



**COMMISSION AGENDA
SESSION OF THE CITY COMMISSION TO BE HELD
VIA COMMUNICATIONS MEDIA TECHNOLOGY (CMT)*
PUBLIC ACCESS AND PARTICIPATION INSTRUCTIONS AVAILABLE AT
WWW.KISSIMMEERESPONDS.COM/PUBLICMEETINGS**

**TO SEND PUBLIC COMMENT PRIOR TO THE MEETING SENT TO
CITYCLERKEMAIL@KISSIMMEE.ORG
OR CALL 407-518-2308 FOR ASSISTANCE
TUESDAY, JULY 21, 2020
6:00 PM**

** Per the Office of the Governor, Executive Order #20-69 allows governments to hold meetings telephonically. Should the Governor's order be amended or expire, the Kissimmee Commission meeting will be held in the City of Kissimmee, Commission Chambers, 101 N. Church Street, Kissimmee, Florida 34741*

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

None.

4. PUBLIC HEARINGS - FIRST AND SECOND READINGS

4.A PUBLIC HEARING – SECOND AND FINAL READING – ORDINANCE EXTENDING THE CITY OF KISSIMMEE COMMUNITY REDEVELOPMENT AGENCY THROUGH FISCAL YEAR 2053 - PROPOSED ORDINANCE #20-16

AN ORDINANCE EXTENDING THE CITY OF KISSIMMEE COMMUNITY REDEVELOPMENT AGENCY AND THE TIME FOR FINANCING AND PERFORMING PROJECTS ENUMERATED IN THE DOWNTOWN KISSIMMEE COMMUNITY

REDEVELOPMENT PLAN UNTIL THE END OF FISCAL YEAR 2053 AS PERMITTED BY F.S. SECTION 163.362(10); RENAMING THE CITY OF KISSIMMEE COMMUNITY REDEVELOPMENT AGENCY AS THE DOWNTOWN KISSIMMEE COMMUNITY REDEVELOPMENT AGENCY; REPEALING ALL ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE

Approval of an Ordinance to extend the City of Kissimmee Community Redevelopment Agency (CRA) until the year 2053, the operational timeframe to the 60-year time limit authorized by Florida Statute 163.362; and rename the CRA to the Downtown Kissimmee Community Redevelopment Agency.

4.B PUBLIC HEARING - FINAL READING - LAND USE PLAN AMENDMENT, SMALL SCALE: STAFFORD PLACE, DRC#20-00045 (MH-MDR TO MF-MDR) - PROPOSED ORDINANCE #20-13

AN ORDINANCE AMENDING 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; 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 a small scale land use map amendment from MH-MDR (Mobile Home Medium Density Residential) to MF-MDR (Multi-Family Medium Density Residential) on 8.18 acres of land.

4.C PUBLIC HEARING - FINAL READING - ZONING MAP AMENDMENT: STAFFORD PLACE, DRC#20-00046 (MHP TO RC-1) - PROPOSED ORDINANCE #20-14

AN ORDINANCE AMENDING ORDINANCE NO. 2038 KNOWN AS THE CITY OF KISSIMMEE LAND DEVELOPMENT CODE, REZONING THE PROPERTY HEREINAFTER DESCRIBED, REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE

Approval of a zoning map amendment from MHP (Mobile Home Park) to RC-1 (Multiple Family Medium Density Residential) on 8.18 acres of land.

4.D PUBLIC HEARING - FIRST READING - LAND DEVELOPMENT CODE TEXT AMENDMENT: LDC UPDATE AND FORM-BASED CODE (DRC#20-053) - PROPOSED ORDINANCE #20-15

AN ORDINANCE AMENDING THE CITY OF KISSIMMEE, FLORIDA CODE OF ORDINANCES TITLES; UPDATING AND MOVING LANGUAGE FROM THE LAND DEVELOPMENT CODE TO TITLE 2, TITLE 7, TITLE 9, TITLE 10, AND TITLE 12 OF THE CODE OF ORDINANCES; REORGANIZING AND UPDATING LANGUAGE IN TITLE 14 OF THE CODE OF ORDINANCES; ADDING SECTION 14-5 FORM BASED

CODE (FBC) AND CREATING AND AMENDING THE ZONING MAP TO REFLECT THE REGULATING PLAN IN 14-5; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE

Commission approval of the first reading of an ordinance that will reorganize the Land Development Code with minor text updates and add the Form-Based Code Chapter.

4.E PUBLIC HEARING - FIRST READING - ANNEXATION: NORTH THACKER AVENUE RIGHT-OF-WAY, DRC#20-00037 - PROPOSED ORDINANCE #20-17

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF CERTAIN HEREIN DESCRIBED LAND, TO THE CITY OF KISSIMMEE, FLORIDA, FURTHER PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH LAND AFTER ITS ANNEXATION, REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE

Approval to annex approximately 4.1 acres of property and existing right-of-way west of N. John Young Parkway, east of Dyer Boulevard, north of Flora Boulevard, and south of Eagles Reserve Boulevard.

5. PUBLIC HEARINGS

5.A PUBLIC HEARING - CITY OF KISSIMMEE 2020-2025 CITIZEN PARTICIPATION PLAN

Adoption of the City of Kissimmee 2020-2025 Citizen Participation Plan.

5.B PUBLIC HEARING - CITY OF KISSIMMEE 2020-2025 CONSOLIDATED PLAN

Approve and adopt the City of Kissimmee 2020-2025 Consolidated Plan.

5.C PUBLIC HEARING - CITY OF KISSIMMEE ANNUAL ACTION PLAN FOR PROGRAM YEAR (PY) 2020-2021

Approval of a resolution to adopt the City of Kissimmee PY 2020-2021 Annual Action Plan.

6. HEAR AUDIENCE

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

Citizens participating in the meeting via the Zoom webinar platform must use the "Raise Hand" feature to be recognized to address the City Commission.

Any testimony or public comment submitted to CityClerkEmail@kissimmee.org prior to the start of the meeting shall be read into the record during this section.

