



**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, AUGUST 3, 2021
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 EMPLOYEE OF THE MONTH FOR AUGUST - SUGEIL PEREZ

That the City Commission join the City Manager in recognizing Sugeil Perez, Public Works and Engineering, as August's Employee of the Month.

4. PUBLIC HEARINGS - FIRST AND SECOND READINGS

4.A PUBLIC HEARING - SECOND AND FINAL READING - FIRE PENSION PLAN AMENDMENT; AMENDING SECTION 30-145; 30-149; 30-156 AND 30-167 - PROPOSED ORDINANCE # 21-08

AN ORDINANCE OF THE CITY OF KISSIMMEE, FLORIDA, AMENDING CHAPTER 30, PERSONNEL, ARTICLE III, EMPLOYEE RETIREMENT, DIVISION III, FIREFIGHTERS' RETIREMENT PLAN, OF THE CODE OF ORDINANCES OF THE CITY OF KISSIMMEE; AMENDING SECTION 30-145, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 30-149, OPTIONAL FORMS OF BENEFITS; AMENDING SECTION 30-156, MINIMUM DISTRIBUTION OF BENEFITS; AMENDING SECTION 30-167, DEFERRED RETIREMENT OPTION PLAN; 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 and Final Reading for the proposed ordinance 21-08 of the Firefighters Retirement Plan.

4.B PUBLIC HEARING - SECOND AND FINAL READING - POLICE OFFICERS PENSION PLAN AMENDMENT; AMENDING SECTION 20-203; 30-207 AND 30-213 - PROPOSED ORDINANCE # 21-09

AN ORDINANCE OF THE CITY OF KISSIMMEE, FLORIDA, AMENDING CHAPTER 30, PERSONNEL, ARTICLE III, EMPLOYEE RETIREMENT, DIVISION 4, POLICE OFFICERS' RETIREMENT PLAN, OF THE CODE OF ORDINANCES OF THE CITY OF KISSIMMEE; AMENDING SECTION 30-203, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 30-207, OPTIONAL FORMS OF BENEFITS; AMENDING SECTION 30-213, MINIMUM DISTRIBUTION OF BENEFITS; 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 and Final Reading for the proposed ordinance 21-09 of the Police Retirement 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 July 6, 2021 Commission Minutes.

7.B CONTRACT WITH M&M ASPHALT MAINTENANCE, INC FOR CENTRAL SERVICES BUS (LYNX) PARKING LOT & ROSE HILL CEMETERY ROADWAY RESURFACING

Approval of piggyback contract (City of Fort Lauderdale construction agreement, ITB No.12336-103) with M&M Asphalt Maintenance dba All County Pavement Management Solutions, Inc. for the resurfacing of the Central Services Bus (LNYX) Parking Lot and the Rose Hill Cemetery roadway.

7.C HELPING EMERGENCY RESPONDERS OBTAIN SUPPORT (HEROS) PROGRAM AT THE FLORIDA DEPARTMENT OF HEALTH (DOH) FOR FY2021

Approval to allow the Kissimmee Police Department to apply for and receive funds from the Helping Emergency Responders Obtain Support (HEROS) Program at the Florida Department of Health (DOH).

7.D CHANGE ORDER NO. 1 WITH GOMEZ CONSTRUCTION AND AMENDMENT NO. 1 TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT FOR SECURITY IMPROVEMENTS AT KISSIMMEE GATEWAY AIRPORT

Approval of Change Order No. 1 with Gomez Construction and an Amendment to the Public Transportation Grant Agreement with Florida Department of Transportation (FDOT) for Airport Security Improvements Project in the amount \$14,273.00, using Florida FDOT grant funding and budgeted Airport funds.

7.E IGLESIA CRISTIANA EL CABALLERO DE LA CRUZ - FINAL PLAT (DRC#21-00016)

Approval of the final plat known as Iglesia Cristiana El Caballero De La Cruz.

7.F ACCEPTANCE OF DONATION FROM MRS. SAUNDRA SORRELL FOR CRIMINAL JUSTICE ACADEMY TRAINING

Approval to accept donation in the amount of \$3,000 from Mrs. Sandra Sorrell for Criminal Justice Academy Training.

7.G AUTHORIZATION TO DONATE ONE GUN SAFE TO THE SCHOOL BOARD OF OSCEOLA COUNTY

Approval to donate one gun safe to The School Board of Osceola County, Florida.

7.H REQUEST APPROVAL OF PURCHASE AGREEMENT BETWEEN THE CITY OF KISSIMMEE AND AXON ENTERPRISE, INC. FOR MULTIPLE PUBLIC SAFETY PLATFORMS

Approval to enter into an agreement with Axon Enterprise, Inc. for a five (5) year payment term for multiple public safety platforms.

7.I AIRPORT SPACE/USE PERMIT RENEWAL FOR TERRY'S ELECTRIC

Approval to renew a Space/Use Permit (SUP) on Airport property for Terry's Electric, Inc.

7.J REORGANIZATION OF THE PUBLIC WORKS & ENGINEERING FACILITIES MANAGEMENT DIVISION GENERAL TRADESWORKER POSITIONS

Approval to reclass the Facilities Management Division's General Tradesworker positions and adjust the position salaries accordingly.

7.K RATIFICATION OF COLLECTIVE BARGAINING AGREEMENT WITH THE POLICE BENEVOLENT ASSOCIATION REPRESENTING THE SERGEANTS UNIT

Commission approval of the ratification of the collective bargaining agreement ("CBA") with the Florida Police Benevolent Association, Inc. ("PBA") representing the Sergeants bargaining unit.

