



**COMMISSION AND CRA COMMISSION AGENDA
SESSION OF THE CITY COMMISSION TO BE HELD AT THE
CITY OF KISSIMMEE
CITY HALL, COMMISSION CHAMBERS
101 CHURCH STREET, KISSIMMEE, FLORIDA 34741-5054
TUESDAY, NOVEMBER 5, 2019
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 for the City Clerk prior to the meeting. Forms are available at the door or from the City Clerk.”

2. MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

3. PROCLAMATIONS AND SPECIAL PRESENTATIONS

3.A. PROMOTION CEREMONY FOR POLICE CAPTAIN, LIEUTENANT, SERGEANT AND CORPORALS

Swearing in and administering of oath for newly promoted Police Captain Christopher Succì, Lieutenant Jesus Garcia, Sergeant Shannon Taylor, Corporal Corey Anthony and Corporal Eddie Cruz.

3.B. RECOGNITION OF KISSIMMEE POLICE DEPARTMENT EMPLOYEES FOR THEIR LIFE SAVING ACTIONS

The Police Department would like to recognize several officers from the Department for their efforts to save the life of a small child who was choking.

3.C. EMPLOYEE OF THE MONTH FOR NOVEMBER

Request the City Commission join the City Manager in recognizing **John DeMichael**, Public Works and Engineering Department, as November's Employee of the Month.

4. PUBLIC HEARINGS - FIRST AND SECOND READINGS

4.A. PUBLIC HEARING - FIRST READING - TRANSMITTAL HEARING FOR COMPREHENSIVE TEXT AMENDMENT: MU-D & MU-FR COMP PLAN AMENDMENTS, DRC#19-113 - PROPOSED ORDINANCE 19-19

AN ORDINANCE SUPERSEDING ORDINANCE NO. 2771 KNOWN AS THE ORDINANCE ADOPTING THE COMPREHENSIVE DEVELOPMENT PLAN FOR THE CITY OF KISSIMMEE, FLORIDA, UNDER THE AUTHORITY OF FLORIDA STATUTE 163.3184; AMENDING POLICY 1.2.9.1 MIXED-USE – DOWNTOWN (MU-D) TO UPDATE GENERAL LANGUAGE, INCREASE THE DENSITY AND INTENSITY OF THE MU-D COMMERCIAL MAIN STREET AREA AND THE MEDICAL CAMPUS AREA, AND ESTABLISH THE MU-D GOVERNMENT AREA; UPDATE THE TABLE IN POLICY 1.2.9.4; AND UPDATE THE DEVELOPMENT PROGRAM IN POLICY 1.2.10.4 FLORA RIDGE (MU-FR). DIRECTING THE CITY MANAGER TO REPLACE 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

Requesting approval to transmit amendments to the Future Land Use Element of the Comprehensive Plan, specifically to the development program for the MU-FR (Mixed Use Flora Ridge) future land use designation (Policy 1.2.10.4), and to the MU-D (Mixed Use - Downtown) future land use designation (Policy 1.2.9.2) and associated table in Policy 1.2.9.4 to the Department of Economic Opportunity (DEO).

5. PUBLIC HEARINGS

*****CITY COMMISSION MEETING IS RECESSED AS THE CITY COMMISSION AND WILL RECONVENE AS THE CRA BOARD *****

5.A. PUBLIC HEARING - AMENDMENT TO THE STRATEGIC INVESTMENT AREAS MAP IN THE DOWNTOWN KISSIMMEE COMMUNITY REDEVELOPMENT PLAN

Requesting CRA Board approval to amend the Strategic Investment Areas Map (Map 4.1) located in the Downtown Kissimmee Community Redevelopment Area Plan Update.

*****CITY COMMISSION IS ADJOURNED AS THE CRA BOARD AND WILL RECONVENE AS THE CITY COMMISSION *****

5.B. PUBLIC HEARING - AMENDMENT TO THE STRATEGIC INVESTMENT AREAS MAP IN THE DOWNTOWN KISSIMMEE COMMUNITY REDEVELOPMENT PLAN

Requesting Commission adoption of a Resolution approving an amendment to the Strategic Investment Areas Map (Map 4.1) located in the 2012 Downtown Kissimmee Community Redevelopment Area Plan Update.

6. HEAR AUDIENCE

"ANYTHING REQUIRING A VOTE WILL BE HEARD AT A LATER TIME"

7. CONSENT AGENDA

THE CONSENT AGENDA IS A TECHNIQUE DESIGNED TO EXPEDITE HANDLING OF ROUTINE 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.

7.A. COMMISSION MINUTES APPROVAL

Request Commission approval of the October 1, 2019 and October 15, 2019 Commission Minutes.

7.B. REQUEST TO PURCHASE PORTABLE RADIOS FROM MOTOROLA SOLUTIONS INC. FOR POLICE DEPARTMENT

Request approval to purchase portable radios from Motorola Solutions Inc. at a total cost of \$51,050.52 for the Police Department.

7.C. ACCEPTANCE OF DONATION FROM WALMART FOUNDATION FOR SHOP WITH A COP

Acceptance of donations in the amount of \$3,000 from the Walmart Foundation for the purchase of Christmas gifts for the "Shop with a Cop" Program and to amend the budget accordingly.

7.D. EXECUTION OF THE OSCEOLA HOME CONSORTIUM DISBURSEMENT AGREEMENT BETWEEN OSCEOLA COUNTY AND CITY OF KISSIMMEE FOR FY 2019-2020

Approval of the Osceola HOME Consortium Disbursement Agreement between Osceola County and the City of Kissimmee for FY 2019-2020.

7.E. 2018 VINE STREET OVERLAY AND MULTIMODAL TRANSPORTATION DISTRICT (MMTD) ANNUAL PERFORMANCE MONITORING REPORT

Adoption of a resolution for the approval of the 2018 Vine Overlay and Multimodal Transportation District (MMTD) annual performance monitoring report.

