CITY OF EDGEWOOD
FOUNDED 1924

Ray Bagshaw
Mayor

Pamela Henley
Council Member

John Dowless
Council President

Dan Drummond
Council Member

Neil Powell
Council Member

Michael Hendrix
Council Member

CITY COUNCIL AGENDA
REGULAR MEETING
City Hall – Council Chamber
405 Larue Avenue, Edgewood, Florida
Tuesday, January 20, 2015
6:30 p.m.

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

A. **CALL TO ORDER**

B. **INVOCATION**

C. **PLEDGE OF ALLEGIANCE**

D. **ROLL CALL & DETERMINATION OF QUORUM**

E. **PRESENTATION(s)**

F. **CONSENT AGENDA**

1. **Pgs. 1-7** – December 16, 2014 – City Council Regular Meeting Minutes
2. **Pgs. 8–12 – 2015 Vote Processing Equipment Use Agreement And Elections Services Contract For Municipal Elections**

G. **ORDINANCES – FIRST READING & PUBLIC HEARING**

1. **Pgs 13-14** – Ordinance 2015-01: AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, NAMING CITY OWNED PROPERTY, MORE PARTICULARLY DESCRIBED HEREIN, LOCATED AT THE CORNER OF LARUE AVENUE AND HANSEL AVENUE AS THE MAYOR RAYMOND ANDREW BAGSHAW PARK AND ESTABLISHING AN EFFECTIVE DATE.

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

1. **Pgs 15-31 – Ordinance 2014-10:** AN ORDINANCE OF THE CITY OF EDGEWOOD, ORANGE COUNTY, FLORIDA; PROVIDING FOR A FUTURE

LAND USE MAP AMENDMENT TO THE COMPREHENSIVE PLAN CHANGING THE DESIGNATION OF PROPERTY TOTALING 10.293 ACRES, MORE OR LESS, WHICH PROPERTY HAS ORANGE COUNTY PARCEL I.D. NUMBERS 13-23-29-0000-00-009, 13-23-29-0000-00-024, AND 13-23-29-0000-00-005, FROM LOW DENSITY RESIDENTIAL TO COMMERCIAL TO CORRECT A SCRIVENER'S ERROR; PROVIDING FOR CONFLICTING ORDINANCES, PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. ***(INCLUDES STAFF REPORT)***

I. UNFINISHED BUSINESS

J. NEW BUSINESS

1. **Pgs 32-35 – Resolution 2015-01:** A RESOLUTION OF THE CITY OF EDGEWOOD, FLORIDA AMENDING THE FEE SCHEDULE FOR CERTAIN CITY SERVICES BY ESTABLISHING THE FEES FOR MOBILE VENDORS AS REFERENCED IN CHAPTER 35, ARTICLE VI "MOBILE FOOD SERVICE OPERATIONS OF THE CITY OF EDGEWOOD CODE OF ORDINANCES; PROVIDING FOR CONFLICTS AND SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

2. **Pgs. 36** – Canvassing Board

3. Annexation Prioritization and Determination of Protocol

K. GENERAL INFORMATION (No action required)

L. CITIZEN COMMENTS

M. BOARDS & COMMITTEES

N. STAFF REPORTS

City Attorney:

Police Chief:

- Quarterly Report (October – December 2014)

City Clerk:

O. MAYOR & COUNCIL REPORTS

Mayor Bagshaw:

- Annexation

Council President Dowless:

- Metro Plan Board Update

Council Member Powell:

Council Member Henley:

Council Member Drummond:

Council Member Hendrix:

P. ADJOURNMENT

UPCOMING MEETINGS:

February 3, 2015.....Joint Workshop (P&Z/City Council)
February 9, 2015.....Planning & Zoning Board Meeting
February 17, 2015..... City Council Meeting
February 24, 2015..... Joint Workshop (P&Z/City Council)

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

MINUTES
EDGEWOOD CITY COUNCIL REGULAR MEETING
DECEMBER 16, 2014

CALL TO ORDER

On Tuesday, December 16, 2014, Council President Dowless called the Edgewood City Council meeting to order at 6:30 p.m. The invocation was given by Council Member Powell followed by the Pledge of Allegiance.

The following attendance is noted:

CITY COUNCIL MEMBERS

Ray Bagshaw, Mayor (Quorum)
John Dowless, Council President
Neil Powell, D.D.S., Council Member
Dan Drummond, Council Member
Mike Hendrix, Council Member

ABSENT

Pam Henley, Council Member

STAFF

Bea Meeks, City Clerk
Chris Francisco, Police Chief
Drew Smith, City Attorney
Ellen Hardgrove, AICP

City Clerk Meeks announced a quorum with four of the five Council Members present. City Clerk Meeks noted that Council Member Henley called in advising that she was unable to attend the meeting, and requested that Council Member Henley's absence be approved.

MOVER: Council Member Drummond
SECONDER: Council Member Hendrix
AYES: Council Members Powell, Drummond, Hendrix and Dowless

Council President Dowless requested to change the order of the agenda with Council approval. Council Member Dowless said he would like to address the Consent Agenda, Sign Variance Ordinance 2014-09, and then go in order of the remaining Agenda items. Council Members had no objection to Council President Dowless' request to change the order of the Agenda.

CONSENT AGENDA

1. November 18, 2014 – City Council Regular Meeting Minutes

MOVER: Council Member Powell
SECONDER: Council Member Drummond
AYES: Council Members Powell, Drummond, Hendrix and Dowless

NEW BUSINESS

1. Request for a Sign Variance – Application #2014-06; Applicant Save A Lot Food Stores

Council President Dowless referred to Planner Ellen Hardgrove who gave her report regarding the request for a variance and recommendation for approval. The property manager for Edgewood Isle was recognized; she had no additional comments.

MOVER: Council Member Drummond
SECONDER: Council Member Powell
AYES: Council Members Powell, Drummond, Hendrix and Dowless

PUBLIC HEARINGS (ORDINANCES – SECOND READINGS & RELATED ACTION)

1. **ORDINANCE NO. 2014-09: AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, AMENDING CHAPTER 34, "LICENSES AND BUSINESS REGULATIONS," CREATING ARTICLE VI "MOBILE VENDING" IN THE CITY OF EDGEWOOD CODE OF ORDINANCES; PROHIBITING MOBILE FOOD SERVICE OPERATIONS AND MOBILE SALES OPERATIONS; ROVIDING EXEMPTIONS; PROVIDING DEFINITIONS; PROVIDING FOR REGULATIONS OF ALLOWED MOBILE FOOD SERVICE OPERATIONS AND MOBILE SALES OPERATIONS; PROVIDING FOR CODIFICATION, SEVERABILITY, AND REPEAL OF CONFLICTING ORDINANCES, AND ESTABLISHING AN EFFECTIVE DATE.**

City Attorney Smith read Ordinance 2014-09 in title only.

Council President Dowless asked the City Attorney to clarify multi-businesses. City Attorney Smith explained and confirmed that a special event permit will not preclude having more than one mobile vendor. City Attorney Smith also noted the discussion about adding Gatlin Avenue and Orange Avenue specifically by name in the Ordinance. Council President Dowless said that resident Mr. Worthen asked about including Holden

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Avenue too. City Attorney Smith said it is a policy decision to have "no stopping" on these roads.

Council Member Powell made the Motion to approve Ordinance 2014-09, with the amendment that no more than 1 permit per business location at one time; Seconded by Council Member Hendrix.

The Motion passed with the following roll-call vote (4/0):

Council Member Hendrix	***Favor***
Council Member Drummond	***Favor***
Council President Dowless	***Favor***
Council Member Powell	***Favor***

PRESENTATION(s)

1. University of Central Florida – Redefining a City

Scott Johnson, a recent MPA graduate from the University of Central Florida (UCF) provided the final copy of his presentation. He noted that it was different from what was in Council Members' agenda packet. Mr. Johnson gave a PowerPoint presentation regarding the report that was provided to Council.

Referring to the suggested Charter change regarding an elected official's term in office, Council Member Drummond asked Mr. Johnson for the recommended term. Mr. Johnson said four years is the recommended term. Council Member Powell said the question came up before however, the suggested term was three years. In response to Council Member Drummond, Mr. Johnson said the suggestion to have fifteen to twenty members on the City's charter review committee was based on the size of the City. Mr. Johnson said his recommendation was to have five to ten members on the Charter Review Committee. Council Member Drummond said he would like for Council to consider having a City Administrator, along with a strong Mayor in the in 2016 Charter review. Council President Dowless agreed with Council Member Drummond.

At the conclusion of Mr. Johnson's presentation, Mayor Bagshaw said he will get with UCF to obtain more information regarding the following:

1. Increase Charter Review Committee
2. Create Task Force
3. Increase length of time in office
4. Build relationship with UCF

UNFINISHED BUSINESS

1. Sign Code

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Council President Dowless said that the purpose of this item on the Agenda is to schedule workshops to address the City's sign code. City Attorney Smith recommended having at least 3 workshops jointly with the Planning & Zoning Board, and then hold public meetings on the sign Code. Council Member Drummond said he envisioned a task force. Council President Dowless said he is not in favor of a task force. Mayor Bagshaw said he thinks there has to be a public information process. He noted residents Tina Demostene and Alyssa Torres, who are planners, to lead the first workshop.