7.L CHANGE ORDERS NO. 3 AND NO. 4 TO AMEND THE CONTRACT WITH ATLANTIC CIVIL CONSTRUCTION CORPORATION FOR THE SHINGLE CREEK REGIONAL TRAIL SYSTEM (SCRT) – WESTON RESERVE TRAIL PHASE 2B NORTH SEGMENT PROJECT CLOSEOUT

Approval of Change Order No. 3 to increase the contract time and Change Order No. 4 to decrease the contract in the amount of \$143,177.68 for costs associated with material not used due to reduction in the scope of work.

7.M INTERLOCAL AGREEMENT BETWEEN SCHOOL DISTRICT OF OSCEOLA COUNTY AND THE CITY OF KISSIMMEE REGARDING RESOURCE OFFICERS

Approval of an Interlocal Agreement for School Resource Officers relating to School Resource Officers at each public school.

7.N CHANGE ORDER NO. 2 TO AMEND THE CONTRACT WITH CENTRAL CONCRETE PRODUCTS FOR THE EMORY CANAL TRAIL NORTH PROJECT CLOSEOUT

Approval of Change Order No. 2 to decrease the contract amount for the Emory Canal Trail North project by \$20,913.50 for costs associated with material not used.

7.O TASK WORK ORDER NO. 1 TO KIMLEY-HORN AND ASSOCIATES (KHA) FOR PROFESSIONAL SERVICES FOR THE BERMUDA ESTATES DRAINAGE IMPROVEMENT PROJECT

Approval of Task Work Order No. 1 to KHA for the Bermuda Estates Drainage Improvement Project in the amount of \$90,536.81.

7.P AGREEMENT BETWEEN FLORIDA DEPARTMENT OF LAW ENFORCEMENT AND THE CITY OF KISSIMMEE REGARDING FINANCIAL ASSISTANCE

Approve an agreement between the Florida Department of Law Enforcement and The City of Kissimmee regarding reimbursement for one (1) detective assigned to the Electronic Surveillance Support team and Cyber High Tech Task Force (ESST/CHT).

7.Q AUTHORIZATION TO ACCEPT 2020-2021 VICTIMS OF CRIME ACT (VOCA) AMENDED GRANT FUNDING

Approval to accept the amended U.S. Department of Justice (DOJ) 2020-21 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 \$85,253.

7.R AUTHORIZATION TO ENTER INTO CONTRACT WITH KISSIMMEE CHARTER ACADEMY

Approval to enter into a contract with the Kissimmee Charter Academy to provide a school resource officer for the 2021-22 academic year.

7.S TASK WORK ORDER NO. 1 TO METRO CONSULTING GROUP, LLC. FOR PROFESSIONAL SERVICES FOR THE LYNDELL DRAINAGE IMPROVEMENT PROJECT

Approval of Task Work Order No. 1 to Metro Consulting Group, LLC for the Lyndell Street Drainage Improvement project in the amount of \$133,500.

7.T CHANGE ORDER NO. 2 TO AMEND THE CONTRACT WITH SOUTHERN DEVELOPMENT AND CONSTRUCTION, INC. FOR THE CHURCH STREET IMPROVEMENT PROJECT

Approval for Change Order No. 2 to increase the contract amount by \$54,546.00 for costs associated with Americans with Disabilities Act (ADA) improvements not included in the original scope of work for the Church Street Improvement project.

8. DISCUSSION ITEMS

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

EMPLOYEE OF THE MONTH FOR AUGUST - SUGEIL PEREZ

Request

That the City Commission join the City Manager in recognizing Sugeil Perez, Public Works and Engineering, as August's Employee of the Month.

Explanation

The City of Kissimmee is pleased to announce Sugeil Perez as the Employee of the Month for August. Sugeil has been with the City for 4 years and is the Clerk Technician for the Fleet Maintenance division of Public Works.

Sugeil 'Sue' is known for her courteous professionalism among her internal, an external customers. Her friendly, helpful manner is appreciated by all. One of her most daunting tasks is maintaining the fuel inventory for the entire City, and Lynx fleets. Sugeil seamlessly does her part to keep these fleets fueled, which make it easier for others to fulfill their roles in this process.

Sugeil is loyal to the City and the Fleet staff: she's a real team player. She often takes on additional duties – successfully, and without complaint. These admirable characteristics carry over to her personal life where her church work involves youth, and community outreaches.

As Sugeil continually looks to improve her skills and assist her coworkers, the City would like to recognize her for the impact of her contributions.

Department: Human Resources & Risk Management

Presenter: Mike Steigerwald

Attachment(s):

None

ITEM 4.A

PUBLIC HEARING - SECOND AND FINAL READING - FIRE PENSION PLAN AMENDMENT; AMENDING SECTION 30-145; 30-149; 30-156 AND 30-167 - PROPOSED ORDINANCE # 21-08

AN ORDINANCE OF THE CITY OF KISSIMMEE, FLORIDA, AMENDING CHAPTER 30, PERSONNEL, ARTICLE III, EMPLOYEE RETIREMENT, DIVISION III, FIREFIGHTERS' RETIREMENT PLAN, OF THE CODE OF ORDINANCES OF THE CITY OF KISSIMMEE; AMENDING SECTION 30-145, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 30-149, OPTIONAL FORMS OF BENEFITS; AMENDING SECTION 30-156, MINIMUM DISTRIBUTION OF BENEFITS; AMENDING SECTION 30-167, DEFERRED RETIREMENT OPTION PLAN; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE

Request

Request Commission approval of the Second and Final Reading for the proposed ordinance 21-08 of the Firefighters Retirement Plan.