7.F. DONATION OF PORTABLE CONEX STORAGE CONTAINER TO THE CRIMINAL JUSTICE ACADEMY OF OSCEOLA TECHNICAL COLLEGE

Approval to donate a portable Conex storage container to the Criminal Justice Academy of Osceola Technical College.

7.G. REQUEST TO APPROVE RENEWAL OF LOBBYING CONTRACT WITH PEEBLES, SMITH & MATTHEWS

Approval to renew the contract with Peebles, Smith & Matthews for lobbying services at a cost of \$60,000 plus reasonable travel expenses.

7.H. PURCHASE OF FIRE TRAINING EQUIPMENT

Approval to purchase one (1) digital fire extinguisher system and one (1) digital fire training system from North America Fire Equipment Company Inc. (NAFECO).

7.I. PURCHASE OF PORTABLE AND MOBILE RADIOS FOR FIRE DEPARTMENT

Approval to purchase four (4) APX6000 2.5 portable radios, two (2) APX 8500 Dual Head All Band mobile radios, and six (6) APX8000XE Firefighter Extreme portable radios for the total amount of \$67,049.

7.J. PROJECTS TO BE CARRIED FORWARD TO FY 2019-2020

Approval to increase the FY 2019/2020 budget for carryover funds not to exceed the final adjusted balance in order to continue funding certain projects that were approved in prior years.

7.K. HELPING EMERGENCY RESPONDERS OBTAIN SUPPORT (HEROS) PROGRAM AT THE FLORIDA DEPARTMENT OF HEALTH GRANT AWARD FOR FY 2019

Request Commission approval for the Kissimmee Police Department to accept a materials grant award from the Helping Emergency Responders Obtain Support (HEROS) Program at the Florida Department of Health (DOH).

7.L. AWARD LANDSCAPE SERVICES AGREEMENT FOR KISSIMMEE LAKEFRONT PARK

Approval to award landscape services for Lakefront Park to Groundtek of Central Florida, Inc. in an amount up to \$86,900 and authorize the City Manager to sign the agreement.

7.M. AGREEMENT WITH MOSAIC PARTNERS IV, LLC REGARDING THE REMEDIATION OF THE HANSEL PLANT SITE

Approval of an agreement with Mosaic Partners IV, LLC regarding remediation of the Hansel Plant site and to use reserves from the Downtown Community Redevelopment Agency (CRA) for the cost of the remediation.

7.N. APPROVAL TO SUBMIT TWO 2020 FLORIDA RECREATIONAL DEVELOPMENT ASSISTANCE PROGRAM GRANTS

Approval to submit two 2020 Florida Recreational Development Assistance Program (FRDAP) grants in the amount of \$50,000 each to fund the development of outdoor recreational facilities.

7.O. 2020 CITY COMMISSION MEETING CALENDAR

Request City Commission approval to establish the Commission meeting calendar for 2020.

7.P. LAKEFRONT PARK, FINAL PLAT (DRC#19-00118)

City Commission approval of the final plat known as Lakefront Park.

7.Q. WEST OAK STREET INTERSECTION IMPROVEMENTS AT JOHN YOUNG PARKWAY

Request City Commission approval of the attached resolution authorizing the Mayor to execute and deliver to the Florida Department of Transportation (FDOT) Supplement Agreement No. 1 for the Local Agency Program Agreement dated January 4, 2017 in the amount of \$3,380,150 and to amend the fiscal year 2020 budget to reflect the additional funding.

7.R. REQUEST TO APPROVE FIRST AMENDED PERFORMANCE GUARANTEE AGREEMENT BETWEEN THE CITY OF KISSIMMEE, SALA, INC., AND MARONDA HOMES, INC.

Approval of an amended agreement regarding Fiesta Key Phase II.

8. DISCUSSION ITEMS

None.

9. HEAR CITY OFFICIALS

9.A. CITY MANAGER

9.B. CITY ATTORNEY

9.C. CITY COMMISSION

10. ADJOURNMENT

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 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 CHURCH STREET, KISSIMMEE, FL 34741, (407) 518-2309.

ITEM 3.A.**PROMOTION CEREMONY FOR POLICE CAPTAIN, LIEUTENANT, SERGEANT AND CORPORALS****Request**

Swearing in and administering of oath for newly promoted Police Captain Christopher Succi, Lieutenant Jesus Garcia, Sergeant Shannon Taylor, Corporal Corey Anthony and Corporal Eddie Cruz.

Explanation

Christopher Succi was hired by the City on November 26, 2001 and has worked assignments in the Patrol, Special Operations, Criminal Investigations, and Support Services Divisions.

Jesus Garcia was hired by the City on September 18, 2006 and has worked assignments in the Patrol, Special Operations, Criminal Investigations and Support Services Divisions.

Shannon Taylor was hired by the City on August 30, 2011 and has worked assignments in the Patrol, Special Operations, Criminal Investigations and Support Services Divisions.

Corey Anthony was hired by the City on July 26, 2010 and has worked assignments in the Patrol and Special Operations Divisions.

Eddie Cruz was hired by the City on November 29, 2010 and has worked assignments in the Patrol and Special Operations Divisions.

Attachment(s):

None

ITEM 3.B.

RECOGNITION OF KISSIMMEE POLICE DEPARTMENT EMPLOYEES FOR THEIR LIFE SAVING ACTIONS

Request

The Police Department would like to recognize several officers from the Department for their efforts to save the life of a small child who was choking.

Explanation

On October 19, 2019 several members of the Kissimmee Police Department performed essential life-saving measures on a baby who was choking.

