



**COMMISSION AGENDA
SESSION OF THE CITY COMMISSION TO BE HELD AT THE
CITY OF KISSIMMEE
CITY HALL, COMMISSION CHAMBERS
101 N. CHURCH STREET KISSIMMEE, FL, 34741-5054
TUESDAY, JUNE 2, 2009
6:00 PM**

1. MEETING CALLED TO ORDER

"As a courtesy to others, please silence all electronic devices during the meeting."

"Citizens desiring to speak under Hear Audience shall submit a request form to the City Clerk prior to the meeting. Forms are available at the door or from the City Clerk."

2. INVOCATION AND PLEDGE OF ALLEGIANCE

A. INVOCATION

B. PLEDGE

3. PROCLAMATIONS AND SPECIAL PRESENTATIONS

A. EMPLOYEE OF THE MONTH FOR JUNE - LINDA HANSELL

4. PUBLIC HEARINGS - FIRST AND SECOND READINGS

**A. PUBLIC HEARING - SECOND AND FINAL READING - PROPOSED
ORDINANCE NO. 09-15 LOCAL VENDOR PREFERENCE**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY
OF KISSIMMEE; FLORIDA, TITLE II ADMINISTRATION; CHAPTER 2-7
FINANCE; ADDING SECTION 2-7-50; PROVIDING FOR LOCAL VENDOR
PREFERENCES FOR CERTAIN PROCUREMENT OF PRODUCTS;
REPEALING ALL ORDINANCES IN CONFLICT HERewith AND
PROVIDING FOR AN EFFECTIVE DATE**

**This is a request to approve the second and final reading of a proposed
ordinance establishing a local vendor preference program for the City.**

**B. PUBLIC HEARING – SECOND AND FINAL READING - COMPREHENSIVE
PLAN EVALUATION AND APPRAISAL REPORT – PROPOSED
ORDINANCE 09-02.**

AN ORDINANCE ADOPTING THE CITY OF KISSIMMEE COMPREHENSIVE PLAN EVALUATION AND APPRAISAL REPORT IN ACCORDANCE WITH FLORIDA STATUTE 163.3191; DIRECTING THE CITY MANAGER TO TRANSMIT THE REPORT TO THE DEPARTMENT OF COMMUNITY AFFAIRS AFTER THE PASSAGE OF THIS ORDINANCE; PROVIDING FOR A PUBLIC HEARING AS REQUIRED BY LAW; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

Approval to adopt and transmit the Comprehensive Plan Evaluation and Appraisal Report to the Florida Department of Community Affairs as required by Florida Statute 163.3191.

C. PUBLIC HEARING - SECOND & FINAL READING - LAND DEVELOPMENT CODE TEXT AMENDMENT (AMENDING THE TEMPORARY SIGN ORDINANCE) - PROPOSED ORDINANCE #09-10

AN ORDINANCE AMENDING THE CODE OF THE CITY OF KISSIMMEE, FLORIDA TITLE XIV PLANNING AND ZONING CHAPTER 14-2-CITY OF KISSIMMEE LAND DEVELOPMENT CODE, AMENDING SECTION 14-2-158 TEMPORARY SIGNS - BY TEMPORARILY EXPANDING THE TIME ALLOWED FOR BANNERS AND WINDOW SIGNS; SUPPLEMENTING CURRENT ORDINANCES; PROVIDING FOR SUNSET OF THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

Approval of the first reading of an ordinance amending the Land Development Code to extend the time period allowed for temporary balloon, banner and window signage.

D. PUBLIC HEARING - SECOND AND FINAL READING - COMPREHENSIVE PLAN PUBLIC SCHOOLS FACILITIES ELEMENT - PROPOSED ORDINANCE # 07-43.

AN ORDINANCE AMENDING ORDINANCE NO. 1760 KNOWN AS THE ORDINANCE ADOPTING THE COMPREHENSIVE PLAN FOR THE CITY OF KISSIMMEE, FLORIDA, UNDER THE AUTHORITY OF FLORIDA STATUTE 163.3184; AMENDING THE PLAN BY ADDING CHAPTER 10 PUBLIC SCHOOL FACILITIES ELEMENT; DIRECTING THE CITY MANAGER TO AMEND THE COMPREHENSIVE PLAN AS HEREIN PROVIDED AFTER THE PASSAGE OF THIS ORDINANCE; PROVIDING FOR A PUBLIC HEARING AS REQUIRED BY LAW; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

Approval of the second and final reading adopting an amendment to the City of Kissimmee Comprehensive Plan adding Chapter 10 Public Schools Facilities Element.

