



**City Council
Approved Minutes
September 12, 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 September 12, 2022, meeting to order at 6:33pm. Staff also in attendance: Interim City Manager Reggentin, City Clerk Hollingsworth, Legal Counsel Schumer, Community Development Director Matthys, Human Resources Director Gondar, Public Works Director Tracy, Finance Director Gray, Parks and Recreation Director Conn, Police Deputy Chief D'Ambrosio, Fire Chief Watts, Administrative Assistant to the City Manager Cordero, and Public Information Officer Sargent.

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 THE LAND DEVELOPMENT CODE (LDC)

City Clerk Hollingsworth read aloud, by title, an ordinance of the City of Maitland, Florida, amending the Land Development Code by amending Section 2.5.3(d)(3) 'Waterfront Structure Permit Procedure' to remove a time limitation on the staff review and decision for these permits; Amending Section 2.4.11 'Post-Decision Limitations and Actions', Section 2.5.3(k) 'Post-Decision Limitations and Actions', and Section 2.5.4(d)(2) 'Types of Appeal' to establish a 15-day appeal process for Waterfront Structure Permits; Amending Table 4.3.2(e) 'Accessory Use and Structure Table' to remove Farmer's Market as a listed listed accessory use; Amending Section 4.3.4(o) 'Outdoor Seating, as Accessory to an Eating, Drinking, and Entertainment Use' standards to remove prohibition of food preparation outside the enclosed principal building; Amending Section 5.3.7 "Shoreline Protection Standards," sub-paragraph (c) "Water Body Setback" and Section 5.3.8 "Wetland Protection Standards," sub-paragraph (f) "Setbacks" to exempt certain structures developed prior to the code update; Amending Table 5.6.4 'Specimen Tree Replacement Standards' to change an inconsistent unit of measurement; and amending

Section 10.3.2 'Definitions' to revise the definition of 'Waterfront Structure' to remove an inconsistent reference to the shoreline protection area; providing for codification; providing for conflicts; providing for severability; and providing for an effective date.

Community Director Matthys stated on August 22, 2022, City Council voted to introduce the ordinance, but instructed staff to review the proposed exception to the first floor height minimum of 14 feet in the Downtown Maitland zone district for townhouse dwellings to determine the necessity for this amendment. After review, staff determined that the exception was not critical to the overall goals of the Land Development code. Based upon that review, the exception language was removed from this ordinance.

Staff recommends that the City Council adopt the proposed LDC refinement ordinance.

A discussion ensued. Community Director Matthys answered questions posed by the council.

Mayor Lowndes opened the public comment period.

Dale McDonald, 108 Tangelo Court, spoke in regards to the height limitation of a townhouse dwelling and the distinction between DBH and caliper.

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

Community Director Matthys clarified the difference between DBH and caliper.

After discussion, a motion was made to adopt Ordinance No. 1407, Refinement of the Land Development Code, as presented.

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

**2. ANNUAL BUDGET RESOLUTION ADOPTING THE TENTATIVE
MILLAGE RATE FOR FISCAL YEAR 2023 (TAX YEAR 2022)**

City Clerk Hollingsworth read aloud, by title, a resolution of the City of Maitland, Florida, adopting the tentative levying of Ad Valorem Taxes for Fiscal Year 2023; and providing for an effective date.

Interim City Manager Reggentin provided a presentation and a brief summary of the Budget Calendar. Interim City Manager Reggentin stated that on July 18, 2022, the City Council held the General Fund budget workshop. The rolled back rate and proposed operating and voted debt service millage rates for the 2022 tax year were set on July 25th. The proposed operating and voted debt millage and the date and time of the tentative budget public hearing were included in the proposed tax bills sent out by the Orange County Property Appraiser in August.

The Fiscal Year 2023 budget draft was prepared based on the operating millage rate of 4.3453 or \$4.3453 per thousand dollars of taxable value, which was the rate adopted for Fiscal Year 2022. The proposed tax rate set at the July 25th Council meeting was 4.3453. The FY 2023 tentative budget is \$33,057,000.