At approximately 5:20 p.m. while responding to an unrelated call for service, Officer Lanzo was flagged down by a distraught mother who was carrying her year and a half old baby. When Officer Lanzo pulled over to assist, he immediately recognized the baby was not breathing and called for assistance. While remaining calm as the mother continued to beg for help, Officer Lanzo began to provide medical aid to the choking baby. Shortly after, Officer Wooten arrived on scene and assisted Officer Lanzo with assessing the baby's condition and providing comfort to the mother so Officer Lanzo could focus on the baby. Officer Wooten's calm and reassuring response helped the mother calm down enough to give the officers room to provide much needed aid. Within seconds of each other, Officer Baez and Officer Gavilanes arrived on scene and jumped in to continue providing critical first aid. All officers remained calm under immense pressure and provided clear updates on the baby's condition so dispatch could relay the information to responding medics. Sergeant Putriment arrived and assessed the baby's condition and took over lifesaving maneuvers until medics arrived and relieved the officers. All told, the officers performed first aid to the baby for over three minutes before the medics arrived, which was critical to the successful outcome.

Officers Lanzo, Wooten, Baez, Gavilanes and Sergeant Putriment should be commended for their ability to respond to this high stress incident with calm and quick actions. Their working together as a cohesive team directly resulted in saving a young life.

Attachment(s):

None

ITEM 3.C.
EMPLOYEE OF THE MONTH FOR NOVEMBER

Request

Request the City Commission join the City Manager in recognizing **John DeMichael**, Public Works and Engineering Department, as November's Employee of the Month.

Explanation

It is an honor for the City to announce that the November Employee of the Month is John DeMichael, Secretary for the Public Works and Engineering Department. In his over 20 years of employment, John has served the City in many capacities: Equipment Operator, Heavy Equipment Operator and Secretary. Currently his broad range of duties include payroll, invoices, budgeting and work order maintenance.

John is the point of contact between residents and the foremen, and he assists in a very professional manner. He is known for his motivation, dedication, loyalty and overall pleasant personality. John has been very active throughout his years of service to the General Employees Organization, Safety Committee, and the various City events he volunteers for. His dependability and willingness to help has always been appreciated.

John has worked on many projects, and has been through several storm response and recoveries. Following the most recent hurricane, John was responsible for supplying records that were vital to the City being reimbursed by FEMA. He is attentive to details and can be counted on to do whatever it takes to complete the job. John contributes much, with a wonderful attitude. It is a pleasure to recognize him.

Attachment(s):

None

ITEM 4.A.

PUBLIC HEARING - FIRST READING - TRANSMITTAL HEARING FOR COMPREHENSIVE TEXT AMENDMENT: MU-D & MU-FR COMP PLAN AMENDMENTS, DRC#19-113 - PROPOSED ORDINANCE 19-19

AN ORDINANCE SUPERSEDING ORDINANCE NO. 2771 KNOWN AS THE ORDINANCE ADOPTING THE COMPREHENSIVE DEVELOPMENT PLAN FOR THE CITY OF KISSIMMEE, FLORIDA, UNDER THE AUTHORITY OF FLORIDA STATUTE 163.3184; AMENDING POLICY 1.2.9.1 MIXED-USE – DOWNTOWN (MU-D) TO UPDATE GENERAL LANGUAGE, INCREASE THE DENSITY AND INTENSITY OF THE MU-D COMMERCIAL MAIN STREET AREA AND THE MEDICAL CAMPUS AREA, AND ESTABLISH THE MU-D GOVERNMENT AREA; UPDATE THE TABLE IN POLICY 1.2.9.4; AND UPDATE THE DEVELOPMENT PROGRAM IN POLICY 1.2.10.4 FLORA RIDGE (MU-FR). DIRECTING THE CITY MANAGER TO REPLACE 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

Request

Requesting approval to transmit amendments to the Future Land Use Element of the Comprehensive Plan, specifically to the development program for the MU-FR (Mixed Use Flora Ridge) future land use designation (Policy 1.2.10.4), and to the MU-D (Mixed Use - Downtown) future land use designation (Policy 1.2.9.2) and associated table in Policy 1.2.9.4 to the Department of Economic Opportunity (DEO).

Explanation

This is a request to make minor text modifications to the MU-D (Mixed Use Downtown) and MU-FR (Mixed Use Flora Ridge) future land use designations, as listed below. The amendments proposed only impact the MU-D land use descriptions and associated table under Policy 1.2.9.4 and the development program for the MU-FR designation; no edits to other objectives or policies within the Future Land Use Element of the Comprehensive Plan are proposed.

- Update language throughout Policy 1.2.9.2 to reflect the Downtown Kissimmee Community Redevelopment Area Plan Update (September 2012) and Strategic Investment Map within the 2012 plan. An old version of the Redevelopment Plan was previously referenced.
- MU-D: Moderate Density Residential – Update the residential percentage to correct a scrivener's error. The previous language showed that there should be 85-95% residential within this area where it should have been 80-95%.
- MU-D: Commercial Corridor Main Street – Proposing to increase the density from 20 dwelling units per acre (du/ac) to 30 du/ac. Increasing the density within this area, that is close to the Intermodal Station and encompasses Main Street, furthers the City's goal to bring more residential development to the downtown. The Commercial Corridor Main Street is also adjacent to the Mixed Use Vine (MU-V) land use designation, where the maximum allowable density is 40 du/ac. The proposed increase to 30 du/ac for this area allows the opportunity for increased residential within the downtown while

also providing a transition from higher densities and the low density neighborhood to the east of Main Street.

- MU-D: Medical Campus Area – Proposing to increase the density from 25 du/ac to 40 du/ac. The Medical Campus Area is intended to incorporate Osceola Regional Medical Center (ORMC), associated medical uses, and supporting residential development. Increasing the density within this area furthers the City's goal to bring more residential development to the downtown. The Commercial Corridor Main Street is also adjacent to the Mixed Use Vine (MU-V) land use designation, the MU-D Downtown Transit Station Area, and the MU-D Commercial Corridor Vine Street/John Young Parkway Adjacent Area, where the maximum allowable density is 40 du/ac.
- MU-D: Government District Area – This is a new policy within the Comprehensive Plan. The Comprehensive Plan applies density and intensity to those sub-areas outlined within the Strategic Investment Map in the Downtown Kissimmee Community Redevelopment Area Plan Update (September 2012). Policy 1.2.9.2 did not include density or intensity for this district. This amendment establishes a density of 30 du/acre and an intensity of up to 4.0 FAR.
- The table in Policy 1.2.9.4 was updated to reflect the amendments to density and intensity within the MU-D land use designation and add the MU-D Government District.
- The development program in the MU-FR (Mixed Use Flora Ridge) Policy 1.2.10.4 was modified to decrease the maximum number of single family units from 2,229 to 1,574, increase the maximum number of multi-family units from 1,670 to 2,525, and increase the gross floor area of allowable retail from 1,471,050 to 1,532,870. The Conversion Matrix associated with the Flora Ridge Planned Unit Development was used to calculate these conversions to ensure the changes did not exceed the maximum number of trips approved for the development.

