



City Council Minutes
April 26, 2021
Council Chambers
6:30 PM



I. CALL TO ORDER

Present: 4 - Vice-Mayor Michael Wilde, Councilmember Michael Thomas, Councilmember Vance Guthrie, Councilmember Lindsay Hall Harrison
Late: 1 - Mayor Lowndes

Vice Mayor Wilde called the meeting to order at 6:32 PM. Also present were City Manager Anselmo, City Attorney Shepard, and City Clerk Waldrop. Mayor Lowndes arrived at 7:09 PM.

II. INVOCATION - JOCELYN WILLIAMSON, CENTRAL FLORIDA FREETHOUGHT COMMUNITY

Ms. Jocelyn Williamson, Central Florida Freethought Community, provided the Invocation.

III. PLEDGE OF ALLEGIANCE

Vice Mayor Wilde led the Pledge of Allegiance.

IV. PUBLIC HEARING - NONE

There were no Public Hearings scheduled.

V. OLD BUSINESS

There was no Old Business to report.

VI. CONSENT AGENDA

Vice Mayor Wilde requested public comment on Consent Items #2-6. There being no one who wished to be heard, Vice Mayor Wilde closed the public comment period. A motion was made to approve the Consent Agenda as presented.

RESULT:	Approve
MOVER:	Councilmember Lindsay Hall Harrison
SECONDER:	Councilmember Vance Guthrie
AYES:	Michael Wilde, Michael Thomas, Vance Guthrie, Lindsay Hall Harrison
NAYS:	None

1. **APPROVE THE CITY COUNCIL MEETING MINUTES OF APRIL 12, 2021**
Approve the City Council meeting minutes of April 12, 2021.
2. **PAVEMENT STRIPING CONTRACT**
Authorize the City Manager to "piggyback" Seminole County contract IFB-603176-18/BJC with Fausnight Stripe & Line, Inc. for pavement striping services.
3. **FIREHOUSE SUBS PUBLIC SAFETY FOUNDATION GRANT**
Authorize the City Manager to execute any documents associated with the grant.
4. **LIFT STATION 1 AND DOMMERICH HILLS SANITARY SEWER CEI RANKING**
Approve the ranking of firms as recommended by staff, and authorize the City Manager to negotiate a contract for CEI Services for the construction of Lift Station 1 and the Dommerich Hills Sanitary Sewer Installation project.
5. **UTILITY INFRASTRUCTURE AND SITE RESTORATION SERVICES AGREEMENT**
Authorize the City Manager to "piggyback" the City of Altamonte Springs contract AB15033B with Cathcart Construction Company for Utility Infrastructure and Site Restoration.
6. **ROAD RESURFACING CONTRACT WITH ASPHALT PAVING SYSTEMS**
Authorize the City Manager to contract with Asphalt Paving Systems utilizing a piggyback off Lee County Contract No. B170265ANB C-7804 (valid through 9/4/2021) for the Pavement Improvement Program.

VII. PUBLIC PERIOD

Vice Mayor Wilde opened the Public Period.

Mrs. Stacy Larson, Executive Director, Maitland Public Library, provided an update on the events happening at the Library.

Mr. Ryan ^{KALB}~~Call~~, Goldwater Court, addressed the speed limit concerns in the Dommerich neighborhood and requested Council bring back this topic at a future date for discussion.

There being no one else who wished to be heard, Vice Mayor Wilde closed the Public Period.

VIII. DECISIONS - NONE

There were no Decision items.

IX. DISCUSSIONS

Vice Mayor Wilde requested that Discussion #2 be moved to Discussion #1 to allow for the Mayor to arrive. Upon Council consensus, Discussion Item #2 was moved.

2. FIREARM PREEMPTION LAWSUIT - APPEAL TO FLORIDA SUPREME COURT

The City Manager stated that in 2011, the Florida Legislature passed, and Governor Scott signed into law, Chapter 2011-109, Laws of Florida, amending Section 790.33, Florida Statutes. This statute outlines the regulation of firearms and ammunition and preempted all regulation to the State. All local ordinances, rules, or regulations were declared null and void. In addition, the statute outlines penalties which: allows a fine of up to \$5,000 against an elected or appointed official for a knowing and willful violation regardless of whether when enacting the ordinance, regulation, or rule the local government was acting in good faith or upon the advice of counsel; prohibits the use of public funds for defense or a knowing and willful violation; allows the Governor to remove from office, without due process of law, any person acting in an official capacity for a local authority, including an elected official, who passes an ordinance or causes to be enforced a local ordinance, administrative rule or regulation impinging on the exclusive authority of Florida legislature to regulate firearms and ammunition in all respects; and awards attorneys' fees to a prevailing plaintiff.

