

Minutes For:

**Orlando City Council
January 23, 2017
2:00 P.M.**



District 1
Jim Gray

District 2
Tony Ortiz

District 3
Robert F. Stuart

Mayor
Buddy Dyer

District 4
Patty Sheehan

District 5
Regina I. Hill

District 6
Samuel B. Ings

On Monday, January 23, 2017 the Orlando City Council met in regular session in City Council Chambers at City Hall. Mayor Buddy Dyer called the meeting to order at 2:03 P.M. Interim City Clerk Amy T. Iennaco called the roll and announced that there was a quorum with all members present.

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
Interim City Clerk Amy T. Iennaco
Deputy City Clerk Laurie Nossair
Chief Assistant City Attorney Kyle Shephard
Police Officers Kevlon Kirkpatrick and Raul Zayas, Sergeants-at-Arms

Invocation

The invocation was delivered by Jaelen Alexander, Orlando Science Schools student body president and District 5 Youth Advisory Board Chief of Staff, followed by the Pledge of Allegiance led by Commissioner Jim Gray.

Minutes

Commissioner Patty Sheehan moved and Commissioner Regina I. Hill seconded a motion that the reading of the minutes be waived for the January 11, 2017 City Council meeting and to approve the minutes as written, and City Council voted unanimously to waive the reading and approve the minutes as written.

Mayor's Welcome

Mayor Dyer welcomed students from Orlando Science Schools, Valencia College, University of Central Florida, Florida State University and Stetson University attending today's meeting. Mayor Dyer noted that some of the students are job shadowing in the Real Estate Management Division as part of a program sponsored by Commercial Real Estate Women (CREW) to promote career opportunities in commercial real estate. Mayor Dyer invited all students to stand and be recognized. Mayor Dyer also recognized Orange County District 6 Commissioner and Vice-Mayor Victoria Siplin and Ninth Judicial Circuit State Attorney Aramis Ayala and welcomed them to today's meeting.

Awards/Presentations/Recognitions

Proclaiming January 2017 as National Stalking Awareness Month

Mayor Dyer called on Orlando Police Chief John Mina who presented information and statistics related to stalking. Chief Mina spoke of the department's commitment to investigating stalking complaints and protecting victims. Chief Mina noted that the Orlando Police Department participates in the Domestic Violence Task Force, the Fatality Review Board and the Commission on Domestic Violence and Child Abuse, and thanked the Ninth Judicial Circuit State Attorney's Office, the Victim Service Center of Central

Florida, Harbor House of Central Florida, UCF Victim Services, Department of Children and Families and the Alliance 2 End Stalking for their valuable partnerships. Mayor Dyer read the proclamation.

Introduction of Minister-Counselor Pierre Max Charles of the Consulate of the Republic of Haiti

Mayor Dyer called on Commissioner Samuel B. Ings who introduced incoming Minister-Counselor Pierre Max Charles as Haitian General for the Consulate of the Republic of Haiti Orlando. Mr. Charles is a career diplomat, having worked for the Ministry of Foreign Affairs for more than two decades. Orange County Commissioner Victoria Siplin joined in congratulating Minister-Counselor Charles and thanked the City of Orlando for its support in embracing diverse cultures. Mayor Dyer read a proclamation naming January 12, 2017 as “Remembering Haiti – The Earthquake Day” in the City of Orlando.

Mayor's Dr. Martin Luther King, Jr. Commission Day

Mayor Dyer called on Chief Service Officer Marcia Hope-Goodwin who thanked all of the dedicated volunteers that work to support Dr. Martin Luther King, Jr.'s legacy and who presented eighteen events throughout January and February. The following commission members present at today's meeting were introduced and thanked for their service: Chairperson Brandy Hand, Michel Dorcean representing the Greater Haitian American Chamber of Commerce, Corey Johnson representing Orlando Utilities Commission, Lee Nimkoff of Brio Properties, Dawn Ofodile representing University of Central Florida, Marisol Romany representing Orlando Health, Leon Gantt representing Golf Channel, Dean Angela Epps of Florida A&M University College of Law, Courtney Powell of Ace Applications and Kathrine Brownlee representing the Junior League of Greater Orlando.