Below are the maximum millage rate options, and the tentative millage requires only a simple majority vote as proposed.

The tentative millage rate cannot exceed the proposed millage rate from July 25, 2022 of 4.3453 unless the Property Appraiser mails each taxpayer a revised TRIM notice at the City's expense.

<u>Maximum Millage Rate Options</u>	<u>Millage Rate</u>
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Majority Vote (Adjusted rolled back millage rate per State formula)	Up to 5.1536
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2/3 Vote of the Governing Board (110% of Majority vote millage rate)	Up to 5.6690
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Unanimous vote of the Governing Board <u>or</u> referendum - Any rate up to the statutory limit.	Up to statutory limits
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The above motions are required to be read separately and completely to comply with the Truth in Millage (TRIM) process. The TRIM notice will be placed in the newspaper and the tentative budget placed on the City's website prior to the final public hearing on September 26, 2022.

After setting tonight's tentative millage rate, the Council may adopt that rate or any lower rate at the final public hearing.

Mayor Lowndes opened the public comment period.

Colleen Lilling, 250 Seneca Trail, inquired about the allocation and distribution of the American Rescue Plan Act (ARPA) funds and available incentives for city employees, including those who train new employees.

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

Interim City Manager Reggentin stated the ARPA funds were received and designated in fund balance. At a future meeting, City Council will decide how the ARPA funds will be utilized. Additionally, Interim City Manager Reggentin briefly recapped employee benefits included in the FY23 proposed budget.

A motion was made to adopt Resolution No. 10-2022, setting the tentative operating millage for the 2022 tax year as 4.3453, which is 11.30% above the rolled back rate of 3.9043, as presented.

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

A motion was made to adopt Resolution No. 10-2022, setting the tentative voted debt millage rate for the 2022 tax year as 0.2180 for a combined total of 4.5633 mills, as presented.

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

A motion was made to adopt Resolution No. 10-2022, setting the tentative budget for the General Fund in the amount of \$33,057,000, as presented.

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

Mayor Lowndes announced that the annual budget resolution for the Tentative Millage Rate for Fiscal Year 2023 (Tax Year 2022) will be set on September 26, 2022.

V. OLD BUSINESS

There was none to report.

VI. CONSENT AGENDA

Mayor Lowndes opened the public comment period for Consent items #2 through #8.

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

A motion was made to approve the Consent agenda as presented.

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

- 1. CITY COUNCIL MEETING MINUTES OF AUGUST 22, 2022**
Approve the City Council meeting minutes of August 22, 2022.
- 2. PORTABLE GENERATORS PURCHASE - TRADEWINDS POWER CORP.**
Authorize the Interim City Manager to purchase three (3) portable generators and appurtenances from Tradewinds Power Corp. in the amount of \$170,244 utilizing Florida Sheriffs' Association Contract No. FSA A20-VEH18.0.
- 3. JANITORIAL CONTRACT EXTENSION - FLORIDA CLEANING SYSTEMS (FCS) FACILITY SERVICES**
Authorize the Interim City Manager to execute a three-month extension to the piggyback agreement with FCS Facility Services for janitorial services in the amount of \$50,509.35.

4. THIRD AMENDMENT FLORIDA STATE REVOLVING FUND LOAN DW480251

Authorize the Mayor to execute the third amendment to the State Revolving Fund Loan DW480251 for the Construction of the 17-92 Water Main Upgrade Project as approved January 13, 2020.

5. PURCHASE REQUIRED STRUCTURAL FIREFIGHTING GEAR - BENNETT FIRE PRODUCTS

Authorize the purchase of required structural firefighting gear from Bennett Fire Products for \$103,990; piggybacking off a contract between Bennett Fire Products and Lake County, Florida (Contract #17 0606B) .

6. LIFEPAK 15 CARDIAC MONITORS (2) PURCHASE - STRYKER MEDICAL

Authorize the purchase of two (2) LifePak 15 cardiac monitors from Stryker Medical for \$65,431.30.