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 PURCHASE OF REMOTE-CONTROLLED SAFETY MECHANISM FOR HERBICIDE SPRAY TRUCK

Approval to purchase a remote-controlled safety mechanism for the herbicide spray truck from Chemical Containers, Inc. in the amount of \$68,860 in lieu of the existing human-boom.

7.B HELPING EMERGENCY RESPONDERS OBTAIN SUPPORT PROGRAM AT THE FLORIDA DEPARTMENT OF HEALTH FOR FY 2020

Approval to apply for the Helping Emergency Responders Obtain Support (HEROS) Program from the Florida Department of Health.

7.C FIRST AMENDMENT TO SIGNAL MAINTENANCE INTERLOCAL AGREEMENT WITH OSCEOLA COUNTY FOR SALE OF REMAINING SIGNAL PARTS INVENTORY

Approval to sell the City's remaining traffic signal parts inventory to Osceola County for signal maintenance in the total amount of \$29,651.78.

7.D APPROVAL OF TRANSFER OF TRAFFIC SIGNAL CABINET TO OSCEOLA COUNTY

Approval to transfer a spare traffic signal cabinet currently available in the City's inventory to the County.

7.E RECLASSIFICATION OF HUMAN RESOURCES ADMINISTRATIVE TECHNICIAN

Approval of the reclassification of the Human Resources Administrative Technician position to the Finance Payroll Specialist position.

7.F RATIFICATION OF EXECUTIVE ORDERS 2020-17 AND 2020-18

City Commission ratification of Executive Order 2020-17 issued July 6, 2020, Executive Order 2020-18 issued July 13, 2020, for the extension of the Local Declaration of Emergency to July 19, 2020.

7.G FIRST AMENDMENT TO AMENDED AND RESTATED DEVELOPMENT AGREEMENT WITH MOSAIC PARTNERS IV, LLC.

Approve and authorize the Mayor to sign the First Amendment to the Amended and Restated Development Agreement with Mosaic Partners IV, LLC.

7.H SPECIAL EVENTS AND PARADES POLICY UPDATE

Approval of the 2020-2021 Special Events & Parade Calendar and the necessary adjustments to the Policy and Procedures and General Provisions for use of Kissimmee's Lakefront Park for events and parades.

7.I FUNDS TRANSFER TO THE 2017 HOME GRANT (PROGRAM YEAR 2016)

Approval to transfer funds in the amount of \$6,515 to the 2017 HOME Grant Fund (Program Year 2016) from the City's General Fund Development Services professional services account and to amend the budget accordingly.

7.J ACCEPTANCE OF SANITIZING/DISINFECTING EQUIPMENT PURCHASED BY OSCEOLA COUNTY THROUGH A DISBURSEMENT MADE BY THE FLORIDA E911 BOARD

Acceptance of sanitizing and disinfecting equipment valued at \$15,582.48 that was purchased by Osceola County via a disbursement made by the Florida E911 Board.

7.K BURKHARDT CONSTRUCTION MANAGER AT RISK FOR THE TOHO APARTMENTS (HANSEL PLANT) UTILITY RELOCATION CHANGE ORDERS #2 AND #3

Approval of change orders #2 and #3 to the Construction Manager at Risk contract with Burkhardt Construction for the relocation and improvements of utilities at the Toho Apartment site (Hansel Plant).

7.L AUTHORIZATION TO SUBMIT APPLICATION FOR THE FY 2020 AAA FLORIDA TRAFFIC SAFETY GRANT PROGRAM

Authorization to submit an application for the Fiscal Year 2020 AAA Florida Traffic Safety Grant Program (First Responders/Law Enforcement Organizations/Fire Departments).

7.M BELLAVIDA, PHASE 2C (DRC# 17-00179) – ACCEPTANCE OF IMPROVEMENTS WITH CONDITIONS, MAJOR SUBDIVISION

City Commission Acceptance of the Improvements for Bellavida, Phase 2C, with Conditions. The subdivision is located west of Bass Road and north of Yowell Road.

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 286.0105: 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 AT 407-518-2308 OR VIA EMAIL AT CITYCLERKEMAIL@KISSIMMEE.ORG, PRIOR TO THE MEETING (FS 286.26).

ITEM 4.A

PUBLIC HEARING – SECOND AND FINAL READING – ORDINANCE EXTENDING THE CITY OF KISSIMMEE COMMUNITY REDEVELOPMENT AGENCY THROUGH FISCAL YEAR 2053 - PROPOSED ORDINANCE #20-16

AN ORDINANCE EXTENDING THE CITY OF KISSIMMEE COMMUNITY REDEVELOPMENT AGENCY AND THE TIME FOR FINANCING AND PERFORMING PROJECTS ENUMERATED IN THE DOWNTOWN KISSIMMEE COMMUNITY REDEVELOPMENT PLAN UNTIL THE END OF FISCAL YEAR 2053 AS PERMITTED BY F.S. SECTION 163.362(10); RENAMING THE CITY OF KISSIMMEE COMMUNITY REDEVELOPMENT AGENCY AS THE DOWNTOWN KISSIMMEE COMMUNITY REDEVELOPMENT AGENCY; REPEALING ALL ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE

Request

Approval of an Ordinance to extend the City of Kissimmee Community Redevelopment Agency (CRA) until the year 2053, the operational timeframe to the 60-year time limit authorized by Florida Statute 163.362; and rename the CRA to the Downtown Kissimmee Community Redevelopment Agency.

Explanation

In 1993, the City created the City of Kissimmee Community Redevelopment Agency (CRA) and adopted its first Redevelopment Plan. At this time, the County was not a charter County and the maximum term for a CRA was 30 years. In 2002, Legislature granted charter Counties power over CRAs, excluding existing CRAs, and expanded the allowable term for a CRA from 30 to 40 years. Since then, Legislature has expanded the allowable term to 60 years for a CRA that initially approved or adopted a Plan before July 1, 2002.

In 2012, the City expanded the CRA for 10 years from its original sunset date of 2023 to 2033. The above legislation authorizes the City to expand the CRA for additional 20 years, from 2033 to 2053.

The CRA comprises the City's downtown district and is often informally identified as the Downtown CRA. In addition to the CRA's extension to 2053, Ordinance #20-16 proposes renaming the CRA officially to Downtown Kissimmee Community Redevelopment Agency.

