



MINUTES OF THE REGULAR SESSION OF THE CITY COMMISSION HELD TUESDAY, MAY 5, 2020, AT 6:00 PM VIA COMMUNICATIONS MEDIA TECHNOLOGY (CMT) FOR PUBLIC ACCESS AND PARTICIPATION

1. MEETING CALLED TO ORDER

Member Roll Call: Commissioner Olga Gonzalez (Present), Commissioner Felix Ortiz (Present), Commissioner Angela Eady (Present), Commissioner Jim Fisher (Present), and Mayor Jose Alvarez (Present)

Staff Present: City Manager Mike Steigerwald, City Attorney Olga Sanchez de Fuentes, Deputy City Manager Desiree Matthews, Assistant City Manager Austin Blake, City Clerk Linda Hansell

Mayor Alvarez called the meeting to order at 06:01 PM.

2. MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

After a Moment of Silence, Commissioner Fisher led the audience in the Pledge of Allegiance.

3. PROCLAMATIONS AND SPECIAL PRESENTATIONS

None.

4. PUBLIC HEARINGS - FIRST AND SECOND READINGS

4.A PUBLIC HEARING - SECOND AND FINAL READING - POLICE OFFICERS PENSION PLAN AMENDMENT: AMENDING SECTION 2-6-86, PRE-RETIREMENT DEATH - PROPOSED ORDINANCE #20-09

AN ORDINANCE AMENDING TITLE II, ADMINISTRATION, CHAPTER 2-6, CITY EMPLOYEES, OF THE CODE OF ORDINANCES OF THE CITY OF KISSIMMEE; AMENDING THE POLICE OFFICERS' RETIREMENT PLAN; AMENDING SECTION 2-6-86, PRE-RETIREMENT DEATH; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE

Approval of the second and final reading of the proposed ordinance #20-09 for the Police Officers Pension Plan.

City Attorney Sanchez de Fuentes read Proposed Ordinance #3027 by title.

City Manager Steigerwald stated this would provide full benefits to the families of law enforcement officers who are killed in the line of duty due to an intentional act of violence. The request is retro to September 1, 2017 and is for payment of 100% of the officer's monthly salary at the time of death to be paid to the officers surviving family members. This will bring our ordinance in line with the State of Florida Retirement System as it relates to officers killed in the line of duty. The impact to the pension plan is less than 1% of payroll. Staff recommends approval after holding the public hearing.

Mayor Alvarez announced the Public Hearing with no response from the audience.

Commissioner Jim Fisher moved to approve the Second and Final Reading of Proposed Ordinance #3027 (Exhibit "A"). Commissioner Olga Gonzalez seconded the motion.

Upon roll call, the vote was as follows:

Commissioner Ortiz	AYE
Commissioner Eady	AYE
Commissioner Fisher	AYE
Commissioner Gonzalez	AYE
Mayor Alvarez	AYE

Motion carried 5 - 0.

4.B PUBLIC HEARING - SECOND AND FINAL READING - FALSE ALARM FEES ORDINANCE - PROPOSED ORDINANCE #20-10

AN ORDINANCE AMENDING CODE OF ORDINANCES OF THE CITY OF KISSIMMEE, TITLE XIII, BUILDING REGULATIONS, CHAPTER 2 ALARM SYSTEMS SECTION 5 CLASSIFYING ALARMS; FEES CHARGED AMENDING THE FALSE ALARM FEE SCHEDULE; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

Approval of the second reading and to adopt Proposed Ordinance #20-10; amending the false alarm fees schedule.

City Attorney Sanchez de Fuentes read Proposed Ordinance #3028 by title.

City Manager Steigerwald stated this request is to amend the false alarm ordinance and fee schedule and give violators the opportunity to take an educational course in lieu of the fine. The Police Department feels this will have more impact to keep the fees from accumulating and will help financially with those who have difficulty paying.

Mayor Alvarez announced the Public Hearing with no response from the audience.

Commissioner Angela Eady moved to approve the Ordinance # 3028 (Exhibit "B"). Commissioner Jim Fisher seconded the motion.

Upon roll call, the vote was as follows:

Commissioner Eady	AYE
Commissioner Fisher	AYE
Commissioner Gonzalez	AYE
Commissioner Ortiz	AYE
Mayor Alvarez	AYE

Motion carried 5 – 0.

5. PUBLIC HEARINGS

None.

6. HEAR AUDIENCE

None.

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.

Commissioner Jim Fisher moved to approve the Consent Agenda in its entirety. Commissioner Angela Eady seconded the motion.