If approved, staff will transmit this request to the Department of Economic Opportunity (DEO) and other organizations for review and the second and final hearing will occur mid-2020.

Recommendation

The Development Review Committee (DRC) recommended approval subject to DRC conditions on August 13, 2019.

The Planning Advisory Board (PAB) recommended approval by a vote of 7-0 on October 2, 2019.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Proposed Ordinance 19-19
2. MU-FR Map
3. MU-FR_clean-copy
4. MU-FR_underline-strikethrough
5. MU-D Master Plan Map

6. MU-D_clean-copy
7. MU-D_underline-strikethrough
8. CC Advertisement
9. 19-113 - DRC Comments
10. 19-113 - DRC Application

ITEM 5.A.

PUBLIC HEARING - AMENDMENT TO THE STRATEGIC INVESTMENT AREAS MAP IN THE DOWNTOWN KISSIMMEE COMMUNITY REDEVELOPMENT PLAN

Request

Requesting CRA Board approval to amend the Strategic Investment Areas Map (Map 4.1) located in the Downtown Kissimmee Community Redevelopment Area Plan Update.

Explanation

This is a request to amend the 2012 Downtown Kissimmee Community Redevelopment Area Plan Update, hereafter "The Plan", Strategic Investment Areas Map (Map 4.1). This map identifies the sub-areas in the Mixed Use Downtown (MU-D) future land use designation. The amendment would clearly identify the commercial corridors and extend the Downtown Transit Station Area.

The boundary of the Downtown Transit Station Area is proposed to be extended southwest to encompass development north of Lakefront Park in order to further the intent of the Plan to bring higher density residential development downtown. The Plan states that the Downtown Transit Station Area offers an important opportunity to encourage the development of new transit oriented development (TOD) in and around Downtown Kissimmee.

The vision for the Downtown Transit Station Area includes the introduction of higher-density, mixed-use development along a network of pedestrian-friendly blocks in the vicinity of the Intermodal Center. The TOD development around the station will emphasize compact, mixed-use, and pedestrian-friendly developments with a variety of housing types, non-residential, and civic uses. Downtown Kissimmee and the Intermodal Center have the potential to attract new residents who will be able to commute to other employment centers and attract a new market segment of visitors who can reach downtown without driving.

The Strategic Investment Areas Map is a component of the Redevelopment Plan that guides CRA capital investments based on the opportunities and uses envisioned for each area. Updating this map ensures that future CRA expenditures align with projects proposed in each of the investment areas.

Recommendation

Staff recommends that the CRA Board recommend approval to the City Commission.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Proposed Resolution (Related to 5B)
2. Updated Strategic Investment Areas Map (Exhibit A)
3. CRA Master Plan CC Ad
4. MU-D Master Plan Map_Current

ITEM 5.B.

PUBLIC HEARING - AMENDMENT TO THE STRATEGIC INVESTMENT AREAS MAP IN THE DOWNTOWN KISSIMMEE COMMUNITY REDEVELOPMENT PLAN

Request

Requesting Commission adoption of a Resolution approving an amendment to the Strategic Investment Areas Map (Map 4.1) located in the 2012 Downtown Kissimmee Community Redevelopment Area Plan Update.

Explanation

This is a request to amend the 2012 Downtown Kissimmee Community Redevelopment Area Plan Update, hereafter "The Plan", Strategic Investment Areas Map (Map 4.1). This map identifies the sub-areas in the Mixed Use Downtown (MU-D) future land use designation. The amendment would clearly identify the commercial corridors and extend the Downtown Transit Station Area.

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The vision for the Downtown Transit Station Area includes the introduction of higher-density, mixed-use development along a network of pedestrian-friendly blocks in the vicinity of the Intermodal Center. The TOD development around the station will emphasize compact, mixed-use, and pedestrian-friendly developments with a variety of housing types, non-residential, and civic uses. Downtown Kissimmee and the Intermodal Center have the potential to attract new residents who will be able to commute to other employment centers and attract a new market segment of visitors who can reach downtown without driving.

Recommendation

Staff is recommending approval.

A recommendation from the CRA Board will be given at the November 5, 2019 City Commission meeting.

REQUESTED CITY COMMISSION ACTION:

Adopt

Attachment(s):

1. Proposed Resolution
2. Updated Strategic Investment Areas Map (Exhibit A)
3. CRA Master Plan CC Ad
4. MU-D Master Plan Map_current

ITEM 7.A.
COMMISSION MINUTES APPROVAL

Request

Request Commission approval of the October 1, 2019 and October 15, 2019 Commission Minutes.

Explanation

Minutes of the Commission meetings held on October 1, 2019 and October 15, 2019 are attached for approval.

Recommendation

Staff recommends Commission approval.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Commission Minutes - October 1, 2019
2. Commission Minutes - October 15, 2019

ITEM 7.B.**REQUEST TO PURCHASE PORTABLE RADIOS FROM MOTOROLA SOLUTIONS INC. FOR POLICE DEPARTMENT****Request**

Request approval to purchase portable radios from Motorola Solutions Inc. at a total cost of \$51,050.52 for the Police Department.

