



**City Council
May 9, 2022
Council Chambers
6:30 PM**



WELCOME to our City Council meeting. In the interest of time efficiency, the following will prevail for comments by the public. Each speaker will be permitted up to 3 minutes to state his/her case. Group presentations will be permitted 3 speakers including the spokesperson - each being limited to up to 3 minutes. No speakers will be interrupted. Please silence all electronic devices during the meeting. THANK YOU for participating in your City Government.

- I. Call to Order
- II. Invocation - Central Florida Freethought Community
- III. Pledge of Allegiance
- IV. Presentations
 1. Proclamation for National Emergency Medical Services Week
 2. Proclamation for National Police Week
 3. Proclamation for National Public Works Week
- V. Old Business
- VI. Consent Agenda
 1. Approve the City Council Meeting Minutes of April 25, 2022
 2. Purchase - Stormwater Cleaning, Repair and Maintenance Services
 3. Purchase - Utility Infrastructure and Site Restoration Services
- VII. Public Period
- VIII. Decisions
 1. Ordinance - Amending Orange County Fertilizer Ordinance
 2. Resolution - Orange County Transportation Surtax Initiative
- IX. City Manager's Report/City Attorney/Council Reports
- X. Adjournment

Notice: Any person who desires to appeal any decision made at this meeting or hearing will need a record of the proceedings and, for this purpose, may need to ensure that a verbatim record of the proceedings is made which includes testimony and evidence upon which the appeal is to be based. Persons with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk's office (407-539-6219) 48 hours in advance of the meeting.

Disclaimer: Any opening invocation that is offered before the official start of the Council meeting shall be the voluntary offering of a private person, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the City Council or the city staff, and the City is not allowed by law to endorse the religious or non-religious beliefs or views of such speaker. Persons in attendance at the City Council meeting are invited to

stand during the opening invocation and to stand and recite the Pledge of Allegiance. However, such invitation shall not be construed as a demand, order, or any other type of command. No person in attendance at the meeting shall be required to participate in any opening invocation that is offered or to participate in the Pledge of Allegiance. You may remain seated within the City Council Chambers or exit the City Council Chambers and return upon completion of the opening invocation and/or Pledge of Allegiance if you do not wish to participate in or witness the opening invocation and/or the recitation of the Pledge of Allegiance.

MEETING DATE		AGENDA
May 9, 2022		Section: Presentations
Department/Office : City Clerk	AGENDA REPORT	Item #: 1.
Subject: Proclamation for National Emergency Medical Services Week		
Requested Action or Motion: Present proclamation to Deputy Chief Morton.		
Summary Explanation & Background: In 1974, President Gerald Ford authorized National Emergency Medical Services (EMS) Week to celebrate EMS practitioners and the critical service they provide to our nation's communities. This week has evolved to ensure that the important contributions of all EMS practitioners to safeguarding the health, safety and well-being of their community are fully celebrated and recognized. National Emergency Medical Services Week will begin on Sunday, May 15 and end on Saturday, May 21, 2022.		
Fiscal Impact: N/A		
Exhibits: 1. Proclamation EMS Week 2022		
Commission/Board: City Council		
Contact Person: Lori Hollingsworth 407-539-6219		
Reviewed by City Attorney N/A		

MEETING DATE		AGENDA
May 9, 2022		Section: Presentations
Department/Office : City Clerk	AGENDA REPORT	Item #: 2.
Subject: Proclamation for National Police Week		
Requested Action or Motion: Present proclamation to Chief Manuel.		
Summary Explanation & Background: Established by a joint resolution of Congress in 1962, National Police Week pays special recognition to those law enforcement officers who have lost their lives in the line of duty for the safety and protection of others. This week has evolved to not only remember those who have served, but are currently serving and to ask for continued guidance and protection for them. National Police Week will begin on Sunday, May 15 and end on Saturday, May 21, 2022.		
Fiscal Impact: N/A		
Exhibits: 1. Proclamation - National Police Week 2022		
Commission/Board: City Council		
Contact Person: Lori Hollingsworth 407-539-6219		
Reviewed by City Attorney N/A		

MEETING DATE		AGENDA
May 9, 2022		Section: Presentations
Department/Office : City Clerk	AGENDA REPORT	Item #: 3.
Subject: Proclamation for National Public Works Week		
Requested Action or Motion: Present proclamation to Kim Tracey, Director of Public Works.		
Summary Explanation & Background: National Public Works Week became an education campaign in 1960. Rear Admiral Cushing Phillips, a United States Navy retiree, chaired the campaign. National Public Works Week would receive federal recognition in 1962 through a proclamation by President John F. Kennedy. Every public works employee plays a vital role in keeping the cities' critical infrastructure operational. National Public Works Week will begin on Sunday, May 15 and end on Saturday, May 21, 2022.		
Fiscal Impact: N/A		
Exhibits: 1. Public Works Week Proclamation 2022		
Commission/Board: City Council		
Contact Person: Lori Hollingsworth 407-539-6219		
Reviewed by City Attorney N/A		

MEETING DATE		AGENDA
May 9, 2022		Section: Consent Agenda
Department/Office : City Clerk	AGENDA REPORT	Item #: 1.
Subject: Approve the City Council Meeting Minutes of April 25, 2022		
Requested Action or Motion: Approve the City Council Meeting Minutes of April 25, 2022.		
Summary Explanation & Background:		
Fiscal Impact: N/A		
Exhibits: 1. CC Minutes 05092022		
Commission/Board: City Council		
Contact Person: Lori Hollingsworth 407-539-6219		
Reviewed by City Attorney		

MEETING DATE		AGENDA
May 9, 2022		Section: Consent Agenda
Department/Office : Public Works	AGENDA REPORT	Item #: 2.