Council Members set workshop dates for February (3rd and 24th). City Clerk Meeks will coordinate the first workshop with Alissa and Tina; preferably the week of January 12th.

2. City of Edgewood Accounting Manual

Council President Dowless referred to Mayor Bagshaw. Mayor Bagshaw noted that he, Elden McDirmit and Council Member Hendrix reviewed the draft manual. He said that Council Member Hendrix questioned the use of Purchase Orders. He said that the Manual does not have to be adopted by Ordinance or Resolution; it is a policy manual. The Mayor expounded on the fact that the City does not use Purchase Orders, he said this will be omitted. ***No objections to the manual as discussed.***

Council Member Drummond noted a correction to be made at page 86; "...check must be signed by the Council President, Mayor or any two Council Members".

Council Member Hendrix said there should be an individual Council Member signing the bank reconciliation. The Mayor said he has no problem with Council Member Hendrix signing. It was agreed that since Council Member Hendrix' Council assignment is budget and finance, he will review and sign balance sheet and account reconciliation.

NEW BUSINESS

2. March 10, 2015 Municipal Election: At least 75 days prior to election day, the council shall announce the date of election.

Council President Dowless announced the date of the City of Edgewood's election. City Clerk Meeks announced when qualifying begins and ends.

GENERAL INFORMATION (No action required)

None.

CITIZEN COMMENTS

Resident Ella Slesnick (1230 Waterwitch Cove) said Council Members and the Mayor should be paid.

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Resident Les Slesnick (1230 Waterwitch Cove) explained the problems that Waterwitch has been having with power outages. He said that Duke Energy did a robo call apologizing for the problems. He thanked the Mayor and staff for "making this happen". City Clerk Meeks said she will send email to Debbie Clements, Duke Energy, to advise of the Slesnicks' appreciation and request updates.

BOARDS & COMMITTEES

None.

STAFF REPORTS

City Attorney:

No report.

Police Chief:

Chief Francisco said his department is scheduling another business owner's meeting in February. He said there will be two separate meetings, one with the property owner, and one with the business owners. He said that after January, those who haven't paid to renew their business tax receipt, will be penalized. He said that he would like to see the penalty increased, and will be bringing this back to Council. Chief said that the City is working towards the availability to make online payments.

City Clerk Meeks said she will make a recommendation to increase the Business Tax Receipt levy in the February City Council meeting.

Chief Francisco provided information regarding his monthly activity report. He said the Santa Fly-in and Toys for Tots was a huge success. He said the City was given the Commander's Award from the U.S. Marine Corp for the toys the City collected. The Mayor said the City did reduce expenses this year compared to prior years, for the Toys for Tots event.

Chief Francisco thanked City Council for the check presentation he was able to make to former Edgewood Police Officer Andy Reynolds, who was recently diagnosed with cancer.

The Chief made Council aware of proposed legislation requiring all law enforcement officers to wear body cameras. He said that if the law is passed without funding, he will come back to Council and request those funds.

In response to Council Member Hendrix, Chief Francisco said he is working with Orlando Police Chief Mina on the shared use/expense of the fingerprinting machine.

City Clerk:

City Clerk Meeks referred Council to Administrative Assistant Cinnamon Wild's memo updating the records retention program. Council Members had no questions regarding the memo.

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MAYOR & COUNCIL REPORTS

Mayor Bagshaw:

The Mayor thanked Council Member Drummond for his help with the Santa fly-in.

Council President Dowless:

Council President Dowless reported that ULI is fine tuning their report. He said he is meeting with Kelli from ULI, and will report to Council on that meeting. He said that he has checked with Mayor Jacobs to inquire as to why the City was left out of the Orange Avenue corridor study.

Council Member Powell:

Council Member Powell reported that the Mayor gave him a couple of projects and one was the "raggedness" of the railroad due to poor construction. He said he contacted Maryanne Gurney, FDOT. He said Ms. Gurney contacted Mike Dyer, who had a crew make repairs and clean up. He also reported there is a retention area off of Lake Mary Jess Shores, which is lake front, and when it rains, the water is high. He said there is a pipe that provides overflow into the ditch. Council Member Powell said the pipe has rusted; for this reason, he will be contacting the City's State legislator to seek help with funding for repair.

Council Member Henley:

Absent.

Council Member Drummond:

Council Member Drummond asked the City Attorney if it was okay to ask the Mayor to step out of Council Chamber. City Attorney Smith had no objections to the request; Mayor Bagshaw left the meeting. Council Member Drummond said he wants to name the park area next to City Hall after Mayor Bagshaw. City Attorney Smith said naming the Park after the Mayor will have to be done by Ordinance, as it shows the importance of the action. City Attorney Smith said he will have an Ordinance ready for first reading in January meeting.

Council Member Hendrix:

Council Member Hendrix reported that he and the Mayor will be looking at new banks, as well as looking at other credit cards for better interest and points.

ADJOURNMENT

Having no further business or discussion, Council Member Powell made the Motion to adjourn the meeting at 8:43 p.m.; Seconded by Council Member Hendrix.

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ATTEST:

John Dowless
Council President

Bea L. Meeks, MMC, CPM
City Clerk

Approved by Council on January 20, 2015.

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2015
VOTE PROCESSING EQUIPMENT
USE AGREEMENT AND
ELECTIONS SERVICES CONTRACT
FOR MUNICIPAL ELECTIONS

This Vote Processing Equipment Use Agreement and Elections Services Contract (hereinafter referred to as the "Agreement") is hereby entered into by and between the **Orange County Supervisor of Elections Office,** (hereinafter referred to as "SOE") and the **City of Edgewood, Orange County, Florida**, (hereinafter referred to as "MUNICIPALITY").

RECITALS:

WHEREAS, pursuant to Section 101.34, Florida Statutes, SOE is the legal custodian of certified vote processing equipment owned by Orange County, Florida and is hereby charged with the responsibility for custody and maintenance of said equipment; and,

WHEREAS, MUNICIPALITY desires, or is otherwise statutorily obligated, to conduct an election that requires the use of vote processing equipment to count ballots; and,

WHEREAS, All vote processing equipment requires specially trained and knowledgeable individuals to program, operate and maintain said equipment; and,

WHEREAS, The Orange County Board of County Commissioners has authorized SOE to provide any necessary terms and conditions for the use of such voting equipment; and,

WHEREAS, SOE can provide the necessary personnel to program, operate and maintain said equipment; and,

WHEREAS, MUNCIPALITY hereby acknowledges full responsibility for any and all applicable requirements under the Florida Election Code and any provisions of the City charter or municipal ordinances which may not be addressed or included in this agreement.

NOW, THEREFORE, in consideration of the premises and of the mutual promises, terms and conditions stated herein SOE and MUNICIPALITY agree as follows:

SECTION 1. Recitals. The above recitals are true and correct and incorporated herein.

SECTION 2. Agreement. SOE shall provide to MUNICIPALITY such necessary vote processing equipment and services according to the terms and conditions stated in this Agreement, for the purposes of conducting a General Election to be held on Tuesday, March 10, 2015 along with the necessary equipment and services to facilitate any early voting sites and polling places as may be necessary and agreed upon by the parties.

Delivery For each early voting site other than the Office of the SOE, MUNICIPALITY shall pay SOE Two Hundred Dollars ($200.00) for the delivery, set-up and/or pick-up of any early voting equipment. These charges are per election.

SECTION 5. Other Election Charges.

Supplies For each election, MUNICIPALITY shall pay SOE for consumable precinct supplies at a rate of One Hundred Fifty Dollars ($150.00) for each precinct and each Early Voting site. MUNICIPALITY shall return precinct supplies to Office of SOE no later than the day after the election. MUNICIPALITY shall also identify and provide a secure place for precinct clerk(s) to return supplies and voted and unvoted ballots on election night.

PAPER PL/PR For each election, MUNICIPALITY shall pay SOE the actual costs incurred to produce, print and bind Poll Lists/Precinct Registers ("PL/PR"), including any paper or delivery costs. SOE shall have sole discretion in selecting a third party vendor to perform the requisite printing and binding services.

Telephone For each election, MUNICIPALITY shall pay SOE for any actual costs incurred by SOE from a third party telecommunications provider for the set-up, activation, use and deactivation of any telephone lines which in the SOE's sole discretion are necessitated at any voting site. Selection of the third party telecommunications provider shall be at the sole discretion of SOE.

Indexes For any Street Indexes ordered or required, MUNICIPALITY shall pay SOE Nine Dollars ($9.00) as a set-up services fee plus Twenty-five Cents ($.25) for each printed page.

Absentees For each election, MUNICIPALITY shall pay SOE One Dollar with Seventy-five Cents ($1.75) for each absentee ballot request processed plus actual postage costs. MUNICIPALITY shall also pay SOE Ten Cents ($.10) for each absentee ballot signature verified.

Early Voting MUNICIPALITY shall reimburse SOE for any overtime hours by SOE staff due to weekend hours for Early Voting locations including any hours accrued by SOE staff at the Offices of SOE. SOE may elect to evenly apportion the costs for early voting overtime hours among various municipalities, if appropriate, but in no event shall SOE be obligated to apportion such costs. SOE shall insure that experienced SOE personnel staff each Early Voting site, in accordance with Florida law.

