

Regular Meeting

5 minutes

3:30 p.m. April 11, 2011 Commission Chambers

commissioners			mayor	commissioners				
seat 1	Steven Leary	seat 2	Sarah Sprinkel	Kenneth W. Bradley	seat 3	Carolyn Cooper	seat 4	Tom McMacken

welcome

Welcome to the City of Winter Park City Commission meeting. The agenda for regularly scheduled Commission meetings is posted in City Hall the Tuesday before the meeting. Agendas and all backup material supporting each agenda item are available in the City Clerk's office or on the city's Web site at www.cityofwinterpark.org.

meeting procedures

Persons desiring to address the Commission MUST fill out and provide to the City Clerk a yellow "Request to Speak" form located by the door. After being recognized by the Mayor, persons are asked to come forward and speak from the podium, state their name and address, and direct all remarks to the Commission as a body and not to individual members of the Commission, staff or audience.

Comments at the end of the meeting under New Business are limited to three (3) minutes. The yellow light indicator will remind you that you have one (1) minute left to sum up. Large groups are asked to name a spokesperson. This period of time is for comments and not for questions directed to the Commission or staff for immediate answer. Questions directed to the City Commission will be referred to staff and should be answered by staff within a reasonable period of time following the date of the meeting. Order and decorum will be preserved at all meetings. Personal, impertinent or slanderous remarks are not permitted. Thank you for participating in your city government.

1	Meeting Called to Order	
2	Invocation Pastor Jack Cain, Calvary Assembly of God Pledge of Allegiance	
3	Approval of Agenda	
4	Mayor's Report	Projected Time
	 a. Presentation from Orange County Property Appraiser Bill Donegan b. Presentation of check from the Kenneth and Rachel Murrah City of Winter Park Tree Fund c. Proclamation – Toastmasters Awareness Day d. Thanks to City Staff for their work on our recent storm e. Citizen board applications and appointments – Encourage applications by April 24 for initial appointments in May 2011 	20 minutes
5	City Manager's Report	Projected Time

6 City Attorney's Report **Projected Time Non-Action Items Projected Time** a. Presentation on Economic Development Plan 20 minutes Citizen Comments | 5 p.m. or soon thereafter (if the meeting ends earlier than 5:00 p.m., the citizen comments will **Projected Time** be at the end of the meeting) (Three (3) minutes are allowed for each speaker; not to exceed a total of 30 minutes for this portion of the meeting) 9 Consent Agenda **Projected Time** a. Approve the minutes of 3/28/11. b. Approve the Park Avenue Recycling Program and authorize the purchase of ten recycling containers to be placed in strategic locations along Park Avenue. c. Approve the following purchases and contracts: 1. PR 146459 to Helena Chemical Company for the purchase of agricultural chemicals; \$50,000 2. PR 146471 to Petersen Industries, Inc. for the purchase of 2011 Debris Loader; \$118,088.31 3. PR 146468 to Vision Ceramic Tile and Marble for the owner direct purchase of floor and wall tile for the Community Center; \$61,846.42 4. Approve PR 146533 to Brown & Brown Insurance for the commercial property insurance renewal; \$233,443.23 5. Amendment #2 to Various Print Jobs contract with Mailtropolis, LLC and authorize the Mayor to execute Amendment #2 6. Piggybacking the City of Venice contract #R07-2854 with SunTrust Bank for Purchasing Card Services and authorize the Mayor to execute the Piggyback Contract 5 minutes 7. Piggybacking the Orange County contract #Y10-1004 with Harcros Chemicals, Inc. for Hydrofluosilicic Acid, authorize the Mayor to execute the Piggyback Contract and approve Blanket Purchase Order for \$30,000 8. Piggybacking the State of Florida/WSCA contract #1523 with Sprint Solutions, Inc. for Wireless Communication Services and Equipment and authorize the Mayor to execute the Piggyback Contract: estimated annual expenditure \$115,000 9. Piggybacking the Lake County contract #11-0801D for agricultural chemicals, and authorize the Mayor to execute the Piggyback Contract 10. Piggybacking the St. Johns River Water Management District contract #25457 for Liquid Aluminum Sulfate and authorize the Mayor to execute the Piggyback; \$24,999 11. Piggybacking the National Joint Powers Alliance (NJPA) contract for Landscape Equipment contract #081209-FCC and authorize the Mayor to execute the Piggyback Contract

10	Action Items Requiring Discussion	Projected Time
	a. Complete Streets / Pedestrian safe proposed resolution:	20 minutes
	Presentation by Dan Burden b. Presentation and update of the Mead Gardens Master Plan and approve the proposed funding for the initial improvements to the "Environmental Learning Center"	30 minutes
	c. Appointment of Vice Mayor d. City Advisory Boards e. City Facilities discussion (follow up from Strategic Planning) f. Community Conversations (follow up from Strategic Planning)	10 minutes 30 minutes 10 minutes 10 minutes
11	Public Hearings	Projected Time
	 a. Ordinance- Regulating the sale of metals to Secondary Metal Recyclers (2) b. Ordinance-Repealing Fleet Peeples Park fees (2) c. Ordinance-Repealing City Commissioner salaries (2) d. Ordinance-Moratorium regulating Pain Management Clinics (1) e. Adoption of fee schedule effective May 1, 2011 	5 minutes 10 minutes 10 minutes 10 minutes 15 minutes
12	City Commission Reports	Projected Time
	 a. Commissioner Leary b. Commissioner Sprinkel c. Commissioner Cooper d. Commissioner McMacken e. Mayor Bradley 1. Create a consistent hours of operation for establishments within the City of Winter Park. Review ordinances / discussion 2. Resolution in support of SunRail 3. Tree Survey 4. Resolution governing communications by Advisory Board members and Elected officials 	10 minutes each
13	City Commission Executive Session Please note: This session is not open to the public. If the regular meeting is not completed by this time, the Commission will adjourn the meeting and reconvene the meeting if	5:15 p.m.

appeals & assistance

"If a person decides to appeal any decision made by the Commission with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings, and that, for such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based." (F. S. 286.0105).

necessary upon completion of the Executive Session.

"Persons with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk's Office (407-599-3277) at least 48 hours in advance of the meeting."

item type Non-Action Item meeting date April 11, 2011

Below are issues of interest to the Commission and community that are currently being worked on by staff, but do not currently require action on the Commission agenda. These items are being tracked to provide the Commission and community the most up to date information regarding the status of the various issues. The City Manager will be happy to answer questions or provide additional updates at the meeting.

issue	update	open resolved
Pension Study	Both Pension Boards and the City Commission authorized the Actuaries to work together to implement the 12 year smoothing concept identified by Actuarial Concepts.	Open
Lee Road Median Update	Staff continues to work on getting a final approval with FDOT.	Open
Pro Shop Renovation	HPC approved limited demolition at their last meeting which is scheduled to begin 3/23. A request for final approval of the entire project is before the HPC at their meeting of April 13 th .	Open
Historic District	The City received a favorable review by the State of Florida on January 20th. The report has been forwarded to the Federal Government for final approval.	Open
Community Center	Construction is underway. The Program Manager is on board and the programming study with Green Play is underway.	Open
Park Ave Area Task Force	Discovery sessions are underway for the Engauge project. Meetings have been held with the merchants and residents. The next meeting is scheduled with the Commission, acting as the CRA, on April 11 th . From there, Engauge takes back all the impressions and uses their creative talent to start building a brand essence.	Open

Fairbanks Improvement Project	The City Commission eliminated medians from the plan base on citizen and businesses input. The 90% drawings are currently being modified and staff is working with FDOT to secure a timeline that will allow for the paving grant.	Open
Fairbanks/Orange/ Pennsylvania	Work continues on sidewalk improvements from Pennsylvania to Park with work being performed at night. Utility upgrades also being done ahead of sidewalk work. Street light base installation is also underway and approximately 50% complete. Anticipate street lights complete by April 30th and sidewalk and 5 points intersection work complete by May 31st.	Open
ReLeaf	Completion of this planting cycle is underway.	Open
Hazardous Waste	Contract between City and Orange County is currently under review and revision by City Attorney.	Open
1301 & 1303 Fairbanks Ave.	These properties have been monitored by Code Enforcement staff and PD daily to ensure that new break ins are not occurring. One of our code enforcement officers secured the buildings from entry and posted the properties with "No trespassing" signs. In addition, the properties are scheduled for foreclosure on 4/4/11 based on a report from Aurora Bank in California. They will then assume control of the properties and assign a local property management company to oversee the property maintenance. Until we know the name and contact information for the property management company, we will continue to monitor the property to ensure that it remains secured from entry.	Open

Once projects have been resolved, they will remain on the list for one additional meeting to share the resolution with the public and then be removed.

item type	Economic Development Plan Review	meeting date	April 11, 2011
prepared by department division	Dori DeBord Economic Development/CRA	approved by	■ City Manager □ City Attorney □ N A
board approval	EDAB	■ yes □ no □	N A final vote

subject

Review of Economic Development Plan Goal, Strategies and Action Plan

motion | recommendation

Staff is seeking Commission guidance on the substantive components of the Plan.

background

Over the past four years the City has commissioned several economic development activities to document an Economic Development plan. The last plan was presented to the Commission in August 2009. This Plan did not receive approval and there was limited implementation by staff.

The plan being presented incorporates the background analysis that helped create the 2009 draft with one important change. It is based on a new, time-driven goal that is attainable with appropriate funding and community activity. Staff is requesting that the Commission review the five strategies and the action items associated with each strategy realizing that as each action item is achieved, specific and measurable tasks will be defined for implementation. This Plan provides the framework and guidelines to direct staff to "drill down" on each item.

With Commission direction, staff anticipates having a final document to the EDAB and the Commission for a May 2011 approval.

alternatives | other considerations

N/A

fiscal impact

There is no fiscal impact to the approval of the Plan. There will be fiscal impact to the Plan implementation over the next three years as presented.

long-term impact

Provides a framework for economic development activities within the City and a work plan for the ED Department.

strategic objective

Objective 1: Promote redevelopment and grow the tax base

Strategy	Action Steps	Community Investors
Develop Corridor Master Plans	Establish priority ranking for corridor study, development and implementation. Delineate study boundaries, analyze land use and zoning, look at marketplace needs analysis and identify issues.	Commission, EDAB, City Staff, & consultant
	Create an implementation plan and budget. The implementation plan may include redevelopment incentives, targeted business/anchor tenant development plans and streetscape options. Initiate plan amendment/code change as required.	participation
Identify a strategy to address annexations	Identify priorities to be addressed on an annual basis based on services	
	Complete annexation studies for each of the priorities. These studies would include a revenue/expenditure comparison, expansion of services review, park land quotient implications	Commission, EDAB, City Staff, & consultant participation
	Create an annexation schedule based on data provided through the studies.	

Objective #2 Promote and Enhance Community Character

Strategy	Action Steps	Community Investors
Evaluate Entertainment, Arts and Culture, Recreation and Events from an economic development perspective	Participate with local cultural leaders to create city-wide cultural arts features and create marketing materials that support these events.	Cultural organizations, City staff, & Chamber
	Evaluate to determine economic impact and survey local businesses to determine results.	
Strengthen pedestrian, bicycle and transit connections	Promote business and existing residential development patterns around commuter rail station while allowing for adequate pedestrian and transit activities	City Staff
	Identify pedestrian/bicycle gaps and investigate transit circulator connecting business districts through the City's Bike/Ped Committee as well as Metroplan Orlando	City Stall
Ensure that workforce housing is available	Analyze workforce housing availability in areas close to downtown. Incorporate hospital, Rollins, Full Sail and Valencia	Regional affordable housing organizations & City Staff
	Identify viable sites and research partnership opportunities on cost-effective properties with developers on a program	

Objective #3 Engage in Economic Gardening

Strategy	Action Steps	Community Investors
Market brand image and establish advertising program	Develop marketing program geared to residents and retail customers. This program will promote the City's image and desires in the regional marketplace.	City Staff, EDAB, & consultant participation
Create a business climate that gives local businesses an edge	Initiate a Buy Local Program	
	Create a quarterly Business Recognition Program	City Staff, EDAB, Chamber, Commission, & consultant participation
	Create a quarterly Business Ambassador Program with Elected Officials	
Create a business climate that grows entrepreneurship and businesses	Work with regional educational leaders and venture capital companies to create a Business Incubator	City Staff, EDAB, Educational Institutions, & ED Partners
	Collaborate with stakeholders to hold networking events	
Establish programs that nurture and cultivate existing and new businesses	Create a customer service environment that favors business through expedited permitting. This may include the use of electronic permitting for projects over a specific size and a Business Assistance Liaison to ensure service-oriented communications within the City.	
	Create database with inventory availability and property owner contact information for prospective new and relocating businesses	City Chaff 9 Chambar
	Develop and host Business Start-up / Business Information Seminars	City Staff & Chamber
	Continue Micro Loan Program for small businesses developing within Winter Park	
	Continue Facade Matching Grant Program within the CRA and find funding options to expand city-wide.	
	Create a Business Welcome Package	

Objective #4 Target and grow business clusters

Strategy	Action Steps	Community Investors
Create growth map for targeted business clusters	Establish network groups for each business cluster. These groups would establish strategies and priorities for individual clusters that would be implemented through the plan.	
	Compile a database for each business cluster and email notification list and create communication network	City Staff, EDAB, ED Partners, & consultant services
	Prepare an annual report outlining priorities and strategies for each business cluster	
Leverage ED programs to grow targeted business clusters	Partner with Enterprise Florida and Metro Orlando EDC in leveraging State Economic Development Programs	
	Establish and fund policies through the Targeted Industry Enhancement (TIE) program	
	Develop targeted plan to provide incentives through impact fee programs, tax abatement, anchor programs, home rule districts or permitting fee waivers	City Staff, EDAB, & ED Partners
	Review all City regulatory codes for impacts and evaluate potential changes that ensure quality yet encourage growth	
Advance higher education/economic development partnerships to grow business clusters	Establish working relationships with Metro Orlando EDC, UCF, Rollins, Full Sail, Valencia	City Chaff FDAD 9 FD Dayton
	Work with Education Partners to align curriculum and programs based on targeted business clusters and workforce needs	City Staff, EDAB, & ED Partners

Objective #5 Achieve Strategic Partnerships

Strategy	Action Steps	Community Investors
Establish a Quarterly Economic Development Roundtable Program	Meet and identify ways to collaborate to strengthen economy with ED Partners	City Chaff EDAD 9 ED Dawhnous
	Build a communication network among all the economic development partners	City Staff, EDAB, & ED Partners
Implement Business Improvement Districts	Identify areas that could benefit from a BID throughout the City	
	Provide education and information for affected property owners	City Staff, EDAB, & ED Partners
	Provide support for BID election and implementation including coordination with City Departments	
Establish performance metrics and work with ED Partners to attain and monitor	Work with ED Partners to create performance metrics based on Economic Development strategy	City Staff, EDAB, & ED Partners
	Create an annual report using performance metrics	

Proposed Mission:

The City fosters a diverse, sustainable and proactive economic environment that incorporates all elements of the City's identity.

