

## CITY COUNCIL

John Dowless, Mayor  
Richard Alan Horn, Council President  
Lee Chotas, Council Member  
Ben Pierce, Council Member  
Chris Rader, Council Member  
Susan Lomas, Council Member



**City Council Meeting**  
Third Tuesday Every Month  
6:30 PM

## AGENDA

### Edgewood City Council Meeting

### June 16, 2020

### 6:30 pm

**WELCOME!** We are very glad you have joined us for today's City Council meeting. The Planning and Zoning Board is an advisory board to City Council comprised of citizen members who voluntarily and without compensation devote their time and talents to a variety of zoning and land development issues in the community. All P&Z recommendations are subject to final action by City Council. The results of today's meeting will be presented at the noted City Council meeting for approval of recommended actions. Any person desiring to appeal a recommended action of the Board should observe the notice regarding appeals below. CAUTION:

1. Call to Order
2. Invocation and Pledge to Flag
3. Confirmation of Quorum
4. Presentation(s)
5. Consent Agenda
  - a. Consideration of Minutes from Previous Meetings
    1. PAGES 1-5 Approval of May 19, 2020 City Council Meeting Minutes

*(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.)*

6. Proposed Ordinances
7. Public Hearings
8. Unfinished Business
9. New Business
  - a. PAGES 6-7 Non-ad Valorem Assessment – City Clerk Meeks
  - b. PAGES 8-32 Annexation Procedure for Oakwater Professional Park – City Attorney Smith
  - c. PAGES 33-39 Lake Mary Jess MSTU – City Attorney Smith

d. **PAGES 40-50** Sample Ordinance RE: Chicken Keeping as an Accessory Use – City Attorney Smith

e. **PAGES 51-52** Request for Proposals/Qualifications Issued – City Clerk

10. Public Comments

a. **PAGES 53-62** Steven Kreidt – Lake Jessamine Estates (Written request to address Mayor and Council regarding “No Parking” signs along Stratemeyer Road.)

***ORDINANCE 2013-05 Addressing the council orally during public comment periods - Prior to official action being taken by the council on any agenda item under consideration by the council, the presiding officer shall open the floor for public comment. Once during each regular council meeting, the presiding officer shall open the floor for public comment on items not on the agenda. Public input offered during these public comment periods shall be limited to five (5) minutes per speaker with the presiding officer having the option to allow an additional one (1) minute.***

***Addressing the council by written request. Any person requesting to have an item placed on a regular council agenda shall notify the city clerk in writing by 2:00 p.m. of the Tuesday immediately preceding the Tuesday council meeting of his or her desire to speak. On his or her agenda item, such person shall be allowed ten (10) minutes to speak.***

11. Boards & Committees

12. City Attorney Report

13. Police Chief & City Clerk Reports

**PAGE 63-64** Chief’s Report

**PAGES 65-66** City Clerk’s Report

14. Mayor & Council Reports

15. Adjournment

**Future Meetings:**

Planning & Zoning Board	July 13, 2020	6:30 pm
City Council Meeting	July 21, 2020	6:30 pm

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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. Untimely filing by any appellant shall result in an automatic denial of the appeal.

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 no later than one day prior to the proceedings at (407) 851-2920 or email [bmeeks@edgewood-fl.gov](mailto:bmeeks@edgewood-fl.gov).



**CITY COUNCIL MINUTES**  
**Regular Meeting Tuesday, May 19, 2020**  
**(Virtual Meeting – ZOOM)**

**CALL TO ORDER**

Council President Horn called the Edgewood City Council meeting to Order at 6:30 p.m. Council President Horn asked for a moment of silence, followed by leading everyone in the Pledge of Allegiance.

**ROLL CALL & DETERMINATION OF QUORUM**

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

**Attendees**

John Dowless, Mayor  
Richard Alan Horn, Council President  
Ben Pierce, Council President Pro-Tem  
Chris Rader, Council Member  
Lee Chotas, Council Member  
Susan Lomas, Council Member

**Staff**

Bea L. Meeks, City Clerk  
Sandy Riffle, Deputy City Clerk  
John Freeburg, Police Chief  
Shannon Patterson, PD Chief of Staff  
Drew Smith, City Attorney

**PRESENTATION**

None.

**CONSENT AGENDA**

1. Consideration of Minutes from Previous Meetings
  - Approval of April 21, 2020 City Council Meeting Minutes
  - Approval of May 1, 2020 City Council Special Meeting Minutes

City Clerk Meeks reported that Council President Horn provided her with a correction on Page 8, second paragraph of the April 21, 2020 minutes. The following correction was noted:

Council President Horn said he would like to see 50% maximum. He said he will not be in favor of the Ordinance with the 30% 70%.

*Council Member Chotas made the Motion to approve the April 21, 2020 minutes, as amended, and the May 1, 2020 minutes as presented; Second by Council President Horn.*

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

<i>Council Member Rader</i>	-	<i>Yes</i>
<i>Council Member Pierce</i>	-	<i>Yes</i>
<i>Council Member Chotas</i>	-	<i>Yes</i>
<i>Council Member Lomas</i>	-	<i>Yes</i>
<i>Council President Horn</i>	-	<i>Yes</i>

#### ORDINANCES

None.

#### PUBLIC HEARINGS (ORDINANCES – SECOND READINGS & RELATED ACTION)

None.

#### UNFINISHED BUSINESS

None.

#### NEW BUSINESS

- Solid Waste Contract – Mayor John Dowless

Mayor Dowless reported that Waste Management provided the City with a letter confirming they will not be seeking renewal of their contract with the City. He said a Request for Proposals (RFP) will be issued. Brief discussion was held regarding days of service, advertising and sending out invites. City Clerk Meeks said she is completing the RFP for the Attorney's review. She said the Proposal will be placed on DemandStar, the City's website and will be sent out to providers that are known to provide service in the area. *There was no action taken on this item.*

#### GENERAL INFORMATION (No action required)

None.

#### CITIZEN COMMENTS

**Corey Phillips, 5119 Leeward Way, Edgewood Florida**

Mr. Phillips addressed the Council with a request to amend the City Code to allow backyard chickens with restrictions. He suggested the allowance of no more than three to four chickens and no roosters.

Mr. Phillips said the chickens are good for harvesting, teaching pet care and eggs. He said he is certified in agricultural for backyard chickens, through the University of Florida. In response to Council Member Lomas, Mr. Phillips says that he does have an HOA and having backyard chickens is prohibited. City Attorney Smith explained that if the City Code allows chickens and the HOA does not, the HOA prevails in that community. He said the City does not enforce HOA restrictions. City Attorney Smith said he does have an Ordinance from another City that he can provide to Council to review. Council Member Chotas said that he is in favor of amending the Code; however, he thinks the Ordinance should provide language for no conflict with Home Owners Associations. Mayor Dowless recommended that Mr. Phillips talk to his HOA board first because there are costs associated with advertising the Ordinance. Mr. Phillips confirmed his HOA is River Oaks and that he will talk with the board. *No action taken.*

#### **Steven and Wendy Kreidt, 5148 Stratemeyer Road, Edgewood, Florida**

Mr. Kreidt said that he and his wife have gathered Petitions; however, they missed the deadline request to meet the agenda deadline. He explained that the Petitions are for the removal of "No Parking" signs on one side of Stratemeyer Road. Mr. Kreidt said that when the signs were installed, they lost all on-street parking. He said prohibiting on-street parking is causing cars to hang out beyond driveways onto the sidewalk. Mr. Kreidt said that from the Petitions they have, twenty-three favor parking for just one side of the street, and one opposed. Mrs. Kreidt said that Chief Freeburg has been very helpful. City Attorney Smith said that if they want to move forward with the Petitions, request the item to be placed on the June agenda. Mayor Dowless said that he does want to work with the Home Owners Association on this request. City Clerk Meeks told Mr. and Mrs. Kreidt that if they have documents they want to include in the June agenda packet, she must have them by June 8, 2020.

#### **BOARDS & COMMITTEES**

None.

#### **STAFF REPORTS**

##### **City Attorney Smith:**

City Attorney Smith reported to Council that staff contacted him regarding the use of PODS in the City. He said currently, City Code does not allow the use of PODS. He asked if Council would like to allow the PODS. Council President Horn said he was not inclined to take the next step for this use at this time. *No action taken.*

City Attorney Smith briefed Council on the current status of the Oakwater annexation. He said Petitions for annexation have been provided to the City; however, there was not a one-hundred percent response. City Attorney Smith said this is not a major issue but there will be some hoops to jump through. *No action taken.*

##### **Police Chief Freeburg:**

Chief Freeburg referred to his report that was included in the agenda packet. Chief Freeburg said the reopening of his Phase 1 in his department went well, and that guidelines continue to be followed.

##### **City Clerk Meeks:**

City Clerk Meeks referred to her report that was included in the agenda packet. Council President Horn said he would like to see the City pursue the tree inventory that City Clerk Meeks included in her report under “Housekeeping”. Mayor Dowless said he will get an arborist to take an inventory and provide a report.

Council Member Rader said that he will be on vacation at the end of July, which creates a conflict for him to attend the July 27<sup>th</sup> and August 3<sup>rd</sup> budget workshops. Following brief discussion, it was agreed to change the workshop dates to July 29<sup>th</sup> and August 5<sup>th</sup>.

## **MAYOR & COUNCIL REPORTS**

- **Mayor Dowless**

Mayor Dowless reported the following:

The reopening of restaurants and outdoor dining went well. He said Vice President Pence was scheduled to make a visit to an Edgewood restaurant (Beth’s Burgers); however, he cancelled due to concerns with blocking Orange Avenue.

The City has received another reimbursement from FEMA; he attributed the payment to a call he made to Jared Moskowitz, Director of Florida’s Division of Emergency Management, questioning the delay in payments.

The City Engineer will be providing an updated roads and streets inventory. He said once the inventory is complete, Council can update their Capital Improvement Plan (CIP).

Reviewing the City’s State Board of Administration (SBA) accounts; specifically, the roads and streets account for the purpose of moving funds into the SBA account.

- **Council Member Chotas**

No report.

- **Council Member Pierce**

No report.

- **Council Member Rader**

Council Member Rader reported that he created GIS based maps for the City.

- **Council Member Lomas**

Council Member Lomas thanked City Clerk Meeks for the Roads & Streets notebook she prepared and provided her. City Clerk Meeks confirmed that Mayor Dowless has the same notebook, and she has one in her office too.

- **Council President Horn**

No report.

**ADJOURNMENT**

Having no further business, on the Motion of Council Member Chotas; Second by Council President Horn, the meeting adjourned at 7:27 p.m.

\_\_\_\_\_  
Richard A. Horn  
Council President

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

*Approved in*



*From the desk of the City Clerk....*

*Bea L. Meeks, MMC, CPM, CBTO*

**TO: MAYOR DOWLESS, COUNCIL PRESIDENT HORN, COUNCIL MEMBERS  
CHOTAS, PIERCE, RADER AND LOMAS**

**DATE: JUNE 9, 2020**

**RE: NON-AD VALOREM ASSESSMENT**

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I have received the Orange County Property Appraiser’s request to update, if applicable, our parcel file and confirm the rate per unit for the city’s solid waste service.

As you know, Waste Management provided the City with a letter of non-renewal of the City’s current agreement with Waste Management. For this reason, an RFP has been issued. As I explained in the April City Council meeting, due to the timing of the RFP, I have a concern with establishing a rate because we do not know what the rate will be for the new Agreement.

Below is a table showing the current parcel and unit count and the change for the fiscal year 20/21.

<b>Fiscal Year</b>	<b>Parcels</b>	<b>Units</b>	<b>Other</b>
2019/2020	831	838	-----
2020/2021	867	877	The City will add two parcels; 433 Mandalay Road and 5426 Lazy Oaks Lane

The increase from 2019/2020 fiscal year to 2020/2021, is due to the parcels and units that were not included in the 2019/2020 count but have now been added. As you can see in the chart above, I will be adding two new homes that have received their Certificate of Occupancy, bringing the parcel/unit count to 869/879.

The City’s current Non-ad Valorem assessment is \$292.96 (831 parcels x \$292.96 = \$243,449.76)

<b>Waste Management Rate (10/1/2019 – 12/31/2019)</b>	<b>Units</b>	<b>Monthly Payment</b>
\$20.52	838	\$17,195.76
<b>1/1/2020 – 12/31/2020</b>		
<b>\$20.88</b>	838	\$17,497.44

The City’s deadline to submit to the Orange County Property Appraiser is on or before July 1, 2020. We are required to submit the parcel and unit count, along with the non-ad valorem assessment rate.