The City Attorney stated that the engagement letter with the Firm includes any appeals, so at this time the City of Maitland would be included as a plaintiff in the petition to the Florida Supreme Court. The firm is not requesting any additional fees beyond the initial \$10,000 flat fee approved by the City Council at this time. The City Attorney provided an update to the lawsuit and additional information on the penalties and fines.

City Manager Anselmo stated that she is looking for direction from Council.

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

After discussion and upon consensus, the City will remain in the Firearm Preemption lawsuit.

1. PET RESTRICTIONS IN INDEPENDENCE SQUARE

Mr. Jay Conn, Parks & Recreation Director, stated that the completion of the construction of Independence Square has highlighted the need to keep a portion of the park as sanitary as possible so that future event patrons are able to fully utilize grass seating areas during movies, concerts, etc. In order to accommodate the many pet owners in the downtown area, a portion of the park has been designated as a "test" area that is "pet friendly" where owners are able to freely walk their pets. Signage has been posted which confines pet owners to only use the grass areas in front of City Hall and immediately adjacent to Independence Lane and restricts them from using larger seating areas of the park including the "event lawn." The majority of pet owners are

complying with this test policy and a dog waste station has been installed in the "pet-friendly" portion of the park to further reiterate the new policy changes. At this point in time, the temporary policy has been successful overall. If the Council chooses to permanently enact the temporary policy or make modifications, changes to an ordinance can be drafted and presented at a future meeting. If the Council would prefer that the prohibition of pets remain, the sign will be relocated and the message will be communicated to the nearby users. Mr. Conn answered questions posed by Council.

Various suggestions were discussed by Council and staff members on how to enforce the guidelines such as, educate people through social media, notices, notify the management company at Maitland City Centre, remove the pet bag stations and, have a park employee monitor the park for violators, to name a few.

Mayor Lowndes requested public comment. Mrs. Doris Houck, 802 N. Thistle Lane, stated that it will be difficult to enforce not allowing dogs in the park. There being no one else who wished to be heard, Mayor Lowndes closed the public period.

After discussion, Council asked staff to come back with a plan to implement prior to the next Council meeting.

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

The City Manager provided the following report: the Mohican sidewalk project is expected to wrap up in the next week or so; the Arapaho sewer pipeline work was completed today and the asphalt will be completed tomorrow; South Swoope will be done by the end of this week, the two water connections were completed and the curbs and sidewalks will start Wednesday; the Dommerich Hills lift station #1 bids were received and are under review; the boardwalk will be closed on Tuesday due to flow testing, residents will be notified; the Sustainability Coordinator Position will be posted; Strategic Planning meeting on Thursday at 8 AM; Providence Living (ALF) final inspection will be in three weeks; Grove at Trelago (ALF) is expected to open this summer; all 50 trees were given away on Arbor Day; the Police Department collected 50 pounds of old prescription drugs; and, the Movie in the Park "Harry Potter and the Sorcerer's Stone" was rescheduled and it will be held Saturday, May 1st at 8:30 PM at Independence Square.

Councilmember Guthrie wanted to thank City Staff who upon request fixed a clogged storm drain during a rainstorm, and, he thanked Mr. Dan Matthys, Community Development Director, for providing a plant palate at a Planning & Zoning Commission meeting last week.

Councilmember Thomas stated that Lake Maitland has a very healthy ecology today and is reducing fish and the lake is very clear.

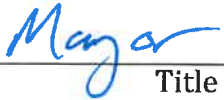
XI. ADJOURNMENT

There being no further business to come before Council, the meeting adjourned at 7:32 PM.

CITY OF MAITLAND

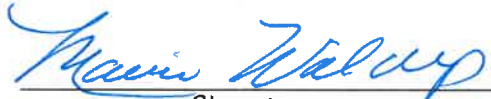


Signature



Mayor
Title

ATTEST:



Signature



City Clerk
Title