Proposed Goal:

Within the next three years, the City of Winter Park will establish and implement a series of plan recommendations and activities designed to effectively create an economic environment that is diverse, robust and stable.

Five Objectives

- 1. Promote redevelopment and grow the tax base
- Promote and Enhance Community Character
- 3. Engage in Economic Gardening
- 4. Target and Grow Business Clusters
- 5. Achieve Strategic Partnerships

2009 Draft Goal:

The City of Winter Park will cultivate a business environment that inspires collaborative leadership, which, in turn, supports an innovation-based economy that is sustainable and compatible with the community's vision, which places importance on long-term economic vitality, community preservation, arts and culture and a superior quality of life.

Seven Original Objectives

- Promote redevelopment and grow the tax base
- 2. Preserve and enhance livability
- 3. Revive Park Avenue with downtown savvy
- Strategically position the City for entrepreneurial growth – enable economic gardening
- Build capacity, expertise and resources to grow targeted business clusters
- Achieve strategic partnerships with business leaders, higher education and economic development partners and leverage resources
- 7. Expand the Winter Park brand to the business community

REGULAR MEETING OF THE CITY COMMISSION March 28, 2011

The meeting of the Winter Park City Commission was called to order by Mayor Kenneth Bradley at 3:33 p.m. in the Commission Chambers, 401 Park Avenue South, Winter Park, Florida.

The invocation was provided by Mayor Bradley followed by the Pledge of Allegiance.

Members present:

Mayor Kenneth Bradley Commissioner Steven Leary Commissioner Sarah Sprinkel Commissioner Tom McMacken Commissioner Carolyn Cooper

Also present:

City Manager Randy Knight City Attorney Larry Brown City Clerk Cynthia Bonham

Deputy City Clerk Michelle Bernstein

Approval of the agenda

Mayor Bradley requested that Item 9d be tabled per staff's recommendation. Motion made by Commissioner McMacken to approve the agenda with this change; seconded by Commissioner Cooper and approved by acclamation of the City Commission.

Mayor's Report

a. Proclamation – Water Conservation Month

Mayor Bradley proclaimed April 2011 as Water Conservation Month. He urged all residents and businesses to help protect our precious water resources by practicing water saving measures.

b. Hannibal Square Community Land Trust, Inc. Board of Directors appointment-Mr. Frank Baker, Jr. to replace Barbara DeVane

Motion made by Mayor Bradley to appoint Frank Baker Jr. to the Hannibal Square Community Land Trust board for the service position; seconded by Commissioner Cooper and approved unanimously with a 5-0 vote.

c. Congratulations on the successful Winter Park Sidewalk Arts Festival and thanks to the City staff who made it possible

Mayor Bradley commended the entire staff and citizens for their significant efforts and service in making the Winter Park Sidewalk Art Festival a huge success.

City Manager's Report

City Manager Knight mentioned that last week he sent an email with proposed dates to the Commissioners in an attempt to schedule an upcoming legislative trip in May to meet with our Washington delegation. Since there was not an agreeable date he asked if they would like to schedule it now. Mayor Bradley requested that he continue to coordinate via email and hopes that everyone can attend.

City Manager Knight reminded the Commission that the Strategic Planning session is scheduled for April 5, 2011 at the Beary Community Room in the Public Safety Building

City Manager Knight stated that Engauge Marketing Consultants, the firm working on the Park Avenue marketing study, would like to meet with the Commission for 1.5 hours to provide an update and seek input. CRA Director Dori DeBord provided a brief update. It was agreed to schedule the meeting for 2:00-3:30 p.m. on April 11, 2011. Mayor Bradley asked if this would be in the auspice of the Commission or CRA. Ms. DeBord noted that they have funded this through the CRA so it is somewhat in the auspices of the CRA but also as the Commission. Mayor Bradley requested that they call it a CRA Board meeting. He also requested that someone contact Mr. Edwards to follow up on the appointment of the sixth member of the CRA Board. The request was acknowledged.

Commissioner Sprinkel asked if they needed to attend the April 1 meeting on this same topic. Ms. DeBord advised that it is a public meeting and they are welcome to participate. She explained that it is more of a listening session as they are allowing anyone who drops by the opportunity to share their views and provide input. She commented that they will also explain how they intend to gather the information. Mayor Bradley asked that any background information be forwarded to the Commission prior to the April 11 meeting. Ms. DeBord acknowledged.

Commissioner McMacken asked about the status of the Pro Shop and the plans. City Manager Knight stated that they submitted the plans to the Historic Board at the last meeting and received approval to move forward with selective demolition. They are scheduled to attend the next meeting with additional plans. Commissioner McMacken requested to receive a copy of the plans. City Manager Knight stated that a copy will be distributed to all Commissioners.

City Attorney's Report

a. Lawsuit filed by developer Sydgan Corporation

Attorney Brown said he previously sent out a letter advising the Commission of new lawsuit brought forward by Sydgan Corporation, a developer who is challenging an extension of a permit with conditions. He indicated that if there was a desire to discuss options for settlement he would prefer to handle it as an executive session. Commissioner Cooper said she is interested in having an executive session to review the settlement options. Commissioner Leary agreed with the request. Attorney Brown requested the City Manager and City Clerk to schedule an executive session at the earliest opportunity. City Manager Knight suggested having this discussion sometime during the April 11 Commission meeting. Mayor Bradley agreed with the suggestion and to coordinate appropriately.

Non-Action Items

a. Financial Report – February 2011

Finance Director Wes Hamil provided the financial report for February 2011 and answered questions.

Motion made by Commissioner Sprinkel to accept the Financial Report; seconded by Commissioner Cooper and approved unanimously with a 5-0 vote.

Consent Agenda

Motion made by Commissioner McMacken to add item 9d to the Consent Agenda; seconded by Commissioner Sprinkel approved by acclamation of the City Commission.

- a. Approve the minutes of 3/14/11. PULLED FROM CONSENT AGENDA FOR DISCUSSION SEE BELOW
- Approve the placement of one sign and one banner for a 30 day period from May 1-30, 2011 for the "Cool Camaro Sweepstakes" special event at Federal Trust Bank located at 1500 Lee Road – PULLED FROM CONSENT AGENDA FOR DISCUSSION – SEE BELOW
- c. Approve the agreement with Lynx on the bus shelter at the former Pittsburgh Glass (Floyd's 99) on Orange Avenue. – PULLED FROM CONSENT AGENDA FOR DISCUSSION – SEE BELOW
- d. Ratification under FS 447.403(4)(e) of 2010-2011 Agreement between City of Winter Park and Teamsters Local Union No. 385.
- e. Award IFB-13-2011 to HD Supply Waterworks for the purchase of 12" HDPE pipe for the West Fairbanks Water Main Replacement Project; \$65,940
- f. Award IFB-8-2011 to FitRev, Inc. for the purchase of fitness equipment for the new Community Center Fitness Center and approve PR 146386 for the purchase; \$78,000
- g. Approve the following purchases and contracts:
 - 1. PR 145908 to Diamondback Tactical for the purchase of replacement SWAT Body Armor; \$31,590.48
 - 2. PR 146337 to Mondo America, Inc. for the owner direct purchase of polyurethane rolls for the Community Center; \$49,513.92
 - 3. PR 146350 to JCB Construction, Inc. for complete retainage payout, Melrose Retention Ponds Stormwater Project (RFP-6-2010); \$30,705.45
 - 4. Amendment #1 to Grounds Maintenance Pineywood Cemetery/Trimming of Headstone Areas at Palm Cemetery and Pineywood Cemeteries with Carol King Landscaping Maintenance, Inc. and authorize the Mayor to execute Amendment #1; \$27,031
 - 5. Change Order COR-007 to Turner Construction for the Community Center and authorize the Mayor to execute the Change Order; \$60,591
 - 6. Change Order COR-008 to Turner Construction for the Community Center and authorize the Mayor to execute the Change Order; \$3,250
 - 7. Piggybacking the GSA Schedule 84 (GS-07F-0416M) with Diamondback Tactical for SWAT Body Armor and authorize the Mayor to execute the Piggyback Contract

Motion made by Commissioner Sprinkel to approve Consent Agenda items 'd' through 'g'-7; seconded by Commissioner Cooper and carried unanimously with a 5-0 vote.

Consent Agenda Item 'a' - Approve the minutes of 3/14/11.

Commissioner Cooper asked for clarification regarding the third paragraph on page 2 which reads "Mayor Bradley mentioned that in his upcoming April Parks Press article he has invited the Commissioners to join him in the visioning session. He also encouraged all citizens to

attend and join in on the conversation." Mayor Bradley clarified by saying it is not a visioning session but rather an article and requested to amend the sentence to read "Mayor Bradley mentioned that in his upcoming April Parks Press article he has invited the Commissioners to join him in the visioning and encourage all citizens to join in on the conversation." Commissioner Cooper said that is fine with her.

Motion made by Commissioner Cooper to approve Consent Agenda Item 'a' with the above change; seconded by Commissioner McMacken and carried unanimously with a 5-0 vote.

Consent Agenda Item 'b' - Approve the placement of one sign and one banner for a 30 day period from May 1-30, 2011 for the "Cool Camaro Sweepstakes" special event at Federal Trust Bank located at 1500 Lee Road.

Commissioner McMacken asked if they are approving the banner sign that is on the Camaro and if it is anchored. Building Director George Wiggins said yes. Mayor Bradley asked if the contest is for the bank or a charity. Mr. Wiggins indicated that it is to promote the bank.

Motion made by Commissioner McMacken to approve Consent Agenda Item 'b'; seconded by Commissioner Cooper and carried unanimously with a 5-0 vote.

Consent Agenda Item 'c' - Approve the agreement with Lynx on the bus shelter at the former Pittsburgh Glass (Floyd's 99) on Orange Avenue.

Commissioner McMacken questioned the owner's concern with a 10 year lease for the bus stop easement and asked if the City can put a shorter timeframe in the lease. Planning Director Jeff Briggs stated 'yes' they can do that.

Motion made by Commissioner McMacken to approve Consent Agenda Item 'c' and to state that it is for a year; seconded by Commissioner Leary and approved unanimously with a 5-0 vote.

Action Items Requiring Discussion:

a. Discussion regarding the scheduling of future work sessions.

Mayor Bradley provided background and explained that the last Commission agreed to have a regularly scheduled bi-weekly Monday work session meeting which was sometimes cancelled. He recommended that these bi-weekly Monday meetings cease and that they should schedule all future work session meetings on an as-needed basis or if there is a specific cause.

Motion made by Mayor Bradley that the off-Monday work session meetings be cancelled; seconded by Commissioner Sprinkel.

Commissioner Cooper explained that the work sessions are important to her and that it helps them work more cohesively as a group. For her it is a matter of making better decisions and predictability for both the Commission and the citizens. She wanted them to maintain the every other Monday work session meetings and if they are not needed they can be cancelled. Commissioner McMacken said it is fine if there is a desire to not have bi-weekly work sessions

but indicated that he would rather have them on alternate Mondays since he is more of a scheduled person. Commissioner Leary said he would be happy to attend but would love the work sessions to be just the exception rather than the rule. Commissioner Sprinkel said she would like to keep the idea of using alternate Monday's open for as needed meetings but only schedule work sessions if they are needed; not every other week. Mayor Bradley suggested the possibility of having a work session from 3:00-4:00 p.m. prior to the regularly scheduled Commission meeting and to start the Commission meeting at 4:00 p.m. rather than 3:30 p.m.

Pete Weldon, 700 Via Lombardy, reminded the Commission that at every formal meeting they have the opportunity to agree to have a work session the following Monday.

Vicki Krueger, 200 Carolina Avenue, thanked the Parks Department, City employees, Police and Fire Departments and everyone else for their help in making the Art Festival a fantastic event. She said she respects the intent to speed things up and to be efficient during Commission meetings but needed to allow more time for citizen input.

Donna Colado, 327 Beloit Avenue, said she supports citizen participation and transparency in municipal government. She finds the work sessions a useful venue in which more in-depth information is available in lieu of reading an agenda packet.

Marti Miller, 1399 Aloma Avenue, encouraged the City to continue with the Town Hall meetings, the work session meetings and newsletters.

Upon a roll call vote, Mayor Bradley and Commissioners Leary and Sprinkel voted yes. Commissioners Cooper and McMacken voted no. The motion carried with a 3-2 vote.