Explanation

The Kissimmee Police Department is requesting approval to purchase twelve (12) Motorola portable radios and accessories from Motorola Solutions Inc. Two (2) of these portable radios will be issued to the two new positions approved in the FY 2020 budget and the remaining ten (10) will replace aging communications equipment. The Motorola Solutions, Inc. quote is based off of the Broward Sheriff's State Contract.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
0001-30-3020-521-5006494	PD2012	Decrease	\$45,000	\$42,542.10
0001-30-3020-521-5006494	PD2008	Decrease	\$ 9,000	\$ 8,508.42

Financial Summary:

Adequate funding exists in these projects to cover the costs associated with this purchase.

Recommendation

Staff recommends approval to purchase twelve (12) Motorola portable radios for the total cost of \$51,050.52 from Motorola Solutions Inc.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

None

ITEM 7.C.**ACCEPTANCE OF DONATION FROM WALMART FOUNDATION FOR SHOP WITH A COP****Request**

Acceptance of donations in the amount of \$3,000 from the Walmart Foundation for the purchase of Christmas gifts for the "Shop with a Cop" Program and to amend the budget accordingly.

Explanation

The Walmart Foundation has awarded the Kissimmee Police Department donations in the amount of \$3,000. The following checks have been received and await approval to be accepted by the Commission:

Walmart Check #0318120	Date:9/13/2019	Amount: \$ 500
Walmart Check #0343195	Date:10/3/2019	Amount: \$2,500

These donations are part of the Walmart Foundation's commitment to the communities in which its stores are located.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
0015-00-0000-366-3660020	n/a	Increase	\$3,000	
0015-30-3030-521-5005255	n/a	Increase	\$3,000	

Financial Summary:

Funding will be used in December 2019 to purchase Christmas gifts for underprivileged children who will be accompanied by uniformed police officers.

Recommendation

Staff recommends acceptance of donations in the amount of \$3,000 from the Walmart Foundation for the purchase of Christmas gifts for the "Shop with a Cop" program and to amend the budget accordingly.

REQUESTED CITY COMMISSION ACTION:

Accept

Attachment(s):

None

ITEM 7.D.**EXECUTION OF THE OSCEOLA HOME CONSORTIUM DISBURSEMENT AGREEMENT
BETWEEN OSCEOLA COUNTY AND CITY OF KISSIMMEE FOR FY 2019-2020****Request**

Approval of the Osceola HOME Consortium Disbursement Agreement between Osceola County and the City of Kissimmee for FY 2019-2020.

Explanation

In order to meet the minimum threshold to be eligible for HOME Investment Partnerships Program (HOME) funding from the United States Department of Housing and Urban Development (HUD) to provide affordable housing for its residents, Osceola County and the City of Kissimmee formed the Osceola HOME Consortium. The Consortium's expected allocation for FY 2019-2020 is \$893,973. Of that, the City of Kissimmee will get \$312,891 to administer the City's portion of the program.

The Osceola HOME Consortium Disbursement Agreement states the rules and conditions under which the County shall reimburse the City for eligible HOME activities from FY 2019-2020. The Agreement starts on October 1, 2019 and ends on September 30, 2020. The funds shall be used for the following activities:

Administration	\$ 26,819
CHDO Set Aside	\$ 46,934
Other Projects	\$239,138

In anticipation of receiving the HOME funds, the City of Kissimmee advertised the availability of HOME funds on April 27, 2019. However, monies will not be committed and HOME agreements executed for the FY 2019-2020 funds until the HOME funding Agreement provided by HUD is received and executed.

Recommendation

Staff recommends the Commission execute the Osceola HOME Consortium Disbursement Agreement between Osceola County and the City of Kissimmee for FY 2019-2020.

REQUESTED CITY COMMISSION ACTION:

Execute

Attachment(s):

1. 2019-2020 Disbursement Agreement

ITEM 7.E.

2018 VINE STREET OVERLAY AND MULTIMODAL TRANSPORTATION DISTRICT (MMTD) ANNUAL PERFORMANCE MONITORING REPORT

Request

Adoption of a resolution for the approval of the 2018 Vine Overlay and Multimodal Transportation District (MMTD) annual performance monitoring report.

Explanation

Per the Transportation Element of the Comprehensive Plan Policy 2.1.2.4, the City is required to provide an annual performance monitoring report for the Vine Street Overlay and Multimodal Transportation District (MMTD). This agenda item includes the 2018 report which highlights the use of multimodal facilities, multimodal improvements, and residential/non-residential development within the MMTD and Vine Street Overlay district. The report was sent to the Florida Department of Transportation (FDOT) for review and they had no comments.

The following is a summary of the conclusions of the report:

Development trends indicate that while a significant portion (40%) of the non-residential development between years 2015 and 2018 has occurred within the MMTD, the vast majority (92%) of residential development has occurred outside of the MMTD. Year 2018 saw an increase in the percentage of residential development within the MMTD, at 15%. The ratio of non-residential development within the MMTD (compared to outside of the MMTD) went down to 20%. It appears that more could be done to incentivize residential development within the MMTD.

Several transportation improvements have been implemented and are planned to be implemented within the MMTD. The MMTD appears to be well represented in City, County, and State capital improvement budgets and plans.

Most of the roadways within the MMTD show steady growth in traffic volumes, as is expected. Some facilities have volumes that decrease or jump higher due to construction and related activities. Similarly, the daily Vehicle Miles Traveled (VMT) on roadways has increased slightly each year from 2015 to 2017, with a stronger increase in Year 2018.

Since it is cost prohibitive to collect comprehensive data on bicycle and pedestrian usage, it is not feasible to measure changes in usage from one year to the next. It is recommended that the City continue to emphasize, support, and fund travel options for bicycle and pedestrian modes.

Overall transit ridership for routes within the MMTD has not changed noticeably in the last year. Transit ridership on individual routes varies from one month to the next, with some routes increasing compared to the previous year, and other routes likewise decreasing. The City should continue to support projects and programs that provide access to transit options, including access to SunRail.

Recommendation

City of Kissimmee

Recommending Commission adoption of a Resolution to approve the 2018 Vine Overlay and Multimodal Transportation District (MMTD) annual performance monitoring report.