Commission members unable to attend today's meeting were acknowledged for their service: Members-at-large Vicki Brooks and Krisita Jackson, Linda Gonzalez and Gene Martin of the Orlando Magic, Jonathan Perry of Greenberg Traurig, Kran Riley of Wayne M. Densch Charities Inc., Codeye Woody representing Orange County Public Schools, Rick Whitted of JP Morgan Chase and Thomas Yeagers representing MBA Orlando and LGBT Chamber of Commerce. Mayor Dyer read a proclamation declaring January 23, 2017 as “Mayor's Martin Luther King Jr. Commission Day.”

25 Year Service Award to Peter Effaldana

Mayor Dyer called on Families, Parks and Recreation Director Lisa Early to introduce Parks Division Cultural Arts Manager Peter Effaldana, who is retiring next month with 25 years of service to City residents. Ms. Early shared memories of Mr. Effaldana's career and Mayor Dyer presented the 25 year service award.

Mayor's Update

Thank you to Orlando Police Department

Mayor Dyer expressed the City's deep appreciation to the Orlando Police Department and Chief John Mina for the tireless work of the entire department in the apprehension of the suspect wanted for killing Orlando Police Lieutenant Debra Clayton on January 9, 2017. Chief Mina extended his personal thanks to the men and women of OPD who continued to perform their duties and protect the community during this difficult time. Lieutenant Clayton was laid to rest on Saturday, January 14, 2017 and will always be remembered as a beloved member of the City family and Orlando Police Department.

NFL Pro Bowl

On Sunday, January 29, the City will host the 2017 National Football League Pro Bowl at Camping World Stadium. The all-star game features the best players in the NFL as determined by a consensus vote among fans, coaches and players. The Pro Bowl will allow Orlando to showcase our thriving city to visitors, provide exposure to millions of football fans watching around the globe, and bring an estimated \$30-\$40 million economic impact to the city.

At approximately 2:56 P.M. Commissioner Robert F. Stuart left the meeting and returned at 2:59 P.M.

Agenda Item of note

Item H-2 - Award for FY 2016-2017 Justice Assistance Grant (JAG) Countywide Program for Project:

Active Shooter First Responder Kits

Mayor Dyer announced that the City has been awarded a \$60,000 Justice Assistance Grant (JAG) to purchase Active Shooter Response Kits for OPD patrol officers to wear during such incidents. Mayor Dyer noted this will add an extra level of protection for officers when responding to active shooter situations.

Consent Agenda

Commissioner Samuel B. Ings moved and Commissioner Patty Sheehan seconded a motion to approve the consent agenda and City Council voted unanimously to approve the consent agenda as follows.

(A) Mayor – no agenda items.

(B) Business and Financial Services

(1) Accepting meeting minutes and adopting resolution to amend FY 2016-2017 Budget – January 10, 2017 Budget Review Committee (BRC) meeting. Accepted meeting minutes for filing by the City Clerk and adopted the resolution, filed and documentary **#170123B01**.

(2) Approving award to Summit Broadband, Inc. for wide-area network connectivity to internet services in support of the Mobilite WiFi system in Camping World Stadium, IFB17-0139. Approved, filed and documentary **#170123B02**.

(C) Economic Development

(1) Approving a temporary special event signage package for the Pro Bowl. Approved, filed and documentary **#170123C01**.

(2) Approving employment agreement for Permit Technician I Contract - Tamira Farmer. Approved, filed and documentary **#170123C02**.

(3) Approving employment agreement for Office Assistant Contract - Stacie Watts. Approved, filed and documentary **#170123C03**.

(4) Approving a final minor subdivision plat titled Brown Dog, A Replat. Approved, filed and documentary **#170123C04**.

(5) Approving petition for voluntary annexation: Fredos Internacional LLC (ANX2016-00015). Approved, filed and documentary **#170123C05**.

(6) Approving a final minor subdivision plat titled Universal City Florida Lot 2A Second Replat. Approved, filed and documentary **#170123C06**.

(7) Accepting meeting minutes and approving the actions of the Board of Zoning Adjustment – December 20, 2016. Accepted meeting minutes for filing by the City Clerk and approved the actions taken by the Board of Zoning Adjustment at its December 20, 2016 meeting, filed and documentary **#170123C07**.

(8) Accepting meeting minutes and approving the actions of the Municipal Planning Board - December 20, 2016, except the following item which has been appealed: Item #11 – LDC Amendment for Duplex and Tandem Development (LDC2014-00363). Accepted meeting minutes for filing by the City Clerk and approved the actions taken by the Municipal Planning Board at its December 20, 2016 meeting except for Item #11 which has been appealed, filed and documentary **#170123C08**.

