

LONGWOOD CITY COMMISSION
Longwood City Commission Chambers
175 West Warren Avenue
Longwood, Florida

MINUTES
October 18, 2021
6:00 P.M.

Present: Mayor Brian D. Sackett
Commissioner Tony Boni
Commissioner Matt McMillan
Commissioner Matt Morgan
Dan Langley, City Attorney
Clint Gioielli, Acting City Manager
Michelle Longo, City Clerk
David Dowda, Police Chief
Chris Kintner, Community Development Director
Shad Smith, Public Works Director
Summer Raines, Records Coordinator

Absent: Deputy Mayor Abby Shoemaker (Excused)

1. **CALL TO ORDER.** Mayor Sackett called the meeting to order at 6:01 p.m.
2. **OPENING INVOCATION.** Pastor Eric Scholten with First Baptist Church of Longwood gave the invocation.
3. **THE PLEDGE OF ALLEGIANCE.** Mayor Sackett led the Pledge of Allegiance.
4. **COMMUNITY ANNOUNCEMENTS.** Ms. Longo read the following announcements.
 - A. **The City of Longwood will host “Truck or Treat” on Saturday, October 23, 2021, from 3:00 p.m. until 6:00 p.m., at Reiter Park, 311 West Warren Avenue.**
 - B. **The Longwood Historic Society will host its fourth annual “Monster Dash 5K” on Saturday, October 30, 2021, from 7:00 a.m. to 10:00 a.m. in the Historic District of Longwood located off Church Avenue. All proceeds will go to benefit historic**

preservation in Longwood. Prizes will be awarded for the best Halloween costumes. Register online at www.historiclongwood.com.

5. PROCLAMATIONS / RECOGNITIONS

A. Proclaiming October 18 through 24, 2021, as Florida Government Week in the City of Longwood.

Commissioner Boni read the Proclamation and then presented it to Mr. Gioielli. Photographs were then taken.

B. Proclaiming November 1 through 5, 2021, as Veteran Small Business Week in the City of Longwood.

Commissioner McMillan read the Proclamation and it will be mailed to the recipient.

C. Presentation of the Beautification Award to Alta Longwood Apartments located at 881 West Warren Avenue.

Mayor Sackett presented the Regional Manager and Managing Director of Wood Partners with the Beautification Award for Alta Longwood Apartments. Photographs were then taken.

D. District #5 Nomination of the Business Person of the Month Award for November 2021.

Mayor Sackett nominated Six Flags Nursery Supply, LLC for the Business Person of the Month for November 2021. Nomination carried by a unanimous voice vote with Deputy Mayor Shoemaker absent.

6. BOARD APPOINTMENTS

A. District #3 Nomination to the Land Planning Agency.

Commissioner McMillan nominated Mr. John Blum for appointment to the Land Planning Agency. Nomination carried by a unanimous voice vote with Deputy Mayor Shoemaker absent.

7. PUBLIC INPUT

A. Presentation: Matthew Ori, Senior Consultant, and Robert Ori, Executive Vice President with Raftaelis Financial Consultants, Inc. to give a presentation on utility rates.

The presentation was pulled from the agenda at the request of the presenter.

B. Presentation: Chris Kintner, Community Development Director to give a presentation on Code Compliance.

Mr. Kintner gave a presentation on Code Compliance. He reviewed the current status of Code Enforcement and how violations are addressed as staff receives them. He explained the Longwood Comprehensive Plan references code enforcement and calls for the City to continually evaluate the Code Enforcement Program in order to ensure aggressive and efficient service to the residents. This evaluation is undertaken by the City Administrator. The second reference is to maintain a strong Code Enforcement Program by ensuring adequate staff to meet existing and anticipated growth-related demands. He noted Resolution 19-1498 adopted in 2019 establishes single-family areas of the City will not generally have daily patrolling and will be addressed based on complaints which are referred to as reactive. Commercial areas will have daily patrols which are referred to as proactive. He reviewed the exceptions, how staff responds to complaints, most common code violations, changes in state law regarding anonymous complaints, the process for enforcing code violations, and the Special Magistrate hearings.

Mr. Kintner asked for Commission feedback and direction on the following: 1) Resolution 19-1498 needs an update to remove language regarding anonymous complaints and to include any Commission direction. 2) Proactive/Reactive Split in light of the change in anonymous complaints. 3) Current City Codes, and whether there are areas the Commission would like to see strengthened, loosened, or otherwise altered. Staff is planning to propose a change strengthening the code officer's ability to address inoperable vehicle complaints and construction work starting too early.

