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, FEBRUARY 18, 2020
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 PROCLAMATION - AFRICAN AMERICAN HISTORY MONTH

The request is for the City Commission to present a Proclamation in honor of "African American History Month".

4. PUBLIC HEARINGS - FIRST AND SECOND READINGS

4.A PUBLIC HEARING - SECOND & FINAL READING - ORDINANCE AMENDING THE FIREFIGHTERS PENSION PLAN TO INCLUDE THE CANCER PRESUMPTION AND AMEND THE SHARE ALLOCATION - PROPOSED ORDINANCE #20-07

AN ORDINANCE OF THE CITY OF KISSIMMEE, FLORIDA, AMENDING TITLE II, ADMINISTRATION, CHAPTER 2-6, CITY EMPLOYEES, FIREFIGHTERS' RETIREMENT PLAN, OF THE CODE OF ORDINANCES OF THE CITY OF KISSIMMEE; AMENDING THE FIREFIGHTERS' RETIREMENT PLAN BY AMENDING SECTION 2-6-46, PRE-RETIREMENT DEATH; AMENDING SECTION 2-6-47, DISABILITY; AMENDING SECTION 2-6-70, SUPPLEMENTAL BENEFIT COMPONENT FOR SPECIAL BENEFITS; CHAPTER 175 SHARE ACCOUNTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF

PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE

Commission approval of the Second & Final Reading of a proposed ordinance #20-07 to amend the Firefighters Pension Plan.

5. PUBLIC HEARINGS

None.

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 February 4, 2020 Commission Minutes.

7.B EXECUTION OF OWNER OCCUPIED REHABILITATION CONTRACT FOR 417 LESESNE STREET

Approval to execute the State Housing Initiatives Partnership (SHIP) Rehabilitation Certification and Agreement between the City of Kissimmee, Miriam Helligar, and Habitat for Humanity of Greater Orlando and Osceola County, Inc. in the amount of $68,820 for the rehabilitation of 417 Lesesne Street ($67,320) and related closing costs of $1,500.

7.C EXECUTION OF OWNER OCCUPIED REHABILITATION CONTRACT FOR 1226 MARYGON STREET

Approval to execute the State Housing Initiatives Partnership (SHIP) Rehabilitation Certification and Agreement between the City of Kissimmee, Awilda Irizarry and Narciso Reyes, and Habitat for Humanity of Greater Orlando and Osceola County, Inc. in the amount of $45,445 for the rehabilitation of 1226 Marygon Street ($43,945) and related closing costs of $1,500.

7.D EXECUTION OF OWNER OCCUPIED REHABILITATION CONTRACT FOR 2040 MCLAREN CIRCLE

Approval to execute the State Housing Initiatives Partnership (SHIP) Rehabilitation Certification and Agreement between the City of Kissimmee, Regina Walker, and Habitat for Humanity of Greater Orlando and Osceola County, Inc. in the amount of $48,550 for the rehabilitation of 2040 McClaren Circle ($47,050) and related closing costs of $1,500.

7.E APPROVAL TO CONTRACT WITH TRANE COMMERCIAL SYSTEMS FOR HEATING, VENTILATION, AND AIR CONDITIONING SERVICES AT CITY-OWNED FACILITIES

Approval of contract with Trane Commercial Systems–Central Florida for the annual maintenance of heating, ventilation and air conditioning (HVAC) equipment, including Building Automation System (BAS), at City-owned facilities in the amount of $73,618.

7.F COMMUNITY DEVELOPMENT BLOCK GRANT COMMUNITY BASED DEVELOPMENT ORGANIZATION AGREEMENT BETWEEN THE CITY OF KISSIMMEE AND COMMUNITY VISION, INC.

Authorize the Mayor to execute the Community Development Block Grant (CDBG) Sub-Recipient Agreement between the City of Kissimmee and Community Vision, Inc.

7.G FINAL CLOSEOUT FOR CARROLL STREET WIDENING PROJECT

Approval to close out the Carroll Street Widening project and approval of the final change order in the amount of $54,087.96.

7.H APPROVAL TO SUBMIT A 2020 LAND AND WATER CONSERVATION FUND GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR LANCASTER RANCH PARK

Approval to submit a 2020 Land and Water Conservation Fund Grant application to the Florida Department of Environmental Protection for Lancaster Ranch Park.