Subject:
Purchase - Stormwater Cleaning, Repair and Maintenance Services

Requested Action or Motion:
Move to authorize the City Manager to execute a contract with Shenandoah General Construction Company for stormwater system cleaning, repair and maintenance.

Summary Explanation & Background:

Each year, Public Works staff budgets funds for miscellaneous maintenance, repairs and rehabilitation of drainage pipes in the citywide stormwater system. There are also larger scale projects that are budgeted for in the Capital Improvement Plan. Staff is proposing to utilize a portion of these funds to install Cured-In-Place Pipe (CIPP), also known as "pipe lining", to rehabilitate the stormwater pipes within the city that have become compromised, resulting in infiltration and settlement. Lining these pipes is a cost effective alternative to excavating and replacing or repairing the pipes.

After research and review of available piggyback options with qualified contractors in the area, the Public Works Department is proposing to contract with Shenandoah General Construction Company to perform cleaning, repairs and maintenance utilizing the Broward College Contract RFP-2018-167-EH that is in effect from November 27, 2018, until November 26, 2021, with potential extensions available through November 26, 2024. The amount to be expended will exceed the City Manager's purchasing threshold and will be paid from available funds budgeted in the stormwater operating and capital funds.

Staff recommends City Council authorize the City Manager to execute a piggyback contract with Shenandoah General Construction Company through November 26, 2022, and any subsequent extensions of the contract approved by Broward College through November 26, 2024.

Fiscal Impact:
Funding is available in the Stormwater Division Operating and CIP accounts.

Exhibits:
1. Maitland City of Piggyback Shenandoah FY 22 with Renewals 100421
2. Shenandoah - Broward College Contract
3. Broward College Renewal Letter 112721 to 112622

Commission/Board: City Council

Contact Person: Christopher Kennedy (407) 539-6217

Reviewed by City Attorney
N/A

MEETING DATE		AGENDA
May 9, 2022		Section: Consent Agenda
Department/Office : Public Works	AGENDA REPORT	Item #: 3.

Subject: Purchase - Utility Infrastructure and Site Restoration Services
Requested Action or Motion: Move to authorize the City Manager to "piggyback" the City of Altamonte Springs contract AB15033B with Cathcart Construction Company for Utility Infrastructure and Site Restoration.
Summary Explanation & Background: Each year the Stormwater, Water, and Wastewater Divisions budget funds for stormwater, water, and sewer pipe repairs, as well as new service installations that are too large or complicated for City staff and require a utility contractor to perform the work. On April 26, 2021, City Council approved the City Manager to enter into a contract with Cathcart Construction Company, LLC to perform utility infrastructure construction/modification and site restoration within the City on a continuing service contract basis, utilizing the City of Altamonte Springs Contract #AB15033B, that is in effect from December 31, 2015, until December 30, 2021, with potential extensions available in future years. The City's piggyback agreement was approved for water and wastewater projects and was in effect through December 30, 2021. Cathcart successfully performed work for the City under the contract. The City of Altamonte Springs recently extended the contract through December 30, 2022, with potential extensions available in future years. Public Works proposes to utilize the contract extension through December 30, 2022 for stormwater, water and wastewater repairs. It is anticipated that the amount needed for these services will exceed the City Manager's threshold and therefore requires City Council approval. Staff recommends City Council authorize the City Manager to execute a piggyback contract with Cathcart Construction Company through December 30, 2022. Funds to cover these services are budgeted annually within the Public Works Stormwater, Water, and Wastewater Divisions' Budgets.
Fiscal Impact: Funds budgeted within the Public Works Stormwater, Water, and Wastewater Divisions' Budgets
Exhibits: 1. Maitland Piggyback FY22 2. AB15033B_-_Contract_Renewal_Renewed_until_12-30-2022signed
Commission/Board: City Council
Contact Person: Karen McCullen
Reviewed by City Attorney N/A