7. LIFT STATION 12 REHAB AGREEMENT - CATHCART CONSTRUCTION COMPANY

Authorize the Interim City Manager to execute an agreement with Cathcart Construction in the amount of \$98,500 plus a \$10,000 contingency for the repair of lift station 12.

8. 2022 - 2024 SCHOOL RESOURCE OFFICER AGREEMENT WITH THE ORANGE COUNTY SCHOOL BOARD

Authorize the Mayor to execute the School Resource Officers agreement with The Orange County School Board.

VII. PUBLIC PERIOD

Mayor Lowndes opened the Public Period.

Howard Schieferdecker, 606 Minnehaha Lane, announced upcoming Maitland community events at the Venue at the Lake/Maitland Civic Center and encouraged the public to participate.

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

VIII. DECISIONS

1. APPOINTMENT TO LAKES ADVISORY BOARD (LAB)

City Clerk Hollingsworth stated that the Lakes Advisory Board (LAB) has one (1) vacancy. The term of Paul Brennan expires September 13, 2022. In accordance with the LAB constitution, members shall serve for a term of three (3) years and may be re-appointed by council for one (1) successive term. Paul Brennan has served one (1) full term and is eligible for re-appointment. Mr. Brennan is interested in continuing to serve and desires to be considered for re-appointment.

The following applicants reflect the Lakes Advisory Board as their:

First (1st) Choice

Paul Brennan

Second (2nd) Choice

David Guber

Greg Hardwick

Colleen Lilling

The City Council is requested to make one (1) appointment to serve for a three-year term, beginning September 13, 2022, and expiring September 13, 2025.

On September 12, 2022, Greg Hardwick submitted a request to the City Clerk to withdraw his Volunteer to Serve on a Board/Commission application for the Lakes Advisory Board.

Mayor Lowndes requested nominations for the one (1) appointment. Councilmember Wilde nominated Paul Brennan. The nomination received a second from Councilmember Guthrie and a third from Councilmember Wurtzel.

Mayor Lowndes declared Paul Brennan re-appointed to serve a three-year term, beginning September 13, 2022, and expiring September 13, 2025.

2. ORDINANCE INTRODUCTION RIGHT-OF-WAY ABANDONMENT - LAKE CATHERINE DRIVE

City Clerk Hollingsworth read aloud, by title, an ordinance of the City of Maitland, Florida, vacating and abandoning a portion of the Lake Catherine Drive right-of-way, according to the plat thereof, as recorded in Plat Book "R", page 47, of the Public Records of Orange County, more particularly described in Exhibit A, contingent on rededication of previously vacated right-of-way; providing for conflicts, recording and an effective date.

Public Works Director Tracy stated that in November 2021, an application was filed by Jon B. and Angela Mendelsohn, property owners of 815 Lake Catherine Drive, to vacate and abandon a portion of the City right-of-way on Lake Catherine Drive. The applicants requested an area of approximately 21 square feet to be vacated in order to rebuild an existing dock. On November 8, 2021, City Council passed Ordinance No. 1391 which vacated the requested portion of Lake Catherine Drive right-of-way.

The applicants have since determined that the portion abandoned was

incorrect. They have requested to dedicate this portion back to the city in order to vacate the correct portion of the right-of-way. Staff does not object to the vacating provided the right-of-way deed attached is properly executed and recorded.

After receiving public input, staff is recommending the Council move to introduce an ordinance to vacate and abandon a portion of Lake Catherine Drive and set the public hearing date for September 26, 2022.

A discussion ensued. Public Works Director Tracy answered questions posed by the Council.

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

After a brief discussion, a motion was to introduce an ordinance to vacate and abandon a portion of Lake Catherine Drive, and set the Public Hearing and action date for September 26, 2022, as presented.

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

3. ORDINANCE INTRODUCTION RIGHT-OF-WAY ABANDONMENT - FORDS AVENUE

City Clerk Hollingsworth read aloud, by title, an ordinance of the City of Maitland, Florida, vacating and abandoning a portion of Perry Street (now known as Fords Avenue) right-of-way, according to the plat thereof, Thompson Subdivision as recorded in Plat Book "Q", page 1, of the Public Records of Orange County, Florida, more particularly described in Exhibit A; providing for conflicts, recording and an effective date.

