City Council
Monday, September 28, 2020
Council Chambers
6:30 PM

I. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Vance Guthrie	Councilman	Present	
Michael C. Wilde	Councilman	Present	
Lindsay Hall Harrison	Councilwoman	Present	
Dale McDonald	Mayor	Present	
Mike Thomas	Councilman	Remote	

Mayor McDonald called the meeting to order at 6:32 PM. Also present were City Manager Anselmo, City Attorney Shepard, and City Clerk Waldrop.

II. INVOCATION - MOMENT OF SILENCE

Mayor McDonald asked for a moment of silence.

III. PLEDGE OF ALLEGIANCE

Mayor McDonald led the Pledge of Allegiance.

IV. PUBLIC HEARINGS

1. Resolution #14-2020 - Ad Valorem Tax Rate

The City Clerk read, by title, a resolution adopting a 4.3453 mill ad valorem tax levy upon all real and personal property for the appropriation to the general operating expenses of the City, a 0.2530 mill voted debt service levy upon all real and personal property for appropriation to the City of Maitland, Florida limited tax general obligation refunding note for the City of Maitland, Florida commencing on October 1, 2020 and ending on September 30, 2021; authorizing the City Manager or designee of the City to certify such millage; and, providing for an effective date.

The City Manager stated that on July 27th, the Council set the proposed operating millage rate at 4.5353 and the voted debt millage at 0.2530. The proposed millage rate and tentative public budget hearing were included on the proposed tax bills sent out by the Orange County Property Appraiser in August. On September 14, 2020, Council held the tentative millage rate first public hearing and set the tentative operating millage rate at 0.2530, for a combined total of 4.5983. The operating millage rate is 2.65% more than the rolled back rate of 4.2333. The City Manager answered questions posed by Council.

Mayor McDonald opened the Public Hearing. There being no one who wished to be heard, Mayor McDonald closed the Public Hearing.

A motion was made to adopt Resolution #14-2020 setting the operating millage rate for tax year 2020 at 4.3453 which is 2.65% more than the rolled back rate of 4.2333.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael C. Wilde, Councilman
SECONDER:	Lindsay Hall Harrison, Councilwoman
AYES:	Guthrie, Wilde, Harrison, McDonald, Thomas

Resolution # 14-2020 - Set the Voted Millage Rate for the Tax Year 2020

A motion was made to move to adopt Resolution #14-2020 setting the voted debt millage rate for the tax year 2020 at 0. 2530, for a combined total millage rate of 4.5983.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael C. Wilde, Councilman
SECONDER:	Lindsay Hall Harrison, Councilwoman
AYES:	Guthrie, Wilde, Harrison, McDonald, Thomas

2. Resolution #15-2020- Fiscal Year 2021 Annual Budget

The City Clerk read, by title, a resolution of the City of Maitland, Florida, adopting the annual budget for the fiscal year beginning October 1, 2020, and ending September 30, 2021, appropriating funds for operating expenses, supplies, personnel and otherwise appropriating funds for the efficient and effective operation of the government of the City of Maitland and all its operations and functions for the fiscal year ending September 30, 2021; providing a means to amend the said annual budget so as to carry forward the funding of the purchase orders, work orders and grants outstanding as of September 30, 2020; providing a means to amend the said annual budget to reflect grants received after September 30, 2020; authorizing the transfer of funds herein appropriated so long as the total combined appropriations shall not be increased thereby; adopting the revenues and expenditures, and the position authorization table; adopting the ad valorem property tax millage upon the assessment roll for the tax year 2020; adjusting the ad valorem property tax millage rate; and providing for an effective date.

The City Manager stated that the General Fund Budget Workshop was held on July 20th and the Enterprise Funds workshop was held on August 3rd. On Monday, September 14, 2020, City Council tentatively adopted a General Fund budget or $27,847,000 and operating millage of 4.3453. The City Manager answered questions posed by Council.

Mayor McDonald opened the Public Hearing. There being no one who wished to be heard, Mayor McDonald closed the Public Hearing.