Below is information regarding two other Orange County municipalities who outsource their garbage collection (includes recycling and yard waste)

<b>Municipality</b>	<b>Service Provider</b>	<b>Garbage Collection</b>	<b>Yard Waste Collection</b>	<b>Recycling Collection</b>	<b>Amount/Means of Collection</b>
Town of Oakland  2019 Population: 3365	Advanced Disposal	2x Weekly	1x Weekly	1x Weekly	\$16.95 monthly/Include on Town Utility bill  (\$203.40 annually)
City of Belle Isle  2019 Population: 7,365	JJ's Waste & Recycling	2x Weekly	1x Weekly	1x Weekly	\$245.64/ Non-ad Valorem Assessment  (\$245.64/12 = \$20.47)

**HISTORY OF RATE CHANGE**

2014 - \$18.30  
 2015 - \$19.27 (+.97)  
 2016 - \$19.30 (+.03)  
 2017 - \$19.62 (+.32)  
 2018 - \$20.02 (+.40)  
 2019 - \$20.52 (+50)  
 2020 - \$20.88 (+36)  
**6-Year Increase of \$2.58**

**RECOMMENDATION/ACTION NEEDED:** Consider the information above and provide City Clerk Meeks with a Non-ad Valorem assessment rate to provide to the Orange County Property Appraiser's office.



## Memo

**To:** City of Edgewood City Council

**From:** Drew Smith, City Attorney

**Date:** June 2, 2020

**Re:** Annexation Procedure for Oakwater Professional Park

As you are aware, the Oakwater Professional Park Association has submitted a Pre-Annexation Agreement signed by many of the owners of the properties within Oakwater Professional Park. The Agreement serves as a petition and consent to annexation, and its terms would take effect upon the City successfully annexing the area. The area appears to meet the criteria for annexation, as it is a reasonably compact unincorporated area contiguous to the City's borders and almost all of the parcels have already been developed for urban purposes.

Normally, to annex an area where not *all* owners have provided consent, a City would have to hold a referendum of the population within the area. Since the area appears to have no electors, the City can avoid holding this referendum. But because the owners did not unanimously consent, the City will still have to observe a handful of additional procedural steps before the area can be annexed.

The following is a summary of the steps necessary to accomplish the annexation of the Oakwater property.

1. *Prepare Urban Services Report (F.S. § 171.042(1))*

Before starting the annexation procedure, the City must prepare a report setting forth the plans to provide urban services to the area to be annexed. "Urban services" are all services offered by the City to its present residents. The report must include a statement certifying the area's eligibility for

annexation and map a showing the municipality, the proposed borders, and the proposed land use of the properties to be annexed. Most significantly, the report must also include detailed maps and information regarding the City's plan to provide services to the annexed area. While this would be a significant undertaking for many municipalities, since the area is already well-developed and the City does not provide many of the urban services which would require detailed information (such as utilities), the City should be able to submit a relatively simple report.

2. *Provide Notice to County (F.S. § 171.042(2))*

The City must submit a copy of the urban services report to Orange County Board of Commissioners at least 15 days prior to advertising the first public hearing on the annexation ordinance. Failing to do so could render the annexation invalid.

3. *Mail Notice to Property Owners (F.S. § 171.042(3))*

Ten days before holding the first public hearing on the annexation ordinance, the City must mail written notice to each person who resides or owns property within the annexation area. The notice must describe the annexation proposal, the time and place for each public hearing to be held regarding the annexation, and where the public may inspect the ordinance. The clerk must also keep a copy of the notice available for public inspection during regular business hours.

4. *Adopt Annexation Ordinance (F.S. § 171.0413)*

For the most part, municipalities must enact annexation ordinances in the same manner as typical nonemergency ordinances. Annexation ordinances do have special advertising requirements, as they must be advertised once at least seven days prior to the first hearing and another time at least five days before the second hearing.

To pass the ordinance and to avoid holding a referendum, the City must find the following as of the date of enactment:

- a. That the area to be annexed meets the annexation criteria within Section 171.043, *Florida Statutes*;
- b. That owners representing more than 50% of the total land and 50% of the parcels in the area to be annexed have consented to the annexation; and
- c. That the area to be annexed has no registered electors as of the date of adoption.

Since the City need not hold a referendum, the annexation can be made effective immediately. Once the ordinance is passed, an affected party has 30 days to challenge the legality of the annexation.

5. *Record Annexation (F.S. § 171.091)*

Once the ordinance has been enacted, it must be recorded as a charter revision with the Department of State within 30 days. A copy of the revision must also be submitted to the legislature's Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

Prepared by and return to:  
Jacob Schumer  
2300 Maitland Center Pkwy. Ste. 100  
Orlando, Florida 32801

**PRE-ANNEXATION AGREEMENT  
Oakwater Professional Park**

**THIS PRE-ANNEXATION AGREEMENT** (the “**Agreement**”) is made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2020, by and between the **City of Edgewood, Florida**, a Florida municipal corporation (“**City**”), whose address is 405 Larue Avenue, Edgewood FL 32809, and the **Property Owners at Oakwater Professional Park**, a group of property owners (the “**Owners**”), whose precise identities and respective properties are further described herein. Owners and/or City are sometimes together referred to herein as the “**Parties**,” and separately as a “**Party**,” as the context requires.

**RECITALS:**

**WHEREAS**, the Owners collectively own certain real property located in Orange County, Florida consisting of 16.32 acres, more or less (the “**Property**”), which is further described and delineated by owner in attached **Exhibit “A”**; and

**WHEREAS**, the Property does not have any registered electors; and

**WHEREAS**, the parcels bordering the south of the Property are currently within the municipal boundaries of the City and both the City and the Owners desire that the Property be annexed into the City; and

**WHEREAS**, the Property is reasonably compact and contiguous and will not result in the creation of any enclaves, and will otherwise satisfy all requirements for voluntary annexation set forth in Chapter 171, *Florida Statutes*, whether through Section 171.044 or 171.0413; and

**WHEREAS**, the purpose of this Agreement is to set forth the understandings and agreements of the Parties with respect the foregoing, and other matters set forth herein; and

**WHEREAS**, this Agreement is authorized by the City’s Home Rule Charter, Comprehensive Plan, Chapter 171, *Florida Statutes* and Article VIII, Section 2(b) of the Florida Constitution; and

**WHEREAS**, the City and Owners agree that after the Owners convey a right-of-way easement to the City establishing public access to Oakwater Circle (as described in Exhibit “A,” which is owned by signor Oakwater Professional Park Owners Association, Inc. (“Oakwater POA”)), the City will provide certain funding for resurfacing; and

**WHEREAS**, the Parties understand that the City intends to treat Oakwater Circle in the same manner as any other City right-of-way, and therefore neither this Agreement nor the



Oakwater Circle right-of-way easement will impose any contractual maintenance obligation on the City; and

**WHEREAS**, the Owners intend to seek further infrastructure and beautification upgrades but shall do so at their own direction, cost and expense; and

**WHEREAS**, the City finds that the City's interest will be best served by annexing the Property into its municipal boundaries under the terms of this Agreement;

**NOW THEREFORE**, in consideration of the mutual covenants and agreements contained herein, and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, the Parties hereto agree as follows:

1. **Incorporation of Recitals.** Each and all of the foregoing Recitals are declared to be true and correct and are incorporated herein by this reference.
2. **Petition.** This Agreement, upon execution by Oakwater POA and the other Owners, who together represent more than 50 percent of the parcels of land in the Property, shall serve as and constitute a petition and consent by the signing Owners for the annexation of the Property into the City, provided that the City shall thereafter annex the Property into the City subject to the terms and conditions of this Agreement. Due to its individual obligations, Oakwater POA is an essential signor to this Agreement. By signing this Agreement, each signing Owner represents and confirms that they are authorized to bind their respective properties as reflected in Exhibit "A" and intend to do so with this Agreement.
3. **Annexation Fees.** No fees, costs or expenses will be charged to or become due from the Owners to the City on account of the City's review and processing of this Agreement or the annexation of the Property into the corporate limits of the City.
4. **Oakwater Circle Easement and Resurfacing.** Upon the Property successfully annexing into the City, including surviving any challenges under Section 171.081, *Florida Statutes*, Oakwater POA shall execute and the City shall accept the right-of-way easement providing public access to the entirety of Oakwater Circle attached as **Exhibit "B"**. Upon the recording of said easement, the City agrees to fund reasonably necessary expenses to (1) resurface and make subsurface repairs to the current road on Oakwater Circle, (2) repair and replace damaged curbing along Oakwater Circle, and (3) cut, maintain, remove, and replace trees as necessary due to such construction activities, up to a maximum total of \$50,000. In the event the project costs more than \$50,000, Oakwater POA agrees to fund the remainder. Oakwater POA shall control the resurfacing project and be responsible for its execution. If Oakwater POA fails to deliver the easement to the City within one year of the annexation of the Property, this section shall expire and be of no further force and effect.
5. **Limitation on Funding Obligations.** Except as specifically described in Section 4 of this Agreement, the City shall have no obligation to the Owners under this Agreement to fund any public facilities, infrastructure or maintenance on the Property or necessitated by development of the Property.



6. **Gender, Number and Subtitles.** As used in this Agreement, the plural includes the singular, and the singular includes the plural. Use of one gender includes all genders. Subtitles of sections or paragraphs used in this Agreement are for convenient reference only and shall not limit, define or otherwise affect the substance or construction of provisions of this Agreement.
7. **Severability.** Invalidation of any word, clause, sentence, or section contained herein due to illegality, unconstitutionality, or for any other reason and as determined by a court of competent jurisdiction shall not act to cause this entire Agreement to be found to be invalid, illegal or unconstitutional, and said documents shall be read without such invalid, illegal or unconstitutional word, clause, sentence or section.
8. **Recording in Public Records.** This Agreement shall be recorded in the Public Records of Orange County, Florida. The City Clerk shall insure the proper recording is accomplished within fourteen (14) days after the execution of this Agreement by both Parties.
9. **Counterparts.** This Agreement may be executed in any number of counterparts, each of which when so executed and delivered shall be deemed an original, and all of which shall together constitute on and the same instrument.
10. **Entire Agreement.** This Agreement constitutes the entire Agreement between the Parties with respect to the specific matters contained herein and supersedes all previous discussions, understandings, and Agreements. Amendment to or waivers of the provisions herein shall be made by the Parties in writing.
11. **No Third-Party Beneficiaries.** The Agreement is solely for the benefit of the Parties signing hereto and their successors and assigns, and no right, nor any cause of action, shall accrue to or for the benefit of any third party.
12. **Controlling Law.** This Agreement and the provisions contained herein shall be construed, controlled, and interpreted according to the laws of the State of Florida, and all duly adopted ordinances, regulations and policies of City in effect at the time of the Effective Date.
13. **Venue.** The location for settlement of any and all claims, controversies, or disputes, arising out of or relating to any part of this Agreement, or any breach hereof, shall be Orange County, Florida.
14. **No General Obligation.** In no event shall any obligation of City under this Agreement be or constitute a general obligation or indebtedness of City or a pledge of the ad valorem taxing power of City, within the meaning of the Constitution of the State of Florida or any other applicable laws, but shall be payable solely from legally available revenues and funds. Neither Owners nor any other party under or beneficiary of this Agreement shall ever have the right to compel the exercise of the ad valorem taxing power of City or any other governmental entity or taxation in any form on any real or personal property to pay City's obligations or undertakings hereunder.
15. **Agency.** Owner and City, and their agents, contractors or subcontractors, shall perform all activities described in this Agreement as independent entities and not as agents of each other.



16. **Interpretation.** The Parties hereby acknowledge and agree that each has participated equally in the drafting of this Agreement, and neither Party shall be favored or disfavored regarding the interpretation of this Agreement in the event of a dispute between the Parties.

17. **Effective Date.** The "Effective Date" of this Agreement is the date when this Agreement is duly recorded in the Public Records of Orange County, Florida.

IN WITNESS WHEREOF, the Parties have set their hands and seals onto this Agreement prior to the Effective Date.

Signed, sealed and delivered  
in the presence of:

**CITY OF EDGEWOOD, FLORIDA**

\_\_\_\_\_  
Print Name: \_\_\_\_\_

By: \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Print Name: \_\_\_\_\_

Date: \_\_\_\_\_

Attest \_\_\_\_\_  
\_\_\_\_\_, City Clerk

STATE OF FLORIDA

COUNTY OF ORANGE

The foregoing instrument was acknowledged before me on this \_\_\_\_ day of \_\_\_\_\_, 2020, by \_\_\_\_\_, \_\_\_\_\_ of the City of Edgewood, on behalf of the CITY OF EDGEWOOD, FLORIDA, a Florida municipal corporation, who is \_\_ personally known to me or has produced \_\_\_\_\_ as identification.

\_\_\_\_\_  
Notary Public

Print Name: \_\_\_\_\_

**UNIT 1**

**DAVID F. COWAN, JR**  
**AMANDA AUBRY COWAN**  
**3615 S. Orange Avenue**  
**Orlando, FL 32806**

Witnesses:

Becky J. Harri  
Signature: Becky J. Harri's

Print Name:

Laurie Kilgore  
Signature: Laurie Kilgore  
Print Name:

David F. Cowan Jr.  
DAVID F. COWAN, JR

Title: \_\_\_\_\_

Date: \_\_\_\_\_

STATE OF Florida  
COUNTY OF Orange

The foregoing instrument was acknowledged before me on this 28 day of April, 2020, by \_\_\_\_\_, as \_\_\_\_\_ of, on behalf of the company, who is \_\_\_\_\_ personally known to me or has produced Driver License as identification.

