

OCOEE CITY COMMISSION

Ocoee Commission Chambers
150 North Lakeshore Drive
Ocoee, Florida

April 18, 2017

AGENDA

7:15 P.M.

REGULAR CITY COMMISSION MEETING

A. CALL TO ORDER

Invocation

Pledge of Allegiance

Roll Call and Determination of Quorum

B. PRESENTATIONS AND PROCLAMATIONS

C. COMMENTS FROM CITIZENS/PUBLIC

D. STAFF REPORTS AND AGENDA REVIEW

E. COMMISSIONERS ANNOUNCEMENTS

F. CONSENT AGENDA

ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE AND WILL BE ACTED UPON BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS DISCUSSION IS DESIRED BY A MEMBER OF THE COMMISSION, IN WHICH CASE THE MAYOR WILL INSTRUCT THE CITY CLERK TO REMOVE THAT ITEM FROM THE CONSENT AGENDA AND SUCH ITEM WILL BE CONSIDERED SEPARATELY.

1. **Approval of the Minutes for the Public Impasse Resolution Hearing held February 22, 2017, the Special Session Commission Meeting held March 30, 2017, and the Regular City Commission Meeting held April 4, 2017. (City Clerk Sibbitt)**
2. **Approval of Reappointments of Two Current Members on the Human Relations Diversity Board. (City Clerk Sibbitt)**
Upon the adoption of Resolution No. 2013-007, Members of the Human Relations Diversity Board will serve three-year terms. The Resolution provides that the Human Relations Diversity Board membership shall consist of thirteen (13) members. The terms of Members Ira Calloway and Nichole Dawkins will expire in May 2017. Both members have indicated an interest in being considered for reappointment for another term ending May 2020. In 2016 Members Calloway and Dawkins attended seven out of eight meetings.
3. **Approval for Additional Funding for Health Insurance. (Finance Director Briggs)**
In November 2007, the City of Ocoee began a self-insurance plan for health care coverage to its employees and dependents. In April 2008, the City opened its own health care clinic to contain medical costs and provide efficient medical services to the City's employees and their families. On March 30, 2017, the City Commission approved the emergency transfer of funds to our Health Insurance Fund. At that time staff was directed to return April 18, 2017, with the allocation of funding sources for the transfer. Specifically, staff was directed to assure the allocation was to all City operating funds based on recommended insurance practices.

4. **Approval of the Collective Bargaining Agreement as Ratified on March 29, 2017, by the Sergeants and Police Officers Represented as Members of the Police Benevolent Association. (Human Resource Director Williford)**

The PBA Union has proceeded to a ratification vote of the terms of the Collective Bargaining Agreement (by the sergeants and police officers) and a subsequent vote by the City legislative body (City Commission). Since the police officers voted 46 in favor and two (2) against and the sergeants voted four (4) in favor and zero (0) against the ratification vote, the City Commission is required to vote to either approve the Collective Bargaining Agreement as ratified by the members of the PBA.

5. **Approval for Renewal of the West Orange Narcotics Task Force Agreement. (Police Chief Brown)**

The City of Ocoee Police Department participates in a West Orange Narcotics Task Force Agreement with the City of Winter Garden and the Orange County Sheriff's Office. This agreement will expire on April 30, 2017. All of the participating agencies have agreed to add a new partner, the Apopka Police Department, and negotiated an updated Agreement. As these law enforcement agencies are located in close relation to each other, this agreement is a benefit to each participating agency as it creates an opportunity to jointly combat illegal narcotics and related criminal activity, which often cross jurisdictional lines. Many quality of life concerns brought forward by our residents are also addressed by the West Orange Narcotics Task Force personnel.

6. **Approval for Renewal of the Combined Operational Assistance and Voluntary Cooperation Mutual Aid Agreement. (Police Chief Brown)**

The City of Ocoee Police Department participates in the Combined Operational Assistance and Voluntary Cooperation Mutual Aid Agreement with the Orange County Sheriff's Office. This agreement is set to expire on April 30, 2017. It is beneficial to the Ocoee Police Department and the Orange County Sheriff's Office to receive and extend mutual aid in the form of law enforcement services and resources to adequately respond to intensive law enforcement situations including, but not limited to, emergencies as defined under Florida Statute 252.34; and continuing, multi-jurisdictional law enforcement problems, so as to protect the public peace and safety, and preserve the lives and property of the people.

