

John Dowless
Mayor

Ben Pierce
Council Member

Chris Rader
Council Member



CITY COUNCIL AGENDA
Special Meeting
City Hall – Council Chamber
405 Bagshaw Way, Edgewood, Florida
Tuesday, May 1, 2020
1:30 p.m.

Richard Alan Horn
Council President

Lee Chotas
Council Member

Susan Lomas
Council Member

WELCOME! The City of Edgewood is using Zoom to hold this City Council meeting via communications media technology as authorized by Governor Desantis' *Executive Order 2-69*. Members of the public may also use Zoom to view. For information regarding public comments, please refer to the end of his Agenda.

Virtual Zoom Meeting Information

<https://us02web.zoom.us/j/89442812222?pwd=WldwZmNmQkZiZzhBdVphSzZuVmJaQT09>

Meeting ID: 894 4281 2222

Passkey: 064292

A. CALL TO ORDER

B. INVOCATION & PLEDGE OF ALLEGIANCE

C. ROLL CALL & DETERMINATION OF QUORUM

D. NEW BUSINESS

1. **RESOLUTION 2020-02** - A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF EDGEWOOD, FLORIDA, RECOGNIZING THE EXISTING STATE OF EMERGENCY RELATED TO COVID-19 AND THE STATE'S ACTIONS TO BEGIN THE PROCESS OF REOPENING BUSINESSES, AUTHORIZING THE MAYOR TO ISSUE EXECUTIVE ORDERS IMPLEMENTING TEMPORARY WAIVERS TO CERTAIN REGULATIONS IN ORDER TO PROMOTE LOCAL BUSINESSES AND THE STATE'S "SAFE, SMART, STEP-BY-STEP PLAN FOR FLORIDA'S RECOVERY, AND PROVIDING FOR CONFLICT AND AN EFFECTIVE DATE.

2. City of Edgewood Executive Order 20-01

E. ADJOURNMENT

UPCOMING MEETINGS:

Monday, May 11, 2020.....Planning & Zoning Meeting (6:30 p.m.)
Tuesday, May 19, 2020.....Regular City Council Meeting (6:30 p.m.)

Section 3.10. - Procedures.

A. *Meetings* . The council shall hold regular meetings as often as necessary but at least once a month. The usual time and place of council meetings are on Tuesdays at the Edgewood City Hall. **Special meetings may be held** on the call of the mayor, the council president or a majority of the council members and, whenever practicable, upon no less than 12 hours' notice to each council member and the public. Committee meetings of designated council members and the mayor may be held at the city hall at designated times unless circumstances dictate such meetings be held elsewhere. All meetings shall be open to the public.

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.

Agenda
City of Edgewood
City Council Virtual Zoom Meeting
May 1, 2020, 1:30 PM
Join Zoom

<https://us02web.zoom.us/j/89442812222?pwd=WldwZmNmQkZiZzhBdVphSzZuVmJaQT09>

Meeting ID: 894 4281 2222

Edgewood City Council special meeting to be held on May 1, 2020 at 1:30 PM with Social Distancing Modifications. The City of Edgewood is using Zoom to hold a Special City Council meeting via communications media technology as authorized by Governor Desantis' *Executive Order 20-69*. Members of the public may also use Zoom to view. Zoom is a cloud platform for video and audio conferencing, collaboration, chat and webinars across mobile devices, laptops, desktops, telephones and room systems. Members of the public may call (407) 851-2920 in advance of the meeting for assistance regarding viewing and/or participating in the meeting.

Public Comment

Interested members of the public will have three options to submit comments for the record regarding any matter on the agenda or for matters not on the agenda.

- 1.) Send comments by email to bmeeks@edgewood-fl.gov before the meeting, and they will be distributed to the elected officials and read at the meeting. (450-word limit on emails to be read during the meeting; emails longer than 450 words will be distributed to the elected officials and a summary will be read.) Emails should be sent no later than noon the day of the meeting.
- 2.) Call (407) 851-2920 during the meeting to provide comments (not to exceed 3 minutes) that will be summarized and read into the record by the City Clerk.
- 3.) If attending via the Zoom platform, attendees may use the "raise hand function" to be identified by the Chair. Speakers using this method shall be allowed 3 minutes to make comments.

Instructions on How to Watch or Listen to the Virtual Meeting:

To view the meeting using the Zoom App from a PC, Mac, iPad, iPhone or Android device: click or enter into your browser:

<https://us02web.zoom.us/j/89442812222?pwd=WldwZmNmQkZiZzhBdVphSzZuVmJaQT09>

to join and, if prompted, enter the passkey 064292. Participants will be allowed into the meeting 15 minutes before it starts to ensure there are no technical difficulties.