Notary Seal:



Michele Marie Root  
Notary Public  
Print Name: Michele Marie Root

Witnesses:

Becky J. Harri  
Signature: Becky J. Harri's

Print Name:

Laurie Kilgore  
Signature: Laurie Kilgore  
Print Name:

Amanda Aubry Cowan  
AMANDA AUBRY COWAN

Title: \_\_\_\_\_

Date: 28 April 2020

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me on this 28 day of April, 2020, by \_\_\_\_\_, as \_\_\_\_\_ of, on behalf of the company, who is \_\_\_\_\_ personally known to me or has produced Driver License as identification.

Notary Seal:



Michele Marie Root  
Notary Public  
Print Name: Michele Marie Root

**UNIT 2**  
**TORRES REALTY HOLDING, LLC**  
**3813 Oakwater Circle**  
**Orlando, FL 32806**

Witnesses:

\_\_\_\_\_  
Signature:

\_\_\_\_\_  
Print Name:

\_\_\_\_\_  
Signature:

\_\_\_\_\_  
Print Name:

\_\_\_\_\_  
Signature:

\_\_\_\_\_  
Print Name:

\_\_\_\_\_  
Title:

\_\_\_\_\_  
Date:

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me on this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
by \_\_\_\_\_, as \_\_\_\_\_ of, on behalf of the company, who is  
\_\_\_\_\_ personally known to me or has produced \_\_\_\_\_ as identification.

Notary Seal:

\_\_\_\_\_  
Notary Public Signature:

\_\_\_\_\_  
Print Name:

**UNIT 3**

**DONALD S. HARDEN  
SCOTTIE M. HARDEN  
3825 Oakwater Circle  
Orlando, FL 32806**

Witnesses:

David Harden

Signature:

DAVID L. HARDEN

Print Name:

Sheryl F. Whitaker

Signature:

Sheryl F. Whitaker

Print Name:

Donald S. Harden

**DONALD S. HARDEN**

Title: Co-Trustee

Date: 04-02-2020

STATE OF Florida  
COUNTY OF Orange

The foregoing instrument was acknowledged before me on this 2 day of April, 2020, by \_\_\_\_\_, as \_\_\_\_\_ of, on behalf of the company, who is \_\_\_\_\_ personally known to me or has produced Driver license as identification.

Notary Seal:



Witnesses:

David Harden

Signature:

DAVID L. HARDEN

Print Name:

Sheryl F. Whitaker

Witness Signature:

Sheryl F. Whitaker

Print Name:

Michele Marie Root

Notary Public Signature:

Print Name: Michele Marie Root

Scottie M. Harden

**SCOTTIE M. HARDEN**

Title: Co-Trustee

Date: 4-2-2020

STATE OF Florida  
COUNTY OF Orange

The foregoing instrument was acknowledged before me on this 2 day of April, 2020, by \_\_\_\_\_, as \_\_\_\_\_ of, on behalf of the company, who is \_\_\_\_\_ personally known to me or has produced Driver license as identification.

Notary Seal:



Michele Marie Root

Notary Public Signature:

Print Name: Michele Marie Root

**UNITS 4/5**

**NEUROLOGY HOLDINGS, LLC**  
3849 Oakwater Circle  
Orlando, FL 32806

Witnesses:

Rebecca Klaffer  
Signature:

Rebecca Klaffer  
Print Name:

Naomi Klaffer  
Signature:

Naomi Klaffer  
Print Name:

Shari Klaffer  
Signature:

Shari S. Klaffer  
Print Name:

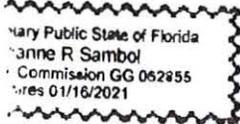
Title: Manager LLC

Date: 4/9/2020

STATE OF FL  
COUNTY OF Orange

The foregoing instrument was acknowledged before me on this 9<sup>th</sup> day of April, 2020, by Shari Klaffer as \_\_\_\_\_ of, on behalf of the company, who is  personally known to me or has produced \_\_\_\_\_ as identification.

Notary Seal:



Dianne R. Sambol  
Notary Public Signature:

Dianne R. Sambol  
Print Name:

**UNIT 6**

**RITALEX PROPERTIES, LLC**  
3861 Oakwater Circle  
Orlando, FL 32806

Witnesses:

[Signature]  
Signature:

Amanda Johnson  
Print Name:

[Signature]  
Signature:

Karla Rolón Rivera  
Print Name:

[Signature]  
Signature:

Eugene Melvin Jr.  
Print Name:

Title: MO / owner

Date: 5.8.20

STATE OF FL  
COUNTY OF Orange

The foregoing instrument was acknowledged before me on this 8<sup>th</sup> day of May, 2020, by Ritalex, as Eugene Melvin Jr. of, on behalf of the company, who is  personally known to me or has produced \_\_\_\_\_ as identification.

Notary Seal:



[Signature]  
Notary Public Signature:

Stacy Titolo  
Print Name:

**UNIT 7/8**

**OAKWATER INTERNAL MEDICINE  
SPECIALISTS**

3885 Oakwater Circle  
Orlando, FL 32806

Witnesses:

Michele Desjous

Signature: Michele Desjous

Print Name:

Dee D Smith

Signature: Dee D Smith

Print Name:

Jeffrey Cohen MD

Signature:

Jeffrey Cohen MD

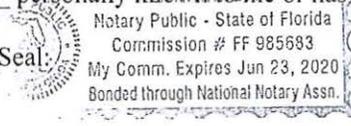
Printed Name:

Title: Managing Partner

Date: 5/5/20

STATE OF Florida  
COUNTY OF Orange

The foregoing instrument was acknowledged before me on this 5th day of May, 2020, by Jeffrey Cohen as MD of, on behalf of the company, who is personally known to me or has produced FDL C50043342020 as identification.

Notary Seal: 

Lisa Whitlock  
Notary Public Signature:  
Print Name: Lisa Whitlock

Witnesses:

Michele Desjous

Signature: Michele Desjous

Print Name:

Dee D Smith

Signature: Dee D Smith

Print Name:

Jeffrey Cohen MD

Signature: Jeffrey Cohen MD

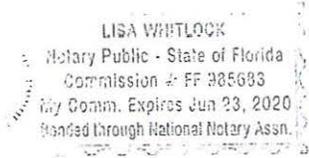
Print Name:

Title: MD

Date: 5/5/20

STATE OF Florida  
COUNTY OF Orange

The foregoing instrument was acknowledged before me on this 5th day of May, 2020, by Jeffrey Cohen as MD of, on behalf of the company, who is personally known to me or has produced FDL C50043342020 as identification.

Notary Seal: 

Lisa Whitlock  
Notary Public Signature:  
Print Name: Lisa Whitlock

**UNIT 9**  
**LUMI HOLDINGS LLC**  
**3872 Oakwater Circle**  
**Orlando, FL 32806**

Witnesses:

\_\_\_\_\_  
Signature:

\_\_\_\_\_  
Print Name:

\_\_\_\_\_  
Signature:

\_\_\_\_\_  
Print Name:

\_\_\_\_\_  
Signature:

\_\_\_\_\_  
Print Name:

Title: \_\_\_\_\_

Date: \_\_\_\_\_

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me on this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
by \_\_\_\_\_, as \_\_\_\_\_ of, on behalf of the company, who is  
\_\_\_\_\_ personally known to me or has produced \_\_\_\_\_ as identification.

Notary Seal:

\_\_\_\_\_  
Notary Public Signature:

\_\_\_\_\_  
Print Name:

UNIT 10  
JAMES B. NICOLOFF  
ZULIMA A. NICOLOFF  
3802 Oakwater Circle  
Orlando, FL 32806

Witnesses:

M. Torre

Signature: Mercedes Torre

Print Name:

Charbel Iturrino

Signature: Charbel Iturrino

Print Name:

James B. Nicoloff

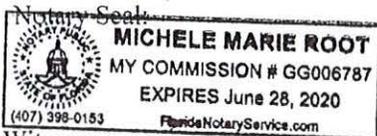
JAMES B. NICOLOFF

Title: Joint Owner

Date: 4-21-20

STATE OF FLORIDA  
COUNTY OF ORANGE

The foregoing instrument was acknowledged before me on this 21 day of April, 2020, by \_\_\_\_\_, as \_\_\_\_\_ of, on behalf of the company, who is \_\_\_\_\_ personally known to me or has produced Driver License as identification.



Witnesses:

M. Torre

Signature: Mercedes Torre

Print Name:

Charbel Iturrino

Signature: Charbel Iturrino

Print Name:

Michele Marie Root

Notary Public Signature:

Print Name: Michele Marie Root

Zulima A. Nicoloff

ZULIMA A. NICOLOFF

Title: Joint Owner

Date: 4/21/20

STATE OF FLORIDA  
COUNTY OF ORANGE

The foregoing instrument was acknowledged before me on this 21 day of April, 2020, by \_\_\_\_\_, as \_\_\_\_\_ of, on behalf of the company, who is \_\_\_\_\_ personally known to me or has produced Driver License as identification.

Notary Seal:



Michele Marie Root

Notary Public Signature:

Print Name: Michele Marie Root

**UNIT 11**

3824 OAKWATER CIRCLE, LLC  
3824 Oakwater Circle  
Orlando, FL 32806

Witnesses:  
[Signature]  
Signature:

Jas. Kubiak  
Print Name:

[Signature]  
Signature:  
Gokul Kumar  
Print Name:

[Signature]  
Signature:

Eric Feinstein  
Print Name:

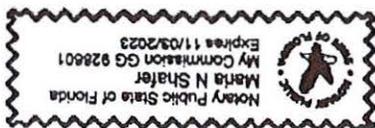
Title: Owner

Date: 4/9/2020

STATE OF Florida  
COUNTY OF Orange

The foregoing instrument was acknowledged before me on this 9 day of April, 2020,  
by E Feinstein, as Owner of, on behalf of the company, who is  
 personally known to me or has produced \_\_\_\_\_ as identification.

Notary Seal:



[Signature]  
Notary Public Signature:

maria shafter  
Print Name:

**OAKWATER CIRCLE and  
VACANT LAKE JENNIE  
JEWEL PARCEL:**

Oakwater Professional Park Owners  
Association, Inc.  
3802 Oakwater Circle, Suite 2  
Orlando, FL 32806

Witnesses:

M. Torre  
Signature:

James B. Nicoloff  
Signature:

Mercedes Torres  
Print Name:

JAMES B. NICOLOFF  
Print Name:

Claribel A.  
Signature:

Title: PRESIDENT

Claribel Iturrino  
Print Name:

Date: 4.21.20

STATE OF Florida  
COUNTY OF Orange

The foregoing instrument was acknowledged before me on this 21 day of April, 2020, by \_\_\_\_\_, as \_\_\_\_\_ of, on behalf of the company, who is \_\_\_\_\_ personally known to me or has produced Duval Wrence as identification.

Notary Seal:



Michele Marie Root  
Notary Public Signature:

Michele Marie Root  
Print Name:

**EXHIBIT A:**  
**PROPERTIES TO BE ANNEXED AND RESPECTIVE OWNERS**

**OAKWATER CIRCLE:**

Owned by: Oakwater Professional Park Owners Association, Inc.

Parcel ID: 12-23-29-6138-00-001

Legal: The common area Right-of-Way (OAKWATER CIR), OAKWATER PROFESSIONAL PARK, A CONDOMINIUM, according to the Declaration of Condominium thereof as recorded in Official Records Book 3633, Page 1930, Public Records of Orange County, Florida and any amendments thereto, together with an undivided interest or share in the common elements appurtenant thereto.

**VACANT LAKE JENNIE JEWEL PARCEL:**

Owned by: Oakwater Professional Park Owners Association, Inc.

Parcel ID: 12-23-29-6138-00-004

Legal: That part of the common area lying southwesterly of Units 7 & 8, OAKWATER PROFESSIONAL PARK, A CONDOMINIUM, according to the Declaration of Condominium thereof as recorded in Official Records Book 3633, Page 1930, Public Records of Orange County, Florida and any amendments thereto, together with an undivided interest or share in the common elements appurtenant thereto.

**UNIT 1:**

Owned by: David F. Cowan, Jr. and Amanda Aubry Cowan, as husband and wife

Parcel ID: 12-23-29-6138-00-100

Legal: Unit 1, OAKWATER PROFESSIONAL PARK, A CONDOMINIUM, according to the Declaration of Condominium thereof as recorded in Official Records Book 3633, Page 1930, Public Records of Orange County, Florida and any amendments thereto, together with an undivided interest or share in the common elements appurtenant thereto.