Discussion ensued on the proactive or reactive enforcement. Suggestions mentioned were to establish single-family areas in the City as proactive and commercial areas as reactive, reverse the current procedure so residents are not policing themselves, keep the current process, test out proactive in non-Home Owner Associations (HOA) neighborhoods, proactive enforcement based on the type of violation and complaints. Questions were asked regarding staffing.

Mr. Gioielli suggested an option, regardless of reactive or proactive, for staff to set up on a neighborhood-wide basis for proactive enforcement. He explained a schedule could be set up where the Code Officer without complaint or issue conducts an area patrol of a certain area or neighborhood on a regular, periodic basis. Staff could identify, educate, or enforce specific code violations such as inoperable vehicles in various neighborhoods for a specific month. A schedule identifying those issues could be set up for the entire year while remaining reactive as far as complaints when it is important to a certain neighborhood, resident, or street while still being proactive by setting up routine patrols.

Discussion continued and the Commission did want to include education into any proposal.

Mayor Sackett asked staff to put together a proposal to include the suggestion made regarding area patrols, the theme of the month violations, and education.

C. Presentation: Chris Kintner, Community Development Director to give a presentation on the City's Future Land Use and Zoning Structure.

Mr. Kintner gave a presentation on the City's Future Land Use and Zoning Structure. He went over the current land use structure noting it was adopted in 2010 and what changes were made at that time and why. He reviewed the recent developments, the type, total taxable value, amount paid to Longwood, and percentage of or increase to the fiscal year 2021 revenue. Also reviewed areas with known development interest.

Mr. Kintner said based on previous Commission feedback, staff prepared proposals for the Commission's consideration: 1) Separate multi-family to distinguish between townhome developments and apartments, allowing for more specific regulation of apartments and their impacts. 2) Direct apartments to areas of the City that have less impact on existing neighborhoods and internal traffic. These would include the western portions of State Road 434 (Township Plaza/Longwood City Center area), the area immediately surrounding SunRail, and the U.S. Highway 17-92 corridor.

Mr. Kintner reviewed other proposed changes from staff to include consolidating the City's 23 zoning districts, increasing the

effectiveness of zoning districts to better regulate character, lowering the amount of density (units per acre), utilizing a density bonus system for higher density projects, and consolidate the Heritage Village and Historic District Code Book into the Longwood Development Code, while providing the same or better protection for historic structure.

Mr. Kintner addressed additional considerations. He said the Gibbs Planning Group has indicated they will be done with their initial data collection by the end of this month. A presentation of the data will occur at a future Commission meeting and will help inform these potential changes. He also addressed Mobility Fees and all projects coming to the City that will pay impact fees to Longwood and not Seminole County. The other impact fees for Police, Fire, Parks and Public Works are already in place.

Mr. Kintner said desired outcomes include apartments being allowed in appropriate areas and with more predictability and incentives to provide a commercial component; the Development Code maintains relative predictability for developers and residents while providing additional protections for residential areas; and a cleaner, more effective zoning structure.

Mr. Kintner said if this is in general where the Commission would like to go the next step is for staff to put together a draft ordinance. According to the state-mandated process, the ordinance would go before the Land Planning Agency and two City Commission meetings. He said the ordinance could be brought back at a workshop.

The Commission was supportive of a workshop.

Mr. Gioielli summarized the proposed changes to focus on for the workshop: 1) Separation of townhomes from apartments. 2) Directing apartments so they have less impact on existing neighborhoods and internal traffic. 3) Continue to focus on consolidating the City's 23 zoning districts increasing their effectiveness. 4) Lowering the amount of density "by right" and utilizing a density bonus system for higher density projects. 5) Consolidating the Heritage Village and Historic District Code Book into the Longwood Development Code. 6) Staff recommended draft Zoning Map.

