



**City Council
September 9, 2024
Council Chambers
6:30 PM**



**WELCOME to our City Council meeting. All speakers must complete and submit a Speaker Card, preferably prior to the start of the meeting. A member of the public wishing to address the Council must be a Maitland resident or the owner of property or business in Maitland or their representative. The time limit for each speaker shall be three (3) minutes per agenda item. 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. Moment of Silence
- III. Pledge of Allegiance
- IV. Presentations
 - 1. Vision Zero Action Plan: VHB, Inc.
 - 2. FY24 Financial Summary 3rd Quarter
- V. Public Hearing
 - 1. Resolution No. 18-2024: Adopting the Tentative Millage Rate for Fiscal Year 2025 Tax Year 2024
- VI. Old Business
- VII. Consent Agenda
 - 1. City Council Meeting Minutes of August 26, 2024.
 - 2. City Council Scheduled Meetings: November 25 and December 23, 2024.
 - 3. Resolution No. 17-2024: Adopting a Vision Zero Action Plan
 - 4. Combined Mutual Aid Agreement for Operation Assistance and Voluntary Cooperation Multi Jurisdictions: Seminole County Sheriff's Office.
 - 5. FY24 Financial Summary 3rd Quarter
 - 6. Gas Line Easement: Peoples Gas System, Inc.
- VIII. Public Period
- IX. Decisions
 - 1. Ordinance No. 1430 Introduction: Chapter 196.1978 Live Local Act Opt Out Ad Valorem Tax Exemption.
 - 2. Ordinance No. 1431 Introduction: Amending Chapter 6 Fire Protection and Prevention Article IV Fire Protection Facilities and Services Impact Fee.
- X. City Manager's Report/City Attorney/Council Reports
- XI. 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.

MEETING DATE		AGENDA
September 9, 2024		Section: Presentations
Department/Office : Administration	AGENDA REPORT	Item #: 1.
Subject: Vision Zero Action Plan: VHB, Inc.		
Requested Action or Motion: N/A		
Summary Explanation & Background: In 2023, MetroPlan Orlando secured nearly \$3.8 million in Safe Systems for All (SS4A) federal grant funds to be allocated towards regional transportation improvements. Specifically, MetroPlan funded and supported the development of Vision Zero (VZ) Action Plans for the three counties and 21 municipalities within its service area – which includes the City of Maitland. A VZ Action Plan is a comprehensive initiative aimed at enhancing transportation safety. Its primary objective is to eliminate fatalities and serious injuries on all roadways. To achieve this goal, the plan follows a Safe System Approach, aligned with the Federal Highway Administration's (FHWA) efforts to foster a safer transportation culture. The motivation behind adopting Vision Zero is rooted in the alarming statistics of the Orange-Kissimmee-Sanford metro area's high traffic-related fatalities. Vision Zero plans are assembled holistically and use multidisciplinary leadership to guide a data-driven and systems-based approach, to address roadway safety for all users. Katie Shannon of VHB, Inc. will present a summary of the Maitland Vision Zero Action Plan.		
Fiscal Impact: N/A		
Exhibits:		
Commission/Board: City Council		
Contact Person: Mark Reggentin 407-539-6220		
Reviewed by City Attorney N/A		

MEETING DATE		AGENDA
September 9, 2024		Section: Presentations
Department/Office : Administration	AGENDA REPORT	Item #: 2.
Subject: FY24 Financial Summary 3rd Quarter		
Requested Action or Motion: N/A		
Summary Explanation & Background: Staff will provide a brief overview of the City's 3rd Quarter financials.		
Fiscal Impact: N/A		
Exhibits: 1. Q3 2024 Financial Summary		
Commission/Board: City Council		
Contact Person: Stacey Kifolo 407-539-6221		
Reviewed by City Attorney N/A		

