



CITY COUNCIL REGULAR MEETING
City Hall – Council Chamber
405 Bagshaw Way, Edgewood, Florida
Tuesday, September 20, 2022 at 6:30 PM

MINUTES

CALL TO ORDER

Council President Horn called the meeting to order at 6:31 pm with a moment of silence followed by leading the Pledge of Allegiance.

ROLL CALL & DETERMINATION OF QUORUM

Interim Clerk Riffle announced a quorum with four Council members and Mayor Dowless in attendance. Councilmember Chotas previously gave notice that he would be unable to attend the meeting.

Councilmember Pierce made a motion to excuse Councilmember Chotas' absence; seconded by Councilmember Lomas. Motion approved (4/0).

PRESENT

Mayor John Dowless
Council President Richard Horn
Council President Pro-Tem Pierce
Councilmember Susan Lomas
Councilmember Chris Rader

ABSENT

Councilmember Lee Chotas

STAFF

Sandra Riffle, City Clerk
John Freeburg, Police Chief
Shannon Patterson, Police Chief of Staff
Stacey Salemi, Code Compliance Officer

Applicant

Adriano Swift, Swift Services and Consulting

PRESENTATION OF PROCLAMATION - none

CONSENT AGENDA

1. August 16, 2022 Regular City Council Meeting Minutes
2. September 6, 2022 City Council Special Meeting Draft Minutes

Councilmember Rader requested the following change to the September 6, 2022 minutes.

"The City is counting \$175,000 in ARPA as revenue to cover the deficit of \$50,000" should be corrected to read "The City is counting \$175,000 in ARPA as revenue for the sidewalk project deficit of \$50,000."

There was no public comment.

Councilmember Rader motioned to approve the Consent Agenda with changes; seconded by Councilmember Pierce. Motion approved 4/0).

Council President Horn said he would like to change the order of the agenda. There was no objection from Council. The minutes reflect the order of business.

PUBLIC HEARINGS (ORDINANCES – SECOND READINGS & RELATED ACTION)

1. Second/Final Budget Hearing

- Ordinance 2022-07 AN ORDINANCE OF THE CITY OF EDGEWOOD, ORANGE COUNTY, FLORIDA, ADOPTING THE FINAL LEVY OF AD VALOREM TAXES UPON THE ASSESSED REAL AND BUSINESS PERSONAL PROPERTY TAX ROLLS FOR FISCAL YEAR 2022/2023, BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023; AND PROVIDING FOR AN EFFECTIVE DATE.

Attorney Smith read Ordinance 2022-07 in title only. He said the proposed rate of 5.2500 mills represents an 8.98 percent increase over the rolled-back rate of 4.8172 mills.

There was no public comment.

There were no changes to the proposed budget by Council.

Councilmember Rader stated, "I move to adopt Ordinance No. 2022-07, setting the City of Edgewood's millage rate for the Fiscal Year 2022/2023 at 5.25 mills which represents an 8.98 percent increase over the roll-back rate of 4.8172 mills." The motion was seconded by Councilmember Lomas. Approved by roll call vote (4/0).

The motion was approved by roll call vote.

Council President Horn	Favor
Council President Pro-Tem Pierce	Favor
Councilmember Rader	Favor
Councilmember Lomas	Favor
Councilmember Chotas	Absent

- RESOLUTION NO. 2022-06 - A RESOLUTION OF THE CITY OF EDGEWOOD, ORANGE COUNTY, FLORIDA, ADOPTING THE FINAL BUDGET FOR THE FISCAL YEAR 2022/2023, BEGINNING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023; AND PROVIDING FOR AN EFFECTIVE DATE.

Attorney Smith read Resolution 2022-06 in title only.

Councilmember Rader noted the increase in Workers' Compensation and asked what could mitigate the rate from going up as much again. Mayor Dowless said staff has inquired with the Florida League of Cities and see if there is a better rate.

Chief Freeburg said anything regarding Covid was initially submitted as workers' compensation claims, but the City has stopped doing that unless there was direct exposure. There were also some other claims.

Mayor Dowless said for the last three years the City saved \$10,000, but there were claims that we have not had before. Attorney Smith suggested that this may be an industry-wide change as his firm was also affected by an increase.

Councilmember Rader commented on the increase with Orange County's fire/rescue fees. Mayor Dowless said he will approach Orange County to remove this from ad valorem and see if Orange County is open to the idea of an MSTU.

Councilmember Rader referred to line 254 - transfer to roads and streets. He said the \$308,659 represents the additional transfer to Roads and Streets to reduce the City's reserves below the threshold.