Notices For each election, MUNICIPALITY shall pay SOE Twenty-five Cents ($.25) for each Notice of Election that is mailed to each eligible voter plus actual postage costs.

In no event shall SOE issue any recommendations or make any legal determinations as to the qualifications or eligibility of any candidate for municipal office.

SECTION 10. Printing of Ballots and Ballot Services. MUNICIPALITY shall place an order for a sufficient quantity of ballots to include early voting, absentees, provisional ballots and precincts, with a third party printer as selected exclusively by SOE. MUNICIPALITY shall provide prompt payment to the third party printer for the cost of any printed ballots or election materials.

MUNICIPALITY shall furnish, immediately upon the conclusion of the qualifying period, all ballot information in English and Spanish including the name the name of the candidates as they are to appear on the ballot; the name of the Municipality; the name of the election; the title of office and/or referendum title; explanation; and questions.

SOE agrees to provide the layout of the ballot(s) based on the information furnished by MUNICIPALITY and deliver ballot layout to the approved printer. MUNICIPALITY will place ballot order with printer. Both SOE and MUNICIPALITY must sign off on ballot proof(s) and replication of screen displays for the iVotronic Touchscreens. SOE shall contract to have ADA required audio files produced for audio portion of the Touchscreen ballots and MUNICIPALITY shall reimburse SOE for any costs incurred to produce such audio files.

Once test ballots are received from the printer, SOE will test all vote processing equipment in accordance with the standards established by the Florida Division of Elections and any applicable Florida Statutes. Upon receipt of the printed ballots from the printer SOE shall receive, securely store and account for all ballots until disbursed to Early Voting locations or to poll clerks. SOE shall also control and limit all access to unvoted ballots while in the possession of SOE.

SECTION 11. Poll Workers. SOE will select poll workers from a group of experienced poll workers. SOE will assign back-up poll workers to be available on Election morning. SOE will train all poll workers in accordance with the Florida Election Code and other guidelines, procedures or regulations as followed or adopted for the conduct of elections in Orange County. Clerk for MUNCIPALITY, or a representative, shall be in attendance for poll worker training sessions. SOE shall distribute all necessary supplies and ballots at poll worker training sessions. MUNICIPALITY shall pay poll workers directly for their services at pay rates previously established by SOE.

SOE will select and train early voting staff. SOE will pay early voting staff directly for their services. MUNICIPALITY will be billed for any overtime charges incurred due to Early Voting.

SECTION 15. Transportation of Elections Equipment and Supplies. SOE will be responsible for delivery and pick up of any voting equipment. One day prior to Election Day, voting equipment will be delivered by SOE, or a third party representative of SOE. One day after Election Day, voting equipment will be picked up by SOE, or a third party representative of SOE. MUNICIPALITY shall reimburse SOE, for any and all costs incurred for equipment delivery and pickup. SOE shall have full discretion and authority to hire and employ any outside third parties to assist with or perform delivery and pick-up of voting equipment. **MUNCIPALITY IS NOT PERMITTED TO DELIVER ANY ELECTIONS EQUIPMENT.**

SECTION 16. Location and Storage of Voting Equipment. All voting equipment shall be stored, maintained and located in a well-protected, secure, temperature-controlled and indoor room or facility. Once the voting equipment is delivered to a voting site or early voting site, no equipment shall be relocated without the prior written approval of SOE.

SECTION 17. Canvassing of Election Results. MUNICIPALITY shall schedule and coordinate the date on which the municipal canvassing board is to assemble to canvass the results of the election. If applicable, MUNCIPALITY shall coordinate for the use of SOE facilities to conduct the canvassing board activities. MUNCIPALITY shall notice and advertise, as needed, the dates of any canvassing board meetings. MUNICIPALITY shall convene the canvassing board to determine which voted absentee ballots are to be tabulated. MUNICIPALITY shall provide for collection of results from each precinct(s).

SECTION 18. Audits. MUNICIPALITY shall provide necessary personnel to conduct the audit as prescribed by law. MUNICIPALITY agrees to pay SOE for any additional costs as may be necessary, including overtime expenses, for conducting the audit.

SECTION 19. Post-Election Records Retention. SOE shall process affirmation forms and sort, inventory and pack all election materials for pick up by the Municipal Clerk for retention and disposition. MUNICIPALITY shall store or cause to be stored all necessary election records and ballots until expiration of retention period as prescribed by applicable Florida Statutes and rules.

SECTION 20. Voter History. MUNICIPALITY and SOE will make mutually acceptable arrangements for recording voter history. The date selected for undertaking this activity may occur subsequent to the conclusion of all election dates and outside of the terms of this agreement but both parties agree to work toward recording voter history in a timely manner.

IN WITNESS WHEREOF, we, the undersigned, do hereby state that we have the authority to bind and obligate as promised herein, SOE and MUNICIPALITY for purposes of executing this Agreement on the dates set forth below.

Signature	Signature
Bill Cowles Name (Printed or Typed)	Name (Printed or Typed)
Orange County Supervisor of Elections Title	Title
Date	Date
Witness Signature	Witness Signature
Witness Name (Printed or Typed)	Witness Name (Printed or Typed)

ORDINANCE NO. 2015-01

AN ORDINANCE OF THE CITY OF EDGEWOOD, FLORIDA, NAMING CITY OWNED PROPERTY, MORE PARTICULARLY DESCRIBED HEREIN, LOCATED AT THE CORNER OF LARUE AVENUE AND HANSEL AVENUE AS THE MAYOR RAYMOND ANDREW BAGSHAW PARK AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Edgewood, Florida owns that certain parcel of property (hereinafter the "Park Property") more particularly described as:

> COMMENCE AT THE SOUTHWEST CORNER OF LOT 6, J.J. REAVES SUBDIVISION, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK F, PAGE 66, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA; RUN NORTH 89°24'31" EAST, A DISTANCE OF 455.50 FEET FOR THE POINT OF BEGINNING; THENCE RUN NORTH A DISTANCE OF 90.00 FEET; THENCE NORTH 77°01'25" EAST, A DISTANCE OF 123.72 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY OF NORTH BOUND STATE ROAD #527; THENCE SOUTH 34°23'23" EAST ALONG SAID RIGHT-OF-WAY, A DISTANCE OF 95.42 FEET; THENCE SOUTH 27°30'3" WEST A DISTANCE OF 9.42 FEET; THENCE SOUTH 89°24'31" WEST A DISTANCE OF 9.14 FEET; THENCE SOUTH 0°35'29" EAST, A DISTANCE OF 30.00 FEET TO THE NORTH RIGHT-OF-WAY LINE OF LARUE AVENUE; THENCE SOUTH 89°24'31" WEST ALONG SAID NORTH RIGHT-OF-WAY LINE, A DISTANCE OF 166.15 FEET TO THE POINT OF BEGINNING, LESS AND EXCEPT THE RIGHT-OF-WAY, IF ANY, OF STATE ROAD 527, TOGETHER WITH A PERPETUAL EASEMENT FOR UTILITIES PURPOSES IN, ON AND OVER THE FOLLOWING DESCRIBED LAND SITUATED IN ORANGE COUNTY, FLORIDA, TO-WIT:
>
> FROM THE SW CORNER OF LOT 6 J.J. REAVES SUBDIVISION, AS PER PLAT THEREOF RECORDED IN PLAT BOOK "F", AT PAGE 66 OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, RUN THENCE EAST 455.50 FEET ON THE SOUTH LINE OF SAID LOT 6, THENCE RUN NORTH 90 FEET TO THE POINT OF BEGINNING; AND FROM SAID POINT OF BEGINNING RUN NORTH 37 FEET, THENCE EAST 5 FEET, THENCE SOUTH 37 FEET, THENCE WEST 5 FEET TO THE POINT OF BEGINNING; and

WHEREAS, prior to serving the City as Mayor, Ray Bagshaw, served on the City's Planning and Zoning Commission from May 18, 2006 to January 14, 2008 and served as Chair of that Commission from January 14, 2008 to March 14, 2011; and

WHEREAS, Ray Bagshaw has served as Mayor of the City of Edgewood since March 15, 2011; and

WHEREAS, throughout all of his volunteer service to the City of Edgewood, Mayor Baghaw has faithfully dedicated his time, energy, abilities, and labor to the improvement of the City of Edgewood; and

WHEREAS, among the many projects the Mayor has accomplished is the improvement of the Park Property; and

WHEREAS, the City Council desires to honor the love and dedication Mayor Bagshaw has shown for the City of Edgewood and finds it a fitting recognition to name the Park Property as the "Mayor Raymond Andrew Bagshaw Park."

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

That Park Property, as more particularly described above, is hereby named the "Mayor Raymond Andrew Bagshaw Park."

SECTION 2. Effective date. This Ordinance shall take effect immediately upon adoption as provided by the Charter of the City of Edgewood.

PASSED ON FIRST READING THIS _____ DAY OF _____, 2015.
PASSED AND ADOPTED THIS _____ DAY OF _____, 2015.

