

Ray Bagshaw
Mayor

Ben Pierce
Council Member

Susan Fortini
Council Member

John Dowless
Council President

Lee Chotas
Council Member

Richard Alan Horn
Council Member

CITY COUNCIL AGENDA
Regular Meeting
City Hall – Council Chamber
405 Larue Avenue, Edgewood, Florida
Tuesday, July 17, 2018
6:30 p.m.

WELCOME! We are very glad you have joined us for today's Council meeting. If you are not on the agenda, please complete an appearance form and hand it to the City Clerk. When you are recognized, state your name and address. The Council is pleased to hear relevant comments; however a five-minute limit has been set by Council. Large groups are asked to name a spokesperson. Robert's Rules of Order guide the conduct of the meeting. **PLEASE SILENCE ALL CELLULAR PHONES AND PAGERS DURING THE MEETING.** "THANK YOU" for participating in your City Government.

A. CALL TO ORDER

B. INVOCATION

C. PLEDGE OF ALLEGIANCE

D. PRESENTATION

Mayoral Proclamation

E. CONSENT AGENDA

1. Review and Approval of Minutes

- **(Pgs. 1-9)** June 19, 2018 City Council Meeting Minutes
- **(Pgs. 10-11)** Crowder Gulf – Disaster Recovery Contract Extension

(Items on the consent agenda are defined as routine in nature, therefore, do not warrant detailed discussion or individual action by the Council. Any member of the Council may remove any item from the consent agenda simply by verbal request prior to consideration of the consent agenda. The removed item(s) are moved to the end of New Business for discussion and consideration.)

F. ORDINANCES

None.

G. PUBLIC HEARINGS (ORDINANCES – SECOND READINGS & RELATED ACTION)

1. **(Pgs. 12-26) 2018-07** - AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, RELATING TO SIGNS; AMENDING CHAPTER 122 OF THE CITY OF EDGEWOOD CODE OF ORDINANCES TO ALLOW AND REGULATE ELECTRONIC CHANGEABLE MESSAGE SIGNS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, CONFLICTS, AND EFFECTIVE DATE.

2. **(Pgs. 27-28) 2018-08** - AN ORDINANCE OF THE CITY OF EDGEWOOD, ORANGE COUNTY, FLORIDA AMENDING CHAPTER 134, "ZONING," SECTION 134-606 OF THE CODE OF ORDINANCES RELATED TO THE USE OF OFF-SITE PARKING SPACES TOWARD REQUIRED OFF-STREET PARKING CALCULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, CONFLICTS, AND EFFECTIVE DATE.

3. **(Pgs. 29-31) 2018-10** - AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, AMENDING CHAPTER XIV, SECTION 1.D. OF THE CITY'S PERSONNEL POLICIES TO REQUIRE A DOCTOR'S NOTE DESCRIBING ANY RELEVANT RESTRICTIONS TO BE PROVIDED TO THE CITY WHEN AN EMPLOYEE MISSES THREE OR MORE CONSECUTIVE DAYS DUE TO ILLNESS, INJURY, OR MEDICAL PROCEDURE AND PROVIDING FOR AN EFFECTIVE DATE.

H. UNFINISHED BUSINESS

I. NEW BUSINESS

1. **(Pgs. 32-41)** Request to set tentative millage rate for the 2018/2019 fiscal year budget.

2. **(Pgs. 42-55)** Fee Objection and Appeal – Robin Lopez, Summertime Deck & Dock

J. GENERAL INFORMATION (No action required)

K. CITIZEN COMMENTS

L. BOARDS & COMMITTEES

M. STAFF REPORTS

City Attorney Smith:

Police Chief Freeburg:

- (Pg. 56) Monthly Report

City Clerk Meeks:

N. MAYOR & COUNCIL REPORTS

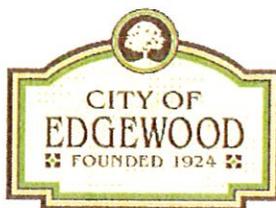
- Mayor Bagshaw
- Council President Dowless
- Council Member Chotas
- Council Member Fortini
- Council Member Horn
- Council Member Pierce

O. ADJOURNMENT

UPCOMING MEETINGS:

Saturday, July 21, 2018.....City Council Workshop (9 a.m. – 11 a.m.)
Monday, July 30, 2018.....City Council Budget Workshop (9 a.m.)
Tuesday, August 7, 2018.....City Council Budget Workshop (6:30 p.m.)
Monday, August 13, 2018.....Planning & Zoning Meeting (6:30 p.m.)
Tuesday, August 21, 2018.....Regular City Council Meeting (6:30 p.m.)

You are welcome to attend and express your opinion. Please be advised that Section 286.0105, Florida Statutes state that if you decide to appeal a decision made with respect to any matter, you will need a record of the proceedings and may need to ensure that a verbatim record is made. In accordance with the American Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, he or she should telephone the City Clerk at (407) 851-2920.



CITY COUNCIL AGENDA
Tuesday, June 19, 2018 - 6:30 p.m.

CALL TO ORDER

Council President Dowless opened the June 19, 2018 Edgewood City Council meeting at 6:30 p.m. Council President Dowless asked for a moment of silence followed by the Pledge of Allegiance.

City Clerk Meeks announced a quorum, with the Mayor and all Council Members present.

The following attendance is noted:

Attendees

Ray Bagshaw, Mayor
John Dowless, Council President
Richard Horn, Council Member
Lee Chotas, Council Member
Susan Fortini, Council Member
Ben Pierce, Council Member

Staff

Bea L. Meeks, City Clerk
Sandy Repp, Deputy City Clerk
John Freeburg, Police Chief
Drew Smith, City Attorney
David Mahler, City Engineer
Ellen Hardgrove, City Planner
Shannon Patterson, PD Office Manager

Council President Dowless requested changes in the order of the agenda; there were no objections.

A. PRESENTATION

- Nick Lepp, AICP CTP – MetroPlan Orlando – Update Regarding the Orange Avenue Corridor Study

Planner Nick Lepp gave an overview of the corridor study. He confirmed that MetroPlan will try to work with the Department of Transportation on the design. He said funding is still being negotiated. Planner Lepp's presentation was followed by questions and answers.

In response to business owner Cecil Moore, Planner Lepp said consideration is being given to future development. Planner Lepp said the current project is number 3 on the priority list.

Council President Dowless thanked Planner Lepp for taking the time to give his PowerPoint presentation and bring Council up-to-date on the Orange Avenue corridor.

CONSENT AGENDA

- May 15, 2018 City Council Meeting Minutes
- 92nd Annual FLC Conference – Voting Delegate Information

Council Member Horn made the Motion to approve the consent agenda items as presented; Second by Council Member Fortini. Unanimously approved (5/0).

Variance 2018-05 – 1400 Windsong Road (Dan Phillips, Applicant)

(Change in order on Agenda)

Engineer Mahler presented a request for a boat dock variance. He confirmed the variance request is to construct a boat dock with a length of 102 feet, which is greater than the allowable 65 feet. The request was to achieve a water depth suitable for boating. Engineer Mahler confirmed that the Planning and Zoning Board recommended Council approve the request.

Council Member Chotas made the Motion to approve the variance as requested; Second by Council Member Fortini. Council President Dowless asked for a roll call vote.

The Motion was approved by the following roll call vote (5/0):

<i>Council Member Chotas</i>	<i>Favor</i>
<i>Council Member Fortini</i>	<i>Favor</i>
<i>Council President Dowless</i>	<i>Favor</i>
<i>Council Member Horn</i>	<i>Favor</i>
<i>Council Member Pierce</i>	<i>Favor</i>

ORDINANCES

1. **2018-07** - AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, RELATING TO SIGNS; AMENDING CHAPTER 122 OF THE CITY OF EDGEWOOD CODE OF ORDINANCES TO ALLOW AND REGULATE ELECTRONIC CHANGEABLE MESSAGE SIGNS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, CONFLICTS, AND EFFECTIVE DATE.

City Attorney Smith read Ordinance 2018-07 in title only. Planner Hardgrove explained the Ordinance and the changes that would be made to the sign code if approved.

Mayor Bagshaw asked about the landscaping height under signs. Planner Hardgrove said the height is not meant to allow for a 3 foot height hedge because it would block the sign. In response to Council Member Pierce, Planner Hardgrove said Council is addressing this because they asked to bring it back to consider after the recent sign code change. Council Member Fortini said she did not see any reason why this Ordinance could not be approved. She said she felt it addressed everything Council discussed. Council Member Horn said it does not address the color. He feels the change in the electronic message should be a longer hold time. Planner Hardgrove showed a film clip showing how long a 10 second hold is.

PUBLIC COMMENTS

Dr. Klein, Edgewood business owner - Dr. Klein stated he owns the Pine Castle Vet Center and that he supports the sign Ordinance in its current format. He provided Council with a copy of his

proposed sign that includes electronic messaging. He explained his logo/brand that he wants to have on his sign.

Jim Worthen, Edgewood resident speaking on behalf of HAINC - Mr. Worthen noted that the Ordinance only addressed non-residential land. He said the Ordinance does not address whether or not the sign can be digital at the entrance to a subdivision. He said it also does not address signage for special exception uses within a residential zone, i.e. churches on Holden Avenue and it does not address schools. The issue is fair and equitable for nonresidential and residential land owners. Planner Hardgrove said the location of digital signage is only allowed on Hansel and Orange Avenue. City Attorney Smith said it can be added although the Ordinance states only allowed on Orange and Hansel Avenues.

Regina Dunay- City of Edgewood Planning & Zoning Chair – P&Z Chair Dunay said the Planning & Zoning board recommended denial as they did not feel that electronic messaging aligned with the vision along Orange/Hansel Avenue. She said the question was asked why have digital signage, answer, minimize sign clutter. P&Z Chair said the Planning & Zoning Board did not see any benefit of digital signage.

Chris Rader – City of Edgewood Planning & Zoning Board Member – P&Z Member Rader said the Ordinance did not address copy. He stated that there is a very generous amount of copy allowed for pictures and words. He said the reduction in sign clutter that the P&Z Board wanted can be done by having smaller signs. It was confirmed that digital signs can be 2 x 8 (16'). P&Z Board Member Rader reminded everyone that copy is free speech and cannot be controlled except for vulgarity. Discussion was held regarding the name and address of businesses for public safety purposes. P&Z Board Member Rader said that electronic signage gets away from the spirit of compromise of getting away from sign clutter.

Mayor Bagshaw said that free speech can be part of a freestanding sign. He said the Ordinance as written, is not bad but could be improved as to the holding of the message. He said limit it to how many times the sign can be changed. Mayor Bagshaw said he thinks this needs to be considered. He said we are a business community too. Council Member Chotas said it sounds as if there is no good reason to restrict the digital signage.

John Moccio- Resident and Business Owner – Mr. Moccio said businesses should be allowed to use their copy area. He noted other concerns about the Ordinance and his reasons for opposing.

Regina Dunay-Planning & Zoning Board Chair – P&Z Chair Dunay referenced enforcing the sign code and said the Planning & Zoning Board would like to see compliance by January or February, 2019.

Council Member Fortini made the following Motion to approve the first reading of Ordinance 2018-07 with revisions (restated by City Attorney Smith for purpose of clarification):

Motion to allow change at line 418 of the Ordinance to add logo into paragraph number 8 to allow logo into the structural portion of the sign (fixed portion of the sign), changing the

display time to two changes within the 6 a.m. to 10 p.m. time period and adding in a provision clarifying electronic signage is not allowed in residential areas.

Second by Council Member Chotas.

The Motion was approved by the following roll call vote (3/2):

<i>Council Member Pierce</i>	<i>Favor</i>
<i>Council Member Horn</i>	<i>Nay</i>
<i>Council Member Fortini</i>	<i>Favor</i>
<i>Council Member Chotas</i>	<i>Favor</i>
<i>Council President Dowless</i>	<i>Nay</i>

City Clerk Meeks announced that the Motion passed 3/2 and that Ordinance 2018-07 will be advertised as required for the second and final reading on July 17, 2018

2. **2018-08** - AN ORDINANCE OF THE CITY OF EDGEWOOD, ORANGE COUNTY, FLORIDA AMENDING CHAPTER 134, "ZONING," SECTION 134-606 OF THE CODE OF ORDINANCES RELATED TO THE USE OF OFF-SITE PARKING SPACES TOWARD REQUIRED OFF-STREET PARKING CALCULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, CONFLICTS, AND EFFECTIVE DATE.

City Attorney Smith read Ordinance 2018-08 in title only.

Planner Hardgrove explained the purpose of the Ordinance and the question of safety. She said currently parking must be within 300 feet of a front door, which means it could be across the street. This Ordinance, if approved, will not allow crossing over an arterial road. In response to Council Member Fortini, Planner Hardgrove said Discovery Church attendees now cross over Orange Avenue and if the Ordinance is approved, they become a nonconfirming use and permitted to continue to cross over the arterial road. Planner Hardgrove said the nonconfirming use will be allowed until Discovery moves out. Mayor Bagshaw confirmed for Council Member Chotas that Discovery Church is aware of the Ordinance.

Council Member Chotas made the Motion to approve the first reading of Ordinance 2018-08; Second by Council Member Horn.