Public Hearings

a. AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA CREATING NEW SECTIONS IN CHAPTER 78, OF THE MUNICIPAL CODE REGULATING SECONDHAND GOODS, WHICH NEW SECTIONS SHALL BE ENTITLED "SECONDARY METALS RECYCLERS"; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE First Reading

Attorney Brown read the ordinance by title. **Motion made by Mayor Bradley to accept the ordinance on first reading; seconded by Commissioner Leary.** Deputy Police Chief Art King stated that this ordinance was created to help some shortfalls with Florida State law that regulates secondary metal recyclers. He addressed the three major areas they have to deal with that is included in the ordinance which makes it easier to apply and to effectively deal with people that want to steal and sell copper in the City. Mayor Bradley noted that there is encouragement for all municipalities to create such an ordinance so that recycling businesses do not move from one jurisdiction to another. Commissioner Cooper asked if we have any way to share the language in this ordinance with other municipalities. Attorney Brown said he would be happy to forward this ordinance to the Florida League of Cities.

Upon a roll call vote, Mayor Bradley and Commissioners Leary, Sprinkel, Cooper and McMacken voted yes. The motion carried unanimously with a 5-0 vote.

b. AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, REPEALING THE RECITALS AND SECTIONS OF ORDINANCE NO. 2835-11 THAT RELATE TO THE IMPOSITION OF A FEE FOR ENTRANCE INTO THE DOG PARK AT FLEET PEEPLES PARK AND FOR THE ENFORCEMENT OF SUCH FEE, PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE. First Reading

Attorney Brown read the ordinance by title. **Motion made by Commissioner Leary to accept the ordinance on first reading; seconded by Commissioner Sprinkel.**

Commissioner Cooper asked Commissioner Leary to look at the January 24, 2011 minutes whereby Commissioner Anderson asked if this ordinance is adopted at a later date and another Commission wants to remove the fees if they can change the fee schedule and if the registration and the license requirements and the personal responsibility remain intact. She recommended that he amend his motion to say that they repeal the fee but that they would amend Chapter 18 to add the requirements for a permit license and personal accountability relative to vaccinations, demonstrations of aggression, acceptance of liability, etc.

Motion amended by Commissioner Cooper to amend the fee schedule, to remove the fee and to amend Chapter 18 and to add in the acceptance of specific owner responsibilities. Motion failed for lack of a second.

Attorney Brown noted that in previous meetings he informed the Commission that there are items that they could add to specifically govern the behavior of people and their animals in that park such as defining acceptable behavior of dogs and cleaning up after them. Mayor Bradley asked if these items are covered in our other ordinances as it relates to dogs throughout our City. City Manager Knight said yes as far as things such as cleaning up after your pet. He indicated he was not sure if we have language on aggressive animals, but advised that most of the items are covered under our policies within our parks guidelines. It was confirmed that dogs throughout our City have to abide by Orange County rules such as licensing and shots, etc.

Commissioner McMacken provided a visual representation of the current park layout for Fleet Peeples Park (FPP). He showed the areas of the park which included the walkway, the parking and driveway area, the boat dock, and the off-leash and on-leash areas. He explained that there are seven off leash parks in Orange County and provided their relative sizes. He then compared the size of the FPP off-leash area to the size of the seven parks cumulative. He said if they have an area designated as a specific single use the City charges for it and that FPP is a single use facility and should not be treated differently. He said when you take an area of this size and use the entire park to create a single use it is only fair to the citizens that they charge a nominal fee to use it and that we should not treat it any differently than we do any other facility that we have in the City that is a single use facility. He explained that he is in favor of some type of fee and that you need to be fair to everyone in the City.

Commissioner Leary indicated that they do not have fees at Phelps Park and Azalea Lane Park where children play on the playground and considered these as single use parks because it is basically for children to use the playground and he does not agree with charging families that use the parks. He noted that FPP is a low impact park, the requirements to upkeep the park are fairly low since there is only a big open field with fencing, a restroom facility and a pavilion. He stated he does not see the need to charge for low impact parks. He reminded them that these discussions regarding the size and uses of FPP have to do with the approved plan and that he

would like to get back to what that approved plan is. He said it is also important that they put a plan in place that everyone is happy with and to also get an implementation schedule so that they can get it going.

Commissioner Sprinkel stated that not everyone agrees with calling FPP a single use park and fiscally it does not make sense for them to take money out of the coffer to do something that is going to cost them money. She would like for them to look at the whole parks arena, the charges they have in place and how task forces, boards and friends groups work together so that they can make it more clear for everyone.

Mayor Bradley noted that the City receives over \$18 million in taxes, not all revenue and that our citizens pay taxes and expects a level of service for it. He noted that in 2009 they received an additional \$40,000 of fees from parks and agreed that they should look at implementing fees in other places as well.

Commissioner Cooper mentioned that approximately \$14 million in property tax revenue is received in the City. She said the \$50,000 they are talking about as a cost basis for FPP is only the recurring cost and this is a special use park, so user fees for special uses are appropriate. She stated that 76% of the passes sold were to non-residents and without that fee the taxpayers would have to shoulder 100% of the parks maintenance improvements and she does not agree with it. She noted that the sale of the daily passes alone would cover the cost of maintaining the park and the user fees could also help with capital improvements. She said if they do repeal these fees then she would support returning 100% of the revenue from the annual fees to those citizens who complied with our laws. She also wanted to leave the daily pass machine in the park and continue to ask for a recommended donation of \$5.00 to be used for items such as doggie bags and to correct the drainage.

Pete Weldon, 700 Via Lombardy, said the fees are a political issue and that they really need to address a long term plan for this park that works for everyone in the City.

Nancy Shutts, 2010 Brandywine Drive, said her goal is that they share the park. She would like for the fence to be moved so they could use the pavilion and the bathroom.

Sally Flynn, 1400 Highland Road, said she loves dogs and she is for the off-leash dog park but that everyone who uses the golf course, tennis courts and playing fields pays a fee. She feels if they rescind the dog fee then they are giving special treatment to one group of people and one park and everyone should be treated equally.

Marti Miller, 1399 Aloma Avenue said they need a dog park on both the west and east side of the City so that FPP can be given back to the families as it was originally intended. She also commented that the community sailing program pays a fee for using this park and requested that if the dog fee is rescinded that the City rescinds the sailing program fees retroactive.

Joan Cason, 1915 Woodcrest Drive, said this is a single use park and that they need to focus on making people that come into the park accountable and liable.

Penny Potter, 1360 Canterbury Road, said this is a single use park and the fee is less than \$7.00 a month and is a recreational activity so they need to pay for it.

Herb Weiss, 521 Virginia Drive, said it is a bad idea to repeal single user fees at only one park and not include the others.

Joe Terranova, 700 Melrose Avenue, said there are people in this City that cannot afford this fee. He suggested that they rescind the fee now and to look at the entire process and design the park accordingly.

John Reker, 1660 Joeline Court, indicated that he is opposed to repealing the fees. He urged the Commission to at least retain fees for non-residents and perhaps also the residents.

Susan Gabel, 1539 Golfside Drive, said she used to bring her grandchildren to this park and no longer does so because of the off-leash dogs and because it is a single use park people should have to pay.

Jan Reker, 1660 Joeline Court, said she feels the Winter Park resident fees needs to be removed but to retain the fees for non-residents.

Joseph Brock, 2341 Randall Road, indicated that this park cost \$18,000 a year out of a \$6 million budget to maintain which is virtually nothing. He said this is a general use park which is off leash dog friendly and is very happy that the majority of the Commission supports repealing the fee.

Sandy Womble, 940 New England Avenue, thanked the Commission for allowing the Friends of Fleet Peeples (FFP) to come back to the table to speak. She said there were numerous individuals who joined the FFP for \$25 and others who gave hundreds and thousands to the Capital Campaign and instead of acknowledging their generosity they were slapped with a \$75 user fee which does not make sense to her.

Mike Palumbo, 559 Oak Reserve Lane, said they are trying to call it a single use park even though the City's brochure clearly says that FPP is a multi-use park. He indicated that families with children come into the park everyday and weekends so it is not a single use park.

Charles Gordon, 720 Virginia Drive, said this was a major issue during the recent election and the people by a landslide by electing the two new commissioners have clearly spoken that they believe these fees should be repealed. He agreed.

Bonnie Jackson, 3009 Temple Trail, said she likes smaller, cheaper and efficient government and that she supports the user fees.

John Fishback, 180 Chelton Circle, said the recent election is a clear indication of how the community feels. He said he would like a community playground and an off leash park with no fees and have the City maintain it. He indicated that the Friends of Fleet Peeple would love to contribute the \$45,000 they raised and use it towards the new bathroom on the south side now that the multi-trail has been completed.

Donna Colado, 327 Beloit Avenue, said if citizens want to use the recreational parks and activities, they should pay the user fees.

Commissioner Cooper said she believes the fees should be reviewed for the non-residents and a cost based fee established.

Motion amended by Commissioner Cooper to repeal the fees for Winter Park residents and that they have staff review the costs and establish a cost based fee for non-residents. Motion failed for lack of a second.

Commissioner McMacken noted that he did not second her motion because there is either a fee for the facility or not. Attorney Brown provided counsel on the user fee for residents and non-residents and noted that a user fee legally has to be reasonably approximated to the actual costs associated.

Motion amended by Commissioner Cooper that staff review and determine the actual cost of maintaining the park, establish a cost based fee for non-residents and a reduced fee for residents based on their tax participation. Motion failed for lack of a second.

City Manager Knight advised that the ordinance as written would require them to return all fees and in order to be reimbursed for the daily fee the person would have to produce a receipt. He suggested that they could ask the citizens if they would like to donate the funds to the City to be used in FPP. Commissioner McMacken suggested donating to another cause such as the Food Bank. It was noted that since this is first reading they could amend the ordinance during the second reading.

Upon a roll call vote, Mayor Bradley and Commissioners Leary and Sprinkel voted yes. Commissioners Cooper and McMacken voted yes. The motion carried with a 3-2 vote.

A recess was taken from 5:47 p.m. to 6:02 p.m.

Fairbanks Avenue Public Input Session:

Mayor Bradley indicated that staff would perform a 10 minute presentation and then answer questions of the Commission. There was consensus to let the citizens speak until a time certain to allow for citizens to be recognized and heard.

A brief presentation was given by Water and Wastewater Utility Director Dave Zusi. He provided an update on the project, where they are now and the key issues pertaining to the medians and assessments. He spoke about the project goals, project description, construction accommodations, safety considerations, design standards, project costs and additional costs for delayed installation of medians, alternatives and other options considered.

He advised that one of the options was to delay installing the medians now and installing them later but by delaying it they may possibly loose the \$1.2 million in funding. He said they will also have a hard time permitting it through the state after they have just repaved their road, they will have to add costs because they will have to remove the stabilized subgrade and asphalt and put in suitable soil for plantings. They will have to construct the curbs and new medians as a separate project which will be disruptive and time consuming along with bringing in suitable fill, traffic maintenance and construction inspection costs that are required through FDOT that are currently built into this project and reimbursable to some extent through their costs. He added if we did a separate project that had nothing to do with their milling and resurfacing project it

would be very difficult to get them to contribute. He said there would be additional permitting costs as well because they would have to go back and get permits from FDOT and SJRWMD.

Mr. Zusi indicated that staff recommends proceeding with the roadway improvements as they have been designed and approved by the Commission to maximize the gateway improvements and accomplish the goals set by the Commission earlier. He said they will also continue working with the implementation of the Placemakers form based code as it is amended to complete the vision for this gateway.

Mr. Zusi answered questions pertaining to fewer medians versus entire medians, restrictive striping, slowdown strips, pedestrian islands and landscape medians. He advised by saying we have as many openings as we can pursuant to FDOT guidelines and he is not sure how FDOT would view the restrictive striping or slowdown strips or if they would permit that. He also stated that FDOT would not allow the City to install little islands for pedestrian safety and that is why the pedestrian crossings are at the signalized intersections. Commissioner Cooper asked if they know what it would cost to do the medians in today's dollars at a later time. Mr. Zusi said they have not exercised that effort. Commissioner Leary asked if the City can take over maintenance and jurisdiction like they did on Orange Avenue. City Manager Knight noted that we have tried for many years and this is the one road that they will not turn over to us.

There was a consensus to provide one hour to allow for public comment.

Motion made by Commissioner Cooper that the City move forward to pave the road to make sure they do not lose the \$1.2 million of paving and that they delay the medians to a date in the future uncertain. Mayor Bradley asked if the paving would include the sewer project. Commissioner Cooper stated 'yes.' Commissioner Cooper clarified her motion and said that everything with the exception of the medians be done; seconded by Mayor Bradley. Commissioner Cooper also clarified by saying her motion was simply about the medians.

Commissioner Leary asked if we are in jeopardy in losing the \$1.2 million or any of the funding if they retract the medians from the plan. Mr. Zusi said that removing medians would require a fairly significant effort from the design perspective and that he could not tell him how long it would take or if it would delay them long enough to jeopardize the funding. He said that we are scheduled to get a bid in this summer so that we could match up with FDOT's schedule for their pre-existing funding for their paving project. City Manager Knight reassured the Commission and said they will do everything possible and work with FDOT to make sure we can obtain the funding.

The following spoke on behalf of the Fairbanks Neighborhood Merchants Association (FNMA):

Jay Christy Wilson, Wilson Garber & Small, indicated that the proposed travel lanes will be reduced from the current 13' to 11' meaning that each travel lane will be reduced 2 feet to accommodate the medians which could interfere with vehicles making U-turns.