D. Public Participation.

Judi Coad, 1695 Grange Circle, Longwood. She spoke about the Waste Pro request for a \$3.60 increase on the garbage fee per month. Since this contract was approved last year, it was not put out for Request for Proposal (RFP) bids and maybe it should have been. She stated she did a survey on October 7 and October 14 on the recycling on her block. There are 26 residents and only 10 residents each week put out a recycling bin equal to 38 percent of the use of the recycling fee of \$4.00. She is one of those recyclers. She said we all pay approximately this \$4.00 fee which is not being used by 62 percent of the people in her neighborhood. Approximately 62 percent is already going into large garbage cans for regular pick-up. Waste Pro said they would take \$1.81 off if we drop the recycling so \$3.80 minus \$1.81 gives us a \$1.79 increase for the overall garbage fee increase which is a yearly increase per household of \$21.48. Those who still want to recycle can freely take their recyclables to the Transfer Station and pay no fee. She said she was not able to do a comparison of random cities not being able to download the total agenda package. Using the American Rescue Plan Act (ARPA) funds to pay one year's rate increase fee is not being fiscally prudent. These funds should be used to provide long-term usage for the taxpayers such as used on wastewater treatment plant, water towers, sewage, fire department needs. The cost for paying the increase for one year which was suggested was \$3.60 times 5,132 residents which equal \$18,475.20 a month times 12 equals \$229,702.40 for one year. She said that is being wasteful when it can be put to much more good use within our City for what she calls hardcore stuff. Even a \$1.79 increase will equal \$110,235.36 for a year. She noted in her opinion the City should have the garbage service paid through the real estate taxes such as Seminole County does. This way we do not have the problem for those who are rental properties not paying their fees. It would be collected directly from the owner of the property and allow them to handle the issue with their tenants.

Mrs. Coad spoke on Code Enforcement and thinks it needs to be returned to the oversight of our City Administrator and taken out of the hands of our Commissioners based on our Charter. The residential neighborhood objective 1 policy B and C which Mr. Kintner presented to the City. The current status of Code Enforcement does require neighbors to do the policing on the City and it surely does not work. She said I am one of those neighbors that was spoken about tonight. I had my family threatened and it turned into a gun issue down the road. This is not the way it should work. The fence Commissioner McMillan talked about had

nothing to do with Code Enforcement it was a building issue. We do look for there to be a safe way to handle what is going on in our neighborhoods and Mr. Boni we do not have the majority of neighborhoods having effective homeowner associations to oversee this issue. Mine is one of them. All the Tiberon's in the City, and there are four, do not have an effective one. She said at one time we had three Enforcement Code Officers. They all had a territory. She said we ask you to uphold the Charter when you took this office and as a city resident, I expect you to continue.

8. MAYOR AND COMMISSIONERS' REPORT

District #2. Commissioner Boni said with the absence of Deputy Mayor Shoemaker he wanted to say she is in his prayers for a quick recovery and she is doing much better. He has been in communication with her and he is glad to see she is home. He apologized and thanked the Commission for his absence at the last meeting due to a business trip he had scheduled before he ran for office. When he returned from his trip, he went to Kissimmee for the Florida League of Cities training which he thought was interesting and informative. He left the conference with more knowledge and how to better serve the City of Longwood.

Commissioner Boni said he was approached by Chris Ham of The Sharing Center in regards to an upcoming event called "Go Purple for National Hunger and Homeless Week" scheduled for November 13-21, 2021. He said it is just a matter of changing light bulbs out and lighting buildings in the color purple. He asked if the City can participate with a few of its buildings and the parks.

District #3. Commissioner McMillan said this month he attended for the first time National Night Out at Candyland Park with his fellow Commissioners. He assisted Mayor Sackett at the grill as well as Members of the Park and Recreation Board with wrapping hot dogs and giving them out to families. He thanked Parks and Recreation and Leisure Services for their hard work in putting the event together.

Commissioner McMillan said this past weekend by coincidence he and Commissioner Boni were both at the Haunted History Tour at the Bradlee-McIntyre House. He thought the tour was a great fusion of local history as well as magic done by the guide, Mike the Magician. There were card tricks and nothing scary was done. He said the popular tour fits the Victorian House and helps support the building.

Commissioner McMillan said he also attended a virtual HOA meeting for Hidden Oaks Estates. For those interested, if you notice on Longwood Hills Road and Bucksaw Place there was a tree that went down and

knocked down part of a brick wall. They are in the process of working with a contractor as well as the insurance claim in getting it repaired.

Commissioner McMillan said he also was honored to participate in the 4th Annual Pray for Our Leaders event in Orlando. His friends Antonio and Mariana Reyes who are residents of Longwood along with Janice, Joseph, and Andre Klass, and others put together an event for local officials and candidates and honored them by praying with several pastors. Prayers were offered for Deputy Mayor Shoemaker for her recovery as well as Florida's First Lady for her breast cancer diagnosis.