The Motion was approved by the following roll call vote (5/0):

<i>Council President Dowless</i>	<i>Favor</i>
<i>Council Member Horn</i>	<i>Favor</i>
<i>Council Member Fortini</i>	<i>Favor</i>
<i>Council Member Pierce</i>	<i>Favor</i>
<i>Council Member Chotas</i>	<i>Favor</i>

City Clerk Meeks announced that the Motion passed 5/0 and that Ordinance 2018-08 will be advertised as required for the second and final reading on July 17, 2018

3. **2018-09** - AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, AMENDING CHAPTER 134 OF THE CODE OF ORDINANCES TO CREATE A NEW ZONING DISTRICT; PROVIDING FOR PERMITTED, CONDITIONAL, AND PROHIBITED USES WITHIN THE NEW ZONING DISTRICT; PROVIDING FOR DEVELOPMENT STANDARDS AND REGULATIONS WITHIN THE NEW ZONING DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, CONFLICTS, AND EFFECTIVE DATE.

City Attorney Smith read Ordinance 2018-09 in title only. Planner Hardgrove said the goal is to make improvements to Orange/Hansel Avenues and that this has been a goal since 2000. She explained the uses and noted some are allowed by right and some by special exception. She explained what the Comp Plan provides for as it relates to the District. Planner Hardgrove said she worked with Code Enforcement Officer Renteria on the current existing businesses and what would be eliminated. Planner Hardgrove gave some examples of those businesses that would or would not be allowed. City Attorney Smith reminded Council they are only considering the approval of a new district. The uses and prohibited uses Planner Hardgrove gave are only identifying changes.

PUBLIC COMMENTS:

Sue Fulford- Property/Business Owner, 4822 S. Orange Avenue – Ms. Fulford announced that she was speaking on behalf of the newly created Edgewood Commercial Property Owners Association. She said that they are eager to achieve an environment of what the City's vision is. She said the vision should not limit the use of the properties, and asked for a delay in the vote. Ms. Fulford said the Ordinance would limit her ability to keep her property rented.

City Attorney Smith said current uses that do not comply will become lawful nonconforming uses. The code provides a provision that the City Council can approve a nonconfirming use and conforming use however; less intense to more intense would probably not be used. He said that it is not an abandonment of use if you are actively seeking to lease the building.

John Moccio – Resident/Business Owner, 460 Harbour Island Road. Mr. Moccio said the Ordinance changes "everything you don't want already exists". He said the changes in use affects ability to get financing. Mr. Moccio said he does not have a problem with Council's vision but it could take a long time to happen and there is no transition plan. He said there needs to be a transition plan. Mr. Moccio requested additional meetings with officials to work on this.

Rodney Starcevich, Business Owner, 4902 S. Orange Avenue (2 businesses). Mr. Starcevich said he imagined discussion must have been held in workshops about the harm to businesses in taking away uses of current businesses. Mr. Starcevich said he has a C-3 property that someone was interested in last year but when they found out about the proposed changes they changed their mind. He also referenced the limited ability of financing. Mr. Starcevich said he would like more workshops. He said he would like to see the addition of verbiage that would allow the use of old zoning with the new. Mr. Starcevich asked Council not to vote this evening.

John Runner, Business Owner, 4854 S. Orange Avenue – Mr. Runner noted that he is a member of the Edgewood Commercial Business Association. He said he has been in business in Edgewood for 40 years. Mr. Runner said the business owners would like to work with Council

and requested they delay their vote. City Attorney Smith confirmed that lawful nonconforming uses can still continue. He explained abandonment of use and confirmed that lawful nonconforming uses are not tied into ownership, it is tied into property.

Blair Howard, Business Owner, 4200 S. Orange Avenue – Mr. Howard said he owns one parcel of land with three different businesses. Mr. Howard explained the uses of his three businesses. Mr. Howard said it is not clear in the proposed Ordinance about business owners who move out of one business and move into another business. Mr. Howard asked for a delay in the vote and noted that he feels threatened.

Scott Hanes- Owner of Majestic Marble – Mr. Hanes said he hopes Council sees that they spent a significant amount of money on improving his property. He says his property is a million dollar property and that he will not be able to sell his property under the proposed Ordinance. He referenced the narrow lots and the taking away frontage; stating there is no property left and no way to sell the property. Mr. Hanes asked that Council delay the vote.

City Attorney Smith said the current Code addresses lawful nonconforming uses. He said there is a difference in grandfathering and lawful nonconforming use. He said the discussion with the Planning & Zoning Board was centered on lawful nonconforming uses. He said with grandfathering, you cannot go back to a lawful nonconforming use.

Mayor Bagshaw said Sue Fulford and John Moccio have been in meetings with him and the City did work with them. He said the positive is that now business owners are working together. He said if Council chooses to extend the vote and hold workshops and two or three people show up then it is not going to work. Mayor Bagshaw said “If we do this it is up to the business owners to show up”.

In response to attendees asking why they did not receive a notice, City Clerk Meeks explained public notice was done in accordance with Florida Statute. She said staff is willing to send out notices but those requesting to receive a notice need to bear in mind public records request made for the address notice list would have to be provided. City Clerk Meeks said that these lists are sold to various companies and they generate lots of solicitor’s mail. A request for individual notices was made and it was agreed that the City Clerk would set up a group email list to provide the notices. Deputy City Clerk Repp obtained a list with the email addresses of those business and/or property owners who requested individual notices.

Chris Rader- Planning & Zoning Board Member - In response to Council Member Horn, P&Z Member Chris Rader said that the purpose of the change in uses is about creating a place that residents want to go. He said the survey that went out had a good response and what is being suggested in the Ordinance is what the residents wanted. He said the Ordinance is about changing the character and nature of “our” heart. He said all that is being done is creating a district.

Cecil Moore, Business Owner- Mr. Moore said that sewer is needed down Orange Avenue.

Scott Hanes, Owner of Majestic Marble – Mr. Hanes asked for things to be kept in perspective. He said businesses like Amazon and Walmart are killing business. Mr. Hanes said if everything is kept in C-1 zoning, they are not going to be rentable. He said the internet is “killing” us.

Council Member President Dowless asked about outdoor recreation area and said he thinks this is something the City would like to promote. He said he does not want this prohibited.

Council Member Chotas asked Council if they could instruct City Attorney Smith to build in special exceptions that are permitted uses with the Code and bring back to Council with the flexibility built in so that Council can adopt the Ordinance. He said if Council does this, they have the forcing mechanism so that everybody realizes if they are going to get a special exception, they have to comply. Council Member Chotas said that it should not be made to make it prohibitively difficult. Council Member Fortini said she did not think they should have the City Attorney make changes now but to have another meeting and make changes after that. Mayor Bagshaw suggested approving the first reading however, delay the second reading after a workshop is held. City Attorney Smith said the first reading can be delayed until after a workshop is held. It was agreed to hold a workshop on Saturday, July 21, at 9 a.m.

Council President Dowless made the Motion to approve the first reading of Ordinance 2018-09; Second by Council Member Pierce.

The Motion was approved by the following roll call vote (4/1):

<i>Council Member Fortini</i>	<i>Favor</i>
<i>Council Member Horn</i>	<i>Favor</i>
<i>Council Member Chotas</i>	<i>Nay</i>
<i>Council Member Pierce</i>	<i>Favor</i>
<i>Council President Dowless</i>	<i>Favor</i>

City Clerk Meeks announced that the Motion passed and that Ordinance 2018-09 will be advertised as required for the second and final reading on August 21, 2018.

4. **2018-10** - AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, AMENDING CHAPTER XIV, SECTION 1.D. OF THE CITY'S PERSONNEL POLICIES TO REQUIRE A DOCTOR'S NOTE DESCRIBING ANY RELEVANT RESTRICTIONS TO BE PROVIDED TO THE CITY WHEN AN EMPLOYEE MISSESS THREE OR MORE CONSECUTIVE DAYS DUE TO ILLNESS, INJURY, OR MEDICAL PROCEDURE AND PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Smith read Ordinance 2018-10 in title only. He confirmed for Council Member Fortini that the amendment is being revised by Ordinance because the Personnel Policy was approved by Ordinance.

Council Member Chotas made the Motion to approve the first reading of Ordinance 2018-10; Second by Council Member Pierce.

The Motion was approved by the following roll call vote (5/0):

<i>Council Member Fortini</i>	<i>Favor</i>
<i>Council President Dowless</i>	<i>Favor</i>
<i>Council Member Horn</i>	<i>Favor</i>
<i>Council Member Pierce</i>	<i>Favor</i>
<i>Council Member Chotas</i>	<i>Favor</i>

City Clerk Meeks announced that the Motion passed 5/0 and Ordinance 2018-10 will be advertised as required for the second and final reading on July 17, 2018

PUBLIC HEARINGS (ORDINANCES – SECOND READINGS & RELATED ACTION)

UNFINISHED BUSINESS

NEW BUSINESS

1. Consideration for an Administrative Variance Ordinance - City Attorney Drew Smith

City Attorney Smith referred to the City Clerk’s Memo and the referencing documents he provided to show how administrative variances are administered in other municipalities. Council Member Chotas said he would like for variance request items to be placed on the consent agenda if the recommendation from the Planning & Zoning Board is for approval. City Attorney Smith said he is not comfortable with it being on consent for Council approval.

Chris Rader said the Planning & Zoning Board’s intent was to create the ability for staff to approve.

No action was taken in the matter.

GENERAL INFORMATION (No action required)

CITIZEN COMMENTS

BOARDS & COMMITTEES

1. **Variance 2018-05** – 1400 Windsong Road (Dan Phillips, Applicant)

This item was heard earlier in the meeting.

STAFF REPORTS

City Attorney Smith:

City Attorney Smith said council needs to start thinking about “Tiny Homes”. He said that certified “Tiny Home” builders are encouraging “Tiny Homes” on wheels, i.e., RVs.

Police Chief Freeburg:

Chief Freeburg referred to his monthly report and asked if there were any questions; there were none. He noted that they got convictions on the homicide that occurred in Edgewood.

City Clerk Meeks:

City Clerk Meeks explained NPDES (National Pollutant Discharge Elimination System), as it relates to illicit discharge and said Code Enforcement will be addressing these matters. She said concerns will be sent to Orange County's environmental protection agency.

MAYOR & COUNCIL REPORTS

- **Mayor Bagshaw**

Mayor Bagshaw said that the draft budget will be delivered to Council Members next week.

- **Council President Dowless**

No report.

- **Council Member Chotas**

No report.

- **Council Member Fortini**

No report.

- **Council Member Horn**

No report.

- **Council Member Pierce**

No report.

ADJOURNMENT

Having no further business or discussion, Council Member Fortini made a Motion to adjourn; Second by Council Member Horn. The City Council meeting adjourned at 9:42 p.m.

John Dowless
Council President

Bea L. Meeks, MMC, CPM, CBTO
City Clerk

Approved on _____

CrowderGulf

Disaster Recovery and Debris Management

5435 Business Parkway
Theodore, Alabama 36582

Office: (800) 992-6207
Fax: (251) 459-7433

June 5, 2018

Honorable Ray Bradshaw
Mayor of the City of Edgewood
405 Larue Avenue
Edgewood, FL 32809

via email: rbagshaw@edgewood-fl.gov

Re: Contract Extension for Disaster Recovery & Debris Removal

Dear Mayor Bagshaw:

Please allow this letter to serve as CrowderGulf's commitment to extend the contract for Disaster Recovery & Debris Removal to the City of Edgewood under the same terms and conditions of the Orange County contract #Y15-1022-CH Disaster Recovery & Debris Removal. The County's contract began on June 1, 2015 for a three (3) year term, with a renewal clause for two (2) additional one (1) year terms. The County has extended this contract through November 30, 2018.

The City of Edgewood will receive the same level of support and pricing as stated in the Orange County contract. The City's contract will be administrated independently of Orange County and all issues will be handled direct with CrowderGulf. Please acknowledge the City of Edgewood's acceptance of this agreement by signing and returning a copy of this letter for our files.

Thank you for this opportunity and we look forward to working with you in the future if our services are requested. If you have any questions, or if we can be of any further assistance, please do not hesitate to contact me or Ashley Ramsay at the CrowderGulf Disaster Administration Office 800-992-6207 or by e-mail at jramsay@crowdergulf.com.

Best regards,



John Ramsay
President

Extension Agreement: City of Edgewood, FL

Signature: _____

Name/Title: _____

Date: _____

ORIGINAL

BOARD OF COUNTY COMMISSIONERS
ORANGE COUNTY, FLORIDA

TERM CONTRACT NO. Y15-1022-C
DISASTER RECOVERY AND DEBRIS REMOVAL

CROWDERGULF JOINT VENTURE, INC.
5435 BUSINESS PARKWAY
THEODORE, AL 36582

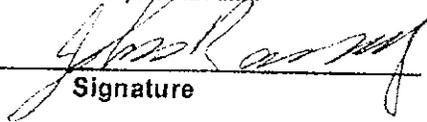
(REVISED) AMENDMENT NO. 4

- 1. In accordance with Article 2 of the Contract, entitled Schedule, this contract is hereby extended as follows:

The term of this contract is hereby extended for ~~five (5) months~~ six (6) months from June 1, 2018 through November 30, 2018, at the same hourly rates and terms and conditions.

- 2. All other terms and conditions of the original Contract remain the same.