A motion was made to approve Resolution #15-2020 adopting the General Fund Budget of $27,847,000; Utilities Fund Budget of $15,679,000; Solid Waste Budget of $2,805,120; Stormwater Environmental Utility Budget of $1,977,000; and, Position Authorization Table for FY 2021.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael C. Wilde, Councilman
SECONDER:	Vance Guthrie, Councilman
AYES:	Guthrie, Wilde, Harrison, McDonald, Thomas

3. Ordinance #1381 - Capital Improvements Program 2021-2025

The City Clerk read, by title, an ordinance to amend Ordinance No. 1358 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.

The City Manager stated that the document summarizes the major capital expenditure projects contemplated by the City of Maitland over the next 5 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 capital improvements 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.

Mayor McDonald opened the Public Hearing. There being no one who wished to be heard, Mayor McDonald closed the Public Hearing.

A motion was made to adopt Ordinance #1381 to approve the FY2021-2025 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.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael C. Wilde, Councilman
SECONDER:	Lindsay Hall Harrison, Councilwoman
AYES:	Guthrie, Wilde, Harrison, McDonald, Thomas

V. ADJOURN COUNCIL MEETING CONVENE CRA MEETING

Mayor McDonald recessed the City Council meeting at 6:45 PM to convene the Community Redevelopment Agency meeting.

Mayor McDonald adjourned the Community Redevelopment Agency meeting at 6:50 PM and reconvene the City Council meeting.

VI. OLD BUSINESS

There was no Old Business to report.

VII. CONSENT AGENDA

Mayor McDonald asked if there was anyone from the public who wished to speak on items 3-6 on the Consent Agenda. There being no one who wished to be heard, Mayor McDonald closed the public comment period.

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

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lindsay Hall Harrison, Councilwoman
SECONDER:	Vance Guthrie, Councilman
AYES:	Guthrie, Wilde, Harrison, McDonald, Thomas

1. Approve the City Council Regular Meeting Minutes of September 14, 2020

2. Resolution # 16-2020 -Clean Water State Revolving Fund Loan

Approve Resolution #16-2020 adopting the Clean Water Project Facility Plan for the Lift Station 1 and Dommerich Hills Sewer Improvements.

3. Interlocal Agreement for Buoy Purchase and Placement

Authorize City Manager to execute the interlocal agreement with Winter Park for the purchase and placement of informational buoys on Lake Maitland.

4. Annual Sewer System Rehabilitation

Authorize the City Manager to execute a contract with Miller Pipeline Corporation for Cured in Place Pipe (CIPP) installation.

5. Orange County GIS Interlocal Agreement

Approve and authorize the Mayor to execute the Interlocal Agreement between the City and the Orange County Property Appraiser for Cost Sharing of Aerial Photography Acquisition.

6. Resolution #17-2020 - Authorizing the Mayor to issue a State of Emergency Proclamation

Passage of Resolution #17-2020 authorizing the Mayor to issue a State of Emergency Proclamation.

VIII. PUBLIC PERIOD

Mayor McDonald opened the public period. Mrs. Stacy Larson, Executive Director, Maitland Public Library provided an update on the events happening at the library. There being no one else who wished to be heard, Mayor McDonald closed the public period.

IX. DECISIONS

1. Bainbridge Perpetual Drainage and Access Easement Agreement

Mrs. Kim Tracy, Public Works Director, stated that in conjunction with the 2017 approval of the Bainbridge Planned Development (PD) and subsequent site plan approval, the Bainbridge development constructed a stormwater outfall into the Fennell Park pond. As the property owner of Fennell Park, the City would typically provide BVT- Bainbridge Fennell Street, LLP with a perpetual drainage and access easement for the installation and maintenance of the stormwater drainage pipe. Mrs. Tracy answered questions posed by Council.

Mayor McDonald requested public comments. There being no one who wished to be heard, Mayor McDonald closed the public comment period.