Commissioner McMillian reported on "The true, the good and the beautiful". For "the true" he said it is in regards to economic reality. Inflation is here and we can see it at the grocery store with an increase in prices. He said recently, the Social Security Administration announced an increase in the cost-of-living adjustment (COLA). Last year, the increase was 1.3 percent compared to 5.9 percent next year. He said we need to keep in mind costs are going up for our residents including those on fixed incomes. For "the good" he saw good neighborliness at the Hidden Oaks HOA Annual Oktoberfest. They had a bounce house and water slide for the children along with hot dogs and hamburgers for everyone. For "the beautiful" he referred to the Longwood Farmer's Market. He noted a new vendor was added to the market called Pat Clarke's Goop Dogs. Pat Clarke was a long-time sportscaster in Central Florida. He said he ordered the egg sandwich from Mr. Clarke since the Goop Dogs were sold out but the sandwich was still delicious. He commented Mr. Clarke, who has a network of 30 years from his sports coverage, is directing people to the Longwood Farmers Market by bringing his unique product here.

District #4. Commissioner Morgan agreed the Longwood Farmer's Market is lucky to have Pat Clarke who is also a local celebrity. In addition to the Market, along Ronald Reagan Boulevard was the first Longwood Children's Business Fair put on by the Acton Children's Business Fair. The Fair which supports young entrepreneurs was well organized and presented. He said across from the Fair was the Haunted History Tour which helped create multiple events in the City last Saturday.

Commissioner Morgan said one of his major tasks the past week was the City Fire Department and offsetting monies for the \$3 million for a new Fire Department. At the end of 2019 and the beginning of 2020, he and staff worked with Florida State Senator David Simmons as well as Florida State Representative Scott Plakon who assisted with an appropriations bill. Unfortunately, the bill, which represented six months of work, made it all the way through the Legislature but got vetoed by the Governor a few days after COVID hit. About a week and a half ago, he and Mr. Gioielli

set up a meeting with Representative Plakon to get an appropriations bill filed for \$1 million to go towards a new City Fire Department. About four days ago, he was able to have Florida State Senator Jason Brodeur file a bill on the Senate side as well. He said the bill is in now and we wait.

Commissioner Morgan said he was invited by Representative Plakon's office to come up during Committee Week in Tallahassee to quote "sing for our soup" and make the appropriations bill make sense to other members of the committees who will be voting on it. He said the bill is not just important to the City of Longwood to go towards a new Fire Department but also important to Central Florida and the State. He said he will be going to Tallahassee with Mr. Gioielli and he invited other Commissioners if they can attend. The meeting is scheduled for the first week in November and he thought it would be a good opportunity to introduce Commissioners to different legislative members. Most importantly, he said, he and fellow Commissioners will only have a limited amount of time in front of the representatives. He expressed confidence in getting the bill passed which will pay for a third of the new Fire Department.

Commissioner Morgan requested a proclamation in honor of Mr. Edward W. Henck who is the City's founding father and the first mayor elected on December 3, 1883. He said an E.W. Henck Day brings attention to the City's historic district and does not cost any money. He suggested the Commissioners, as well as former Mayors, are invited to the Bradlee-McIntyre House for a ceremony, and calls are made to the press.

Commissioner Morgan moved to proclaim December 3, 2021, as E.W. Henck Day. Seconded by Commissioner McMillian and carried by a unanimous voice vote with Deputy Mayor Shoemaker absent.

Commissioner Morgan reported he attended the Downtown Longwood Cruise-In Car Show on October 9. He and his family helped with the Longwood Historic Society booth. He reminded everyone when they attend the Car Shows and make a purchase such as food it all goes back to the Longwood Historic Society.

Commissioner Morgan reported he attended the National Night Out at Candyland Park. He had the opportunity to play in the Fire Department vs. Police Department softball game. He was on the Fire Department team which played well and won the game. A good time was had by all.

Commissioner Morgan said this coming Thursday he planned to speak at a Teen Challenge Gala. He encouraged everyone to contribute to the non-profit organization which offers a chance for people to start over. On October 20, he will be doing a Halloween book reading at the PumpKind Patch in Sanford. The event is hosted by a group called Our City Beautiful, a non-profit organization with a focus on working with disabled individuals throughout Seminole County. He said the group hopes to raise money for a special needs community that has everything under one roof including one place where they can live and access different services. He said the public is invited to hear the Halloween reading and get an opportunity to select a pumpkin.

