

Ray Bagshaw
Mayor

Michael Hendrix
Council Member

Pam Henley
Council Member

John Dowless
Council President

Neil Powell
Council Member

Dan Drummond
Council Member

**CITY COUNCIL AGENDA
WORKSHOP**
City Hall – Council Chamber
405 Larue Avenue, Edgewood, Florida
Wednesday, June 11, 2014
9 a.m.

City Council Workshop meetings are for information gathering and discussion purposes. The City Council will not vote on any issues at Workshop meetings. The Council reserves the right to discuss additional items or delete items from the tentative agenda.

PLEASE SILENCE ALL CELLULAR PHONES AND PAGERS DURING THE WORKSHOP MEETING.
"THANK YOU" for participating in your City Government.

CALL TO ORDER

INVOCATION

WORKSHOP

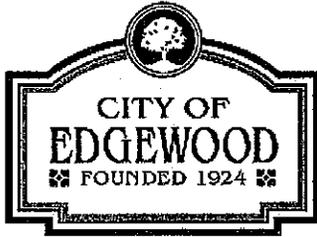
1. REVIEW AND DISCUSS CONSIDERATION FOR RETAINING THE SERVICES OF THE URBAN LAND INSTITUTE (ULI)
2. **ORDINANCE 2014-05** - AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA AMENDING CHAPTER 130, "TREE MANAGEMENT AND PROTECTION," OF THE CODE OF ORDINANCES; RESTRICTING TREES PLANTED BENEATH POWER LINES TO UNDERSTORY TREES; PROVIDING FOR PERMITS FOR PLANTINGS, REMOVALS AND TREE MAINTENANCE CONDUCTED WITHIN CITY RIGHTS-OF-WAY TO BE ISSUED BY THE MAYOR OR HIS OR HER DESIGNEE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

ADJOURNMENT

UPCOMING MEETINGS:

June 17, 2014.....City Council Regular Meeting

In accordance with the American Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, he or she should telephone the City Clerk at (407) 851-2920.



From the desk of the City Clerk...

Bea L. Meeks, MMC, CPM

TO: Mayor Bagshaw, Council President Dowless, Council Members Henley, Hendrix, Powell and Drummond

CC: Chief Francisco and Administrative Assistant Cinnamon Wild

DATE: June 6, 2014

RE: June 11, 2014 Council Workshop

In preparation for your Workshop on Wednesday, June 11, 2014, I am providing you with the following information.

1. As noted on the Agenda, this City Council Workshop meeting is for informational gathering and discussion purposes only. Council will not vote on any issues at Workshop meetings. Additionally, Council reserves the right to discuss additional items or delete items from the tentative agenda.
2. The first item on the agenda is to review and discuss consideration for retaining the services of the Urban Land Institute (ULI). In the May 20, 2014 Council meeting, James Sellen, explained to you that to begin the process, you need to have questions prepared. When you have these questions, ULI can determine the panel members that ULI will provide to address the needs of the City.

Following the May Council meeting, I pulled the 2000 Master Plan (Glatting/Jackson) and provided the following information to Mayor Bagshaw and Council President Dowless. I am unsure if you share the same vision, but perhaps this information will generate some ideas and help you in deciding whether or not you want to move forward with this project. Remember this information comes from the 2000 Master Plan and some information may not be applicable today.

The following information comes from my review of the documents I have regarding the 2000 Master Plan (My comments are in brackets):

The purpose of the "Main Street Corridor Study/Transportation Design Plan"

1. To give the City of Edgewood a plan for a competent, viable identity as a community in Orange County with an enhanced "Main Street" corridor (Orange Avenue" and improved "entry way" roads (Gatlin, Holden, Mary Jess) into Edgewood. [BRANDING]
2. To enhance the efficiency of the transportation system in the entire City by addressing traffic problems in a comprehensive manner, rather than in a piecemeal fashion. [HOW DOES SUN RAIL FIT INTO THIS-OR DOES IT]
3. To give the City of Edgewood input into the future of Orange Avenue through the City. The future of Orange Avenue without competent, professional input from the City will be decided by the FDOT in Tallahassee. That decision will be 6 laning of Orange Avenue with the goal of getting as many cars on Orange Avenue with the goal of getting as many cars on Orange Avenue at the highest speed. When that happens, any change of having a "Main Street," that enhances the business and residential character of Avenue will be lost. [PARTNERSHIP WITH FDOT, ORANGE COUNTY, MPO...?]