(D) Families, Parks and Recreation – no agenda items.

(E) Fire – no agenda items.

(F) Housing

(1) Approving release of mortgage and restrictive covenant executed by Life Concepts, Inc. d/b/a Quest, Inc. in 2009. Approved, filed and documentary **#170123F01**.

(G) Orlando Venues – no agenda items.

(H) Police

(1) Approving State of Florida Drug Recognition Expert Call-Out Overtime Reimbursement Agreement. Approved, filed and documentary **#170123H01**.

(2) Approving award for FY 2016-2017 Justice Assistance Grant (JAG) Countywide Program for Project: Active Shooter First Responder Kits. Approved, filed and documentary **#170123H02**.

(3) Approving Permits: OLP7189826, Superbowl Party, 5801 Conroy Rd. Request Extension of Hours on Sun. 2/5/17, 4:00pm until 12:00am; SPEC6052497, "Meet Me in Orlando", Lake Eola Park, Sat. 1/28/17; SPEC7487628, "Out of the Darkness Community Walk", Harbor Park & Lower Jacket Park, Sat. 2/4/17; SPEC6652131, "Arts for All Day", Orlando Loch Haven Park, Sat. 2/4/17; SPEC4130541, "Paws in the Park", Lake Eola Park, Sat. 2/11/17; SPEC0574207, "Indie Folk Fest", 900 E. Princeton St., Sat. 2/11/17; SPEC2553232, "Cupids Undie Run", 9 W. Washington St. and surrounding area, Sat. 2/11/17; SPEC6794760, "Dragon Parade/Lunar New Year Festival", Fashion Square Mall (Colonial Dr./Herndon Av.), Sat. 2/11/17; SPEC9068367, "Orlando Chili Cookoff", Orlando Festival Park, Sat. 2/18/17; SPEC7398107, "Downtown Food & Wine Festival", Lake Eola Park, Sat/Sun, 2/25-2/26/17; SPEC6171960, "Sam Flax Wall Project", 1800 E. Colonial Dr., Sat. 2/4/17; SPEC9527087, "Orlando Farmers Market", Lake Eola Park, Sundays, 1/29/17-6/25/17; SPEC1073393, "Reservation Run 5K", Boone High School and surrounding area, Sat. 2/11/17. Approved, filed and documentary **#170123H03**.

(I) Public Works

(1) Approving federally funded public assistance state agreement for Hurricane Matthew between the City of Orlando and the State of Florida. Approved, filed and documentary **#170123I01**.

(J) Transportation

(1) Approving first amendment to interlocal agreement between City of Orlando and Central Florida Regional Transportation Authority. Approved, filed and documentary **#170123J01**.

(2) Approving developer's agreement regarding multi-use trail contribution for future design, engineering and construction. Approved, filed and documentary **#170123J02**.

(K) Other

(1) Approving partial release of water line and access easement agreement. Approved, filed and documentary **#170123K01**.

(2) Approving third amendment to the premises lease and use agreement between Greater Orlando Aviation Authority (GOAA) and All Aboard Florida. Approved, filed and documentary **#170123K02**.

(3) Approving second amendment to embankment funding agreement between Greater Orlando Aviation Authority (GOAA), All Aboard Florida-Operations, LLC and the City of Orlando. Approved, filed and documentary **#170123K03**.

(4) Approving specific items approved by the Greater Orlando Aviation Authority (GOAA) at its December 14, 2016 meeting. Approved, filed and documentary **#170123K04**.

At approximately 3:04 P.M. Mayor Dyer recessed the City Council meeting and convened the Community Redevelopment Agency (CRA) meeting. Mayor Dyer called on CRA Executive Director Thomas Chatmon, who presented the following item:

4. Community Redevelopment Agency (CRA)

(1) Approving Downtown Facade and Building Stabilization Program funding agreement between the Community Redevelopment Agency and Empire Florida, Ltd. for 28 West Central Boulevard, Orlando, Florida 32801. Commissioner Regina I. Hill moved and Commissioner Patty Sheehan seconded a motion to approve the agreement, and the CRA voted unanimously to approve the agreement, filed and documentary #170123401.

At approximately 3:07 P.M. Mayor Dyer adjourned the Community Redevelopment Agency (CRA) meeting and reconvened the City Council meeting.

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 – no agenda items.