Community Development Director Matthys stated that an application had been filed by Thomasina H. Williams of BW Land 132 LLC, property owner of 132 Thompson Avenue, requesting that the City vacate and abandon a portion of the City's right-of-way on Perry Street (known as Fords Avenue). The applicants have requested that an area of approximately 1,500 square feet, be vacated in order to construct a single family home.

The Perry Street right-of-way is partially within Maitland, with a larger portion to the south located within the municipality of Eatonville. The

western portion of Perry Street/ Fords Avenue right-of-way was vacated in 2005 for the purpose of constructing a single family home at 850 Mulberry Street. The current application would vacate the remainder of the Perry Street/Fords Avenue right-of way-within the City of Maitland.

In accordance with Article VIII, Right-of-Way/Utility Easement Abandonment of the Code of Ordinances (when this application was received), all requirements for the right-of-way abandonment have been met by the applicant and all applicable utilities and jurisdictions have provided letters of no conflict or objection. At their meeting on January 19, 2022, the Development Review Committee recommended approval of the request to vacate this portion of Perry Street (known as Fords Avenue).

Staff recommends the City Council introduce an ordinance to vacate and abandon a portion of Perry Street (known as Fords Avenue); and, set the Public Hearing and action date for September 26, 2022.

A discussion ensued. Community Development Director Matthys answered questions posed by the Council.

Mayor Lowndes opened the public comment period.

Thomasina Williams of BW Land 132 LLC, property owner of 132 Thompson Avenue, asked the City Council to vote in favor of this item.

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

After a brief discussion, a motion was made to introduce an ordinance to vacate and abandon a portion of Perry Street (known as Fords Avenue), and set the Public Hearing and action date for September 26, 2022, as presented.

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

4. ORDINANCE INTRODUCTION RIGHT-OF-WAY ABANDONMENT - HOWELL BRANCH ROAD

City Clerk Hollingsworth read aloud, by title, an ordinance of the City of Maitland, Florida, vacating and abandoning a portion of Howell Branch Road right-of-way, according to the plat thereof, as recorded in Plat Book

"T", page 7, of the Public Records of Orange County, more particularly described in Exhibit A; providing for conflicts, recording and an effective date.

Community Development Director Matthys stated that an application has been filed by Matthew Umbers and Annika Umbers, property owners of 1000 Howell Branch Road, requesting that the City vacate and abandon a portion of the City right-of-way on Howell Branch Road at the intersection of Zora Avenue. The applicants have requested an area of approximately 750 square feet to be vacated in order to construct a single family home.

The other 25 ft. portions of Howell Branch Road right-of-way to the south of the constructed asphalt road had been vacated previously. The area of right-of-way that is the subject of this application is the only remaining 25 ft. portion in the vicinity.

In accordance with Section 2.5.3(f) Right-of-Way/Public Easement Abandonment of the Land Development Code, all requirements for the right-of-way abandonment application have been met by the applicant and all applicable utilities and jurisdictions have provided letters of no conflict or objection. At their meeting on June 1, 2022, the Development Review Committee recommended approval of the request to vacate this portion of Howell Branch Road.

Staff recommends City Council introduce an ordinance to vacate and abandon a portion of Howell Branch Road, and set the Public Hearing and action date for September 26, 2022.

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 introduce an ordinance to vacate and abandon a portion of Howell Branch Road, and set the Public Hearing and action date for September 26, 2022, as presented.

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

5. ORDINANCE INTRODUCTION FIVE YEAR CAPITAL IMPROVEMENTS PROGRAM (CIP) 2023-2027

City Clerk Hollingsworth read aloud, by title, an ordinance of the City of Maitland, Florida, amending Ordinance No. 1389 in direct relation to the Capital Improvements Program, Table 1; amending the Governance and Implementation Element of the Maitland Comprehensive Development Plan 2035 (CDP) to replace Table 7.1 Capital Improvements Program to recognize the annual update of the City of Maitland 5-Year CIP; amending the CDP relating to Orange County Public Schools (OCPS) to recognize the annual update of the OCPS 10-Year Capital Outlay Plan, and providing an effective date.