CITY OF EDGEWOOD, FLORIDA

_____
John Dowless, Council President

ATTEST:

_____
Bea Meeks, City Clerk

ORDINANCE 2014-10

AN ORDINANCE OF THE CITY OF EDGEWOOD, ORANGE COUNTY, FLORIDA; PROVIDING FOR A FUTURE LAND USE MAP AMENDMENT TO THE COMPREHENSIVE PLAN CHANGING THE DESIGNATION OF PROPERTY TOTALING 10.293 ACRES, MORE OR LESS, WHICH PROPERTY HAS ORANGE COUNTY PARCEL I.D. NUMBERS 13-23-29-0000-00-009, 13-23-29-0000-00-024, AND 13-23-29-0000-00-005, FROM LOW DENSITY RESIDENTIAL TO COMMERCIAL TO CORRECT A SCRIVENER'S ERROR; PROVIDING FOR CONFLICTING ORDINANCES, PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Edgewood is committed to planning and managing the future growth and redevelopment of the City; and

WHEREAS, the City of Edgewood has the authority to amend its Comprehensive Plan pursuant to Chapter 163, Part II, Florida Statutes; and

WHEREAS, in its most recent EAR Based Amendments the City transmitted a Future Land Use Map that incorrectly and inadvertently identified the subject properties as Low Density Residential; and

WHEREAS, it was not the intent nor the decision of the City Council of the City of Edgewood to amend the Future Land Use Map designations of the subject properties in the EAR Based Amendments; and

WHEREAS, in order to ensure accurate reflection of the actual adopted Future Land Use Map designations of the subject properties, the City of Edgewood finds it necessary to process this Future Land Use Map amendment to correct the scrivener's error;

WHEREAS, the Planning and Zoning Board, sitting as the Local Planning Agency held a public hearing on **October 13, 2014** and January 12, 2015 to consider this amendment to the Future Land Use Map of the City of Edgewood Comprehensive Plan; and

WHEREAS, the City Council, held public hearings to consider the amendment, in accordance with the controlling provisions of State law; and

WHEREAS, the City of Edgewood has complied with all requirements and procedures of Florida law in processing this amendment to the City's Comprehensive Plan; and

WHEREAS, the City of Edgewood hereby finds and determines that the amendment is internally consistent with the goals, objectives and policies of the City of Edgewood Comprehensive Plan and other controlling law to include, but not limited to, Chapter 163,

Florida Statutes, and the provisions of the State Comprehensive Plan as codified at Chapter 187, Florida Statutes.

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

Section 1: The recitals set forth above are hereby adopted as legislative findings of the City Council of the City of Edgewood, Florida.

Section 2: Comprehensive Plan Amendment – Future Land Use Map

The City's Future Land Use Map, and Ordinances which adopted and amended said Future Land Use Map, are hereby amended to designate the subject properties with Orange County Parcel ID numbers, 13-23-29-0000-00-009, 13-23-29-0000-00-024, and 13-23-29-0000-00-005, as more particularly described on Exhibit "A" attached hereto and incorporated herein, as Commercial on the Future Land Use Map.

Section 3: Conflicts. All Ordinances or parts of Ordinances in conflict with any of the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 4: Severability. If any Section or portion of a Section of this Ordinance proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other Section or part of this Ordinance, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 5. After the first City Council public hearing, one paper copy hereof and two electronic PDF copies on a CD ROM were transmitted to the Department of Economic Opportunity, and a copy was submitted to each of the following agencies: the East Central Florida Regional Planning Council, the St. Johns River Water Management District, the Department of Environmental Protection, the Department of State, the Department of Transportation, Orange County, and the Department of Education. No other unit of local government or governmental agency in the State of Florida filed a written request to receive a copy of the proposed amendment with the Clerk of the City of Edgewood, Florida.

Section 6. This Ordinance shall become effective 31 days after the Department of Economic Opportunity notifies the City that the Plan Amendment package is complete, or on the date a final order is issued by the Department of Economic Opportunity or Administration Commission finding the amendment in compliance, whichever occurs sooner. No development order, development permits or land uses dependent on this amendment may be issued or commence before it has become effective.

FIRST READING on the **21st** day of **October**, 2014.

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

_____
John Dowless, Council President

ATTEST:

_____
Bea Meeks, MMC
City Clerk

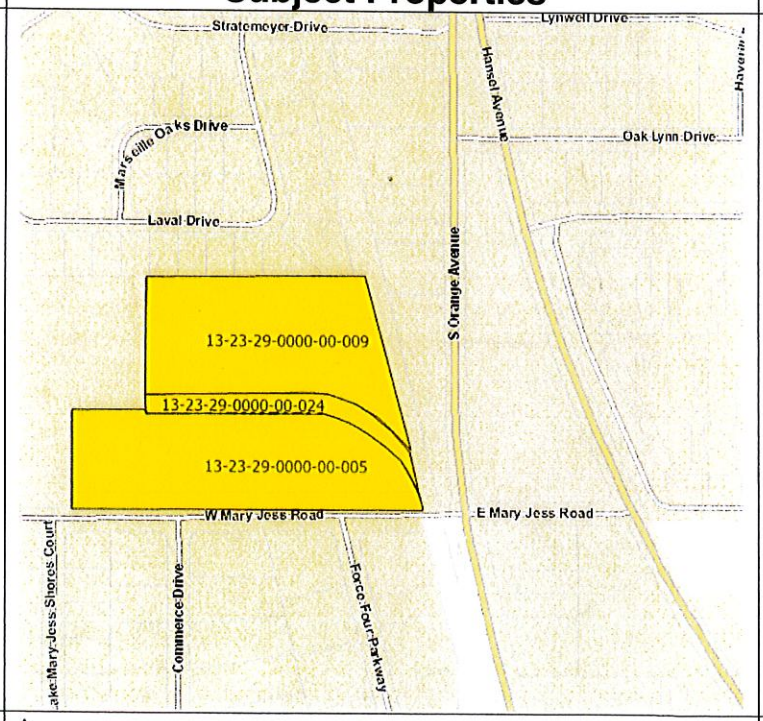
City Planner Staff Report
Administrative Future Land Use Map Amendment

Proposal

The subject proposal is to correct a scrivener's error on the recently adopted (2013) Future Land Use Map: changing the subject properties' future land use designation from Low Density Residential to Commercial. The properties are generally located at the northwest intersection of West Mary Jess Road and Orange Avenue. The properties' tax ID numbers are as follows:

13-23-29-0000-00-009 [4.5 acres]; Cemex Construction Materials
13-23-29-0000-00-024 [0.834 acres]; Atlantic Land & Improvement Co. (railroad right-of-way)
13-23-29-0000-00-005 [4.959 acres]; Cemex Construction Materials

Subject Properties



↑
North

Additional maps and exhibits are included at the end of the report.

Data and Analysis

The scrivener's error occurred during the preparation of the Evaluation and Appraisal Report (EAR)-based comprehensive plan amendments. The data and analysis used to prepare the EAR-

based amendments included information from the 2008 EAR as well as a future land use ordinance history. As part of the future land use ordinance history, Ordinance 2009-01, which reflected amendments on the subject parcels to Low Density Residential from Commercial, was mistakenly viewed as adopted. The proposed amendments of Ordinance 2009-01 were transmitted to the State for review, but were never adopted. The change from Commercial to Low Density Residential should not have been reflected on the 2013 adopted Future Land Use Map.

The data and analysis used to support this is the historical review of land use actions in the City. Ordinance No. 91-378, which was the ordinance of adoption of the City's original Comprehensive Plan, designated the subject properties as Commercial. The proposed amendment reflects the accurate legal standing of the parcels and brings the Future Land Use designations into consistency with the Comprehensive Plan and the zoning district (C-3) of the properties.

Because these proposed amendments correct a scrivener's error and return the properties to their legally and historically established Commercial Future Land Use designation, there is no affect or change to the availability of and the demand on sanitary sewer, solid waste, drainage, potable water and water supply, traffic circulation, and recreation; these remain the same.

Process

The Edgewood City Council, on Tuesday, October 21, 2014, held a public hearing and voted unanimously to transmit the proposed amendment to the State Department of Economic Opportunity for Expedited State Review. At the public hearing, the City Council considered the unanimous recommendation of the City's Local Planning Agency (LPA) to transmit the amendment (LPA public hearing of October 13, 2014). An opportunity for public input was provided at both public hearings, yet no one from the public spoke in favor or in opposition to the proposed amendment.

Both the City Council and LPA public hearings were advertised in the Orlando Sentinel on October 2, 2014. Proof of Publication and a copy of the advertisement are available from the City Clerk.

Subsequent the City Council's October 2014 approval to transmit the proposed Future Land Use Map amendment to the Department of Economic Opportunity, the amendment package was sent. The package was also sent to the seven required review agencies:

- The East Central Florida Regional Planning Council,
- The St. Johns River Water Management District,
- Orange County,
- The Department of Transportation, District Five,
- The Department of Environmental Protection,
- The Department of State, and,
- The Department of Education.

Of the seven, the following sent correspondence:

- The St. Johns River Water Management District,
- The Department of Transportation, District Five,
- The Department of Environmental Protection,
- The Department of State, and,
- The Department of Education.

Per Florida Statute 163.3184(3)(b)2, agency comment is optional. All the correspondence that was received stated the proposed amendment had no impact on State resources. The Department of Economic Opportunity also concluded the proposed amendment had no adverse impact on State resources.