**UNIT 2:**

Owned by: Torres Realty Holding, LLC

Parcel ID: 12-23-29-6138-00-200

Legal: Unit 2, OAKWATER PROFESSIONAL PARK, A CONDOMINIUM, according to the Declaration of Condominium thereof as recorded in Official Records Book 3633, Page 1930, Public Records of Orange County, Florida and any amendments thereto, together with an undivided interest or share in the common elements appurtenant thereto.



**UNIT 3:**

Owned by: Donald S. Harden and Scottie M. Harden as Co-Trustees UDT

Parcel ID: 12-23-29-6138-00-300

Legal: Unit 3, OAKWATER PROFESSIONAL PARK, A CONDOMINIUM, according to the Declaration of Condominium thereof as recorded in Official Records Book 3633, Page 1930, Public Records of Orange County, Florida and any amendments thereto, together with an undivided interest or share in the common elements appurtenant thereto.

**UNITS 4 and 5:**

Owned by: Neurology Holdings LLC

Parcel ID: 12-23-29-6138-00-400

Legal: Units 4 and 5, OAKWATER PROFESSIONAL PARK, A CONDOMINIUM, according to the Declaration of Condominium thereof as recorded in Official Records Book 3633, Page 1930, Public Records of Orange County, Florida and any amendments thereto, together with an undivided interest or share in the common elements appurtenant thereto.

**UNIT 6:**

Owned by: Ritalex Properties, LLC

Parcel ID: 12-23-29-6138-00-600

Legal: Unit 6, OAKWATER PROFESSIONAL PARK, A CONDOMINIUM, according to the Declaration of Condominium thereof as recorded in Official Records Book 3633, Page 1930, Public Records of Orange County, Florida and any amendments thereto, together with an undivided interest or share in the common elements appurtenant thereto; LESS; the North 55 feet of Unit 6.

**UNITS 7 and 8:**

Owned by: Oakwater Internal Medicine Specialists

Parcel ID: 12-23-29-6138-00-700

Legal: Units 7 & 8, OAKWATER PROFESSIONAL PARK, A CONDOMINIUM, according to the Declaration of Condominium thereof as recorded in Official Records Book 3633, Page 1930, Public Records of Orange County, Florida and any amendments thereto, together with an undivided interest or share in the common elements appurtenant thereto.

**UNIT 9:**

Owned by: Lumi Holdings LLC



Parcel ID: 12-23-29-6138-00-900

Legal: Unit 9, OAKWATER PROFESSIONAL PARK, A CONDOMINIUM, according to the Declaration of Condominium thereof as recorded in Official Records Book 3633, Page 1930, Public Records of Orange County, Florida and any amendments thereto, together with an undivided interest or share in the common elements appurtenant thereto.

**UNIT 10:**

Owned by: James B. Nicoloff and Zulima A. Nicoloff, as husband and wife

Parcel ID: 12-23-29-6138-01-000

Legal: Unit 10 and that part of the common area lying northerly of said Unit 10, OAKWATER PROFESSIONAL PARK, A CONDOMINIUM, according to the Declaration of Condominium thereof as recorded in Official Records Book 3633, Page 1930, Public Records of Orange County, Florida and any amendments thereto, together with an undivided interest or share in the common elements appurtenant thereto.

**UNIT 11:**

Owned by: 3824 Oakwater Circle, LLC

Parcel ID: 12-23-29-6138-01-100

Legal: Unit 11 and that part of the common area lying northerly of said Unit 11, OAKWATER PROFESSIONAL PARK, A CONDOMINIUM, according to the Declaration of Condominium thereof as recorded in Official Records Book 3633, Page 1930, Public Records of Orange County, Florida and any amendments thereto, together with an undivided interest or share in the common elements appurtenant thereto.



**EXHIBIT B:**  
**OAKWATER CIRCLE RIGHT-OF-WAY EASEMENT**

[EXHIBIT BEGINS ON FOLLOWING PAGE]



THIS INSTRUMENT PREPARED BY  
AND SHOULD BE RETURNED TO:

Jacob J. Schumer  
2300 Maitland Center Pkwy  
Suite 100  
Maitland, FL 32751  
(407) 622-1772

**RIGHT-OF-WAY EASEMENT**

THIS RIGHT-OF-WAY EASEMENT is made and entered into this \_\_\_ day of \_\_\_\_\_, 20\_\_\_, by and between OAKWATER PROFESSIONAL PARK OWNERS ASSOCIATION, INC., a Florida not-for-profit corporation, whose address is 3802 Oakwater Circle Suite #2, Orlando, Florida 32806, hereinafter referred to as the GRANTOR, and the CITY OF EDGEWOOD, a municipality of the State of Florida, whose address is 405 Bagshaw Way, Edgewood, Florida 32809, hereinafter referred to as the GRANTEE.

**WITNESSETH:**

FOR AND IN CONSIDERATION of the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, GRANTOR does hereby grant and convey to the GRANTEE and its assigns, a right-of-way easement on and over the following described real property ("Easement Property") situated in the County of Orange, State of Florida:

The common area Right-of-Way (OAKWATER CIR), OAKWATER PROFESSIONAL PARK, A CONDOMINIUM, according to the Declaration of Condominium thereof as recorded in Official Records Book 3633, Page 1930, Public Records of Orange County, Florida and any amendments thereto, together with an undivided interest or share in the common elements appurtenant thereto.

Parcel ID: 12-23-29-6138-00-001

Included in this right-of-way easement is the right of the GRANTEE and its assigns to access, enter and cross the Easement Property at any time that the GRANTEE may see fit. The purpose of said right-of-way easement is provide public access across the Easement Property such that the Easement Property may be utilized as a public right-of-way. GRANTOR understands that GRANTEE shall treat the Easement Property in the same manner as other similarly situated rights-of-way maintained by the GRANTEE within the City of Edgewood. Thus, the GRANTEE shall have the right, but not the obligation to maintain the road on the Easement Property under this right-of-way easement

**TO HAVE AND TO HOLD** said easement unto said GRANTEE and its assigns forever.



**THE GRANTEE** and its assigns shall have the right to clear, keep clear and remove from said Easement Property any and all obstructions that may interfere with right-of-way thereon by the GRANTEE and its assigns, and the GRANTORS, their successors and assigns, agree not to build, construct or create, or permit others to build, construct or create any buildings or other structures on the said Easement Property.

**THE GRANTOR** does hereby covenant with the GRANTEE, that GRANTOR is lawfully seized and possessed of the real estate above-described, that it has a good and lawful right to convey the said right-of-way easement and that it is free from all encumbrances.

**IN WITNESS WHEREOF**, the GRANTOR has hereunto set its hand and seal, the day and year first above written.

**[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]**



**GRANTOR**  
OAKWATER PROFESSIONAL PARK OWNERS  
ASSOCIATION, Inc., a Florida corporation

M. Torres  
Witness Signature

By: James B. Nicoloff  
James B. Nicoloff, as its President

Mercedes Torres  
Printed Name

Claribel Iturrido  
Witness Signature

Claribel Iturrido  
Printed Name

STATE OF FLORIDA     )  
COUNTY OF ORANGE    )

I HEREBY CERTIFY that on this day, before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared James Nicoloff, who is personally known to me or who produced his Florida Driver's License as identification and acknowledged before me that he/she executed the same.

WITNESS my hand and official seal in the County and State last aforesaid this 21 day of A.D. 2020.



Michele Marie Root  
Notary Public; State of Florida  
(Affix Notarial Seal)

michele marie root  
Printed Name  
My Commission expires: June 28, 2020

**GRANTEE:**  
**City of Edgewood, Florida**  
**Municipal Corporation**

\_\_\_\_\_  
Witness Signature

By: \_\_\_\_\_  
John Dowless, Mayor

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Witness Signature

ATTEST:

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
City Clerk

*STATE OF FLORIDA*       )  
*COUNTY OF ORANGE*     )

**I HEREBY CERTIFY** that on this day, before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared John Dowless, as Mayor of the City of Edgewood, Florida, who is personally known to me or who produced his/her Florida Driver's License as identification and acknowledged before me that he/she executed the same.

WITNESS my hand and official seal in the County and State last aforesaid this \_\_\_\_ day of A.D. 2020.

\_\_\_\_\_  
Notary Public; State of Florida  
(Affix Notarial Seal)

\_\_\_\_\_  
Printed Name  
My Commission expires: \_\_\_\_\_



*From the desk of the City Clerk....*

*Bea L. Meeks, MMC, CPM, CBTO*

**TO: MAYOR DOWLESS, COUNCIL PRESIDENT HORN, COUNCIL MEMBERS  
CHOTAS, PIERCE, RADER AND LOMAS**

**DATE: JUNE 9, 2020**

**RE: LAKE MARY JESS MUNICIPAL SERVICE TAXING UNIT (MSTU)**

---

Attached you will find correspondence, along with supporting documents, from Orange County's Environmental Protection Division regarding the Lake Mary Jess MSTU. The Correspondence confirms that the MSTU sunsets on December 31, 2020. The Lake Mary Jess MSTU Advisory board is requesting that the City renew the Ordinance to extend the MSTU.

City Attorney Smith is prepared to discuss this matter with you and move forward with drafting the Ordinance to renew the MSTU.

**RECOMMENDATION/ACTION NEEDED:** Staff recommends authorizing City Attorney Smith to prepare an Ordinance to renew the Lake Mary Jess MSTU, and direct staff to place the Ordinance on July 21, 2020 City Council Agenda.



ENVIRONMENTAL PROTECTION DIVISION

David D. Jones, P.E., CEP, Manager

3165 McCrory Place, Suite 200  
Orlando, FL 32803-3727  
407-836-1400 • Fax 407-836-1499  
www.ocfl.net

RECEIVED

MAY - 1 2020

CITY OF EDGEWOOD

April 27, 2020

Mayor John Dowless  
City of Edgewood  
405 Bagshaw Way  
Orlando, FL 32809

**Subject: City of Edgewood Ordinance No. 2010-05  
Continued Participation in the Lake Mary (Jess) Municipal Service  
Taxing Unit (MSTU)**

Dear Mayor Dowless:

On July 20, 2010, the City Council of the City of Edgewood, Florida adopted Ordinance No. 2010-05, a copy of which is attached. This Ordinance allows the residents of Mary Jess Shores Subdivision to participate in the Lake Mary (Jess) MSTU established for general improvement and enhancement of the lake. The Ordinance will sunset on December 31, 2020.

The Orange County Environmental Protection Division (EPD), on behalf of the Lake Mary (Jess) MSTU Advisory Board, is requesting that the Ordinance be renewed to extend the City's consent to the inclusion of those residents within the boundaries of the MSTU. A copy of the draft January 28, 2020 Lake Mary (Jess) MSTU Advisory Board meeting minutes is attached.

The purpose and technical elements of the Ordinance as they relate to the MSTU have not changed. We hope you will consider approving the extension of this Ordinance as it will ensure continued water quality protection and management of the lake. If the option is amenable to the City, EPD suggests replacing the sunset clause with an automatic renewal clause that includes the ability for either party to terminate the agreement with advance written notification.

Please advise us of your intentions regarding this matter. If you have any questions, please contact Melissa Lavigne at [melissa.lavigne@ocfl.net](mailto:melissa.lavigne@ocfl.net) or 407-836-1413.

Sincerely,

Elizabeth R. Johnson, CEP  
Assistant Manager

Attachments

*Serving the community by conserving, protecting, and enhancing the environment for current and future generations.*

SUNSETS  
12/31/2020

ORDINANCE NO. 2010-05

AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, EXTENDING THE CITY'S APPROVAL OF THE INCLUSION OF A PORTION OF THE CITY OF EDGEWOOD WITHIN THE LAKE MARY (JESS) MUNICIPAL SERVICE TAXING UNIT ("LAKE MARY (JESS) MSTU"); EXTENDING THE CITY'S CONSENT TO THE INCLUSION OF A PORTION OF THE CITY OF EDGEWOOD WITHIN THE BOUNDARIES OF THE LAKE MARY (JESS) MSTU; ACKNOWLEDGING AND CONSENTING TO THE IMPOSITION OF AD VALOREM TAXES UPON PROPERTY WITHIN THE LAKE MARY (JESS) MSTU; PROVIDING FOR CONTINUING CONSENT FOR A TERM OF YEARS FROM THE CITY PURSUANT TO SECTION 125.01(1)(q), FLORIDA STATUTES, FOR PROPERTIES WITHIN THE LAKE MARY (JESS) MSTU TO BE INCLUDED IN THE MSTU, INCLUDING ANY LANDS IN THE MSTU ANNEXED INTO THE CITY; PROVIDING FOR SEVERABILITY; PROVIDING FOR SUNSET; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 125.01(1)(q), Florida Statutes, provides specific legislative authorization for counties to establish a municipal service benefit unit for any part or all of the unincorporated areas within its boundaries, or within the municipal boundaries of an incorporated area upon consent of the governing body of such municipality, within which may be provided certain essential facilities and improvements; and

WHEREAS, Orange County on May 20, 1980, converted the Lake Mary (Jess) Special Taxing District to a municipal service taxing unit (MSTU) pursuant to the authority of the Florida constitution and pursuant to Section 125.01, Florida Statutes, which MSTU was intended to continue the taxing unit function originally established by creation of a special district by orange County on September 24, 1974, for the purpose of general improvement and enhancement of Lake Mary (Jess); and

WHEREAS, the City on August 6, 2002 consented to the inclusion of the areas shown on Exhibit "A" in the Lake Mary (Jess) MSTU for a period which expires on December 31, 2010; and

WHEREAS, it is the intent of the City of Edgewood to extend its consent to the inclusion of the property shown on Exhibit "A" in the Lake Mary (Jess) MSTU and that this Ordinance be interpreted to simplify the MSTU collection process for the general enhancement of Lake Mary (Jess); and

WHEREAS, the Edgewood City Council has determined that the extended inclusion of certain properties in the Lake Mary (Jess) MSTU is in the best interests of the owners of property to be located therein, including the owners of property within the corporate limits of the City.