Explanation

This ordinance amends the Firefighters Retirement Plan to meet the Internal Revenue Code (IRC) standards, as recommended by the Firefighters Pension Board of Trustees. This proposed ordinance amends Section 30-145, Benefit Amounts and Eligibility, Section 30-149, Optional Forms of Benefits, Section 30-156 Minimum Distribution of Benefits, and Section 30-167, Deferred Retirement Option Plan, to provide for recent changes to the IRC changing the required distribution age from to age 72.

This proposed ordinance has no budget impact or cost associated with the adoption of the proposed ordinance. The actuarial no impact statement is attached for reference.

Recommendation

Staff recommends approval of the Final Reading of this proposed ordinance.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: Human Resources & Risk Management

Presenter: Mike Steigerwald

Attachment(s):

1. Fire Proposed Ord 21-08.docx
2. No impact Letter Kissimmee Fire 2021
3. Prop Ord 21-08 Fire Pension IRS Code Update (Gazette 7-15-2021)
4. Proposed Ordinance 21-08 Firefighter Retirement Plan IRS Code Update (8-03-2021)

ITEM 4.B

PUBLIC HEARING - SECOND AND FINAL READING - POLICE OFFICERS PENSION PLAN AMENDMENT; AMENDING SECTION 20-203; 30-207 AND 30-213 - PROPOSED ORDINANCE # 21-09

AN ORDINANCE OF THE CITY OF KISSIMMEE, FLORIDA, AMENDING CHAPTER 30, PERSONNEL, ARTICLE III, EMPLOYEE RETIREMENT, DIVISION 4, POLICE OFFICERS' RETIREMENT PLAN, OF THE CODE OF ORDINANCES OF THE CITY OF KISSIMMEE; AMENDING SECTION 30-203, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 30-207, OPTIONAL FORMS OF BENEFITS; AMENDING SECTION 30-213, MINIMUM DISTRIBUTION OF BENEFITS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE

Request

Request Commission approval of the Second and Final Reading for the proposed ordinance 21-09 of the Police Retirement Plan.

Explanation

This ordinance amends the Police Retirement Plan to meet the Internal Revenue Code (IRC) standards, as recommended by the Police Pension Board of Trustees. This proposed ordinance amends Section 30-203, Benefit Amounts and Eligibility, Section 30-207, Optional Forms of Benefits, Section 30-213, Minimum Distribution of Benefits, to provide for recent changes to the IRC changing the required distribution age from to age 72.

This proposed ordinance has no budget impact or cost associated with the adoption of the proposed ordinance. The actuarial no impact statement is attached for reference.

Recommendation

Staff recommends approval of the Final Reading of this proposed ordinance.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: Human Resources & Risk Management

Presenter: Mike Steigerwald

Attachment(s):

1. Police Proposed Ordinance 21-09
2. No Impact Letter Kissimmee Police 2021
3. Prop Ord 21-09 Police Pension IRS Code Update (Gazette 7-15-2021)
4. Proposed Ordinance 21-09 Police Retirement Plan IRS Code Update (8-03-2021)

ITEM 7.A**COMMISSION MINUTES APPROVAL****Request**

Request Commission approval of the July 6, 2021 Commission Minutes.

Explanation

Minutes of the Commission meeting held on Tuesday, July 6, 2021 are attached for approval.

Recommendation

Staff recommends Commission approval.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: City Manager

Presenter:

Attachment(s):

1. Commission Minutes - July 6, 2021

ITEM 7.B

CONTRACT WITH M&M ASPHALT MAINTENANCE, INC FOR CENTRAL SERVICES BUS (LYNX) PARKING LOT & ROSE HILL CEMETERY ROADWAY RESURFACING

Request

Approval of piggyback contract (City of Fort Lauderdale construction agreement, ITB No.12336-103) with M&M Asphalt Maintenance dba All County Pavement Management Solutions, Inc. for the resurfacing of the Central Services Bus (LYNX) Parking Lot and the Rose Hill Cemetery roadway.

Explanation

The Central Services bus (LYNX) parking lot and Rose Hill Cemetery roadways are in poor condition and they continue to deteriorate with linear cracking, edge cracks, potholes, and depressions where rainwater collects into puddles. There is also raveling where the asphalt is very porous. Duration to complete these projects is approximately four (4) months.

In order to complete these projects, staff has elected to piggy back on the existing annual asphalt mill and resurfacing contract (project #12518) of the City of Fort Lauderdale with M&M Asphalt Maintenance, Inc., dba All County Pavement Management Solutions to complete the resurfacing work.

The resurfacing work completed on the Central Services bus (LYNX) parking lot will be reimbursed by installments agreed upon between the City and LYNX.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
10445606-506393	ST2109	Decrease	\$600,000	\$184,972.20
10445606-506393	ST2106	Decrease	\$112,100.00	\$111,794.00

Financial Summary:

Adequate funds are available in the Local Option Sales Tax fund to cover the cost of this contract (\$296,766.20)

Central Services bus (LYNX) parking lot project #ST2109
Rose Hill Cemetery roadways project #ST2106

Recommendation

Staff recommends City Commission approval of piggyback contract (City of Fort Lauderdale construction agreement, ITB No.12336-103) with M&M Asphalt Maintenance dba All County Pavement Management Solutions, Inc. for the resurfacing of the Central Services Bus (LNYX) Parking Lot and the Rose Hill Cemetery roadway.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: Public Works & Engineering

Presenter:

Attachment(s):

1. Ft. Lauderdale Master Agreement (Piggyback)
2. COK and M&M Asphalt Agreement (Ft. Lauderdale piggyback)

ITEM 7.C

HELPING EMERGENCY RESPONDERS OBTAIN SUPPORT (HEROS) PROGRAM AT THE FLORIDA DEPARTMENT OF HEALTH (DOH) FOR FY2021

Request

Approval to allow the Kissimmee Police Department to apply for and receive funds from the Helping Emergency Responders Obtain Support (HEROS) Program at the Florida Department of Health (DOH).