7.I METRO CONSULTING GROUP, LLC CONTRACT AMENDMENT NO.1 FOR THE TOHO-VALENCIA II TRAIL

Approval to amend the existing Toho-Valencia II Trail contract with Metro Consulting Group, LLC for additional permitting services associated with the US Army Corps of Engineers (USACOE) and amending of the South Florida Water Management District (SFWMD) Environmental Resources Permit for US 192.

7.J AMENDMENT #2 TO THE AGREEMENT WITH MOSAIC PARTNERS IV, LLC FOR REMEDIATION OF THE HANSEL PLANT SITE

Approval of amendment #2 to the agreement with Mosaic Partners IV, LLC for a change order for the remediation of the Hansel Plant site and approval to transfer reserve funds from the Downtown Community Redevelopment Agency (CRA).

7.K LEASE AGREEMENT WITH THE SCHOOL BOARD OF OSCEOLA COUNTY FOR TEMPORARY PARKING AT BOB MAKINSON AQUATIC CENTER

Approval of a temporary lease agreement between the City of Kissimmee and the School Board of Osceola County for temporary parking at the Bob Makinson Aquatic Center at 2204 Denn John Lane.

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
PROCLAMATION - AFRICAN AMERICAN HISTORY MONTH

Request

The request is for the City Commission to present a Proclamation in honor of "African American History Month".

Explanation

N/A

Attachment(s):

1. Proclamation-African American History Month.2020

ITEM 4.A

PUBLIC HEARING - SECOND & FINAL READING - ORDINANCE AMENDING THE FIREFIGHTERS PENSION PLAN TO INCLUDE THE CANCER PRESUMPTION AND AMEND THE SHARE ALLOCATION - PROPOSED ORDINANCE #20-07

AN ORDINANCE OF THE CITY OF KISSIMMEE, FLORIDA, AMENDING TITLE II, ADMINISTRATION, CHAPTER 2-6, CITY EMPLOYEES, FIREFIGHTERS' RETIREMENT PLAN, OF THE CODE OF ORDINANCES OF THE CITY OF KISSIMMEE; AMENDING THE FIREFIGHTERS' RETIREMENT PLAN BY AMENDING SECTION 2-6-46, PRE-RETIREMENT DEATH; AMENDING SECTION 2-6-47, DISABILITY; AMENDING SECTION 2-6-70, SUPPLEMENTAL BENEFIT COMPONENT FOR SPECIAL BENEFITS; CHAPTER 175 SHARE ACCOUNTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE

Request

Commission approval of the Second & Final Reading of a proposed ordinance #20-07 to amend the Firefighters Pension Plan.

Explanation

Recommended by the Fire Pension Board of Trustees, this ordinance amends the Firefighters Retirement Plan amending Sections 2-6-46, Pre-Retirement Death, and Section 2-6-47, Disability, to include language regarding the Firefighters Cancer Presumption recently adopted by the Florida Legislature in FS §112.1816(1)(a). Section 2-670, Supplemental Benefit Component for Special Benefits; Chapter 175 Share Accounts, is also being amended to provide that no Share Account allocation or distribution will be made in an amount less than five dollars.

The Plan's actuary has determined that there will be a slight increase in the City's pension costs by approximately 0.10% as a result of the proposed change.

Recommendation

Staff recommends approval of the Second & Final reading of this proposed ordinance.

<u>REQUESTED CITY COMMISSION ACTION:</u>

Adopt
Approve

Attachment(s):

1. Fire Cancer Presumption 2020
2. Impact Statement for Proposed Fire Ordinance 20-07
3. Advertising ORD 20-07 Fire Pension - Cancer Presumption (2-04-2020)
4. Advertising Proposed Ord 20-07 Firefighters Pension Plan Amendment (2-18-2020)

ITEM 7.A
COMMISSION MINUTES APPROVAL

Request

Request Commission approval of the February 4, 2020 Commission Minutes.

Explanation

Minutes of the Commission meeting held on February 4, 2020 are attached for approval.

Recommendation

Staff recommends Commission approval.

<u>REQUESTED CITY COMMISSION ACTION:</u>

Approve

Attachment(s):

1. Commission Minutes - February 4, 2020

ITEM 7.B
EXECUTION OF OWNER OCCUPIED REHABILITATION CONTRACT FOR 417 LESESNE STREET

Request

Approval to execute the State Housing Initiatives Partnership (SHIP) Rehabilitation Certification and Agreement between the City of Kissimmee, Miriam Helligar, and Habitat for Humanity of Greater Orlando and Osceola County, Inc. in the amount of $68,820 for the rehabilitation of 417 Lesesne Street ($67,320) and related closing costs of $1,500.