In conjunction with Proposed Ordinance #20-16, the City Commission approved a Resolution to adopt the City of Kissimmee Community Redevelopment Agency Redevelopment Plan Update on July 7, 2020.

Recommendation

Approval of the Ordinance to extend the City of Kissimmee Community Redevelopment Agency (CRA) until the year 2053, the operational timeframe to the 60-year time limit authorized by Florida Statute 163.362; and rename the CRA to the Downtown Kissimmee Community Redevelopment

Agency.

REQUESTED CITY COMMISSION ACTION:

Adopt

Approve

Attachment(s):

1. Proposed ORD 20-15 - CRA Extension- Revised
2. Ordinance 20-16 Advertisement

ITEM 4.B

PUBLIC HEARING - FINAL READING - LAND USE PLAN AMENDMENT, SMALL SCALE: STAFFORD PLACE, DRC#20-00045 (MH-MDR to MF-MDR) - PROPOSED ORDINANCE #20-13

AN ORDINANCE AMENDING 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; 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

Request

Approval of a small scale land use map amendment from MH-MDR (Mobile Home Medium Density Residential) to MF-MDR (Multi-Family Medium Density Residential) on 8.18 acres of land.

Explanation

Approval of a small scale land use map amendment from MH-MDR (Mobile Home Medium Density Residential) to MF-MDR (Multi-Family Medium Density Residential) for approximately 8.18 acres of land that is currently known as the Bermuda Mobile Home Park. There is existing, adjacent multi-family to the north (Legacy Parc and Bermuda Palms) and south (Belleza Apartments) of the mobile home park. The proposed MH-MDR Future Land Use designation supports multi-family development with a density between 10-20 dwelling units per acre and is compatible with the surrounding multi-family development.

FINDINGS AND REASONS:

1. Compliance with Comprehensive Plan Future Land Use Policy 1.2.1.3, Multi-Family Medium Density Residential (MF-MDR), that is intended to accommodate multiple family structures.

Recommendation

Development Review Committee (DRC) recommended approval subject to DRC comments on May 12, 2020.

The Planning Advisory Board recommended approval by a vote of 4-0 on June 17, 2020.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. 20-00045 Aerial Map
2. 20-00045 Vicinity Map
3. 20-00045 Proposed Ord. 20-13
4. 20-00045 Site Data Tables
5. 20-00045 CC LUPA Ad

6. 20-00045 DRC Comments
7. 20-00045 DRC Application
8. pab.061720.minutes

ITEM 4.C

PUBLIC HEARING - FINAL READING - ZONING MAP AMENDMENT: STAFFORD PLACE, DRC#20-00046 (MHP to RC-1) - PROPOSED ORDINANCE #20-14

AN ORDINANCE AMENDING ORDINANCE NO. 2038 KNOWN AS THE CITY OF KISSIMMEE LAND DEVELOPMENT CODE, REZONING THE PROPERTY HEREINAFTER DESCRIBED, REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE

Request

Approval of a zoning map amendment from MHP (Mobile Home Park) to RC-1 (Multiple Family Medium Density Residential) on 8.18 acres of land.

Explanation

Approval of a zoning map amendment from MHP (Mobile Home Park) to RC-1 (Multiple Family Medium Density Residential) for approximately 8.18 acres of land that is currently known as the Bermuda Mobile Home Park. This is a companion request to the land use plan amendment (DRC#20-00045). The applicant intends to redevelop the mobile home park into multi-family development. The proposed zoning map amendment is consistent and compatible with the area's existing multi-family communities to the north (Legacy Parc and Bermuda Palms) and south (Belleza Apartments).

FINDINGS AND REASONS:

1. Compliance with the intent of the RC-1 zoning district as outlined in Section 14-2-24(A) of the Land Development Code.
2. Compliance with the allowable uses as outlined in Section 14-2-24(B) as multiple family housing developments are consistent and compatible along this segment of N. John Young Parkway and the surrounding area.
3. Compliance with the site design regulations such as lot size, lot area, setbacks, building separation, height, frontage, lot coverage, and other general standards such as internal circulation, access and other conditions as outlined in Section 14-2-24(D), 14-2-24(E), and 14-2-32(F).

Recommendation

Development Review Committee (DRC) recommended approval subject to DRC comments on May 12, 2020.

The Planning Advisory Board recommended approval by a vote of 4-0 on June 17, 2020.

CONDITIONS:

1. Subject to City Commission review and approval of associated land use plan amendment (DRC#20-00045).
2. All applicable code requirements of the City of Kissimmee Code of Ordinances shall be adhered to for any proposed use(s) and its processes.

REQUESTED CITY COMMISSION ACTION:

Approve w/Conditions

Attachment(s):

1. 20-00046 Aerial Map
2. 20-00046 Vicinity Map
3. 20-00046 Proposed Ord. 20-14
4. 20-00046 Site Data Tables
5. 20-00046 CC ZMA Ad
6. 20-00046 DRC Comments
7. 20-00046 DRC Application
8. pab.061720.minutes

ITEM 4.D

PUBLIC HEARING - FIRST READING - LAND DEVELOPMENT CODE TEXT AMENDMENT: LDC UPDATE AND FORM-BASED CODE (DRC#20-053) - PROPOSED ORDINANCE #20-15

AN ORDINANCE AMENDING THE CITY OF KISSIMMEE, FLORIDA CODE OF ORDINANCES TITLES; UPDATING AND MOVING LANGUAGE FROM THE LAND DEVELOPMENT CODE TO TITLE 2, TITLE 7, TITLE 9, TITLE 10, AND TITLE 12 OF THE CODE OF ORDINANCES; REORGANIZING AND UPDATING LANGUAGE IN TITLE 14 OF THE CODE OF ORDINANCES; ADDING SECTION 14-5 FORM BASED CODE (FBC) AND CREATING AND AMENDING THE ZONING MAP TO REFLECT THE REGULATING PLAN IN 14-5; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE

Request

Commission approval of the first reading of an ordinance that will reorganize the Land Development Code with minor text updates and add the Form-Based Code Chapter.