The next step in the process is for City Council to do one of the following within 180 days of November 20, 2014:

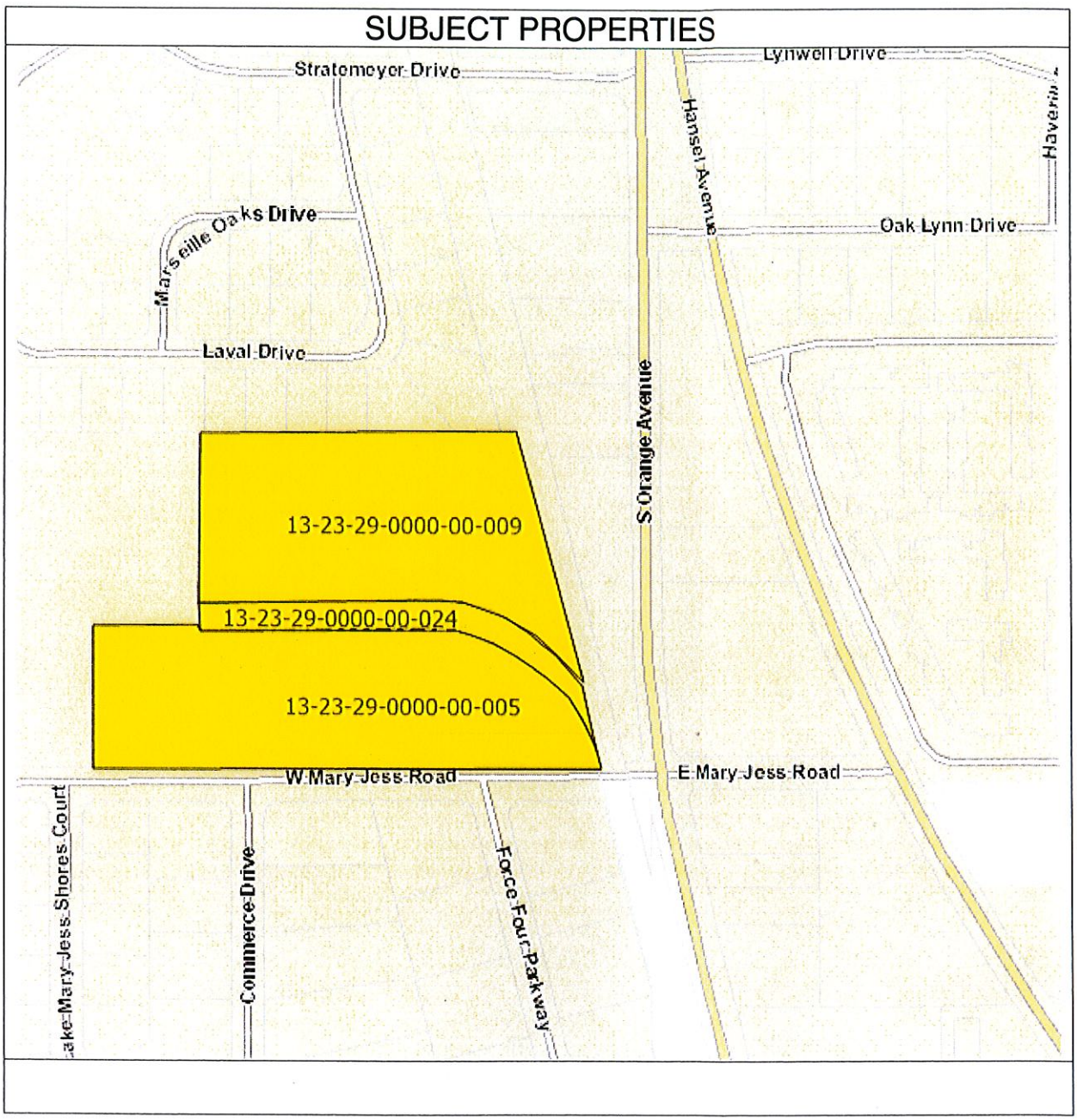
- Adopt the proposed amendment,
- Adopt the proposed amendment with changes, or
- Deny the proposed amendment.

Adoption must be by affirmative vote of not less than a majority of the members of the governing body present at the hearing.

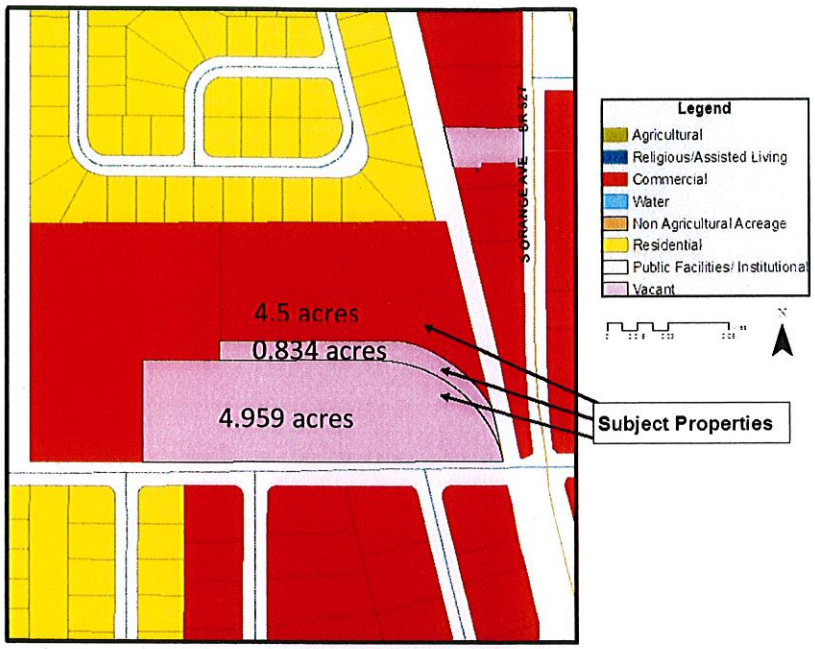
Staff Recommendation

Staff recommends City Council adopt the proposed amendment as originally transmitted to the Department of Economic Opportunity.

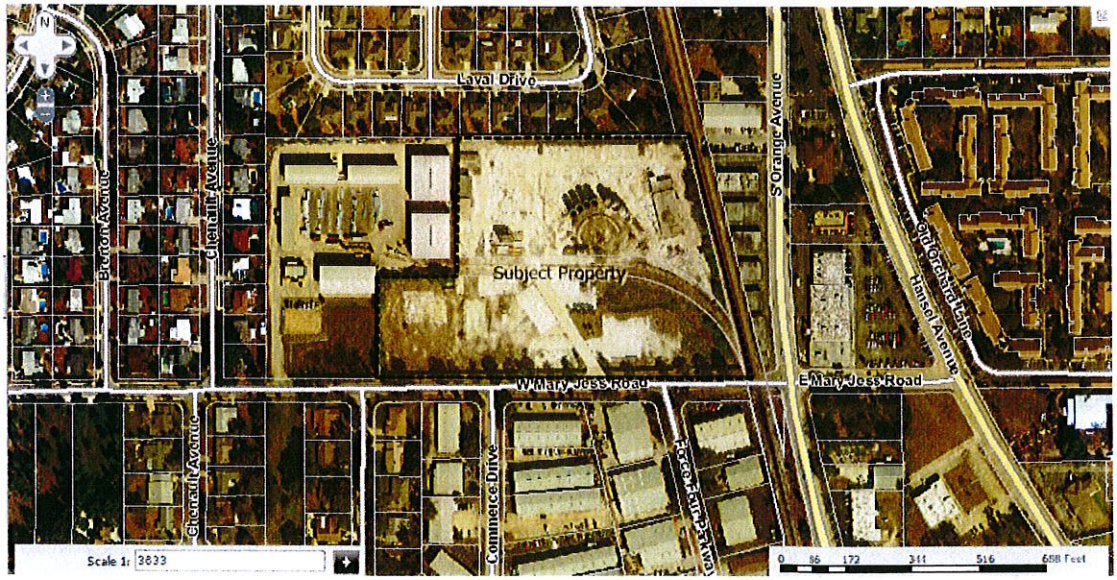
Additional exhibits follow
ESH


SUBJECT PROPERTIES
Stratemeyer Drive
Lynwell Drive
Hansel Avenue
Oak Lynn Drive
Marseille Oaks Drive
Laval Drive
S Orange Avenue
13-23-29-0000-00-009
13-23-29-0000-00-024
13-23-29-0000-00-005
W Mary Jess Road
E Mary Jess Road
Commerce Drive
Force Four Parkway