CROWDERGULF JOINT VENTURE
THEODORE, ALABAMA



Signature

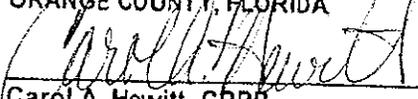
John Ramsay

Name Typed or Printed

President

Title

BOARD OF COUNTY COMMISSIONERS
ORANGE COUNTY, FLORIDA



Carol A. Hewitt, CPPB
Senior Contract Administrator
Procurement Division

05/17/18
Date (for County use only)

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ORDINANCE NO. 2018-07

**AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA,
RELATING TO SIGNS; AMENDING CHAPTER 122 OF THE
CITY OF EDGEWOOD CODE OF ORDINANCES TO ALLOW
AND REGULATE ELECTRONIC CHANGEABLE MESSAGE
SIGNS; PROVIDING FOR SEVERABILITY; PROVIDING FOR
CODIFICATION, CONFLICTS, AND EFFECTIVE DATE.**

WHEREAS, the regulation of signs is necessary to protect the public health, safety and welfare of the citizens, businesses and visitors to the City of Edgewood (“the City”); and

WHEREAS, the City Council recognizes that technology for electronic changeable message signs has substantially changed in recent years; and

WHEREAS, the City Council finds that electronic changeable message signs, when appropriately regulated, provide an efficient and economic manner of advertising; and

WHEREAS, research and studies have shown that electronic changeable message signs should not resemble traffic signs or other traffic indicators to ensure that digital signage does not compete with traffic signs or other traffic indicators and to avoid driver confusion [*Safety Impacts of the Emerging Digital Display Technology for Outdoor Advertising Signs, Final Report*, J. Wachtel, April 2009, pp. 52-53]; and

WHEREAS, the City Council finds that blinking, flashing, animated, exploding, moving, audible, or scrolling messages or signs have proven to be difficult to ignore and therefore are ill-advised due to driver distraction and safety [J. Wachtel pp. 52-53; 326, 328]; and

WHEREAS, recent LED or other digital signage technology has the ability to allow “interaction” with individual drivers through a vehicle’s computer system, radio frequency system, or other means, such that the sign can depict a personalized message to the driver; still other digital signs can encourage drivers to interact with the sign by texting a message or calling a number on the sign, or can even capture images of drivers or passengers [J. Wachtel pp. 6, 9]; and

WHEREAS, the City Council finds and determines that prohibiting interactive LED or other digital signage ensures driver safety by reducing driver distraction; and

WHEREAS, excessively bright electronic signage draws attention to itself away from the roadway and official signs [J. Wachtel pp. 21-22]; and

WHEREAS, studies and research consistently recommend, and numerous states have found, that regulations and guidelines concerning brightness, message duration,

47 instantaneous change intervals between displays, prohibition of visual or special effects
48 between displays, prohibition of message sequencing, and spacing between digital
49 outdoor signs can reduce driver distraction and safety concerns and can minimize the
50 potential for adverse effects posed by the unique attributes of such digital signs [J.
51 Wachtel pp. 5, 134, 145-149; *Memorandum re: Guidance on Off-Premise Changeable*
52 *Message Signs*, Federal Highway Administration, September 25, 2007]; and
53

54 **WHEREAS**, a policy espoused in a memorandum issued by the U.S. Department
55 of Transportation Federal Highway Administration dated July 17, 1996, was premised
56 upon the concept that electronic changeable messages that are fixed for a reasonable time
57 period do not constitute “moving” signs [*Memorandum re: Guidance on Off-Premise*
58 *Changeable Message Signs*, Federal Highway Administration, September 25, 2007]; and
59

60 **WHEREAS**, the City Council finds that this Ordinance is concerned with the
61 secondary effects of speech including but not limited to aesthetics and traffic safety, and
62 are not intended to regulate viewpoints or censor speech, and for those and other reasons
63 that the foregoing provisions are not subject to, or would not fail, a “prior restraint”
64 analysis.

65 **NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF**
66 **THE CITY OF EDGEWOOD, FLORIDA, AS FOLLOWS:**

67 **SECTION ONE.** The findings set forth in the recitals above are hereby adopted
68 as legislative findings of the City Council pertaining to this Ordinance.

69 **SECTION TWO.** Chapter 122, “Signs,” of the City of Edgewood Code of
70 Ordinances is hereby amended as follows (Note: additions are indicated by underline,
71 deletions are indicated by ~~strikethrough~~, and portions of the Code that remain unchanged
72 and which are not reprinted here are indicated by ellipses (***):

73 **Sec. 122-2. Definitions.**

74 *Abandoned sign:* A sign which for a period of a least 90 days no longer correctly relates
75 to a bona fide business, lessee, owner, or activity conducted on the premises where the
76 sign is displayed; and/or a sign that has been damaged when repairs and restoration are
77 not started within 90 days of the date the damage occurred, or when repairs are not
78 diligently pursued, once started.

79 *Alter:* To make a change to a sign or sign structure, including but not limited to, changes
80 in size, sign copy area to signs other than manual changeable copy signs, height,
81 projection, illumination, shape, materials, placement and location on a site. Altering a
82 sign does not include ordinary maintenance, repair or repainting an existing sign surface
83 provided the sign copy area is not increased.

84 *Anchor tenant:* the major store(s) upon a multiple-occupant parcel that occupies building
85 square footage on-site with a minimum area of ten thousand (10,000) square feet.

86 *Animated sign:* A sign which has any visible moving part, color change, Flashing or
87 oscillating lights, visible mechanical movement of any description, or other apparent
88 visible movement achieved by any means that move, change, flash, oscillate or visibly
89 alters in appearance. The term may include, but is not limited to, electronic changeable

90 signs with optical illusion of movement, color change, or change of lighting, to depict
91 action or create a special effect or scene; and signs using electronic ink, signs set in
92 motion by wind or other movement of the atmosphere, any sign set in motion by
93 intentional movement by a person, any type of screen using animated or Scrolling
94 displays, such as an LED (light emitting diode) screen or any other type of video display.

95 *Attached sign:* A sign permanently attached to a building or structure.

96 *Awning:* A shelter projecting from and supported by the exterior wall of a building
97 constructed of rigid or non-rigid materials on a supporting Framework that may include a
98 type that can be retracted, folded or collapsed against the wall of a supporting building.

99 *Awning sign:* A sign incorporated into an awning.

100 *Banner:* A sign applied to cloth, plastic, paper, fabric or other light pliable material of
101 any kind either with or without Frames; and which is suspended, mounted or attached
102 across its longest side to buildings or attached at two ends to building, poles or natural
103 elements.

104 *Beacon:* A stationary or revolving light which flashes or projects illumination, single
105 color or multicolored, in any manner which has the effect of attracting or diverting
106 attention, except, however, this term does not include any kind of lighting device which
107 is required or necessary under the safety regulations of the Federal Aviation
108 Administration or other similar agency. This definition does not apply to any similar
109 type of lighting device contained entirely within a structure and which does not project
110 light to the exterior of the structure.

111 *Bench sign:* A sign on an outdoor bench.

112 *Billboard:* Any off-site sign or sign structure.

113 *Building frontage:* The vertical side of a building which faces a public right-of-way and
114 is built to the principle plane.

115 *Changeable copy sign:* A non-electronic sign, or portion thereof, that is designed so that
116 characters, letters or illustrations can be manually changed or rearranged without altering
117 the sign face.

118 *Clearance:* The distance between the finished grade to the lowermost portion of the sign
119 cabinet or face.

120 *Cold air inflatable sign:* A balloon-type sign with a blower (fan) system which runs to
121 keep the sign inflated.

122 *Commercial message:* Any sign wording, logo, or other representation or image that
123 directly or indirectly names, advertises, or calls attention to a product, service, sale or
124 sales event or other commercial activity.

125 *Construction sign:* A temporary on-site sign identifying the ongoing construction activity
126 during the time that a building permit is active and prior to completion of the work for
127 which the permit was issued, and containing sign copy that is limited to the ongoing
128 construction activity and identifying the contractor, professionals and/or any
129 subcontractor engaged to perform construction activity on the site.

130 *Copy:* The combination of individual letters, numbers, symbols, depictions and the like,
131 which are intended to inform, direct or otherwise transmit information.

132 *Copy area:* the entire area of the sign occupied by copy. Copy area is measured by
133 enclosing by one continuous perimeter line the extreme limits of the sign which contains
134 copy, including all ornamental attachments, insignias, symbols, logos, trademarks,
135 interconnecting links and the like, and any stripe, Frame or border. Copy area does not
136 include the main support structure of the sign unless it contains copy. The calculation for
137 a double faced sign shall be the area of one (1) face only. When signs are enclosed in a
138 cabinet or border, the internal perimeter of such cabinet or border will be used to
139 calculate copy area.

140 *Display Time:* the time interval that a static message or frame remains on an Electronic
141 Changeable Message Sign before transitioning to the next message or frame.

142

143 *Dissolve:* a mode of message transition on an Electronic Changeable Message Sign
144 accomplished by varying the light intensity or pattern, where the first message gradually
145 appears to dissipate and lose legibility simultaneously with the gradual appearance and
146 legibility of the second message.

147 *Electronic Changeable Message Sign:* A sign that uses changing lights or an electronic
148 medium to form an image, picture, or message of any kind, whether the image, picture, or
149 message is moving or stationary, wherein the sequence of the messages and the rate of
150 change are electronically programmed and can be modified by electronic processes.
151 Electronic changeable signs include LED signs (light emitting diode technology or other
152 similar semiconductor technology), OLED signs (transmissive, organic light emitting
153 diodes), LEP signs (light emitting polymer), OEL signs (organic electro luminescence),
154 or any similar technology.

155 *Erect:* To construct, assemble, attach, hang, place, suspend, affix or alter a sign. Does not
156 include ordinary maintenance, repair or repainting of an existing sign surface provided
157 the copy area is not increased.

158 *Fade:* a mode of message transition on an Electronic Changeable Message Sign
159 accomplished by varying the light intensity, where the first message gradually reduces
160 intensity to the point of not being legible and the subsequent message gradually increases
161 intensity to the point of legibility.

162

163 *Flashing:* a rapid on and off display of messages, also defined as a message being
164 displayed for less than the identified Display Time in the regulation.

165 *Fuel pump sign:* A sign located upon or integrated into a fuel pump.

166 *Flag:* A piece of fabric of distinctive design that is displayed hanging free from a staff,
167 halyard, structure, or flag pole. Flags are not banners.

168 *Frame:* a complete, static display screen on an Electronic Changeable Message Sign.

169 *Freestanding sign:* Any sign supported by structures or supports that are placed on or
170 anchored in the ground and that are independent of any building or other structure.

171 *Governmental right-of-way signs*: a sign erected by a governmental agency upon a public
172 right-of-way.

173 *Ground sign*: a free-standing sign placed in or upon the ground.

174 *Hanging sign*: An attached sign that hangs or projects below the underside of an
175 awning, canopy, arcade, eave, overhang, or other covering that projects outward from
176 the face of a building.

177 *Illuminance*: the amount of light striking a lit object at a given distance (in this case a
178 passersby eye), measured in foot candles.

179 *Illuminated sign*: A sign illuminated by an internal light source or an external light
180 source primarily designed to illuminate the sign.

181 *Interactive Sign*: A sign that has the ability to change the display based on the person or
182 vehicle passing by.

183 *Large parcel sign*: a freestanding sign with sign height no greater than sixteen feet with a
184 solid appearing base located on the ground with no airspace between the base and the
185 sign cabinet. Large parcel signs are only allowed upon multi-occupant parcels at least
186 five acres in size that have a parcel depth of at least 375 feet measured from the front
187 property line to the rear property line.

188 *Low-profile sign*: A freestanding sign with a sign height no greater than eight and one
189 half (8 ½) feet that either has 1) a solid appearing base located on the ground with no
190 more than two feet of airspace between the base and the sign cabinet or sign face or 2) is
191 supported by one or more vertical supports with no more than two feet of airspace
192 between the ground or base and the bottom of the sign cabinet or sign face.

193 *Maintenance*: The repairing or repainting of a portion of a sign or sign structure when
194 neither the sign size nor copy area are altered; or manually changing changeable copy or
195 renewing the copy for signs which have been made unusable by ordinary wear provided
196 neither the sign size nor copy area are altered.

197 *Multi-occupant parcel*: A tax parcel that contains two or more distinct occupants
198 internally separated by firewalls or demising walls, or in separate buildings.

199 *Non-commercial message*: Any message that is not a commercial message.

200 *Nonconforming sign*: Any sign that was lawful when it was erected but does not meet the
201 requirements of this Chapter at the time of its effective date.

202 *Off-site sign*: A sign that identifies activities conducted or products or services that are
203 not available on the premises on which the sign is located.

204 *On-site sign*: A sign that (1) is located on the premises to which the sign pertains (2)
205 identifies an activity conducted or products or services available on the premises where
206 the sign is located, (3) displays a non-commercial message or (4) is any combination of
207 the first 3.

208 *Permanent sign*: Any sign which, when installed, is intended for permanent use. For the
209 purposes of this Chapter, any sign with an intended use in excess of 90 days from the date

210 of installation shall be deemed a permanent sign unless otherwise indicated elsewhere in
211 this Chapter.

212 *Person*: Any person or persons, individual or groups of individuals, company, firm,
213 corporation, partnership, organization or association.

214 *Pole sign*: A freestanding sign that is supported from the ground up by one or more
215 vertical supports and which does not meet the definition of a low-profile sign or tall-
216 profile sign. The definition of pole sign does not include flags, traffic control device
217 signs, or parking space identifications signs.

218 *Portable sign*: a sign that is not permanently affixed to or planted in the ground or
219 permanently affixed to a permanent structure utilizing standard construction procedures
220 and materials that will not deteriorate.

221 *Premises*: A lot together with all buildings and structures if any.

222 *Projecting sign*: An attached sign permanently affixed to a building or other structure in
223 such a manner that the sign face is not parallel with the wall or structural component to
224 which it is attached.

225 *Roof signs*: Any sign erected, constructed and maintained wholly upon or above the edge
226 of the roof eave of any building with the principal support along or atop the roof
227 structure.

228 *Safety sign*: See Warning signs.

229 *Scrolling*: a mode of message transition on an Electronic Changeable Message Sign
230 where the message appears to move vertically down or up the display surface.

