City Council
December 12, 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 - Dale McDonald

III. Pledge of Allegiance

IV. Presentations

1. Employee of the Fourth Quarter July 1 - September 30, 2022

V. Old Business

VI. Consent Agenda

1. City Council Meeting Minutes of November 14, 2022
2. Professional Services Agreement Amendment for School Zone Crossing Bidding and Construction Services - Neel-Schaffer
3. Professional Services Agreement Amendment for Art & History Center - DRMP, Inc.
4. Professional Services Agreement Computer Network Upgrades - Greyson Technologies
5. City-Wide Janitorial Services Contract - Halo Building Services, LLC
6. Interlocal Agreement with City of Apopka - Firearms Range
7. Recreation Instructor Contractual Payments
8. FY 2023 Replacement Vehicles - Enterprise FM Trust

VII. Public Period

VIII. Decisions

1. Lakes Advisory Board Appointment (2)
2. Ordinance Introduction Creating Article V Special Assessments within Chapter 2 Administration
3. Storm Protection Plan Undergrounding / Hardening Project - Duke Energy

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
December 12, 2022	MAITLAND FLORIDA	Section: Presentations
Department/Office : City Clerk	AGENDA REPORT	Item #: 1.

Subject:
Employee of the Fourth Quarter July 1 - September 30, 2022

Requested Action or Motion:
Presentation Only - Employee of the Quarter

Summary Explanation & Background:
The Employee of the Quarter Program recognizes extraordinary accomplishments by City of Maitland employees which exemplify one or more of the City's Community with Honorable Character traits.

A nominee must exemplify one or more of the following:

- Respect
- Caring
- Self-discipline
- Perseverance
- Trustworhtiness
- Integrity
- Postive Attitude
- Citizenship
- Cooperation
- Responsibility

Employees are nominated by other City employees. All nominations are reviewed by senior staff, including all department heads and the assistant city manager. Each then submits their selected nominee to Human Resources (HR).

The Employee of the Quarter will be specially recognized at a City Council meeting.

Fiscal Impact:
N/A

Exhibits:

Commission/Board: City Council

Contact Person: Lori Hollingsworth 407-539-6219

Reviewed by City Attorney
N/A

MEETING DATE		AGENDA
December 12, 2022	MAITLAND FLORIDA	Section: Consent Agenda
Department/Office : City Clerk	AGENDA REPORT	Item #: 1.

Subject:
City Council Meeting Minutes of November 14, 2022

Requested Action or Motion:
Move to approve the City Council meeting minutes of November 14, 2022.

Summary Explanation & Background:

Fiscal Impact:
N/A

Exhibits:
1. CC Draft Minutes 11-14-2022

Commission/Board: City Council

Contact Person: Lori Hollingsworth 407-539-6219

Reviewed by City Attorney
N/A

MEETING DATE		AGENDA
December 12, 2022	MAITLAND FLORIDA	Section: Consent Agenda
Department/Office : Public Works	AGENDA REPORT	Item #: 2.

Subject:
Professional Services Agreement Amendment for School Zone Crossing Bidding and Construction Services - Neel-Schaffer

Requested Action or Motion:
Move to authorize the Interim City Manger to execute an amendment to Neel-Schaffer's contract for School Zone Signing and Pavement Marking Design for a time and materials cost, not to exceed $10,000.

Summary Explanation & Background:
Neel-Schaffer, one of the City's continuing engineering consultants, was requested to provide engineering services for the evaluation and design of signing and markings of school zones in the City. Updates to school zones are based on Florida Statute 316.1895 and the current FDOT publication Speed Zoning for Highways, Roads and Streets in Florida (rev. August 2018), Chapter 15, which states, "For existing school areas, school crossings and school zones, the requirements set forth in this chapter shall have a compliance date of July 1st, 2023."

The plans are complete and will need to have an Invitation to Bid (ITB) package created to move forward through the bidding phase. Neel-Schaffer has provided a proposal to provide bidding services and limited construction services on a time and material cost not to exceed $10,000. The additional services will exceed the Interim City Manager's spending authority for this project and therefore require City Council approval.

Staff recommends authorizing the Interim City Manger to execute an amendment to Neel-Schaffer's contract for School Zone Signing and Pavement Marking Design to add bidding and construction services for a time and materials cost, not to exceed $10,000.