I also made the following notes:

1. The Chief is meeting with business owners on June 12th. I am not sure what he will be discussing with the business owners but the question I would have is "If the City had the means to help you brand your business, what would be on your wish list?"
2. Transit circulation-Bus routing and stop information, service frequencies, onboard survey results and boarding counts. [MAYOR, I KNOW THIS HAS BEEN A CONCERN FOR YOU]
3. Any under-utilized land? [CEMEX?]
4. Block pattern, building orientation, massing, scale, architectural styles and materials for landscape, street palette.
5. Beautification Plans-traffic flow analysis, transit facility improvements, traffic calming actions.
6. Conceptual Streetscape Plan (burying utility lines-decorative street lighting). [Signage? Some business owners still have not complied with the 2002 Ordinance]
7. Infrastructure Improvement Strategy - stormwater, sewer, etc.
8. Enhanced way finding-street and directional signs.
9. Does Council only want to address the Orange Avenue corridor?
10. Does Council want to include annexation of land(s)?

Typically in visioning, you make a list of your needs, you put them in priority and then you look at the financial feasibility. The financial feasibility may affect your priority list.

My questions:

1. How do you want to brand the City?
2. Is there any portion of the 2000 Master Plan that you would want to reconsider, or use in your current visioning?
3. Does the City's visioning align (and comply) with the City's Comprehensive Plan?
4. How does the City manage the growth outside the city limits, and provide the infrastructure to support liveability?
5. If the City does proceed with the services of ULI, at what point in the process will you include the City Planner in the process?
6. How does the City maintain safe, comfortable and attractive public spaces?
7. Is there any need to focus on enhancing the pedestrian network?
8. Is there a need to address architectural design?

Again, some of the information in this memo is from the 2000 Master Plan, and some of the information is my comments and questions. The purpose of the information is to hopefully aid you in your consideration of whether or not you want to move forward with engaging the Urban Land Institute.

The second item on the agenda is to discuss proposed Ordinance 2014-05. As you will recall from the May meeting, this Ordinance was on the agenda as first reading. After much discussion, Council agreed to table approval of the first reading. The Mayor requested that this item be included in the workshop, with a goal towards having all questions answered prior to the June City Council meeting. You are being provided with a copy of the revised Ordinance, based on discussion in the May meeting. ***Again, this is discussion only therefore, if it is the consensus of Council to make changes to the Ordinance, the changes can only be made in the June City Council meeting in the Motion to approve.***

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ORDINANCE NO.: 2014-05

AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA AMENDING CHAPTER 130, "TREE MANAGEMENT AND PROTECTION," OF THE CODE OF ORDINANCES; RESTRICTING TREES PLANTED BENEATH POWER LINES TO UNDERSTORY TREES; AMENDING CHAPTER 50, "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES," PROVIDING FOR PERMITS FOR PLANTINGS, REMOVALS AND TREE MAINTENANCE CONDUCTED WITHIN CITY RIGHTS-OF-WAY TO BE ISSUED BY THE MAYOR OR HIS OR HER DESIGNEE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Edgewood recognizes that large growing trees planted beneath overhead power lines inevitably cause maintenance issues as to the tree and the power line and result in the potential for power outages; and

WHEREAS, the City Council finds it appropriate to discourage the planting of replacement trees under power lines; and

WHEREAS, the City Council finds it appropriate to restrict the types of replacement trees to be planted when it is unavoidable to plant such trees beneath a power line to trees that do not typically grow to a height in excess of twenty-five feet; and

WHEREAS, the City Council desires to amend the Code of Ordinances to provide that the mayor, rather than the council president, or his or her designee shall be the official authorized to issue permits related to trees located in the right-of-way; and

WHEREAS, the City Council finds such amendment to be consistent with the processes contained in the Code of Ordinances and the normal operating procedures of the City; and

WHEREAS, the City Council of the City of Edgewood finds that this ordinance promotes the public health, safety and welfare.

