **#141215401**

(Approx. 2:40 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) Approving Meeting Minutes and Recommended Actions - Downtown South Neighborhood Improvement District Advisory Council – November 12, 2014. It was moved by Commissioner Patty Sheehan, seconded by Commissioner Samuel B. Ings, and vote was unanimous **(7-0)** to approve the meeting minutes and accept for appropriate filing by the City Clerk, and approve the recommended actions, filed and documentary **#141215501**

(Approx. 2:41 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

No Agenda Items

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

1. City Clerk, Alana C. Brenner, presented Ordinance No. 2014-63 Rezoning from NCZ/RP to AC-1/RP for Proposed Madison Hollow Residential & Commercial Development (ZON2014-00025). It was moved by Commissioner Regina I. Hill, seconded by Commissioner Patty Sheehan 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 #**1412151201**;

2. City Clerk, Alana C. Brenner, presented Ordinance No. 2014-67 Amending and Restating the Land Development Regulations of the Dr. Phillips Center for the Performing Arts Planned Development Zoning District. It was moved by Commissioner Regina I. Hill, seconded by Commissioner Patty Sheehan 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 #**1412151202**;

3. City Clerk, Alana C. Brenner, presented Ordinance No. 2014-64 Amending Chapter 55 of the Code of the City of Orlando, entitled "Regulation of Taxicabs, Limousines, Luxury Passenger Vehicles, Shuttles and Other Vehicles for Hire," to provide for the operation of vehicles arranged through transportation network companies or by other electronic means, and setting related requirements. It was moved by Commissioner Samuel B. Ings, seconded by Commissioner Robert F. Stuart that the Ordinance be adopted on 2nd reading.

Mayor Dyer gave opening remarks and then called on Deputy City Attorney Jody Litchford to present background on the ordinance and to review changes made since the first reading. Mayor Dyer then opened the public hearing and called on the following persons to speak who had filed an Appearance Request form:

1. Andrea Bateman, Esq., appearing on behalf of AFC Transportation and OUTDA;
2. Peggy Kelley, appearing on her own behalf;
3. Sael Pierrot, appearing on behalf of OUTDA;
4. Matthew Bumgardner, appearing on his own behalf;
5. Andrew Bozzone, appearing on his own behalf, waived his time to speak;
6. Daniel Rich, appearing on behalf of Mears Transportation, waived time to speak and registered support;
7. Olzber Zirker; appearing on behalf of Mears Transportation, waived time to speak and registered support;
8. Nercius Cincyr, appearing on his own behalf and on behalf of AFC Transportation;
9. Nathaniel Wells, appearing on his own behalf;
10. Joe Dagher, appearing on his own behalf;

11. Sean Holley, appearing on behalf of Mears Transportation, waived time to speak and registered support;
12. Mike Masterman, appearing on behalf of Lyft (Jordana Stein ceded her time to Masterman);
13. Ash Elmahdi, appearing on his own behalf;
14. Mary Elmahdi, appearing on her own behalf;
15. Michael Reynolds, appearing on his own behalf;
16. Al Castagna, appearing on his own behalf;
17. Jose Alvarado, appearing on his own behalf, waived time to speak and registered support;
18. Roger Chapin, appearing on behalf of Mears Transportation;
19. Jose Marques, appearing on his own behalf, waived time to speak and registered support;
20. Kingsley Blair, appearing on his own behalf;
21. Andre Malave, appearing on behalf of Americans for Prosperity;
22. Dunel Cadely, appearing on behalf of United We Can;

The Mayor closed the public hearing and Commissioner Samuel B. Ings called the question. Vote carried that the Ordinance be adopted on 2nd reading by a **7-0** vote. Filed and documentary #**1412151203**;

4. City Clerk, Alana C. Brenner, presented Ordinance No. 2014-72, amending City Code, Chapter 56, Transportation Impact Fee: Section 56.04. Definitions and Section 56.15.I. Exemptions to clarify Transit Oriented Development and amending Section 56.15.H. Exemptions to limit the change of use exemption. It was moved by Commissioner Samuel B. Ings, seconded by Commissioner Patty Sheehan 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 #**1412151204**;

13. Ordinances/1st Read

1. DELETED

2. City Clerk, Alana C. Brenner, presented Ordinance No. 2014-70 annexing, assigning the future land use designation of Industrial and designating the Industrial-Commercial Zoning District with the Aircraft Noise Overlay for property generally located north of Daubert Street, east of Maltby Avenue, south of Roush Avenue and west of Lake Baldwin Lane (4257 Daubert Street). It was moved by Commissioner Robert F. Stuart, seconded by Commissioner Tony Ortiz, 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. 2014-69 Amending the Growth Management Plan to Assign the Future Land Use Map Designation of Residential Low Intensity to Land Generally Located to the North and West of the Cady Way Trail, South of Beach Blvd., and East Of Baldwin Cove Way (Baldwin Cove GMP). It was moved by Commissioner Robert F. Stuart, seconded by Commissioner Tony Ortiz, 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 No. 2014-71 Designating Certain Land Generally Located North Of W. Robinson St., East Of N. Garland Ave., South Of W. Livingston St., And West Of State Ln., And Comprised Of 2.94 Acres Of Land, More Or Less, As Planned Development District With The Traditional City Zoning Overlay District On The City's Official Zoning Maps; Providing Special Land Development Regulations Of The Ace Café Orlando Development District (ZON2014-00019). It was moved by Commissioner Regina I. Hill, 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

No Agenda Items

17. Unfinished Business

No Agenda Items

18. For Information Only

(1) For Information Only – Meeting Minutes – Commissioners’ Luncheon – October 20, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary #**1412151801**

(2) For Information Only – Meeting Minutes – Active Living Advisory Committee (Get Active Orlando) – August 5, 2014 and October 7, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary #**1412151802**

(3) For Information Only – Meeting Minutes – Families, Parks and Recreation Advisory Board – October 21, 2014. Accepted meeting minutes for information only and for appropriate filing by the City Clerk, filed and documentary #**1412151803**

19. General Appearances

None

PENDING

No Items

ADJOURNMENT

There being no further business to come before Council, Mayor Buddy Dyer declared the meeting adjourned at 4:53 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."