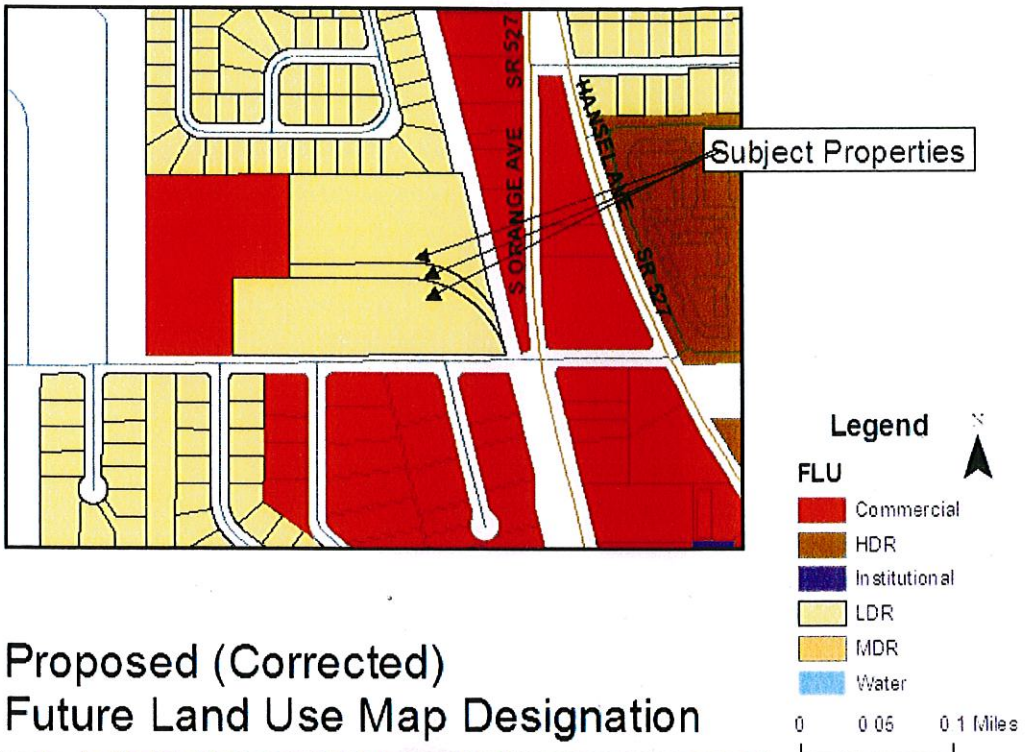
Existing Land Use



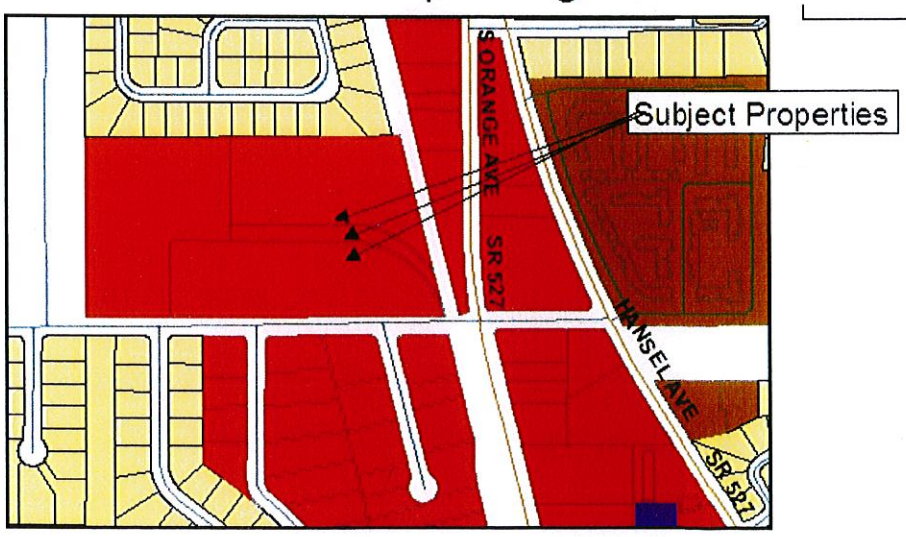
Prepared by April Fisher, May 2014



Excerpt from the Adopted 2013 Future Land Use Map



Proposed (Corrected) Future Land Use Map Designation



Created by April Fisher May 2014

Rick Scott
GOVERNOR

FLORIDA DEPARTMENT of ECONOMIC OPPORTUNITY

Jesse Panuccio
EXECUTIVE DIRECTOR

November 20, 2014

The Honorable Ray Bagshaw
Mayor, City of Edgewood
405 Larue Avenue
Edgewood, Florida 32809

Dear Mayor Bagshaw:

The Department of Economic Opportunity has completed its review of the proposed comprehensive plan amendment for the City of Edgewood (Amendment No. 14-1ESR), which was received on October 30, 2014. We have reviewed the proposed amendment pursuant to Sections 163.3184(2) and (3), Florida Statutes (F.S.), and identified no comment related to important state resources and facilities within the Department of Economic Opportunity's authorized scope of review that will be adversely impacted by the amendment if adopted.

The City is reminded that pursuant to Section 163.3184(3)(b), F.S., other reviewing agencies have the authority to provide comments directly to the City. If other reviewing agencies provide comments, we recommend the City consider appropriate changes to the amendment based on those comments. If unresolved, such comments could form the basis for a challenge to the amendment after adoption.

The City should act by choosing to adopt, adopt with changes, or not adopt the proposed amendment. Also, please note that Section 163.3184(3)(c)1, F.S., provides that if the second public hearing is not held within 180 days of your receipt of agency comments, the amendment shall be deemed withdrawn unless extended by agreement with notice to the Department of Economic Opportunity and any affected party that provided comment on the amendment. For your assistance, we have enclosed the procedures for adoption and transmittal of the comprehensive plan amendment.

If you have any questions concerning this review, please contact Bill Pable, AICP, at (850) 717-8534, or by email at bill.pable@deo.myflorida.com.

Sincerely,

Ana Richmond, Chief
Bureau of Community Planning

AR/bp

Enclosure(s): Procedures for Adoption

cc: Ms. Bea Meeks, City Clerk, City of Edgewood
Ms. Ellen Hardgrove, AICP, Planning Consultant, City of Edgewood
Mr. Hugh Harling, P.E., Executive Director, East Central Florida Regional Planning Council

SUBMITTAL OF ADOPTED COMPREHENSIVE PLAN AMENDMENTS

FOR EXPEDITED STATE REVIEW

Section 163.3184(3), Florida Statutes

NUMBER OF COPIES TO BE SUBMITTED: Please submit three complete copies of all comprehensive plan materials, of which one complete paper copy and two complete electronic copies on CD ROM in Portable Document Format (PDF) to the Department of Economic Opportunity and one copy to each entity below that provided timely comments to the local government: the appropriate Regional Planning Council; Water Management District; Department of Transportation; Department of Environmental Protection; Department of State; the appropriate county (municipal amendments only); the Florida Fish and Wildlife Conservation Commission and the Department of Agriculture and Consumer Services (county plan amendments only); and the Department of Education (amendments relating to public schools); and for certain local governments, the appropriate military installation and any other local government or governmental agency that has filed a written request.

SUBMITTAL LETTER: Please include the following information in the cover letter transmitting the adopted amendment:

_____ Department of Economic Opportunity identification number for adopted amendment package;

_____ Summary description of the adoption package, including any amendments proposed but not adopted;

_____ Identify if concurrency has been rescinded and indicate for which public facilities. (Transportation, schools, recreation and open space).

_____ Ordinance number and adoption date;

_____ Certification that the adopted amendment(s) has been submitted to all parties that provided timely comments to the local government;

_____ Name, title, address, telephone, FAX number and e-mail address of local government contact;

_____ Letter signed by the chief elected official or the person designated by the local government.

St. Johns River
Water Management District
Hans G. Tanzler III, Executive Director

4049 Reid Street • P.O. Box 1429 • Palatka, FL 32178-1429 • (386) 329-4500
On the Internet at floridaswater.com.

November 12, 2014

Ellen Hardgrove
City of Edgewood Planning Consultant
315 NW Ivanhoe Boulevard
Orlando, FL 32804

Re: City of Edgewood Proposed Comprehensive Plan Amendment #14-1ESR

Dear Ms. Ivanhoe:

St. Johns River Water Management District (District) staff have reviewed the above-referenced proposed comprehensive plan amendment. District staff review, as outlined in *Florida Statutes*, focused on flood protection and floodplain management, wetlands and other surface waters, and regional water supply as they relate to important state resources and facilities that will be adversely impacted by the amendment if adopted. District staff have no comments on the proposed amendment because no adverse impacts to important state resources and facilities were identified.

If you have any questions or need additional information, please contact me at (386) 312-2369 or *sfitzgib@sjrwmd.com.*

Sincerely,

Steve Fitzgibbons, AICP, Intergovernmental Planner
Office of Communications and Intergovernmental Affairs

cc: James Stansbury, Florida Department of Economic Opportunity
Andrew Landis, East Central Florida Regional Planning Council
Ann Benedetti, St. Johns River Water Management District

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Chuck Drake, ORLANDO
Carla Yetter, FERNANDINA BEACH

FDOT

Florida Department of Transportation

RICK SCOTT
GOVERNOR

719 S. Woodland Boulevard
DeLand, FL 32720

ANANTH PRASAD, P.E.
SECRETARY

November 19, 2014

Ellen Hardgrove
City Planning Consultant
315 NW Ivanhoe Blvd
Orlando, FL 32804

SUBJECT: **PROPOSED COMPREHENSIVE PLAN AMENDMENT**
LOCAL GOVERNMENT: **CITY OF EDGEWOOD**
DCA #: **14-1ESR**

Dear Ms. Hardgrove:

The Department of Transportation has completed its review of the above proposed Comprehensive Plan Amendment as requested in your memorandum dated October 27, 2014.