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

SECTION 1. Chapter 130, "Tree Management and Protection," of the City of Edgewood Code of Ordinances is hereby amended as follows (note: strikethrough text indicates deletions, underline text indicates additions, ellipses (***) identify text that remains unchanged and that is not reprinted herein):

Sec. 130-7. - Relocation or replacement of trees; removal without replacement.

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(a) Nonexotic, nonhistoric, nonspecimen trees. As a condition for the approval of an application for removal of a tree, the city official may require that the owner of the real property or permittee either relocate said tree somewhere within the property lines of said property or replace each tree with one of the following:

- (1) A tree of comparable size and type;
- (2) A tree commonly sold in a 15-gallon container, of at least 1½ inches in diameter as measured three feet above soil level, and of a crown height of at least eight feet.

No owners shall replace trees with those which appear on the state exotic pest plant council's list of invasive plants, as listed in section 130-5(d).

(b) Exception to tree replacement requirement. At the discretion of the city official, and with the submission of the appropriate application, a tree removal permit may be issued with no tree replacement requirement if the tree being removed is one which appears on the state exotic pest plant council's list of invasive plants, as listed in section 130-5(d).

(c) City tree replacement trust fund. The city official may offer a choice to a permittee, especially when space limitations or other conditions exist, to make payment into the city tree replacement trust fund in accordance with section 130-8 in lieu of replacing trees to be removed.

(d) Historic and/or specimen trees.

(1) Generally. Historic and/or specimen trees shall be replaced in accordance with subsections (d)(2)—(4) of this section. Replacement trees shall be chosen from a stock list adopted by Resolution of the City Council.

(2) Historic and/or specimen trees on existing single-family properties. Historic and/or specimen trees on existing single-family properties shall be replaced with trees sold in 15-gallon containers of at least 1½ inches in diameter as measured three feet above soil level.

(3) Historic and/or specimen trees on all other properties. Historic and/or specimen trees on all other properties shall be replaced with trees at least 18 feet in height, six inches in diameter as measured three feet above soil level.

87 (4) Alternative replacement plans. The city official may offer a choice to a
88 permittee, especially when space limitations or other conditions exist, to make
89 payment into the city tree replacement trust fund in lieu of replacing historic or
90 specimen trees.

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92 (e) Replacement trees planted beneath power lines.

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94 Whenever possible, replacement trees should not be planted beneath overhead
95 power lines. In the event any replacement trees are required to be planted within five feet
96 of an overhead power line, notwithstanding anything to the contrary contained herein,
97 such replacement trees shall be of a species that does not normally grow to a height in
98 excess of twenty-five feet.

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100 **SECTION 2.** Chapter 50, “Streets, Sidewalks and Other Public Places,” of the City of
101 Edgewood Code of Ordinances is hereby amended as follows (note: strikethrough text indicates
102 deletions, underline text indicates additions, ellipses (***) identify text that remains unchanged
103 and that is not reprinted herein):

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105 Sec. 50-111. - Tree planting, maintaining, and removal permits required for public rights-of-way
106 and public property; fallen trees on public rights-of-way and public property.

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108 (a) Planting trees. No tree, shrub, or plant shall be planted within any right-of-way of
109 the city without first obtaining a permit from the city. There will be no charge for such a
110 permit. The permittee shall submit with the application for permit a site plan showing
111 where the tree, plant, or shrub will be planted, the spacing between trees or plants, if
112 applicable, and the species proposed to be planted. The city official shall approve of such
113 plan before the permit may be granted.