Explanation

The homeowner of the property located at 417 Lesesne Street, Miriam Helligar, has been qualified and meets all of the requirements of the City's Owner Occupied Rehabilitation Program. The approved general contractor for the City's program, Habitat for Humanity of Greater Orlando and Osceola County (Habitat), has provided a quote of $67,320 to complete the rehabilitation work needed on the property. An additional $1,500 is being added to cover the closing costs.

Per the program's guidelines, a deferred mortgage in the amount of $68,820 ($67,320 + $1,500) will be recorded and remain on the property for a period of 10 years. During those 10 years, the property may not be sold or rented and must be occupied by the homeowner as her principal residence.

This rehabilitation project is being funded by the City's State Housing Initiatives Partnership (SHIP) program.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
1271-25-2510-554-5003434 1272-25-2510-554-5003434 1272-25-2510-554-5003131		Decrease Decrease Decrease	$70,762.83 $132,658.04 $4,500.00	$48,055.24 $19,264.76 $1,500.00

Financial Summary:

There is no fiscal impact to the General Fund since this is a grant funded project.

Recommendation

Staff recommends approval to execute the State Housing Initiatives Partnership (SHIP) Rehabilitation Certification and Agreement between the City of Kissimmee, Miriam Helligar, and Habitat for Humanity of Greater Orlando and Osceola County, Inc. in the amount of $68,820 for the rehabilitation of 417 Lesesne Street and related closing costs.

<u>REQUESTED CITY COMMISSION ACTION:</u>

Approve
Execute

Attachment(s):

1. Tri-Party Agreement Combo_417 Lesesne Street-executed
2. (COPY) Mortgage Deed - Helligar-executed

ITEM 7.C
EXECUTION OF OWNER OCCUPIED REHABILITATION CONTRACT FOR 1226 MARYGON STREET

Request

Approval to execute the State Housing Initiatives Partnership (SHIP) Rehabilitation Certification and Agreement between the City of Kissimmee, Awilda Irizarry and Narciso Reyes, and Habitat for Humanity of Greater Orlando and Osceola County, Inc. in the amount of $45,445 for the rehabilitation of 1226 Marygon Street ($43,945) and related closing costs of $1,500.

Explanation

The homeowners of the property located at 1226 Marygon Street, Awilda Irizarry and Narciso Reyes, have been qualified and meet all of the requirements of the City's Owner Occupied Rehabilitation Program. The approved general contractor for the City's program, Habitat for Humanity of Greater Orlando and Osceola County (Habitat), has provided a quote of $43,945 to complete the rehabilitation work needed on the property. An additional $1,500 is being added to cover the closing costs.

Per the program's guidelines, a deferred mortgage in the amount of $45,445 ($43,945 + $1,500) will be recorded and remain on the property for a period of 10 years. During those 10 years, the property may not be sold or rented and must be occupied by the homeowners as their principal residence.

This rehabilitation project is being funded by the City's State Housing Initiatives Partnership (SHIP) program.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
1272-25-2510-554-5003434 1272-25-2510-554-5003131		Decrease Decrease	$132,658.04 $4,500.00	$43,945.00 $1,500.00

<u>Financial Summary:</u>

There is no fiscal impact to the General Fund since this is a grant funded project.

Recommendation

Staff recommends approval to execute the State Housing Initiatives Partnership (SHIP) Rehabilitation Certification and Agreement between the City of Kissimmee, Awilda Irizarry and Narciso Reyes, and Habitat for Humanity of Greater Orlando and Osceola County, Inc. in the amount of $45,445 for the rehabilitation of 1226 Marygon Street and related closing costs.

REQUESTED CITY COMMISSION ACTION:

Approve
Execute

Attachment(s):

1. Tri-Party Agreement Combo_1226MaygonSt-executed
2. (COPY) Mortgage Deed - Irizarry-executed

ITEM 7.D
EXECUTION OF OWNER OCCUPIED REHABILITATION CONTRACT FOR 2040 MCLAREN CIRCLE

Request

Approval to execute the State Housing Initiatives Partnership (SHIP) Rehabilitation Certification and Agreement between the City of Kissimmee, Regina Walker, and Habitat for Humanity of Greater Orlando and Osceola County, Inc. in the amount of $48,550 for the rehabilitation of 2040 McClaren Circle ($47,050) and related closing costs of $1,500.