MEETING DATE		AGENDA
September 9, 2024		Section: Public Hearing
Department/Office : Administration	AGENDA REPORT	Item #: 1.
Subject: Resolution No. 18-2024: Adopting the Tentative Millage Rate for Fiscal Year 2025 Tax Year 2024		
Requested Action or Motion: (1) Move to adopt the tentative operating millage for FY 2025 as 5.0465, which is equal to the rolled-back rate of 5.0465; (2) Move to adopt the tentative voted debt millage rate for FY 2025 as 0.2020 for a combined total of 5.2485 mills; (3) Move to adopt the tentative budget for the General Fund in the amount of \$39,671,000. (4) Set date of hearing for Final Resolution to adopt the FY 2025 budget for September 23, 2024.		
Summary Explanation & Background: On July 15, 2024, the City Council held the General Fund budget workshop. The rolled back rate and proposed operating and voted debt service millage rates for the 2024 tax year were set by Council on July 22nd. 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 proposed tax rate set at the July 22nd Council meeting was 5.0465. The Fiscal Year 2025 budget draft was revised based on Council adopting the Roll back operating millage rate of 5.0465 or \$5.0465 per thousand dollars of taxable value, which is \$0.01001 more than the rate adopted for Fiscal Year 2024 and will generate an additional \$348,000 in ad valorem taxes compared to the FY 2024 rate. The FY 2025 tentative budget is \$39,671,000. Attached is the official Resolution to adopt the millage rates and General Fund Budget. If the rolled back rate is adopted, the additional funding will be put toward the repaving budget. This expense is currently unfunded in the proposed budget due to decreases in ad valorem revenue for next fiscal year. Below are the maximum millage rate options. The tentative millage requires only a simple majority vote as proposed. Note: The tentative millage rate cannot exceed the proposed millage rate from July 22, 2024 of 5.0465 unless the Property Appraiser mails each taxpayer a revised TRIM notice at the City's expense.		

Maximum Millage Rate Options	Millage Rate
Majority Vote (Adjusted rolled back millage rate per State formula)	Up to 5.4829
2/3 Vote of the Governing Board (110% of Majority vote millage rate)	Up to 6.0312
Unanimous vote of the Governing Board <u>or</u> referendum - Any rate up to the statutory limit.	Up to statutory limits
The motions provided are required to be passed 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 23, 2024. After setting the tentative millage rate, the Council may adopt that rate or any lower rate at the final public hearing.	
Fiscal Impact: General fund budget amount of \$39,671,000.	
Exhibits: 1. Budget Summary FY 2025 5-0465 2. Resolution No. 18-2024 Tentative Millage Rate FY 25 TY 24	
Commission/Board: City Council	
Contact Person: Mark Reggentin 407-539-6220	
Reviewed by City Attorney N/A	

MEETING DATE		AGENDA
September 9, 2024		Section: Consent Agenda
Department/Office : City Clerk	AGENDA REPORT	Item #: 1.
Subject: City Council Meeting Minutes of August 26, 2024.		
Requested Action or Motion: Move to approve the City Council meeting minutes of August 26, 2024, as presented.		
Summary Explanation & Background:		
Fiscal Impact: N/A		
Exhibits: 1. CC Draft Minutes 8-26-2024		
Commission/Board: City Council		
Contact Person: Lori Hollingsworth 407-539-6219		
Reviewed by City Attorney N/A		

MEETING DATE		AGENDA
September 9, 2024		Section: Consent Agenda
Department/Office : City Clerk	AGENDA REPORT	Item #: 2.
Subject: City Council Scheduled Meetings: November 25 and December 23, 2024.		
Requested Action or Motion: Move to cancel the regular scheduled City Council meetings of Monday, November 25 and Monday, December 23, 2024.		
Summary Explanation & Background: The City Council's second scheduled meetings for November and December are on the Mondays prior to City recognized holidays. In previous years, these meetings have been canceled. The City Charter requires the Council to meet regularly at least once a month. If there is a need, the Mayor has the authority to call a special meeting. Staff is recommending the City Council cancel the second scheduled meetings for November and December 2024.		
Fiscal Impact: None at this time.		
Exhibits:		
Commission/Board: City Council		
Contact Person: Lori Hollingsworth 407-539-6219		
Reviewed by City Attorney N/A		