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115 (b) Maintaining trees. Upkeep, trimming, and maintenance of all trees, shrubs, or
116 plants on any right-of-way which abut private property shall be the responsibility of the
117 private property owner between the property line and the curb of the street, except that
118 the city shall be responsible for trimming and maintaining portions of trees on the street
119 side so as to allow clearance for vehicles. When any maintenance or trimming of trees in
120 any rights-of-way is necessary to afford clearance for wires or cables, it shall be the
121 responsibility of a public utility company to trim and maintain said trees after seeking a
122 permit for same from the city. It shall be unlawful for any person to maintain any tree,
123 shrub, or plant within any right-of-way of the city in such a manner that will damage or
124 constitute a hazard to any street, sidewalk curb, driveway, drainage, water line, sewer line
125 or any other public utility.

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127 (c) Removing trees. No tree shall be removed from any public right-of-way without
128 first obtaining a tree removal permit. The city official may, in some instances,
129 recommend that the city share the costs for removal of said trees, such costs to be
130 approved by city council.

132 (d) Removing fallen trees. The city shall be responsible for removing any fallen tree
133 planted in the right-of-way upon being notified of same, a tree planted on private
134 property which falls on any right-of-way shall be removed by the property owner within a
135 reasonable period of time, not to exceed 60 days or sooner if the city deems necessary to
136 protect public safety. If said fallen tree is not removed within the designated periods of
137 time, the city may remove it and assess costs for removal to the property owner. In the
138 event any tree falls such that a substantial portion of the tree interferes with traffic, the
139 city shall be responsible for removal of the portion of the tree which has fallen in the city
140 right-of-way.

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142 (e) Permit required. No tree planting, ~~removal~~, surgery, cavity-filling, trimming or
143 spraying shall be done on any tree or shrub within any public right-of-way or on any
144 property owned by the city without first obtaining permit for such work from the ~~council~~
145 ~~president~~ mayor or his or her designee. There shall be no charge for such a permit. No
146 tree or shrub shall be trimmed by or under the direction of any public utility company to
147 afford clearance for wires or cables or for any other purpose without possession of such a
148 permit. Such a permit shall be granted upon a showing that public safety will not be
149 endangered. No tree shall be removed from any public right-of-way or any other
150 property owned by the city without first obtaining a permit for such work, which, except
151 as otherwise specifically provided herein, shall be approved by the city council. In cases
152 in which a tree presents an immediate threat to life, safety or property, the mayor or his or
153 her designee may approve a permit for removal; the city shall require evidence which
154 may include an arborists report to show that such tree is an immediate threat to life,
155 safety or property.

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157 **SECTION 3. CODIFICATION.** It is the intent of the City Council of the City of
158 Edgewood that the provisions of this Ordinance shall be codified. The codifier is granted broad
159 and liberal authority in codifying the provision of this Ordinance.

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161 **SECTION 4. SEVERABILITY.** If any section, sentence, phrase, word or portion of
162 this Ordinance is determined to be invalid, unlawful or unconstitutional, said determination shall
163 not be held to invalidate or impair the validity, force or effect of any other section, sentence,
164 phrase, word or portion of this Ordinance not otherwise determined to be invalid, unlawful or
165 unconstitutional.

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167 **SECTION 5. CONFLICTS.** In any case where a provision of this Ordinance is found
168 to be in conflict with a provision of any other ordinance of this City, the provision which
169 establishes the higher standards for the promotion and protection of the health and safety of the
170 people shall prevail.

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172 **SECTION 6. EFFECTIVE DATE.** This Ordinance shall become effective
173 immediately upon its passage and adoption.

176 **ADOPTED** by the City Council of the City of Edgewood, Florida, this ____ day of
177 _____, 2014.

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185 *ATTEST:*

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Bea Meeks, MMC, CPM

189 City Clerk

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John Dowless, Council President