Fiscal Impact:
Funds are available in the Engineering Services Division's Operating Budget.

Exhibits:
1. 3. School Zone proposal 2022-11-23

Commission/Board: City Council

Contact Person: Kimberley Tracy 407-539-6216

Reviewed by City Attorney
N/A

MEETING DATE		AGENDA
December 12, 2022	MAITLAND FLORIDA	Section: Consent Agenda
Department/Office : Public Works	AGENDA REPORT	Item #: 3.

Subject:
Professional Services Agreement Amendment for Art & History Center - DRMP, Inc.

Requested Action or Motion:
Move to authorize the Interim City Manager to execute the professional engineering services amendment with DRMP, Inc. for additional structural design for Art & History Center in the amount of $14,103.50.

Summary Explanation & Background:
Due to concerns regarding the structural integrity of certain areas identified as part of the ongoing maintenance program, a preliminary structural analysis was conducted of the Art and History Center in late 2018. Various structural issues were noted as part of the analysis. In order to stabilize these elements, a geotechnical, stormwater and architectural analysis and design was conducted in 2019-20. Upon completion of that analysis, the structural engineer provided a detailed report on all issues associated with structural components of the buildings on the site. The top two priorities for immediate repair were the chapel and electrical room.

On December 13, 2021, City Council approved the City Manager to enter into an agreement with DRMP, Inc. for structural design of the two portions of the Art and History Center. During their investigative stage, and with the expertise of their sub-consultants, the engineers were able to further define the needed scope of work. This current amendment to the original proposal is to cover the needed additional services, including additional soil stabilization to bolster the foundation for the Altar Chapel and structural improvements to the electrical room. When the design is complete, a contractor specializing in historical reconstruction will provide a bid for the repairs. This is a continuation of the first of several phases of stabilization of the facility to preserve the buildings and artwork.

Staff recommends authorizing the Interim City Manager to execute the amendment with DRMP, Inc. for additional geotechnical and structural design services in the amount of $14,103.50.

Fiscal Impact:
Funds are budgeted in the capital fund for the Art and History Center.

Exhibits:
1. Chapel Soil Stabilization Proposal
2. Electrical Room Proposal

Commission/Board: City Council

Contact Person: Christopher Kennedy (407) 539-6217

Reviewed by City Attorney
N/A

MEETING DATE		AGENDA
December 12, 2022	MAITLAND FLORIDA	Section: Consent Agenda
Department/Office : Administration	AGENDA REPORT	Item #: 4.

Subject:
Professional Services Agreement Computer Network Upgrades - Greyson Technologies

Requested Action or Motion:
Move to authorize the Interim City Manager to execute the professional services agreements with Greyson Technologies for the implementation of City Hall computer network upgrades including design, engineering, acquisition and installation of equipment and software in the amount of $581,775.88.

Summary Explanation & Background:
In August, Maitland contracted Greyson Technologies - an independent, experienced and certified IT consultant - to evaluate the city's computer network and aging central server systems located at City Hall and to determine strengths and weaknesses in supporting current and future needs. The city also requested recommendations to update the network to ensure better reliability, security and performance.

The assessment identified critically needed hardware and software updates as well as network performance and security vulnerabilities.

This project will install comprehensive updates including central servers, network switches, firewalls, an emergency backup storage system and network relay points at remote locations such as the Public Works Department, Police Department, Fire Station 47 and Maitland Community Park. The primary goal is to replace outdated devices – some that are up to 11 years old – and to implement more modern hardware and software systems that will substantially improve overall performance and reliability, add security and redundancy, create more complete system backups and reduce significant risks of failures and data loss.

Procurement utilizes State of Florida NASPO contracts AR3227 and AR2472 and for network services, hardware and software. Total cost is $581,775.88. The projected timeframe is up to six months, pending lengthy order and delivery times for certain equipment.

Services and products exceed the Interim City Manager's spending authority, requiring City Council approval to proceed. Staff recommends authorization of the Interim City Manager to execute the professional services agreements with Greyson Technologies for the implementation of City Hall computer network upgrades including design, engineering, acquisition and installation of equipment and software in the amount of $581,775.88.

Fiscal Impact:
Total cost is $581,775.88.