Interim City Manager Reggentin provided a presentation and a synopsis of the Capital Improvement Program. Interim City Manager Reggentin stated that this document summarizes the major capital expenditure projects contemplated by the City of Maitland over the next five years. The projects included are consistent with the City's approved Comprehensive Development Plan ("CDP"). Capital improvement projects, by definition, are physical assets constructed or purchased to provide, improve or replace a public facility and are large scale and high in cost. The cost of a capital improvement is generally non-recurring and may require multi-year financing. For the purposes of the state requirements, physical assets which have been identified as existing or projected needs in the individual comprehensive plan elements shall be considered capital improvements.

This five-year Capital Improvements Program ("CIP") represents the implementation of key master plans within the City; the Stormwater/Lakes Management Plan, the Trails Master Plan, Downtown Maitland Plan, the Parks Master Plan, and the Sewer Master Plan. In addition, this CIP also considers major projects that have achieved the objectives identified in the CDP, but must continue to be maintained to sustain those objectives. An example of this type of project would be the Pavement Treatment Program, which has an achieved result of exceeding the condition rating score above 7. The rating is based on pothole presence, cracking, rutting and other pavement conditions criteria. Funding for resurfacing over the five-year period is \$2.5M.

The Stormwater Lakes Management Program represents a long-term commitment to improve lake quality and environmental concerns in the City, as emphasized with the adoption of the Stormwater/Lakes Management Master Plan in Fiscal Year 1996. The Lakes Advisory Board reviews technologies annually and the Master Plan was updated in 2016. An updated Master Plan is currently under review and will be completed this calendar year. The five-year program includes improvements to several area lakes designed to remove pollution from stormwater inflow, including watershed improvements at Park Lake, Gem Lake, Lake Minnehaha, and Lake Lily, eliminating structural flooding at Gamewell

Avenue and Robinhood Drive. The five-year total for this project is currently estimated at \$3.2M.

Improvements to the Water Transmission & Distribution System include upgrades to the water distribution system to increase pressure to provide for adequate fire protection in residential areas. This includes water plant rehabilitation and water line replacement (upgrade per Master Plan). Improvements in the Sanitary Sewer System element will be focused on implementing the Sewer System Master Plan which includes an increased need for capacity to serve the Downtown area by upgrading the Eastern service area and extension of service to unserved areas. Efforts continue to improve the system by upgrading lift stations to submersible stations. Combined, the capital improvements for utilities total \$27M over the five-year period.

The implementation of the Parks Master Plan is a five-year program totaling \$1M. Much of this program is funded from the Parks Trust Fund and projects are completed as funding is available. Construction of improvements to Lake Sybelia Beach and several smaller parks are planned for the five-year period, as well as a Community Park building expansion. The City plans to continue installing pedestrian-friendly paths through the Bicycle/Sidewalk Network Program which is funded at \$4.7M over a five-year period. The Bicycle/Pedestrian Master Plan was adopted in FY 2020, and the study will guide the selection of sidewalks and bike paths to be designed and constructed by this program.

With the completion of the Space Needs Master Plan in 2012, the City Facilities Program is mostly focused on maintenance of current facilities and parking needs in the downtown area. One parking deck in the downtown core area has been included at \$1.8M and is anticipated to be funded by development or grants. The projects listed above and detailed in this five-year Capital Improvements Program promote the goals established in the Comprehensive Development Plan, which are to enable Maitland to continue to develop in a positive way, reflecting the City's character as a "community for life."

In addition, the City has included the Orange County Public Schools ("OCPS") facilities work program as required supplemental information (Section X). The City does not have responsibility for the financial feasibility of this program, but it is included as required to reflect the coordination efforts between the City and OCPS to address the Public Schools required CIE in the City's CDP.