MEETING DATE		AGENDA
September 9, 2024		Section: Consent Agenda
Department/Office : Public Works	AGENDA REPORT	Item #: 3.
Subject: Resolution No. 17-2024: Adopting a Vision Zero Action Plan		
Requested Action or Motion: Move to adopt Resolution No. 17-2024 adopting the Maitland Vision Zero Action Plan, as presented.		
Summary Explanation & Background: In 2023, MetroPlan Orlando secured nearly \$3.8 million in Safe Systems for All (SS4A) federal grant funds and will allocate these resources towards regional transportation improvements. Specifically, MetroPlan funded and supported the development of Vision Zero (VZ) Action Plans for the three counties and 21 municipalities within its service area, which includes the City of Maitland. The Vision Zero Action Plan is a comprehensive initiative aimed at enhancing transportation safety. Its primary objective is to eliminate fatalities and serious injuries on all roadways. To achieve this goal, the plan follows a Safe System Approach, aligned with the Federal Highway Administration's (FHWA) efforts to foster a safer transportation culture. The motivation behind adopting the Vision Zero Action Plan is rooted in the alarming statistics of the Orange-Kissimmee-Sanford statistical metropolitan area's high traffic-related fatalities. Vision Zero Action Plans are assembled holistically and use multidisciplinary leadership to guide a data-driven and systems-based approach, to address roadway safety for all users. The Vision Zero Action Plan provides a multidisciplinary transportation safety plan, a comprehensive framework to eliminate fatalities and serious injuries on our roadways, and follows the Safe System Approach guidance established by the U.S. Department of Transportation (USDOT), Federal Highway Administration (FHWA). This approach aims to eliminate fatal and serious injuries. The Public Works Department led the City's focus group, which included members from Administration, Police, and Fire, in the development of the City's Vision Zero Action Plan. The City's efforts were supported by a consultant team contracted by MetroPlan Orlando, comprised of VHB (prime), Cambridge Systematics, and Asha Planning Consultancy. The Vision Zero Action Plan for Maitland is attached. This resolution will adopt the Vision Zero Action Plan and the goals to eliminate traffic fatalities and serious injuries in the transportation system. Additionally, by having the Vision Zero Action Plan, grant funding is available to fund safety improvements that would otherwise be unavailable.		
Fiscal Impact: N/A		
Exhibits: 1. RESOLUTION 17-2024 Maitland VZAP 2. Final_Maitland VZAP_08202024		

Commission/Board: City Council
Contact Person: Mark Reggentin 407-539-6220
Reviewed by City Attorney N/A

MEETING DATE		AGENDA
September 9, 2024		Section: Consent Agenda
Department/Office : Police Department	AGENDA REPORT	Item #: 4.
Subject: Combined Mutual Aid Agreement for Operation Assistance and Voluntary Cooperation Multi Jurisdictions: Seminole County Sheriff's Office.		
Requested Action or Motion: Move to authorize the Mayor to execute a combined mutual aid agreement for operational assistance and voluntary cooperation with participating jurisdictions of Seminole County, effective upon execution by all parties, extending through January 31, 2028, and superseding previously executed agreements.		
Summary Explanation & Background: This is a mutual aid agreement beginning August 1, 2024, or upon execution, through January 31, 2028, that allows participating jurisdictions to provide law enforcement activities across jurisdictional lines in certain defined circumstances for the purpose of protecting public peace and safety, and preserving the lives and property of the citizens of each participating jurisdiction. This agreement replaces the existing mutual aid agreement approved by the City Council on December 14, 2020. The agreement was reviewed and approved by the Police Department legal advisor, Erin DeYoung.		
Fiscal Impact: N/A		
Exhibits: 1. SKM_C45824082712120		
Commission/Board: City Council		
Contact Person: David Manuel 407-539-6243		
Reviewed by City Attorney N/A		

MEETING DATE		AGENDA
September 9, 2024		Section: Consent Agenda
Department/Office : Finance Department	AGENDA REPORT	Item #: 5.
Subject: FY24 Financial Summary 3rd Quarter		
Requested Action or Motion: Move to receive the 3rd Quarter 2024 Financial Summary and Investment Schedule as presented.		
Summary Explanation & Background: See attached 3rd Quarter 2024 Financial Summary and Investment Schedule.		
Fiscal Impact: NA		
Exhibits: 1. Q3 2024 Financial Summary		
Commission/Board: City Council		
Contact Person: Jerry Gray 407-539-6201		
Reviewed by City Attorney NA		