REQUESTED CITY COMMISSION ACTION:

Adopt

Attachment(s):

1. Resolution Vine Street update 2018
2. Year 2018 MMTD Update - Exhibit A

ITEM 7.F.

DONATION OF PORTABLE CONEX STORAGE CONTAINER TO THE CRIMINAL JUSTICE ACADEMY OF OSCEOLA TECHNICAL COLLEGE

Request

Approval to donate a portable Conex storage container to the Criminal Justice Academy of Osceola Technical College.

Explanation

Since the new Kissimmee Police Department (KPD) Firearms Training Facility is set to open in the Spring of 2020, KPD will be vacating the current gun range located at 440 S. Hangar Road. A large portable Conex storage container (no asset tag number/serial number 0122) that is currently being used at the range will not be taken to the new training facility. Since the Criminal Justice Academy of Osceola needs a portable Conex storage container to store its equipment, KPD is requesting to donate the Conex box to the Academy.

Recommendation

Staff recommends approval for the Police Department to donate the portable Conex storage container to the Criminal Justice Academy of Osceola Technical College.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

None

ITEM 7.G.**REQUEST TO APPROVE RENEWAL OF LOBBYING CONTRACT WITH PEEBLES, SMITH & MATTHEWS****Request**

Approval to renew the contract with Peebles, Smith & Matthews for lobbying services at a cost of \$60,000 plus reasonable travel expenses.

Explanation

The City's existing contract with Peebles, Smith & Matthews for lobbying services on behalf of the City of Kissimmee is due for renewal. The renewed contract is for \$60,000 which is to be billed in advance plus reasonable, incurred travel expenses. The term of this contract shall begin on October 1, 2019 with the right to terminate the contract by either party, given a 30-day notice.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
0001-01-0110-511-5003434			\$60,000	\$60,000

Financial Summary:

Adequate funds are available in the fiscal year 2020 budget for this expenditure.

Recommendation

Staff recommends approval to renew the contract with Peebles, Smith & Matthews for lobbying services at a cost of \$60,000 plus reasonable travel expenses.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Peebles Smith and Matthews Lobbying Contract

ITEM 7.H.
PURCHASE OF FIRE TRAINING EQUIPMENT

Request

Approval to purchase one (1) digital fire extinguisher system and one (1) digital fire training system from North America Fire Equipment Company Inc. (NAFECO).

Explanation

The Fire Department requests approval to purchase a digital fire extinguisher system for \$13,000 and a digital fire training system for \$37,361 from NAFECO.

The digital fire extinguisher system is a portable fire extinguisher training system that will be used to train both the public and City personnel on the use of fire extinguishers. The digital fire training system is designed for firefighter training in locations where live fire is not possible.

The total cost for both systems is \$50,361. Both items will be purchased through the General Services Administration (GSA) NAFECO contract (GS-07F-0304W).

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
0001-35-3520-522-5006494	FD2031		\$13,300	\$13,000
0001-35-3520-522-5006494	FD2034		\$37,500	\$37,361

Financial Summary:

Adequate funds are available in the fiscal year 2020 budget for these purchases.

Recommendation

Staff recommends Commission approval to purchase a digital fire extinguisher system and a digital fire training system via the GSA NAFECO contract.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. NAFECO GSA Contract Number GS-07F-0304W

ITEM 7.I.**PURCHASE OF PORTABLE AND MOBILE RADIOS FOR FIRE DEPARTMENT****Request**

Approval to purchase four (4) APX6000 2.5 portable radios, two (2) APX 8500 Dual Head All Band mobile radios, and six (6) APX8000XE Firefighter Extreme portable radios for the total amount of \$67,049.

Explanation

The Fire Department requests approval to purchase four (4) APX6000 2.5 portable radios, two (2) APX 8500 Dual Head All Band mobile radios, and six (6) APX8000XE Firefighter Extreme portable radios for the total amount of \$67,049.

This purchase will be made under the Florida Sheriffs Association (FSA) approved NASPO (National Association of State Procurement Officers) Value Point Contract - Public Safety Communications Equipment, Phase 1: Radios, Antenna and Repeaters #43190000-18-SASPO-ACS-1.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
0001-35-3510-522-5006494	FD2004		\$8,400	\$7,872
0001-35-3510-522-5006494	FD2005		\$8,400	\$7,872
0001-35-3520-522-5006494	FD2023		\$7,400	\$6,438
0001-35-3520-522-5006494	FD2024		\$7,400	\$6,438
0001-35-3520-522-5006494	FD2035		\$40,800	\$38,429

Financial Summary:

Adequate funds are available in the fiscal year 2020 budget for this purchase.

Recommendation

Staff recommends approval to purchase four (4) APX6000 2.5 portable radios, two (2) APX 8500 Dual Head All Band mobile radios, and six (6) APX8000XE Firefighter Extreme portable radios for the total amount of \$67,049.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Purchase of Portable and Mobile Radios - invoice

ITEM 7.J.

PROJECTS TO BE CARRIED FORWARD TO FY 2019-2020

Request

Approval to increase the FY 2019/2020 budget for carryover funds not to exceed the final adjusted balance in order to continue funding certain projects that were approved in prior years.

Explanation

Attached is a listing of projects that are being recommended for carryover to the 2019/2020 budget. In an effort to expedite the carry forward process, staff has once again prepared the carry forward schedule based upon expenditures and transfers posted as of September 30, 2019. Consequently, staff requests Commission approval to carry forward the projects/accounts in an amount not to exceed the final adjusted balance at September 30, 2019. After all accruals and budget transfers have been posted subsequent to year end, these amounts will be adjusted, if necessary.

Generally speaking, the projects/accounts that are being carried forward were not of high enough priority to be initiated, took longer than twelve months to complete, or were delayed for some other reason. Most of these are capital projects; however, a few items are budgeted in other accounts.

The carry forward of the funds in the projects and accounts listed was anticipated during preparation of the budget and will not adversely affect reserves for the current budget year.