Upon roll call, the vote was as follows:

Commissioner Eady	AYE
Commissioner Fisher	AYE
Commissioner Gonzalez	AYE
Commissioner Ortiz	AYE
Mayor Alvarez	AYE

Motion carried 5 - 0.

7.A COMMISSION MINUTES APPROVAL

Request Commission approval of the March 10, 2020, March 23, 2020 Special Meeting, and April 21, 2020 Commission Meeting Minutes.

7.B AGREEMENT FOR DESIGN AND ENGINEERING SERVICES FOR LANCASTER RANCH PARK

Request Commission approval to negotiate and execute the design and engineering services contract for Lancaster Ranch Park.

7.C RESOLUTION AUTHORIZING THE CITY TO APPLY FOR AND RECEIVE FINANCIAL ASSISTANCE FOR THE HURRICANE IRMA REBUILD GRANT PROGRAM

Approval of the resolution authorizing the City to apply for and receive financial assistance through the Hurricane Irma Rebuild Grant Program.

Resolution # 04-2020 (Exhibit "C").

7.D AUTHORIZATION TO ACCEPT 2019-2020 VICTIMS OF CRIME ACT (VOCA) GRANT FUNDING

Acceptance of the U.S. Department of Justice (DOJ) 2019-2020 Victims of Crime Act (VOCA) Grant from the State of Florida, Office of the Attorney General, Bureau of Advocacy and Grants Management, in the amount of \$53,868 with a required local match of \$17,956 for a total award of \$71,824.

7.E ACCEPTANCE OF STIMULUS FUNDS RECEIVED FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES (HHS)

Request Commission approval to accept \$40,646.31 in stimulus funding from the Department of Health and Human Services.

7.F RATIFICATION OF SPECIAL NOTICE 2020-10 TEMPORARY WAIVER OF PERMITTING, PLAN REVIEW AND INSPECTION FEES FOR ALL PERMITS ISSUED BY THE CITY OF KISSIMMEE BUILDING DIVISION OF THE DEVELOPMENT SERVICES DEPARTMENT

Commission ratification of Special Notice 2020-10 issued May 1, 2020 temporarily waiving permitting, plan review and inspection fees for all permits issued by the Building division of Development Services Department.

7.G LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT NO. 1 WITH FDOT FOR SHINGLE CREEK TRAIL, NORTH PHASE 2B FROM TAPESTRY DEVELOPMENT TO OSCEOLA PARKWAY

Approval of resolution authorizing the City Manager to execute and deliver to the Florida Department of Transportation (FDOT) the Local Agency Program (LAP) supplemental agreement for the Shingle Creek Trail – North Phase 2B from Tapestry Development to Osceola Parkway project (FPN 430225-9-58-01).

Resolution # 05-2020 (Exhibit "D").

7.H BID AWARD FOR THE CONSTRUCTION OF THE SHINGLE CREEK REGIONAL TRAIL PROJECT, NORTH PHASE 2B FROM TAPESTRY DEVELOPMENT TO OSCEOLA PARKWAY

Approval to award the bid for the construction of the Shingle Creek Regional Trail Project North Phase 2B from Tapestry Development to Osceola Parkway to Atlantic Civil Corp., Orlando, Florida in the amount of \$2,470,432.41. This project (FPN 430225-9-58-01) will be funded by the Florida Department of Transportation (FDOT) and Recreation Impact Fees.

7.I RATIFICATION OF EXECUTIVE ORDERS 2020-06 AND 2020-07

Request City Commission ratification of Executive Order 2020-06 issued April 20, 2020 and 2020-07 issued April 27, 2020 for the extension of the local declaration of emergency.

8. DISCUSSION ITEMS

None.

9. HEAR CITY OFFICIALS

9.A CITY MANAGER

CITY MANAGER STEIGERWALD

City Manager Steigerwald announced that the Osceola County Transportation and Transit Department is having two Public Workshops for citizen input. The first is Thursday, May 14, 2020 at 6:00 PM; seeking input on a recreational trail that will connect Kissimmee and St. Cloud between Neptune Trail and Lakeshore Boulevard in St. Cloud. The second meeting will be held on Tuesday, May 19, 2020 at 6:00 p.m. seeking input on intersection improvements planned for Fortune and Simpson Road.

City Manager Steigerwald reviewed the City status of operations in response to COVID-19. He stated the majority of our employees will continue to Telework through Phase I, once we get to Phase II we will open slowly phasing in services in high demand first. With the schools being

closed for the remainder of the year, we are looking at options to provide camps and childcare for first responders (police, fire, doctor's offices, hospital workers, etc.) as well as County and City employees. Due to social distancing restrictions, this will be different than what we've done in the past.

