



**City Council Minutes
October 25, 2021
Council Chambers
6:30 PM**



I. CALL TO ORDER

Present: 5 - Councilmember Vance Guthrie, Councilmember Lindsay Hall Harrison, Councilmember Michael Thomas, Mayor John Lowndes, Vice-Mayor Michael Wilde

Absent: 0 -

Mayor Lowndes called the meeting to order at 6:30 pm. Also present were City Manager Anselmo, City Attorney Shepard and City Clerk Waldrop.

II. INVOCATION - CENTRAL FLORIDA FREETHOUGHT COMMUNITY

Ms. Mary Chrisman, Central Florida Freethought Community, provided the Invocation.

III. PLEDGE OF ALLEGIANCE

Mayor Lowndes led the Pledge of Allegiance.

IV. PRESENTATION

1. PROCLAMATION - ORANGE COUNTY WEEK OF THE FAMILY

Councilmember Thomas presented a proclamation to Ms. Penny Keoppel, proclaiming the week of **November 6th - November 13, 2021** as the "**Week of the Family**" and encouraged all citizens to recommit to enhancing and extending all of the connections that strengthen and enrich this most valuable institution. Ms. Keoppel thanked the Council for the proclamation and asked everyone to get involved in Week of the Family and offered a list of activities available in Orange County.

V. PUBLIC HEARING

1. ORDINANCE - NEW THURSTON HOUSE LEASE

The City Clerk read, by title, an Ordinance of the City of Maitland, Florida, authorizing the City Manager or designee to lease certain properties owned by the City of Maitland; providing for conflicts; and, providing for an effective date.

The Assistant City Manager stated that as discussed at the City Council meeting of September 13 and September 27, 2021, the Council was open to the idea of continuing the use of the Thurston House as a Bed and Breakfast. The City Council discussed approaching this in a two-step process to allow the current tenants to continue marketing the business while not creating a

hardship to them while they phase out of the operation of the Bed and Breakfast. On September 27, 2021 the amended lease was approved by City Council. The second step in the process is to adopt a format for the new lease for a future tenant and allow the City Manager to execute the lease. Since there is currently no tenant to sign a new lease, the Council directed the City Attorney to draft a new lease that could be executed if the Ballards found a new tenant to purchase the business. The amended ordinance authorizes the City Manager to execute a lease with a new tenant, eliminating the need to come before the City Council. Although not included in the ordinance, the City Manager shall conduct appropriate background checks to verify the suitability of potential tenants and reserves the right to disqualify any tenant based upon those background checks. At the September 27, 2021 meeting, City Council introduced the ordinance and set the Public Hearing date for October 11, 2021. On October 11, 2021, the City Council continued the public hearing to October 25, 2021. A discussion ensued.

Mayor Lowndes opened the Public Hearing. Mr. Dale McDonald, 108 Tangelo Court, stated that he believes the property could be put to better use for the taxpayers of the City of Maitland. There being no one else who wished to be heard, Mayor Lowndes closed the Public Hearing.

A motion was made to adopt Ordinance #1390 authorizing the City Manager to lease the Thurston House property and approve the format for a new lease.

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

VI. OLD BUSINESS

There was no Old Business to report.

VII. CONSENT AGENDA

Councilmember Hall Harrison asked for Consent Item #2 Purchase - Recreation Instructor Services to be removed for discussion.

Mayor Lowndes requested public comments on Consent Items 3-7. There being no one who wished to be heard, Mayor Lowndes closed the public comment period.

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

exception of Consent Item #2 Purchase - Recreation Instructor Services.

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

1. **APPROVE THE CITY COUNCIL MEETING MINUTES OF OCTOBER 11, 2021**
Approve the City Council meeting minutes of October 11, 2021.
3. **PURCHASE OF HYPOCHLORITE**
Authorize the City Manager to execute a piggyback contract with Odyssey Manufacturing Co. off of the Bay County Utilities Contract 20-55 for sodium hypochlorite through the current expiration date and any future extensions (September 2024).
4. **PURCHASE OF VACTOR TRUCK**
Approve the purchase of FY 22 vacuum truck through Environmental Products Group utilizing Sourcewell contract #122017-FSC-2 awarded to Vactor.
5. **PURCHASE OF POLICE VEHICLES**
Authorize the purchase of four (4) police package vehicles for \$190,360 from Alan Jay Fleet Sales, Sebring.
6. **PURCHASE SANITARY SEWER MASTER PLAN PLANNING SERVICES**
Authorize the City Manager to execute the amendment to the agreement with Burgess & Niple, Inc. for professional engineering services to update the 2020 Sanitary Sewer Master Plan in the amount of \$91,850.
7. **PURCHASE STORMWATER ENGINEERING DESIGN SERVICES**
Authorize the City Manager to execute the agreement with CPH, Inc. for professional engineering services to design a stormwater drainage solution for Thistle Lane Drainage Improvements in the amount of \$61,750.

VIII. PUBLIC PERIOD

Mayor Lowndes opened the Public Period. Mrs. Colleen Lilling, 250 Seneca Trail, stated that she will miss Maria Waldrop, the City Clerk, when she retires but supported Kathy Sotero, the Deputy City Clerk, to become the next City Clerk.

The following speakers spoke against the moving of the Farmers Market to Independence Square: Ms. Julie Fisher; Mr. Ricky Lyle; Ms. Julia Skalla; Mr. Dale McDonald, 108 Tangelo Ct.; Mr. Doug Kinson, 1151 Covewood Trail; Ms. Kathy Paiva; Mr. Todd Ponekert; Ms. Debbie Elliot; Ms. Kelly Hastings; and, Mr. Emerson Hastings.