Explanation

In late 2017, City staff began working with a consultant to develop a Form-Based Code, a new chapter in the Land Development Code (LDC) that will replace the current Vine Street Overlay and Downtown Community Redevelopment Area (CRA) standards. In general terms, a Form-Based Code is a land development regulation that uses physical form rather than separation of uses as the organizing principle for the code. A Form-Based Code is a regulation adopted into Code and offers a powerful alternative to conventional zoning regulation. It addresses the relationship between building facades and public spaces, the form and mass of buildings in relation to one another, and the scale and types of streets and blocks. The regulations and standards in Form-Based Codes are presented in both text and clearly drawn diagrams and other visuals. They are keyed to a regulating plan that designates the appropriate form and scale (and therefore, character) of development, rather than only distinctions in land-use types.

In addition to the development of the Form-Based Code, staff has also worked with the consultant to re-organize the Land Development Code, resulting in an intuitive Code that is easier to navigate. Minor text updates were also made, as some sections had not been updated since the mid 1990s/early 2000s.

Since the Planning Advisory Board meeting, there have been two changes to the Form-Based Code Regulating Plan (Figure 5-1). The Kelley Avenue Industrial Area was removed from the Form-Based Code area to accommodate the current development in that area. In addition, an area north of Osceola Regional Medical Center was changed from the T4-O transect to the T5-M transect to better accommodate medical-oriented development. A map of these changes has been included with the backup.

The Second and Final Reading by the City Commission will be held on August 4, 2020 and the new ordinance and associated changes will become effective on September 1, 2020. Any development applications that are in the City's development review process prior to the effective date of the new code will be allowed to follow the current standards.

Recommendation

The Development Review Committee recommended approval on June 2, 2020.

The Planning Advisory Board recommended approval by a vote of 4-1 on July 1, 2020.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Consultant Presentation 07.21.2020 CC
2. Kissimmee LDC DRAFT_UnderlineStrikethrough
3. Kissimmee Ch 0_Sections to be Moved_v10
4. CC Mapping Edits Exhibit
5. Proposed Ordinance#20-15
6. City Commission July Advertisement
7. 07-01-20 PAB actions

ITEM 4.E

PUBLIC HEARING - FIRST READING - ANNEXATION: NORTH THACKER AVENUE RIGHT-OF-WAY, DRC#20-00037 - PROPOSED ORDINANCE #20-17

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF CERTAIN HEREIN DESCRIBED LAND, TO THE CITY OF KISSIMMEE, FLORIDA, FURTHER PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH LAND AFTER ITS ANNEXATION, REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE

Request

Approval to annex approximately 4.1 acres of property and existing right-of-way west of N. John Young Parkway, east of Dyer Boulevard, north of Flora Boulevard, and south of Eagles Reserve Boulevard.

Explanation

This annexation primarily includes parcels currently owned by the City of Kissimmee and Osceola County that will consist of the eastern half sections of the future N. Thacker Ave. extension. The future western half sections are currently within City limits. The annexation also includes a portion of the existing N. Thacker Ave. roadway that currently exists from Dart Ave. and extends north through the intersection of W. Osceola Parkway. The annexation of the existing rights-of-way will improve the management and coordination of municipal services and will provide for the efficient maintenance of the N. Thacker Ave. extension roadway within a single jurisdiction.

The annexation is the initial catalyst needed to ultimately establish a new north-south corridor between Dyer Blvd. and John Young Pkwy. and to support the City's efforts to provide for the continuation and expansion of street grids to promote connectivity, improve pedestrian conditions and increase access to transit. This annexation includes a segment of N. Thacker Ave. that has been identified as a multimodal capital improvement needed to achieve the adopted Quality of Service (QOS) bicycle, pedestrian, and transit scores established in the Transportation Element of the Comprehensive Plan.

FINDINGS AND REASONS:

1. Compliance with Chapter 171 of the Florida Statutes as it meets all the criteria for voluntary annexation as the subject property is contiguous to the City Limits along the western boundary of the parcels and contiguous to City Limits along the western boundary of the existing right-of-way of N. Thacker Avenue and Osceola Parkway. Municipal services, including water, sewer, drainage, police and fire protection are already provided to surrounding properties. The subject property is reasonably compact and will not result in the creation of enclaves if annexed.
2. Compliance with Section 14-2-12 annexation regulations outlined in the Land Development Code.

Recommendation

The Development Review Committee (DRC) recommended approval on March 24, 2020.

The Planning Advisory Board recommended approval by a vote of 5-0 on June 3, 2020.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. 20-00037 Aerial Map
2. 20-00037 Vicinity Map
3. 20-00037 Site Data Tables
4. 20-00037 CC Ad
5. 20-00037 DRC Comments
6. 20-00037 DRC Application
7. pab.060320.minutes

ITEM 5.A

PUBLIC HEARING - CITY OF KISSIMMEE 2020-2025 CITIZEN PARTICIPATION PLAN

Request

Adoption of the City of Kissimmee 2020-2025 Citizen Participation Plan.

Explanation

The Citizen Participation Plan sets forth the policies and procedures for citizen participation throughout the consolidated planning process which includes the Consolidated Plan, Annual Action Plan and any subsequent amendments, the Consolidated Annual Performance and Evaluation Report (CAPER) and the Assessment of Fair Housing. The Plan provides citizens of the community where CDBG funded activities will take place, an opportunity to participate in the planning, implementation, and assessment of the programs and projects. The Plan is tailored to ensure that low and moderate income citizens, including minorities and non-English speaking persons, are afforded opportunities to participate.

The Citizen Participation Plan is adopted every five years.

Recommendation

Adopt of the City of Kissimmee 2020-2025 Citizen Participation Plan.

REQUESTED CITY COMMISSION ACTION:

Adopt

Attachment(s):

1. Citizen Participation Plan_2020-2025

ITEM 5.B

PUBLIC HEARING - CITY OF KISSIMMEE 2020-2025 CONSOLIDATED PLAN

Request

Approve and adopt the City of Kissimmee 2020-2025 Consolidated Plan.

Explanation

The 2020-2025 Consolidated Plan is the document represents and summarizes the housing and community development goals, objectives, outcomes, and obstacles identified by citizens, public and housing service providers, City program staff and elected officials. It guides the City's use of Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) program funds for a five year period. The Plan describes the amount of assistance, priorities, and range of activities that will be undertaken during that time.