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

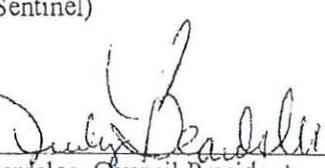
**SECTION 1. CONSENT.** The City of Edgewood hereby extends its consent, pursuant to Section 125.01 (1)(q), Florida Statutes, to the inclusion of the areas shown on Exhibit "A" which are now annexed into the jurisdictional boundaries of the City of Edgewood but which are properties originally included in boundaries of the lake Mary (Jess) MSTU. Exhibit "A" is attached hereto and incorporated herein by reference into this Ordinance. The property described on Exhibit "A" was included in the Lake Mary (Jess) MSTU. As specifically authorized pursuant to Section 25.01(1)(q), Florida Statutes, the City further acknowledges and consents to the inclusion of the lands described on Exhibit "A" in the Lake Mary (Jess) MSTU and acknowledges said MSTU will impose taxes for the purpose of implementing water quality projects to benefit Lake Mary (Jess), which taxes will be assessed by the Orange County Property Appraiser and collected by the Orange County Tax Collector in accordance with State law and paid over to the County for the purposes established by the MSTU. The City hereby consents to the imposition of ad valorem taxes upon said taxable real and personal property located within the jurisdictional boundaries of the City of Edgewood and also located within the Lake Mary (Jess) MSTU, which shall not be in excess of 3 mills per annum, which millage constitutes a portion of the 10 mills otherwise available to the City for municipal purposes for the affected properties. This consent shall be effective for the period commencing on the effective date of this Ordinance.

**SECTION 2. SEVERABILITY.** If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion hereto.

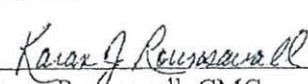
**SECTION 3. EFFECTIVE DATE.** This Ordinance shall take effect upon its passage and shall sunset on December 31, 2020.

PASSED AND ADOPTED this 20<sup>th</sup> day of July, 2010, by the City Council of the City of Edgewood, Florida.

First Reading: June 15, 2010  
Advertised: July 8, 2010 (Orlando Sentinel)  
Second Reading/Public Hearing: July 20, 2010

  
Judy Beardslee, Council President

ATTEST:

  
Karan Roussavall, CMC  
City Clerk



RECEIVED  
U.D. ENVIRONMENTAL  
PROTECTION DIVISION  
2010 AUG -5 PM 3:14



July 30, 2010

Ms. Elizabeth R. Johnson  
Environmental Programs Administrator  
Orange County Environmental Protection Division  
800 Mercy Drive, Suite 4  
Orlando FL 32808-7896

Re: City of Edgewood – Lake Mary Jess MSTU

Dear Ms. Johnson:

At its regular meeting on July 20, 2010, the City Council of the City of Edgewood, Florida adopted Ordinance No. 2010-05 extending the expiration date of Ordinance No. 2002-11 until December 30, 2020 to provide for continued participation of Lake Mary Jess residents in the Municipal Services Taxing Unit (MSTU). An executed copy of the subject ordinance is attached for your files.

If there are any questions or if I can provide additional information, please contact City Hall staff at 407-851-2920.

Sincerely,

Karan J. Rounsavall, CMC  
City Clerk

Enclosure

cc: Ron Novy, Environmental Program Supervisor, EPD  
Rick Baird, Clean Lakes Administrator, EPD  
Russ Tatum, Chairman of the Lake Mary Jess MSTU  
320 Mary Jess Road  
Orlando FL 32839

405 Larue Avenue, Edgewood, Florida, 32809-3406  
Phone: 407-851-2920 / Fax: 407-851-7361  
www.edgewood-fl.gov

**Lake Mary Advisory Board Meeting  
Edgewood City Hall  
405 Bagshaw Way  
January 28, 2020**

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**Board Members Present:** Doug Spencer (Chair), Edwin Johnson (Vice Chair), Nancy Crowell, and Chad Wilkins

**Board Members Absent:** None (one vacancy)

**Staff & Guests:** Tara Urbanik and Nick Cooper, Orange County Environmental Protection Division (EPD)

**Residents:** None

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**I. Call to Order**

With a quorum present, Chair Doug Spencer called the meeting of the Lake Mary Advisory Board (Advisory Board) to order at 6:30 p.m.

**II. Approval of May 8, 2019 Meeting Minutes**

Upon a motion by Nancy Crowell, seconded by Chad Wilkins, and carried with all present members voting AYE by voice vote; the Advisory Board approved the May 8, 2019 meeting minutes.

**III. Public Comment on Propositions before the Advisory Board**

No public comments.

**IV. Orange County EPD Report**

**Aquatic Plant Management Update**

The initial full lake *Hydrilla verticillata* (hydrilla) treatment began on May 29, 2019, with a total of 11 gallons of Galleon SC (penoxsulam). On July 3, 2019, a bump treatment was conducted by adding 5.5 gallons of Galleon SC. Herbicide concentration samples were collected and analyzed throughout the 90-day treatment period. The herbicide concentration remained within the intended range for the 90-day requirement. The effects of the treatment were complete in October 2019. The total cost of the hydrilla treatment was \$56,954.80. The MSTU's contribution was \$17,504.60 in herbicide costs.

A recent aquatic plant survey was conducted on January 8, 2020. The survey showed new hydrilla growth around the perimeter of the lake and within the drainage canal from Orange Ave. EPD met with the Galleon SC herbicide consultant onsite to review the status of the new growth and will report back to the Advisory Board if there are additional recommendations. On January 23, 2020 a hydrilla treatment was conducted within the Orange Avenue drainage canal.

EPD plans to stock 100 additional triploid grass carp in the lake to help control any future hydrilla infestations. The scheduled stocking date is Thursday, January 30, 2020.

The Advisory Board discussed the possibility of street sweeping along Mary Jess Road, Orange Avenue, and East Oak Ridge Road. The proposed monthly cost will be presented at the next Advisory Board meeting.

**Budget**

A six-year review of the taxing district budget was presented. The Lake Mary Jess MSTU currently has \$63,917.76 in the account as of January 23, 2020. Ms. Urbanik advised it would be wise to accrue additional funds in the event of a future hydrilla treatment and any potential water quality projects the Advisory Board may desire to conduct in the future.

**Meeting Schedule**

The following Lake Mary Advisory Board meeting dates are scheduled at the Edgewood City Hall:

- Tuesday, April 28, 2020
- Monday, July 27, 2020
- Tuesday, October 27, 2020

**V. Advisory Board Member Report**

No reports.

**VI. Non-Agenda Items**

Ms. Urbanik stated the City of Edgewood Ordinance 2010-05, which allows the City of Edgewood residents to participate in the Lake Mary Jess Municipal Service Taxing Unit (MSTU), will sunset on December 31, 2020.

Upon a motion by Nancy Crowell, seconded by Chad Wilkins, and carried with all present members voting AYE by voice vote; the Advisory Board supports the extension of the City of Edgewood Ordinance 2010-05.

**VII. Meeting Adjourned**

Chair Spencer adjourned the meeting at 7:23 p.m.

\_\_\_\_\_  
Doug Spencer, Chair

\_\_\_\_\_  
Date

\_\_\_\_\_  
Minutes prepared by Tara Urbanik

\_\_\_\_\_  
Date



*From the desk of the City Clerk....*

*Bea L. Meeks, MMC, CPM, CBTO*

**TO: MAYOR DOWLESS, COUNCIL PRESIDENT HORN, COUNCIL MEMBERS  
CHOTAS, PIERCE, RADER AND LOMAS**

**DATE: JUNE 9, 2020**

**RE: CHICKEN KEEPING AS AN ACCESSORY USE**

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In the May 19, 2020 City Council meeting, Edgewood resident Corey Phillips addressed Council with a request to change the City Code to allow urban chickens. After some discussion, Mayor Dowless stated that he did not want to move forward and expend funds to amend the Ordinance, until Mr. Phillips discussed his request with his Home Owners Association (HOA). As noted in Council's discussion, it was pointed out that the City could amend the Ordinance to allow chickens; however, HOAs could prohibit the use.

On June 2, 2020, I received an anonymous complaint regarding a resident in Granada Woods who supposedly had chickens and a pig. The caller said she had not seen the chickens but could hear them. I asked her if there was an odor and she said no. I asked her how she knew the resident had a pig; she said she saw it over the fence. I should note that she said she thought the pig was a pet. I told the caller that Code Enforcement would follow-up on her complaint; however, I explained that Code Enforcement cannot go onto the property, and this included looking over the fence. Staff has learned since this call, the fence is 6 feet in height and has viburnum shrubs around it.

On a site visit, Code Enforcement Officer Renteria did not observe or see chickens or a pig. She did send the homeowner a letter regarding the complaint; she included the City Code regarding keeping chickens in the City. The homeowner called in response to the letter and explained that he does have chickens and has had them for a while. He said he even let his neighbors know and showed one the neighbors the chicken coop he built in his backyard. He said no one expressed a concern or objected. He said the pig is a pet and is being certified as a service animal and his kept in the house. Of interest in the conversation, the homeowner noted the phrase "when such action constitutes a nuisance to the neighborhood". He didn't believe his chickens or pig created a nuisance. I have included a copy of Sec. 10-6 of the City Code with City Attorney Smith's memo. The homeowner indicated he will be attending the June 16, 2020 Council meeting, and reaching out to Corey Phillips to help push for an amendment to the Code.

Finally, the Ordinance is for informational and discussion purpose only, if in the event Council at some point in time, makes the decision to move forward with amending the Code.

Sec. 10-5. - Maintenance of certain animals prohibited.

It shall be unlawful for any person, firm or corporation to keep or maintain any animal with solid or split hoofs or any species of animals normally considered as wild or to allow any animals to remain within the city when such action constitutes a hazard to the residents or a nuisance to the neighborhood.

(Code 1974, § 4-5; Code 1985, § 4-4; Ord. of 8-21-1984, § 1(4-4))

Sec. 10-6. - Live poultry prohibited.

It shall be unlawful for any person, firm or corporation, either as owner or keeper, to permit or otherwise allow any domestic fowl, including chickens, ducks, geese, turkeys, guineas and pigeons, to remain in the city when such action constitutes a nuisance to the neighborhood.