Explanation

The Florida Department of Health, has announced the availability of grant funds to state and local units of government through the Helping Emergency Responders Obtain Support (HEROS) Program at the Florida Department of Health (DOH), FY2021 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.

Each uniformed employee carries Naloxone once trained and respond to overdoses. The goal is for Kissimmee Police Departments employees to immediately administer the Naloxone once on scene.

The Kissimmee Police Department applied for and was awarded 200 units for FY2021 through the Helping Emergency Responders Obtain Support (HEROS) program.

Recommendation

Staff recommends approval for the Police Department to apply for and receive funds from the Helping Emergency Responders Obtain Support (HEROS) Program at the Florida Department of Health (DOH) Program FY2021 in the amount of \$7,500.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: Police

Presenter:

Attachment(s):

None

ITEM 7.D

CHANGE ORDER NO. 1 WITH GOMEZ CONSTRUCTION AND AMENDMENT NO. 1 TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT FOR SECURITY IMPROVEMENTS AT KISSIMMEE GATEWAY AIRPORT

Request

Approval of Change Order No. 1 with Gomez Construction and an Amendment to the Public Transportation Grant Agreement with Florida Department of Transportation (FDOT) for Airport Security Improvements Project in the amount \$14,273.00, using Florida FDOT grant funding and budgeted Airport funds.

Explanation

Change Order No. 1 is a result of fire/rescue requirements by the City's Development Review Committee (DRC) to include manual releases and siren operated sensors (SOS) at each of the six (6) gate locations. The Amendment to the Public Transportation Grant Agreement with FDOT reflects the addition of the manual releases and siren operated sensors.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
47070106-506393	AP2103	Increase	11,418	
47000381-381008	AP2103	Increase	2,855	
47000334-334410	AP2103	Increase	11,418	
47070106-506393	AP2103	Increase	2,855	
47070106-506393	AP2103	Decrease	14,273	

Financial Summary:

FDOT will pay 80% of the additional costs, totaling \$11,418.00. Additional airport funds in Airport Project 2103 will be used to cover the difference of \$2,855.00 (20%).

Recommendation

Staff recommends Commission approval of Change Order No. 1 with Gomez Construction, and an Amendment to the Public Transportation Grant Agreement with Florida Department of Transportation (FDOT) for Airport Security Improvements Project in the amount \$14,273.00.

REQUESTED CITY COMMISSION ACTION:

City of Kissimmee

Approve

Department: Airport

Presenter:

Attachment(s):

1. Security Improvement Change Order No. 1
2. 438442-2 Amendment #1 to PTGA - Kissimmee Security

ITEM 7.E**IGLESIA CRISTIANA EL CABALLERO DE LA CRUZ - FINAL PLAT (DRC#21-00016)****Request**

Approval of the final plat known as Iglesia Cristiana El Caballero De La Cruz.

Explanation

The owner of the property, Iglesia Cristiana El Caballero De La Cruz, Inc., is requesting final plat approval without a guarantee. The subdivision is located northeast of Sproule Avenue and northwest of Church Street and is combining multiple underlying lots and a portion of vacated alley into a single lot for development purposes.

Recommendation

Staff recommends City Commission approval of the Iglesia Cristiana El Caballero De La Cruz final plat.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: Public Works & Engineering

Presenter:

Attachment(s):

1. PLAT 21-016 Iglesia Cristiana-FP_6.30.2021
2. Supporting Documentation_21-016 Iglesia Cristiana-FP_VM

ITEM 7.F**ACCEPTANCE OF DONATION FROM MRS. SAUNDRA SORRELL FOR CRIMINAL JUSTICE ACADEMY TRAINING****Request**

Approval to accept donation in the amount of \$3,000 from Mrs. Sandra Sorrell for Criminal Justice Academy Training.

Explanation

Mrs. Sandra Sorrell wants to award one annual scholarship to an eligible Kissimmee Police Department cadet on behalf of her husband, Retired Commander Wayne A. Sorrell. The following check has been received and awaits approval to be accepted by the Commission.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
01500366 366002		Increase	\$3,000	
01500366 505555		Increase	\$3,000	

Financial Summary:

Funding will be used to support a portion of the costs for one qualifying cadet to attend the Criminal Justice Academy.

Recommendation

Staff recommends acceptance of a donation in the amount of \$3,000 from Mrs. Sandra Sorrell to support a portion of the training costs of a cadet to attend a Criminal Justice Academy and to amend the budget accordingly.

REQUESTED CITY COMMISSION ACTION:

Accept

Department: Police

Presenter:

Attachment(s):

City of Kissimmee

None

ITEM 7.G**AUTHORIZATION TO DONATE ONE GUN SAFE TO THE SCHOOL BOARD OF OSCEOLA COUNTY****Request**

Approval to donate one gun safe to The School Board of Osceola County, Florida.

Explanation

The Kissimmee Police Department is requesting authorization to donate one gun safe to the School Board of Osceola County. In August 2018, the Kissimmee Police Department purchased and installed gun safes in all of the schools that had permanently assigned School Resource Officers.