A motion was made to authorize the City Manager to execute a perpetual drainage and access easement agreement between the City of Maitland and BVT-Bainbridge Fennel Street, LLC. with the changes that were made by Vice Mayor Wilde.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Vance Guthrie, Councilman
SECONDER:	Michael C. Wilde, Councilman
AYES:	Guthrie, Wilde, Harrison, McDonald, Thomas

2. Bainbridge Stormwater Conveyance System Maintenance Agreement

Mrs. Kim Tracy, Public Works Director, stated that in conjunction with the Bainbridge Planned Development (PD), the City and developer entered into a Developer's Agreement to relocate the existing stormwater pond along Fennell Street to create a new entrance road to the multi-family development. This relocation included a new stormwater pond and outfall in accordance with the St. John's Water Management District Permit. The maintenance agreement outlines the responsibilities of the property owner. The agreement runs with the land in perpetuity and binds future successors to said agreement. Mrs. Tracy answered questions posed by Council.

Mayor McDonald requested public comment. There being no one who wished to be heard, Mayor McDonald closed the public comment period.

After discussion, a motion was made to approve and authorize the City Manager to execute an agreement for the maintenance and/or repair of the Bainbridge stormwater conveyance system.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Vance Guthrie, Councilman
SECONDER:	Lindsay Hall Harrison, Councilwoman
AYES:	Guthrie, Wilde, Harrison, McDonald, Thomas

3. Ordinance - Extending Solid Waste/Recycling Franchise Agreement

The City Clerk read, by title, an ordinance of the City of Maitland, Florida granting an exclusive franchise to Waste Pro of Florida, Inc. for the collection of residential solid waste, yard waste, and recyclables; multifamily solid waste and recyclables; and commercial solid waste in the City of Maitland; incorporating general and technical specifications for solid waste, yard waste and recycling collections; providing for acceptance by franchisee; and providing for conflicts, severability and an effective date.

The City Manager stated that on July 2013, the City entered into an exclusive franchise with Waste Pro of Florida, Inc., for solid waste and recyclable materials collection. The initial term of the contract will expire in October, and there is one (1) three (3) year extension period, subject to amendments to the original contract. The amendments include the following; Sections 1. C Renewal Option - Add one (1) additional three (3) year term to provide additional flexibility for renewing or bidding out the services at the end of the extension period; Section 2. B Definitions - add organic recyclables to the list of definitions; Section 3. A Exclusive and Nonexclusive Services - Add organic recyclables to the list of non-exclusive services; Section 4. A and 5. A - Remove reference to RFID technology which is no longer required by the City; Section 8. D (4) - Remove reference to RFID technology; Section 8. F (2) - Delete paragraph related to RFID maintenance; Section 8.0 (4) - Delete paragraph related to RFID equipment; Section 8.Q (1) - Delete paragraph related to RFID reports no longer required; Section 11. D (1) (d) - Currently, the AMV of program recycling revenue does not cover the cost of the processing fees charged at the local municipal recycling facility; Exhibit 4 - Remove reference to RFID requirement; and, 11. Exhibit 5 - Remove RFID specifications. The City Manager answered questions posed by Council.

Mr. Platt Loftis, Municipal Marketing Representative, Waste Pro Of Florida, Inc., addressed questions posed by Council. Mayor McDonald requested public comments. There being no one who wished to be heard, Mayor McDonald closed the public comment period.

After discussion, a motion was made to introduce an ordinance to renew the franchise with Waste Pro of Florida, Inc.; and, set the Public Hearing date for October 12, 2020.

RESULT:	**INTRODUCED [UNANIMOUS]**	**Next: 10/12/2020 6:30 PM**
MOVER:	Michael C. Wilde, Councilman	
SECONDER:	Mike Thomas, Councilman	
AYES:	Guthrie, Wilde, Harrison, McDonald, Thomas	

X. DISCUSSION

There were no Discussion items.

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

City Attorney Shepard wanted to remind the Council members that the Governor's order regarding virtual meetings expires on October 1, 2020.

XII. ADJOURNMENT

There being no further business to come before Council, the meeting adjourned at 7:22 PM.

CITY OF MAITLAND

Signature

MAYOR

Title

ATTEST:

Signature

City Clerk

Title