Exhibits:
Commission/Board: City Council
Contact Person: Robert Sargent 407-539-6223
Reviewed by City Attorney Cliff Shepard

MEETING DATE		AGENDA
December 12, 2022	MAITLAND FLORIDA	Section: Consent Agenda
Department/Office : Public Works	AGENDA REPORT	Item #: 5.

Subject:
City-Wide Janitorial Services Contract - Halo Building Services, LLC

Requested Action or Motion:
Move to authorize the Interim City Manager to execute a term contract with Halo Building Services, LLC for two (2) years, with an option to renew for three (3) additional one (1) year periods.

Summary Explanation & Background:
The Public Works Department issued an Invitation to Bid (ITB) for city-wide Janitorial Services on October 28, 2022, with a bid opening set for November 28, 2022. The ITB requested bids for janitorial services for a term contract of two (2) years, with an option to renew for three (3) additional one (1) year periods. There were six companies that submitted bids, although one company was disqualified for not submitting a completed and signed bid form. The remaining five bidders that responded are as follows:

- American Facility Services, Inc.
- Clean Space, Inc.
- Florida Cleaning Systems, Inc.
- Halo Building Services
- Southern Cleaning Service, Inc.

Staff evaluated the bid submittals and determined that Halo Building Services was the lowest responsive bidder based on the ITB requirements and found their references to be satisfactory.

Staff recommends authorizing the Interim City Manager to execute a contract with Halo Building Services, LLC for a term of two (2) years, with an option to renew for three (3) additional one (1) year periods.

Fiscal Impact:
Funds are budgeted annually in the Facilities Maintenance operating budget.

Exhibits:
1. CORRECTED BID TAB WITH TOTALS

Commission/Board: City Council

Contact Person: Kimberley Tracy 407-539-6216

Reviewed by City Attorney
Jacob Schumer

MEETING DATE		AGENDA
December 12, 2022	MAITLAND FLORIDA	Section: Consent Agenda
Department/Office : Police Department	AGENDA REPORT	Item #: 6.

Subject:
Interlocal Agreement with City of Apopka - Firearms Range

Requested Action or Motion:
Move to authorize the Mayor to execute the Interlocal Agreement with the City of Apopka for the use of their firearms range as presented.

Summary Explanation & Background:
The purpose of this Interlocal Agreement is to allow the Maitland Police Department and its law enforcement officers access and use of the City of Apopka's firearms range for training and qualifications. The Florida Department of Law Enforcement requires law enforcement officers to be trained on the use of firearms and must successfully pass the course of fire as set forth by the Department. The Maitland Police Department agrees to abide by the terms of the agreement at no cost to the City of Maitland for use of the range, in collaboration with Apopka personnel. This Agreement has been reviewed and approved by the City Attorney.

Fiscal Impact:
N/A

Exhibits:
1. City of Apopka Interlocal Agreement - Use of Firearems Range 6-2022 (CLEAN)

Commission/Board: City Council

Contact Person: David Manuel 407-539-6243

Reviewed by City Attorney
Cliff Shepard

MEETING DATE		AGENDA
December 12, 2022	MAITLAND FLORIDA	Section: Consent Agenda
Department/Office : Parks & Recreation	AGENDA REPORT	Item #: 7.

Subject:
Recreation Instructor Contractual Payments

Requested Action or Motion:
Move to approve payments to Donald McGinnis and Whitney Tossie that may exceed $50,000 for the youth tennis and basketball programs in the 2023 fiscal year.

Summary Explanation & Background:
The City of Maitland purchasing policy requires that all purchases in excess of $50,000 be approved by the City Council. The Parks and Recreation Department requests approval for payments and commitments to program instructors in the Parks and Recreation Department requiring Council approval during the 2023 fiscal year.

Donnie McGinnis and Whitney Tossie provide tennis and basketball instruction to youth and adult groups and individuals and are contracted to be paid 85% of the program registration fees received for this instruction. Staff requests City Council to authorize disbursement of funds to Mr. McGinnis and Ms. Tossie which may exceed the $50,000 threshold but will not be in excess of 85% of the total registration fees received for the tennis and basketball programs. All recreation contractor payments are revenue neutral to the general fund and are only paid in accordance with the fees received for each program.

Fiscal Impact:
85% of the program registration fee.