Paul Sherma, P.E. (Traffic and Civil Engineer), Professional Engineering Resources advised that the proposed Fairbanks Avenue design would severely decrease the quality of access to the businesses located along Fairbanks Avenue. He also noted that according to FDOT standards the minimum median width of 30' is required for a passenger vehicle to make a U-

turn on a 4 lane roadway. The proposed median design is 20' and is not consistent with FDOT standards.

David Marks, Marketplace Advisors, indicated that commercial and retail property is based on access and by installing the medians it will reduce the access and the value of the properties that front Fairbanks Avenue.

Lisa Coney, 1350 W. Fairbanks, said this plan is not about beautification. It is about long term and natural redevelopment. She indicated they need the sewer system that was promised at the time of annexation. She said the sewer extension was to be completed in 2004 and because of this delay the local businesses have incurred extensive out of pocket expenses. She said the FNMA opposes the medians and assessments. Ms. Coney submitted a copy of the FAMA membership list and petition lists to the Deputy City Clerk.

The following spoke in opposition of the medians:

Roger Repstein, Research Development Construction, 524 Fernwood Drive, Altamonte Springs Pastor Bruce Mayhew, Killarney Baptist Church, W. Fairbanks Avenue Beth Wood, 1850 Biscayne Drive Jill Cooper, 1700 W. Fairbanks Avenue Carol Saviak, Coalition of Property Rights, 2878 S. Osceola Avenue, Orlando Dr. Rene Schamp, Generations of Smiles, W. Fairbanks Avenue Mike Juett, Skycraft Parts and Surplus Inc., 2245 W. Fairbanks Avenue Ann Culton, Killarney Baptist Church, 412 Melanie Way, Maitland Ian Lockwood with the Lakemont Bike Group, 2624 Tuscarora Trail Jonathan Moore, Acquisition Consultants, Inc., 2419 Albert Lee Parkway Richard Owens, Carey Hand Cox-Parker Funeral Home, 1350 W. Fairbanks Avenue Bonnie Jackson, 3009 Temple Trail

The following offered general comments:

Jim Pietkiewicz, 1315 N. New York Avenue, requested that the City install the sewer system that was promised to the local businesses in 2004 and suggested that they vote against the medians.

Pamela Peters, 467 Lakewood Drive, requested that they look at the overall traffic effects on the local neighborhoods.

Charlie Anderson, DDS, Inc., 1717 W. Fairbanks, requested the sewer project be done ASAP. He also said the traffic impacts are dangerous when leaving his business.

R. Kim Love, 2330 Westminster Court, shared his concerns regarding the sewer lines that are planned for the residential neighborhoods and the impact it might have on the mature trees.

Carl Jenne, 1999 Killarney Drive, asked that they consider unloading some of the traffic onto Lee Road. He also asked them to consider making Fairbanks Avenue two lanes and provide on- street parking and bike lanes on both sides.

Patrick Chapin, Winter Park Chamber of Commerce, indicated that redevelopment is important to them but personally he thinks now is not the time. He suggested that they continue to have more dialogue and the Chamber would be glad to assist with that process.

Mayor Bradley asked the audience for a show of hands if they are in favor of the motion which is to delay the medians. Approximately 95% of the audience raised their hands. Mayor Bradley then asked the audience for a show of hands if they are against the motion. Approximately 5% of the audience raised their hands.

Commissioner McMacken asked for clarification on whether this would affect any other grants involved with this project. Mayor Bradley indicated that they will not know that until they take the action and that currently it is a \$1.2 million decision which is very serious. He also reminded everyone that City Manager Knight indicated that if they take this action the City would do everything possible to obtain the funding.

Commissioner Sprinkel asked about assessments. City Manager Knight indicated that they will have to re-do the numbers but he believes they should be able to get it close to no assessments.

Upon a roll call vote, Mayor Bradley and Commissioners Leary, Sprinkel, Cooper and McMacken voted yes. The motion carried unanimously with a 5-0 vote.

A recess was taken from 7:45 p.m. to 8:02 p.m.

Public Comments

Nancy Shutts, 2010 Brandywine Drive said they need to continue with the constant flow of information from residents, citizens and board members.

Thomas Drake, 500 Shoreview Avenue spoke about the property located at 1299-1301 W. Fairbanks saying the property is in disarray and is unsecure with vagrants invading the property. City Manager Knight updated the Commission on the actions being taken upon the property owner. He explained that the current property owner is under foreclosure and State statutes are being followed. Planning Director George Wiggins noted that the bank will be foreclosing on the property next week and will be immediately securing a local property management company to secure and maintain the property. Mayor Bradley requested that this item be included in the City Manager's report until a positive resolution is achieved. The request was acknowledged.

Public Hearings (continued):

c. AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, REPEALING ORDINANCE NO. 2828-10 RELATING TO SETTING OF SALARY FOR THE MAYOR AND CITY COMMISSIONERS, PROVIDING FOR CONFLICTS, SEVERABILTY AND AN EFFECTIVE DATE First Reading

Attorney Brown read the ordinance by title. **Motion made by Commissioner Leary to accept the ordinance on first reading**; seconded by Commissioner Sprinkel.

Motion amended by Commissioner Cooper to repeal the Commission salary for FY 2011 and FY 2012 and to authorize the Commission increase concurrent with increases for City employees salaries to take place after the term of every sitting Commissioner. Motion failed for lack of a second.

A short discussion ensued as to the financial footing of the City, the fairness of the salary increase, the timing of when it should be implemented and if now is the time. Mayor Bradley and Commissioners Leary and Sprinkel agreed that now is not the time due to the economy and employees not having raises over the past 2-3 years. Commissioners McMacken and Cooper believed the salaries would attract a larger number of candidates because the pay raise would help with their everyday expenses.

Motion amended by Commissioner Cooper to repeal the FY 2011 implementation of this salary increase and that as soon as they give a raise to City employees the salary increase is incrementally given to Commission and if the current Commissioners are still in seats it is deferred until their seats have been filled by new Commissioners. Motion failed for lack of a second.

Motion amended by Commissioner Cooper to repeal the salary increase for FY 2011 and at such time as our City employees receive a raise that the salary is given to the Commission. Motion failed for lack of a second.

Joe Terranova, 700 Melrose Avenue said he was on the Charter Review Committee. He said it was their recommendation that the dollar amount listed in the Charter concerning the salaries of the Commission and the Mayor should be removed and an amendment was made to the Charter and was voted on by the people. He said they did not make any recommendations as to when a City Commission should vote on this nor did they make any recommendation as to the amount that should be voted on. He said he is totally opposed to increasing the Commissioners salaries while refusing to provide a pay raise for employees this year and last year along with reducing their pension amounts, increasing their insurance deductibles and reducing their health care coverage. He said most of the people that he speaks with feel there should be an increase but the issue is the timing and now is not the time.

Bonnie Jackson, 3009 Temple Trail, said this is purely political, a raise is appropriate and that the timing is the only issue.

Marti Miller, 1399 Aloma Avenue, said in March 2009 the citizens voted to allow the City Commission to increase their pay and shared her concerns with them undoing their request.

Sally Flynn, 1400 Highland Avenue, agreed that the timing is wrong but that it needs to be done at some point. She requested that they vote yes on the amendment to increase the Commission salaries when City employees receive their increase.

Nancy Shutts, 2010 Brandywine Drive, said the citizens voted on the Charter amendment for an increase in Commissioner salary and it passed. She urged the Commission to vote on a small salary increase which will at least show the residents that they heard them and care.

Pete Weldon, 700 Via Lombardy, agreed that there is a timing issue and asked them to reconsider the salary increase at a time when the politics and the finances are appropriate to do so.

Upon a roll call vote, Mayor Bradley and Commissioners Leary and Sprinkel voted yes. Commissioners Cooper and McMacken voted yes. The motion carried with a 3-2 vote.

Commissioner Reports:

a. Commissioner Leary

No items to address.

b. Commissioner Sprinkel

Commissioner Sprinkel advised that this past week she had the opportunity to work Police Department on strategic planning. She said it was a great process and thoroughly enjoyed it.

c. Commissioner Cooper

Commissioner Cooper spoke about an article in the Orlando Business Journal written by Mary Scott Nabers titled "Public Private Partnerships Offered Government Creative Solutions". She said the article states "The list that follows represents projects that a public entity feels a strong need to move forward on". It also says "The City of Winter Park - \$17.5 million to build a new 50,000 s.f. City Hall and related parking facility with 250 stalls and it says the source is the Winter Park CIP. She asked the Commission if any one of them knows anything about this and the response was no. City Manager Knight stated that it is accurate because it is in our CIP. She said the article says that we have a strong need to move forward on it and disagrees with that statement and asked to have it corrected. City Manager Knight said we can contact the reporter and try to have it corrected.

Commissioner Cooper requested a work session be scheduled on Strategic Planning. She said she would like to have a briefing from staff or Rick Mellon regarding "Planning the Possibilities". Mayor Bradley indicated that the Strategic Planning session is scheduled for next Tuesday, April 5 and asked her if she still wants to have a work session prior to that meeting. Commissioner Cooper stated yes and that she would like to see all of the information that was generated as a result of the work that Rick Mellon did and any minutes relative to those discussions. A work session was scheduled for April 4, 2011 from 5:00-6:00 p.m. Mayor Bradley asked City Manager Knight to distribute the meeting minutes relative to strategic planning prior to the meeting.

d. Commissioner McMacken

No items to address.

e. Mayor Bradley

The meeting adjourned at 8:57 p.m.

1. Complete Streets / Pedestrian friendly City

Mayor Bradley requested to schedule Dan Burton to provide a presentation on Complete Streets and Pedestrian Friendly City at the meeting of April 11. There was consensus to schedule this item for the April 11 regular Commission meeting

2. <u>Circumstances under which an Advisory Board member</u> should be removed

Mayor Bradley requested to have a Commission discussion regarding the circumstances under which an Advisory Board member should be removed. Attorney Brown provided legal counsel and referenced Code Section 2-47 "Members of all boards and Commissions except the Board of Adjustment serve at the will of the City Commission and can be removed at anytime with or without cause by majority vote".

Mayor Bradley reminded the Commission that at the last meeting they scheduled the following items for the April 11 Commission meeting: Appointment of the Vice Mayor, the City Governance Ordinance, the Advisory Board Memberships and Roles and the Economic Development Plan. The Commission recalled and acknowledged.

	Mayor Kenneth W. Bradley
ATTEST:	
City Clerk Cynthia S. Bonham	

item type	Consent Agenda	meeting date Apri	l 11, 2011
prepared by department division	Economic Development/CRA		City Manager City Attorney N A
board approval		☐ yes ☐ no [■ N A	final vote

subject

Park Avenue Recycling Program

motion | recommendation

Staff recommends that the City Commission approve the Park Avenue Recycling Program and authorize the purchase of ten recycling containers to be placed in strategic locations along Park Avenue.

background

At the request of Park Avenue merchants, the Economic Development/CRA Department researched the possibility of placing recycling containers along Park Avenue. After several meetings with the Planning and Public Works Departments we were able to review funding opportunities and select a design.

The Park Avenue recycling bins will follow the same receptacle design that is currently in place on Park Avenue. Canterbury International manufactured the original square receptacles and they make the same design for recyclables (see attached graphic). The receptacle will be all black with the opening plate in dark green to differentiate the recycle bins from the regular trash receptacles and reduce misplaced waste.

The placement of the recycling containers is designed to evenly distribute units along the entire length of Park Avenue. The specific locations are based on two factors: the presence of an existing trash receptacle to reduce the perception of visual clutter and proximity to areas that may be high traffic users of recyclable items. The attached map highlights the areas where the recycling bins will be located.

Staff presented this project to the Environmental Review Board, Keep Winter Park Beautiful and Park Avenue Area Task Force for comment. No formal action was taken. It is staff's intent to promote these recycling bins as part of Earth Day 2011. While they may not be in place by that time, staff would like to promote the use and placement of the bins by April 20, 2011.

alternatives | other considerations

Not establishing recycling containers along Park Avenue

fiscal impact

Staff is planning to acquire 10 recycling containers for a total cost of approximately \$17,000. Funds for this project are available through the City's solid waste contract with WastePro. Under the contract, WastePro allocates \$10,000 annually towards environmental and green efforts. Currently there is \$20,000 available for such projects.

long-term impact

Reducing recyclable waste in the City's public trash bins.

strategic objective

Maintaining the City's appeal through controlled, compatible and sustainable redevelopment.

item type	Consent Agenda	meeting date	April 11, 2011
prepared by department division	Purchasing Division	approved by	☐ City Manager☐ City Attorney☐ N A
board approval		☐ yes ☐ no _	N A final vote

Purchases over \$25,000

	vendor	item background	fiscal impact	motion recommendation	
1.	Helena	Purchase of agricultural	Total expenditure	Commission approve PR	
	Chemical	chemicals	is included in	146459 to Helena Chemical	
	Company		approved FY11	Company for the purchase of	
			budget. Amount:	agricultural chemicals.	
			\$50,000		
	This purchase v	vill be made utilizing Lake County co	ontract #11-0801D.	See item 9 below	
2.	Petersen	Purchase of 2011 Debris Loader	Total expenditure	Commission approve PR	
	Industries,		is included in	146471 to Petersen	
	Inc.		approved FY11	Industries, Inc. for the	
			vehicle/equip.	purchase of 2011 Debris	
			replacement fund.	Loader	
			Amount:		
			\$118,088.31		
	-	vill be made utilizing NJPA contract	# 081209-FCC. Rep	lacement vehicles for Forestry.	
0	See Item 11 b		T. I. I	0	
3.	Vision	Owner direct purchase of floor	Total expenditure	Commission approve PR	
	Ceramic Tile	and wall tile for Community	is included in the	146468 to Vision Ceramic	
	and Marble	Center	approved project	Tile and Marble for the	
			budget. Amount:	owner direct purchase of	
			\$61,846.42	floor and wall tile for the	
	Compositivo pro	l ocurement occurred during the selec	tion process (DEO 1	Community Center	
		olicited pricing for the various trade:		· ·	
	result in sales to		s and suppliers. This	s owner direct purchase will	
4.	Brown &	Commercial Property Insurance	Total expenditure	Commission approve PR	
٠.	Brown	Renewal	is included in the	146533 to Brown & Brown	
	Insurance	Keriewai	approved FY11	Insurance for the commercial	
	11134141100		budget. Amount:	property insurance renewal	
			\$233,443.23	property meanance remaind	
	The City's agen	t of record solicited quotes from nin		Renewing with the existing	
	carrier is most favorable based on price and ability to maintain 3% wind deductible, which is currently				
		he market for new policies.			