District #5. Mayor Sackett said he thinks about Deputy Mayor Shoemaker daily and hopes for her return soon. He reported attending the CALNO (Council of Local Governments in Seminole County) meeting. The presentation was regarding child abduction and raised awareness in Seminole County.

Mayor Sackett said he attended a meeting with the Florida League of Cities which encourages city officials to get involved with the state government in Tallahassee. The organization also keeps track of issues at the state level. He also attended meetings with the Tri-County League of Cities, which consists of city and county members within Seminole, Orange, and Osceola counties, and the Florida League of Mayors. He said he is a member of the Board of Directors for the Tri-County League of Cities, and reported Mari Rains, Executive Director for them resigned leaving a vacant position.

Mayor Sackett said he attended and participated in the National Night Out at Candyland Park. He believed there were 1,500 people in attendance which indicates the event is growing every year. He commented there was an incident where three boys were rude to a City park worker and ultimately he asked them to leave since they refused to apologize. He said everyone had a good time that night.

Mayor Sackett reported baseball season is going well at Candyland Park. He said Lyman High School had a threat the past week. At the football game Lyman vs. Winter Springs, there were additional police officers and sheriff deputies to make sure the threat was not followed through. He said the children were kept safe thanks to the police force. Saturday, he attended the Battle of the Bands involving local high school bands. The band at Lyman High School is short 130 members but still provided a good performance at the three-hour event.

Mayor Sackett announced he had a meeting set up with Duke Energy and the residents of Devonshire Subdivision for this week.

Mayor Sackett said he had a request to increase the speed limit on Church Street to 30 mph offering an easier transition from Rangeline Road. He believed most people would agree with the proposed speed limit.

Mayor Sackett said it is exciting in his household as they have an upcoming wedding in three weeks. He asked about the dates for the Commission trip to Tallahassee in November so he could plan his schedule.

District #1. No report.

9. ANY ADDITIONS OR DELETIONS TO THE AGENDA

Mayor Sackett stated the City Manager requests Item 12E be added to the Agenda and the Item was as follows:

Item 12E, City Commission to consider approval of a Request for Qualifications (RFQ) for Transportation Planning Firms for the creation of a Mobility Study and Fee.

There was no objection from the Commission.

10. CONSENT AGENDA

- A. Approve Minutes of October 4, 2021, Regular Meeting.**
- B. Approve the Monthly Expenditures for October 2021.**
- C. Approve the Monthly Financial Report for September 2021.**
- D. Approve a purchase order in the amount of \$1,200,987.00 to Empire Pipe & Supply to purchase Automatic Meter Read (AMR) Master Meters for the City's Meter Replacement Program.**
- E. Approve a purchase order in the amount of \$1,196,000 to Waste Pro of Florida, Inc. for the annual renewal of residential solid waste and recycling services through September 30, 2022.**

Commissioner Morgan moved to approve the Consent Agenda Items 10A through 10E as presented. Seconded by Commissioner Boni and Commissioner McMillan and carried by a unanimous roll call vote with Deputy Mayor Shoemaker absent.

11. PUBLIC HEARINGS

- A. Read by title only and adopt Ordinance No. 21-2206, an amendment to the Comprehensive Plan to adopt a “Private Property Rights Element” pursuant to recent changes in state law.**

Mr. Langley read Ordinance No. 21-2206 by title only.

Mayor Sackett opened the public hearing. No one spoke in favor or opposition to Ordinance No. 21-2206.

Commissioner Morgan moved to close the public hearing. Seconded by Commissioner McMillan and carried by a unanimous voice vote with Deputy Mayor Shoemaker absent.

Commissioner Morgan moved to adopt Ordinance No. 21-2206 as presented Item 11A. Seconded by Commissioner Boni and carried by a unanimous roll call vote with Deputy Mayor Shoemaker absent.

12. REGULAR BUSINESS

- A. Read by title only, set November 1, 2021, as the public hearing date, and approve the first reading of Ordinance No. 21-2205, a Small Scale Comprehensive Plan Amendment (SPA 01-21) for properties at 250 North Street and Pineda Street.**

Mr. Langley read Ordinance No. 21-2205 by title only.

Mr. Kintner presented the Item. He said the applicant is proposing 264 multi-family units and 21,000 square feet of retail on two parcels of property. The initial application came before the Commission meeting on June 7 but did not receive the necessary votes to move forward. He said the applicant submitted a new application which was currently before the Commission. Staff supports the application because the area is changing where in the past there was a Dog Track and kennels, and now there is a difference with 300 plus units being built. He said the project is consistent with the City’s Comprehensive Plan and Land Use Map. In addition, the Comprehensive Plan calls for a variety of housing types. The apartments, which are not considered low-income housing, fill the need for people priced out of single-family homes but are still looking to be close to their jobs. The project is supported by the City utility and transportation infrastructures. If

the project moves forward, staff will be able to do a more in-depth review working from a site plan and specific data.