Mayor Dowless said we are moving \$281,280 out of reserves to balance the budget. He also stated that the projected unrestricted was \$3.2 million, and the 75% threshold is \$3.3 million.

Councilmember Pierce noted a typographical error in Exhibit "A" corresponding to Resolution 2022-06. He said the budgeted ending reserve balance for Roads and Streets should be \$295,743.00, which would match line 54 on the Roads and Streets budget page.

There was no public comment.

Councilmember Rader stated, "I move to adopt Resolution No. 2022-06 adopting the City of Edgewood's budget for fiscal year 2022/2023." The motion was seconded by Councilmember Lomas. Motion approved by roll call vote (4/0).

The motion was approved by roll call vote.

Council President Horn	Favor
Council President Pro-Tem Pierce	Favor
Councilmember Rader	Favor
Councilmember Lomas	Favor
Councilmember Chotas	Absent

ORDINANCES**• ORDINANCE 2022-06**

AN ORDINANCE OF THE CITY OF EDGEWOOD AMENDING CHAPTER 134 OF THE CODE OF ORDINANCES RELATED TO LOCATION, HEIGHT, AND CONSTRUCTION STANDARDS AND REGULATIONS APPLICABLE TO FENCES AND SCREENING WALLS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION, CONFLICTS AND AN EFFECTIVE DATE.

Attorney Smith read Ordinance 2022-06 in title only.

Planner Hardgrove introduced Ordinance 2022-06 with changes to Code Section 134-517. The recommended changes reflect approved variances related to the type and location of fences throughout the city along with updated standards applicable to the installation of fences and screening walls. The Edgewood Central District (ECD) has its own fence regulation.

Lines 144 and 166 were changed to read. "Without a special exception, no barbed wire may be used on a parcel adjacent to a residential zoning or future land use designation."

Councilmember Rader asked how lines 114-116 would apply to a neighborhood with an HOA. Attorney Smith said if there is no HOA, it is the responsibility of the adjacent property owner. In the case of a dissolved HOA on a common tract, it would be the responsibility of all the property owners in that neighborhood.

Councilmember Rader stated his concern to make sure the standards for all districts are comprehensive and can be referenced back in the applicable district. For example, the use of barbed wire in the industrial district. Planner Hardgrove confirmed standards can be referenced by district.

He also referenced line swimming pool fencing on line 193 and suggested that the code should say that standards must be in accordance with the Florida Building Code swimming pool barrier requirements.

Clerk Riffle confirmed to Planner Hardgrove that Engineer Lane with CPH reviews all swimming pools and that applicants include the swimming pool safety affidavit with their application.

In response to Councilmember Pierce, Planner Hardgrove said that she would clarify that line 78 is in reference to a vehicular gate.

There was no public comment.

Councilmember Rader made a motion to approve Ordinance 2022-06 as amended; seconded by Councilmember Lomas. Motion approved (4/0).

The motion was approved by roll call vote.

Council President Horn	Favor
Council President Pro-Tem Pierce	Favor
Councilmember Rader	Favor
Councilmember Lomas	Favor
Councilmember Chotas	Absent

UNFINISHED BUSINESS – None

BOARDS & COMMITTEES

1. Boards and Committees Planning & Zoning Report

Variance 2022-07 510 Gatlin Avenue fence

Planner Hardgrove said the request is to approve a variance to allow a ten feet high fence in the front yard of the property located at 510 Gatlin Avenue. The variance is specifically requested to replace an existing fence around an existing tennis court. The maximum allowable height in a front yard is four feet.

The existing tennis court has existed since 1938 and is surrounded by differing levels of fences, all of which are non-conforming. Planning and Zoning supported approval of the variance conditioned on the location being limited to around the existing tennis court on the subject property.

Councilmember Rader noted that the property slopes down fairly quickly in the front. He asked if there is a provision for recreational fences, and Planner Hardgrove said it would require a special exception in the new code.

Adriano Swift, contractor representing the homeowner, said the request is a safety measure due to the tennis court's proximity to the road. He said the 10-foot fence would go right inside the existing wall, which will remain.

There was no public comment.

Councilmember Rader made a motion to approve Variance 2022-07, for a ten feet high fence in the front yard, conditioned on the location being limited to around the existing tennis court on the subject property. The motion was seconded by Councilmember Lomas. Motion approved (4/0).

The motion was approved by roll call vote.

Council President Horn	Favor
Council President Pro-Tem Pierce	Favor
Councilmember Rader	Favor
Councilmember Lomas	Favor
Councilmember Chotas	Absent

Mayor Dowless Report

- Mayor Dowless said he has been working with Planner Hardgrove on the Orange-Holden-Gatlin Avenue realignment, and they found some renderings for Cypress Grove Park from Orange County made about a year ago.