Based on the information gathered and evaluated during the development of this Plan, five overall priorities were identified to guide the goals, objectives, and outcomes over the next five years:

- 1) Improve availability and accessibility of affordable housing to persons of low and moderate income.
- 2) Promote preservation and sustainability of the city's existing housing stock.
- 3) Improve access to financial and supportive services to protect citizens from becoming homeless.
- 4) Improve availability and accessibility of diverse employment and business opportunities with higher paying wages.
- 5) Further the safety and livability of the community by improving public infrastructure and public facilities.

The City of Kissimmee will have available approximately \$1.3 million per year in federal, state and local funding resources to be allocated toward housing and community development projects that will address the above mentioned priorities over the next five years - that is, in total, \$6.5 million.

Recommendation

Approve and adopt the City of Kissimmee 2020-2025 Consolidated Plan.

REQUESTED CITY COMMISSION ACTION:

Adopt
Approve

Attachment(s):

1. 2020-2025 Kissimmee Consolidated Plan_draft

ITEM 5.C

PUBLIC HEARING - CITY OF KISSIMMEE ANNUAL ACTION PLAN FOR PROGRAM YEAR (PY) 2020-2021

Request

Approval of a resolution to adopt the City of Kissimmee PY 2020-2021 Annual Action Plan.

Explanation

The PY 2020-2021 Annual Action Plan for the City of Kissimmee is the document required by the U.S. Department of Housing and Urban Development (HUD) as the application for continued funding under the Community Development Block Grant (CDBG) and the HOME Investments Partnership (HOME) programs. The deadline to submit the Annual Action Plan to HUD is August 15, 2020. The activities included in the Plan address the needs and priorities identified in the City's 2020-2025 Five Year Consolidated Plan.

The City receives the CDBG funds directly from HUD. The estimated allocation for the upcoming program year is \$775,197. Below are staff recommendations based on the established goals and objectives of the 2020-2025 Consolidated Plan:

Public Services

Back on Track	\$ 16,100
Building Strong Families	\$ 5,200
Financial Wellness in Times of Uncertainty	\$ 15,000
Good Neighbors	\$ 45,170
Vision Specific Job Training and Employment Serv.	\$ 18,688

Rental and Mortgage Assistance

Building Strong Families	\$ 34,800
Good Neighbors	\$ 50,000
COK Rental/Mortgage Assistance	\$115,200

Public Facilities and Infrastructure

Hill Street Sidewalk Expansion	\$250,000
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Code Enforcement	\$ 70,000
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Planning & Administration	<u>\$155,039</u>
	\$775,197

As a member of the Osceola County HOME Consortium, the City is eligible to receive \$345,234. Below is the breakdown based on staff recommendations:

Tenant Based Rental Assistance	\$ 50,000
Construction of Rental Housing	\$213,857

City of Kissimmee

Rental Housing - CHDO Project	\$ 51,786
Planning & Administration	<u>\$ 29,591</u>
	\$345,234

The Plan was available for public review on the City's website from July 16 - July 20, 2020. No comments were received.

The accompanying Resolution authorizes the City Manager to execute the federal forms and certifications required as part of the Annual Action Plan and all other required documents of the CDBG and HOME grants.

Recommendation

Approval and adoption of a resolution for the City of Kissimmee PY 2020-2021 Annual Action Plan.

REQUESTED CITY COMMISSION ACTION:

Adopt
Approve

Attachment(s):

1. Kissimmee 2020-2021 Annual Action Plan_draft
2. RES adopting 2020-2021 CDBG HOME Action (Tracked Changes)
3. SF424 Revised 7-14-2020
4. Certifications
5. Non-State-Cerifications

ITEM 7.A

PURCHASE OF REMOTE-CONTROLLED SAFETY MECHANISM FOR HERBICIDE SPRAY TRUCK

Request

Approval to purchase a remote-controlled safety mechanism for the herbicide spray truck from Chemical Containers, Inc. in the amount of \$68,860 in lieu of the existing human-boom.

Explanation

Since 2006, the Public Works & Engineering Department has been using a spray truck for herbicide application with a mechanism that was fabricated in-house by the City's weld shop. The mechanism built in-house allows the herbicide specialist to spray ditches and ponds from a boom-operated platform that greatly reduces overspray while increasing production. This eliminated the need to walk on slopes along the water while dragging a hose. However, this requires the herbicide specialist to be elevated over the ditch or pond in this apparatus referred to as a human-boom which may no longer be compliant with OSHA standards. With further technology advancement and assessment of proper safety precautions, the human-boom is no longer in practice because of the high risk factor.

In 2020, a replacement cab and chassis was placed into service after the transmission failed on the 2006 spray truck. The spray application technology has advanced to a remote controlled boom which is available from Chemical Containers. This new technology allows the herbicide specialist to remain inside the truck while operating a boom remotely which minimizes exposure to chemicals and potential falls; therefore maximizing the safety of the operator.

Chemical Containers developed this system and have sold it to local and State agencies including nearby Manatee County. It is a unique system and sole source. They can also provide a turnkey spray body to include mounting, training and warranty.

The Fleet Maintenance division has reviewed the purchase in order to ensure compatibility and conformance to City standards. Procurement has also reviewed specifications to allow for competitive/comparative pricing.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
4409-45-4550-538-5006393	TBD	Decrease	\$68,860	\$68,860

Financial Summary:

Sufficient funds are available in the Stormwater Utility Fund in the sediment storage project. After Commission approval of the purchase, funds will be transferred from project SW1911 to create a project for this additional equipment.

Recommendation

Staff recommends approval to purchase a remote-controlled safety mechanism for the herbicide spray truck from Chemical Containers, Inc. in the amount of \$68,860.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Chemical Containers canal boom specifications and quote
2. City of Kissimmee's Human-Boom Spray Truck
3. Manatee County's Remote-Controlled Boom Spray Truck
4. Sole source letter from Chemical Containers

ITEM 7.B

HELPING EMERGENCY RESPONDERS OBTAIN SUPPORT PROGRAM AT THE FLORIDA DEPARTMENT OF HEALTH FOR FY 2020

Request

Approval to apply for the Helping Emergency Responders Obtain Support (HEROS) Program from the Florida Department of Health.