The gun safes were removed during the transition to the School Guardian program for three of the Charter Schools. However, now the Osceola County School District Safety, Security and Emergency Management staff are currently attending the School Guardian training and will have assigned weapons. The gun safe would allow a secure option for the District staff to secure their firearms while not in use.

Recommendation

Staff recommends approval to donate one gun safe to The School Board of Osceola County, Florida.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: Police

Presenter:

Attachment(s):

None

ITEM 7.H

REQUEST APPROVAL OF PURCHASE AGREEMENT BETWEEN THE CITY OF KISSIMMEE AND AXON ENTERPRISE, INC. FOR MULTIPLE PUBLIC SAFETY PLATFORMS

Request

Approval to enter into an agreement with Axon Enterprise, Inc. for a five (5) year payment term for multiple public safety platforms.

Explanation

Axon Enterprise, Inc. is a sole source provider for our current Conducted Electronic Weapon (CEW) products and other equipment that will be obtained through the proposed agreement. With this agreement, Axon will provide 101 Axon Body 3 camera systems to replace the current aging body camera system. Also as part of the agreement, Axon will provide all of the additional needed equipment to run the body camera system, 146 new CEW Units, training/live cartridges, CEW training equipment, CEW instructor classes, Virtual Reality training equipment, digital media storage solutions, and an advanced interview camera system.

During the life of the agreement, Axon also agrees to upgrade all of the equipment at the end of month 36 to the newest body camera and CEW platforms.

This detailed bundle will allow for the Kissimmee Police Department to have the most up to date public safety equipment Axon provides.

With commission approval, the Police Department will pay for the first year of the new agreement with money saved from the current budget year. The money would be transferred from one current Capital project and one Operating account that will see a cost savings due to entering into this agreement. There will be no increase on FY21/22 budget. The five (5) year term has equal payments of \$316,877.43 for a total of \$1,584,365.59, the first of which would be paid upon approval. There is no lump sum payment included in this agreement.

When the Police Department was analyzing the cost benefit of entering into an agreement with Axon, we realized the overall increase of the budget over the five (5) years of the term would total less than \$130,000; and when taking into consideration our current expiring contracts with Axon and Utility Associates that would need to be renewed and additional systems (digital media storage, interview room and virtual reality training system) that would need to be added for the agency, our current costs would rise. With the increased products and services received from Axon, the actual cost increase may be even lower.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
00130206 506495	PD211	Decrease	\$305,013	
00130203 505455	4	Decrease	\$11,865	
00190707 507171		Increase	\$316,878	

Financial Summary:

Funding would be transferred from one capital project and one operating account that will see a cost savings due to entering into this agreement. Therefore there will be no increase to the current budget.

Recommendation

Staff recommends approval to enter into an agreement with Axon Enterprise, Inc. for a five (5) year payment term for multiple public safety platforms.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: Police

Presenter:

Attachment(s):

1. Axon Sole Source
2. Axon MSPA wcm edits
3. Axon Kissimmee PD - OSP7+ VR T7

ITEM 7.I

AIRPORT SPACE/USE PERMIT RENEWAL FOR TERRY'S ELECTRIC

Request

Approval to renew a Space/Use Permit (SUP) on Airport property for Terry's Electric, Inc.

Explanation

The current Space/Use Permit (SUP) with Terry's Electric expires on September 30, 2021. They have requested to renew their Space/Use Permit for a period of two years at the current fair market rate.

The property is located on airport property west of Hoagland Boulevard.

The new Space/Use Permit will be effective October 1, 2021, through September 30th, 2023. The monthly rent for the SUP will be \$1,452.00 plus sales tax.

Recommendation

Staff recommends Commission approval of a Space Use Permit renewal for Terry's Electric, Inc. for storage.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: Airport

Presenter:

Attachment(s):

1. Terrys Elect-Space Use Permit 2021-Agreement (2)
2. Terrys Elect SUP Exhibit A

ITEM 7.J

REORGANIZATION OF THE PUBLIC WORKS & ENGINEERING FACILITIES MANAGEMENT DIVISION GENERAL TRADESWORKER POSITIONS

Request

Approval to reclass the Facilities Management Division's General Tradesworker positions and adjust the position salaries accordingly.

Explanation

The Facilities Tradesworkers are responsible for responding to work orders, as well as scheduled maintenance for the City of Kissimmee's facilities; repairing electrical and mechanical systems, interior wall surfaces, and ceilings amongst many other facility-related tasks. The Facilities Management Division handles approximately 2,000 work orders per year.

In coordination with the City's Human Resources Department, staff is proposing to re-class these positions from General Tradesworker to Facilities Tradesworker. This will result in a salary increase of 5% for six (6) Public Works General Tradesworkers and allow a starting salary of \$14.80 for the position. A market study of surrounding municipalities warrants this change.

The Facilities Management Division currently has open Tradesworker positions that have generated a salary savings; therefore, reducing the overall budget impacts of this proposed reclass.

The proposed changes outlined in the table below, if approved, will become effective at the start of the City's next pay period following Commission approval. This calculation also includes the anticipated 2% COLA increase as of 10/01/2021.