Exhibits:

Commission/Board: City Council

Contact Person: Jay Conn 407-539-6264

Reviewed by City Attorney
N/A

MEETING DATE		AGENDA
December 12, 2022	MAITLAND FLORIDA	Section: Consent Agenda
Department/Office : Finance Department	AGENDA REPORT	Item #: 8.

Subject:
FY 2023 Replacement Vehicles - Enterprise FM Trust

Requested Action or Motion:
Move to authorize lease of 13 vehicles (10 scheduled FY23 vehicle replacements and 3 temporary leases) utilizing Enterprise Leasing in the amount not to exceed $603,000 replacements and $105,000 for temporary leases for the Police Department.

Summary Explanation & Background:
The FY 2023 budget includes funding for scheduled vehicle replacements including 2 City Hall pool vehicles, 3 unmarked police CID vehicles, 1 Public Works Engineering pickup, 1 Grounds 1-ton pickup, 1 Arbor 1-ton pickup, 2 Utility Department 1-ton pickups. However, due to current supply chain issues the city must act within days to secure vehicles or they will be sold to competing entities. To compound the problem, the city has currently experienced difficulty in outright purchases of vehicles through normal channels. We have recently been informed by our State Contract vendor that they have canceled a purchase order for three vehicles due to no availability. In order to have a chance of securing these vehicles this year, they have requested $15,000 in additional funds to secure 2023 models. Additionally, the City has outstanding orders for seven vehicles dating back to 2021 that are still waiting to be fulfilled. Based upon these factors, staff was presented with an option to secure four vehicles (Cheverolet 1500 pick-up trucks) under the Enterprise program to fill needs this fiscal year. Agreements have been signed with Enterprise to secure these vehicles. These orders can be canceled if the City Council chooses not to move forward.

This vehicle can be purchased through a Sourcewell contract on the Council approved Enterprise equity lease program. Enterprise is able to use the city's governmental fleet purchasing to secure vehicles significantly lower than dealer list prices. For example, the City had a 2023 Chevy Malibu available for a 1 year lease. The total purchase price of the vehicle was $21,318; and the current auction price for a 1 year old Malibu with 10,000 miles is approximately $25,000, providing the City with a positive cash flow return of $3,700 of revenue when we go to replace the vehicle in FY 2024.

In addition to the 10 scheduled replacements, the Police Department is down 3 vehicles for engine repairs, awaiting parts. Two vehicles have been down over 5 months while dealers wait for replacement parts to complete repairs. No time frames can be provided for the availability of replacement parts. We are currently working out terms under the lease agreement whereby we would be able to cancel the leases early, if and when return to service occurs. Since the temporary leases are out of cycle, we will utilize vehicle replacement designation funds to cover the full purchase price, with those funds being restored at the end of the lease.

In consideration of our City's sustainability program, working with Enterprise, the City has evaluated the availability of electric or hybrid electric vehicles for consideration for City vehicle

purposes. Currently there are very limited electric or hybrid options available for immediate delivery; therefore, staff recommends moving forward with the purchase of internal combustion powered vehicles for when an electric/ hybrid option is unavailable. The City is endeavoring to procure the most fuel efficient options available, as they are available. While Council is approving the total capitalized price of the vehicles, the actual anticipated cash outlay is expected to be in the City's favor, and return revenue to the City using the example above.

Staff recommends approval for the lease (purchase) of these vehicles from Enterprise Leasing utilizing a Sourcewell contract for the aggregate purchase amount of $603,000.

Fiscal Impact:
Vehicle Funding is available in FY23 Vehicle Designation VE001 project accounts.

Exhibits:

Commission/Board: City Council

Contact Person: Jerry Gray 407-539-6201

Reviewed by City Attorney
N/A

MEETING DATE		AGENDA
December 12, 2022	MAITLAND FLORIDA	Section: Decisions
Department/Office : City Clerk	AGENDA REPORT	Item #: 1.

Subject:
Lakes Advisory Board Appointment (2)

Requested Action or Motion:
Council decision to appoint two Lakes Advisory Board member for a 3-year term.

Summary Explanation & Background:
The Lakes Advisory Board (LAB) has two (2) vacancies. The term of Doris Houck will expire in December, 2022, and the term of Gary Bosses will expire in January, 2023. In accordance with the LAB bylaws, members shall serve for a term of three (3) years and may be re-appointed by council for one (1) successive term. Doris Houck has served as appointed a vacant unexpired term and one (1) full term. She is not seeking re-appointment on LAB at this time. Gary Bosses has served two full terms on the LAB and is not eligible for re-appointment at this time.