(Code 1974, § 4-6; Code 1985, § 4-5; Ord. of 8-21-1984, § 1(4-5))

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF MAITLAND, FLORIDA, AMENDING THE MAITLAND CITY CODE, CHAPTER 4. ANIMALS AND FOWL TO ALLOW CHICKENS TO BE KEPT ON LOTS OR PARCELS WITH SINGLE FAMILY RESIDENTIAL ZONING DESIGNATIONS AS A PILOT PROGRAM; AND AMENDING CHAPTER 21 ZONING, SECTIONS 21-8, 21-10 AND 21-10A TO ALLOW CHICKEN-KEEPING AS AN ACCESSORY USE IN CERTAIN RESIDENTIAL DISTRICTS; PROVIDING FOR REPEAL OR EXTENSION OF THESE REGULATIONS UPON REVIEW BY THE CITY COUNCIL; PROVIDING FOR A PERMITTING PROCESS; PROVIDING SPECIFIC CRITERIA FOR KEEPING CHICKENS IN THE CITY LIMITS; PROVIDING FOR PENALTIES; PROVIDING FOR CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, The Maitland City Council recognizes the general trend in society to pursue a green lifestyle and to incorporate fresher products into diets, a lifestyle which can be supported by allowing residents to keep and raise chickens on their single-family property for the purposes of producing their own eggs for consumption; and

**WHEREAS**, The Maitland City Council also recognizes the desire of all residents to live in a clean and pleasant environment free of excessive odor, noise, vermin, and disease; and

**WHEREAS**, The Maitland Planning and Zoning Commission, which also sits as the Local Planning Agency and the Land Development Regulation Commission duly scheduled, advertised and held a public hearing to consider an ordinance to allow the keeping and raising of chickens on residential properties under certain conditions; and

**WHEREAS**, The Planning and Zoning Commission has heard all persons who desired to speak for and against said zoning amendment and did, at their regularly scheduled meeting on October 17, 2013, recommend that the City Council approve said request for a modification to the City Code; and

**WHEREAS**, The Planning and Zoning Commission found the City Code

amendment request to be in substantial compliance with the *2030 City of Maitland Comprehensive Development Plan*; and

**WHEREAS**, The City Council of the City of Maitland, Florida has duly considered the recommendation of the Planning and Zoning Commission and reviewed all comments, both written and verbal, pro and con, regarding this requested City Code amendment; and

**WHEREAS**, The City Council of the City of Maitland, Florida, considers that said City Code amendment will be in the best interest of the residents of the City of Maitland, Florida, and that said land development code amendment is in compliance with the *2030 City of Maitland Comprehensive Development Plan*; and

**WHEREAS**, to ensure the long-term viability of residential neighborhoods and conformity and compatibility with surrounding uses, the amendment provides that the accommodation of chickens in residential areas shall not cause undue noise, odor, and unsanitary conditions within the community; and

**WHEREAS**, the City Council finds it is necessary and in the best interest of the public health, safety and welfare to provide for a pilot project which shall expire after 18 months. At that time, the City shall evaluate the success, failures, and feedback from staff, the public, and professionals relative to the raising of chickens until satisfactory evidence has been compiled; and

**WHEREAS**, after evaluating all relevant data and feedback on the success or failures of the pilot program, City Council shall determine if the keeping of chickens as an accessory use shall continue for a further determined amount of time, enacted permanently into the Land Development Code, or if it shall be discontinued; and

**WHEREAS**, Section 553, Florida Statutes, entitled "Building Construction Standards," provides authorization for local governments to establish a schedule of reasonable fees to carry out the local government's responsibility in enforcing the Florida Building Code.

**NOW THEREFORE, BE IT ENACTED** by the City Council of the City of Maitland, that:

**SECTION 1.**

The allowance of chickens in single-family residential zoning designations is hereby established as a pilot program of the City of Maitland which shall expire 18 months from the date of the adoption of this ordinance. At that time, City Council shall analyze the impacts of the pilot program, both negative and positive, and determine if the pilot project shall be continued for an additional limited amount of time, or be incorporated permanently into the City Code, or be discontinued.

**SECTION 2.**

Part II, Chapter 4 (Animals and Fowl) of the City Code is hereby amended as follows:

**Sec. 4-5. Keeping live poultry.**

It shall be unlawful for any person, either as owner or keeper, to permit or otherwise allow any chickens, ducks, geese, turkeys, guineas, pigeons or doves to remain in the city, except as might be specifically authorized ~~and regulated in~~ certain zoning districts in other sections of this code.

**Sec. 4-5.1 Chicken-keeping Pilot Program.**

City of Maitland residents shall not be permitted to keep or raise chickens without first obtaining a permit for such activity pursuant to the criteria established in Sec 4-5.2 of the Maitland City Code. No more than a total of 50 permits for the

keeping of chickens shall be issued, throughout the City, during the 18 months of the pilot program. Only one permit per single-family residence shall be issued. Permits shall be awarded by the City on a first-come, first-served basis. If a participant chooses to leave the pilot program, they must provide notice to the City. The City is then authorized to re-issue the permit to another qualified applicant.

During the pilot program, City of Maitland staff shall be permitted to perform follow-up inspections on the premises where permits have been issued for the keeping of chickens. Inspections shall be to ensure that all of the program criteria are being met. The City shall provide 48-hour notice to permit holders prior to performing inspections. Staff will keep a record of the progress and conditions for evaluation at the end of the 18-month program.

#### **Sec. 4-5.2 Chicken-keeping as an Accessory Use.**

Chicken-keeping shall be permitted as an Accessory Use within Single-Family Residential Zoning designations, including RS-1, RS-1A, RS-2, RS-3, RS-4, and RS-5, where the lot or parcel is occupied by a single-family detached residence. Chickens shall not be kept at residential property with a townhome, duplex, condominium, apartment, or other multi-family residential unit.

Permission for chicken-keeping within the Maitland City limits shall be subject to the following standards and conditions:

- a) In order to obtain a permit for chicken-keeping, an applicant shall submit an application for a building permit site plan to the Community Development Department, including a scaled drawing showing the location of the proposed chicken coop and fenced pen area. The chicken coop and fenced pen area shall meet the following requirements:

- i. The maximum size of the coop and pen area shall be 100 square feet. A building permit from the Building Division will be required. The application submittal shall show construction materials and methods as well as anchoring methods, such as tie-downs. Mobile coops shall be prohibited unless properly anchored to the satisfaction of the Building Department.
- ii. The maximum height of a coop and the pen fence around the coop shall be seven (7) feet, as measured from the existing grade to the highest part of the coop or fence.
- iii. The coop and pen area shall be located in the rear yard of the single-family detached residence and be set back a minimum of seven and one-half (7 1/2) feet from the side and rear lot lines and a minimum of 20 feet from any side street, so long as the coop and pen area shall be at least 25 feet from any residential structure on an adjoining lot.
- iv. Chicken coops shall be covered and ventilated, and a fenced pen enclosure/run is required. The coop and pen must be constructed in a way that establishes a clean, safe and pleasant environment free of odor, vermin, noise, and disease.
  - a. All enclosures for the keeping of chickens shall be so constructed and maintained as to prevent rodents or other pests from being harbored underneath, within, or within the walls of the enclosure. Chicken coops must be impermeable to rodents, wild birds, predators and weather, including all openings, ventilation holes, doors and gates. Enclosures shall be kept in neat condition, including provision of clean, dry bedding materials and regular removal of waste materials, so as to not create an odor.
- v. The space per bird in the coop shall not be less than three (3) square

- feet.
- vi. All chicken feed shall be kept in a secured and covered metal or plastic container, or otherwise protected so as to prevent rodents and other pests from gaining access to it.
  - vii. Chicken coops and pens shall be completely screened from adjacent roadways and parcels by a six (6') foot tall opaque fence, wall, or equivalent landscape vegetative material.
  - viii. A signed affidavit is required to be submitted with all chicken-keeping permit petitions. The affidavit shall state that the chicken coop and pen will be designed, constructed and operated to the standards outlined in the City of Maitland's code of ordinances. The affidavit shall also state that the drawings submitted as part of the petition are a reasonably accurate representation of the subject site features and adjacent properties.
- b) The application for a chicken-keeping permit shall include proof to the Community Development Department that the applicant has attended and successfully completed a class at the Orange County Agricultural Extension Service on the care and raising of chickens.
  - c) A maximum of four (4) chickens may be kept on a lot or parcel with a detached single-family residence.
  - d) Chickens shall be housed at all times within a covered coop or fenced pen area, except that they may be removed from the coop or fenced pen area by a resident or visitor of the home, provided the resident keeps them under his or her continuous custody and control while they are outside the coop or fenced pen area. Chickens must be secured within the chicken coop during non-daylight hours.

- e) Chickens shall not be permitted to trespass on neighboring properties, run at large, be released or set free at any time.
- f) Chickens are allowed to be kept in single-family residential areas for non-commercial purposes in order to produce eggs for consumption. Eggs or manure produced by the chickens shall not be sold or utilized for commercial purposes.
- g) Chickens shall not be bred or slaughtered on the premises.
- h) All deceased chickens shall be properly disposed of, off-site, within 24 hours of expiring.
- i) Roosters and poultry or fowl other than chickens shall be prohibited City-wide.
- j) Nothing herein shall be construed or interpreted to mean that chickens are permitted where private covenants or restrictions prohibit such use, or where rules promulgated under such covenants and restrictions prohibit such use.
- k) The City Council hereby establishes a fee of \$50.00 to process petitions for residential chicken-keeping.

**Sec. 4-5.3 Penalties.**

Failure to comply with the provisions of this ordinance may result in fines or revocation of a chicken-keeping permit. Imposition of a fine or revocation of a permit shall take place upon a finding by the Special Magistrate for code enforcement that a permit holder has violated the conditions of the permit as stated in Section 4-5.2.

**SECTION 3.**

In order to establish the general objective of this ordinance, add language to certain individual zoning districts as follows:

**(A) Sec. 21-8. - RS-1, RS-1A, RS-2, RS-3, single-family residential districts.**

...

III. *Permitted accessory uses and structures.*

...

f) Chicken-keeping

**(B) Sec. 21-10. - RS-4, single-family residential district.**

...

III. *Permitted accessory uses and structures.*

...

f) Chicken-keeping

**(C) Sec. 21-10a. - RS-5, single-family residential district.**

...

III. *Permitted accessory uses and structures.*

...

e) Chicken-keeping

**SECTION 4. Severability Clause.** In the event that any term, provision, clause, sentence or section of this Ordinance shall be held by a court of competent jurisdiction to be partially or wholly unenforceable or invalid for any reason whatsoever, any such invalidity, illegality or unenforceability shall not affect any of the other or remaining terms, provisions, clauses, sentences or sections of this Ordinance, and this Ordinance shall be read and/or applied as if the invalid, illegal or unenforceable term, provision, clause, sentence or section did not exist.

**SECTION 5. Ordinances and Resolutions in Conflict.** All ordinances or resolutions or parts thereof, which may be determined to be in conflict herewith, are hereby repealed.

**SECTION 6. Effective Date.** The effective date of this Ordinance shall be the date the City Council of the City of Maitland approves the final hearing of the proposed Ordinance.

ADOPTED by the City Council of the City of Maitland, Florida, on the \_\_\_\_\_ day of \_\_\_\_\_, 2013.

CITY OF MAITLAND, FLORIDA

By: \_\_\_\_\_  
Howard Schieferdecker, Mayor

Attest: \_\_\_\_\_  
Maria Waldrop, City Clerk



*From the desk of the City Clerk....*

*Bea L. Meeks, MMC, CPM, CBTO*

**TO: MAYOR DOWLESS, COUNCIL PRESIDENT HORN, COUNCIL MEMBERS  
CHOTAS, PIERCE, RADER AND LOMAS**

**DATE: JUNE 9, 2020**

**RE: REQUEST FOR PROPOSALS/QUALIFICATIONS ISSUED**

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On June 5, 2020, the following were issued:

1. Request for Proposal for Debris Monitoring
2. Request for Proposal for Solid Waste Collections Services
3. Request for Qualifications for Auditing Services

The proposals were all placed on DemandStar, an electronic bidding for governments, which is a service that the City does not pay for. Below is a calendar outlining the response dates and times, as well as when bids are opened, committee requirements and additional information pertinent to the proposal

RFP DESCRIPTION	RESPONSE DATE & TIME	OPENING DATE & TIME	COMMITTEE	ADDITIONAL INFORMATION
RFP 2020-02 <b>Debris Monitoring</b>	Wednesday, June 17, 2020 – 11:00 a.m.	Wednesday, June 17, 2020 – 11:30 a.m.	Council Member City Clerk Police Chief 1 Resident <hr/> Review Committee meet Monday, June 29, 2020 9 a.m.	July 21, 2020 City Council Agenda
RFP 2020-01 <b>Solid Waste Collection Services</b>	Wednesday, July 8, 2020 – 11:00 a.m.	Wednesday, July 8, 2020 – 11:30 a.m.	City Council Member City Clerk 2 Members Selected by Council <hr/> Review Committee meet Monday, July 27, 2020, 6 p.m.	Pre-Proposal Conference Friday, June 19, 2020 – 10:00 a.m.
RFQ 2020-01 <b>Auditing Services</b>	Wednesday, August 12, 2020 – 11:00 a.m.	Wednesday, August 12, 2020 – 11:30 a.m.	Council President City Clerk 2 Members Selected by Council <hr/> Review Committee meet August 24, 2020 6 p.m.	Questions must be submitted by August 7, 2020 – 12 NOON

Regarding the committee, the previous committee members for debris monitoring were myself, Chief Freeburg, Council Member Pierce and resident Tom Perley. I have reached out to Mr. Perley to see if he is available to attend the June 29, 2020 review committee meeting. I thought it was best to keep the same committee since we worked together in reviewing the Debris Management proposals, and these two services work in tandem.

If council has no objections to keeping the debris monitoring the same, then Council only needs to recommend committee members for the Solid Waste Collection Services Committee and the Auditing Services Committee.

**RECOMMENDATION/ACTION NEEDED:**

Staff recommends having the same members serve on the Debris Monitoring Committee, that were previously approved.

Staff recommends that one Council Member volunteer or be appointed to serve on the Solid Waste Collection Services, and select two residents to serve as the other two committee members, along with City Clerk Meeks

Staff recommends that one Council Member volunteer or be appointed to serve on the Auditing Services Committee, and select two residents to serve as the other two committee members, along with City Clerk Meeks.

Staff will accept the responsibility to reach out to residents recommended by Council to serve on the committees, if applicable.