7. **Approval to Award RFQ #1703 Design Services for Lakefront Park Improvements. (Purchasing Agent Tolbert)**

In compliance with the Consultants' Competitive Negotiations Act (CCNA), Florida Statutes Section 287.055 and Chapter 21 of the City's Code of Ordinances, the City solicited statements of qualifications from qualified professional landscape architecture or engineering design firm (Respondent, Firm) to design a number of major improvements to the Ocoee Lakefront Park on the western shore of Starke Lake. The Lakefront Park Improvement project is part of a \$45 million public infrastructure investment by the City as a means of stimulating development in the downtown Ocoee area. The initial design effort will be the crafting of an overall site plan for all City-owned property in the immediate area. Parking for the Lakefront Park will be shared with the adjacent major event venues (City Hall, Lakeshore Center, Withers-Maguire House, and Bill Breeze Field). Parking, landscaping, and various other public space requirements for all these facilities will be addressed by the Lakefront Park Improvements project in the initial site plan deliverable.

The Lakefront Park Improvement project has a budget of \$4,720,000 including design, and is expected to be built in two phases. The selected design firm will be expected to produce 100% plans ready for construction in two phases. Phase 1 will address those improvements that can be constructed while City Hall remains in its current location. Phase 2 will include demolition of the existing City Hall and construction on the northern portion of the Park after City operations have relocated to the new structure at the northeast corner of Bluford Avenue and McKey Street.

The RFQ was advertised on January 29, 2017, and was publicly opened on February 28, 2017. There were four (4) responses submitted. The Finance and Support Services Departments reviewed the qualification statements and all were considered responsive. The four (4) responses were evaluated by the RFQ Evaluation Committee appointed by the Assistant City Manager. The first public RFQ Evaluation Committee meeting was held on March 21, 2017, with the Evaluation Committee evaluating and short-listing the firms on specific evaluation criteria. The second public RFQ

Evaluation Committee meeting was held on April 11, 2017, for the purpose of interviewing the top three (3) ranked firms and finalizing the shortlist for recommendation of award.

Staff recommends that the City Commission award RFQ #1703 Design Services for Lakefront Park Improvements to S&ME, Inc., and authorize Staff to proceed with contract negotiations with the selected firm, and authorize the Mayor, City Clerk, and staff to execute all necessary contract documents with this firm once the required insurance is received

8. Approval of Authorization for Use of County Solid Waste Management System. (Public Works Director Krug)

The City has historically utilized the County solid waste management system to dispose of residential and commercial solid waste. The interlocal agreement between the City and Orange County expired in September, 2011. On October 18, 2011, the City Commission ratified a letter of intent from the County to continue to receive County solid waste management services under the terms of the expired interlocal agreement until a new agreement was reached. The County Commission re-evaluated their rate structure ultimately lowering the tipping fees to the City's benefit from \$37.10 to \$33.60 per ton.

There is currently no incentive for the City to enter into a new contract until such time as the largest city in the County enters into a similar agreement as their larger volume of dedicated waste tonnage would be the catalyst to further lower tipping fees. The City Commission previously authorized use of the County solid waste management system through April 30, 2017. While we await a beneficial interlocal agreement, Public Works seeks City Commission authorization to continue to use the County solid waste management system to dispose of residential and commercial solid waste until a new agreement is reached or April 30, 2018.