Explanation

The Florida Department of Health has announced the availability of grant funds to state and local units of government through the Helping Emergency Responders Obtain Support (HEROS) Program from the Florida Department of Health, FY 2020 Local Solicitation. This program allows states and local governments to become equipped with Naloxone which is an opioid antagonist. The funding distribution is based on a percentage of trained staff, organization type and amount of overdoses per year. The City of Kissimmee has requested 200 units at a cost of \$7,500.

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

The Kissimmee Police Department applied for and was awarded 200 units for FY 2019 through the HEROS program.

This grant is an in kind donation; therefore, no funds will be disbursed from the City nor received by the City. The HEROS grant pays the supplier directly.

Recommendation

Staff recommends approval to apply for and receive funds from the Helping Emergency Responders Obtain Support (HEROS) Program from the Florida Department of Health Program FY 2020 in the amount of \$7,500.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

None

ITEM 7.C

FIRST AMENDMENT TO SIGNAL MAINTENANCE INTERLOCAL AGREEMENT WITH OSCEOLA COUNTY FOR SALE OF REMAINING SIGNAL PARTS INVENTORY

Request

Approval to sell the City's remaining traffic signal parts inventory to Osceola County for signal maintenance in the total amount of \$29,651.78.

Explanation

The Traffic Engineering division has completed an inventory of its traffic signal maintenance parts. This inventory was the portion that remained after the 2019 execution of the Interlocal Agreement (ILA) for signal maintenance with Osceola County. The division no longer has a use for the remaining signal inventory since the maintenance of all traffic signals has been transferred to the County.

The division contacted the County to determine if they would be interested in purchasing these remaining items. After examination, the County agreed to purchase all remaining signal parts for \$29,651.78.

Staff has determined that the County's offer is acceptable, in light of the value of the inventory. On June 15, 2020, Osceola County reviewed, approved and executed this first amendment to the ILA. The County's executed copy is attached.

Recommendation

City Commission approval to sell the City's remaining traffic signal parts inventory to Osceola County for signal maintenance in the total amount of \$29,651.78.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Remaining Signal Parts Inventory List (5-6-20)
2. Partially Executed First Amendment to Traffic Signal Maintenance ILA-Osceola. COK

ITEM 7.D

APPROVAL OF TRANSFER OF TRAFFIC SIGNAL CABINET TO OSCEOLA COUNTY

Request

Approval to transfer a spare traffic signal cabinet currently available in the City's inventory to the County.

Explanation

Under the existing Interlocal Agreement (ILA) executed in 2019, Osceola County replaced a damaged City-owned traffic signal cabinet located at the intersection of West Vine Street and North Central Avenue with a new one from the County inventory.

The City-owned traffic signal cabinet was damaged in a traffic accident on January 17, 2020. The accident occurred on a Friday after normal business hours; therefore, emergency replacement services were required from the County. The County subsequently billed the City for this service which included the cabinet cost, emergency service call cost, and a 20% surcharge. The total cost associated with this repair is \$13,955.91.

The Traffic Engineering division contacted the County to discuss a negotiated amount that would eliminate the cabinet cost and the 20% surcharge. Based on the negotiated agreement, the County has agreed to accept a replacement cabinet, of equal value, for the cabinet they replaced. Therefore, staff is requesting to transfer a traffic signal cabinet to the County that is in the City's current inventory. The City will then save \$9,540 relative to the amount owed to the County.

Recommendation

Staff recommends City Commission approval to transfer a spare traffic signal cabinet currently available in the City's inventory to the County.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

None

ITEM 7.E

RECLASSIFICATION OF HUMAN RESOURCES ADMINISTRATIVE TECHNICIAN

Request

Approval of the reclassification of the Human Resources Administrative Technician position to the Finance Payroll Specialist position.

Explanation

This reclassification is for the continued expansion of duties and responsibilities due to the enhanced changes within the new payroll system. Attached is the job description of the proposed Finance Payroll Specialist which will accurately reflect the position's current responsibilities and duties. With the proposed reclassification of the Human Resources Administrative Technician and moving the newly created position to the Finance Department will ensure that the workflow is processed in an effective and timely manner.

If the Commission approves the reclassification of this position, the transition process will begin immediately and will conclude when the Payroll Specialist position is filled and proper training has been completed for the newly created position.

Current Position	Proposed Position	Current Annual Salary	Proposed Annual Salary	Fiscal Impact
Human Resources Administrative Technician	Payroll Specialist	\$30,187 - \$46,671 Pay Grade 10	\$34,954 - \$54,041 Pay Grade 13	\$4,767 - \$7,370

The fiscal impact to the current budget will be supplemented by the Human Resources Administrative Technician position which has been vacant since February 2020.

Recommendation

Staff recommends Commission approval of the reclassification of the Human Resources Administrative Technician to a Payroll Specialist position in the Finance Department.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Job Description - Reclassification for Finance Payroll Specialist

ITEM 7.F

RATIFICATION OF EXECUTIVE ORDERS 2020-17 AND 2020-18

Request

City Commission ratification of Executive Order 2020-17 issued July 6, 2020, Executive Order 2020-18 issued July 13, 2020, for the extension of the Local Declaration of Emergency to July 19, 2020.

Explanation

City Manager Steigerwald, as authorized by City Code Section 15-1-5, issued the original Local State of Emergency on March 16, 2020. Several extensions of the original Executive Order have been necessary due to the ongoing threat to the health and safety of our citizens. Executive Order 2020-17 and 2020-18, which extend the original order through July 19, 2020.

Recommendation

Staff recommends ratification of Executive Orders extending the State of Emergency.

REQUESTED CITY COMMISSION ACTION:

Adopt
Approve

Attachment(s):

1. Ratification of Emergency Proclamation 2020-17 (Expires July 12 2020)
2. 2020-17 Executive Order 2020-17 Extension of Local State of Emergency Declaration (Expires July 12 2020)
3. Ratification of Emergency Proclamation 2020-18 (Expires July 19 2020)
4. 2020-18 Executive Order 2020-18 Extension of Local State of Emergency Declaration (Expires July 19 2020)

ITEM 7.G

FIRST AMENDMENT TO AMENDED AND RESTATED DEVELOPMENT AGREEMENT WITH MOSAIC PARTNERS IV, LLC.