We appreciate the opportunity to participate in this review process and offer our comments with this letter. Since the amendment does not appear to have significant adverse impacts to the State Highway System or the Strategic Intermodal System, the Department does not have any concerns at this time.

If you have any questions, you may contact Todd Davis at 386-943-5422 or by e-mail at todd.davis@dot.state.fl.us.

Sincerely,

Heather S. Garcia
Planning & Corridor Development Manager

C: Alberto Vargas, Orange County
Renzo Nastasi, Orange County
Anganie Durbal-Mohammed, Orange County
Andrew Landis, ECFRPC
Jim Wood, FDOT
Maria Cahill, FDOT
James Stansbury, DEO
Ray Eubanks, DEO

File: \\D5.Dot.State.FL.US\D5d5\OOC\Planning\Growth Management\CPA Project Files\Edgewood_Orange\Review\2014\14-1ESR\Proposed\Edgewood 14-1ESR Cvrltr 111914.Docx

COMPREHENSIVE PLAN AMENDMENT PROPOSED REVIEW COMMENTS

Local Government:	City of Edgewood
DEO Amendment #:	14-1ESR
Date Amendment Received FDOT:	11/03/2014
Review Comments Deadline:	12/03/2014
Today's Date:	12/03/2014

GENERAL BACKGROUND INFORMATION

The City of Edgewood has submitted the proposed 14-1ESR comprehensive plan amendment package for an amendment to the Future Land Use Map. The proposed amendment corrects a scrivener's error contained in the most recently adopted comprehensive plan (Ordinance #2013-04, NOI 1/16/14). The Future Land Use Designations of three parcels located at the northwest intersection of W. Mary Jess Road and Orange Avenue were incorrectly labeled on the Future Land Use Map.

FLUM AMENDMENT

Elements: Future Land Use Element

Rule Reference: Chapter 163, Florida Statutes

Background:

The proposed amendment originated due to an error discovered regarding three parcels in the Future Land Use Map. As part of the future land use ordinance history, Ordinance 2009-01 reflected amendments on these three parcels that changed the Future Land Use designations from Commercial to Low Density Residential. The proposed amendments of Ordinance 2009-01 were transmitted to the State for review but were never adopted. The currently adopted Future Land Use Map shows these three parcels to have a Future Land Use designation of Low Density Residential. The purpose of this proposed amendment is to correct this scrivener's error and return the Future Land Use Map designation to the legal Future Land Use designation of Commercial for each of the three parcels. The proposed amendment reflect the accurate legal standing of the parcels and bring the Future Land Use designations into consistency with the Comprehensive Plan and the zoning district (C-3) of the properties.

Review Comments:

The proposed amendment resolves the current inconsistency between the legal Future Land Use Map designation of the subject parcels and what is shown on the Future Land Use Map. Because the proposed amendment correct a scrivener's error and returns the properties to their legally and historically established Commercial Future Land Use designation, there is no affect or change to the availability and the demand on the surrounding transportation network. Therefore, it does not appear that any State roadway facilities located near the subject parcels will be significantly impacted as a result of the proposed land use amendment.

Recommendations:

The FDOT has no recommendations at this time for this land use amendment, and respectfully requests a copy of the adopted plan. Please provide the adopted plan within two weeks of adoption, in order to assist in facilitating review within the required 30-day time frame from adoption, as required by Statutes (Expedited State Review Amendment Process Section 163.3184(3) and (5), Florida Statutes).

FDOT Contact:	Todd Davis, P.E. Planning Project Manager In-house FDOT District 5, Office of Intermodal Systems Development	Reviewed by:	Melody Butler, P.E. (Georgia) Rohan Sadhai, AICP Vanasse Hangen Brustlin, Inc.
Telephone:	386-943-5422		407-839-4006
Fax:	407-275-4188		407-839-4008
E-mail:	todd.davis@dot.state.fl.us		mbutler@vhb.com

File: H:\OOC\Planning\Growth Management\CPA Project Files\Edgewood_Orange\Review\2014\14-1ESR\Proposed\Edgewood 14-1ESR Review 111914.docx

From: Berman, Mary G. <Mary.Berman@dos.myflorida.com>
To: wrgac <wrgac@aol.com>
Subject: RE: City of Edgewood Comp Plan Amendment
Date: Thu, Dec 4, 2014 10:37 am

Good morning Ellen,

Deena Woodward will be on medical leave for the next couple months. I will be handling most of her projects until she returns. I've had a look at the City of Edgewood's proposed Future Land Use Map amendment and anticipate no adverse effects to historic resources listed or eligible for listing on the National Register of Historic Places.

Let me know if you have any further questions or concerns!

Kind Regards,

Mary Berman

Historic Sites Specialist| Bureau of Historic Preservation | Division of Historical Resources |Florida Department of State | 500 South Bronough Street | Tallahassee, Florida 32399-0250 | 850.245.6333 | 1.800.847.7278 | Fax: 850.245.6439 | dos.myflorida.com/historical

FLORIDA DEPARTMENT OF STATE
Division of Historical Resources

From: wrgac@aol.com [mailto:wrgac@aol.com]
Sent: Wednesday, December 03, 2014 4:46 PM
To: andrew@ecfrpc.org; Alberto.Vargas@ocfl.net; Woodward, Deena S.
Subject: City of Edgewood Comp Plan Amendment

Hello,

On October 27th I sent a copy of the City of Edgewood's proposed Future Land Use Map amendment to you. To date, I have not received your comments. I realize agency review and comment is optional, but just wanted to make sure your comments didn't get lost if you sent any. Please let me know. An email response works or you can

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Members
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Marva Johnson
Rebecca Fishman Lipsey
Andy Tuck

FLORIDA DEPARTMENT OF EDUCATION
fldoe.org

Pam Stewart
Commissioner of Education

November 5, 2014

Ms. Ellen S. Hardgrove, AICP, Planning Consultant
City of Edgewood
315 NW Ivanhoe Boulevard
Orlando, Florida 32804
Via E-mail: wrgac@aol.com

Re: Edgewood 14-1ESR

Dear Ms. Hardgrove:

Thank you for the opportunity to review the City of Edgewood's proposed 14-1 ESR amendment package, which the Florida Department of Education received on October 30, 2014. According to the department's responsibilities under section 163.3184(3)(b), Florida Statutes, I reviewed the amendment package considering the provisions of chapter 163, Part II, F.S., and to determine whether the proposal, if adopted, would have the potential to create adverse effects on public school facilities.

The proposal would amend the future land use map to correct a scrivener's error on three parcels with an existing commercial land use. Because the amendment does not appear to have the potential to adversely affect school capacity or sites, I offer no comment.

Again, thank you for the opportunity to review and comment. If you have questions about this letter, or if I may be of assistance in the future, please contact me at 850-245-9312 or Tracy.Suber@fldoe.org.

Sincerely,

Tracy D. Suber
Growth Management and Facilities Policy Liaison

TDS/

cc: Mr. Tyrone Smith, AICP, Orange County Public Schools
Mr. James Stansbury, DEO/State Land Planning Agency

Thomas H. Inserra
Director, Office of Educational Facilities

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From: Stahl, Chris <Chris.Stahl@dep.state.fl.us>
To: 'wrgac@aol.com' <wrgac@aol.com>
Cc: Craig, Kae <Kae.Craig@dep.state.fl.us>; DEO Agency Comments <DCPexternalagencycomments@deo.myflorida.com>
Subject: Edgewood 14-1ESR -- Proposed
Date: Fri, Nov 14, 2014 12:35 pm

To: Ellen Hardgrove, City Planning Consultant

Re: Edgewood 14-1ESR -- Review of Proposed Comprehensive Plan Amendment

The Office of Intergovernmental Programs of the Florida Department of Environmental Protection (Department) has reviewed the above-referenced amendment package under the provisions of Chapter 163, Florida Statutes. The Department conducted a detailed review that focused on potential adverse impacts to important state resources and facilities, specifically: air and water pollution; wetlands and other surface waters of the state; federal and state-owned lands and interest in lands, including state parks, greenways and trails, conservation easements; solid waste; and water and wastewater treatment.

Based on our review of the submitted amendment package, the Department has found no provision that, if adopted, would result in adverse impacts to important state resources subject to the Department's jurisdiction.

Please feel free to contact me with any questions.