E. PUBLIC HEARING - SECOND AND FINAL READING - COMPREHENSIVE PLAN AMENDMENT TO CHAPTER 7 INTERGOVERNMENTAL COORDINATION ELEMENT - PROPOSED ORDINANCE # 08-02.

AN ORDINANCE AMENDING ORDINANCE NO. 1760 KNOWN AS THE ORDINANCE ADOPTING THE COMPREHENSIVE DEVELOPMENT PLAN FOR THE CITY OF KISSIMMEE, FLORIDA, UNDER THE AUTHORITY OF FLORIDA STATUTE 163.3184; AMENDING THE INTERGOVERNMENTAL COORDINATION ELEMENT BY REVISING A PORTION OF POLICY 1.3.1 REGARDING THE COORDINATION WITH PUBLIC SCHOOLS; DIRECTING THE CITY MANAGER TO AMEND THE COMPREHENSIVE LAND USE PLAN AS HEREIN PROVIDED AFTER THE PASSAGE OF THIS ORDINANCE; PROVIDING FOR A PUBLIC HEARING AS REQUIRED BY LAW; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

Approval of the second and final reading adopting an amendment to the City of Kissimmee Comprehensive Plan Chapter 7 Intergovernmental Coordination Element regarding coordination with public schools.

F. PUBLIC HEARING - SECOND AND FINAL READING - COMPREHENSIVE PLAN AMENDMENT TO CHAPTER 8 CAPITAL IMPROVEMENTS ELEMENT - PROPOSED ORDINANCE # 08-03.

AN ORDINANCE AMENDING ORDINANCE NO. 1760 KNOWN AS THE ORDINANCE ADOPTING THE COMPREHENSIVE DEVELOPMENT PLAN FOR THE CITY OF KISSIMMEE, FLORIDA, UNDER THE AUTHORITY OF FLORIDA STATUTE 163.3184; REPLACING POLICY 1.3.4 OF THE CAPITAL IMPROVEMENTS ELEMENT REQUIRING FISCAL COORDINATION WITH THE OSCEOLA COUNTY SCHOOL BOARD AND RENUMBERING ALL SUBSEQUENT POLICIES; REPLACING POLICY 1.6.3 REQUIRING THE OSCEOLA COUNTY SCHOOL BOARD PREPARE AND ADOPT AN ANNUAL AND FIVE YEAR CAPITAL WORK PROGRAM AND RENUMBERING ALL SUBSEQUENT POLICIES; DIRECTING THE CITY MANAGER TO AMEND THE COMPREHENSIVE LAND USE PLAN AS HEREIN PROVIDED AFTER THE PASSAGE OF THIS ORDINANCE; PROVIDING FOR A PUBLIC HEARING AS REQUIRED BY LAW; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

Approval of the second and final reading adopting an ordinance amending the City of Kissimmee Comprehensive Plan Chapter 8 Capital Improvements Element regarding school facilities.

5. PUBLIC HEARINGS

None.

6. HEAR AUDIENCE

“Anything requiring a vote will be heard at a later date.”

7. CONSENT AGENDA

The Consent Agenda is a technique designed to expedite handling of routine and miscellaneous business of the City Commission. The City Commission in one motion may adopt the entire Agenda. The motion for adoption is non-debatable and must receive unanimous approval. By request of any individual member, any item may be removed from the Consent Agenda and placed upon the Regular Agenda for debate.

A. CITY COMMISSION MINUTES APPROVAL - FEBRUARY 10, 2009

Request Commission approval of the February 10, 2009 Minutes.

B. CITY COMMISSION MINUTES APPROVAL - FEBRUARY 17, 2009

Request Commission approval of the February 17, 2009 Minutes.