To listen to the meeting over a telephone: dial (646) 558-8656 and, when prompted, enter the meeting ID followed by the # sign.

Meeting ID: 894 4281 2222

Passkey: 064292

For Additional Assistance:

For additional information regarding public comments please contact Bea Meeks, City Clerk: bmeeks@edgewood-fl.gov or 407-851-2920.

For questions regarding connecting to the meeting please contact Scott Zane, IT Specialist: szane@edgewood-fl.gov.

- **Section 3.10. - Procedures.**

A. *Meetings* . The council shall hold regular meetings as often as necessary but at least once a month. The usual time and place of council meetings are on Tuesdays at the Edgewood City Hall. **Special meetings may be held** on the call of the mayor, the council president or a majority of the council members and, whenever practicable, upon no less than 12 hours' notice to each council member and the public. Committee meetings of designated council members and the mayor may be held at the city hall at designated times unless circumstances dictate such meetings be held elsewhere. All meetings shall be open to the public.

RESOLUTION 2020-02

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF EDGEWOOD, FLORIDA, RECOGNIZING THE EXISTING STATE OF EMERGENCY RELATED TO COVID-19 AND THE STATE'S ACTIONS TO BEGIN THE PROCESS OF REOPENING BUSINESSES, AUTHORIZING THE MAYOR TO ISSUE EXECUTIVE ORDERS IMPLEMENTING TEMPORARY WAIVERS TO CERTAIN REGULATIONS IN ORDER TO PROMOTE LOCAL BUSINESSES AND THE STATE'S "SAFE, SMART, STEP-BY-STEP PLAN FOR FLORIDA'S RECOVERY, AND PROVIDING FOR CONFLICT AND AN EFFECTIVE DATE.

WHEREAS, on March 9, 2020 by Executive Order Number 20-52, Governor Ron DeSantis declared a State of Emergency for every county in the State of Florida due to Coronavirus Disease 2019 COVID-19 Novel; and

WHEREAS, the disease is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms similar to those of influenza; and

WHEREAS, on March 1, 2020, Florida Governor Ron DeSantis issued Executive Order number 20-51 directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, on March 1, 2020, the State Surgeon General and State Health Officer declared a Public Health Emergency exists in the State of Florida as a result of COVID-19; and

WHEREAS, on March 7, 2020, Governor Ron DeSantis directed the Director of the Division of Emergency Management to activate the State Emergency Operations Center to Level 2 to provide coordination and response to the COVID-19 emergency; and

WHEREAS, on April 3, 2020, Governor Ron DeSantis executed Executive Order 20-91 which restricted non-essential business activities; and

WHEREAS, the City Official's and staff are following the orders and recommendations of the Florida Division of Emergency Management, and our County Emergency Manager, and

WHEREAS, all levels of government have urged the public to adhere to aggressive social distancing, self-isolation, the Safer at Home order of the Governor, and other direction and guidance from public health authorities to "flatten the curve" of this epidemic; and

WHEREAS, due to Floridians continued observation of social distancing measures, statistical data shows that the curve has indeed been flattened and the State has begun implanting measures to

reopen Florida businesses in a safe, smart, and step-by-step manner; and

WHEREAS, on April 29, 2020, Governor DeSantis executed Executive Order 20-112 which extends the “Safer at Home” requirements but also relaxes some restrictions placed on businesses due to the COVID-19 crisis; and

WHEREAS, Governor DeSantis has expressed his office’s intention to monitor statistical data and implement future Orders based on the continued effectiveness of social distancing measures during the systematic expansion of businesses’ ability to reopen; and

WHEREAS, in order for the City of Edgewood to do its part in the reopening of Florida’s economy, the City Council finds it appropriate to authorize the Mayor to issue temporary waivers to certain local regulations in order for Edgewood businesses to maximize the effectiveness of the Governor’s relaxation of the previously imposed COVID-19 restrictions.

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

SECTION 1. The Mayor is hereby delegated the power and authority to issue temporary waivers of restrictions in the Code of Ordinances that would impose limits on the use of outdoor portions of commercial property for dining or service, including provisions that prohibit the use of parking spaces for such activity, and local provisions that restrict the ability of local businesses to erect temporary shade structures to support such activity.

SECTION 2. Waivers executed by the Mayor pursuant to this Resolution shall be made by Executive Order and shall be subject to ratification by a majority vote of the City Council at the next City Council meeting after execution.