9. Hearings – no agenda items.

10. Hearings/Emergency Ordinances – no agenda items.

11. Hearings/Ordinances/1st Reading

(1) Interim City Clerk Amy T. Iennaco presented Ordinance No. 2017-2 designating certain land generally located north of Granada Court, south of East Marks Street, east of North Magnolia Avenue and west of Irma Avenue, and comprised of 0.33 acres of land, more or less, from the AC-3A Downtown Metropolitan Activity Center District with the Traditional City Overlay District to the Planned Development district with the Traditional City Overlay District on the City's Official Zoning Map. (Economic Development) (Marks Townhome PD, ZON2016-00016). Commissioner Robert F. Stuart moved and Commissioner Tony Ortiz seconded a motion that the ordinance be approved on 1st reading. Mayor Dyer asked if there was any public comment on this item and no one appeared to testify. City Council voted unanimously to approve the ordinance.

12. Hearings/Ordinances/2nd Reading

(1) Interim City Clerk Amy T. Iennaco presented Ordinance No. 2016-86 assigning Planned Development zoning to property located east of Formosa Avenue, south of Indiana Avenue and north of Harmon Avenue, addressed as 1230 Formosa Avenue, comprised of approximately 0.652 acres (Formosa North). Commissioner Robert F. Stuart moved and Commissioner Tony Ortiz seconded a motion that the ordinance be adopted on 2nd reading. Mayor Dyer opened the public hearing and no one appeared to testify. Mayor Dyer closed the public hearing and City Council voted unanimously to adopt the ordinance, filed and documentary #1701231201.

(2) Interim City Clerk Amy T. Iennaco presented Ordinance No. 2016-98 relating to the Downtown South Neighborhood Improvement District, amending the eligibility requirements for membership on the DSNID Advisory Council. Commissioner Patty Sheehan moved and Commissioner Regina I. Hill seconded a motion that the ordinance be adopted on 2nd reading. Mayor Dyer opened the public hearing and no one appeared to testify. Mayor Dyer closed the public hearing and City Council voted unanimously to adopt the ordinance, filed and documentary #1701231202.

(3) Interim City Clerk Amy T. Iennaco presented Ordinance No. 2016-43 amending the future land use designations from Residential Low Intensity, Office Low Intensity, Neighborhood Activity Center, Public Recreational Institutional, Community Activity Center and Conservation to Office Low Intensity, Neighborhood Activity Center and Conservation and amending subarea policy S.39.3 for property located south of Lee Vista Boulevard, west of S.R. 417, north of S.R. 528 and east of Narcoossee Road (Vista Park). Commissioner Jim Gray moved and Commissioner Tony Ortiz seconded a motion that the ordinance be adopted on 2nd reading. Mayor Dyer opened the public hearing and no one appeared to testify. Mayor Dyer closed the public hearing and City Council voted unanimously to adopt the ordinance, filed and documentary #1701231203.

13. Ordinances/1st Reading

(1) Interim City Clerk Amy T. Iennaco presented Ordinance No. 2017-3 relating to the designation of Orlando historic landmarks. Commissioner Samuel B. Ings moved and Commissioner Patty Sheehan seconded a motion that the ordinance be approved on 1st reading. Mayor Dyer asked if there was any public comment on this item and Doug Head appeared for comment. Mayor Dyer called on Chief Assistant City Attorney Kyle Shephard for clarification. After discussion, Mayor Dyer asked that a workshop be presented before the second reading of this ordinance. City Council voted unanimously to approve the ordinance.

(2) Interim City Clerk Amy Iennaco presented Ordinance No. 2017-1 amending the land development code to establish the Creative Village Development Review Committee. Commissioner Regina I. Hill moved and Commissioner Robert F. Stuart seconded a motion that the ordinance be approved on 1st reading. Mayor Dyer asked if there was any public comment on this item and no one appeared to testify. City Council voted unanimously to approve the ordinance.