MEETING DATE		AGENDA
September 9, 2024		Section: Consent Agenda
Department/Office : Public Works	AGENDA REPORT	Item #: 6.
Subject: Gas Line Easement: Peoples Gas System, Inc.		
Requested Action or Motion: Move to approve and authorize the Mayor to execute a gas line easement to Peoples Gas System, Inc., on the Lake Avenue Boardwalk property, as presented.		
Summary Explanation & Background: Representatives of Peoples Gas System (PGS) contacted City staff to request an easement on the City-owned parcel (Parcel ID # 36-21-29-0000-00-182), which is located just north of Lake Avenue between Church of the Good Shepard and the railroad right-of-way and contains the boardwalk that connects Lake Avenue to the trail to Lake Lily. According to PGS, there is an existing gas line that runs within this property that is quickly approaching the end of its useful life and must be replaced as a safety measure. PGS is requesting an easement over the property for a replacement pipe that will allow them to install, operate and maintain the new pipe. All costs associated with the replacement will be done at PGS's expense, including all restoration costs. The existing boardwalk located on the property will not need to be removed, as the gas line will be installed using a directional drill, although the boardwalk may be inaccessible for a short time to accommodate the installation. Staff recommends City Council to approve the execution of the gas line easement to Peoples Gas System, Inc., on the Lake Avenue Boardwalk property, (Parcel ID # 36-21-29-0000-00-182).		
Fiscal Impact: N/A		
Exhibits: 2024 Blk Esmt Corporation (PGS revisions) - Litera Compare Redline - 2024 Blk Esmt Corporation (3) and 2024 Blk Esmt Corporation (PGS revisions) - Peoples Gas Easement - Easement Area Map (3)		
Commission/Board: City Council		
Contact Person: Kimberley Tracy 407-539-6216		
Reviewed by City Attorney Drew Smith		

MEETING DATE		AGENDA
September 9, 2024		Section: Decisions
Department/Office : City Manager	AGENDA REPORT	Item #: 1.
Subject: Ordinance No. 1430 Introduction: Chapter 196.1978 Live Local Act Opt Out Ad Valorem Tax Exemption.		
Requested Action or Motion: Move to introduce an ordinance enacting the opt-out provision of Chapter 196.1978 and set a public hearing date for September 23, 2024. This vote requires 2/3 majority (4 of 5 votes) for approval.		
Summary Explanation & Background: <u>Live Local Act</u> The Live Local Act was passed into law during the 2023 Legislative Session as Senate Bill 102, which became Chapter 2023-17, Laws of Florida, upon becoming a law. This bill created a new exemption from ad valorem taxation by creating subsection (2)(b) of section 196.1978, Florida Statutes, which provides an exemption for certain multi-family properties which contain more than 70 units that are used to provide affordable housing to persons or families meeting extremely-low to moderate-income limits. <u>2024 Legislative Amendment</u> During the most recent Legislative session, the Legislature passed House Bill 7073, which became Chapter 2024-158, Laws of Florida upon signature by Governor DeSantis. The bill amended section 196.1978, Florida Statutes, to allow taxing authorities (which includes municipalities) to elect, via approval of an ordinance or resolution approved by a two-thirds vote of the governing body, to opt out of the exemption. Taxing authorities may only opt out of the taxing authority's metropolitan statistical area (MSA) has a greater number of affordable and available units than the number of rental households in the 0-120 percent area median income (AMI) according to the most recent Shimberg Center survey. The survey in Appendix 4 on Page 32 notes that this applies to the Orlando-Kissimmee MSA. <u>Ordinance to Enact Opt-Out</u> This ordinance contains a finding that the Orlando-Kissimmee MSA qualifies for the opt-out, and directs the Orange County Property Appraiser to not grant any exemptions between January 1, 2025, and January 1, 2027, in accordance with the requirements of the statute. By statute, this Resolution requires a 2/3 majority vote, which means that there must be four yes votes in order to enact the ordinance. This ordinance does not affect any exemptions that were lawfully granted prior to the adoption of this ordinance.		
Fiscal Impact: The Live Local Act, approved during the 2023 session of the Florida Legislature, established an ad valorem tax exemption for newly constructed multifamily developments that provide affordable housing within certain income thresholds. Any exemption would reduce the City's ad valorem tax		

collections. However, during the 2024 session, the Legislature approved a bill that allows certain local governments to opt out of the exemption. The City of Maitland qualifies for the opt out. By opting out, future developments will not be able to avail themselves of the tax exemption.