Contracts

	vendor	item background	fiscal impact	motion recommendation
5.	Mailtropolis,	Amendment #2 to RFP-14-2008	Total annual	Commission approve
	LLC	Various Print Jobs Some With	expenditure is	Amendment #2 to Various
		Mailing Service	included in FY11	Print Jobs contract with
			approved budget	Mailtropolis, LLC and

		authorize the Mayor to
		execute Amendment #2

The City of Winter Park utilized a competitive bidding process to award this contract. The contract was awarded on May 12, 2008 for a period of one (1) year. The contract allows for up to four (4) one year renewal options, upon mutual agreement. The vendor is willing to enter into a renewal period with no price increase. The current contract term expires on June 2, 2011.

Piggyback contracts

	vendor	item background	fiscal impact	motion recommendation
6.	SunTrust	Piggybacking the City of Venice	No cost to the	Commission approve
	Bank	contract for Purchasing Card	City. This	piggybacking the City of
		Services	contract allows	Venice contract #R07-2854
			the City to realize	with SunTrust Bank and
			an annual rebate	authorize the Mayor to
			based on spend	execute the Piggyback
			through the	Contract
			program	
		ce utilized a competitive bidding p		
		, 31, 2007 for an initial term of fiv	· · ·	-
		nsecutive one (1) year periods. The		
7.	Harcros	Piggybacking the Orange County	-	Commission approve
	Chemicals,	contract for Hydrofluosilicic Acid	is included in the	piggybacking the Orange
	Inc.		approved FY11	County contract #Y10-1004
			budget.	with Harcros Chemicals, Inc.,
			Payments will be	authorize the Mayor to
			made against a	execute the Piggyback
			Blanket Purchase	Contract and approve
			Order	Blanket Purchase Order for
	The O'the Orange	Contract to the Head of the Contract of the Co		\$30,000
		ssion initially approved piggyback		
		term will expire on April 22, 2011		
		additional one (1) year period. The	e new contract term is	s April 23, 2011 through April
8.	22, 2012. Sprint	Piggybacking the State of	Approved in the	Commission approve
Ο.	Solutions, Inc.	Florida/WSCA contract for	approved FY11	piggybacking the State of
	Solutions, mc.	Wireless Communication	budget by	Florida/WSCA contract
		Services and Equipment	department.	#1523 with Sprint Solutions,
		Services and Equipment	Estimated annual	Inc. and authorize the Mayor
			expenditure	to execute the Piggyback
			\$115,000.	Contract
			Payments are	Contract
			made using pcard	
	The City Commi	ssion initially approved piggyback		ctober 25, 2010, however the
		term will expire on April 11, 2011	_	
		al through Amendment #6 of the c		
	31, 2012.	G		·
9.	Helena	Piggybacking the Lake County	Total expenditure	Commission approve
	Chemical	contract for Agricultural	is included in	piggybacking the Lake
	Company	Chemicals	approved FY11	County contract #11-0801D,
			budget	and authorize the Mayor to
				execute the Piggyback
				Contract
		ssion approved piggybacking the l	_ake County contract	on November 22, 2010. The
	contract has be	en rebid and awarded.		

Lake County utilized a competitive bidding process to award this contract. The contract was awarded

	on February 1, 2011 for an initial term of one (1) year. The contract includes the option to renew for				
	four (4) one (1) year periods, upon mutual agreement. The current contract term is February 1,				
	2011 through Ja	anuary 31, 2012. See item 1 abov	е		
10	General	Piggybacking the St. Johns River	Total expenditure	Commission approve	
	Chemical	Water Management District	is included in	piggybacking the St. Johns	
	Performance	contract for Liquid Aluminum	approved FY11	River Water Management	
	Porducts, LLC	Sulfate	budget. Amount:	District contract #25457 and	
			\$24,999.	authorize the Mayor to	
			Payments will be	execute the Piggyback	
			made using pcard	Contract	
	The St. Johns R	iver Water Management District (SJ	IRWMD) utilized a co	mpetitive bidding process to	
	award this contract. The contract was awarded on April 1, 2010 for a term of one (1) year. The				
	contract includes the option to renew for two (2) additional twelve (12) month terms, upon mutual				
	agreement. SJRWMD executed a renewal option in March 2011. The current contract term is April 1,				
	2011 through M	larch 31, 2012.			
11	Petersen	Piggybacking the National Joint	Total expenditure	Commission approve	
	Industries,	Powers Alliance (NJPA) contract	is included in	piggybacking the NJPA	
	Inc.	for Landscape Equipment	approved FY11	contract #081209-FCC and	
			vehicle/equip.	authorize the Mayor to	
			replacement fund.	execute the Piggyback	
				Contract	
	The National Joint Powers Alliance (NJPA) is a Municipal Government Service Cooperative created by				

The National Joint Powers Alliance (NJPA) is a Municipal Government Service Cooperative created by Minnesota Legislative Statute 123A.21. Eligible membership includes cities, counties, governmental agencies, both public and non-public educational agencies, colleges, universities and non-profit organizations. The Minnesota Statute also allows for service to NJPA Member agencies in Minnesota and other states. The City of Winter Park is an established member (#17631).

NJPA utilized a competitive bidding process to award this contract. The contract was awarded on September 10, 2009 for a term of four (4) years. The contract includes the option to renew for one (1) additional one (1) year renewal, upon mutual agreement. The current contract term expires on September 10, 2013. **See item 2 above**

item type	Action Item Requiring Discussion	meeting date	April 11, 2011
prepared by department division	City Management	approved by	City ManagerCity AttorneyN A
board approval		☐ yes ☐ no ■	N A final vote

subject

Complete Streets Initiative by ACHIEVE Team

motion | recommendation

- 1. Accept Report presented by Dan Burden, of The Walkable and Livable Communities Institute.
- 2. Schedule a date to hold a public hearing on the recommended resolution, should the City wish to implement.

background

The Winter Park Health Foundation (WPHF) is administering a program through the CDC to improve health within communities across the Country. The program is referred to as ACHIEVE and is being worked on first in Winter Park and will then be rolled out to Maitland and Eatonville. Several Community leaders from diverse backgrounds serve on the ACHIEVE Team to provide a broad perspective on improving the health of our community.

One of the initiatives being considered is to increase pedestrian and bicycle access within the community. The WPHF hired Dan Burton, of the Walkable and Livable Communities Institute, to review the City's efforts to meet this goal and to make suggestions for additional improvements.

As part of his scope of work, he is offering an educational seminar to invited guests of the Winter Park Health Foundation that represent Winter Park, Maitland, Eatonville, FDOT, and a local pedestrian/bicycle organization on April 11th. Additionally, since he was already in town, the WPHF requested that Mr. Burton, be offered some time during the Commission meeting to present his specific finding about Winter Park to the Commission.

Further, Mr. Burton has prepared a sample resolution that would complement the City's Transportation Plan and show the City's support for the ACHIEVE efforts by highlighting the importance of maintaining a safe, walkable and livable community. Should the Commission agree to consider the resolution, a date to hold a public hearing on the topic will be established. Staff has reviewed the draft report and resolution.

alternatives | other considerations

Accept report and do not consider resolution.

fiscal impact

strategic objective

Quality environment Quality development & redevelopment Quality economic development

Complete Streets, Active Living and Livable Communities City of Winter Park













The Walkable and Livable Communities Institute
March 2011

City of Winter Park Complete Streets, Active Living, and Livable Communities

A Winter Park Health Foundation and ACHIEVE Initative

Report Prepared By:
Malisa McCreedy and Dan Burden
The Walkable and Livable Communities Institute

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ATTACHMENT A: Example Engineering Elements to Create Complete Streets
ATTACHMENT B: Recommended Language for a Complete Streets Resolution

INTRODUCTION

This Report of Findings outlines recommendations for Complete Streets and active living policies for Winter Park to capitalize on, enhancing its qualities to truly make it a model livable community. The City of Winter Park is in a unique position—with great original "bones" (block patterns, parks, and plazas street connections) and many near perfect streets, some basic tweaking to the community's existing transportation system can allow Winter Park to embrace a new level of vitality that hinges on a commitment to Complete Streets and active living.



Fairbanks and Park Avenue entrance to Rollins College

An example is the still challenging town/gown street crossings for Rollins College students on West Fairbanks Avenue. At the town/gown, which is where the city and college unite, speeds are still high and there are insufficient aids for comfortable and convenient crossings. Improvements to better fuse this area can be made with the use of curb extensions and median crossing islands, allowing for seamless accessibility and optimum pedestrian safety.

It's important to note that too many main street and regional roadway plans end up being compromises, or worse; not featuring and defending those community building elements that provide flexible, green, healthy, comfortable and lively streets. People-focused changes are necessary to create an efficient transportation system such as those listed in the City's transportation plan. Road "diets" should be reviewed for streets such as Denning Drive and Orange Avenue, paired with the consideration of roundabouts and mini traffic circles at key intersections along these streets in order to best serve all road users while promoting active lifestyles and healthy transportation choices.

BACKGROUND

As a private, not-for-profit foundation, the Winter Park Health Foundation (WPHF) supports programs that improve the health of youth, older adults and the community-at-large in Winter Park, Maitland and Eatonville. A long-trusted leader on health issues, the Foundation serves as a catalyst for information gathering, research and collaboration on health issues impacting Central Florida and the state. WPHF has partnered with the Center for Disease Control in their Action Communities for Health, Innovation, and EnVironmental change (ACHIEVE) initiative. The CDC-inspired ACHIEVE leadership team (CHART), is working to create the healthiest community in the U.S., suggesting policy, systems and environmental change strategies. The CHARTS mission is "to enhance the health of all Winter Park residents and make the healthy choice the easy choice through active support or thoughtful creation, implementation and evaluation of policies and practices that focus on improving nutrition, increasing physical activity and eliminating tobacco use." To implement their mission, the ACHIEVE committee asked the Walkable and Livable Communities Institute (WALC) to review how Complete Streets and Active Living policies might be emphasized to enhance the health and livability of Winter Park and support safer streets for all users.

RECOMMENDATIONS

After reviewing the Transportation Element of the Comprehensive Plan and the draft Transportation Plan, recommendations to strengthen existing policies include adopting a Complete Streets Resolution, incorporating health focused language into the comprehensive plan, and utilizing the transportation plan as a mechanism for implementation. Taking these actions reinforces Winter Parks' commitment to the highest livability standards by highlighting the connection land use and transportation decisions have on public health and community livability.

Emphasizing existing policies under a Complete Streets umbrella conveys the City of Winter Parks understanding that transportation planning is not a stand-alone exercise. As defined by U.S. Department of Transportation Secretary Ray LaHood, "Livability means being able to take your kids to school, go to work, see a doctor, drop by the grocery or post office, go out to dinner and a movie, and play with your kids at the park—all without having to get in your car."

- Adopt a Complete Streets Resolution
- Incorporate health focused language into the comprehensive plan
- Utilize the transportation plan as a mechanism for implementation

Taking these actions reinforces Winter Park's commitment to the highest livability standards

In addition, a Center for Clean Air Policy report released January 19, 2011 *Growing Wealthier: Smart Growth, Climate Change, and Prosperity* offers economic *and* environmental arguments for Smart Growth, which typically incorporates Complete Streets policy as the framework for connecting transportation systems. The report finds that an inclusive planning process following Smart Growth principles that yields more walkable neighborhoods with broader options for housing and transportation can help communities, businesses, and individuals make money, save money and improve quality of life.

Improving neighborhood walkability enhances property values of the surrounding area. WalkScore.com rates locations according to a walkability index from 1 to 100. A study by the CEO's of America found that, in general, every one-point increase in a home's Walk Score raised its value by \$700 to \$3,000. Although Park Avenue has a Walk Score well in the 90's, many areas of Winter Park are as low as 34, which shows that many parts of the city still have opportunities for significant enhancements. The City Hall sits in a prime location along Park Avenue and maintains a Walk Score of 98. This desirable location is characterized by low traffic speeds, unique charm, and a strong sense of "place" that is destination to residents and visitors alike. Having this model will allow the city to strategize on how to improve the score of other areas in town. Complete Streets provides the framework to recreate the built environment cues found along Park Avenue, applying the concepts and elements that make Park Avenue so successful.

An important goal is to link existing policies into a Complete Streets Resolution that helps translate them into a cohesive, meaningful, understandable package. Taking action steps to implement projects already outlined in the Transportation Plan will further support the vision of the City of Winter Park "to preserve the City's character and quality of life." These combined steps will help "shape the City to become one of the most healthy, walkable, livable, authentic and memorable communities in Florida."

There are many "hidden" health costs of transportation decisions, as transportation and related land-use decisions can harmfully affect public health and safety.