Mr. Mark Watts, Attorney for applicant Elevation Development gave a presentation. He said the project provides an opportunity for redevelopment in an area where the Dog Track kennels were once located. The application is a supplement to City staff analysis and is consistent with the City Comprehensive Plan, hence the staff recommendation for approval. He understands the concern to make sure the project is not just multi-family with nothing else, and that the mixed-use aspect is very important. Also, a traffic analysis has been done on the site, and the developer will continue an analysis throughout the overall process. He addressed the concern of mixed-use and made comments on how different communities and jurisdictions in Central Florida address it. He said he spoke with the City's legal staff and planning staff about an alternative approach in which the developer offers a guarantee, putting control in the Commission's hands. He said Elevation has offered a deed restriction, which was sent to the City attorney, that will guarantee the frontage portion about 200 feet deep along Ronald Reagan Boulevard not to permit anything that is residential use. He explained in other words, all the uses and structures in that minimum area will be non-residential so it guarantees the commercial element unless the Commission releases that guarantee. He said the deed restriction, which is in an acceptable draft form, will ultimately need to be executed by the property owners. Mr. Watts asked the Commission for project approval based on the deed restriction offer to guarantee a mix of uses, that is the frontage portion will be set aside for non-residential use, and before the second reading, they will have the deed restriction executed in a form that is acceptable to the City's attorney so it can be recorded and of record to restrict the property. The deed restriction would be in effect unless the Commission and the property owner jointly agree to release it.

Mr. Langley explained the restriction and said he received a version and provided comments. He said one of the comments he made, which Elevation agrees with, is the deed restriction would be signed and recorded before the Commission approves on second reading the Comprehensive Plan amendment so it would already be binding on the property before the Commission votes. He noted the vote today from the Commission was not final. He said he was comfortable with what was proposed if that is the goal of the Commission. He said the deed restriction is enforceable by the City which gives the right to go to court or get

an injunction. It also clearly states if the City should receive an application for residential development on that portion of the property, the City can just return the application and say they are not processing it. Also, Elevation agrees the deed restriction does not result in any monetary liability on the City's part and that this is all voluntary.

Discussion ensued on the deed restriction and Mr. Langley answered questions. He confirmed the deed restriction does not allow residential use in the 200-foot area. Further discussion ensued on the date the development plan would be presented and the review process.

Mr. Watts added when the property is closed on by his clients, they will have an investment-backed interest to develop the property. He also requested that the second reading be scheduled for the first meeting in December; providing his client time to finalize the plan and provide City of Longwood staff with the necessary drafts for review.

Discussion ensued on concerns with adding additional apartments and if there are other interests in that property. It was noted it is a popular corner and staff receives calls on it.

Commissioner McMillan moved to approve Ordinance No. 21-2205 and set December 6, 2021, as the public hearing date. Seconded by Mayor Sackett and carried by a three-to-one (3-1) roll call vote with Commissioner Morgan voting nay and Deputy Mayor Shoemaker absent.

- B. Read by title only, set November 1, 2021, as the public hearing date, and approve the first reading of Ordinance No. 21-2211, which adjusts the rate for Residential Solid Waste and Recycling Collection Services with Waste Pro of Florida Inc.**

Mr. Langley read Ordinance No. 21-2211 by title only.

Mr. Gioielli presented the Item and the rate adjustment proposed equates to an increase of \$3.66 per residence per month. He said the staff was tasked with determining whether ARPA (American Rescue Plan Act) funds could be used to offset the increase in cost for the first year. He was able to verify, with assistance from the City attorney, Waste Pro expenses do qualify for this use, provided the City can justify the economic impact related to

COVID. He felt the risk associated with using the funds for this purpose was minimal.

Commissioner McMillian asked if the matter of ARPA funds use and Ordinance No. 21-2211 should be discussed separately.

Mr. Langley explained that while both matters could be discussed, a budget resolution would be needed to make a final decision for the use of ARPA funds. This would need to be done separately from the currently discussed ordinance.

Discussion ensued on the current cost per residence for recycling, what the cost would be for the increase, the number of collections per week, contract length, and the bid process.