Chris Stahl

Office of Intergovernmental Programs

Florida Department of Environmental Protection

3900 Commonwealth Blvd., MS 47

Tallahassee, FL 32399-3000

(850) 245-2169

RESOLUTION NO. 2015-01

A RESOLUTION OF THE CITY OF EDGEWOOD, FLORIDA AMENDING THE FEE SCHEDULE FOR CERTAIN CITY SERVICES BY ESTABLISHING THE FEES FOR MOBILE VENDORS AS REFERENCED IN CHAPTER 35, ARTICLE VI "MOBILE FOOD SERVICE OPERATIONS OF THE CITY OF EDGEWOOD CODE OF ORDINANCES; PROVIDING FOR CONFLICTS AND SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City requires mobile vendors and property owners on which mobile vendors are located to obtain a mobile vendor permit; and

WHEREAS, in order to offset the costs incurred by the City in reviewing permit applications the City has found it necessary to adopt fees for mobile vendor permit applications; and

WHEREAS, the existing fee schedule provides for a tiered fee schedule based on the number of days requested for the response of the lien search; and

WHEREAS, the City Council finds that the fee for mobile vendor applications provided herein is a reasonable fee necessary to offset the costs incurred by the City in reviewing such applications.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EDGEWOOD, FLORIDA, as follows:

Section 1. The City's adopted fee schedule is amended as follows (Note, additions are indicated by underline and deletions are indicated by ~~strikethrough~~):

SERVICE	FEE	CODE/STATUTORY REFERENCE (if applicable)
Appeal of lien	$150	Section 2-127 (Ord. No. 2004-09 adopted on 1/4/2005)
Service charge for lien search	$50 – Provided within three working days of receipt by the City of the request same day of request	Section 2-129 (Ordinance No. 2004-09 adopted on 1/4/2005)
Application for boat dock construction	$350	Section 14-11(10) (Ord. No. 2001-04 adopted on 2/6/2001)
Application for mobile vendor permit	$50.00	Chapter 34, Article VI "Mobile Food Service Operations" (as adopted 12/16/2014)
Service charges for false security alarms	$50 for 2nd & 3rd false alarm $100 for each false alarm	Section 22-31(b) (Ord. No. 2003-08 adopted on 7/15/2003)

	thereafter	
Appeals of service fees & penalties for false security alarms	$150	Section 22-32 (Ord. No. 2003-08 adopted on 7/15/2003)
Appeal of no response determination for frequent false alarm	$150	Section 22-33 (Ord. No. 2004-08 adopted on 7/15/2003)
Variance from dumpster requirements	$350	Section 30-49(7) (Ord. No. 339 adopted 7/19/1988)
Bingo permits	$5,000	Section 34-70 (Ord. No. 1993-16 adopted on 4/27/1993)
Solicitor or peddler permit	$20	Section 34-103 (Ord. No. 2003-03 adopted on 6/3/2003)
Solicitor or peddler permit duration and validity	$20	Section 34-107 (Ord. No. 2003-03 adopted on 6/3/2003)
Waiver to parking and storage restrictions upon recreational equipment in residential districts	$350	Section 62-33(d) (Ord. No. 2001-3 adopted on 1/23/2001)
Building permit fees (related to land use review associated with building permit requests)	$50 – residential -commercial (see site plan fee)	Section 102-19 (Ord. 380 adopted on 6/16/1992) Note: Ord. No. 2005-07 (adopted on 10/18/2005) approved an interlocal agreement with Orange County providing for building, electrical, gas, mechanical, plumbing, and related inspection functions. Accordingly, Orange County's building permit fees for unincorporated areas were adopted as part of this action. The only building permit related fee charged by the City of Edgewood relates to land use review (e.g. zoning classification, setbacks, etc.)
Sign permit required	$100	Section 122-9 (Ord. 295 adopted on 5/21/1985)

Subdivisions – preliminary plans	$1,000 plus $10 per residential lot (initial fee) plus advertising fee per resolution $1,000 plus $10 per acre for non-residential (initial fee) plus advertising fee per resolution	Section 126-121 (Ord. No. 1999-452 adopted on 3/2/1999)
Subdivision – final plan	$500 plus $10 per lot for residential $500 plus $10 per acre for non-residential	Section 126-122 (Ord. No. 1999-452 adopted on 3/2/1999)
Tree removal permit fee (Single family)	$25 for first tree removed $25 for each additional tree removed under the same permit with a maximum fee of $100	Section 130-5(a) (Ord. No. 2001-13 adopted on 8/21/2001)
Tree removal permit fee (Multiple tenant structures or commercial property)	$250 for first tree removed $ 25 for each additional tree removed under the same permit with a maximum fee of $1,000	Section 130-5(b)(3) (Ord. No. 2001-13 adopted on 8/21/2001)
Appeal of city clerk's interpretation of zoning	$150	Section 134-5 (Ord. 89-346 adopted on 3/21/1989)

chapter		
Rezoning	$750 plus advertising costs per *Florida Statutes*	Section 134-36(h) (Ord. No. 89-346 adopted on 3/21/1989)
Applications other than rezoning	-Appeals - $150 -Special Exceptions - $750 -Residential variance - $350 -Variance for non residential use - $750	Section 134-105(3) (Ord. No. 89-346 adopted on 3/21/1989)
Appeals – review of Planning & Zoning Board's decisions	$150	Section 134-109(d) (Ord. No. 89-346 adopted on 3/21/1989)
Site development permit fee (also reference site plan application fee)	1.5% of site development costs	Section 134-138(c) (Ord. No. 2001-13 adopted on 8/21/2001)
Temporary structures	$25	Section 134-486 (Ord. No. 1989-346 adopted on 3/21/1989)
Planned development (PD) development plan	$1,000 plus $10 per dwelling unit for residential $1,000 plus $50 per acre for non residential	Section 134-458(1) & (3) (Ord. No. 2004-04 adopted on 12/28/2004)
Antenna permit fee	$25 residential $50 commercial	Section 134-521(d)(2) (Ord. No. 1989-346 adopted on 3/21/1989)
Antenna variance fee	$350	Section 134-521(e) Ord. No. 1989-346 adopted on 3/21/1989
Special exception for communication towers/antennas	$750	Section 134-687(b)(4) (Ord. No. 1999-453 adopted on 8/17/1999)
Noise variances	$350	Section 134-919(k)(3) (Ord. No. 2004-01 adopted on 11/16/2004)
Comprehensive Plan Amendment (Small Scale)	$1,000 plus advertising costs	Reference Florida Statutes 163.3187
Comprehensive Plan Amendment (Large Scale)	$2,500 plus advertising costs	Reference Florida Statutes 163.3184
Right-of-Way Use Permit	$250	
Site Plan Application (Commercial/Industrial)	$500	
Special permit for adult amusement arcade center	$250	
Development agreement	$2,000	
Amendment to development agreement	$2,000	
Annexation	None	Reference Florida Statutes 171.044
Deannexation	$1,000 plus advertising costs per *Florida Statutes*.	Reference Florida Statutes 171.051
Lot split application	$500 for residential $1,000 for non residential	Reference Res. No. 2005-02 adopted on 2/15/2005 as to summary procedures
Lot split appeal	$150	
Meeting of Development Review Committee	$500 for pre-application meetings. Mandatory for subdivisions and commercial site plans. Optional for all others.	Reference Res. No. 2002-05 adopted on 5/7/2002
Right-of-way abandonment	$400 plus advertising costs	Reference Florida Statutes 336.09 & 336.10
Plat/easement vacation	$400 plus advertising costs	Reference Florida Statutes 177.101
Similar and Compatible Use Determination	$350	Reference Section 134-316(38) and Section 134-345(15). Also reference

		Section 134-373(a)(9), 134-403(27), and 134-433(2).

Section 2. **Conflicts.** All resolutions or parts of resolutions in conflict herewith are hereby repealed.

Section 3. **Severability.** If any section or portion of a section of this resolution proves to be invalid, unlawful or unconstitutional, it shall not be held to invalidate or impair the validity, force or effect of any other section, subsection or portion of a section of this resolution.

Section 4. **Effective Date.** This resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED this _____ day of _____, 2015.

_____
John Dowless, Council President

ATTEST:

_____
Bea Meeks, City Clerk

CITY OF EDGEWOOD
FOUNDED 1924

TO: The Honorable Mayor and City Council

FROM: Bea L. Meeks, City Clerk

DATE: January 7, 2015

SUBJECT: Appointment of Canvassing Board

Pursuant to Edgewood's agreement with the Orange County Supervisor of Elections, it is necessary to appoint a local canvassing board to canvass absentee and provisional ballots and to certify the municipal election scheduled for Tuesday, March 10, 2015. The role of the canvassing board is to make a determination as to questioned ballots (e.g. signatures do not match, etc.). The canvassing board will also need to conduct a manual audit of one randomly selected race pursuant to Section 101.591 *Florida Statutes* (i.e. hand count of ballots).

Although Edgewood's *Charter* and *Code* are silent as to the composition of the canvassing board, on the municipal level historically, the canvassing board consisted of the city clerk and two members of the city council. For obvious reasons, any sitting council member who is also a candidate, cannot serve on the canvassing board.

The canvassing board must convene as follows:

- On election night (Tuesday, March 10, 2015), the canvassing board must meet to determine which voted absentee ballots are to be tabulated. Along this line, the City Council also needs to designate the city clerk to assist the election staff with the opening and handling of absentee ballots (generally earlier in the afternoon on election day).
- On the occasion of the Logic and Accuracy Test (Thursday, February 26, 2015 at 10 a.m.) to observe a pre-election test of the automatic tabulating equipment to ascertain that the equipment will correctly count the votes for all offices and on all measures. On this particular date, the canvassing board can designate one of its members to attend on its behalf, although all members will need to sign the test certificate.

All meetings of the canvassing board will be held at the Orange County Supervisor of Elections Office at 119 West Kaley Street, Orlando, Florida. All meetings will be officially advertised.

Recommendation: (1) Appoint the City Clerk and two members of city council to serve on the canvassing board for the City of Edgewood, ***or*** appoint the City Clerk and one city council member and one resident to serve on the canvassing board; (2) Designate the City Clerk to assist the Orange County Election staff with the opening and handling of absentee ballots (if needed).