The link to the petition has been updated. The City of Edgewood supports Alternative 1 and 2. The renderings show that Cypress Grove Park can be reimagined.

Planner Hardgrove said the renderings show a dog park, a stormwater pond, and a possible SunRail connection with a pedestrian bridge. The plan preserves many oak trees.

Councilmember Rader noted that Orange County held a public meeting and did not show these renderings. Mayor Dowless said he made a public records request to Orange County and asked for minutes and documents, including the list of meeting attendees.

Mayor Dowless said that this affects all residents of Orange County. He asked all Councilmember to attend the County meeting on October 11, 2022. He also requested assistance with the petitions as he needs to generate signatures.

He asked councilmembers to visit with the Orange County Commissioners before the public meeting as he believes that they may not have seen these renderings. Councilmembers were amenable to meeting with Orange County Commissioners.

Councilmember Lomas said the major opposition is from Friends of Park. Mayor Dowless and Planner Hardgrove said they are probably not aware of the park renderings.

Mayor Dowless said that the Edgewood land that Orange County purchased is zoned industrial and the park cannot use it until the City de-annexes it.

Clerk Riffle confirmed to Mayor Dowless that she can make the files available to the Council.

NEW BUSINESS**1. Ducktoberfest Sponsorship**

Councilmember Rader said that he supports a sponsorship to Cornerstone Charter Academy as the existence of the school benefits the City.

Council President Horn said he would support the Harvest Sponsor level of \$450. There were no objections.

There was no public comment.

Councilmember Pierce made a motion to approve a \$450 Harvest sponsor level; seconded by Councilmember Rader. Motion approved (4/0).

The motion was approved by roll call vote.

Council President Horn	Favor
Council President Pro-Tem Pierce	Favor
Councilmember Rader	Favor
Councilmember Lomas	Favor
Councilmember Chotas	Absent

2. **Recommendation for Planning and Zoning Board Member**

Mayor Dowless said Planning and Zoning Board Member Steve Kreidt has resigned and there is an opening on the Board. He recommends Todd Nolan to replace Board Member Kreidt. Mr. Nolan is willing to serve and has a desire to give back to the community. Planner Hardgrove said that she appreciated her interaction with him during the process of subdivision of his property.

There was no public comment.

Councilmember Lomas made a motion to appoint Todd Nolan to Planning and Zoning; the motion was seconded by Councilmember Pierce. The motion was approved (4/0).

3. **City Clerk Recommendation**

Mayor Dowless recommended confirming Sandra Riffle as the new City Clerk. She has done a good job and things are moving smoothly.

Council President Horn made a motion to approve Sandra Riffle as the new City Clerk; the motion was seconded by Councilmember Lomas. Motion approved (4/0).

Clerk Riffle thanked the Council and said she appreciated the opportunity. Mayor Dowless said that she is cross-training staff so that if one person is out, City Hall can still operate.

Council President Horn asked about inventory software and Mayor Dowless confirmed that it is in use. Clerk Riffle said that City Hall has begun digitization of agreements and other documents in order to centralize information.

GENERAL INFORMATION

CITIZEN COMMENTS

STAFF REPORTS

City Attorney Smith

Attorney Smith said he can have a new boat dock Ordinance ready for October's meeting based on how Orange County changed their own ordinance. There was no objection from Council.

Council President Horn said the final product was more restrictive from what was suggested by Orange County Environmental Protection Commission. It is not much different from Edgewood's current Code.

Police Chief Freeburg

Chief Freeburg's August 2022 Report

Chief Freeburg said the Police Department sent Amy Watkins to accreditation management school. She will also train with Stacey Salemi on code enforcement.

Chief Bass' funeral went well and his family was grateful. Orlando Police Department sent 38 honor guards.

Interim City Clerk Riffle – no report.

MAYOR AND CITY COUNCIL REPORTS

Council Member Chotas –absent

Council Member Pierce– no report

Council Member Rader– no report

Council Member Lomas– no report

Council President Horn– no report

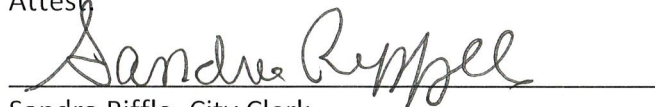
N. ADJOURNMENT

Councilmember Lomas made a motion to adjourn the meeting at 7:44 pm. Motion approved (4/0).



Richard A. Horn, Council President

Attest:



Sandra Riffle, City Clerk

Approved in the 10/18/2022 City Council meeting.