Ms. Susie Dolan, a representative with Waste Pro, stated she was unaware of the time frame to provide notice of the increase had passed for that period.

Mr. Langley stated Waste Pro had missed the deadline to request an increase. He mentioned that the Commission did have the option to deny the increase, but when the year ended, Waste Pro could propose a substantially higher rate adjustment. He then asked Ms. Dolan to confirm the deadline for a rate increase had passed.

Ms. Dolan said she was unaware of the exact deadline.

Discussion ensued on rate increase deadlines.

Mr. Langley clarified that the discussion did not pertain to the contract length, but the rate increase. He stated the rate increase was required to be requested earlier than it has been and that was why they were, at the present moment, listening to the rate increase request in a voluntary fashion.

Further discussion ensued on contract terms, rate increase denial, and timeframes.

Mr. Langley said it was his understanding that because the deadline was missed the related contract details were no longer an option for Waste Pro. He then noted they could have a contrary position. He reminded the Commission that the proposed rate increase would not take effect until January 1, 2022. He also noted the contract was changed to accommodate

the fiscal year budgeting process so if a rate increase was approved it would go into effect October 1.

Discussion ensued on the use of the ARPA funds and for how long, also if the rate would be fixed for the remainder of the contract. Discussion regarding continuing to work with a company that has an established relationship with the City and provided good service, and not increased rates for 10 years also took place.

Commissioner Morgan moved to approve Ordinance No. 21-2211 and set November 1, 2021, as the public hearing date. Seconded by Commissioner McMillian and carried by a unanimous roll call vote with Deputy Mayor Shoemaker absent.

- C. Read by title only and adopt Resolution No. 21-1579, authorizing the execution and delivery of Amendment 1 to the Clean Water State Revolving Fund Construction Loan Agreement No. WW590540 to provide the City with a time extension to complete the Longdale Septic Tank Abatement and Wastewater System Improvement and Expansion Project.**

Mr. Langley read Resolution No. 21-1579 by title only.

Mr. Smith presented the Item.

Commissioner Morgan moved to adopt Resolution No. 21-1579 as presented Item 12C. Seconded by Commissioner McMillian and carried by a unanimous roll call vote with Deputy Mayor Shoemaker absent.

- D. City Commission to consider a Historic District Matching Grant Application from Lana N. Sunner on behalf of the Sunner & Sunner Personal Injury Attorney Law Firm for the property at 150 West Warren Avenue.**

Mr. Kintner presented the Item. He said the request is for replacing rotten wood and cracked siding, repairing window frames, and painting the building. He said each of these items was found to be a qualifying expense. Out of the application, they found \$7,500 that were qualifying expenses with the program which would be \$3,750 into the program guidelines. He noted the termite treatment was not a qualifying expense.

Commissioner Morgan moved to approve the Historic District Matching Grant Application as presented Item 12D. Seconded by Commissioner Boni and Commissioner McMillan and carried by a unanimous roll call vote with Deputy Mayor Shoemaker absent.

Added On. E. City Commission to consider approval of a Request for Qualifications (RFQ) for Transportation Planning Firms for the creation of a Mobility Study and Fee.

Mr. Kintner presented the Item and stated the matter had been previously discussed at the budget meeting. He said the request was for the adoption of a mobility plan and fee study. He stated when a new development arrives in the City a transportation fee is paid to Seminole County. Seminole County has created the ability for the City of Longwood to have its own fee to replace the county fee for individuals that pay here. He is proposing we take up this opportunity. He said that it ultimately means those fees would go into Longwood's transportation fund, which can be used directly for work projects within the City. Another benefit of the fee is it is based on a plan. He noted we have a few different plans such as the Bicycle/Pedestrian Master Plan. He feels this would be a good opportunity to review and revise these plans and decide where to place transportation funds.

Commissioner Boni moved to approve the Request for Qualifications (RFQ) for Transportation Planning Firms for the creation of a Mobility Study and Fee. Seconded by Commissioner McMillan and carried by a unanimous roll call vote with Deputy Mayor Shoemaker absent.

13. CITY MANAGER'S REPORT

Mr. Gioielli passed out a set of mailbox images. He feels the top version was Commissioner Boni's preference. He proposed the mailbox would be set up by staff in a public facility and allow for the proper collection and disposal of American flags all year. This could be either in anticipation of Longwood's annual flag burning event or just as another means of lawful and appropriate disposal of American flags dropped off by residents. He asked the Commission if they would like to proceed with the project and, if they do, do any of the provided boxes stand out and satisfy their needs.