Explanation

The homeowner of the property located at 2040 McLaren Circle, Regina Walker, has been qualified and meets all of the requirements of the City's Owner Occupied Rehabilitation Program. The approved general contractor for the City's program, Habitat for Humanity of Greater Orlando and Osceola County (Habitat), has provided a quote of $47,050 to complete the rehabilitation work needed on the property. An additional $1,500 is being added to cover the closing costs.

Per the program's guidelines, a deferred mortgage in the amount of $48,550 ($47,050 + $1,500) will be recorded and remain on the property for a period of 10 years. During those 10 years, the property may not be sold or rented and must be occupied by the homeowner as her principal residence.
This rehabilitation project is being funded by the City's State Housing Initiatives Partnership (SHIP) program.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
1272-25-2510-554-5003434 1272-25-2510-554-5003131		Decrease Decrease	$132,658.04 $4,500	$47,050 $1,500

Financial Summary:

There is no fiscal impact to the General Fund since this is a grant funded project.

Recommendation

Staff recommends approval to execute the State Housing Initiatives Partnership (SHIP) Rehabilitation Certification and Agreement between the City of Kissimmee, Regina Walker, and

Habitat for Humanity of Greater Orlando and Osceola County, Inc. in the amount of $48,550 for the rehabilitation of 2040 McClaren Circle and related closing costs.

REQUESTED CITY COMMISSION ACTION:

Approve
Execute

Attachment(s):

1. Tri-Party Agreement Combo_2040McLaren-executed
2. (COPY) Mortgage Deed - Walker-executed

ITEM 7.E
APPROVAL TO CONTRACT WITH TRANE COMMERCIAL SYSTEMS FOR HEATING, VENTILATION, AND AIR CONDITIONING SERVICES AT CITY-OWNED FACILITIES

Request

Approval of contract with Trane Commercial Systems–Central Florida for the annual maintenance of heating, ventilation and air conditioning (HVAC) equipment, including Building Automation System (BAS), at City-owned facilities in the amount of $73,618.

Explanation

The annual HVAC services contract is necessary for the continuation of services on City-owned Trane HVAC units/systems. This is a cooperative purchase through a master agreement competitively procured by Omnia, formerly known as US Communities (contract #RFP 15-JLP-023).

The total contract amount of $73,618 includes the annual HVAC BAS Maintenance Agreement in the amount of $49,252 and the annual HVAC Mechanical Service Agreement in the amount of $24,366.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
5560-45-4560-519-5004646		Decrease	$441,906	$73,618

<u>Financial Summary:</u>

Adequate funds are available in the Facilities Maintenance budget to cover the cost of the annual contract.

Recommendation

Approval of the contract with Trane Commercial Systems–Central Florida for the annual maintenance of heating, ventilation and air conditioning (HVAC) equipment, including Building Automation System (BAS), in the amount of $73,618.

<u>REQUESTED CITY COMMISSION ACTION:</u>

Approve

Attachment(s):

1. TRANE. Co op Contract. 2020
2. Trane "Exhibit A" to Contract

ITEM 7.F
COMMUNITY DEVELOPMENT BLOCK GRANT COMMUNITY BASED DEVELOPMENT ORGANIZATION AGREEMENT BETWEEN THE CITY OF KISSIMMEE AND COMMUNITY VISION, INC.

Request

Authorize the Mayor to execute the Community Development Block Grant (CDBG) Sub-Recipient Agreement between the City of Kissimmee and Community Vision, Inc.

Explanation

On July 16, 2019, the City Commission approved and adopted the CDBG Program Year (PY) 2019-2020 Annual Action Plan. The Plan included Project OPEN, a Community Vision, Inc. program, as one of the recipients for funding in the amount of $97,188.

Project OPEN will recruit new employers, provide educational offerings and other technical assistance that results in new jobs created/retained. It is anticipated that this Community Based Development Organization (CBDO) activity will assist at least 48 persons with job placement, of which 41 are low/moderate income.