MEETING DATE		AGENDA
May 9, 2022		Section: Decisions
Department/Office : Public Works	AGENDA REPORT	Item #: 1.
Subject: Ordinance - Amending Orange County Fertilizer Ordinance		
Requested Action or Motion: Move to introduce an ordinance amending Section 20-96 of the City Code to clarify the application of the Orange County Fertilizer Management Ordinance within the City of Maitland, as adopted, and set the public hearing and action date for May 23, 2022.		
Summary Explanation & Background: On April 22, 2019, the City Council of the City of Maitland enacted Ordinance No.1351, which adopted and authorized enforcement of the fertilizer regulations contained within the Orange County Code, Chapter 15, Article XVII, within the boundaries of the City. On June 8, 2020, City Council enacted an Ordinance amending its Code regarding the Orange County Code to eliminate an exception allowing certified applicators to apply fertilizer during the prohibited season. On February 8, 2022, Orange County adopted Ordinance 2022-03 overhauling their Fertilizer Management section of the code, which eliminated the need for the City exception and created an appeal mechanism involving a County board. The Ordinance will become effective June 1, 2022 to coincide with the beginning of the period when no fertilizer containing nitrogen or phosphorous can be applied to turf or landscape plants. Adopting this ordinance will allow City staff the ability to enforce this ordinance and regulate the application of fertilizers in the City. The references to the Orange County Environmental Protection Division or Environmental Protection Commission shall be read to refer to the City of Maitland Public Works and references to Orange County code enforcement officers shall be read to include City of Maitland code enforcement officers. Applications for variances under Section 15-811 of the Orange County Code shall be reviewed and decided by Public Works based on the content requirements of Section 15-811(a) and criteria of Section 15-811(c) of the Orange County Code. An applicant for a variance may appeal the decision of the City of Maitland Public Works to the City Council by written notice within thirty (30) days. Prior to being presented to the City Council, this recommended revision was reviewed by the Lakes Advisory Board at their April board meeting. After taking public input, staff recommends City Council introduce the ordinance amending Section 20-96 of the City Code to clarify the application of the Orange County Fertilizer Management Ordinance within the City of Maitland, as adopted, and set the public hearing and action date for May 23, 2022.		
Fiscal Impact: N/A		

Exhibits:

1. Fertilizer Ordinance
2. ORA20220211_Ordinance 2022_03
3. Fertilizer Memo from Orange County

Commission/Board: City Council**Contact Person:** Kimberley Tracy 407-539-6216Reviewed by City Attorney
Yes

MEETING DATE		AGENDA
May 9, 2022		Section: Decisions
Department/Office : Administration	AGENDA REPORT	Item #: 2.

Subject:

Resolution - Orange County Transportation Surtax Initiative

Requested Action or Motion:

Move to adopt a resolution supporting placement of a one percent transportation surtax referendum on the November 8, 2022 County-wide ballot.

Summary Explanation & Background:

In 2022, Orange County Mayor Jerry Demings relaunched the Transportation Surtax Initiative. The transportation penny sales tax aims to raise the necessary funds to reduce congestion, increase safety for all transportation users, and to offer more and better options for commuters. If passed, it could generate almost \$600 million per year dedicated to transportation projects, infrastructure, technology, and transit, as well as increased safety for all transportation users. As drafted by Orange County, the proceeds from the surtax would be split 45% to Transit (Lynx, SunRail, High Speed Corridors) , 45% to the County (roadways, safety and O&M), and 10% to municipalities (roadways, safety and O&M). Each municipality was requested to submit a list of transportation projects for the twenty-year initiative. Maitland's list of transportation projects totaled \$116M.

The ten percent is allocated to municipalities based on population and the total estimated annual revenue are below.

Municipality	Population Estimated Annual Revenue	
City of Orlando	291,800	\$34,155,053
City of Apopka	52,404	6,133,864
City of Belle Isle	7,365	862,070
Town of Eatonville	2,348	274,832
City of Edgewood	2,717	318,024
City of Maitland	21,096	2,469,277
Town of Oakland	3,365	393,872
City of Ocoee	47,580	5,569,217
Town of Windemere	2,972	347,871
City of Winter Garden	47,245	5,530,005
City of Winter Park	30,239	3,539,461

Below is the ballot question approved by Orange County for placement on the November 8, 2022 ballot at their meeting of 4/26/22 (County ordinance and resolution are attached):

Charter County and Regional Transportation System Surtax

Shall a Charter County and Regional Transportation System Surtax at the rate of one percent (1%) be levied in Orange County, Florida for a period of 20 years with revenue deposited into a trust fund dedicated exclusively to transportation and transit improvement uses authorized by law, with oversight and accountability for the revenue provided by a citizen oversight board and the elected comptroller, as approved by the Board of County Commissioners?

☐ FOR the one-cent sales tax
☐ AGAINST the one-cent sales tax

Attached to this report is the Transportation Initiative Report Executive Summary from April 2022 for additional details. As of April 26, 2022, the following cities had submitted resolutions in support of allowing voters to consider the surtax: Orlando, Ocoee, Oakland, Windermere, Winter Garden, and Winter Park,

Fiscal Impact:

The resolution will have no fiscal impact to the City. Should the voters of Orange County approve the initiative, the City is estimated to receive annual revenue for eligible projects in the amount of \$2.4M.

Exhibits:

1. Resolution Support Consideration of Surtax by Voters 4-2022
2. 2022Apr11_OC_TransportationInitiativeReport_ES
3. 2022-M-20 Orange County Resolution
4. Ordinance 2022-14 (1)

Commission/Board: City Council

Contact Person: Sharon Anselmo 407-539-6221

Reviewed by City Attorney
N/A