Current Position Title	New Position Title/ Changes	Current Pay Grade	Proposed Pay Grade Current	Current Annual Pay Rate	Proposed Annual Pay Rate	Benefit Changes	Budget Impact
General Tradesworker (6)	Facilities Tradesworker (6)	9	10	\$14.10	\$14.80	\$1,802.45	\$12,835.37

Recommendation

Staff recommends approval to reclass the Facilities Management Division's General Tradesworker positions and adjust the position salaries accordingly.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: Public Works & Engineering

Presenter:

City of Kissimmee

Attachment(s):

None

ITEM 7.K

RATIFICATION OF COLLECTIVE BARGAINING AGREEMENT WITH THE POLICE BENEVOLENT ASSOCIATION REPRESENTING THE SERGEANTS UNIT

Request

Commission approval of the ratification of the collective bargaining agreement ("CBA") with the Florida Police Benevolent Association, Inc. ("PBA") representing the Sergeants bargaining unit.

Explanation

The City and the PBA have reached agreement on re-opener negotiations for the Sergeants bargaining unit effective October 1, 2021 through September 30, 2022. Changes to the current agreement include a .25 cent shift differential increase, a 2% COLA and 3% merit increase, increase in the administrative fee, among other changes.

Attached are copies of the contract and a summary of all changes for review. The Sergeants bargaining unit has ratified the respective agreement. Adequate funds have been included in the budget to fund the changes associated with this Collective Bargaining Agreement.

Recommendation

Staff recommends approval of the CBA.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: City Attorney

Presenter:

Attachment(s):

1. Summary of PBA 2021 CBA
2. PBA Final Agreement

ITEM 7.L

CHANGE ORDERS NO. 3 AND NO. 4 TO AMEND THE CONTRACT WITH ATLANTIC CIVIL CONSTRUCTION CORPORATION FOR THE SHINGLE CREEK REGIONAL TRAIL SYSTEM (SCRT) – WESTON RESERVE TRAIL PHASE 2B NORTH SEGMENT PROJECT CLOSEOUT

Request

Approval of Change Order No. 3 to increase the contract time and Change Order No. 4 to decrease the contract in the amount of \$143,177.68 for costs associated with material not used due to reduction in the scope of work.

Explanation

On April 15, 2020, the City entered into a contract with Atlantic Civil Construction Corporation to provide contracting services for the construction of the SCRT Weston Reserve Trail Phase North 2B project for a total of \$2,470,432.41. Since that time, staff has been working with the contractor, residents, and the public to implement the project.

On March 18, 2021, Change Order No. 2 was executed for delay costs associated with unforeseen permitting constraints by Osceola County. Changes to the project adjusted the cost to \$2,632,081.33.

On April 19, 2021, Atlantic Civil Construction requested two additional contract days due to inclement weather which is Change Order No. 3. Change Order No. 4 is the final change order that reconciles all the materials used on the project and decreases the contract by \$143,177.68 for a total of \$2,488,903.65. This will officially closeout the project.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
11645656-506393	PW2021	Decrease	\$143,177.68	

Financial Summary:

The amount of the change order will be liquidated from the Atlantic Civil Construction Corporation purchase order for this project, thus freeing up monies that were originally encumbered.

Recommendation

Staff recommends City Commission approval for Change Order No. 3 to increase the contract time and Change Order No. 4 to decrease the contract in the amount of \$143,177.68 for costs associated

with material not used due to reduction in the scope of work.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: Public Works & Engineering

Presenter:

Attachment(s):

1. Change Order No. 3_Shingle Creek CO 3_Signed
2. Change Order No. 4_Shingle Creek CO #4_signed

ITEM 7.M

INTERLOCAL AGREEMENT BETWEEN SCHOOL DISTRICT OF OSCEOLA COUNTY AND THE CITY OF KISSIMMEE REGARDING RESOURCE OFFICERS

Request

Approval of an Interlocal Agreement for School Resource Officers relating to School Resource Officers at each public school.

Explanation

During the 2018 Legislative Session, the Florida Legislature passed the Marjory Stoneman Douglas High School Public Safety Act amending Florida Statute §1006.12. This legislation was amended during the 2019 Legislative Session. The amendments allow the School District to choose from four (4) different security options; a School Resource Officer (SRO), a School Safety Officer, a Guardian, or Private Security.

During a workshop between the Osceola School District, City of Kissimmee, City of Saint Cloud, and the Osceola County Sheriff's Office, the School District expressed its desire to maintain a School Resource Officer at each public school. KPD has the personnel to place a full-time SRO in ten (10) public schools within the City of Kissimmee: Osceola High School (2), Kissimmee Middle School, Denn John Middle School, Central Avenue Elementary School, Thacker Avenue Elementary School, Highlands Elementary School, Flora Ridge Elementary School, Kissimmee Elementary School, Cypress Elementary School, and Mill Creek Elementary School. The eleventh public school, New Beginnings Education Center, will be covered with an off-duty detail officer.

The School District cannot afford to fund the entire salary of each School Resource Officer but agrees to pay the City \$46,350 per officer permanently assigned to public schools. The New Beginnings Education Center will pay \$59,040 since it will be staffed by an off-duty detail officer. There are eleven SRO's assigned to the City public schools, one (1) floating SRO, and one (1) Sergeant to supervise the SRO's. The total amount of the contract is \$661,590.

Recommendation

Staff recommends approval of the Interlocal agreement for School Resource Officers.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: Police

Presenter:

Attachment(s):

1. Signed SRO Contract 21-22 (R)

ITEM 7.N

CHANGE ORDER NO. 2 TO AMEND THE CONTRACT WITH CENTRAL CONCRETE PRODUCTS FOR THE EMORY CANAL TRAIL NORTH PROJECT CLOSEOUT

Request

Approval of Change Order No. 2 to decrease the contract amount for the Emory Canal Trail North project by \$20,913.50 for costs associated with material not used.