At the December 3, 2019 meeting, the City Commission gave approval for staff to execute all sub-recipient agreements that are within the City Manager's and Department Head's approval authority. However, per the City's Procurement Policy, the Mayor is the designated person to sign this agreement due to the award amount.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
1254-25-2510-515-5008282		Decrease	$286,076	$97,188

<u>Financial Summary:</u>

There is no fiscal impact to the General Fund since this is a grant funded program.

Recommendation

Authorize the Mayor to execute the CDBG sub-recipient agreement between the City of Kissimmee and Community Vision, Inc. in the amount of $97,188.

<u>REQUESTED CITY COMMISSION ACTION:</u>

Execute

Attachment(s):

1. 2019-20 CDBG Agreement Community Vision - Project Open-executed

ITEM 7.G
FINAL CLOSEOUT FOR CARROLL STREET WIDENING PROJECT

Request

Approval to close out the Carroll Street Widening project and approval of the final change order in the amount of $54,087.96.

Explanation

The Carroll Street Widening project has been completed and is ready to be closed out. As part of this close out, staff is requesting retroactive approval for the final change order to this project in the amount of $54,087.96 for the following additional work:

1,000 LF of resurfacing prior to the beginning of the project
1,200 LF of fencing adjacent to the project along the Bronson property
3 school zone flashing beacons
1 entrance sign at the Charter School
40 LF of hand railing at the new sidewalk

This change order was inadvertently omitted from prior Commission agendas. This change order also includes a deduction of $145,877.48 from the contract which is related to items that were originally planned for this project but not needed to complete the project. Therefore, sufficient funds were available in the project to cover the final change order amount of $54,087.96. The project has now been paid in full.

Recommendation

Staff recommends Commission approval to close the Carroll Street Widening project and approval of the final change order associated with this project.

<u>REQUESTED CITY COMMISSION ACTION:</u>

Approve

Attachment(s):

1. Change Order # 3 Jr Davis (Final)

ITEM 7.H
APPROVAL TO SUBMIT A 2020 LAND AND WATER CONSERVATION FUND GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR LANCASTER RANCH PARK

Request

Approval to submit a 2020 Land and Water Conservation Fund Grant application to the Florida Department of Environmental Protection for Lancaster Ranch Park.

Explanation

The U.S. Department of the Interior provides funds, administered by the Florida Department of Environmental Protection (DEP), for the acquisition or development of recreational facilities.

Eligible facilities include picnic areas, trails, playgrounds, waterfront access, boating and fishing features. Associated support facilities such as lighting, restrooms, parking and landscaping are also eligible.

The anticipated grant is a maximum amount of $400,000. Projects must provide a 100% cash match. If the City is awarded this grant, the match for these funds will be budgeted in the Fiscal Year 2020-21 Local Option Sales Tax fund ($400,000) for Lancaster Ranch Park.

The Parks and Recreation Department is confident the City can obtain high ranking for grant consideration for FY 2020, as this project is in alignment with the Lancaster Ranch Park project goals. The Lancaster Ranch Park master plan has incorporated the requirements of this grant in the project conceptual plan, as it lines up with citizens' input in prior public meetings for Lancaster Ranch Park.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
1105-50-5010-572-5006393	TBD	Decrease	$4,000,000	$400,000

Financial Summary:

Adequate funds will be available in Fiscal Year 2020-21 in the Local Option Sales Tax Fund.

Recommendation

Staff recommends approval to submit a 2020 Land and Water Conservation Fund Grant to support the Lancaster Ranch Park project.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Document (1)

ITEM 7.I
METRO CONSULTING GROUP, LLC CONTRACT AMENDMENT NO.1 FOR THE TOHO-VALENCIA II TRAIL

Request

Approval to amend the existing Toho-Valencia II Trail contract with Metro Consulting Group, LLC for additional permitting services associated with the US Army Corps of Engineers (USACOE) and amending of the South Florida Water Management District (SFWMD) Environmental Resources Permit for US 192.

Explanation

On September 25, 2018, the City entered into an agreement with the Florida Department of Transportation (FDOT) District 5 for the design of the Toho-Valencia II Trail via the Local Agency Program (LAP) Agreement. On October 16, 2018, the City then entered into a contract with Metro Consulting Group, LLC to provide design services for this project.