Recommendation

Staff recommends Commission approval to increase the FY 2019-2020 budget to carryover funds not to exceed the final adjusted balance for the projects/accounts on the attached list.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. 2019 CarryFwd List for COMMISSION APPROVAL - Sept 30 2019

ITEM 7.K.**HELPING EMERGENCY RESPONDERS OBTAIN SUPPORT (HEROS) PROGRAM AT THE FLORIDA DEPARTMENT OF HEALTH GRANT AWARD FOR FY 2019****Request**

Request Commission approval for the Kissimmee Police Department to accept a materials grant award from the Helping Emergency Responders Obtain Support (HEROS) Program at the Florida Department of Health (DOH).

Explanation

The Florida Department of Health has announced the availability of a grant to state and local units of government through the Helping Emergency Responders Obtain Support (HEROS) Program at the Florida Department of Health (DOH), FY 2019 Local Solicitation. This program allows states and local governments to become equipped with Naloxone which is an opioid antagonist. The distribution is based on a percentage of trained staff, organization type and amount of overdoses per year. The City of Kissimmee requested and was awarded 100 units which contain two doses each of Naloxone at a cost of \$7,500. HEROS will pay the supplier direct; no funds are distributed or received by the City.

Once trained, each uniformed employee will carry Naloxone to respond to overdoses. The goal is for Kissimmee Police Department employees to immediately administer the Naloxone once on scene.

Recommendation

Staff recommends approval for the Police Department to accept the award of materials from the Helping Emergency Responders Obtain Support (HEROS) Program at the Florida Department of Health (DOH) Program FY 2019 with a value of \$7,500.

REQUESTED CITY COMMISSION ACTION:

Accept

Attachment(s):

1. HEROS Grant Back Page
2. HEROS Grant Front

ITEM 7.L.

AWARD LANDSCAPE SERVICES AGREEMENT FOR KISSIMMEE LAKEFRONT PARK

Request

Approval to award landscape services for Lakefront Park to Groundtek of Central Florida, Inc. in an amount up to \$86,900 and authorize the City Manager to sign the agreement.

Explanation

The Parks and Recreation Department, pursuant to 4.3.1.1 of the City of Kissimmee's Purchasing Code, and in accordance with Florida Statute Chapter 287, desires to use cooperative purchasing to procure landscape services utilizing the competitive bidding and selection process of the City of Orlando as the lead public agency.

Groundtek of Central Florida, LLC has continually provided landscape services at the Kissimmee Lakefront Park since February 2016 and has agreed to continue to provide services under this contract at the current rate of \$2,228.21 per cycle with a maximum of 39 cycles annually or \$86,900 per year.

The Parks and Recreation Department has budgeted for Lakefront Park landscape services such as mulch replacement, tree trimming, and irrigation repairs. Additionally, the City will contract with a different company for aquatic vegetation maintenance in the lakefront retention ponds and Lake Tohopekaliga.

The master agreement (IFB18-0003) has a term through March 11, 2021 and Section 8 allows for the City to terminate the agreement for cause or convenience. All necessary insurance and surety bonds are in place.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
0001-50-5020-572-5004646		Decrease	\$111,150	\$86,900

Financial Summary:

Adequate funds are available in the fiscal year 2020 budget to cover these costs.

Recommendation

Staff recommends City Commission award landscape services for Lakefront Park to Groundtek of City of Kissimmee

Central Florida, Inc. in an amount up to \$86,900 and authorize the City Manager to sign the agreement between the City of Kissimmee and Groundtek of Central Florida, Inc. of Ocoee, Florida.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Groundtek 2019.20

ITEM 7.M.

AGREEMENT WITH MOSAIC PARTNERS IV, LLC REGARDING THE REMEDIATION OF THE HANSEL PLANT SITE

Request

Approval of an agreement with Mosaic Partners IV, LLC regarding remediation of the Hansel Plant site and to use reserves from the Downtown Community Redevelopment Agency (CRA) for the cost of the remediation.

Explanation

After the completion of a Phase 2 Environmental Survey for the Hansel Plant site, it has been determined there is additional clean up that has to be completed to prepare the site for development. As with the clean up performed for the Toho Square parking garage site, Mosaic Partners IV, LLC will handle the remediation and collection of Voluntary Cleanup Tax Credits from the State of Florida as well as the sale of these tax credits to a third party.

Mosaic will retain a 5% fee based on the total cost set forth in the final remediation budget and 5% of the proceeds yielded from the tax credits received.

The estimated cost of the clean up is \$416,875 and will be funded from the Downtown CRA reserve. This amount includes a 10 percent contingency to cover unexpected costs.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
1107-10-1050-559-5009276		Decrease	\$416,875	
1107-10-1050-559-5003434		Increase	\$416,875	

Financial Summary:

This project will not impact the General Fund. The Downtown CRA reserves will be restored using the proceeds from the sale of the Hansel Plant site once it is purchased from the City by Mosaic Partners, IV and proceeds from the sale of any Voluntary Cleanup Tax Credits received.

Recommendation

Staff recommends the City Commission authorize the Mayor to sign the agreement with Mosaic Partners IV, LLC regarding remediation of the Hansel Plant site and to amend the budget

accordingly.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Agreement Re Remediation of Hansel Site (Revised 10-29-19)
2. EXHIBIT A DEV MANAGER AGREEMENT

ITEM 7.N.**APPROVAL TO SUBMIT TWO 2020 FLORIDA RECREATIONAL DEVELOPMENT ASSISTANCE PROGRAM GRANTS****Request**

Approval to submit two 2020 Florida Recreational Development Assistance Program (FRDAP) grants in the amount of \$50,000 each to fund the development of outdoor recreational facilities.

Explanation

The Florida Department of Environmental Protection provides funds through the Florida Recreational Development Assistance Program (FRDAP) for competitive grants to assist with the acquisition or development of outdoor recreational facilities. Any municipality may apply for up to two FRDAP grants during this funding cycle. Each of the anticipated grants have a maximum amount of \$50,000. Grants up to \$50,000 do not have a matching fund requirement.