SECTION 3. This Resolution and the authority granted herein shall be effective for a period of thirty days from the date of its approval unless terminated earlier by action of the City Council.

SECTION 4. If the State Emergency of Emergency declared by State Executive Order Number 20-52 expires or is terminated, this Resolution and the authority granted herein shall terminate immediately.

SECTION 5. This Resolution and the authority granted herein may be extended, expanded, and renewed by subsequent action of the City Council.

SECTION 6. This proclamation shall become effective immediately upon its execution

SECTION 7. Any provision within this Resolution which conflicts with any State or federal law or constitutional provision or conflicts with or is superseded by any Executive Order of the Governor of the State of Florida or President of the United States shall be deemed inapplicable and deemed severed from this Resolution with the remainder of the Resolution remaining in full force and effect.

PASSED AND ADOPTED THIS _____TH DAY OF MAY, 2020.

ATTEST:

CITY OF EDGEWOOD, FLORIDA
CITY COUNCIL

Bea L. Meeks, City Clerk

Richard Alan Horn, Council President

**CITY OF EDGEWOOD
EXECUTIVE ORDER 20-1**

WHEREAS, the City of Edgewood is under State of Emergency for the COVID-19 virus pursuant to Executive Orders of the Governor of the State of Florida; and

WHEREAS, non-essential business activities continue to be restricted by State Executive Orders designed to mitigate impacts of COVID-19; and

WHEREAS, on April 29, 2020, Governor DeSantis Executed State Executive Order 20-112 which begins the process of expanding allowed operations of non-essential businesses; and

WHEREAS, Executive Order 20-112 allows restaurants and food establishments licensed under Chapters 500 or 509, Florida Statutes, to allow on-premises consumption of food and beverage, so long as they adopt appropriate social distancing measures and limit their indoor occupancy to no more than 25 percent of their building occupancy and allows outdoor seating and service so long as social distancing measures are observed; and

WHEREAS, pursuant to Executive Order 20-112, required social distancing measures include: limiting parties to ten or fewer people, separating all parties by a minimum of six feet, and keeping bar counters closed to seating; and

WHEREAS, pursuant to Resolution 2002-02, the City Council, subject to limitations, has authorized the Mayor to waive certain provisions of the City Code to facilitate the reopening efforts of businesses; and

WHEREAS, this Order shall be subject to ratification by the City Council of the City Edgewood at its next available meeting and, if the City Council votes not to ratify this Order, said Order shall be of no further force and effect as of 12:01 a.m. the morning following such vote.

NOW THEREFORE, IT IS HEREBY ORDERED, pursuant to applicable law, including Resolution 2002-02, that:

1. Effective as of 12:01 a.m., May 3, 2020, notwithstanding anything to the contrary contained within Chapter 134, Article IV and Article V, restaurants may utilize up to twenty-five percent of their required parking spaces to set up additional seating areas provided that: 1) tables are set up in a manner that all parties are separated by a minimum of six feet and no parties larger than 10 are allowed; 2) seating areas set up pursuant to this Order may only occupy lined parking spots and shall not be allowed to encroach into any vehicular travel lanes; 3) seating areas shall be clearly delineated to pedestrian and vehicular traffic by rope, tape, or other clearly visible markers; 4) business owners shall take reasonable measures to protect seating areas from encroachment by vehicular traffic, including altering traffic patterns and limiting traffic flow near the seating areas.

2. Restaurants that set up additional outdoor seating areas pursuant to this Order may also erect temporary shades and temporary canopies to provide shade and increased visibility to outdoor seating areas provided such shades and canopies are not inconsistent with any requirement of the Florida Building Code.
3. Seating areas established pursuant to this Order and any temporary shades or tents shall be removed from parking areas and properly stored when the business closes each day.
4. Nothing in this Order shall waive any State requirements, including any requirements relating to the sale or service of alcoholic beverages.
5. This Order shall continue in full force and effect for a period of thirty days unless terminated earlier by subsequent Executive Order or formal action by the City Council.
6. Any provision within this Emergency Order which conflicts with any State or federal law or constitutional provision or conflicts with or is superseded by any Executive Order of the Governor of the State of Florida or President of the United States shall be deemed inapplicable and deemed severed from this Emergency Order with the remainder of the Emergency Order remaining in full force and effect.

CITY OF EDGEWOOD

By: _____
John Dowless, Mayor

ATTEST:

By: _____
Bea Mecks, City Clerk