## Bea Meeks

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**From:** Steven M. Kreidt <SMKreidt@kcgcorp.com>  
**Sent:** Monday, June 8, 2020 12:06 PM  
**To:** Bea Meeks  
**Cc:** Sandy Riffle; Wendy Kreidt  
**Subject:** Stratemeyer Parking Issue

**Importance:** High

Good Day Edgewood City Council Members:

My wife reside at 5148 Stratemeyer Drive, Edgewood / Orlando, 32839, & I have "been volunteered" to take the lead in representing our fellow neighbors regarding the Stratemeyer Drive Parking. The background on this topic is sordid, shrouded in confusion and misinformation, and a source of great frustration for many of us on Stratemeyer.

Far below is more detailed information regarding the development of the problem (circa 2008) for the entire road, but the section of Stratemeyer we are concerned with is from Avignon Court to the City Limits at our last neighbor residing at 5193 Stratemeyer Drive.



After much wheel spinning due to misinformation by our beloved HOA President and Board, we decided to take a petition around to our neighbors and see what they wanted to do.

The petition entitled **No Parking on Stratemeyer Drive Petition** stated: "By signing below we wish to petition the City Council on correcting the on street parking along Stratemeyer Dr. To consist of Parking on one side of the street and no parking on the other."

My wife contacted 24 of the 25 homeowners affected (based on the limits described above). 23 of those 24 households signed the petition in favor of the above – only one respondent disagreed – and their driveway is actually on Avignon Court. We didn't bother contacting the 25<sup>th</sup> household knowing they oppose virtually everything we support.

No Parking on Stratenseyer Dr Petition

By signing below we wish to petition the City Council on correcting the on street parking along / Stratenseyer Dr. To consist of Parking on one side of the street and no parking on the other.

- | SIGNATURE                | ADDRESS              | Email                  |
|--------------------------|----------------------|------------------------|
| 1. <i>[Signature]</i>    | 5148                 | WLKieidt@gmail.com     |
| 2. <i>Michael D...</i>   | 5152                 | dave@Michael Hill...co |
| 3. <i>Michael D...</i>   | 5129                 | dave@Michael Hill...co |
| 4. <i>Rebecca Pavlik</i> | 5164                 | Bpavlik@outlook.com    |
| 5. <i>[Signature]</i>    | 5168                 |                        |
| 6. <i>[Signature]</i>    | 5180                 | 5180 Stratenseyer Dr   |
| 7. <i>[Signature]</i>    | 5181 Stratenseyer    |                        |
| 8. <i>[Signature]</i>    | 5185 Stratenseyer    |                        |
| 9. <i>[Signature]</i>    | 5181 Stratenseyer    | Beechwood 240@aol.com  |
| 10. <i>[Signature]</i>   | 5177 Stratenseyer Dr |                        |
| 11. <i>[Signature]</i>   | 5165 Stratenseyer Dr | cdraus@cs.cornell.edu  |
| 12. <i>[Signature]</i>   | 5160 Stratenseyer Dr | millern45@gmail.com    |
| 13. <i>[Signature]</i>   | 5161 Stratenseyer Dr |                        |
| 14. <i>[Signature]</i>   | 5157 Stratenseyer Dr |                        |
| 15. <i>[Signature]</i>   | 5144 Stratenseyer Dr |                        |
| 16. <i>[Signature]</i>   | 514 Stratenseyer Dr  |                        |

**No Parking on Stratemeyer Dr Petition**

By signing below we wish to petition the City Council on correcting the on street parking along Stratemeyer Dr. To consist of Parking on one side of the street and no parking on the other.

SIGNATURE	ADDRESS	Email
17 f. [Signature]	5136	
18 f. Luis Lopez	5132	
19 f. Rich Raspol	5136 Stratemeyer Dr.	Armedmedic@yahoo.com
20 f. [Signature]	5137 st	Mike284@gmail.com
21 f. [Signature]	5188 Stratemeyer Dr.	
22 f. [Signature]	5172 Stratemeyer Dr.	
23 f. [Signature]	5176 Stratemeyer Dr.	
24 f. ERIC PANIT	5193 STRATEMEYER DR.	
9.		
10.		
11.		
12.		
13.		
14.		
15.		

That being said, 23 of 25 households support changing the current parking signage (see photos below) which prohibits all parking on one side, and prohibits overnight Parking on the other side to become: (Unrestricted) Parking allowed on one side of the street and No Parking on the other.

Based on this, we ask the Council to rectify our Stratemeyer Drive Parking problem by changing the signage as noted above.

Below is background information for your reading pleasure.

~~~~~  
~~~  
Please see my remarks below. I have added **Highlights** to the original email, and added my remarks in **Bold Italics**. (minor formatting edits i.e., paragraph breaks have been added for clarity)

**From:** Sandy Riffle <[sriffle@edgewood-fl.gov](mailto:sriffle@edgewood-fl.gov)>  
**Sent:** Thursday, March 5, 2020 8:47 AM  
**To:** Steven M. Kreidt <[SMKreidt@kcgcorp.com](mailto:SMKreidt@kcgcorp.com)>  
**Subject:** New Stratemeyer SIGNS - " No Parking"

Steve,

I received an update from Bea this morning about the No Parking signs that have been installed on Stratemeyer Drive. About a year ago the president of your HOA came to the police department said that they want the No Parking enforced. There have been "No Parking" signs on Stratemeyer for 12 years. The re-installation of the signs this week was for proper placement and in some cases, moving signs away from utility lines

Below you will find excerpts from 2008 Council meetings that resulted in the installation of the "No Parking" signs **Council Member Willis moved to implement the no parking signs as recommended as well as restricting parking from 12a -6a on the opposite side of the street. Council Member Powell seconded the motion which carried by a vote of 3-2 (Beardslee & • Bozeman voting in opposition).**

#### **4/15/2008 City Council Meeting**

##### **CITIZEN COMMENTS**

• Mr. Bobby Davis, 5045 Oak Tours Drive, addressed Council to voice his concerns regarding numerous cars parking on Stratemeyer Drive and suggested a "No Parking" sign be placed **on either side of the street** to cut down on congestion **(( But NOT on BOTH Sides of the Street ))**. Council Member Powell moved to direct the Code Enforcement Officer Pete Marcus to look into the matter and provide a recommendation to council at the next meeting. Council President Beardslee seconded the motion which carried unanimously.

#### **May 20, 2008 City Council Meeting**

*B. Review the City Code Enforcement Agent assessment of fire/rescue vehicle accessibility into Jessamine Estates via Stratemeyer Drive. Recommendation: to erect a "no parking" sign, limiting on -street parking **to only one side of Stratemeyer** • Drive. Code Enforcement Agent Marcus addressed Council to further discuss his findings and recommendation. Council President Beardslee moved to approve the instillation of a "no parking" sign on **either** the North or South side of Stratemeyer Drive **(( But clearly NOT Both sides ))** and requested notification be forwarded to effected Homeowner Association Presidents advising of councils action and requesting written response of placement by June 30, 2008. Mayor Teague shall decide placement of the sign if written response is not received. Council Member Powell seconded the motion which carried unanimously.*

#### **June 17, 2008 City Council Meeting**

##### **CITIZEN COMMENTS**

Mr. Bruce Chisholm of 5156 Stratemeyer Dr. requested Council reconsider its decision made on . May 20, 2008 erecting a "no parking" sign on either the North or South side of Stratemeyer Drive. Council advised Mr. Chisholm that this decision was based on a **(( perceived ))** public safety issue. Council concurred to grant the homeowners association an input extension until July 15, 2008.

### **July 15, 2008 City Council Meeting**

Lieutenant Marcus provided an overview of his recommendation to erect a "no -parking" sign on either the North or South side of Stratemeyer Drive.

1. Bruce Chisholm, residing at 5156 Stratemeyer Drive, addressed Council to speak in opposition of parking on only one side of Stratemeyer Drive and requested Council reconsider their decision.
2. Peggy Luby, residing at 5117 Stratemeyer Drive, addressed Council to speak in opposition of parking on only one side of Stratemeyer Drive.
3. Tom Carny, residing at 5089 Stratemeyer Drive, addressed Council to speak in opposition of parking on only one side of Stratemeyer Drive.
4. Steve Kreidt, residing at 5148 Stratemeyer -Drive, addressed Council to speak in - opposition of parking on only one side of Stratemeyer Drive

Council President Beardslee advised that the decision to erect the "no -parking" signs is based on • the public safety and welfare of the community. **(( if this 'safety & welfare' concern was in fact true, or accurate, why isn't the entire City of Edgewood under the same constraint & why does NOT State/FDOT, nor County, nor Local Government codify such design requirements??.... There are NONE ))**

Council President Beardslee moved to direct the City Engineer, in conjunction with Lieutenant Marcus and the Orange County Fire Department, to revisit this situation and report back to Council. Council Member Powell seconded the motion which carried unanimously.

### **August 5, 2008 Special City Council Meeting**

#### ***B. Placement of "No Parking" signs on Stratemeyer Drive***

City Engineer Art Miller provided an overview of Lieutenant Pete Marcus's email dated July 26, 2008 and memorandum date April 21, 2008, both concluding and recommending to Council to erect "no -parking" signs along the North **or** South side of Stratemeyer Drive allowing fire/rescue equipment access. Council President Beardslee advised that it's imperative that this issue be acted upon as a community safety issue. Bruce Chisholm, residing at 5156 Stratemeyer, addressed council to speak in opposition of the "no -parking" signs being erected and suggested no parking stripes in the areas where there could be possible issues. Peggy Luby, residing at 5117 Stratemeyer Drive, stated that professionals/experts on this issue should be contacted to determine which side of the road the "no -parking" signs should be erected. City Attorney Cassady advised that pursuant to our Code of Ordinances, the Edgewood Police Department is considered the experts on this matter. Bill Brown, resident of Stratemeyer Drive, spoke in opposition of the "no -parking" signs and suggested that in the interest of safety, the signs should be erected on the North side. Council President Beardslee moved to postpone the agenda item until the August 19, 2008 Council Meeting, allotting a 15 minute time frame for discussion to decide placement of the "no -parking" signs, or the placement will be decided by the Mayor. Council Member Willis seconded the motion which carried unanimously.

### **August 19, 2008 City Council Meeting**

UNFINISHED BUSINESS

***A. Discussion/Decision as to final placement of "No Parking" signs on Stratemeyer Drive (Item tabled from the July 15, 2008 & August 5, 2008 meetings. )*** Bill Brown, residing at 5088 Stratemeyer Drive addressed Council to suggest the signs be erected on the North side of the street, on the curves that are problematic. **Mayor Teague advised that a resident he discussed the matter with recommended there be no parking from 12p -6a on Stratemeyer Drive. ((So, at the Mayor's discretion and input from a single un-named resident – we got “No Parking” signs on one side, AND “No Parking from 12pm – 6am”... This action took away our right to park overnight on Stratemeyer ONLY. This has reduced our Property Rights and therefore Value AND has created a forced ADA Violation by virtue of blocking the sidewalk at several driveways in our community.** Steve Kreidt, residing at 5148 Stratemeyer Drive addressed Council to state that the parking issue is a perceived problem, not an actual problem. Mr., Kreidt further stated that the staggering of vehicles

on Stratemeyer is positive to keep the traffic flow at a reduced speed. Council Member Willis advised that it's not out of the norm for communities to erect no parking signs within communities to improve safety. Council Member Willis moved to direct the Mayor and Police Department to provide a proposal of the no parking sign placement and provide it to Council at the next Council meeting. Council President Beardslee seconded the motion which carried unanimously. **(( The City Engineer's plan only noted the placement on "No Parking" signs on one side of the road. He (Art Miller) made no recommendation to install the overnight parking restriction ))**

#### September 16, 2008 City Council Meeting

##### CONSENT AGENDA

*Council Member Willis moved to approve the consent agenda items removing item H for further discussion:*

- A. Approve meeting minutes of special meeting on July 8, 2008
- B. Approve meeting minutes of regular meeting on August 19, 2008
- C. Approve meeting minutes of work session on September 2, 2008
- D. Approve meeting minutes of special meeting on September 4, 2008
- E. Approve meeting minutes of work session on September 9, 2008
- F. Approve Variance Application No. 2008-04 submitted by Steven R. Hamel of 413 Harbour Oaks Pointe Drive requesting a 27 foot set back .in lieu of the required 30 foot set back pursuant to the City's Code of Ordinances, Section 134-597. Recommendation: At it's September 8, 2008 meeting, the Planning & Zoning Board unanimously recommended approval subject to conditions outlined in the City Engineer's September 4, 2008 memorandum.

G. Acknowledge receipt of the City's annual audit for fiscal year ending September 30, 2007. A presentation of the audit, by the accounting firm of Greenlee, Kurras, Rice & Brown, P.A., C.P.A., will be provided at the October 21, 2008 meeting.