Request

Approve and authorize the Mayor to sign the First Amendment to the Amended and Restated Development Agreement with Mosaic Partners IV, LLC.

Explanation

The City of Kissimmee and Mosaic Partners IV, LLC entered into Amended and Restated Development Agreement on August 7, 2018 for the development of the two parcels of land in downtown Kissimmee, known as Hansel Plant and Toho Square.

This amendment addresses several changes, including but not limited to the deletion on funding and credits for parking spaces for the non-residential uses on Hansel Plant, parking for the non-residential use on Hansel Plant will be public spaces in proximity to the development and various changes to the Exhibits.

The City Attorney has reviewed and approved this amendment.

Recommendation

Staff recommends authorizing the Mayor to sign the First Amendment to the Amended and Restated Development Agreement with Mosaic Partners IV, LLC.

REQUESTED CITY COMMISSION ACTION:

Approve

Execute

Attachment(s):

1. Mosaic First Amendment to Amended and Restated Development Agreement

ITEM 7.H

SPECIAL EVENTS AND PARADES POLICY UPDATE

Request

Approval of the 2020-2021 Special Events & Parade Calendar and the necessary adjustments to the Policy and Procedures and General Provisions for use of Kissimmee's Lakefront Park for events and parades.

Explanation

On March 10, 2020, the City Commission held a workshop to discuss special events, parade routes and parade survey results. Annually, the City hosts approximately 250 private or public events and the need for clear rules and expectations is critical for the City, event promoters, attendees and affected businesses and residents. The special event and parade process, policies and procedures were reviewed and the consensus of the Commission was to include the following recommendations:

EVENT RECOMMENDATIONS

Approval of the 2020-2021 Special Event and Parade Calendar. Please note that many of the events for 2020 have been or may be cancelled due to the pandemic.

Approval of the list of Kissimmee's Signature Events. Supported third-party events Desfile Puertorriqueno de la Florida (Puerto Rican Parade/Festival), Armed Forces Day Celebration, and Orlando Japan Festival, must demonstrate four consecutive years of 5000+ attendees, show good financial standing with the City and operate safely. A track record of good performance will enable them to be considered for Signature status in the future.

Approval to require event organizers to adhere to standards to include communication of event details, past event performance records and payment history, licensing, insurance and proof of nonprofit status.

Approval that all events will adhere to City safety protocols, event policies and organizers must attend mandatory pre, post and captain/vendor planning meetings. Non-adherence to attending mandatory meetings, or disregarding important event/parade safety protocols, could result in event suspension.

Approval to keep the existing outdoor event sound policy at five hours maximum of continuous amplified sound, but add a penalty of \$500 for exceeding the five hours of amplified sound (includes all announcements, live or recorded music and acknowledgements) which shall increase \$500 each consecutive year that the infraction occurs.

Approval to set limitations with the 45-day limit of hosting like or similar events to now include Veterans, Festival, Lighthouse and Marina Overflow lawns, to one per month for any event that has either 2,000+ attendees, amplified sound exceeding four hours or an event duration exceeding four hours.

Approval of event lawn operational hours to be defined in the policy for all outdoor special events held at Lakefront Park should end by 7:00 p.m., except for Kissimmee's Monumental 4th of July Festival /Fireworks Celebration and KUA's Movie in the Park series, held on the first Friday of the month from October to March, which typically end by 9:00 p.m.

PARADE RECOMMENDATIONS:

Approve and continue to limit road closures that require KPD oversight to occur once every 30 days.

Approval of three parade routes:

- 1) The Broadway/Lakeview out and back route - for large parades that attract 1,250 or more spectators.
- 2) The Broadway point to point route - for parades that attract 501-1,249 spectators.
- 3) The Lakeview Drive point to point route - for parades that have 500 or less spectators.

(NOTE: The Cattle Drive is exempt from the attendance tiers, 30-day closure limit, and is recommended to be held on Broadway).

Approve the towing of parked vehicles that do not abide by the road closure timelines. Proper communications with advertised times of road closures will be made in advance with our downtown customers so that vehicles are not in the way of parade attendees and parade participants. For the December Festival of Lights Parade, the Commission suggested that no parking be implemented at 12 noon rather than 6:00 a.m. as to not negatively impact morning breakfast and downtown shopping.

Recommendation

Approval of the 2020-2021 Special Events & Parade Calendar and the proposed adjustments to the Policy and Procedures and General Provisions for use of Kissimmee's Lakefront Park for events and parades.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Parade Routes
2. 202021 Parade & Road Closure
3. 202021 Event Calendar

ITEM 7.I

FUNDS TRANSFER TO THE 2017 HOME GRANT (PROGRAM YEAR 2016)

Request

Approval to transfer funds in the amount of \$6,515 to the 2017 HOME Grant Fund (Program Year 2016) from the City's General Fund Development Services professional services account and to amend the budget accordingly.

Explanation

City staff has determined that the grant amount for the 2017 HOME Grant Fund (Program Year 2016) was erroneously overstated. As a result, the City over spent \$6,515 from this fund. While HUD has determined that the City is not responsible for the over-spending, a budget adjustment is necessary to eliminate the overage.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
0001-25-2510-515-5003131		Decrease	\$6,515	\$6,515
0001-90-9090-581-5009171		Increase	\$6,515	\$6,515
1251-00-0000-381-3810001		Increase	\$6,515	\$6,515
1251-25-2510-515-5009276		Increase	\$6,515	\$6,515

Financial Summary:

Adequate funds are available in the Development Services' budget to cover this transfer.

Recommendation

Staff recommends approval to transfer funds in the amount of \$6,515 to the 2017 HOME Grant Fund (Program Year 2016).