Explanation

On August 13, 2020, the City entered into a contract with Central Concrete Products, Inc. to provide contracting services for the construction of the Emory Canal Trail project for a total of \$794,518. Since that time, staff has been working with the contractor, residents, and the public to implement the project.

Change Order No. 1 previously approved by Commission included additional concrete and utility work that adjusted the cost to \$840,449.57. Change Order No. 2 reconciles all the materials used on the project and decreases the contract by \$20,913.50 for a total of \$819,536.07. This will officially closeout the project.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
15145656 506393	PW2022	Decrease	\$20,913.50	

Financial Summary:

The amount of the change order will be liquidated from the Central Concrete Products, Inc. purchase order for this project thus freeing up monies that were originally encumbered.

Recommendation

Staff recommends City Commission approval of Change Order No. 2 to decrease the contract amount for the Emory Canal Trail North project by \$20,913.50 for costs associated with material not used.

REQUESTED CITY COMMISSION ACTION:

Approve

City of Kissimmee

Department: Public Works & Engineering
Presenter:

Attachment(s):

1. 2. Final Fully Executed Construction Contract - 439069-1-58-01 Emory Canal Trail North
2. 1. Emory Canal Change Order No. 2 Signed

ITEM 7.0

TASK WORK ORDER NO. 1 TO KIMLEY-HORN AND ASSOCIATES (KHA) FOR PROFESSIONAL SERVICES FOR THE BERMUDA ESTATES DRAINAGE IMPROVEMENT PROJECT

Request

Approval of Task Work Order No. 1 to KHA for the Bermuda Estates Drainage Improvement Project in the amount of \$90,536.81.

Explanation

On July 6, 2021, the City entered into an Engineering Continuing Services Agreement (RFQ 2021-003) with KHA to provide engineering design services for surveying, civil engineering, and plans production necessary for the development of construction documents.

The residents of Bermuda Estates have severe drainage issues which are resulting in repeated flooding. KHA has analyzed and provided a design solution to provide drainage improvements.

This task work order will provide professional services for drainage design, surveying, utility coordination, permitting and post design services during the procurement and construction phases.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
40945206 506393	SW2025	Decrease		\$90,537

Financial Summary:

Funds are budgeted and available to cover the costs associated with Task Work Order No. 1 in the Bermuda Estates Drainage Improvement Project.

Recommendation

Staff recommends Commission approval of Task Work Order No.1 to KHA for the Bermuda Estates Drainage Improvement Project in the amount of \$90,536.81.

REQUESTED CITY COMMISSION ACTION:

Approve

City of Kissimmee

Department: Public Works & Engineering

Presenter:

Attachment(s):

1. 3. COK_Continuing Services_Kimley-Horn and Associates, Inc._executed 07.06.21
2. 1. Proposal_TWO1_Bermuda Estates Drainage Improvements_2021-06-24
3. 2. Bermuda Estates Drainage Improvement Work Order_KH Signed_2021-07-22_ALW_NGM

ITEM 7.P

AGREEMENT BETWEEN FLORIDA DEPARTMENT OF LAW ENFORCEMENT AND THE CITY OF KISSIMMEE REGARDING FINANCIAL ASSISTANCE

Request

Approve an agreement between the Florida Department of Law Enforcement and The City of Kissimmee regarding reimbursement for one (1) detective assigned to the Electronic Surveillance Support team and Cyber High Tech Task Force (ESST/CHT).

Explanation

The Kissimmee Police Department has one (1) detective assigned to the ESST/CHT task force. This detective works on sensitive cyber high tech investigations and is assigned one of two electronic identification K-9s located in the State of Florida.

This task force has been a great partner for the Kissimmee Police Department during many investigations over the past several years with the technical assistance they provide.

This financial assistance agreement pays for overtime incurred while working on assigned task force operations, related investigative travel and related training, not to exceed \$12,500 per year.

Recommendation

Staff recommends Commission approval to authorize the Kissimmee Police Chief to sign the FY 21-22 financial assistance agreement with the Florida Department of Law Enforcement.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: Police

Presenter:

Attachment(s):

1. FDLE FAA FY 21-22 ESST Contract Revised

ITEM 7.Q**AUTHORIZATION TO ACCEPT 2020-2021 VICTIMS OF CRIME ACT (VOCA) AMENDED GRANT FUNDING****Request**

Approval to accept the amended U.S. Department of Justice (DOJ) 2020-21 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 \$85,253.

Explanation

The City of Kissimmee has been notified by the State of Florida, Office of the Attorney General, Bureau of Advocacy and Grants Management, that the awarded U.S. Department of Justice 2020-2021 Victims of Crime Act (VOCA) Grant has been amended to include additional funding and removal of the local matching funds previously required.

The new total award is \$85,253, an increase from the previously accepted \$37,987. This adjusted award includes \$2,500 for training, previously \$2,000, and an additional \$10,000 for operating costs for the VOCA program. Eliminated is the grant requirement of twenty-five percent (25%) local match, or \$9,496.75 in funding, from the Police Department's General Fund salaries and benefits accounts.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
11400334 334200	11401	Increase	\$85,253	
11430401 501212	11401	Increase	\$47,300	
11430401 502121	11401	Increase	\$ 3,618	
11430401 502323	11401	Increase	\$13,353	
11430401 502424	11401	Increase	\$ 2,034	
11430401 502222	11401	Increase	\$ 6,448	
11430401 505252	11401	Increase	\$10,000	
11430401 505555	11401	Increase	\$ 2,500	
00190909 509171		Decrease	\$ 9,497	
00130401 501212		Increase	\$ 9,497	

Financial Summary:

Adequate monies will be available in the VOCA Grant Fund upon receipt of the DOJ funds.