**H. Approve final design / placement for Stratemeyer Road "No Parking Zone" and related signage per provided Engineer's memo and plan. Plan has also been reviewed and approved by Chief Marcus on behalf of the Edgewood Police Department. (( The City Engineer's plan only noted the placement on "No Parking" signs on one side of the road. He (Art Miller) made no recommendation to install the overnight parking restriction ))**

I. Approve agreement with the Orange County Sheriffs Office for police dispatching services.

##### UNFINISHED BUSINESS

**A. Approve final design / placement for Stratemeyer Road "No Parking Zone" and related signage per provided Engineer's memo and plan.** Plan has also been reviewed and approved by Chief Marcus on behalf of the Edgewood Police Department. City Engineer Miller addressed Council to provide the recommendation that both he and Police Chief Marcus concurred upon. City Engineer Miller recommended that in the best interest of public safety, to facilitate the passage of emergency vehicles, to install No Parking signs along the north side and south side of Stratemeyer Drive **in different areas on the road** as it relates to the public safety issue. A diagram recommending placement of the No Parking signs was provided to Council Members in their packets. Mr. Bill Brown, residing at 5088 Stratemeyer Drive, addressed Council regarding a concern related to the delivery of postal mail as it relates to the placement of the No Parking signs. Mr. Brown further advised that the same parking issue is taking place on Laval. Council concurred to direct Chief Marcus have officers patrol Laval and other streets which may have the same public safety issues and report back to Council at the next meeting. Chief Marcus advised that residents would have a couple weeks after installation of the No Parking signs to adhere to the signs.

Ms. Peggy Lubby, residing at 5117 Stratemeyer Drive, addressed Council requesting signs be erected on the opposite side of the No Parking signs that restrict parking during certain hours to eliminate overflow parking. Council Member

Willis moved to implement the no parking signs as recommended **as well as restricting parking from 12a -6a on the opposite side of the street.** **(( This additional removal of our parking rights was NOT appropriately discussed at City Council – nor was the Public even informed of this action! This parking issue had been going on for ½ year and most residents – myself included don’t have time to show up at every Council meeting for months on end to defend our rights. There is no record of Council notifying residents of their intent to remove ALL parking rights overnight. ))** Council Member Powell seconded the motion which carried by a vote of 3-2 (Beardslee & Bozeman voting in opposition).

**November 18, 2008 City Council Meeting**

**B. Update on the Laval Drive on-street parking as it relates to public safety.**

Chief Marcus advised that his staff has been monitoring Laval Drive and has not reported any public safety issues related to the parking on that particular street. Mayor Teague noted that Mr. Brown, HOA President had been advised to have a petition brought to Council regarding the community's dissatisfaction regarding the no-parking signs erected on Stratemeyer Drive. However, such petition has not been brought forward to date. Chief Marcus advised that a four week grace period has been granted to residents before the no-parking signs are enforced

Kind Regards,  
**Sandy Riffle**  
**Deputy City Clerk**

<image002.png>

City of Edgewood City Hall  
405 Bagshaw Way | Edgewood, FL 32809  
Monday – Thursday 8:00 am to 4:00 pm  
Friday 8:00 am to Noon  
Tel: 407-851-2920 | Fax: 407-851-7361  
Email: [sriffle@edgewood-fl.gov](mailto:sriffle@edgewood-fl.gov)

**In a nutshell:**

When we bought our home in 2004, there were **NO** parking restriction on Stratemeyer.

In 2008 a single resident on another street complains to Council about parking on both sides of Stratemeyer.

Council looks into matter, received public comment against such signage, but makes recommendation to post “No Parking” signs on only one side or the other of Stratemeyer.

A single resident recommends posting “No Parking from 12pm – 6am” signs and Council approves.

Long period of “No Parking” signs on one side of Stratemeyer and “No Parking from 12pm – 6am” signs on the opposite side.

2020+/- City determines that the parking signs are non-conforming/improperly located or installed and all the parking signs were removed.

In the last month or two, the City re-installed "No Parking" signs on BOTH sides of Stratemeyer (taking away our parking rights altogether!) .... The City has told me and others that they are not enforcing the signs because the HOA – who requested the signs never provided evidence that they sought community input and acceptance of the signs.





Best regards,  
***STEVE***

Steven M. Kreidt, P.E.  
Principal / Special Projects



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**Edgewood Police Department  
June City Council Report  
2020**

|                        | <b>April</b> | <b>May</b> |
|------------------------|--------------|------------|
| Residential Burglaries | 0            | 0          |
| Commercial Burglaries  | 0            | 0          |
| Auto Burglaries        | 0            | 0          |
| Theft                  | 5            | 6          |
| Assault/Battery        | 2            | 1          |
| Sexual Battery         | 0            | 0          |
| Homicides              | 0            | 0          |
| Robbery                | 0            | 0          |
| Traffic Accident       | 5            | 8          |
| Traffic Citations      | 127          | 98         |
| Red Light Citations    | 139          | 345        |
| Traffic Warnings       | 40           | 171        |
| Felony Arrests         | 1            | 4          |
| Misdemeanor Arrests    | 4            | 2          |
| Warrant Arrests        | 1            | 1          |
| Traffic Arrests        | 2            | 1          |
| DUI Arrests            | 0            | 0          |

**Department Highlights:**

- During the last month the Edgewood Police Department has entered Phase 1 and Phase 2 for reopening the State of Florida. The department has started our finger printing services by appointment only and limit our lobby to three people. Officers are still adhering to CDC guidelines and have all the equipment they need for COVID-19 at this time.
- Starting on May 15<sup>th</sup>, the City of Edgewood has seen an increase in vehicle burglaries in the Legacy Oaks Subdivision and Jessamine Lane area. With the assistance of many residents, the Edgewood Police Department has made 1 physical arrest, filed 1 arrest warrant and has identified 4 additional suspects.
- In the wake of the death of George Floyd Chief Freeburg and the Police Chiefs of Orange/Osceola County put out a statement. See attached.
- During the week of May 31 (Protests) Edgewood had additional officers working shifts. Most of the protests were peaceful around Orange County and did not directly impact the city.
- On June 6<sup>th</sup> a tornado touched down just outside the city limits. We assisted with some road blockage and did a damage assessment of the city. No major damaged was reported.

Reporting Dates: May 8th to June 7th 2020



# ORANGE - OSCEOLA COUNTY POLICE CHIEFS ASSOCIATION

**FOR IMMEDIATE RELEASE**  
May 29, 2020

## **Orange Osceola Police Chief's Association Statement Regarding the Death of George Floyd**

The members of the Orange Osceola Police Chief's Association (OOPCA) are deeply disturbed by the death of Mr. George Floyd and understand how his death should be troubling to all Americans.

The officers' actions in the death of Mr. Floyd are inconsistent with the training and protocols of our profession and especially for the law enforcement professionals within Orange and Osceola Counties. Their actions hurt the bond that our agencies work hard to build with the communities we serve. It undermines all the good work done by the overwhelming majority of the law enforcement officers around the country. It places further fear and tension between everyone.

The OOPCA agencies work tirelessly every day to build trust between law enforcement and the communities we serve. OOPCA agencies work diligently to ensure our personnel are well trained to handle the challenges they face every day in order to provide the best possible law enforcement services to our citizens. What occurred and is occurring in Minneapolis is a sobering reminder of how quickly bad policing can undermine the trust of our communities as well as the hard work law enforcement agencies perform every day. Even with all of our hard work, this is a stark reminder that the law enforcement community must work hard every day to be better and to hold ourselves to a higher standard.

We extend our deepest condolences to the Floyd family and our thoughts and prayers are with them and all of America during this difficult time.

Chief Mike McKinley  
Apopka Police Department  
President, Orange Osceola Police Chief's Association

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The Orange Osceola Police Chief's Association is a professional organization representing the police departments in Orange and Osceola County, Florida.

Apopka Police Department  
Chief Mike McKinley  
Association President

Belle Isle Police Department  
Chief Laura Houston  
Vice President

Eatonville Police Department  
Chief Joseph Jenkins

Edgewood Police Department  
Chief John Freeburg

Kissimmee Police Department  
Chief Jeff O'Dell

Maitland Police Department  
Chief David Manuel

Oakland Police Department  
Chief John Peek

Ocoee Police Department  
Chief Charlie Brown

Orange County Public Schools  
Chief Bryan Holmes

Orlando Police Department  
Chief Orlando Rolón

St. Cloud Police Department  
Chief Pete Gauntlett

University of Central Florida  
Police Department  
Chief Carl Metzger

Windermere Police  
Department  
Chief Dave Ogden

Winter Garden Police  
Department  
Chief Steve Graham

Winter Park Police  
Department  
Chief Mike Deal



*From the desk of the City Clerk...*

*Bea L. Meeks, MMC, CPM, CBTO*

**TO: MAYOR DOWLESS, COUNCIL PRESIDENT HORN, COUNCIL MEMBERS  
CHOTAS, PIERCE, RADER AND LOMAS**

**DATE: JUNE 9, 2020**

**RE: CITY CLERK REPORT**

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1. Received impact fees from Bailey’s Pharmacy (\$41,474.34).
2. Contacted CPH with a request to prepare a roads and streets inventory and assessment; also include sidewalks. Anticipate delivery of report on June 12, 2020.
3. Received the estimate of the City’s 2019 Taxable Value for Real and Tangible Personal Property from the Orange County Property Appraiser’s Office. The estimate is \$392,983,640. Below is a comparison of the FY 2019/2020 and FY 2020/2021, as well as the City’s ad valorem revenues based on the current millage rate of 5.25.

|           |               |             |
|-----------|---------------|-------------|
| 2019/2020 | \$370,190,225 | \$1,846,324 |
| 2020/2021 | \$398,983,640 | \$1,960,006 |

COVID-19 will not affect the 2020/2021 fiscal year budget, as it relates to the ad valorem revenues; however, the City could feel a negative impact in the 2020/2021 fiscal year. Obviously, the impact will be determined by foreclosures due to loss of homes from those who lost their jobs during COVID, or could not catch up with payments due to lay-offs. I think we can anticipate seeing a decrease in the City’s ad valorem revenues, due to a decrease in home values in the 2020/2021 fiscal year.

4. Contacted Steve Ogden, Central Florida ArborCare, who will provide the City with a tree inventory. The Engineer’s roads and streets inventory will be provided to Steve, so that he can review those trees that may be negatively impacting our City streets and sidewalks.
5. Below is a table showing State revenues that the City has received in the current fiscal year. I wanted Council to see flow of the State revenues during COVID-19.

**Distribution Periods**

| Tax Type                       | Jan-20           | Feb-20           | Mar-20           | Apr-20           | May-20           | Total             |
|--------------------------------|------------------|------------------|------------------|------------------|------------------|-------------------|
| CST                            | 7,231.02         | 7,675.09         | 7,348.44         | 7,298.98         | 7,377.73         | 36,931.26         |
| Half Cent                      | 39,157.78        | 42,799.07        | 38,450.06        | 36,826.12        | 27,476.25        | 184,709.28        |
| Local Opt Gas                  | 7,834.18         | 8,197.15         | 6,330.36         | 6,855.03         | 7,139.47         | 36,356.19         |
| Revenue Sharing                | 10,583.90        | 10,583.89        | 10,583.90        | 10,583.89        | 5,022.34         | 47,357.92         |
| <b>Edgewood, City of Total</b> | <b>64,806.88</b> | <b>69,255.20</b> | <b>62,712.76</b> | <b>61,564.02</b> | <b>47,015.79</b> | <b>305,354.65</b> |

The following is an explanation from Marsha Revell, Tax Law Specialist-Revenue Accounting, Florida Department of Revenue, as it relates to the revenues shown above:

Recent impacts to economic activity from efforts to prevent the spread of COVID 19 have resulted in significant reductions in the amount of sales tax collections for the months of April and May and likely the month of June. County and Municipal Revenue Sharing Programs are both funded in part with a percentage of sales tax. The unanticipated drop in tax revenue has created the need to adjust the standard monthly amount of the County and Municipal Revenue Sharing distributions to minimize or eliminate the impact of over distributed funds to local governments. To date, the department has been distributing 95% of the forecast amount of revenues available for the county and municipal revenue sharing programs. In the month of March, the economy's reaction to the COVID 19 pandemic resulted in significantly decreased taxable sales activity. The timing of this sudden economic downturn late in the state fiscal year requires the department to make an adjustment over the final two months of the state fiscal year. This will ensure that the County and Municipal Revenue Sharing Trust Funds do not end the year in deficit. The adjustment amount is based on the revenues received in April and a conservative assumption of 50% decline for collections of May and June. The department will similarly reduce the statewide distributions from County and Municipal Revenue Sharing 50% for each of May and June. Please note that with the complex nature of Municipal Revenue Sharing computations, the reductions each municipality receives will vary from the 50% total reduction. As with previous years, there will be a true-up process in August that will fully distribute any remaining 2019-20 state fiscal year funds due to local governments during the 2019-20 local government fiscal year.

This report contains highlights of items I feel are important for Council to know. Please let me know if you have any questions regarding the information above, or anything else of concern.