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

None

City of Kissimmee

ITEM 7.J

ACCEPTANCE OF SANITIZING/DISINFECTING EQUIPMENT PURCHASED BY OSCEOLA COUNTY THROUGH A DISBURSEMENT MADE BY THE FLORIDA E911 BOARD

Request

Acceptance of sanitizing and disinfecting equipment valued at \$15,582.48 that was purchased by Osceola County via a disbursement made by the Florida E911 Board.

Explanation

The Florida E911 Board approved a special disbursement of earned interest intended to help Osceola County with the expenses necessary to protect county 911 personnel from COVID-19. The equipment that will be purchased will allow the City's Communications Center to continue to provide a safe environment for personnel assigned to the communications building.

The disbursement will be divided amongst the three primary public-safety access points (PSAP) in Osceola County, allotting \$16,000 per PSAP.

All of the items will be purchased by Osceola County and donated to the Kissimmee Police Department; therefore, no funds will need to be expended by the City..

The breakdown of equipment and cost per item is listed below:

Airo Pro (4 units) \$10,782.00
AiroPRO Replacement Filter and Lamp Kit 4 @\$295 each \$1,180.00
Victory Electrostatic Sprayer \$1,749.49
BruTab6s Disinfecting Tablets \$249.49
Homedics Sanitizing Bag 2 @ \$99.99 each \$199.98
The Portable Sanitizing UV Wand 12 @ \$118.46 each \$1,421.52
Total \$15,582.48

Recommendation

Staff recommends acceptance of sanitizing and disinfecting equipment valued at \$15,582.48.

REQUESTED CITY COMMISSION ACTION:

Accept

Attachment(s):

1. E911 Letter

ITEM 7.K

BURKHARDT CONSTRUCTION MANAGER AT RISK FOR THE TOHO APARTMENTS (HANSEL PLANT) UTILITY RELOCATION CHANGE ORDERS #2 AND #3

Request

Approval of change orders #2 and #3 to the Construction Manager at Risk contract with Burkhardt Construction for the relocation and improvements of utilities at the Toho Apartment site (Hansel Plant).

Explanation

The City Commission approved a Construction Manager at Risk contract with Burkhardt Construction on December 3, 2019 for utility relocation at the Toho Apartment site (Hansel Plant) in the amount of \$573,395.34.

The City Commission approved Change Order #1 to the above contract on March 3, 2020 for a new water main on Ruby Avenue as required by Toho Water Authority in the amount of \$399,997.09 which resulted in a project total of \$973,392.43.

During the design phase, it was determined that Change Order #1 was no longer necessary; therefore, Change Order #2 deletes Change Order #1. However, during the relocation of the utilities, additional costs were incurred resulting in Change Order #3 in the amount of \$27,035.94.

Overall, the project cost the City \$372,961.15 less than budgeted. This money will be returned to the Downtown CRA and may possibly be used for the relocation of a forced sewer main at the corner of Beaumont and Lakeview.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
3355-10-1010-512-5006393	CM1710	Decrease	\$399,997.09	
3355-10-1010-512-5006393	CM1710	Increase	\$27,035.94	

Financial Summary:

Project CM1710 will be decreased for the deductive change order and increased for Change Order #3.

Recommendation

City of Kissimmee

Staff recommends approval of change orders #2 and #3 to the Construction Manager at Risk contract with Burkhardt Construction.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. City Commission Agenda Item 7F 12 3 2019
2. City Commission Agenda Item 7I 3 3 2020
3. Burkhardt Change Order #2
4. Burkhardt Change Order #3

ITEM 7.L

AUTHORIZATION TO SUBMIT APPLICATION FOR THE FY 2020 AAA FLORIDA TRAFFIC SAFETY GRANT PROGRAM

Request

Authorization to submit an application for the Fiscal Year 2020 AAA Florida Traffic Safety Grant Program (First Responders/Law Enforcement Organizations/Fire Departments).

Explanation

AAA has supported law enforcement and first responders for over a hundred years through valuable partnerships that have made our roadways safer. With that ongoing effort in mind, AAA–The Auto Club Group has established an annual grant program that provides first responders with an opportunity to submit requests for monetary assistance with traffic safety programs, campaigns, equipment, initiatives, etc. The purpose of this year’s traffic safety grant program is to help fill the need of law enforcement agencies and other first responders to reduce traffic injuries and fatalities on Florida roadways. First consideration will be given to applicants whose traffic safety programs, equipment, and/or efforts will positively impact the following categories which also align with AAA’s priority focus areas: Impaired/Drugged Driving, Distracted Driving, Teen Driver Safety, Senior Safety and Mobility.

Recommendation

Staff recommends Commission approval to submit the required application for the FY 2020 AAA Florida Traffic Safety Grant Program.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. 2020 AAAFLTrafficSafetyGrantApplication-FirstResponders-Final

ITEM 7.M

BELLAVIDA, PHASE 2C (DRC# 17-00179) – ACCEPTANCE OF IMPROVEMENTS WITH CONDITIONS, MAJOR SUBDIVISION

Request

City Commission Acceptance of the Improvements for Bellavida, Phase 2C, with Conditions. The subdivision is located west of Bass Road and north of Yowell Road.

Explanation

This request is for Commission acceptance of the improvements constructed with Bellavida, Phase 2C. The required subdivision improvements consist of paving, grading, drainage, landscaping, irrigation, site lighting, and other amenities. All roads and common areas will be owned and maintained by the Homeowners Association.

Park Square Homes, developer of the property, has satisfactorily constructed the subdivision improvements in accordance with City specifications and the approved construction drawings, with the exception of common area recreational amenities. Park Square Homes has requested to defer these improvements and for Staff to hold on to the existing performance bond provided with the final plat until after the amenities have been completed and inspected by the City. Once the amenities have been completed and inspected, the performance bond can be released.

The developer has provided a maintenance bond in the amount of \$286,017.72 (10% of the cost of improvements) to guarantee the required completed improvements for a period of one (1) year from acceptance by the City Commission.

Recommendation

Staff recommends acceptance of the improvements for Bellavida, Phase 2C, with Conditions.

REQUESTED CITY COMMISSION ACTION:

Approve

Attachment(s):

1. Performance Guarantee Agreement Bellavida 2C
2. Daniel Arnette - Bellavida 2C Maint Bond Rider
3. Maintenance Bond 5-27-20