14. Ordinances/2nd Reading

(1) Interim City Clerk Amy T. Iennaco presented Ordinance No. 2016-87 relating to the operation of unmanned aircraft systems, amending Chapter 5, Section 5.19(2) and Chapter 43, Section 43.02, of the City Code of Orlando, Florida. Commissioner Samuel B. Ings moved and Commissioner Patty Sheehan seconded a motion that the ordinance be adopted on 2nd reading. Mayor Dyer called on Chief Assistant City Attorney Austin Moore to provide background on the ordinance. At approximately 3:47 P.M. Commissioner Gray left the meeting and returned at 3:50 P.M. Mayor Dyer opened the public hearing and the following persons appeared to testify:

1. David Daniel, on behalf of UAS Association of Florida, appeared in opposition.
2. Alfonso Cartagena, on his own behalf, appeared in support but with additional information for the Council provided in a PowerPoint presentation.
3. Abel Almaguer, on his own behalf, appeared in opposition.
4. Shawn Morrison, on behalf of and as president of Orlando Rotoracers, appeared in opposition.
5. Tory Sims, on his own behalf, appeared in opposition.
6. Chris Thomas, on behalf of MultiGP, appeared in opposition.

Mayor Dyer closed the public hearing and City Council voted unanimously to adopt the ordinance, filed and documentary #1701231401.

15. Appeals

(1) Appeal of LDC2014-00363 Duplex and Tandem Code Amendment. Mayor Dyer announced that this hearing is an appeal of a legislative recommendation made by the Municipal Planning Board to City Council in MPB Case No. LDC2014-00363. Mayor Dyer called on Appellant David Rose to present his appeal, then called on Chief Planner Elisabeth Dang to present the City's response. Ms. Dang used a PowerPoint presentation. At the close of the hearing, Commissioners Tony Ortiz, Robert F. Stuart and Patty Sheehan had questions and comments. Commissioner Patty Sheehan moved and Commissioner Regina I. Hill seconded a motion to approve the staff recommendation on duplex and tandem development, deny the appeal filed by David Rose and direct staff to prepare an ordinance for on at a

future City Council meeting. City Council voted unanimously to approve the motion. Filed and documentary #1701231501.

16. Quasi-Judicial Hearings

(1) Hearing on Recommended Order from Hearing Officer in Case No. QJ2016-005 relating to an application to amend the Shah Planned Development zoning ordinance. The parties in this matter are Petitioner/Applicant JNS Real Properties, LLC, Respondent Universal City Development Partners, Ltd., and Respondent City of Orlando City Planning Division, Economic Development Department. Mayor Dyer called on Chief Planning Division Manager Dean Grandin to provide background information. S. Brent Spain, Esq. appeared for Petitioner/Appellant. Michael Candiotti, Esq. appeared for Respondent Universal City Development Partners, Ltd. At the conclusion of the presentations, Mayor Dyer opened the hearing for questions or comments from City Council. Hearing none, Commissioner Samuel B. Ings moved and Commissioner Regina I. Hill seconded a motion to adopt the Recommended Order in Case No. QJ2016-005 and City Council voted unanimously to adopt the recommended order, filed and documentary #1701231601.

17. Unfinished Business – no agenda items.

18. For Information Only

(1) Meeting minutes of the Building and Fire Code Board of Appeals - November 4, 2016. Accepted meeting minutes for information only and for filing by the City Clerk, filed and documentary #1701231801.

(2) Meeting minutes of the Nominating Board - November 9, 2016. Accepted meeting minutes for information only and for filing by the City Clerk, filed and documentary #1701231802.

(3) Meeting minutes of the Nominating Board - December 14, 2016. Accepted meeting minutes for information only and for filing by the City Clerk, filed and documentary #1701231803.

(4) Meeting minutes of the Families, Parks and Recreation Advisory Board - November 15, 2016. Accepted meeting minutes for information only and for filing by the City Clerk, filed and documentary #1701231804.

(5) Meeting minutes of the Nominating Board - December 2, 2016. Accepted meeting minutes for information only and for filing by the City Clerk, filed and documentary #1701231805.

(6) Meeting minutes of the Families, Parks and Recreation Advisory Board - December 20, 2016. Accepted meeting minutes for information only and for filing by the City Clerk, filed and documentary #1701231806.

(7) Meeting minutes of the Citizens' Police Review Board - December 5, 2016. Accepted meeting minutes for information only and for filing by the City Clerk, filed and documentary #1701231807.

At approximately 5:03 P.M. Commissioner Jim Gray left the meeting and did not return.

19. General Appearances

Justin Harvey, on behalf of Fluoride Free Florida, spoke about water safety.

Jose Datil Colon, on his own behalf, spoke about domestic violence and vandalism.

PENDING – no agenda items.

ADJOURNMENT

There being no further business to come before City Council, Mayor Buddy Dyer adjourned the meeting at 5:09 P.M.

Buddy Dyer, Mayor

Amy T. Iennaco, Interim City Clerk