G. PUBLIC HEARINGS - None

H. FIRST READING OF ORDINANCE

9. First Reading of Ordinance Amending Chapter 124-6 of the City Code of Ordinances; Revising Park Hours; Allowing City Manager or Designee to Expand or Contract Park Hours for Good Cause Shown. (Second Reading and Public Hearing Date scheduled for May 2, 2017, Regular City Commission Meeting at 7:15 p.m. or soon thereafter) (Parks and Recreation Director Hayes)

The City Commission has requested staff bring back revisions to the City Code of Ordinance, Chapter 124, amending the hours in which parks are open for use by the public. Based upon the discussion which occurred at the City Commission meeting on December 6, 2016, staff has completed the revisions to the City Code of Ordinances Chapter 124, Section 6-A, pertaining to the hours of use for parks and outdoor recreation facilities for consideration. These changes include:

- Amending the closing hours from 11:00 p.m. to 10:00 p.m. for Bill Breeze Park, Central Park, Jim Beech Complex, Municipal Lakefront Park, Sorenson Fields, Tiger Minor Park, Vignetti Park.
- Amending the closing hours from 9:00 p.m. to Sunset for Forest Oaks Park, Freedom Park, Jamela Street Park, Palm Park, Palm Drive Park, Parkside/Coventry Park, Prairie Lake Park, Russell Drive Park, and Silver Glen Park.
- Provide for the City Manager to permit a reasonable expansion or contraction of city park hours for specific events if good cause is shown.

Staff recommends the Mayor and City Commissioners amend the City Code of Ordinances Chapter 124-6 pertaining to the hours of use for parks and outdoor recreation facilities.

I. SECOND READING OF ORDINANCE – PUBLIC HEARING

10. Second Reading of Ordinance Regulating Human Signs. (Advertised in the West Orange Times on Thursday, March 30, 2017. Public Hearing to be continued to the May 2, 2017, City Commission Meeting) (City Planner Rumer)

The first reading of this ordinance was read at the March 21, 2017, City Commission Meeting and no comments were made. A human sign is a sign that is continuously held by, spun, or attached to a person that displays a commercial message advertising or otherwise drawing attention to a business,

commodity, service, or product. In recent months, the City of Ocoee City Commission and the City of Ocoee Community Redevelopment Agency have observed an increase in the number of human signs in the city. Staff was directed to evaluate methods by which such behavior could be regulated more effectively. Upon review of numerous city codes across the state, City staff proposes an ordinance to regulate human signs in much the same manner as fixed signage is regulated. Under the proposed ordinance the Land Development Code and Chapter 153 of the City of Ocoee Code of Ordinances are both amended. The proposed ordinance will allow for one human sign per business. Additionally, a human sign must remain on the same parcel or within the common areas of a commercial subdivision within which the business, commodity, service, or product being advertised is located; the total sign area for any single human sign may not exceed 96 square inches (2 feet x 4 feet); and a human sign shall not occupy any portion of the public right-of-way or other public property.

J. REGULAR AGENDA

11. Discussion Regarding the State Lobbying Services Contract with Gray Robinson, P.A. (City Manager Frank)

The City has used Gray Robinson, P.A. as its state lobbyist since October 2007. The initial contract between the City of Ocoee and Gray Robinson terminated in October 2010. Since then, Gray Robinson, P.A. has represented the City on a month-to-month basis. During the Ocoee City Commission's budget workshops in 2016, there was considerable discussion regarding the need for a state lobbyist and whether the City should continue funding the month to month contract. The City Commission then allocated \$42,000 for state lobbyist services in the current fiscal year (16/17). This \$42,000 for Gray Robinson's state lobbying contract has now been exhausted. If the City chooses to continue on a month-to-month basis to the end of the fiscal year with Gray Robinson, P.A., a budget transfer is necessary in the amount of \$23,542.20. A 30-day notice is required to terminate the contract; therefore, the April invoice of \$5,000, the May invoice of \$3,000, plus outstanding travel expenses in the amount of \$3,542.20 totaling \$11,542.20 is the minimum required to bring the contract up to date.

K. STAFF ACTION ITEMS

L. COMMENTS FROM COMMISSIONERS

ADJOURNMENT

PLEASE NOTE: IN ACCORDANCE WITH FLORIDA STATUTES 286.0105: ANY PERSON WHO DESIRES TO APPEAL ANY DECISION AT THIS MEETING 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 THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS BASED.

ALSO, IN ACCORDANCE WITH FLORIDA STATUTE 286.26: PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE OFFICE OF THE CITY CLERK, 150 N. LAKESHORE DRIVE, OCOEE, FL 34761, (407) 905-3105 48 HOURS IN ADVANCE OF THE MEETING.