During the Environmental Report Phase of the project, it was discovered that wetland plants were located within a ditch that USACOE claimed as jurisdictional. This required the submission of a Section 404 Nationwide 14 Permit for Linear Transportation Projects. In addition, this required the consultant to coordinate with Valencia College, the Neo Square Apartments Development, and Osceola County. SFWMD also required the submission of an amendment to the existing Environmental Resources Permit (ERP) for US 192. As a result, the original contract with Metro Consulting Group, LLC will be amended for $39,000 to cover the cost of these changes.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
4409-45-4520-538-5006393 1300-45-4565-541-5006393	SW2008 PW1837	Decrease Increase Budget/Decrease Actual	$39,000 $39,000	 $39,000

Financial Summary:

The additional funds that are required for this amendment will be transferred from the Stormwater Utility Fund to the grant fund that was established for this project.

Recommendation

Staff recommends Commission approval to amend the current contract with Metro Consulting Group, LLC by $39,000 to complete the design of the Toho-Valencia II Trail and to amend the budget accordingly.

<u>REQUESTED CITY COMMISSION ACTION:</u>

Approve

Attachment(s):

1. Work Order # 1 Metro Consulting Group LLC

ITEM 7.J
AMENDMENT #2 TO THE AGREEMENT WITH MOSAIC PARTNERS IV, LLC FOR REMEDIATION OF THE HANSEL PLANT SITE

Request

Approval of amendment #2 to the agreement with Mosaic Partners IV, LLC for a change order for the remediation of the Hansel Plant site and approval to transfer reserve funds from the Downtown Community Redevelopment Agency (CRA).

Explanation

On November 5, 2019, the City Commission approved an agreement with Mosaic Partners IV, LLC (Mosaic) along with a budget amendment for the environmental remediation of the Hansel Plant site in the amount of $416,875.

On January 7, 2020, the City Commission then approved change order #1 as well as a budget adjustment in the amount of $115,706.64 for the removal and addition of fencing, the removal of a newly discovered concrete foundation for a water tank and the addition of a rock rumble strip to ensure no contaminated soil leaves the site. $36,250 of that change order was paid out of the contingency from the original agreement. The remaining $79,456.64 was transferred from the CRA reserves to cover the cost; therefore, the total amended cost was $496,331.64.

However, the executed agreement did not take into account the application of the contingency, resulting in the agreement being $36,250 more then the City's purchase order for this project. Mosaic has modified change order #2 to account for the use of the contingency.

On February 10, 2020, a second concrete foundation was discovered thus requiring change order #2 in the amount of $30,191.85. This change order brings the total cost of the agreement to $526,523.49.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
1107-10-1050-559-5009276 1107-10-1050-559-5003434		Decrease Increase Budget/Decrease Actual	$30,192.00 $30,192.00	 $30,191.85

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 by Mosaic as well as the proceeds from the sale of any Voluntary Cleanup Tax Credits received.

Recommendation

Staff recommends approval of Amendment #2 and to amend the budget accordingly.

REQUESTED CITY COMMISSION ACTION:

Approve
Execute

Attachment(s):
1. HANSEL PLANT REMEDIATION CHANGE ORDER 2

ITEM 7.K
LEASE AGREEMENT WITH THE SCHOOL BOARD OF OSCEOLA COUNTY FOR TEMPORARY PARKING AT BOB MAKINSON AQUATIC CENTER

Request

Approval of a temporary lease agreement between the City of Kissimmee and the School Board of Osceola County for temporary parking at the Bob Makinson Aquatic Center at 2204 Denn John Lane.

Explanation

The School District of Osceola County, specifically employees of Denn John Middle School, are currently parking their personal vehicles on a grassy area while the school building is undergoing renovations. In the event of inclement weather, parking in this area has resulted in excessive damage to the turf. The School Board is requesting to temporarily lease, at no cost, the parking lot at 2204 Denn John Lane for employee parking from March 3, 2020 through May 29, 2020. The parking lot will only to be used in the event of inclement weather.

Parks and Recreation staff have reviewed this request and confirmed that the temporary parking lease will have little to no negative impact on daily operations. The Lease Agreement has been reviewed by both parties legal departments.

Recommendation

Staff recommends approval of the lease agreement between the City of Kissimmee and the School Board of Osceola County for temporary parking at 2204 Denn John Lane from March 3, 2020 through May 29, 2020.

<u>REQUESTED CITY COMMISSION ACTION:</u>

Approve

Attachment(s):
1. Final Blackline_ DJMS_COK Aquatic Center Parking Agreement_20200211