Unfortunately, these health costs are usually not included in the transportation and land use decision making process and policy framework. However, changing the built environment to bring down traffic speeds; creating more destinations within reach of more people through mixed use village style development; and engaging the local government and public alike to encourage human powered modes of travel can significantly improve the health of residents.

COMPLETE STREETS: OVERVIEW

So, what are Complete Streets? The fundamental concept at the core of the Complete Streets movement is CHOICE. The National Complete Streets Coalition defines Complete Streets as "streets that are designed and operated to enable safe access for all users." Streets and highways are often designed for fast and easy vehicular travel with multiple lanes, no sidewalks, and distant crosswalks, all creating traffic safety issues. By refocusing our transportation efforts to first accommodate people, then cars, we are in affect making the roadways safer for all users, including drivers, by adding bicycle and pedestrian features to existing streets and distributing the available right of way in a more equitable manner.

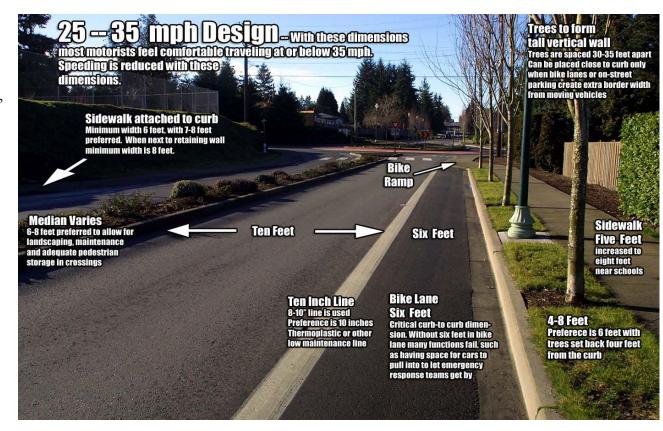
Re-designing streets that thoughtfully take into account all users, regardless of age and ability requires that transportation agencies and engineers utilize the right of way to the fullest extent. Cars, walkers, bikers, buses, and transit riders must be able to move along and across streets to get safely to their destination and children, adults, and seniors, with wheelchairs, strollers, skateboards, and the like need to be able to comfortably and confidently operate the right of way, including sidewalks, crosswalks, bike paths, and transit facilities. Implementing Complete Streets policy enables communities to provide affordable and sustainable transportation choices for everyone while connecting the street and sidewalk network and making it safer and healthier for drivers, transit users, bicyclists, and pedestrians with every transportation project.

Through the creation of multi-modal transportation systems many issues facing communities can be addressed such as, congestion, air and water pollution, obesity-related preventable diseases, economic development, walkability and bicycling comfort, and perceived safety of roadways. With Smart Growth practices and principles as the foundation, this new transportation focus establish Complete Streets as the framework for implementing changes to the built environment that encourage walking and biking and, by design, promote health and wellbeing in the community.

Complete Streets combine proper land use patterns and street designs that fit together. Land use development and transportation planning decisions cannot be made in isolation from one another. Street connection, block form and other patterns matter. Adding bicycle lanes on one roadway by itself will do little to increase cycling activity; it must be part of an integrated bicycle program that includes a network of paths and bicycle lanes, bicycle parking and changing facilities, and appropriate education and encouragement programs. Similarly, public transit facilities will provide little benefit unless implemented with other efforts to improve public transit service and encourage transit ridership. Today, the costs of the built infrastructure of streets and homes comprise 35% of our national economy; if properly implemented, an integrated transportation system will provide substantial benefits, providing a high economic return on investment.

ESSENTIAL COMPONENTS

There is no one design prescription for Complete Streets. A complete street may include sidewalks, bike lanes (or wide paved shoulders), special bus lanes, comfortable and accessible public transportation stops, frequent crossing opportunities, street trees, on-street parking, median crossing islands, pedestrian signals, curb extensions, and more. A Complete Street in a rural area will look quite different from a Complete Street in a highly populated urban area, but both are thoughtfully designed to achieve safety, convenience and comfort for everyone using the street. The Coalition for Complete Streets identifies several essential components that are vital to the success of Complete Streets policy initiatives. Winter Park has already established a solid foundation within the Transportation Element of the Comprehensive Plan that contains many of the elements listed below.



Complete Streets policy must:

- Include a <u>vision</u> for how and why the community wants to complete its streets
- Specify that "all users" includes pedestrians, bicyclists and transit passengers of all ages and abilities, as well as trucks, buses and automobiles.
- Encourage street connectivity and aim to create a comprehensive, integrated, connected network for all modes.
- Be adoptable by <u>all agencies to cover all roads.</u>
- Apply to both new and retrofit projects, including design, planning, maintenance, and operations for the entire right of way
- Make <u>any exceptions</u> specific and sets a clear procedure that requires high-level approval of exceptions
- Direct the use of the <u>latest and best design criteria</u> and guidelines while recognizing the need for flexibility in balancing user needs
- Direct that Complete Streets solutions will complement the context of the community
- Establish performance standards with measurable outcomes
- Include specific next steps for implementation of the policy
- Include operations and maintenance practices and expenditures

ARGUMENTS FOR COMPLETE STREETS

In a 2008 article in the ITE Journal, John LaPlant and Barbara McCann explained Complete Streets policy and how Complete Streets related to past performance measurements, such as level of service, functional classifications and others. They state in the article: "A complete street is a street that is designed to be safe for drivers; bicyclists; transit vehicles and users; and pedestrians of all ages and abilities. The Complete Streets

concept focuses not just on individual streets but on changing the decision-making and design process so that all users are routinely considered during the planning, designing, building and operating of all roadways. It is about policy and institutional change"¹.

Today, over 200 communities have adopted Complete Streets policies. Local city councils, regional transportation commissions and state legislatures across the nation are embracing Complete Streets policies. Some include supportive measures in transportation funding, development policies and zoning codes to encourage multimodalism. These measures may include reduced off-street parking requirements, development impact fees in multimodal locations, and targeted reductions in vehicle miles traveled. Professional organizations and transportation agencies are producing analyses, tools and guidelines to support Complete Streets, such as the multimodal level-of-service standards developed by the Transportation Research Board, which are being incorporated into the new Highway Capacity Manual.

Simply increasing bicycling from 1% to 1.5 % of all trips in the United States would save 462 million gallons of gasoline each year.

A recent study by the Texas Transportation Institute found that congestion was responsible for an annual \$78 billion loss in fuel during traffic jams in 2007, an increase from \$57.6 billion in 2000. The 2008 National Household Transportation Survey found 50 percent of all trips in the United States are three miles or less and 28 percent of all trips are one mile or less – distances easy to walk, bike, or to take a bus or train for. Yet, 72 percent of the shortest trips are now made by automobile. In part, this is because of incomplete streets that make it dangerous or unpleasant for other modes of travel. Complete Streets help convert many of these short automobile trips to multimodal travel. Simply increasing bicycling from 1 percent to 1.5 percent of all trips in the United States would save 462 million gallons of gasoline each year. Using transit has already helped the United States save 1.4 billion gallons of fuel each year, which is a savings of 3.9 million gallons of gasoline every day.

Florida provides a good environment for walking and bicycling, yet the percentages for these modes are quite low. Before Copenhagen, Denmark redesigned its cold climate city to be bicycle and pedestrian friendly very few people walked or biked. Today, over 39% of all trips are by bike. They changed the built environment, and it worked. Florida is a much more temperate climate, and a long term goal that is followed can greatly increase walking and bicycling.

¹ John LaPlante and Barbara McCann (2008), "Complete Streets: We Can Get There From Here," ITE Journal, Vol. 78, No.5 (<u>www.ite.org</u>), pp. 24-28.

The emphasis on multimodal transportation through Complete Streets is not an entirely new concept. Roadways, historically, were designed to accommodate all modes, but Complete Streets policies provide the opportunity to build the political and community will to truly operationalize multimodal planning at the street and neighborhood level. Transportation planning priorities must evolve if there is to be a functioning transportation system. We must expect more from our transportation system and dollars: policies and practices must ensure that roadways are designed to safely, comfortably and efficiently accommodate all types of users, including motorists, pedestrians, cyclists, children, disabled, elderly and public transit travelers.

We sometimes assume that there is an inherent conflict between economic, social and environmental objectives, but this is not necessarily true. In fact, the opposite is the case. Well designed streets that meet the needs of a community always add value to adjacent land. The more walkable and livable an area is, the greater the investments in that area. By helping to create a more diverse and resource-efficient transportation system, Complete Streets tend to enhance economic development in addition to providing social and environmental benefits. Complete Streets provide the policy and grassroots support to assist in this change by building streets that people want to live on or nearby.

In a recent presentation, Chris Leinberger, an urban land use strategist and visiting fellow with the Brookings Institute, discussed the challenges of translating Complete Streets policies into successful on the ground projects. Leinberger focused on two areas of Washington DC's Metro Orange Line. Twenty years ago, there were only two neighborhoods in the DC region that could truly be described as walkable urban: Georgetown and Old Town in Alexandria, Virginia. The expansion of the Metro system in the 1980s and 1990s led to a development boom. Now there are 39 walkable urban areas in the region, including areas within the city limits like Dupont Circle, China Town, the Capitol Waterfront, and those in the suburbs like Reston Town Center, Arlington, Virginia, and Downtown Silver Spring in Maryland. Today, the Orange Line is the single most important metro line in the country.

It is on this line that Arlington and Fairfax Counties chose different approaches. Fairfax County elected to take the cheapest option available: running the new line down the undeveloped center of the existing I-66 highway. Arlington County chose, at their own expense, the harder placement, inserting transit into the center of a growing area, pulling the line from the highway and running it through their then-un-walkable and rapidly decaying downtown areas. Over the following decades, development in Arlington's section exploded, with the price-per-square-foot of real estate increasing 70 percent. Just over the county border in Fairfax, the metro line continued down the middle of Route 66 as planned. Looking at aerial photos of the two areas is telling: one is densely developed; the other is empty save for a sea of parking.

Complete Streets are not simply about street design, but rather about combining proper land development patterns and proper street designs that fit together. Street connections, block form and other patterns matter. Land use development and transportation planning decisions cannot be made in isolation from one another. Standard practice must be the construction of Complete Streets to improve accessibility and safety and to build sustainable, economically viable communities.

COMPLETE STREETS BENEFITS

The primary goal of a transportation system over many years has been to provide safely and efficiently move people and goods. This language often assumes that movement will be solely by motorized travel and that "efficient" really means "fast." This language is found in many transportation guides and documents. Today, more and more the word "efficiently" is being removed, and its meaning is changing. We want to keep traffic in motion, but we want traffic to be more diverse, inclusive of all modes, and to not move with as much noise and speed. It was assumed to meet this goal meant mobility – how quickly can we move cars; however, the ultimate goal of transportation in cities is accessibility – our desire to *reach* desired goods, services and activities.

Multimodal transportation networks, using Complete Streets best practices, can lead to safer travel for all roadway users. Our streets average approximately 43,000 traffic fatalities annually, with 2.5 million people injured on our streets every year costing about \$164 billion annually in property damage and injuries². American drivers and the non-driving public (pedestrians and bicyclists) face greater danger in traffic than in any of the large development nations.

The benefits of Complete Streets are many, fostering strong communities by:

- Reducing traffic speed and conflicts
- Targeting obesity rates by encouraging walking and bicycling for health
- Lowering transportation costs for consumers
- Addressing oil dependence
- Reducing congestion, carbon emissions, and parking demand, and
- Leveraging public investment often sparks a revival in retail activity, private investment, and social capital

"Walking and bicycling are efficient transportation modes for most short trips and, where convenient intermodal systems exist, these non-motorized trips can easily be linked with transit to significantly increase trip distance. Walking and bicycling should not be an afterthought in roadway design. Increased commitment to and investment in bicycle facilities and walking networks can help meet goals for cleaner, healthier air; less congested roadways; and more livable, safe, cost-efficient communities".

² American Public Health Association; "The Hidden Health Costs of Transportation" http://www.apha.org/NR/rdonlyres/F84640FD-13CF-47EA-8267-E767A1099239/0/HiddenHealthCostsofTransportationShortFinal.pdf

³ United States Department of Transportation, Policy Statement on Bicycle and Pedestrian Accommodation, Regulations and Recommendations March 11, 2010. http://www.fhwa.dot.gov/environment/bikeped/policy accom.htm

IMPLEMENTING COMPLETE STREETS

Context is the key to successful Complete Streets. The objective of any design change should be to match the roadway environment with the actual roadway and community function. Ideal street candidates are in need of mitigation to reduce traffic conflict, reduce crash rates, slow down vehicles and are in areas that wish to encourage pedestrians, bicyclists, economic development, address parking circulation, and improve streetscapes, creating safer and healthier streets.

Conventional travel statistics tend to undercount non-motorized travel activity, which leads to undervaluation and underinvestment in walking and cycling facilities. Travel surveys also undercount non-motorized travel because they ignore short trips, non-work travel, travel by children, recreational travel, and the non-motorized links on trips that involve motorized travel. For example, a bike-transit-walk trip is often coded simply as a transit trip, and a trip that includes walking several blocks from a parked vehicle to a destination is often coded simply as an auto trip. Non-motorized travel is usually three to six times greater than surveys indicate. The 2009 National Household Travel Survey indicates that walking, cycling and public transportation represent approximately 15 percent of all travel and often two or three times more on major urban corridors.

A focus on Complete Streets policy and projects may appear risky because it requires the entire community to set the vision, but it is actually riskier for communities to continue with current planning practices which undervalue and under invest in alternative modes and fail to prepare for aging populations, rising fuel prices, climbing obesity rates and increasing interest in less auto-dependent lifestyles. Engineers, planners and community members worry that a Complete Street will cause congestion. This is not true. Inadequate walking and cycling facilities force people



to drive for even short trips – sometimes to cross a busy street or to travel a single block – which significantly increases traffic congestion. We need much more investment in pedestrian and cycling improvements on our streets. Americans drove almost three trillion miles in 2008, and many of those trips were very short, yet a vast majority of these trips were by automobile.