Commissioner Morgan recommended if the project is agreed upon, that they get together with David Ruben of Heroes Strong to help gather interest and attention on the project. He also stated they should collaborate with Jeff Sonksen to assist with the painting project. He urged

the importance of public attention to avoid the project going unnoticed or being easily forgotten about.

Mr. Gioielli stated he had considered the idea of advertising it as a new program and having an internal version of a ribbon-cutting. He then asked Commissioner Boni which version of the box he preferred.

Commissioner Boni stated he liked the first listed mailbox but did not like the price. He felt it had an iconic look and better surfaces for painting.

Mayor Sackett stated he liked the white mailbox. He asked if the Boy Scouts of America could be involved in the project. He mentioned he is frequently asked about project availability for the eagle scouts. He proposed that they may assist in painting the box. He said the Boy Scouts always give all their flags over to VFW (Veterans of Foreign Wars).

Discussion ensued on where the mailbox would be located.

It was the consensus of the Commission to have two (2) mailboxes, one placed at Longwood Memorial Gardens and one at Reiter Park.

Mr. Gioielli stated that he has enough information to get started on. He said as long as the boxes can be put into place, painting or wrapping can take place after.

Mr. Gioielli notified the Commission that Addison Apartments are at a phase of development where they will be required to do overnight work. The contractor will be notifying all neighboring residents that for four (4) nights beginning October 18, 2021, the project will require overnight work. This is due to water line connections that will be running from the north side of State Road 434 to the south side of State Road 434 under the road. He said they feel this will benefit residents with less impact on traffic.

Mr. Gioielli said Commissioner Morgan invited him to a meeting with Representative Plakon. As a result, they were encouraged to complete a state appropriations request for state assistance with the City's future new Fire Department, Station 15, requesting \$1 million. Representative Plakon has agreed to sponsor that bill after the submission of the package. It is House Bill 2225 and has already been entered into the state system. He has also invited Commissioner Morgan and me to speak with a few of the individuals that will be involved in the process. He said he thinks this will be a two-day event requiring a stay in Tallahassee on November 3rd and 4th. He stated if any other

Commissioners are interested they should get with him to organize logistics.

Commissioner McMillion asked the City attorney if there would be consequences of going to a lobbying meeting together and if it would constitute a Sunshine Law violation.

Mr. Langley stated that it could have implications. He said that they would have to be careful to not talk about anything that they could be asked to vote upon. Because a one-way conversation with state legislation is not within the defined purview, these should be fine. He then urged them to not talk about any City meetings, City business, or the fire station project on the ride to Tallahassee. He said it is not uncommon for two or more Commissioners from cities to attend these events together, but that they must be careful.

Mr. Gioielli stated if anyone had scheduling questions they could get with him.

Commissioner Boni asked for the dates.

Mr. Gioielli informed him that it will take place on November 3rd and 4th.

Mayor Sacket stated he would be unable to attend.

Mr. Gioielli went on to say with Commissioner Morgan's assistance he had a phone conference with Senator Brodeur to ask for his support in supporting the previously mentioned bill. His office has reported back that they have. He mentioned the last time the bill was vetoed at the Governor's office and feels this was in large part due to the COVID phase.

Mr. Gioielli said he has requested both Senator Brodeur's office and the office of Representative Plakon to support the City in getting the FDOT State Road 434 and Ronald Reagan Boulevard Intersection Improvement Project funded. It is already on the list and both offices have offered their support verbally. He hopes to be able to report back good news soon on this topic.

Mr. Gioielli said, at the request of the Commission, Candyland Park's current construction area has been cleaned up. This space is being used by the contractor that is working on the Longdale Phase of the Septic Tank Abatement Program. In exchange for the use of the parking lot, the contractor has agreed to resurface the parking lot when the project is completed. He hopes this will align with the finalization of the grants for the pickleball court.

14. CITY ATTORNEY'S REPORT. No report.

15. CITY CLERK'S REPORT

Ms. Longo said the position of Records Coordinator had been filled by an internal candidate and welcomed Ms. Summer Raines. Today was her first day in the department.

16. ADJOURN. Mayor Sackett adjourned the meeting at 9:10 p.m.

Minutes approved by City Commission: 11-01-2021

Brian D. Sackett, Mayor

ATTEST:

Michelle Longo, CMC, FCRM
City Clerk