The next step is, after receiving public input, to move to introduce an ordinance to approve the FY 2023-2027 Capital Improvements Program (including revised Table 1), to replace Table 1 within Chapter 7,

Governance and Implementation Element, Capital Improvements Sub-Element of the 2035 CDP, to recognize the annual update of the 5-Year CIP; and recognize the annual update of the Orange County Public Schools 10-Year Capital Outlay Plan.

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 introduce an ordinance to approve the FY 2023-2027 Capital Improvements Program (including revised Table 1), to update Table 1 within Chapter 7, Governance and Implementation Element, Capital Improvements Sub-Element of the 2035 CDP, to recognize the annual update of the 5-Year CIP; and recognize the annual update of the Orange County Public Schools 10-Year Capital Outlay Plan, and set the public hearing date for September 26, 2022, as presented.

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

6. ORDINANCE INTRODUCTION GRANTING A NON-EXCLUSIVE CONSTRUCTION AND DEMOLITION (C&D) DEBRIS REMOVAL FRANCHISE AGREEMENT - WE GOT THIS HAULING, LLC.

City Clerk Hollingsworth read aloud, by title, an ordinance of the City of Maitland, Florida, granting We Got This Hauling LLC. a Non-Exclusive Franchise to provide roll-off container collection and disposal of waste within the City of Maitland, Florida; outlining the Franchisee's duties and providing for terms and conditions under which such franchise will operate; provide for severability and provide for an effective date.

Interim City Manager Reggentin stated that on July 2013, the City Council approved an exclusive franchise with Waste Pro of Florida, Inc., for collection of single and multi-family residential solid waste, yard waste and recycling, and commercial solid waste. The franchise excludes the disposal of solid waste and construction and demolition ("C&D") debris removal and the City established non-exclusive franchises through adoption of City Code Sections 7-32 through 7-37 in August 2013. The non-exclusive franchise program enables residents and businesses to obtain competitive pricing for C&D debris removal services while still maintaining a level of oversight to ensure haulers are properly licensed, insured and qualified to provide services within the City limits. Self-hauling by residents or contractors of C&D debris is not regulated.

Haulers who wish to provide C&D removal services within the City must submit an application and the required documentation outlined by the City Code. Per the City Charter, all franchises must be adopted via ordinance, and the non-exclusive franchise agreement was drafted by the City Attorney's office.

We Got This Hauling LLC., has completed the application and submitted all documentation required under Section 7.24, and is qualified to provide C&D debris removal services. This hauler is located in Sanford, Florida, and has been in business since 2021. They currently provide roll off containers utilizing the hauling services for clients and desire to provide services to Maitland residents and businesses.

The staff is recommending the City Council introduce an ordinance granting a non-exclusive franchise agreement to We Got This Hauling LLC., and set the public hearing date for September 26, 2022.

Mayor Lowndes opened the public comment period.

Dale McDonald, 108 Tangelo Court, spoke in favor of granting this non-exclusive franchise.

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

A motion was made to introduce an ordinance granting a non-exclusive franchise agreement to We Got This Hauling LLC., and set the public hearing date for September 26, 2022, as presented.

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

7. ORDINANCE INTRODUCTION CHARTER AMENDMENTS 2023 GENERAL MUNICIPAL ELECTION

City Clerk Hollingsworth read aloud, by title, an ordinance of the City of Maitland, Florida, submitting to the electors of Maitland proposed amendments to the Charter of the City of Maitland; providing ballot titles, summaries and text for the proposed amendments; providing directions to the City Clerk; providing for severability; providing for an effective date for approved amendments; providing for an effective date for the ordinance.

City Clerk Hollingsworth stated that the City Council has reviewed and considered several recommended charter questions since October 11, 2021. Most recently, at the July 11, 2022, meeting, City Council directed the City Attorney, along with staff, to draft an ordinance to include the six (6) final charter questions. The charter questions shall be submitted to the voters at the next municipal election on March 14, 2023.