C. CITY COMMISSION WORKSHOP MINUTES APPROVAL - FEBRUARY 24, 2009

Request Commission approval of the February 24, 2009 Workshop Minutes.

D. CITY COMMISSION MINUTES APPROVAL - MARCH 3, 2009

Request Commission approval of the March 3, 2009 Minutes.

E. INTERLOCAL AGREEMENT BETWEEN THE CITY AND THE SCHOOL BOARD FOR THE CHAMBERS PARK COMMUNITY CENTER PRE-K PROGRAM

Approval of an interlocal agreement for the joint use of Chambers Park Community Center with the School Board of Osceola County.

F. DISPOSAL OF CITY ASSETS

The request is for Commission approval to dispose of the asset items detailed in the attached report.

G. OAK STREET MITIGATION CREDIT PURCHASE AGREEMENT

The City Commission is requested to authorize the Public Works Director, or his designee, to sign the Mitigation Credit Purchase Agreement regarding the proposed construction of the Oak Street widening project. This agreement will be funded by Gas Tax in the amount of \$38,750.

H. RESOLUTION ADOPTING THE CITY OF KISSIMMEE HOUSING INCENTIVE STRATEGIES AND AMENDING THE LOCAL HOUSING ASSISTANCE PLAN

Approval to adopt a Resolution amending the City's Local Housing Assistance Plan (LHAP) to include the Housing Incentive Strategies recommended by the Housing Incentive Strategy Advisory Committee and modify the Down Payment Assistance Program, a strategy from the State Housing Initiative Program (SHIP).

I. BANDEALY MEDICAL CENTER FINAL PLAT

Request City Commission approval of the Banded Medical Center final plat.

J. REQUEST TO ADVERTISE AN ORDINANCE ESTABLISHING DEVELOPMENT STANDARDS FOR PUBLIC AND PRIVATE UTILITIES

Request approval to advertise an ordinance amending the Land Development Code to establish new utility standards for public and private developments.

K. HURRICANE HOUSING RECOVERY PROGRAM CONTRACT FOR HOUSING REPLACEMENT

Approval of a contract with Showcase Homes to demolish and replace an unsafe home per the guidelines of the Hurricane Housing Recovery Program.

L. APPROVAL TO PURCHASE E-MAIL AND WEB SECURITY SYSTEM

This request is to approve the purchase of Cisco's IronPort e-mail and web security system from Coleman Technologies utilizing the GSA Schedule 70 contract #GS-35F031. The total cost is \$57,851.95 and is budgeted in the Sales Tax Fund.

M. AUTHORIZATION TO TRANSFER AND EXPEND FUNDS FROM THE STATE LAW ENFORCEMENT TRUST FUND FOR CRIMINAL INVESTIGATIONS

The Police Department is requesting authorization to transfer and expend funds from the State Law Enforcement Trust Fund for criminal investigations. The Department requests \$20,000 be allocated to purchase controlled substances and purchase other items or services needed to further criminal investigations.

8. DISCUSSION ITEMS

A. DISCUSSION ON TRANSPORTATION IMPACT FEES

Commissioner Genskie has requested to discuss Transportation Impact Fees being charged when there is a change of use on an existing building.

B. REQUEST APPROVAL OF A RESOLUTION ESTABLISHING THE FIRE SPECIAL ASSESSMENT RATE.

Request approval of a resolution establishing the fire special assessment rate.

C. ANNUAL ADVISORY BOARD APPOINTMENTS

Request the Commission make appointments to fill vacancies on all Advisory Boards whose member terms expire May 31, 2009.

9. HEAR CITY OFFICIALS AND COMMISSIONERS

A. CITY MANAGER

B. CITY ATTORNEY

C. CITY COMMISSION

IN ACCORDANCE WITH FLORIDA STATUTES 286.105: ANY PERSON WISHING TO APPEAL ANY DECISION MADE BY THE CITY COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDING, AND FOR SUCH PURPOSES MAY NEED TO ENSURE THAT VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS MADE.

IN ACCORDANCE WITH FLORIDA STATUTE 286.26, PERSONS NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE OFFICE OF THE CITY CLERK, 101 N. CHURCH STREET, KISSIMMEE, FL 34741, (407) 518-2309.