City Manager Steigerwald reviewed the plans to bring to the Commission an amendment to the Consolidated Plan for CDBG-CV funds in the amount of \$426,000. Staff plans to bring this to the Commission on May 19th with our proposal to take half of the funds and put them toward the 300 applications staff is reviewing.

City Manager Steigerwald reviewed additional business assistance plans for Phase I based on recommendations from the Osceola County Back to Work Task Force. These plans include a webinar with a nationally known expert on Food Safety and Sanitation and posters for businesses to post with CDC guidelines. In addition, a "Stay Local Osceola" campaign to encourage individuals to frequent our local businesses, City outreach including videos the Commission recorded; emails to every business in the City and over 14,000 individuals open and viewed emails and videos. Finally, the remaining \$213,000 from CDBG-CV will be applied to assisting businesses via grants at \$5,000 for micro and \$10,000 for larger businesses. The Task Force liked this idea because they felt the businesses need cash.

City Manager Steigerwald reminded the Commission of the permit waiver program going into effect on Friday, May 1, 2020. The emergency declaration allows for permits to be waived for up to four (4) months or 120-days which can be extended by the Commission. The temporary sign ordinance will be advertised to the businesses, so they are aware it is available to them.

The City is looking at waiving outdoor dining and retail display rules during Phase I and possibly into Phase II based on restaurant occupancy. The City Manager has the authority to implement this and it would be brought back to the Commission for ratification. Director Kirkegard and her staff have recommended more ideas and that will be brought to the Commission, but we want to wait until after the first month to see what is most needed. The "Back to Work Task Force" will be meeting again on May 1st and we may have additional information to provide to the Commission.

Commissioner Eady questioned the distribution of these funds to City businesses.

City Manager Steigerwald confirmed these funds would be solely for City businesses.

9.B CITY ATTORNEY

CITY ATTORNEY SANCHEZ DE FUENTES

City Attorney Sanchez de Fuentes informed the Commission that she will be providing them with a draft of the "Code of Conduct Media Policy" for their review and discussion at the May 19, 2020 Commission meeting; this was a request of the Commission at the Retreat held earlier this year.

9.C CITY COMMISSION

COMMISSIONER GONZALEZ

Nothing.

COMMISSIONER ORTIZ

Commissioner Ortiz encouraged everyone to continue to be safe.

COMMISSIONER EADY

Nothing.

COMMISSIONER FISHER

Commissioner Fisher thanked Farm Share for their participation in the food distribution held on April 28th. Great job by them and our City staff.

Commissioner Fisher wished all the moms a Happy Mother's Day.

MAYOR ALVAREZ

Mayor Alvarez commended the City Manager and his staff for all their hard work, they have been working tirelessly to make sure the programs and services that are needed by our citizens and businesses are available. We depend on medical experts, legal advisors, and leaders on the Emergency Policy Group so that we are not making decisions alone and we're going in the right direction. We have been fortunate to keep our COVID numbers lower because we are doing the right thing. Everyone should social distance, wear face coverings, and remember it is not just for you, it is for everyone around you. Do not let your guard down.

Mayor Alvarez stated we all work together in Osceola County and none of us can do it alone. Thank you to the police, fire, and other members of the community that have been getting out and doing things to lift the spirits of our first responders. The Mayor commented on the 900 people who received food supplies from the Farm Share and he stated we've had conversations with GOYA and they are proposing a price that is reasonable for the City to provide food to approximately 500 families in our City (box includes 4-5 meals) for approximately \$5,600.

Mayor Alvarez wish a very Happy 70th Birthday to his mother-in-law.

10. ADJOURNMENT

There being no further business to come before the Commission, Mayor Alvarez adjourned the meeting at 06 27 PM



Rinda Sharsell
CITY CLERK

[Signature]
MAYOR/COMMISSIONER

Exhibit "A"
Ordinance # 3027
Police Officers Pension Plan Amendment
Item 4.A.

Exhibit "B"
Ordinance # 3028
False Alarm Fees Ordinance
Item 4.B.

Exhibit "C"
Resolution # 04-2020
Authorizing the City to Apply and Receive Financial Assistance – Hurricane Irma
Item 7.C.

Exhibit "D"
Resolution # 05-2020
Authorizing City Manager to Execute and Deliver Local Agency Program
Shingle Creek Trail – North Phase 2B (Tapestry Development to Osceola Parkway)
Item 7.G.