1. Clarification of Term Limits: Recommended by the Charter Review Commission to clarify how long a mayor who has served two terms must sit out before being eligible to qualify again. If the mayor has served two (2) consecutive terms in office, either as mayor or council or any combination thereof, they would be ineligible to qualify to run for any council seat until one year after the end of their last term. Example: Mr. Smith's second 3-year term as mayor concluded April 11, 2022. Mr. Smith would be eligible to qualify in January 2024 for the March 2024 election, taking office April 2024.

2. Mayoral Succession: Recommended by the Charter Review Commission to provide succession in the event of a vacancy in the office of the mayor. The vice mayor will become mayor for the remainder of the unexpired term. The vice mayor shall assume all duties of the mayor until the next scheduled municipal election.

3. Availability of Printed Copy: Recommended by staff for cleanup and best practices considering the availability of the code online 24-7. There will be a printed copy available for public inspection at the office of the city clerk.

4. Eliminating Runoffs: Discussed by the Charter Review Commission and recommended by staff. To eliminate the provision for a run-off city election when no candidate receives a majority of the total votes cast (50% + 1 of total votes cast). To establish that the candidate with the highest number of votes cast for an office is elected and when two or more candidates receive an equal number of votes, the drawing of lots will determine the winner.

5. Petitions, Oath, Qualifying: Recommended by staff to utilize the candidate oath, nonpartisan office oath provided for in Sec. 99.021(1)(a) Florida Statutes and establishing a petition submittal period prior to the already established qualifying period. This will allow the SOE office adequate time to certify submitted petitions and return the candidate petition certification to the city clerk prior to qualifying. The established qualifying period would remain unchanged.

6. Gender Neutrality: Recommended by the Charter Review Commission

to eliminate all references to gender. Instead the charter language would include they, their, them, themselves, themselves or refer to the title of position being referenced. The ordinance and supporting documentation is attached for your review and consideration. Staff recommends the introduction of the proposed charter amendments ordinance and to set the public hearing and adoption for September 26, 2022.

A discussion ensued. City Clerk Hollingsworth answered questions posed by the Council.

After discussion, the council directed staff to update the language of question #4 and replace the highest number of votes with at least 35%.

Mayor Lowndes opened the public comment period.

Dale McDonald, 108 Tangelo Court, spoke against question six (6), Gender Neutrality.

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

After a short discussion, a motion was made to introduce an ordinance providing charter amendments to the voters at the next municipal election; amending question #4 as directed; and, setting the public hearing and adoption date for September 26, 2022.

RESULT:	Introduce
MOVER:	Councilmember Michael Wilde
SECONDER:	Vice-Mayor Lindsay Hall Harrison
AYES:	Michael Wilde, Lindsay Hall Harrison, John Lowndes
NAYS:	Lori Wurtzel, Vance Guthrie

IX. DISCUSSION

1. BEST FOOT FORWARD

Councilmember Wurtzel stated that she requested that discussion of this item be placed on the Agenda.

Interim City Manager Reggentin stated that in terms of background, the city has an adopted policy and resolution regarding contributions to not-for-profit organizations. As was discussed in the general fund budget workshop, the city has adopted a series of Policy/Information Transmittals (PITs). These policies are adopted to clarify positions that

have been addressed through past budget processes. PIT 1992-2 specifically addresses contributions to not-for-profit organizations. To implement this PIT, the City Council adopted Resolution 6-92 to address the process for requesting and granting funding to non-for-profit organizations.

The process includes submitting an application for funding as part of the budget process. This year the application was due June 10th. During the budget process in 2016, the City Council decided that they would no longer fund not-for-profit organizations, with the exception of the Maitland Public Library and Art and History Centers of Maitland.

A discussion ensued.

After a short discussion, Councilmember Wurtzel stated that she will continue with her due diligence.

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

Legal Counsel Schumer provided an update of the upcoming Peacock Ford legal proceedings.

Interim City Manager Reggentin provided an update of the final stages of the RFQ Library Consulting team on Friday.

Councilmember Wurtzel announced the Community Expo by the Maitland Chambers of Commerce event on September 14, and encouraged the public to participate in this event.

XI. ADJOURNMENT

There being no further business to come before the Council, the meeting adjourned at 8:10pm.