The following applicants reflect the Lakes Advisory Board as their:

Second (2nd) Choice
David Guber
Gregory Hardwick
Colleen Lilling

Attached are their completed Volunteer to Serve on a Board / Commission forms for your review and consideration.

The City Council is requested to make two (2) appointments to serve for a three-year term, beginning January 2023, and expiring December 2026.

Fiscal Impact:
TBD

Exhibits:
1. LAB Second Choice-David Guber
2. LAB Second Choice-Gregory Hardwick
3. LAB Second Choice-Colleen Lilling

Commission/Board: City Council

Contact Person: Lori Hollingsworth 407-539-6219

Reviewed by City Attorney
N/A

MEETING DATE		AGENDA
December 12, 2022	MAITLAND FLORIDA	Section: Decisions
Department/Office : City Clerk	AGENDA REPORT	Item #: 2.

Subject:
Ordinance Introduction Creating Article V Special Assessments within Chapter 2 Administration

Requested Action or Motion:
Move to introduce an ordinance creating Article V Special Assessments within Chapter 2 Administration, and setting the public hearing and action date for January 9, 2023.

Summary Explanation & Background:
As requested by the City Council at the November 14th meeting, the city Attorney has prepared an ordinance to provide the city with the opportunity to assess property owners for infrastructure improvements. The ordinance follows the same basic procedures as outlined in Chapter 170 of the Florida Statutes. As discussed at the November meeting, this ordinance provides an additional tool in the city's tool box to recoup costs associated with capital improvements.

Fiscal Impact:
TDB

Exhibits:
1. Special Assessment Ordinance

Commission/Board: City Council

Contact Person: Mark Reggentin 407-539-6220

Reviewed by City Attorney
Jacob Schumer

MEETING DATE		AGENDA
December 12, 2022	MAITLAND FLORIDA	Section: Decisions
Department/Office : City Manager	AGENDA REPORT	Item #: 3.

Subject:
Storm Protection Plan Undergrounding / Hardening Project - Duke Energy

Requested Action or Motion:
Staff requests direction regarding policy for current year and future electrical undergrounding projects.

Summary Explanation & Background:
At the City Council meeting on November 14, 2022, the City Council discussed several options regarding the proposed Duke Energy undergrounding and hardening projects scheduled for 2023. Staff requested that the Council provide staff direction regarding a policy approach to addressing the projects. The three options presented were:

1. Allow Duke to proceed with the identified projects per their design.
2. Address each project/street independently and fund them individually.
3. Establish/develop an undergrounding program for all lines that are proposed to be hardened and provide funding.

The direction of the Council was to focus on options 1 and 3. However, there were several questions that the Council wanted answered prior to making a decision. The questions are:

1. Why were the streets to the north of the Dommerich project area not included?
2. Was there any opportunity for funding through the Infrastructure Investment and Jobs Act (IIJA)?
3. What are the costs of undergrounding the Horatio Avenue, Maitland Avenue and Sandspur Road corridors?
4. Was there any flexibility in the December 31st deadline for a decision?
5. What would be the cost of a public involvement process to gauge interest in participating in the projects?

These first 4 questions were presented to Duke Energy for response. The responses are outlined below.

1. The streets north of the Dommerich project area (Thunderbird, Geronimo, Mojave and Tuckaseegee Trails) are fed from a different substation. Duke is coordinating projects based on the substation that feeds the system. These streets are fed from the Casselberry substation. Improvements to the Casselberry substation system are scheduled in the future.

2. City staff spoke with Duke Energy's Lead for the Infrastructure Investment and Jobs Act (IIJA). Much of the funding through the IIJA is to assist in the transition to clean renewable energy sources and to reduce the impact on the environment. However, there is funding available for resiliency programs. Section 40103 (b) of the IIJA is known as the Grid Resilliance and Innovation Partnerships

(GRIP) program. This program has grant opportunities for resilience and innovation projects nationwide. Local governments are eligible to apply. In general, the program is described as follows:

- Section 40103(b): Grid Innovation Program - Provide financial assistance to one or multiple states, Tribes, local governments, and public utility commissions to collaborate with electric sector owners and operators to deploy projects that use innovative approaches to transmission, storage, and distribution infrastructure to enhance grid resilience and reliability.
    - The Federal allocation for the program is $50-$250 million (4-40 awarded nation-wide; very competitive)
    - DOE is interested in both technical and non-technical approaches that improve grid reliability and resilience on a local, regional, and interregional scale.
    - The applicant must demonstrate innovative approaches to transmission, storage, and distribution infrastructure to harden and enhance resilience and reliability.
    - The following domestic entities are eligible to apply: a State; a combination of 2 or more States; an Indian Tribe; a unit of local government; and a public utility commission.
    - 50% cost share requirement

The deadline to apply for these grants is December 16, 2022. The initial step in the application process is to provide a Concept Paper to the Department of Energy. The requirements for the Concept Paper are included in Attachment 1. The DOE strongly suggests that the initial step in the application (Concept Paper) be submitted 48 hours prior to the deadline. Rules and requirements for the entire GRIP program are included in Attachment 2.

3. Cost estimates for corridor undergrounding are as follows:
   a. Horatio Avenue - $1.5 Million
   b. Maitland Avenue - $800,000
   c. Sandspur Road - $1.9 million

4. Duke has indicated that there is some flexibility with the December 31st deadline. Based upon discussions with their contractors, project commencement can be delayed until April 30th. In the interim, if the city were to decide to move forward with any projects, Duke Energy would require the city to sign a letter of commitment to do the projects. If a letter of commitment is signed, the Council would determine which, if any, projects to move forward and when. However, this would take the projects off of the 2023 project schedule. Duke Energy has stated that they are willing to work with the city on the scheduling of the projects. However, if the city were to commit to a project and later determine not to fund it, no improvements would be made to the neighborhood and the existing poles would remain without hardening or undergrounding.

Staff contacted the company that assisted with the public opinion assessment for the library project.

5. Within either timeframe outlined by Duke Energy, there is little opportunity for a meaningful public outreach process. They indicated that they could provide us with a similar service to gauge public opinion. The cost of this service would be approximately $20,000.

The City Council discussed the option of assessing residents for undergrounding of the electrical system. Based upon the information that Duke Energy has provided, staff has evaluated the approximate assessment per home. This is included in the table below.

Neighborhood	# of Homes	Cost for Undergroudning	Cost Per Home*
Minnehaha Shores	56	$200,00	$3,571
Delroy Park	49	$315,00	$6,428
W. George Avenue	12**	$28,000	$2,333
W. Sybelia Avenue	16**	$32,000	$2,000
Hillcrest Avenue	18**	$65,000	$3,611
Hillman Avenue***	3***	$220,000	$73,333
Dommerich (Blue Lines)	341	$0	$0
Dommerich (Red Lines)	99	$900,000	$9,090
Dommerich (All)	440	$900,00	$2,045
Gem Lake Drive	14	$50,000	$3,571

* Cost does not include meter conversion.
** Number of homes estimated.
*** Hillman Avenue appears to function primarily as a branch line with few direct connections.

Both Duke Energy and the city have contacted Spectrum and they have indicated that they will underground their service if Duke Energy undergrounds the power at their (Spectrum's) cost. However, CenturyLink/Lumen is classified as an Incumbent Local Exchange Server. This status provides them with rights to remain on and take ownership of the Duke Energy poles. They cannot be forced to relocate their lines underground with any given project. It is the city's (not Duke Energy's) responsibility to compel CenturyLink/Lumen to relocate their lines from the poles. This includes all poles in any project area that includes undergrounding. In a discussion with a representative from Duke Energy's Joint Use Group, his experience has been that Incumbent Local Exchange Servers typically will not voluntarily relocate their lines. If this is the case, the city would be responsible for funding the relocation of the CenturyLink/Lumen lines. To date, CenturyLink/Lumen has not responded to the city's requests for information regarding their position on relocation. If all joint users were to relocate from the lines, Duke Energy has stated that they would remove the poles.

Staff is requesting direction on how to proceed with a policy regarding electric utility undergrounding.

Fiscal Impact:
TBD

Exhibits:
1. IIJA GRIP Concept Paper Requirements
2. DOE GRIP Program Manual

Commission/Board: City Council

Contact Person: Mark Reggentin 407-539-6220

Reviewed by City Attorney
Jacob Schumer