231 *Sign*: Any surface, fabric, device or display which bears lettered, pictorial or sculptured
232 matter, including forms shaped to resemble any human, animal or product designed to
233 convey information to the public and is visible from an abutting property, from a public
234 street, sidewalk or right-of-way, or from a body of water. For the purpose of this
235 development code, the term "sign" shall include all structural members including the
236 base. A sign shall be construed to form a single unit. In cases where matter is displayed in
237 a random or unconnected manner without organized relationship of the components, each
238 such component shall be considered a single sign. The term sign shall not include:
239 holiday or seasonal decorations, merchandise displays located within a building,
240 cemetery markers, or machinery or equipment signs.

241 *Sign cabinet*: a Frame or external structure that encloses the edges of one or more sign
242 panels.

243 *Sign face*: The part of the sign that is or can be used to identify, display, advertise,
244 communicate information, or for visual representation which attracts or intends to attract
245 the attention of the public for any purpose.

246 *Sign height*: The vertical distance measured from the natural contour of the parcel to the
247 topmost point of the sign structure.

248 *Sign panel*: A single surface upon which copy is printed which can be installed in a sign
249 cabinet or attached to a sign structure.

250 *Sign structure:* Any structure which is designed specifically for the purpose of supporting
251 a sign, has supported, or is capable of supporting a sign. This definition shall include any
252 decorative covers, braces, wires, supports, or components attached to or placed around
253 the sign structure.

254 *Snipe sign:* Any sign tacked, nailed, fastened, affixed to, painted, posted, pasted, glued or
255 otherwise attached to trees or other vegetation (living or dead), telephone poles, utility
256 poles, or fences, with the message appearing thereon not applicable to the owner of utility
257 poles or present use of the premises upon which the sign is located.

258 *Static:* Motionless.

259 *Statutory sign:* A sign required by any statute of the State of Florida or the United States.

260 *Street address sign:* Any sign denoting the street address of the premises on which it is
261 attached or located.

262 *Tall-profile sign:* a freestanding sign that has a sign height no greater than sixteen (16)
263 feet and the bottom of the sign cabinet or sign face no lower than seven (7) feet above
264 ground and which has the appearance of a single vertical support that is at least twelve
265 (12) inches in width and no more than one third (1/3) of the width of the sign face.
266 Vertical supports or support casings shall be constructed of durable non-corrosive
267 material, permanently affixed to the ground and sign face or sign cabinet and shall be
268 either be monotone or utilize brick or stone of a single color.

269 *Temporary sign:* a sign which is not designed, constructed, or intended to be placed for a
270 period of sixty days or fewer.

271 *Traffic control device sign:* Any sign located within the right-of-way that is used as a
272 traffic control device and that is described and identified in the Manual on Uniform
273 Traffic Control Devices (MUTCD) and approved by the Federal Highway Administrator
274 as the National Standard. A traffic control device sign includes those signs that are
275 classified and defined by their function as regulatory signs (that give notice of traffic laws
276 or regulations), warning signs (that give notice of a situation that might not readily be
277 apparent), and guide signs (that show route designations, directions, distances, services,
278 points of interest, and other geographical, recreational, or cultural information). Some
279 traffic control device signs may be portable.

280 *Transition:* A visual effect used on an Electronic Changeable Message Sign to change
281 from one message to another.

282
283 *Traveling:* A mode of message transition on an Electronic Changeable Message Sign
284 where the message appears to move horizontally across the display surface.
285

286 *Vehicle sign:* One or more signs on any vehicle or trailer which have a total sign area in
287 excess of ten square feet, when the vehicle or trailer is not regularly used in the conduct
288 of the business or activity advertised on the vehicle, and (a) is visible from a street right-
289 of-way within 100 feet of the vehicle, and (b) is parked for more than five consecutive
290 hours within 100 feet of any street right-of-way; for the purposes of this definition, a
291 vehicle shall not be considered "regularly used in the conduct of the business or activity"
292 if the vehicle is used primarily for advertising.

293 *Wall sign:* An attached sign permanently affixed to a building or other structure in such
294 a manner that the sign face is flush against and parallel with the wall or structural
295 component to which it is attached.

296 *Warning sign or safety sign:* A sign that provides warning of a dangerous condition or
297 situation that might not be readily apparent or that poses a threat of serious injury (e.g.,
298 gas line, high voltage, condemned building, etc.) or that provides warning of a violation
299 of law (e.g., no trespassing, no hunting allowed, etc.).

300 *Window sign:* Any sign attached to, suspended behind, placed or painted upon, the
301 window or glass door of a building, which is intended for viewing from the exterior of
302 the building.

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304 * * *

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306 **Sec. 122-10. Prohibited Signs.**

307 The following types of signs are prohibited:

308 A. Abandoned signs

309 B. Balloons, cold air inflatables, streamers, and pennants.

310 C. Banner signs except as expressly allowed in Section 122-12 herein.

311 D. Bench signs, other than the identification of the transit company or its route schedule.

312 E. Billboards.

313 F. Electronic changeable message signs ~~unless otherwise specifically allowed~~
314 ~~herein~~ except as specifically allowed in Section 122-13 B. 4. A. v. herein.

315 ~~GF.~~ Pavement markings, except street addresses and vehicle directional arrows.

316 ~~HG.~~ Portable signs except as expressly authorized in Section 122-12 herein.

317 ~~HH.~~ Pole signs.

318 ~~IJ.~~ Roof signs.

319 ~~KJ.~~ Signs in or upon any lake or other body of water.

320 ~~LK.~~ Signs erected by other than a governmental entity on or extending into publicly-
321 owned land, easements or rights-of-way.

322 ~~ML.~~ Signs that emit sound, vapor, smoke, odor, particles, or gaseous matter.

323 ~~NM.~~ Signs that have unshielded illuminating devices or which reflect lighting onto
324 public rights-of-way thereby creating a potential traffic or pedestrian hazard.

325 ~~ON.~~ Animated signs or signs that appear to display motion in any way whatsoever,
326 including beacons.

327 ~~PO.~~ Signs that obstruct, conceal, hide, or otherwise obscure from view any traffic control
328 device sign or official traffic signal.

329 QP. Snipe signs.
330 RQ. Obscene signs.
331 §R. Hazardous signs.
332 FS. Vehicle signs.
333 UT. Any sign that is not specifically described or enumerated as permitted.
334 VU. Signs attached to temporary structures.

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336 * * *

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338 **Sec. 122-13. Signs Subject to Permitting.**

339 * * *

340 B. Non-residential.

341 1. Unless otherwise specified, a maximum total copy area of two square feet for
342 each linear foot of building frontage or 100 square feet, whichever is less, shall be
343 allowed per parcel.

344 2. Multi-occupant parcels at least five acres in size with at least 375 feet of parcel
345 depth measured from the front property line to the rear property line shall be
346 allowed a maximum total copy area of two square feet for each linear foot of
347 building frontage or 200 square feet, whichever is less.

348 3. For parcels abutting multiple rights-of-way, an additional maximum total copy
349 area of one square foot for each linear foot of building frontage along each
350 additional right-of-way or 100 square feet, whichever is less, shall be allowed.
351 Any additional copy area allowed pursuant to this paragraph must be utilized
352 along and directed toward the additional public rights-of-way.

353 4. Subject to the maximum total copy area, the following signs shall be permitted
354 in all non-residential zoning districts:

355 a. Ground signs. Ground signs shall be permitted pursuant to the
356 following:

357 i. One low-profile sign, ~~or~~ one tall-profile sign, consistent with the
358 definitions for same, or one Electronic Changeable Message Sign
359 consistent with the requirements in Section 122-13 B. 4. A. v. shall
360 be allowed along each public road right-of-way the parcel abuts.

361 ii. On multi-occupant parcels at least five acres in size with at least
362 375 feet of parcel depth measured from the front property line to
363 the rear property line, one large parcel sign, consistent with the
364 definition for same, shall be allowed in lieu of a low-profile, ~~or~~
365 tall-profile, or Electronic Changeable Message Sign.

366 iii. On parcels abutting multiple public road rights-of-way, one
367 additional ground sign shall be allowed per secondary road
368 frontage. The sign location along the secondary frontage shall be at
369 least one hundred feet from the point of road intersection with the
370 primary road, as measured along the right-of-way. The secondary
371 frontage shall be the road with the lowest traffic count.

372 iv. With the exception of Electronic Changeable Message Signs,
373 Ground signs may include multiple sign panels subject to the
374 following:

- 375 1. No airspace shall exist between sign panels or sign
376 cabinets;
- 377 2. Sign panels located on the same horizontal plane shall
378 be of the same height and configured so that the top and
379 bottom edge of each panel is aligned; and
- 380 3. When multiple sign panels are located on the same
381 horizontal plane immediately above or below another row
382 of multiple sign panels, all sign panels in such rows shall be
383 of equal width and aligned so that the left and right edge of
384 each panel is aligned.

385 v. Electronic Changeable Message Signs shall be subject to the
386 following requirements:

- 387 1. Location. The Electronic Changeable Message Sign
388 shall only be located along Orange or Hansel Avenues. An
389 Electronic Changeable Message Sign will not be permitted
390 in other locations. Electronic Changeable Message Signs
391 shall comply with all applicable setback and spacing
392 requirements.
- 393 2. Pre-existing signs shall not be modified or
394 expanded to incorporate Electronic Changeable Message
395 Signs.
- 396 3. The maximum sign surface area of the Electronic
397 Changeable Message Sign sign panel shall be one-quarter
398 (1/4) square foot per linear foot of building facade facing
399 Orange or Hansel Avenue, excluding parking garages, with
400 the maximum limit 16 square feet; only one Electronic
401 Changeable Message Sign sign panel shall be allowed.
- 402 4. The maximum height of the sign structure shall be
403 6.5 feet.
- 404 5. The maximum width of the sign structure shall be 9
405 feet.
- 406 6. The Electronic Changeable Message Sign shall have
407 a solid appearing base of two (2) feet in height, located on

408 the ground (i.e., no airspace from the sign face), that is at
409 least 75 percent of the width of the sign's face, based on the
410 greatest horizontal dimension of the sign face. The sign
411 base shall not be used for copy.

412 7. The sign incorporating the Electronic Changeable
413 Message Sign sign panel shall be consistent with the
414 architectural theme of the principal buildings proposed or
415 developed on the parcel and shall be constructed of
416 materials and colors which are similar to the materials and
417 colors utilized in the principal buildings.

418 8. Additional sign copy is prohibited on the sign with
419 the exception of the address and/or name and logo of the
420 business, building, or property.

421 9. The Electronic Changeable Message Sign shall be
422 incorporated into a mulched, and irrigated landscaped area
423 extending four feet in all directions from the sign base and
424 filled with a continuous hedge of plants or ornamental
425 grasses, not exceeding three feet in height at maturity.
426 Sodded or seeded areas shall not qualify as such landscaped
427 area

428 10. Operational Limitations.

429 a. The Electronic Changeable Message Sign
430 shall only contain static messages. Movement, or
431 the appearance or optical illusion of movement, of
432 any part of the sign structure, design, or pictorial
433 segment of the sign, including the movement or
434 appearance of movement of any illumination or the
435 flashing, scrolling, traveling, or scintillating or
436 varying of light intensity shall be prohibited.

437 b. The Electronic Changeable Message Sign
438 shall not emit noise or use sound.

439 c. The Electronic Changeable Message Sign
440 shall not have lighting that would resemble,
441 compete with, or distract from traffic signal
442 lighting.

443 d. Interactive signs are prohibited.

444 e. The hours of digital display operation shall
445 be between 6:00 a.m. and 10:00 p.m. The digital
446 display shall be turned off outside of these hours.

447 f. The electronic display of an Electronic
448 Changeable Message Signs shall not change more

449 frequently than twice during the period between
450 6:00 am. and 10:00 p.m.

451 g. The change of messages must be
452 accomplished instantaneously; only static
453 transitions shall be allowed. Messages changed by
454 fade, dissolve, scrolling, traveling, or similar
455 animated images that appear to move or change in
456 size, lashing and video are prohibited.

457 h. The Electronic Changeable Message Sign
458 shall be equipped with an automatic shut off or
459 contain a default design to freeze the display in one
460 position if a malfunction occurs.

461 i. The illumination of an Electronic Message
462 Sign shall conform to the criteria below.

463 i. The illuminance of an Electronic
464 Message Sign shall be measured with an
465 illuminance meter set to measure
466 footcandles accurate to at least two
467 decimals. Illuminance shall be measured
468 with the Electronic Message Sign off, and
469 again with the Electronic Message Sign
470 displaying a white image. All measurements
471 shall be taken perpendicular to the face of
472 the Electronic Message Sign at the distance
473 determined by the total square footage of the
474 Electronic Message Sign as set forth in the
475 accompanying Sign Area Versus
476 Measurement Distance table (below).

SIGN AREA VERSUS MEASUREMENT DISTANCE

AREA OF SIGN sq. ft.	MEASUREMENT Distance (ft.)
10	32
15	39
20	45
25	50
30	55
35	59
40	63
45	67
50	71
55	74
60	77
65	81
70	84
75	87
80	89
85	92
90	95
95	97
100	100
110	105
120	110
130	114
140	118
150	122
160	126
170	130
180	134
190	138
200	141
220	148
240	155
260	161
280	167
300	173

** For signs with an area in square feet other than those specifically listed in the table (i.e., 12 sq ft, 400 sq ft, etc), the measurement distance may be calculated with the following formula: Measurement Distance = $\sqrt{\text{Area of Sign Sq. Ft.} \times 100}$*

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- ii. The difference between the off and white screen measurements shall not exceed 0.3 footcandles.
- iii. All permitted Electronic Changeable Message Signs shall be equipped with a sensor that automatically determines the ambient illumination and that is

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programmed to automatically dim according to ambient light conditions to ensure compliance with the 0.3 footcandle limit in all light conditions.

iv. Prior to operational approval, the owner of the sign shall provide certification from the manufacturer that the brightness settings are pre-set to abide by the standards of this regulation.

j. Affidavit required. Prior to approval of the sign permit by the City, the property owner shall sign an affidavit attesting to understanding the requirements relating to Electronic Changeable Message Signs. The affidavit shall remain on file with the City Clerk.

k. The owner or operator of an Electronic Changeable Message Sign shall immediately turn off the display of any Electronic Changeable Message Sign upon receipt of notification from the City that the sign is not complying with the standards of this chapter and shall keep the Display turned off until the nonconformance is corrected.