If awarded, the City will use the grants to complete two separate projects identified in the 5 year capital improvement plan; a new outdoor fitness course at Mill Slough Park and the refurbishment of the multi-use sports rink at Mark E. Durbin Community Park.

The Parks and Recreation Department is confident the City can obtain a high ranking for grant consideration as the City scored in the top five percentile (5%) of 2019 applications. However, FRDAP programs were not funded by the State in 2019.

Recommendation

Staff recommends approval to submit two (2) Florida Recreation Development Assistance Program (FRDAP) grants; one for an outdoor fitness course at Mill Slough Park and one for refurbishment of a multi-use sports rink at Mark Durbin Community Park.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. 2020 FRDAP Info

ITEM 7.O.

2020 CITY COMMISSION MEETING CALENDAR

Request

Request City Commission approval to establish the Commission meeting calendar for 2020.

Explanation

Each year around this time the City Commission adopts the calendar for the upcoming year in order to assist staff in scheduling agenda items and to notify the Commission, staff, and the public of canceled or changed City Commission meetings.

Since the Commission holds its meetings on the 1st and 3rd Tuesday of each month, these dates are checked first to confirm there is no conflict with City holidays. For 2020, none of the City holidays fall on the 1st or 3rd Tuesday, therefore we are not recommending any cancellations.

Staff recommends the Commission accept the full calendar for 2020 including the dates as listed for the Annual Commission Retreat, Budget Workshop, City Manager and City Attorney Annual Evaluations, and the Budget Hearings. The Budget Hearings have been tentatively scheduled for the 1st and 3rd Tuesday in September as we have been fortunate the last few years to hold our hearings during our regularly scheduled Tuesday meetings. As the Commission is aware, the City must yield our meeting dates to Osceola County and the Osceola School District as they take precedence in scheduling their hearings first.

A tentative calendar has been established and Workshops and CRA meetings will be scheduled as necessary throughout the year.

Recommendation

Staff recommends approval of the 2020 City Commission Meeting Calendar as proposed.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. 2020 Commission Meeting Calendar - 1st Approval Commission (11-05-2019)

ITEM 7.P.**LAKEFRONT PARK, FINAL PLAT (DRC#19-00118)****Request**

City Commission approval of the final plat known as Lakefront Park.

Explanation

The owner of the property, City of Kissimmee, is requesting final plat approval without guarantee. This plat will formalize the layout of all parcels, street rights-of-way and easements now that the Lakefront Park and Beaumont Extension projects are complete and the Hansel Plant site redevelopment planning and utility relocation is nearing completion.

The new subdivision establishes the boundaries of all city and KUA owned lands located southeast of the railroad right-of-way and southwest of Monument Avenue. The plat will establish five tracts with road right-of-way for the park, KUA substation and Mosaic project's future development parcels.

Recommendation

Staff recommends approval of the Lakefront Park final plat.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. LakefrontPark_VM
2. LakefrontPark_FP 10142019

ITEM 7.Q.

WEST OAK STREET INTERSECTION IMPROVEMENTS AT JOHN YOUNG PARKWAY

Request

Request City Commission approval of the attached resolution authorizing the Mayor to execute and deliver to the Florida Department of Transportation (FDOT) Supplement Agreement No. 1 for the Local Agency Program Agreement dated January 4, 2017 in the amount of \$3,380,150 and to amend the fiscal year 2020 budget to reflect the additional funding.

Explanation

The City Commission approved the original Local Agency Program (LAP) Agreement with the State of Florida Department of Transportation (FDOT) on March 31, 2014. The purpose of the original LAP Agreement was to provide a cost-share opportunity from the City in the amount of \$450,000 for the design of the West Oak Street Intersection Improvements at John Young Parkway. This phase of the project has since been completed.

On January 4, 2017, the City Commission approved an additional LAP Agreement with FDOT in the amount of \$2,079,133 for the Right of Way acquisition as required by the project. The purpose of this LAP agreement was to provide a cost-share opportunity from the City in the amount of \$400,000 and FDOT's share in the amount of \$1,679,133.

The proposed Supplemental Agreement No. 1 is to increase the amount of the LAP Agreement funding by \$3,380,150 to bring the total amount of the Right of Way acquisition budget to \$5,059,283. There is no requirement for the City to match funds in this supplemental. The total amount of \$5,059,283 is equal to the City's current estimated cost for Right of Way acquisition associated with this project.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
1010-45-4565-541-5006191	PW1729	Increase	\$3,380,150	
1010-00-0000-334-3344900		Increase	\$3,380,150	

Financial Summary:

With the supplemental funds, the project will be fully funded.

Recommendation

City of Kissimmee

Staff recommends Commission approval of Supplemental Agreement No. 1 to the Local Agency Program Agreement with the Florida Department of Transportation dated January 4, 2017 in the amount of \$3,380,150 and to amend the fiscal year 2020 budget accordingly.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. JYP-Oak Street_Package (1)

ITEM 7.R.**REQUEST TO APPROVE FIRST AMENDED PERFORMANCE GUARANTEE AGREEMENT BETWEEN THE CITY OF KISSIMMEE, SALA, INC., AND MARONDA HOMES, INC.****Request**

Approval of an amended agreement regarding Fiesta Key Phase II.

Explanation

On September 17, 2019, the City approved a performance guarantee agreement with Sala, Inc. and Maronda Homes, Inc. whereby in lieu of completing site improvements before the acceptance of the Plat, the developers provided the City with performance guarantees in the form of a cashier's check, as permitted by the LDC 14-2-205. In addition, the developers agreed not to apply for Certificates of Occupancy on any structure until such time as the required site improvements were completed.

At this time, the developers are requesting an amendment to the original performance guarantee agreement to allow them to move forward with applying for Certificates of Occupancy limited to the model homes prior to the completion of all the amenities so they may begin marketing the property.

Recommendation

Staff recommends approval of the amended performance guarantee agreement between the City of Kissimmee, Sala, Inc. and Maronda Homes, Inc.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. First Amended Performance Agreement between COK, Sala Inc., and Maronda Homes