An example Complete Street can contain a center turn storage lane of ten feet, two travel lanes of ten feet each, two five foot bike lanes, two planter strips of 5 feet each and two sidewalks of five feet each can fit inside a 60 foot right of way and move up to 20,000 car trips and more when used with roundabouts at key intersections. On-street parking is a

key element to be added within the context of surrounding land use when parking can serve local business and other activities. While all these features can be included as part of a Complete Street, bicycle, pedestrians and vehicle uses do not have to be separated for the street to be considered "complete". Park Avenue is an exemplary Complete Street with no bike lanes, but traffic speeds are slow enough for a bicyclist to safely ride with traffic. Winter Park has incorporated many of these design features throughout the city to improve access, connectivity, and safety; contributing to walkability, livability, economic opportunity, and health and wellbeing.

An existing street can be modified to meet these standards through Road Diets, by narrowing lane widths and/or reducing the number of lanes, redistributing the pavement to enable and accommodate curb extensions, mid-block crossings, street trees, bike lanes, wider sidewalks, roundabouts, mini-circles, and/or on-street parking. When eliminating travel lanes or narrowing lanes through a Road Diet, safety is improved for all road users - motorists, pedestrians, and bicyclists. A road diet design drops serious traffic crashes from 15 to 30 percent, and in some cases, even more. Where there is greater need to provide for multi-modal travel, road diets have been successfully implemented on collector and arterial streets, main streets, commercial corridors, and town centers - on overdesigned streets, fostering better connections between land uses.

Attachment A has some examples of engineering elements that can be utilized to create Complete Streets.

Candidate streets will usually have an ADT (Average Daily vehicle Trips) of less than 20,000 to ensure minimal effects on vehicle capacity, although successful "road diets," have been performed with volumes reaching 30,000 ADT. Some examples of successful road diets include:



Edgewater Drive Orlando, FL

Before Road Diet: 21,000 vehicle trips per day

BEFORE

After Road Diet: 22,000 vehicle trip per day





Atlantic Boulevard Delray Beach, Florida

BEFORE

AFTER

The Comprehensive Plan notes, "Winter Park was platted in 1881 to include a grid network of streets and a train station in the center of a 10-acre park, the City of Winter Park owes much of its value, both economic and quality of life, to its long standing mastery over its transportation system. The results of these deliberate efforts have created a sustainable village development pattern where pedestrians, cyclists, transit riders, and motorists are all partners in mobility and the streets are treated as an important element of the public realm, connecting and stabilizing neighborhoods, improving the city's aesthetics, providing economic value to the City, and allowing for healthy recreational activities."

Winter Park's Comprehensive Plan is the foundation for the City's planning and development process. The City of Winter Park has policies in place that support "Complete Streets" with projects in the Transportation Plan that could implement these policies. Understanding this connection is crucial for the future sustainability and livability of Winter Park. Incorporating projects that reallocates existing pavement to reduce traffic speeds, improve comfort and safety and encourage all modes of travel is what creates a welcoming community environment and a sense of "place". Such practices also free up parking spaces, which are in high demand in key shopping areas. The responsibility of the Transportation Element within the City's Comprehensive Plan is to strengthen the City's policy framework and to ensure Winter Park defines its transportation system's design and function so that it can continue to contribute to the community's quality of life.

THE IMPORTANCE OF ACTIVE LIVING

In 1996 the Centers for Disease Control recommended that adults engage in 30 minutes and children 60 minutes of moderate physical exercise such as walking at least 5 days a week. At that time, physical activity was considered a form of recreational exercise that required certain levels of fitness as well as adequate time and access to the environments and resources needed for such exercise, sport or recreational activity. This misconception began to give way to the recognition that "simple forms of 'lifestyle activity' (walking to school or work, walking or biking to complete errands) had been engineered out of almost everyone's daily lives".

Multimodal transportation networks that allow people to walk or bicycle as a viable transportation option can promote an active lifestyle. According to the American Public Health Association (APHA) Report At the intersection of Public Health and Transportation, Promoting Healthy Transportation Policy, "Fifty percent of the leading causes of death and illness in the United States – traffic injuries, heart disease, cancer, diabetes, and respiratory illness – are preventable. These diseases have several risk factors that can be mitigated by transportation policies –



PARK AVENUE

policies that promote the design and development of healthy communities. Because the transportation system touches most aspects of daily life, optimizing transportation and community design can play an important role in improving health. Offering balanced and affordable modes of transportation (including driving, biking, walking and public transit) and, where possible, helping to decrease reliance on automobiles."

Multimodal transportation networks provide options and increase accessibility for people who cannot or do not drive to stay connected to their communities. This is especially important for people with disabilities and for all people as they age. Without alternatives to the automobile, these individuals can easily become socially isolated; unable to access essential resources such as grocery stores, houses of worship, and medical care. Social isolation and a lack of access to essential resources can negatively impact people's physical and mental well-being.

Consider the following alarming statistics, cited in APHA Transportation Facts 2010:

- Three-quarters of American adults will be overweight or obese by 2015, while childhood obesity has more than tripled in the past 30 years.
- Physical inactivity can lead to chronic diseases, such as high blood pressure, heart disease, osteoarthritis, cancer, stroke, and diabetes.

⁴ Bussel, Jamie B., Leviton, Laura C., Orleans, C. Tracy. "Active Living by Design: Perspectives from the Robert Wood Johnson Foundation", Am J Prev Med 2009;37 (6S2) pS309.

• Obesity costs account for approximately nine percent of all health care spending in the U.S., and part of these costs are attributable to auto-oriented transportation that inadvertently limits opportunities for physical activity.

Compared to the opportunities for health from an enhanced transportation network:

- Women who walk or bike 30 minutes a day have a lower risk of breast cancer.
- Active commuting that incorporates cycling and walking is associated with an 11 percent reduction in cardiovascular risk.
- Active transportation as part of everyday travel is as effective as structured workouts for improving health.
- Teenagers who bike or walk to school watch less TV and are less likely to smoke than their peers who are driven to school, in addition to getting more overall physical activity daily.
- Public Transit users take 30 percent more steps and spend roughly eight more minutes walking each day than drivers.
- A 30-minute round-trip bicycle commute is associated with better mental health in men.
- New Yorkers save \$19 billion per year because they rely less on cars than residents of other major U.S. cities.

A Complete Streets Resolution acknowledges that in order to have a healthy, livable community, policies and projects must prioritize people and not just moving cars, adding active living or health focused language into the comprehensive plan can enhance the livability of the Winter Park community.

INTEGRATING HEALTH INTO COMPREHENSIVE LAND USE PLANS

The following are sample approaches to health focused policies that can be an entire element of the comprehensive plan such as Richmond, California has adopted; or worked into existing elements in the comprehensive plan as the City of Orlando has done. **Attachment B** contains recommended sample language for a Complete Streets Resolution and includes action steps supporting adoption and implementation of the City's Transportation Plan.

Richmond, California

The City of Richmond has created a separate element within their comprehensive plan dedicated to Health and Wellness in addition to incorporating health language in other elements of their plan. Sample language includes:

"A healthy community encourages walking, biking and use of public transit through street design, land use and site planning, safe routes and public transit availability."

The following sections of the Community Health and Wellness Element will:

- Describe the status of health and wellness in Richmond today, including a review of current conditions relative to healthy living determinants (page 11.5);
- Highlight key findings and recommendations based on an existing conditions analysis (page 11.22);
- Define goals for promoting healthy living (page 11.28);
- Identify policies and implementing actions to address challenges and articulate opportunities to foster health and wellness in Richmond (page 11.31);

- Provide a summary table identifying lead responsibilities and timeframes for each implementing action (page 11.89); and
- Review the existing regulatory framework of governing bodies and other mechanisms that currently guide planning efforts (page 11.96).

City of Orlando

Conservation, Parks, and Recreation Element specifically addresses the Active Living by Design initiative as well as how to create an active community through a process that emphasizes policy change. Active Living by Design (www.activelivingbydesign.org) is a national program of the Robert Wood Johnson Foundation and is part of the North Carolina Institute for Public Health at the UNC School of Public Health in Chapel Hill, North Carolina. The program established innovative approached to increase physical activity through community design, public policies and communications strategies.

STRATEGIES FOR ACTIVE LIVING

Active Living by Design has identified five implementation strategies, consisting of: Preparation, Promotion, Programs, Policy and Physical Projects. These strategies represent a comprehensive approach to increasing physical activity in the community. Two of the strategies the City of Winter Park may wish to focus:

Policy development is the key to institutionalizing health-supportive environments. Active living partnerships should identify and attempt to influence changes in public policies and standards as well as organizational practices. These efforts include advocacy, relationship building with policy makers, presentations to policy boards, and influencing employer or school policies. In general, policy tactics are those that end with a policy change (i.e., adoption of greenway master plan, pedestrian friendly street design guidelines, etc.) Specific tactics include:

- Establishing a close and consistent link between land use and transportation plans and priorities.
- Approving local ordinances and other policies that are consistent with land use and transportation plans that promote active living.
- Updating street policies, standards, parking requirements and fees to improve connectivity, safety, street design and incentives for transit and active transportation.
- Updating land development codes, building codes and approval processes to encourage compact community design and a tighter mixture of activities which make it possible to work, play, shop and go to school within walking and bicycling distance of people's homes.
- Improving funding for pedestrian and cycling-oriented capital improvements and public transit.
- Adopting a pedestrian charter to ensure that walking becomes an increasingly safe, comfortable and convenient mode of travel.
- Enacting ordinances, codes, and other policies that encourage owners to build on vacant lots and revitalize vacant properties.
- Advocating for subdivision ordinances that require accommodations for walking and bicycling.
- Participating in local and regional decisions that improve funding and planning for parks, trails, and greenways.
- Enhancing local school district requirements to ensure that students in grades K-12 participate in daily physical education classes.
- Enacting policies that make available school physical activity facilities after school hours to students and the public.
- Establish worksite policies that encourage employees to be physically active.

• Inclusion of the Active Living by Design concept into the City's Growth Management Plan represents a direct policy change and shows the City's commitment to implementing the tenets of this program. Coupled with other sustainable development practices, such as encouraging walkable mixed use development, transit oriented development and multi-modal transportation system design, and by embarking on a strategic park planning effort which includes greenway planning, it is evident that Orlando intends to lead in creating a sustainable, healthy community.

Physical Projects are strategies that directly impact built environments, removing barriers to physical activity and enhance safety (i.e., trails, pedestrian improvements at intersections, etc.). While the built environment is heavily determined by public policies, active living partnerships should also look for opportunities to improve physical spaces that do not rely on a policy decision per se. Physical projects include a wide range of sizes from community trails to sidewalks to signage pointing out simple active living opportunities such as taking the stairs. Specific tactics include:

- Building physical infrastructure such as sidewalks, bike lanes, and trails which encourage walking and bicycling.
- Using traffic calming measures to make walking and bicycling safer and more comfortable.
- Providing interconnected networks for pedestrians and bicyclists that are as functional and accessible as those for motorists.
- Increasing the availability of high quality transit service within walking distance of residential, work and shopping areas.
- Converting out-of-service rail corridors into trails.
- Incorporating areas for secure bicycle storage in building designs.
- Developing places that integrate different activities and destinations that encourage physical activity.
- Placing higher density housing near commercial centers, transit lines, parks, schools, and work sites to encourage routine walking and bicycling.
- Creating a sense of place in commercial centers or districts to encourage walking.
- Reviving community gathering places and adding or renovating housing to help create a safe, walking environment.
- Designing neighborhoods to be safe and aesthetically pleasing to bring people together, encourage physical activity and decrease crime.
- Developing parking lots that provide for a continuous and attractive streetscape, safe pedestrian and bicycle access to buildings, and opportunities for shared use.
- Designing human-scale environments that make pedestrian feel comfortable.
- Installing signage to highlight active transportation routes and places that support active living.
- Linking parks, trails and greenways to local destinations of interest to ensure that walking and bicycling trips are as convenient as using a car.
- Designing parks, trails, and greenways to deter crime and enhance safety.
- Designing parks, trails, and greenways with multiple users in mind and ensuring that these facilities are regularly maintained.

The engine of a successful active living movement in a community is a partnership or collaborative of diverse people and organizations. Partnerships are vital for active living because they can bring together the many disciplines that have influence in a community, such as public health, urban planning, transportation, recreation, architecture and others. A capable partnership can consider the range of perspectives related to active living issues and can advocate for policy changes and physical projects as one voice.

Policy changes are important for the active living movement because the built environment is typically shaped by ordinances, master plans, design guidelines, and government rules and protocols. Community participation in an active living movement is essential for building a constituency that supports change. The number of engaged residents will also grow as neighborhood leaders participate in active living events and spread their enthusiasm to neighbors.

HEALTH AND LIFESTYLE CHANGES

The active living movement relies on many disciplines and the potential impacts can benefit air quality, traffic congestion, and quality of life; yet the primary rationale is to improve human health by increasing physical activity levels. The scientific evidence linking the built environment to physical activity is established and growing. It is also well documented that active people, i.e. those achieving the recommended of 30 minutes of moderate intensity physical activity on most days, are less likely to develop chronic diseases. Healthy communities are designed to allow most school children walk or bicycle to school. In addition, more and more adults will make active choices and incorporate physical activity into everyday routines. Finally, people who can most benefit from increased physical activity are able to lead active and healthy lives in environments that support those lifestyles.