508 **SECTION THREE. Severability.** If any section, subsection, sentence, clause,
509 phrase, word or provision of this Ordinance is for any reason held invalid or
510 unconstitutional by any court of competent jurisdiction, whether for substantive,
511 procedural, or any other reason, such portion shall be deemed a separate, distinct and
512 independent provision, and such holding shall not affect the validity of the remaining
513 portions of this Ordinance.

514

515 **SECTION FOUR. Codification.** It is the intent of the City Council of the
516 City of Edgewood that the provisions of this Ordinance shall be codified. The codifier is
517 granted broad and liberal authority in codifying the provisions of this Ordinance.

518

519 **SECTION FIVE. Effective date.** This Ordinance shall take effect immediately
520 upon adoption as provided by the Charter of the City of Edgewood.

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522 PASSED ON FIRST READING THIS _____ DAY OF _____, 2018.

523

524 PASSED AND ADOPTED THIS _____ DAY OF _____, 2018.

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CITY OF EDGEWOOD, FLORIDA
CITY COUNCIL

John Dowless, Council President

ATTEST:

Bea Meeks, City Clerk

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ORDINANCE NO. 2018-08

AN ORDINANCE OF THE CITY OF EDGEWOOD,
ORANGE COUNTY, FLORIDA AMENDING CHAPTER
134, "ZONING," SECTION 134-606 OF THE CODE OF
ORDINANCES RELATED TO THE USE OF OFF-SITE
PARKING SPACES TOWARD REQUIRED OFF-STREET
PARKING CALCULATIONS; PROVIDING FOR
SEVERABILITY; PROVIDING FOR CODIFICATION,
CONFLICTS, AND EFFECTIVE DATE.

WHEREAS, Section 134-606 of the Code of Ordinances provides that required off-street parking spaces must be provided on the same lot where the principal use is located or within 300 feet from the pedestrian entrance as measured along the most direct pedestrian route; and

WHEREAS, the City Council of the City of Edgewood finds that off-site off-street parking spaces provided across an arterial road from the lot upon which the principal use is conducted cause traffic and pedestrian hazards; and

WHEREAS, specifically, due to the amount of traffic, speed limits, and infrequency of pedestrian crossings, off-site off-street parking spaces across an arterial road from the lot upon which the principal use is conducted create a situation where pedestrians cannot safely cross from the required parking spaces to their destination; and

WHEREAS, in addition to creating pedestrian and traffic hazards, pedestrians attempting to cross arterial roads from on an off-site off-street parking area to their intended destination impact the efficient flow of traffic along such arterial roads further impairing already congested traffic flow; and

WHEREAS, the City Council of the City of Edgewood finds that this Ordinance is in the best interest of the health, safety, and welfare of citizens, businesses, and visitors to the City of Edgewood.

NOW, THEREFORE, BE IT ENACTED by the City Council of the City of Edgewood, Florida as follows:

NOTE: Underlined words constitute additions to the City of Edgewood Code of Ordinances, ~~strikethrough~~ constitutes deletions from the original Code of Ordinances, and asterisks (***) indicate an omission from the existing text which is intended to remain unchanged.

Section 1. Chapter 134, Section 134-606 of the City of Edgewood Code of Ordinances shall be amended as follows:

46 **Sec. 134-606. - Location of off-street parking.**
47

48 The parking spaces provided for herein shall be provided on the
49 same lot where the principal use is located or within 300 feet from the
50 principal entrance as measured along the most direct pedestrian route;
51 provided, however, that parking spaces provided across an arterial road
52 from the lot where the principal use is located shall not be counted toward
53 the parking spaces required herein.
54

55 **Section 2.** The provisions of this Ordinance shall be codified as and become and be
56 made a part of the Code of Ordinances of the City of Edgewood.
57

58 **Section 3.** If any section, sentence, phrase, word or portion of this ordinance is
59 determined to be invalid, unlawful or unconstitutional, said determination shall not be held to
60 invalidate or impair the validity, force or effect of any other section, sentence, phrase, word or
61 portion of this Ordinance not otherwise determined to be invalid, unlawful or unconstitutional.
62

63 **Section 4.** All ordinances that are in conflict with this Ordinance are hereby repealed.
64

65 **Section 5.** This Ordinance shall become effective immediately upon its passage and
66 adoption.
67

68 **PASSED AND ADOPTED** this _____ day of _____, 2018, by the City
69 Council of the City of Edgewood, Florida.
70

71 PASSED ON FIRST READING: _____
72

73 PASSED ON SECOND READING: _____
74

75 _____
76 John Dowless, Council President
77

78 *ATTEST:*
79

80 _____
81 Bea L. Meeks
82 City Clerk

ORDINANCE NO. 2018 - 10

AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, AMENDING CHAPTER XIV, SECTION 1.D. OF THE CITY'S PERSONNEL POLICIES TO REQUIRE A DOCTOR'S NOTE DESCRIBING ANY RELEVANT RESTRICTIONS TO BE PROVIDED TO THE CITY WHEN AN EMPLOYEE MISSES THREE OR MORE CONSECUTIVE DAYS DUE TO ILLNESS, INJURY, OR MEDICAL PROCEDURE AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in order to best protect the health and safety of the employees of the City, the City Council finds it appropriate to amend the City's Personnel Policies to require an employee who misses three or more consecutive days due to illness, injury, or medical procedure to provide a doctor's note that describes any restrictions relevant to the employee's job duties.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EDGEWOOD, FLORIDA, AS FOLLOWS:

SECTION ONE. Chapter XIV, Section 1.D. of the City's Personnel Policies is amended as follows (note: additions are identified by underline, deletions are identified by ~~strikethrough~~, and text that remains unchanged and which is not reprinted here is identified by ellipses (***)):

XIV. PAID TIME OFF AND OTHER LEAVES OF ABSENCE

SECTION 1. PAID TIME OFF

* * *

D. CONDITIONS AND LIMITATIONS

1. Whenever possible, an employee shall submit a written request and have **prior** approval from his or her Department Supervisor to utilize Paid Time Off.
2. Paid Time Off is generally authorized for an entire shift or more. Accrued Paid Time Off may be authorized for extended absence for serious health conditions.
3. Part-time employees may only request leave for normally scheduled hours of work.
4. It is the responsibility of Department Supervisors to verify that the employee has sufficient Paid Time Off for the requested period. Paid Time Off will not be approved in advance of accrual earned.

5. Paid Time Off may be used to supplement workers' compensation wage benefits provided the total income from the wage benefits and Paid Time Off used does not exceed 100% of an employee's regular gross pay.
6. When an employee takes Paid Time Off for three or more consecutive days due to illness, injury, or medical procedure which are not related to an on the job injury or illness and not related to a Family Medical Leave Act absence, the employee shall, prior to or upon returning to work, provide his or her supervisor with a doctor's note describing any restrictions relevant to the employee's job duties or stating that the employee may return to work without restrictions.
67. No Paid Time Off which exceeds ten consecutive work days/work shifts (except when such Paid Time Off is taken in conjunction with an approved Family and Medical Leave) is allowed unless approved in advance by the Department Supervisor.
78. In no event shall an employee be allowed to take Paid Time Off in conjunction with separation; i.e., to extend the separation date.
89. Paid Time Off pay shall be based on the employee's regular hourly rate of pay as of the time the Paid Time Off is taken.
910. The City does not allow Paid Time Off pay advances or advance payment of regular earnings for employees preparing to take Paid Time Off.
1011. Upon approval of his or her Department Supervisor an employee may donate a portion not to exceed fifty percent (50%) of his or her accrued Paid Time Off to another employee who will miss extended periods of work due to the illness of the employee or that of an immediate family member. Provided that Supervisor is aware of the necessity for the receiving employee to miss extended periods of work due to illness of the employee or an immediate family member and that the donating employee has sufficient accrued Paid Time Off to make the requested donation, the Department Supervisor shall approve Paid Time Off donation.

SECTION TWO. Effective date. This Ordinance shall take effect immediately upon adoption.

PASSED ON FIRST READING THIS _____ DAY OF _____, 2018.

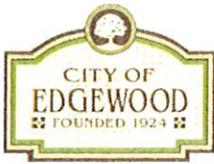
PASSED AND ADOPTED THIS _____ DAY OF _____, 2018.

CITY OF EDGEWOOD, FLORIDA
CITY COUNCIL

John Dowless, Council President

ATTEST:

Bea Meeks, City Clerk



From the desk of the City Clerk....

Bea L. Meeks, MMC, CPM, CBTO

B

TO: Council President Dowless, Council Members Chotas, Fortini, Horn and Pierce

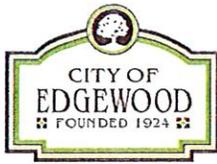
CC: Mayor Bagshaw, Chief Freeburg, PD Office Manager Shannon Patterson and Deputy City Clerk Sand Repp

DATE: July 12, 2018

RE: Set Tentative Millage for 18/19 FY Rate & Drat Budget #1

The attached memo and draft budget was previously provided to you to allow you some time to consider the tentative millage rate. I want to reiterate to you that the budget is a “draft” budget, as the State has not released all the estimated revenue amounts and FMIT will not have insurance rates until August 1st; not an inclusive list. It should be noted that the City is in receipt of the estimated cost of Fire & Rescue services from Orange County and the estimated cost is \$663,806.70, which is higher than what is shown on the draft budget. As always, once we get into our budget workshops, we know there will be other changes to the budget. The items I have referenced are examples of changed budget items that will be discussed in the workshops.

RECOMMENDATION: Staff always encourages establishing a higher millage rate and reminds you that you can always lower the tentative millage rate however; you cannot increase the tentative millage rate. I have provided you with a millage rate comparison of 4.95, 5.10 and 5.20 for your consideration.



From the desk of the City Clerk....

Bea L. Meeks, MMC, CPM, CBTO

TO: Council President Dowless, Council Members Chotas, Fortini, Horn and Pierce

CC: Mayor Bagshaw, Chief Freeburg, PD Office Manager Shannon Patterson and Deputy City Clerk Sand Repp

DATE: June 28, 2018

RE: Set Tentative Millage for 18/19 FY Rate & Drat Budget #1

The purpose of this memorandum is to aid City Council in setting the tentative operating millage rate for Fiscal Year 2018/2019. The highest allowable millage rate for a taxing entity is ten mills.

- The millage rate for Fiscal Year 2017/2018 is 4.950.
- The rolled-back rate, based on the Property Appraiser's Certification of Taxable Value for the current Calendar Year is 4.6435 mills. The rolled-back rate is that millage rate that will generate the same ad valorem tax proceeds as the prior year exclusive of any new construction.
- Any modification of the tentative rate by City Council during the budget workshop(s) and the public hearings can only be a decrease from the proposed millage rate.

Council agreed to hold the first public hearing on the tentative budget and millage in a special Council meeting on **Tuesday, September 4, 2018** in the Council Chamber of City Hall at 6:30 p.m., or as soon thereafter as the matter may be heard. This first public hearing is advertised on the Notice of Proposed Property Taxes (TRIM Notice) and is mailed to taxpayers by the Orange County Property Appraiser.

Within 15 days following the tentative budget hearing, the City must advertise its intent to adopt a final millage rate and budget in a newspaper of general paid circulation within the town. The second public hearing on the budget must be held within two to five days after the date the advertisement is published. The Second and Final Public Hearing is set for **Tuesday, September 18, 2018** at 6:30 p.m., or as soon thereafter as the matter may be heard.

DRAFT BUDGET #1

The Mayor, Department Supervisors, Deputy City Clerk Repp and Police Department Manager Patterson, met on June 27, 2018, to hold their final discussion and make final changes to the draft budget before presenting to Council. Provided with this memo is the first draft budget for your review and consideration of setting the tentative millage rate. Unless directed otherwise, or if there is a change in the millage rate that this budget is based on, this budget will be considered in Council's first budget workshop scheduled for Monday, July 30, 2018 at 9 a.m. Please note the following:

New Accounts

As a result of the City's 2016/2017 audit, you will notice some changes/reclassifications to the General Ledger:

- 521620-01 Capital Outlay - Building Improvements - Police
- 521640-01 Capital Outlay - Police Vehicles & Equip.
- 521641-01 Capital Outlay - Machinery & Equip. - Police
- 516640-01 Capital Outlay - Computers
- 541631-02 Capital Outlay – Infrastructure

(Any tangible items \$1,000 or more should be budgeted for Capital Outlay accounts)

Revenues

1. The Florida Department of Revenue will not be releasing estimated State revenues until the late June and mid-July. For this reason, the Local Communications Service Tax, Municipal Revenue Sharing, Local Government Half-Cent Sales Tax and Local Option Gas Tax is unchanged from the current budget, or changed based on revenues received to date.
2. Impact fee revenues were included in this budget due, as a result of foreseen construction on Mandalay.