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

IX. DECISIONS

1. ORDINANCE - RIGHT OF WAY ABANDONMENT

The City Clerk read, 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; providing for conflicts, recording and an effective date.

Mrs. Kimberly Tracy, Public Works Director, stated that an application has been filed by Jon B. and Angela Medelsohn, property owners of 815 Lake Catherine Drive, requesting that the City vacate and abandon a portion of the City right of way on Lake Catherine Drive. The applicants have requested approximately 21 square feet to be vacated in order to rebuild an existing dock. In accordance with Article VIII, Right of Way/ Utility Easement Abandonment, all requirements for the right of way abandonment application have been met by the applicant and all applicable utilities have provided letters of no conflict. At their meeting on October 14, 2021, the Development Review Committee recommended approval of the request to vacate and abandon the portion of Lake Catherine Drive right of way. Mrs. Tracy answered questions posed by the Council.

Mayor Lowndes requested public comment. Mr. Jon B. Mendelsohn, 815 Lake Catherine Drive, stated he was the property owner and that the existing dock was unsafe and that he would like to make the property safe for his family. There being no one else who wished to be heard, Mayor Lowndes closed the public comment period.

After discussion, a motion was made to introduce an ordinance to vacate and abandon a portion of Lake Catherine Drive; and, set the Public Hearing date for November 8, 2021.

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

2. PURCHASE BUILDING CODE SERVICES

Mayor Lowndes requested the item be removed from the table. A motion was made to remove the item Purchase Building Code Services from the table.

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

The City Manager stated that his item was tabled at the October 11, 2021 City Council meeting over some concerns about the language in the piggyback contract. The City Attorney has addressed the concerns and made the necessary changes to the contract and the contractor has accepted the revised contract. The City Manager stated that the Mayor has reviewed the concerns and that they appear to have been addressed in the revised contract.

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

A motion was made to authorize the City Manager to execute a piggyback contract with M. T. Causley, LLC - a Safebulit Company for building code plans review and inspection services consistent with the Town of Astatula and M. T. Causley, LLC - a Safebuilt Company agreement.

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

2. PURCHASE - RECREATION INSTRUCTOR SERVICES

This item was removed from the Consent Agenda for discussion.

The City Manager stated that the City of Maitland purchasing policy requires that commodities or services equal to or exceeding \$50,000 be approved by Council. Tennis contractor Donald McGinnis will likely exceed the City Manager's \$50,000 threshold in FY22 through teaching tennis programs with the Parks and Recreation Department. Therefore, staff is requesting that a purchase order in an amount not to exceed \$70,000 be approved to compensate Mr. McGinnis for his services performed throughout the coming year. Tennis and all instructional programs run by the Parks and Recreation Department are revenue neutral and are correlated with the revenue received by each individual program. The City Manager answered questions posed by Council.

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

A motion was made to approve a purchase order for an amount not to exceed \$70,000 to compensate Donald McGinnis for tennis instruction services in FY22.

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

X. DISCUSSION

1. CHARTER AMENDMENTS

The City Manager stated that on August 30, 2021, the Charter Review Commission (CRC) approved their final report with five recommendations for charter amendments. On September 27, 2021, the City Council accepted the report. On October 11, 2021, City Council reviewed the five charter amendments recommended by the CRC. The Council provided direction that the Gender Neutral Language be included in a future charter amendment, the Elected Officials Salaries amendment was not necessary and further consideration and clarification is needed for the remaining three amendments (Mayoral Sucession Amendment, Clarification of Term Limits and Appointment or Removal of City Officers and Employees). The next step is for the City Council to decide which, if any, of the remaining amendments to place on the next City-wide election for voter consideration and whether there are any additional amendments the Council wishes to consider. The next regularly scheduled election is March of 2022.

After discussion, the City Manager will review the model Charter and bring back to the Council some alternative language for the amendments that are being considered.

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

The City Attorney provided an update on the Peacock Ford Lawsuit and the motion was granted to dismiss the case. He also stated that he would reach out to some of the attorneys to see if anything else was being considered.

The City Manager stated that the Land Development Code has been created in electronic format and that the Council will receive an electronic copy once it is available. If the Council wants a printed copy (632 pages), please let us know. There will be a workshop in December to go over each section. Once it goes to the Council, it will then go through the adoption process; Orange County has started the re-districting of the County. The City Manager stated that she has spoken with Byron Brooks, the County Administrator, and he stated that it is currently in the process. There will be public meetings and the City and residents will have an opportunity to provide input.

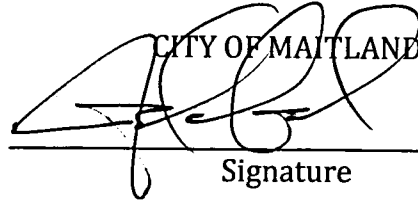
Councilmember Thomas stated that since there is a surplus that is not being used, he would like to see the Hill Recreation Center improved more than what is currently scheduled for. He asked for this to be discussed at a future meeting.

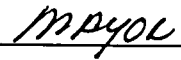
Councilmember Guthrie asked where the City was with Metroplan Orlando. The City Manager stated that there was staff on the technical committee. He asked how the Lake Cleanup went and suggested that maybe it could be advertised so that residents could go out with kayaks or canoes to assist with the Lake Cleanup. Robert Sargent stated that he would look into the liability issue of having canoes or kayaks.

Vice Mayor Wilde asked about the Public Period and if there can be a response when something is controversial and many spectators show up to speak.

XII. ADJOURNMENT

There being no further business to come before the Council, the meeting adjourned at 8:51 pm.


CITY OF MAITLAND
Signature


Title

ATTEST:

Signature

Title