



**City Council
Approved Minutes
June 27, 2022
Council Chambers
6:30 PM**



I. CALL TO ORDER

Present: 5 - Councilmember Lori Wurtzel, Councilmember Vance Guthrie, Councilmember Michael Wilde, Vice-Mayor Lindsay Hall Harrison, Mayor John Lowndes

Absent: 0 -

Mayor Lowndes called the June 27, 2022, meeting to order at 6:33 pm. Staff also in attendance: Interim City Manager Reggentin, City Clerk Hollingsworth, Legal Counsel Schumer, Community Development Director Matthys, Public Works Director Tracy, Parks and Recreation Director Conn, Finance Director Gray, Police Chief Manuel, Fire Chief Watts, Public Information Officer Sargent, and Administrative Assistant for the City Manager Cordero.

II. INVOCATION - MOMENT OF SILENCE

Mayor Lowndes offered a moment of silence.

III. PLEDGE OF ALLEGIANCE

Mayor Lowndes led the Pledge of Allegiance.

IV. PUBLIC HEARING

1. ORDINANCE - AMENDING CHAPTER 5 DELETING REMAINING PORTIONS OF ARTICLE VI

City Clerk Hollingsworth, read, by title, an ordinance of the City of Maitland, Florida, amending the Maitland City Code of Ordinances deleting the remaining portions of Chapter 5, Article VI of the City Code relating to signs that became moot upon the adoption of the updated Land Development Code; providing a severability clause; providing for conflicts; and providing for effective dates.

City Clerk Hollingsworth stated that the proposed ordinance will delete the remaining portions of Chapter 5 that became moot upon the adoption of the updated LDC Ordinance 1396 on February 28, 2022, cleaning up any conflict between the code and LDC regarding signs.

Mayor Lowndes opened the public comment period. There being no one who wished to speak, Mayor Lowndes closed the public comment period.

A motion was made to adopt Ordinance 1400, amending Chapter 5 by

deleting the remaining portions of Article VI of the Code of Ordinances as presented.

RESULT:	Adopt
MOVER:	Councilmember Vance Guthrie
SECONDER:	Vice-Mayor Lindsay Hall Harrison
AYES:	Lori Wurtzel, Vance Guthrie, Michael Wilde, Lindsay Hall Harrison, John Lowndes
NAYS:	None

V. OLD BUSINESS

There were none to report.

VI. CONSENT AGENDA

Mayor Lowndes opened the public comment period for Consent items #2 through #4.

Dale McDonald, 108 Tangelo Court, requested Council to consider pulling Consent item #2, Contract for the design improvement to Sybelia Beach Park, from the Consent Agenda.

There being no one else who wished to speak, Mayor Lowndes closed the public comment period.

The City Council considered Mr. McDonald's request to pull item #2 from Consent and Councilmember Guthrie move to pull item #2, seconded by Councilmember Wilde.

Mayor Lowndes stated that the pulled consent item would be heard as Decision item #2, following PRAB appointments.

A motion was made to approve the Consent agenda, except item #2, Contract for the design of improvements to Sybelia Beach Park, as presented.

RESULT:	Approve
MOVER:	Councilmember Michael Wilde
SECONDER:	Councilmember Vance Guthrie
AYES:	Lori Wurtzel, Vance Guthrie, Michael Wilde, Lindsay Hall Harrison, John Lowndes
NAYS:	None

1. APPROVE THE CITY COUNCIL MEETING MINUTES OF JUNE 13, 2022

Approve the City Council Meeting Minutes of June 13, 2022.

3. METROPLAN ORLANDO ANNUAL FUNDING AGREEMENT FY2022-2023

Accept the FY2022-2023 MetroPlan Orlando annual funding agreement for \$1,335.00, authorizing Mayor Lowndes to execute said agreement.

4. GENERAL RELEASE - INTERCOUNTY ENGINEERING, INC.

Authorize the Interim City Manager to issue a \$50,000 refund check to Randall Construction Holdings.

VII. PUBLIC PERIOD

Mayor Lowndes opened the Public Period.

Bev Reponen, 1760 Thunderbird Trail, expressed concern regarding the removal of the trees at Maitland Community Park.

Stacie Larson, Director of the Maitland Public Library, spoke briefly about the Summer Reading Program and highlighted upcoming events at the Maitland Public Library.

There being no one else who wished to speak, Mayor Lowndes closed the Public Period.

A discussion ensued by the Council and Interim City Manager Reggentin regarding the scope of work on the removal of dangerous and invasive trees at Community Park and replacing them with native trees.

VIII. DECISIONS

1. APPOINTMENTS - PARKS AND RECREATION ADVISORY BOARD (2)

City Clerk Hollingsworth stated that the Parks and Recreation Advisory Board (PRAB) has two (2) vacancies. The terms of Ha Roda and Jenny Wolfe expire June 30, 2022. In accordance with the PRAB constitution, members shall serve for a term of three (3) years and may be re-appointed by council for one (1) successive term. Ha Roda has served two (2) terms and is not eligible for re-appointment. Jenny Wolfe has graciously served but does not wish to continue and is not seeking to be reappointed at this time.