Two apartment complexes in the city have taken advantage of this statute, resulting in a significant negative impact on ad valorem revenues.

Exhibits:

1. Ordinance 1430 Maitland LLA Opt Out_ (1)
2. Shimberg_annual_report_Dec_2023

Commission/Board: City Council

Contact Person: Mark Reggentin 407-539-6220

Reviewed by City Attorney
Cliff Sheperd

MEETING DATE		AGENDA
September 9, 2024		Section: Decisions
Department/Office : Administration	AGENDA REPORT	Item #: 2.
Subject: Ordinance No. 1431 Introduction: Amending Chapter 6 Fire Protection and Prevention Article IV Fire Protection Facilities and Services Impact Fee.		
Requested Action or Motion: Move to introduce Ordinance No. 1431 amending City Code Chapter 6, Fire Protection and Prevention, Article IV Fire Protection and Services Impact Fee and set the public hearing date for September 23, 2024.		
Summary Explanation & Background: Under its home rule powers and pursuant to § 163.31801, Florida Statutes, the City of Maitland may impose impact fees to ensure new development pays for its proportional share of capital facilities required by such new development. Requiring future growth to contribute its fair share of the costs necessary to fund required capital improvements and additions is an integral and vital part of the regulatory plan of growth management in the City and is a practice consistent with sound and generally accepted growth management, fiscal, and public administration practices and principles. Fire impact fees, which the City has assessed since 1980, are important sources of revenue for the City to fund infrastructure investments related to serving growth. The City periodically reviews and updates fire impact fees in response to growth needs. The last update for fire impact fees was in 2016 pursuant to Ordinance No. 1307. In July 2022, the City retained the services of Raftelis Financial Consultants, Inc, a professional management consulting firm, to prepare a study analyzing the projected impacts of growth on fire facilities and recommending appropriate fire impact fee assessments. The findings of this analysis were presented to City Council on June 24, 2024. It has been determined that: • The fire impact fees are necessary to offset the costs associated with meeting future demands for the City's fire facilities pursuant to the projections set forth in the study. • The fire impact fees bear a reasonable relationship to the burden imposed upon the City to provide fire facilities for new City residents. • The fire impact fee revenues will provide direct benefits to such new City residents reasonably related to the fees assessed. • An essential nexus exists between projected new development and the need for additional fire facilities to be funded with fire impact fees and the benefits that accrue to new development paying the fees. • The amount of the fire impact fees is reasonably proportional to the pro rata share of the additional fire facilities needed to serve new development.		

The Study recommends specific impact fee amounts for each land use category, based on sound methodology and the most recent and localized data. The Study recommends a reduction of the number of use categories from 12 to 8, and updates to the rates for fire impact fee assessments per category. All rates are decreasing except for the Office Building category. In accordance with § 163.31801(6)(b), the proposed increase is implemented in two equal annual installments.

Staff recommends the City Council introduce this ordinance amending City Code Chapter 6, Fire Protection and Prevention, Article IV Fire Protection and Services Impact Fee and set the public hearing date for September 23, 2024. If adopted, the ordinance will become effective December 22, 2024.

Fiscal Impact:

Revenue for the City is dependent upon approved development within the City limits. The financial cost to a developer(s) is dependent upon the classification as outlined in the impact fee structure and may be calculated by the developer(s) utilizing the same impact fee structure.

Exhibits:

1. Ordinance 1431 Fire Impact Fee 9232024 (2)

Commission/Board: City Council

Contact Person: Mark Reggentin 407-539-6220

Reviewed by City Attorney
Holli New