Recommendation

Staff recommends the acceptance of the 2020-2021 Victims of Crime Act (VOCA) Grant for \$85,253 and to amend the budget accordingly.

REQUESTED CITY COMMISSION ACTION:

Accept

Department: Police

Presenter:

Attachment(s):

1. Match Waiver - Kissimmee Police Department - signed

ITEM 7.R

AUTHORIZATION TO ENTER INTO CONTRACT WITH KISSIMMEE CHARTER ACADEMY

Request

Approval to enter into a contract with the Kissimmee Charter Academy to provide a school resource officer for the 2021-22 academic year.

Explanation

During the 2018 Legislative Session, the Florida Legislature passed the Marjory Stoneman Douglas High School Public Safety Act amending Florida Statute §1006.12. This legislation was amended during the 2019 Legislative Session. The amendments allow the School District to choose from four (4) different security options: a School Resource Officer (SRO), a School Safety Officer, a Guardian, or Private Security. During a workshop between the Osceola School District, City of Kissimmee, City of Saint Cloud, and the Osceola County Sheriff's Office, the School District expressed its desire to maintain a School Resource Officer at each public school. It was decided amongst the local law enforcement agencies that the school guardian program would be instituted for charter schools.

The Kissimmee Police Department is bound by a previous agreement to place a full time SRO at the Kissimmee Charter Academy. Kissimmee Charter Academy agreed to fund the salary and benefits for a full-time officer for a total of \$69,153.00 per school year.

The Commission previously approved the Chief of Police to sign the agreement as the City representative as they are finalized.

Recommendation

Staff recommends approval to enter into a contract with Kissimmee Charter Academy to provide a school resource officer.

REQUESTED CITY COMMISSION ACTION:

Approve

Department: Police

Presenter:

Attachment(s):

1. Kissimmee Charter SRO 21-22 Contract

ITEM 7.S

TASK WORK ORDER NO. 1 TO METRO CONSULTING GROUP, LLC. FOR PROFESSIONAL SERVICES FOR THE LYNDELL DRAINAGE IMPROVEMENT PROJECT

Request

Approval of Task Work Order No. 1 to Metro Consulting Group, LLC for the Lyndell Street Drainage Improvement project in the amount of \$133,500.

Explanation

On July 6, 2021, the City entered into an Engineering Continuing Services Agreement (RFQ 2021-003) with Metro Consulting Group, LLC to provide engineering design services for surveying, civil engineering, and plans production necessary for development of construction documents for two segments within this project.

This project will be done in two segments along the Lyndell Street corridor. Segment No. 1, in the amount of \$95,000 is located on South Lyndell Street which involves full drainage design, permitting and procurement to modify drainage from an open ditch to a closed system. Segment No. 2, in the amount of \$38,500 is located on West Lyndell Street (Rene Terence subdivision) which entails a drainage study to provide solutions to improve the drainage and alleviate residential flooding.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
40945206-506393	SW2118	Decrease		\$133,500

Financial Summary:

Funds are budgeted and available to cover the costs associated with this Task Work Order No. 1 under the Lyndell Drainage Improvement project in the amount of \$133,500.

Recommendation

Staff recommends Commission approval of Task Work Order No. 1 to Metro Consulting Group, LLC for the Lyndell Street Drainage Improvement project in the amount of \$133,500.

REQUESTED CITY COMMISSION ACTION:

Approve

City of Kissimmee

Department: Public Works & Engineering
Presenter:

Attachment(s):

1. 2. Metro Consulting Group Contract_Executed
2. 3. Proposal 7-6-2021
3. 1. Metro Work Order Signed_ALW_NGM

ITEM 7.T

CHANGE ORDER NO. 2 TO AMEND THE CONTRACT WITH SOUTHERN DEVELOPMENT AND CONSTRUCTION, INC. FOR THE CHURCH STREET IMPROVEMENT PROJECT

Request

Approval for Change Order No. 2 to increase the contract amount by \$54,546.00 for costs associated with Americans with Disabilities Act (ADA) improvements not included in the original scope of work for the Church Street Improvement project.

Explanation

On January 5, 2021, the City entered into a Contract with Southern Development & Constructions, Inc. to provide contracting services for the construction of the Church Street Improvement project for a total of \$698,777.00.

On July 6, 2021, Change Order No. 1 was approved and executed which increased the contract amount to \$716,054.72. Change Order No. 1 included a contract extension as well as Maintenance of Traffic (MOT) and utility modifications due to unforeseen circumstances.

Change Order No. 2 provides additional sidewalk ADA improvements requested by the City, a revised trench drain design, and an extension to the contract by 20 days. Change Order No. 2, once approved will increase the contract amount to \$770,600.72. The new contract end date will be September 6, 2021.

Financial Information

Account #	Project #	Increase / Decrease	Budget	Actual
10445206 506393	ST2021	Decrease		\$54,546.00

Financial Summary:

Funding for this change order is available in the Church Street Improvement project ST2021.

Recommendation

Staff recommends City Commission approval for Change Order No. 2 to increase the contract amount by \$54,546.00 for costs associated with Americans with Disabilities Act (ADA) improvements not included in the original scope of work for the Church Street Improvement project.

REQUESTED CITY COMMISSION ACTION:

City of Kissimmee

Approve

Department: Public Works & Engineering

Presenter:

Attachment(s):

1. 1. Executed Contract with Southern Development and Construction Inc.
2. 2. Change Order No. 2_Church Street CO2 Signed