The following applicants reflect the Parks and Recreation Advisory Board as their:

First (1st) Choice

Andrew Smith

Mike Thomas

Third (3rd) Choice

David Guber
Colleen Lilling

The City Council is requested to make two (2) appointments each to serve for a three-year term, beginning June 30, 2022, and expiring June 30, 2025.

Mayor Lowndes requested nominations for the first appointment to PRAB. Councilmember Wurtzel nominated Andrew Smith. Councilmember Guthrie nominated Colleen Lilling. Mayor Lowndes stated that there were two (2) nominees for this first appointment and opened the floor for Council discussion.

After some discussion, City Clerk Hollingsworth polled each council member for the name of the one (1) nominee from the nominee list to fill the PRAB vacancy.

Councilmember Guthrie stated Colleen Lilling
Councilmember Hall Harrison stated Andrew Smith
Councilmember Wurtzel stated Andrew Smith
Councilmember Wilde stated Colleen Lilling
Mayor Lowndes stated Andrew Smith

City Clerk Hollingsworth announced the number of votes as follows:
Andrew Smith with three (3) votes and Colleen Lilling with two (2) votes.

Mayor Lowndes declared Andrew Smith appointed to the Parks and Recreation Advisory Board to serve for a three-year term, beginning June 30, 2022, and expiring June 30, 2025.

Mayor Lowndes requested nominations for the second appointment to PRAB. Councilmember Wurtzel nominated Colleen Lilling. Councilmember Wilde nominated Mike Thomas. Mayor Lowndes stated that there were two (2) nominees for one (1) appointment and opened the floor for Council discussion.

After some discussion, City Clerk Hollingsworth polled each council member for the name of the one (1) nominee from the nominee list to fill the PRAB vacancy.

Councilmember Guthrie stated Colleen Lilling
Councilmember Hall Harrison stated Mike Thomas
Councilmember Wurtzel stated Colleen Lilling
Councilmember Wilde stated Mike Thomas
Mayor Lowndes stated Mike Thomas

City Clerk Hollingsworth announced the number of votes as follows: Colleen Lilling with two (2) votes and Mike Thomas with three (3) votes.

Mayor Lowndes declared Mike Thomas appointed to the Parks and Recreation Advisory Board to serve for a three-year term, beginning June 30, 2022, and expiring June 30, 2025.

2. CONTRACT FOR THE DESIGN OF IMPROVEMENTS TO SYBELIA BEACH PARK

Interim City Manager Reggentin stated that as indicated in the FY22 CIP and the City of Maitland Parks and Recreation Master Plan (PRMP), the next park identified for upgrades is Sybelia Beach Park at 201 N. Lake Sybelia Dr. It is anticipated that finalization of this design process will carry on through the 2023 fiscal year and construction will be ready to take place in FY24. This timing should also allow for possible grant funding to be solicited for this particular improvement project.

Improvements to this park are slated to include the following:

- A new pre-fabricated restroom to replace the current antiquated one
- A new kayak/paddleboard launch on to Lake Sybelia
- A temporary parking and unloading area off of N. Lake Sybelia Dr. to accommodate a kayak and paddleboard drop-off
- ADA improvements to picnic areas and other amenities on the site
- Landscape and Hardscape improvements to the site
- Extension of a pedestrian walkway on the perimeter of Lake Sybelia as identified by the adopted Bike-Ped Plan

A contract has been negotiated with CPH, Inc., one of the City's pre-approved engineering contractors, for the design of the aforementioned improvements. Staff recommends that the Interim City Manager be authorized to enter in to an agreement with CPH, Inc. for the design and engineering services of Sybelia Beach Park for the amount of \$69,870.

A discussion ensued. Interim City Manager Reggentin answered questions posed by the Council.

Mayor Lowndes opened the public comment period.

Dale McDonald, 108 Tangelo Court, spoke in favor of some improvements, but opposed to the overall cost of designing improvements at Sybelia Beach Park.

After a brief discussion, a motion was made to authorize the Interim City Manager to enter in to a contract with CPH, Inc. for the design of improvements to Sybelia Beach Park as presented.

RESULT:	Approve
MOVER:	Vice-Mayor Lindsay Hall Harrison
SECONDER:	Councilmember Lori Wurtzel
AYES:	Lori Wurtzel, Vance Guthrie, Michael Wilde, Lindsay Hall Harrison, John Lowndes
NAYS:	None

IX. DISCUSSION

1. CITY COUNCIL STRATEGIC PRIORITIES

Interim City Manager Reggentin stated that on April 28, 2022, City Council and senior management staff participated in a half-day strategic planning session for the upcoming FY 2023 budget and CIP planning process. On May 23rd, the City Council discussed the strategic priorities that came out of that session. Based upon that discussion, the Council requested a reassessment of the priorities. A new scoring sheet was developed and sent to the City Council. It utilized the priorities discussed at the strategic planning session but instead of ranking the top 3 priorities, the top 5 were requested.