City Hall Expenditures

1. The Mayor is not eligible for Florida State Retirement.
2. Health insurance rates are not anticipated to be released until the first week of August. As a result, the budget for City Hall and Police Department health insurance is based on an 8% increase.
3. City Hall travel/training increase is because it includes travel/training for the City's Code Enforcement Officer.
4. City Hall Contract/Agreements included in this budget are (not an inclusive list): Information Management Services (Business Tax Receipt Program), Business Information Systems (recording system in Chamber), Toshiba Copier, Control Specialists (Traffic Light Maintenance), Municipal Code (Online Code Service), Orange County (Fire & Rescue, Dispatch and NPDES).

Information Technology

1. Attached is a reference guide providing a description and explanation of the capital outlay budget for computers and other technology for the City.

Police Department Expenditures

1. Attached is a reference guide for the Police Department's budget.
2. Off Duty Service is for Police Officers who elect to work at the stadium for a soccer game and/or other events, or other off-site work. Officers are paid by the entity/agency they agreed to provide the off duty service to.

Legislation

A copy of Amendment 1, which is coming up on the ballot, will show you the estimated loss of revenue the City will incur should this Amendment pass. If passed, this legislation will not take effect until January 1, 2019.

Summary

The draft budget shows a deficit of \$244,073. This budget does not show a transfer from money market because budget numbers will change upon receipt of the estimated State revenues, insurance rates and any changes made by Council during the budget workshops. When the budget is finalized, if there is still a deficit, funds will need to be transferred from the City's money market account to balance the budget.

Recommendation

1. Direct City staff to set the millage.
2. For alternative consideration and direction, Staff is providing Council with information showing three proposed millage rates.

Mileage Per \$1000.00 4.950		GENERAL REVENUES		FISCAL YEAR 2018/2019		17/18 FY Budget		DIFFERENCE		PE*		AGE	
FUND	DEPT	CATEGORY	GL #	ACCOUNT DESCRIPTION	TOTAL BUDGET								
GENERAL	CITY HALL	REVENUE - TAXES	311100.01	AD VALOREM TAXES (REAL ESTATE) (85%) (4.95)	\$ 1,504,055	\$	1,421,198	\$	82,857			5.83	
GENERAL	CITY HALL	REVENUE - TAXES	311110.01	TANGIBLE TAXES (PROPERTY & CENTRALLY ASSESSED) (95%)	\$ 119,147	\$	102,429	\$	16,718			16.32	
GENERAL	CITY HALL	REVENUE - TAXES	313400.01	UTILITY/SERVICE TAX-GAS (metered/propane)	\$ 1,400	\$	1,500	\$	(100)			-6.67	
GENERAL	CITY HALL	REVENUE - TAXES	314100.01	UTILITY/SERVICE TAX - POWER	\$ 260,000	\$	260,000	\$	-			0.00	
GENERAL	CITY HALL	REVENUE - TAXES	314300.01	UTILITY SERVICE TAX - WATER	\$ 62,000	\$	53,000	\$	9,000			16.98	
GENERAL	CITY HALL	REVENUE - TAXES	315000.01	LOCAL COMMUNICATIONS SERVICE TAX (CST)	\$ 101,000	\$	101,650	\$	(650)			-0.64	
				TOTAL TAXES	\$ 2,047,602	\$	1,939,777	\$	107,825			5.56	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	316000.01	BUSINESS TAX RECEIPTS	\$ 31,000	\$	36,000	\$	(5,000)			-13.89	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	321200.01	SIGN PERMITS	\$ 1,500	\$	1,000	\$	500			50.00	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	321300.01	ESTATE SALES	\$ 50	\$	50	\$	-			0.00	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	322300.01	BLDG REVIEW FEE/SITE-COMMERCIAL	\$ 1,000	\$	1,000	\$	-			0.00	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	322400.01	BLDG REVIEW FEE/SITE-RESIDENTIAL	\$ 3,000	\$	4,000	\$	(1,000)			-25.00	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	322700.01	TREE PERMITS	\$ 300	\$	300	\$	-			0.00	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	329020.01	ADMINISTRATIVE SERVICE FEE (NOTARY-RECORDS REQUEST-COPIES-LIENS)	\$ 3,000	\$	2,000	\$	1,000			50.00	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	329000.01	RIGHT-OF-WAY PERMIT	\$ 150	\$	-	\$	150			0.00	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	339000.01	TREE REPLACE TRUST	\$ 100	\$	100	\$	-			0.00	
				TOTAL LICENSES / PERMITS	\$ 40,100	\$	44,450	\$	(4,350)			-9.79	
GENERAL	CITY HALL	REVENUE - INTERGOVERNMENTAL	335120.01	MUNICIPAL REVENUE SHARING	\$ 125,000	\$	63,799	\$	61,201			95.93	
GENERAL	CITY HALL	REVENUE - INTERGOVERNMENTAL	335150.01	ALCOHOL BEVERAGE LICENSES	\$ 1,500	\$	1,200	\$	300			25.00	
GENERAL	CITY HALL	REVENUE - INTERGOVERNMENTAL	335180.01	LOCAL GOVT. - 1/2 CENT SALES TAX	\$ 427,752	\$	427,752	\$	-			0.00	
GENERAL	CITY HALL	REVENUE - INTERGOVERNMENTAL	335190.01	GAS TAX REBATE	\$ 1,500	\$	1,500	\$	-			0.00	
				TOTAL INTERGOVERNMENTAL REVENUE	\$ 555,752	\$	494,251	\$	61,501			12.44	
GENERAL	CITY HALL	REVENUE - CHARGES FOR SERVICES	323100.01	DUKE ENERGY FRANCHISE FEE	\$ 193,000	\$	210,000	\$	(17,000)			-8.10	
GENERAL	POLICE	REVENUE - CHARGES FOR SERVICES	342900.01	POLICE REPORTS (FINGER PRINTING)	\$ 30,000	\$	35,000	\$	(5,000)			-14.29	
GENERAL	POLICE	REVENUE - CHARGES FOR SERVICES	342901.01	OFF DUTY EQUIPMENT/USAGE REIMBURSEMENT	\$ 26,913	\$	25,000	\$	1,913			7.85	
GENERAL	CITY HALL	REVENUE - CHARGES FOR SERVICES	343400.01	SOLID WASTE REV (RESIDENTIAL)	\$ 247,000	\$	247,258	\$	(258)			-0.10	
GENERAL	CITY HALL	REVENUE - CHARGES FOR SERVICES	343410.01	SOLID WASTE REV (COMMERCIAL)	\$ 45,000	\$	45,000	\$	-			0.00	
GENERAL	CITY HALL	REVENUE - CHARGES FOR SERVICES	349000.01	LAND USE FEES	\$ 20,000	\$	20,000	\$	-			0.00	
				TOTAL CHARGES FOR SERVICES	\$ 561,913	\$	582,258	\$	(20,345)			-3.49	
GENERAL	POLICE	REVENUE - FINES & FORFEITURES	352100.04	2nd DOLLAR EDUCATION	\$ 1,500	\$	4,500	\$	(3,000)			-66.67	
GENERAL	POLICE	REVENUE - FINES & FORFEITURES	352100.05	FINES & FORFEITURES (Includes Investigative Costs)	\$ 35,000	\$	85,000	\$	(50,000)			-58.82	
GENERAL	POLICE	REVENUE - FINES & FORFEITURES	352110.06	LETF / SEIZURE FUND	\$ 10,727	\$	12,977	\$	(2,250)			-17.34	
GENERAL	CITY HALL	REVENUE - FINES & FORFEITURES	354100.01	CODE ENFORCEMENT FINES	\$ 1,000	\$	1,000	\$	-			0.00	
GENERAL	CITY HALL	REVENUE - FINES & FORFEITURES	354150.01	FALSE ALARMS	\$ 500	\$	1,000	\$	(500)			-50.00	
GENERAL	POLICE	REVENUE - FINES & FORFEITURES	359000.01	PARKING FINES	\$ 600	\$	500	\$	100			20.00	
GENERAL	POLICE	REVENUE - FINES & FORFEITURES	352120.01	RED LIGHT CITATIONS	\$ 450,000	\$	450,000	\$	-			0.00	
				TOTAL FINES & FORFEITURES	\$ 489,327	\$	554,977	\$	(65,650)			-10.03	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMIT FEES	202200.01	SCHOOL IMPACT FEES - SCHOOL (97%)	\$ 8,521	\$	-	\$	8,521			0.00	
GENERAL	CITY HALL	REVENUE - LICENSES/PERMIT FEES	363200.01	SCHOOL IMPACT FEES-EDGEWOOD (3%)	\$ 264	\$	-	\$	264			0.00	
GENERAL	PD	REVENUE - CHARGES FOR SERVICES	363210.03	POLICE IMPACT FEES	\$ 193	\$	-	\$	193			0.00	
GENERAL	CITY HALL	REVENUE - FINES & FORFEITURES	363220.07	FIRE/RESCUE IMPACT FEES	\$ 209	\$	-	\$	209			0.00	
GENERAL	CITY HALL	REVENUE - ROADS/STREETS	363240.10	TRANSPORTATION IMPACT FEES	\$ 2,075	\$	-	\$	2,075			0.00	
				TOTAL IMPACT FEES	\$ 11,262	\$	-	\$	11,262			0.00	
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	361200.01	INTEREST - SBA GENERAL	\$ 350	\$	200	\$	150			75.00	
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	361200.08	INTEREST - SBA STORMWATER	\$ 50	\$	35	\$	15			42.86	
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	361320.01	INTEREST-TAX COLLECTOR	\$ 2,000	\$	2,000	\$	-			0.00	
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	361322.01	INTEREST-TANGIBLE TAXES	\$ 10	\$	8	\$	2			25.00	

GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	361325.01	INTEREST-CENTER STATE BANK	\$ 7,000	\$ 7,000	\$ -	0.00
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	361328.01	INTEREST - GARBAGE/WASTE	\$ 300	\$ 300	\$ -	0.00
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	366000.01	DONATIONS	\$ 5,000	\$ 1,000	\$ 4,000	0.00
GENERAL	CITY HALL	REVENUE-MISCELLANEOUS	367100-01	GRANTS (PD)	\$ 6,000	\$ -	\$ 6,000	0.00
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	369900.01	MISCELLANEOUS REVENUES (Revenues with no designated GL#)	\$ 4,000	\$ 2,500	\$ 1,500	60.00
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	369910.01	CITY NEWSLETTER	\$ 1,000	\$ 1,000	\$ -	0.00
GENERAL	CITY HALL	REVENUE - LICENSES/PERMITS/FEES	369900.01	SPECIAL EVENTS(Include Sponsorships)	\$ 5,000	\$ 5,000	\$ -	0.00
GENERAL	CITY HALL	REVENUE-MISCELLANEOUS	369950.01	MISCELLANEOUS (PD)	\$ 1,000	\$ -	\$ 1,000	0.00
GENERAL	CITY HALL	REVENUE - MISCELLANEOUS	367200.01	POSTAGE - REFUND	\$ -	\$ -	\$ -	0.00
				TOTAL MISCELLANEOUS REVENUES	\$ 31,710	\$ 19,043	\$ 12,667	66.52
				TOTAL GENERAL FUND REVENUES	\$ 3,747,666	\$ 3,634,756	\$ 112,910	3.11
		ROADS & STREETS REVENUES						
R&S	CITY HALL	REVENUE - ROADS & STREETS	312410.02	LOCAL OPTION GAS	\$ 89,000	\$ 88,885	\$ 115	0.13
R&S	CITY HALL	REVENUE - ROADS & STREETS	361200.02	INTEREST - SBA ROAD	\$ 30	\$ 15	\$ 15	100.00
R&S	CITY HALL	REVENUE - ROADS & STREETS	399900.02	FOOT REIMBURSEMENT AGREEMENT - TRAFFIC LIGHTS	\$ 28,760	\$ 27,917	\$ 843	3.02
				TOTAL REVENUES	\$ 117,790	\$ 116,817	\$ 973	0.83
				TRANSFER FROM MONEY MARKET		\$ 331,593	\$ (331,593)	-100.00
				TOTAL REVENUES	\$ 3,865,456	\$ 4,083,166	\$ (217,710)	-5.33
		MAYOR'S PAYROLL						
GENERAL	CITY HALL	EXPENSE -	513201-01	Mayor's Salary (Per Charter)	\$ 12,000	\$ 12,000	\$ -	0.00
GENERAL	CITY HALL	EXPENSE -	513211-01	Payroll Taxes-FICA (Mayor)	\$ 918	\$ 918	\$ -	0.00
				MAYORS TOTAL PAYROLL	\$ 12,918	\$ 12,918	\$ -	0.00
		CITY HALL EXPENDITURES						
GENERAL	CITY HALL	EXPENSE - PERSONNEL	513120.01	SALARY EXPENSE - CH	\$ 133,370	\$ 129,500	\$ 3,870	2.99
GENERAL	CITY HALL	EXPENSE - PERSONNEL	521116.01	SALARY EXPENSE - CODE ENFORCEMENT OFFICER	\$ 39,146	\$ 38,000	\$ 1,146	3.02
GENERAL	CITY HALL	EXPENSE - PERSONNEL	513130.01	LONGEVITY PAY	\$ 1,600	\$ 1,000	\$ 600	60.00
GENERAL	CITY HALL	EXPENSE - PERSONNEL	513140.01	OVER TIME	\$ 1,000	\$ 1,500	\$ (500)	-33.33
GENERAL	CITY HALL	EXPENSE - PERSONNEL	513150.01	HOLIDAY BONUS	\$ 600	\$ 600	\$ -	0.00
GENERAL	CITY HALL	EXPENSE - PERSONNEL	513210.01	PAYROLL TAXES - FICA	\$ 13,350	\$ 12,814	\$ 536	4.18
GENERAL	CITY HALL	EXPENSE - PERSONNEL	518220.01	RETIREMENT CONTRIBUTIONS	\$ 15,000	\$ 13,532	\$ 1,468	10.85
GENERAL	CITY HALL	EXPENSE - PERSONNEL	513230.01	HEALTH /DENTAL / STD /LIFE INSURANCE - CH	\$ 33,000	\$ 29,851	\$ 3,149	10.55
GENERAL	CITY HALL	EXPENSE - PERSONNEL	513231.01	HRA (Health Reimbursement Account)	\$ 6,000	\$ 6,000	\$ -	0.00
GENERAL	CITY HALL	EXPENSE - PERSONNEL	513520.01	APPAREL (UNIFORM)	\$ 1,000	\$ 1,200	\$ (200)	-16.67
				TOTAL PERSONNEL EXPENSES	\$ 244,066	\$ 233,997	\$ 10,069	4.30
GENERAL	CITY HALL	EXPENSE - OPERATIONS	513410.01	TELEPHONE/CELLULAR	\$ 1,650	\$ 1,500	\$ 150	10.00
GENERAL	CITY HALL	EXPENSE - OPERATIONS	513411.01	POSTAGE	\$ 2,000	\$ 2,000	\$ -	0.00
GENERAL	CITY HALL	EXPENSE - OPERATIONS	513543.01	SPECIAL EVENTS	\$ 17,500	\$ 15,000	\$ 2,500	16.67
GENERAL	CITY HALL	EXPENSE - OPERATIONS	513400.01	TRAVEL / TRAINING - CITY STAFF	\$ 4,000	\$ 3,000	\$ 1,000	33.33
GENERAL	CITY HALL	EXPENSE - OPERATIONS	513401.01	TRAVEL / TRAINING - CITY COUNCIL	\$ 4,000	\$ 3,000	\$ 1,000	33.33
GENERAL	CITY HALL	EXPENSE - OPERATIONS	513460.01	EQUIPMENT REPAIR/MAINTENANCE	\$ 2,000	\$ 2,500	\$ (500)	-20.00
GENERAL	CITY HALL	EXPENSE - OPERATIONS	513542.01	CITY NEWSLETTER	\$ 5,000	\$ 7,500	\$ (2,500)	-33.33
GENERAL	CITY HALL	EXPENSE - OPERATIONS	513490.01	MISC. CURRENT CHARGES	\$ 4,000	\$ 4,500	\$ (500)	-11.11
GENERAL	CITY HALL	EXPENSE - OPERATIONS	513510.01	OFFICE SUPPLIES	\$ 3,500	\$ 3,500	\$ -	0.00
GENERAL	CITY HALL	EXPENSE - OPERATIONS	513540.01	DUES / SUBSCRIPTIONS / MEMBERSHIPS	\$ 5,675	\$ 3,500	\$ 2,175	62.14
GENERAL	CITY HALL	EXPENSE - OPERATIONS	513620.01	CAPITAL OUTLAY - RENOVATIONS FOR CITY HALL/PD	\$ 20,000	\$ 25,000	\$ (5,000)	-20.00
GENERAL	CITY HALL	EXPENSE - OPERATIONS	513440.01	OFFICE EQUIPMENT / COPIER / RENTAL	\$ 3,000	\$ 3,000	\$ -	0.00
				TOTAL OPERATIONS EXPENSES	\$ 72,325	\$ 74,000	\$ (1,675)	-2.26
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	513470.01	PRINTING EXPENSES (WILL INCLUDE CODIFICATION-BUSINESS CARDS-NAME PLATE)	\$ 4,500	\$ 4,500	\$ -	0.00
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	531430.01	UTILITIES-POWER	\$ 6,000	\$ 6,000	\$ -	0.00
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	533430.01	UTILITIES WATER & SEWER	\$ 3,000	\$ 3,000	\$ -	0.00
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	519460.01	BUILDING MAINTENANCE	\$ 7,500	\$ 7,500	\$ -	0.00
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	519150.01	ELECTIONS (Mayor and 2 Council Seats)	\$ 4,000	\$ 4,000	\$ -	0.00
GENERAL	CITY HALL	EXPENSE - GENERAL OPERATING	519461.01	LANDSCAPE/BEAUTIFICATION	\$ 10,000	\$ 10,000	\$ -	0.00

Using 2018 Preliminary Recap				Amount*.95*MR/1000		
1. Line 43-Total Taxable - Column I is Real Estate Tax						
2. Line 43 - Column II and III added together is				4.95	5.10	5.20
			Real Estate Tax	\$ 319,841,720		
			Tangible Tax	\$ 25,337,010		
			Total Ad Valorem	\$ 345,178,730		
			Real Estate Tax 95%	\$ 1,504,055.69	\$ 1,549,633.13	\$ 1,580,018.10
			Tangible Tax @ 95%	\$ 119,147.29	\$ 122,757.81	\$ 125,164.83
			Total Ad Valorem	\$ 1,623,202.98	\$ 1,672,390.95	\$ 1,705,182.93



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April 24, 2018

Mayor Raymond Bagshaw
405 Larue Avenue
Edgewood, FL 32809
rbagshaw@edgewood-fl.gov

**Re: 1141 Windsong Rd. – Boat Dock Application Review CPH Project
Number E7601**

Mayor Bagshaw,

My name is Robin Lopez and I am the owner of Summertime Deck and Dock. We have been doing business in the City of Edgewood for many years now, but this is the first time I've had the need to reach out to you personally.

According to City Ordinance No. 2013-01 Section 101-8, any objection to any invoice must be addressed and delivered to the mayor. I know that your time is valuable and there are many critical matters that require your attention, as such, I will attempt to be brief in my details and suggest resolution to move the matter forward expeditiously.

We have been working with Sandy Repp and CPH during construction of a boat dock at 1141 Windsong Rd. While they have both been attentive, I don't feel that the parties are being held responsible for any oversights that may have occurred during the lengthy review process.

The discussion should begin with the acknowledgement that no other municipality does their permitting in the manner that is favored by Edgewood. It is nearly impossible for a contractor to accurately provide a fixed cost bid to a prospective client if permitting costs can't accurately be calculated prior to permit review. It is



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common practice for municipalities to have rate sheets detailing the costs associated with the various aspects of permitting so that one knows up front what costs to allocate for the various steps. With Edgewood, the contractor is at the mercy of a third-party engineering firm, and, while their intent is honorable, they are still a business looking to be profitable. I find this concerning and feel that permitting reform is needed in Edgewood. Other small municipalities such as Belle Isle and Casselberry outsource the permitting processes to third party engineering firms, but the costs are fixed and known ahead of time. The costs also are far less than those incurred during an Edgewood review. There should be some basis for consistency and efficiency for permit review. I will certainly volunteer to be a part of the solution by providing input and working with the staff to arrive at an answer that does not result in a direct hit to the contractor's profit.

In regard to the specific project in question, Sandy Repp provided an Excel spreadsheet detailing costs associated with the permit review for the dock at 1141 Windsong. I am not certain if there are more detailed descriptions for the work completed on another document, but at this point, my review is solely based on the provided spreadsheet.

I have no objection to any of the charges through July 16th, 2017 (even though I don't believe that any other municipality has taken nearly 7 hours to review submitted plans - by qualified engineers, no less!). I do, however, have objections to all of the charges after this date.

The as-built for the dock (provided by a third-party surveyor) did not match the approved site plan, however, it was obvious that the dock was not in violation based on the rules for a canal front dock (ratio of canal width to width of dock). Given the dimensions of the dock and the dimensions of the canal, the dock was in compliance, albeit different from the original site plan. Furthermore, based upon a documented phone call from Edgewood to Ron Sullivan at Orange County Property Appraiser's office on 1/18/2018, the project does not need to comply with canal front regulations.



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Given that the city and third-party engineer incorrectly reviewed the application under canal front criteria, the applicant should not be subject to the review fees associated with the improper classification.

Should the improper classification of the property be deemed invalid, there is still large question as the quantity of hours documented on the project review. The dock review in no way should have accrued nine (9!) hours of review prior to the meeting with Summertime to discuss the project. A very simple and straightforward review identified and remedied the issue in less than 30 minutes at a meeting between the parties. Additionally, based on the spreadsheet, we are being charged for 2 hours of time at the meeting. There were three other people in attendance at the meeting that can attest to the fact that the meeting lasted well under 1 hour. This is hard for me to understand and justify.

Based on the above information and erroneous actions by both the city and the third-party engineer, there should have been no involvement from an attorney. Instead, we (the applicant) are being charged over \$200 for actions taken as a direct result of the insufficient review conducted by the parties.

I understand business and I understand engineering (yes, I have an engineering degree, and no, I do not practice, but both my brother and father do). I want everyone to win and make money. Based on the invoices and logs provided, it appears that Summertime is the only one not winning and making money in this situation. It seems that charges are being passed along to the applicant regardless of whether they are accurate or appropriate.

I've briefly outlined my concerns above, but concerns without proposed resolution are worthless. To that end, I would like to propose the following resolution. There was an initial \$1,000 deposit given by Summertime. Although the initial review fees were less than the deposit amount (\$798.75), I propose that the remaining balance from the original deposit be given to the third-party engineering firm for their time and effort beyond the initial review. Additionally, I propose that all parties sit with Mayor Bagshaw to discuss a cleaner and more streamlined permitting solution for all future applications by anyone looking to do licensed work within the city limits.



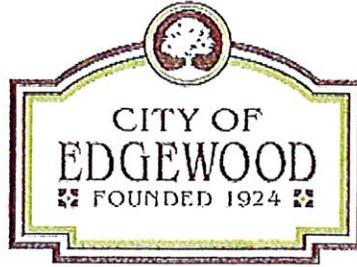
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Thanks for your time, Mayor Bagshaw. I will make myself available to meet with you in person, speak by phone, or communicate via email to clear up any confusion or find the best path forward for this project as well as future projects.

I appreciate your efforts and look forward to working toward resolution.

Respectfully,

Robin Lopez
Owner, Summertime Deck and Dock
robin@summertimedocks.com



May 30, 2018

Robin Lopez
 Summertime Deck & Dock
 5968 Lakehurst Drive
 Orlando, FL 32819

Facsimile Transmission: robin@summertimedocks.com

RE: 1141 Windsong Road – Boat Dock & Application Review CPH Project Number E7601

Mr. Lopez

I am in receipt of your April 24, 2018 correspondence regarding your objection to charges occurring after July 16, 2017. I have discussed your project with City Clerk Meeks and Deputy City Clerk Repp. Additionally, I have reviewed the Permit Status Log maintained by Deputy City Clerk Repp. Below is a summary of tasks performed on your project after July 16, 2017:

8/7/2017		Matt from Summertime came to CH and had plans stamped for zoning.
8/16/2017		Ms. Elannan put down sand on her beach without consulting EPD and there is no barrier to keep the sand from eroding into the lake. SJR called Matt because there was a report that there is no barrier with the sand. SJR told Matt that Summertime needs to stop work until Ms. Elannan comes into conformance with EPD and the beach issue. SJR also told Matt that Summertime needs to specifically consult with EPD before any more work goes on.
8/16/2017		SJR called homeowner and left message followed up with email that work on boat dock needs to stop until EPD cleared through the boat dock permitting process
8/17/2017		SJR emailed OC Permitting services to confirm zoning hold on application until further notice from Edgewood.
10/23/2017		SJR received COC from OC but the hold had not been released by Edgewood. SJR called Summertime and Robin said that since Allen was out in the field he contacted someone "Joe Blow" from Allen's out of office reply and submitted the as-builts to them and received inspection. <u>SJR emailed CPH and asked for status.</u> David Mahler said that he had no knowledge of receiving as-builts or conducting an inspection but he

		<p>will check with Allen, Peter and Scott.</p> <p>SJR emailed OC and asked why zoning was released without approval from Edgewood. Hold was not on their records. Per OC the zoning hold was not in their records. SJR double checked that there was an email sent to OC on 8/17/2017 with a reply email from OC Permitting services.</p>
10/27/2017		<p>SJR asked for update on as-builts</p> <p><u>Peter from CPH emailed</u> that CPH has performed the inspection and reviewing their findings.</p>
10/31/2017		<p><u>The as-builts survey does not match the original plans per email from Allen at CPH.</u></p> <p>SJR forwarded email to Matt at Summertime for revisions.</p>
11/1/2017		<p>Matt asked if the information can be detailed on the drawings or if a surveyor needs to provide the dimensions.</p>
11/6/2017		<p><u>SJR emailed Allen Lane to confirm that they would need it from the surveyor.</u> SJR forwarded confirmation to Matt – will need surveyor dimensions</p>
11/8/2017		<p><u>Forwarded revision to Allen</u> received from Matt at Summertime.</p>
11/13/2017		<p><u>26.75% not 25% into the canal per Allen Lane.(2.55 feet at a min) on the short side of the dock. They are at 30.9% on the long side (extra 8.6 feet).</u></p> <p>SJR forwarded CPH report and spoke with Matt on the phone about the difference. Matt is going to look into the plans and the opening of the canal.</p>
11/16/2017		<p>Matt Langbehn sent email to CPH and SJR explaining why the “built dock appears to deviate from the original approved plans. He states that it appears that the NHWE was detailed in two different locations between the survey used for permitting purposes and the one provided in the as-built which makes the dimensions inconsistent.</p> <p>Matt will be receiving corrected drawing from the surveyor. Asked for feedback from CPH.</p>
11/20/2017	9:48 am	<p><u>Allen Lane sent email to Matt.</u> CPH requires a signed and sealed as-built to confirm the location of the NHWE and the location the dock was constructed with respect to the NHWE.</p>
11/21/2017	11:53 am	<p>Matt said that he has requested the revision that CPH asked for.</p>
11/21/2017	4:23 pm	<p><u>Matt send as-built revised, to Allen</u></p>