The following are priorities that have received more than 1 vote:

1. Independence Lane North - 5
2. Library - 4
3. Walkability/Trails/Crossing 17-92 (Bike Ped) - 4
4. Septic to Sewer Conversion - 4
5. Urban Forestry - 2

These priorities align with the capital and operating goals currently being included in the 5 year workplan. A discussion ensued by the Council.

Interim City Manager Reggentin discussed the individual initiatives and direction was provided by the Council to move forward with the aforementioned priorities.

2. FORT MAITLAND PARKING

Interim City Manager Reggentin stated that the upgrades to Ft. Maitland Park was identified in the Parks and Recreation Master Plan to improve park amenities (i.e. a playground and picnic area), to redevelop the existing building, and to improve existing signage. Planning was initiated in 2018 to install these upgrades. However, further planning progression

was also considered by the following:

1/19 - Council reviewed initial conceptual plans and expressed the desire to add a boat loading/unloading area and a more formalized kayak/paddleboard launch area in addition to the other amenities.

5/19 - It was determined that the police boathouse was no longer needed and that it was feasible to convert that amenity to a lake viewing deck, which was also added to the planned improvements.

12/20 - Council held a workshop to discuss conditions of a grant received for site improvements to Ft. Maitland. Other discussions involved various parking concerns at the site. It was determined that the number of parking spaces would remain the same and any changes to parking restrictions could be addressed through a change in policy and adoption of an ordinance while the project was under construction.

12/20 - Council accepted a motion to "approve the previously approved list of improvements to Ft. Maitland Park," which includes:

1. Adding a playground and pavilion
2. Adding parking spaces for car parking to accommodate non-motorized access to the lake
3. Adding a kayak drop off and launch area
4. Demolishing and relocating the restrooms
5. Converting the police boathouse to a viewing deck
6. Maintaining the current number of boat parking spaces
7. Repaving the parking and drive aisle areas
8. Improving landscaping and stormwater treatment
9. Adding a paved walkway from the car parking areas to the lake

1/11/21 - Council approved a change order for final design revisions to plans for Ft. Maitland Park.

During the December 2020 meeting, it was determined that any changes to the parking restrictions could and should be addressed prior to the park reopening. The purpose of this discussion is to provide staff with direction regarding what, if any, additional restrictions should be placed on parking prior to reopening the park. If a consensus can be reached, the new requirements will be included in an ordinance specifically addressing parking at Fort Maitland. Interim City Manager Reggentin stated that there are currently 13 boat trailer parking spaces that are directly west of the ramp.

Prior to making the decision, some history regarding parking at Fort Maitland was discussed. In 1980, the City Council attempted to restrict parking at Fort Maitland to residents only. This resulted in a lawsuit from

the Orlando Bassmasters Association claiming discrimination between residents and non-residents. Bassmaster prevailed in Circuit Court. The city appealed to the 5th District Court of Appeals and the Appeals Court upheld the lower court's ruling. The city then appealed to the Florida Supreme Court and they denied the petition for review.

The restriction regarding non-resident parking was lifted and, in its place, a fee for lake access was adopted to help fund police patrols and water quality. A version of this fee is currently in place today. However, this fee has nothing to do with parking. The City of Winter Park and Maitland have adopted a boat pass program that requires all users of the lake to have a pass to be on the chain of lakes. This is enforced by both police departments and does not guarantee parking at any access point.

Options for parking that were previously discussed include:

1. Resident Parking only. Sign all spaces for residency parking only.
2. Resident parking for a certain number of spaces. Discussions have varied between three and six spaces to be reserved for residents.
3. Residents only spaces for weekends and holidays. Weekends and holidays are the busiest times for the boat ramps. There is little problem with capacity during normal weekdays.
4. Leave the parking as it is.

The city attorney has advised against restricting parking to residents only based upon the constitutional issues litigated in the Bassmasters case.

If the City Council makes a determination to move forward with a form of restricted parking for residents, an ordinance will need to be drafted to designate the resident/non-resident ratio, develop a system of identifying resident vs. non-resident vehicles, and adjust the parking fine for violators (currently \$25.00).

A discussion ensued. Interim City Manager Reggentin answered questions posed by the council.

After some discussion, the City Council directed staff with the city attorney, to evaluate resident only parking, as well as a metered parking option at Fort Maitland Park, for council consideration and approval at a future meeting.

X. CITY MANAGER'S REPORT/CITY ATTORNEY/COUNCIL REPORTS

Legal Counsel Schumer provided a brief update regarding the Solid Waste Interlocal Agreement with Seminole County and the Peacock Ford Bert Harris' claim. He also provided an update on Florida Senate Bill 620 - Local Business Protection Act.

XI. ADJOURNMENT

Bev Reponen, 1760 Thunderbird Trail, made a request to Mayor Lowndes asking for the Public Period to be reopened.

Mayor Lowndes asked if any Councilmember would object to re-opening the Public Period to hear from Mr. Levin.

There being no objections, Mayor Lowndes reopened the Public Period.

Samuel Levin, 692 Mayo Avenue, expressed his concerns regarding overhanging tree limbs and recent tree removal at Maitland Community Park.

There being no one else who wished to speak, Mayor Lowndes closed the Public Period.

There being no further business to come before the Council, the meeting adjourned at 8:07 pm.