12/1/2017	SJR forwarded to Matt at Summertime
12/7/2017	Matt called SJR and said he does not understand the issue from his perspective. SJR emailed Allen at CPH and asked if there is another way to interpret his findings for Matt.
12/8/2017	After conferring with Liz Johnson at Lake Conway Water Advisory SJR requested navigational assistance from Sheriff's dept.
12/15/2017	SJR followed up with Liz as there was no response from Sgt. Westerberg.
12/21/2017	SJR sent follow up email to Sgt. Westerberg to see if an assessment was made.
12/23/2017	Adam Popp inspected the position of the dock and sent SJR and Sgt. Westerberg an email that the canal remains navigable and that he does not see it becoming an issue even with lower water levels.
12/27/2017	SJR discussed situation with Mayor Bagshaw and wrote letter to homeowner that if the boat dock is ever contested then they will need an immediate variance or else rebuild. SJR sent letter to CPH for their review.
1/2/2018	Matt Langbehn and asked for a resolution. SJR responded that they will need a variance or rebuild and that a letter to the property owner is forthcoming. SJR also mentioned the deficit in pass through fees that will need to be paid with an extra deposit to prepare for a variance
1/3/2018	SJR set up appointment for 1/18/2018 at 9 am with contractor and engineer at CH.
1/18/2018	<p><u>Meeting was held with Sandra Repp, Allen Lane and Summertime Deck and Dock – Robin Lopez and Matt Langbehn.</u> Followed up with question to Drew Smith if the measurement at the lakeward portion of the boat dock could be measured from a separate point from the canalward portion of the dock as the canal opens up to the lake at the point. Drew affirmed this and Summertime Deck and Dock will provide this measurement. If this measurement falls in conformance then the boat dock will be approved. If not then the applicant will have to apply for variance or alter the boat dock.</p> <p>The reasoning for moving the boat dock was that the large cypress tree did not allow the boat to enter the slip and they had to pivot the boat dock out to allow access.</p>
1/18/2018	SJR spoke with Ron Sullivan at OCPA regarding property and he confirmed that it is a lakefront and not a canalfront property. There was a lot split and lot 30 is not included in this parcel and there is now 50% lakefront. It was also part of a mass appraisal and 5111 Leeward Way was included in that appraisal. They are also located at the mouth of the canal and they have more than 50% lakefront. The property to the south is a canal-front property.

1/19/2018		<p>SJR sent email to property owner updating her on status of boat dock and that we are looking for resolution.</p> <p>Robin from Summertime called SJR and asked about email. SJR said that she is following up with an email to Summertime requesting the new dimensions that were approved by the attorney.</p>
1/23/2018		SJR received requested dimensions from Matt at Summertime
1/25/2018		SJR forwarded dimensions to Allen at CPH
1/29/2018		Matt emailed SJR and asked if more info was needed. SJR responded that there was no request from engineer yet.
1/31/2018		Allen Lane sent CPH approval letter based on the new dimensions. SJR forwarded to Summertime and reminded him that there are pass through fees due.
1/31/2018		Allen Lane sent CPH approval letter based on the new dimensions. SJR forwarded to Summertime and reminded him that there are pass through fees due.
3/19/2018		SJR spoke to Matt Langbehn about construction to the dock. Matt said that they were making repairs to the deck.
3/19/2018		SJR emailed Liz Johnson and Tara Urbanik at Lake Conway Water and Navigation Control District Advisory Board about unpermitted work on a boat dock.
3/20/2018		<p>Liz forwarded to Aneta Duhigg at Orange County Permitting, who forwarded to Tom Jaeger.</p> <p>Jaeger emailed SJR that the County does not have record of any active permits at this address. The repairs require a building permit and possible engineered construction documents as deck board replacement floor loads must be maintained.</p>
3/23/2018		<p>SJR emailed that there was unpermitted work being done on the dock, SJR called Summertime Deck and Dock to ask for the status. Unable to leave a message.</p> <p>SJR emailed Matt Langbehn and copied Robin Lopez and informed them that the work on the boat dock must be permitted. No response from contractor.</p> <p>SJR called Summertime again and left a voicemail for Matt. No response from contractor.</p>
4/3/2018		SJR spoke with Robin Lopez regarding the pass through fees and the unpermitted work. Lopez was unable to respond to SJR as he was out of the office. Per Lopez, he will send SJR the correspondence with Orange County and according to Lopez they stopped work on the dock

		<p>which was to repair 2 warped boards requiring that they pull up the decking. Regarding pass through fees that are outstanding, SJR needs to email permit status log to Lopez.</p> <p>Robin forwarded email exchange between Summertime and Lonnie Bass at Orange County regarding required permitting. Robin explained that permitting will incur more fees.</p> <p>SJR responded that there will be no fee or review from the City if there is no change to the footprint. This can be stamped for zoning and permitted and inspected by Orange County.</p>
4/6/2018		<p>SJR received email from Lopez. Repair plans will be submitted next week.</p> <p>SJR responded and reminded of need to pay pass through fees with the submittal. Sent copy of log and pass through fee spreadsheet.</p>
4/12/2018		<p>Lopez sent email to SJR regarding the pass through fees and disagreement for the responsibility to pay for the whole amount due.</p>
4/13/2018		<p>SJR responded and sent a copy of the ordinance for pass through fees and let him know that she will be discussing with the City Clerk, Bea Meeks.</p>
4/18/2018		<p>SJR emailed Lopez and asked if they have come to a decision on the fees.</p>

As you can see, a lot of activity occurred after July 16, 2017 related to this project. I agree that some of the work was done by City Hall staff; however, tasks that involved emails, phone conversations and meetings with CPH and the City Attorney would have resulted in a fee from both consultants.

In your correspondence, you note your concerns with the City's review and fee process. This process has worked well for the City since we entered into an Interlocal Agreement with Orange County in 2006. Additionally, the pass-through fee Ordinance has been in effect for five years and you are the second applicant to object to fees since the adoption of the Ordinance. The first objection was resolved amicably.

Regarding your reference to a 7-hour review, Deputy City Clerk Repp asked the City's engineering firm about this time and was told it was correct. It is my understanding that this time included travel time to meeting(s) and preparation review for meeting.

You are correct in that Edgewood staff did contact the Orange County Property Appraiser's Office; however, the conversation was to confirm whether or not the subject property is a lake front property and not a canal front property. Let me recap what led up to this phone call. On October 23, 2017, Deputy City Clerk Repp received the Certificate of Completion for the subject boat dock. As you know, Summertime is required to request from the City a final inspection before Orange County's inspection, and also provide the as-built. Summertime failed to request a final inspection from the City of Edgewood. Deputy City Clerk Repp requested the as-built

from you and upon a site inspection and review of as-built by CPH, it was learned that Summertime deviated from the approved footprint. Because of the confirmation that the subject property is lakefront, it was the opinion of the City Attorney that Summertime could take the greater measurement from the entry of the canal for the new dock position. This resolution is much better than having to remove the boat dock. As a side note, you should be aware that the Orange County Property Appraiser does not have jurisdiction over the subject boat dock.

This project had a few anomalies, including placing a hold on the project due to environmental concerns. Also, the first as-builts didn't show the length of the dock into the water; therefore, a second set of as-builts had to be provided. Based on Deputy City Clerk Repp's log, there was a lot of back and forth discussion and/or emails; most of which involved communications with CPH. For this reason, I feel the fees are appropriate.

Best regards,



Ray Bagshaw
Mayor



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July 3, 2018

City of Edgewood
405 Larue Avenue
Edgewood, FL 32809
rbagshaw@edgewood-fl.gov

**Re: 1141 Windsong Rd. – Boat Dock Application Review CPH Project
Number E7601 Appeal**

To Whom It May Concern:

My name is Robin Lopez and I am the owner of Summertime Deck and Dock. We have been doing business in the City of Edgewood successfully for many years now.

According to City Ordinance No. 2013-01 Section 101-8, all objections and appeals shall set forth in detail the reasons and evidence upon which the objection and appeal are based.

We have been working with the City of Edgewood and CPH during construction of a boat dock at 1141 Windsong Rd. While everyone has been attentive, I don't feel that the parties are being held responsible for any oversights that may have occurred during the lengthy review process.

The discussion should begin with the acknowledgement that no other municipality does their permitting in the manner that is favored by Edgewood. It is nearly impossible for a contractor to accurately provide a fixed cost bid to a prospective client if permitting costs can't accurately be calculated prior to permit review. It is common practice for municipalities to have rate sheets detailing the costs associated with the various aspects of permitting so that one knows up front what costs to allocate for the various steps. With Edgewood, the contractor is at the



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Based on the classification as a lakefront lot, the dock is in full compliance with code and any further reviews and evaluations are moot and void.

The above objection renders the additional objections unnecessary, but for the sake of completeness, I'll address my additional objections.

Additional objections are raised as to the handling of our repeated requests for meeting and clarification on the dock location review.

The as-built for the dock (provided by a third-party surveyor) did not match the approved site plan, however, it was obvious that the dock was not in violation based on the rules for a canal front dock (ratio of canal width to width of dock). Given the dimensions of the dock and the dimensions of the canal, the dock was in compliance, albeit different from the original site plan. This review requires nothing more than a quick and logical application of the code, yet we were charged over \$1,100 for eventually arriving at this resolution.

The as-built survey review in no way should have accrued nine (9!) hours of review prior to the meeting with Summertime to discuss the project. A very simple and straightforward review identified and remedied the issue in less than 30 minutes at a meeting between the parties.

Additionally, an objection is raised concerning the meeting between the parties. Based on the spreadsheet provided to us by the City of Edgewood, we are being charged for 2 hours of time at the meeting. There were three other people in attendance at the meeting that can attest to the fact that the meeting lasted well under 1 hour.

A further objection based on the above information and erroneous actions by both the city and the third-party engineer brings to light that there should have been no involvement from an attorney. Instead, we (the applicant) are being charged over \$200 for actions taken as a direct result of the insufficient review conducted by the parties.



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I understand business and I understand engineering (yes, I have an engineering degree, and no, I do not practice, but both my brother and father do). I want everyone to win and make money. Based on the invoices and logs provided, it appears that Summertime is the only one not winning and making money in this situation. It seems that charges are being passed along to the applicant regardless of whether they are accurate or appropriate.

These concerns were raised in a letter to Mayor Bagshaw, however, the review that was conducted resulted in no further communication with me for additional understanding or information surrounding the situation. I was informed that it was determined that the charges provided by CPH were correct and that there was no wrongful application of building code requirements. I am appealing this finding, as the building code that was applied by CPH and Edgewood was for a canalfront property, which, based on the officials at Orange County's Property Appraiser's Office, is inaccurate.

Furthermore, the review of the permit material by CPH was handled by a variety of professionals. For the sake of consistency in reasoning and in pricing, the review should not be handled by a mix of Project Engineers, Senior Project Engineers, and PMs (Project Managers?). I am uncertain of what policy CPH uses for rounding of their billable hours, but it seems odd that all reviews after that of the PM were all rounded to the full hour. The as-built survey reviews and email/phone correspondence should have taken less than 10 minutes, but even in the most extreme of reviews could not have taken full hour(s) of time.

In the mayor's findings, he cited as-built surveys that were provided without showing dock lengths into the water. While this may be true, the survey was reviewed by a professional engineering firm that has the capability of using scale measurements to ascertain such measurements from a scaled survey.

Summertime is a tiny business. We do not have the funds to keep attorneys on retainer or to allocate resources to efforts such as this appeal. However, the matter is of such significance and importance (not to mention the financial value) that I



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have taken the time to provide as much information as possible to present a starting point for a discussion regarding the matter.

I am hopeful that everyone will be open and willing to engage in a conversation with all parties prior to arriving at a decision and ultimate conclusion.

I look forward to speaking with you and answering any questions you may have.

I appreciate your efforts and look forward to working toward resolution.

Respectfully,

Robin Lopez

Owner, Summertime Deck and Dock

robin@summertimedocks.com

Edgewood Police Department

City Council Report

June 8, 2018 – July 7, 2018

Residential Burglaries	0
Commercial Burglaries	0
Auto Burglaries	2
Theft	2
Assault/Battery	1
Sexual Battery	0
Homicides	0
Robbery	0
Traffic Accident	9
Traffic Citations	245
Red Light Citations	265
Traffic Warnings	251
Felony Arrests	5
Misdemeanor Arrests	8
Warrant Arrests	2
Traffic Arrests	2
DUI Arrests	2

Department Highlights:

- This month the Edgewood Police Department participated in lighting 49 candles in honor of the 49 victims who lost their lives 2 years ago in the shooting at the Pulse Night Club. This remembrance was performed in front of the Edgewood City Hall with the help of the Cornerstone Charter School.
- The Edgewood Police Department is part of the “Drive Baked, Get Busted” campaign. This campaign is to prevent people from driving high on drugs.
- Over the last few months, the Edgewood Police Department has been visited by Makayla Kepler and her family to receive handmade Cop Rocks. This month, a special visit was made to the Chief of Police and the Lieutenant to present each of them with a personal thank you and souvenir. In return of the gesture an Edgewood Patch and Chief stars was presented to Makayla. That patch now is sown into a jacket that is worn often by this future Police Officer.
- Members of the Edgewood Police Department began training with a multi-agency Emergency Response Team for the metro Orlando area.

If you have any additional questions

Contact Chief John Freeburg

jfreeburg@edgewood-fl.gov

Cell phone: 407-467-2433