Active living allows for physical activity to be part of an everyday lifestyle. When barriers to walking and biking are removed in the built environment, through the implementation of Complete Streets and policies focused on community health, physical activity is no longer a choice that has to be made, but can easily be incorporated into a daily routine.

RESOURCES

American Planning Association; Complete Streets Best Policy and Implementation Practices http://www.planning.org

American Public Health Association; "At the Intersection of Public Health and Transportation" http://www.apha.org/NR/rdonlyres/43F10382-FB68-4112-8C75-49DCB10F8ECF/0/TransportationBrief.pdf

American Public Health Association; "The Hidden Health Costs of Transportation" http://www.apha.org/NR/rdonlyres/F84640FD-13CF-47EA-8267-E767A1099239/0/HiddenHealthCostsofTransportationShortFinal.pdf

Bussel, Jamie B., Leviton, Laura C., Orleans, C. Tracy. "Active Living by Design: Perspectives from the Robert Wood Johnson Foundation.", Am J Prev Med 2009;37 (6S2) pS309.

Center for Clean Air Policy; "Growing Wealthier: Smart Growth, Climate Change and Prosperity", January 19, 011. http://newurbannetwork.com/sites/default/files/growing_wealtheir.pdf

Charlotte, NC; Transit Station Area Principles

http://ww.charmeck.org/Planning/Land%20Use%20Planning/Transit Station Area Plans/TransitStaionAreaPrinciples.pdf

City of Sacramento Transportation & Air Quality Collaborative; Best Practices for Complete Streets http://www.cityofsacramento.org/transportation/dot_media/engineer_media/pdf/bp-CompleteStreets.pdf

FHWA Livability in Transportation Guidebook

http://www.fhwa.dot.gov/livability/case studies/guidebook/livabilitygb10.pdf

LaPlante, John and Barbara McCann (2008), "Complete Streets: We Can Get There From Here," ITE Journal, Vol. 78, No.5 (www.ite.org), pp. 24-28.

Midwest Research Institute

Relationships of Lane Width to Safety for Urban and Suburban Arterials

http://www.completestreets.org/webdocs/resources/lanewidth-safetv.pdf

National Complete Streets Coalition

www.completestreets.org

Richmond, California, Community Health and Wellness Element:

http://www.cityofrichmondgeneralplan.org/docManager/1000000797/11%20Health.pdf

Roundabout video. Testimonial from Glen Falls, New York http://www.youtube.com/watch?v=zLMMGclhbEY

United States Department of Transportation, Policy Statement on Bicycle and Pedestrian Accommodation, Regulations and Recommendations March 11, 2010.

http://www.fhwa.dot.gov/environment/bikeped/policy_accom.htm

Attachment A: Example Engineering Elements to Create Complete Streets



Example of a street meeting fire code and other operational needs, while limited to travel lane widths of 10 feet. By insetting parking, the built environment cue changes, altering driver behavior. Elimination of center lane lines, vertical walls of trees and ground cover also add to neighborhood friendly driving behaviors.



Crosswalk Markings



Median Island/Pedestrian Refuge



Intersection Chicane



Bike Lanes



Inset Parking



Mini Circles



Curb Extensions

ATTACHMENT B

Recommended Language for a COMPLETE STREETS RESOLUTION

A RESOLUTION TO ESTABLISH A "COMPLETE STREETS POLICY" TO INTEGRATE BICYCLING, WALKING, AND PUBLIC TRANSIT WITH THE CITY'S TRANSPORTATION PROGRAMS, PROJECTS, POLICY INITIATIVES, GOALS AND OBJECTIVES; PRESENTING GUIDELINES FOR ROUTINELY INCORPORATING COMPLETE STREETS INTO PRACTICE AND TO REPORT ANNUALLY ON COMPLETE STREETS IMPLEMENTATION.

WHEREAS, the mobility and accessibility afforded the individual is basic to the success of the City's land use and transportation system, where complete streets are designed and operated to assure safety, comfort (i.e. perceived safety), and accessibility for all users of our roads, trails, and transit systems, including pedestrians, bicyclists, transit riders, motorists, commercial and emergency vehicles, and for people of all ages and abilities; and

WHEREAS, the early settlement patterns for Winter Park demonstrated an innate understanding of the relationship between walking and land use, integrating slower moving vehicles with walking, and an easily accessible mixture of land uses, but a century of changing development types and standards has shifted some of the City's land use and transportation system from the convenience of a walk to the convenience of a drive, resulting in greater dependence on the motor vehicle for basic travel; and

WHEREAS, the City of Winter Park's Comprehensive Plan Transportation Element includes adopted goals, objectives and policies that support Complete Streets; including Goal 2-1.1, Objective 2-1.1, and Policies 2-1.1 through 2-1.16; Objective 2-3.1; Objective 2-5.1, Policies 2-5.1 through 2-5.6; and Objective 2-6.1, Policies 2-6.1 through 2-6.9; and

WHEREAS, without proper design and understanding of bicycle and pedestrian needs, road construction and traffic operations may increase hazardous conditions for the vulnerable modes of walking and cycling, as has been reported in various studies, and

WHEREAS, the City of Winter Park's Transportation Plan already includes projects that implement Complete Streets, and should be reviewed for the inclusion of additional candidates for road "diets" on 4-lane road segments with less than 20,000 ADT, such as, Denning Drive; putting this plan into action will accomplish many goals of Complete Streets and the City of Winter Park Comprehensive Plan; and

WHEREAS, increasing the opportunity for cycling and pedestrian travel through better integration of land use and transportation does reduce reliance on fossil fuels, and places Winter Park in a position to more effectively reduce greenhouse emissions; and

WHEREAS, recent data on obesity and public health identifies a relationship between land use, automobile dependency, and poor health, which can and has been improved for communities exercising the principles of complete streets; and

WHEREAS, various national movements have been promoting a return to a more balanced urban environment and streetscape, using terms such as "livable communities", "new urbanism," "smart growth," "complete streets," and "healthy communities," strategies, which reduce congestion, increase the overall capacity of the transportation network, decrease consumer transportation costs, improve air quality, support economic growth, increase community stability by providing accessible and efficient connections between home, school, work, recreation, and retail destinations by improving the land use and transportation connections; and

WHEREAS, the Victoria Transport Policy Institute cites studies showing that reductions in traffic speeds increased adjacent residential property values by approximately 20% and that a several-hundred-per-day car volume reduction on residential streets increased home values by 18% on average; and

WHEREAS, the USDOT/Federal Highway Administration (FHWA) Design Guidance for Accommodating Bicycle and Pedestrian Travel issued in 2000, stated that bicycle and pedestrian ways shall be established in new construction and reconstruction projects in all urbanized areas; and

WHEREAS, Florida Statutes, Section 335.065, titled "Bicycle and pedestrian ways along state roads and transportation facilities" is part of the Florida Department of Transportation's (FDOT) Pedestrian and Bicycle Procedure and states that "Bicycle and pedestrian ways shall be given full consideration in the planning and development of transportation facilities...and bicycle and pedestrian ways shall be established in conjunction with the construction, reconstruction, or other change of any state transportation facility..."; and

WHEREAS, in 2005, the Florida Legislature directed FDOT to determine ways to increase the use of bicycles in order to conserve energy, reduce pollution, and improve health, and established FDOT's Conserve by Bicycle Program Study, which recommended that "public agencies accommodate bicycling on all non-limited access roadways in Florida"; and, warns that "the way Florida plans its development and roadways must change"; and

WHEREAS, Winter Park has invested in transportation systems to balance the community's mobility and accessibility, but continues to experience practical challenges in integrating mobility systems with each other and within the urban landscape; and

WHEREAS, roadway classification defines the function of the roadway, where access on abutting properties on arterial and collector roads are currently determined to be of secondary consideration, despite that a balanced urban community requires that transportation routes and abutting properties be functionally integrated, since the purpose of a trip is for the person to reach the destination (accessibility), regardless of mode;

NOW, THEREFORE, BE IT RESOLVED THAT WINTER PARK, FLORIDA, intends for street design and connectivity to be encouraged, with the aim of creating a comprehensive, integrated, and connected network for all modes of transportation.

RESOLVED, that the City of Winter Park affirms that all road projects should be designed to **comfortably** accommodate all users; that bicycling, walking, and public transit accommodations is a routine part of the city planning, design, construction, maintenance, and operating activities; and that bicycle and pedestrian ways should be considered in new construction, reconstruction, resurfacing or other retrofit road and bridge projects. In developing these accommodations, the latest, best, and context-sensitive design standards will be used, while recognizing the need for flexibility in balancing user needs.

RESOLVED, that very limited exceptions to these required accommodations are allowed under Florida Statues, Section 335.065 related to state controlled roadways. The Public Works Director will review the formal approval process related to granting these exceptions along city roadways. That being said, for streets that are under the control of other jurisdictions within the boundaries of the City of Winter Park or that influence the City of Winter Park, the City of Winter Park will highly encourage the other jurisdictions to respect and use a similar approach to complete streets as the City uses.

RESOLVED, that streets that do not operate to assure safety, comfort, and accessibility for all users are considered "deficient."

RESOLVED, that by August 2011, the Public Works Director is directed to work with appropriate City staff to best implement the City's Transportation Plan as part of Winter Park's "Complete Streets Policy". Some performance measurements that could be included in the annual budget report to assess the impact of the Complete Streets Policy include: the number of linear feet of sidewalk; routine pedestrian accommodation through mid-block crossings, median refuge islands, crosswalks or curb extensions at intersections; the number of miles of on street bicycle lanes, signed routes, or off road multi-use trails; and

RESOLVED, that these actions will enable the City of Winter Park to become a complete streets leader in Florida, and the nation.

RESOLVED, that the City Council urges the State of Florida, the Florida Department of Transportation, Orange County, and all the other cities and towns within Orange County to embrace and adopt complete streets guidelines and policies and integrate them into their standard street design and operations.

RESOLVED, that the City Clerk is instructed to transmit a copy of this Resolution to the Orange County's state congressional delegation in Tallahassee and Washington DC [Senators and Rep.], and the Director of Metroplan Orlando.



item type	Action Item Requiring Discussion	meeting date	April 11, 2011
prepared by department division	John Holland Parks and Recreation Department Administration	approved by	City ManagerCity AttorneyN A
board approval	Parks and Recreation Commission	yes no	N A 6-0 final vote

subject

Mead Garden Master Plans Update / Development and Funding Schedule

motion | recommendation

The motion is to approve the presentation and update of the Mead Gardens Master Plan and approve the proposed funding for the initial improvements to the "Environmental Learning Center", terrace, Denning Dr. entrance and garden roadway.

background

The Mead Garden Master Plan developed by PBS&J in 2007 is the basis for the Friends of Mead Garden progress toward renovation and re-establishment of the historic Mead Botanical Collections and Garden. The Seven Objectives specifically established in the Master Plan have provided the baseline direction for the improvements currently being proposed by the Parks and Recreation Department and the Friends of Mead Garden.

The new Parks Maintenance Warehouse at Showalter Field has provided an opportunity for the repurposing of the old warehouse at Mead Gardens into the new "Environmental Learning Center". This modification of the Master Plan will save hundreds of thousands of dollars in the development costs while still meeting the Master Plan Objectives with little or no impact to the gardens environment.

The presentation and update of the Master Plan addresses other objectives also, including the improvements of the garden entry sequence, roadway, parking and a garden terrace meadow and pavilion in the newly removed invasive area and dump.

The proposed plans and presentation for the Garden renovations have been shown in public meeting for the neighboring residents including both the Mead Garden Condominiums and Winter Park Garden Condo's. The response has been very favorable toward the plans and re-establishment of the historical Mead Botanical Garden.

During the March 23rd, 2011 Parks and Recreation Commission meeting a presentation of the Mead Garden Master Plan was given with the proposed modifications, sequences for the restoration of the Mead Botanical Garden collections and improvements to the Lake Lillian environment. The Parks and Recreation Commission unanimously approved of the plans and the use of the Winderweedle, Haines, Ward and Woodman donation toward the Master Plan improvements.

alternatives | other considerations

The current proposal provides for alternative locations of design and development objectives included in the original Mead Garden Master Plan.

fiscal impact

Funding for the proposed renovations and capital improvements are to be paid for by public and private grants and donations to the Friends of Mead Gardens, Inc. and donated funds from Winderweedle, Haines, Ward and Woodman (\$150,000). Any additional City funding for these improvements would be subject to the next annual budget process with City Commission approval.

long-term impact

These improvements to Mead Garden are part of the Master Plan and are being carefully evaluated for self sustainability, revenue generation and historical re-establishment of Mead Botanical obligations of the deed restrictions.

strategic objective

Provide superior quality of life.

DATE: February 8, 2011

TO: Randy Knight, CPM, City Manager, City of Winter Park

FROM: Jeffrey Blydenburgh, President, Friends of Mead Garden

SUBJECT: WHWW Gift Breakdown for Mead Botanical Garden (MBG) – Proposed Implementation Approach

PURPOSE: Use the MBG gift (\$150,000) for <u>capital implementation plans and construction items</u> for the Entranceway and nearby Nature Center upper terrace for a children's gathering area which overlooks the wetlands restoration. The City is working with the Friends of Mead Gardens (FMG) to implement the effort.

CAPITAL BREAKDOWN:

1. Entranceway area: \$115,000 (Generally at Denning and Garden Avenue)

2. Nature Center upper terrace: \$35,000 (At the Nature Center)

Gift Total: \$150,000

1. 2011 Timeline -

a. FEB 2011 WHWW gift breakdown approval;

b. FEB 2011 Initiate preliminary design documents and reviews;

c. MAR 2011 Final design approval of the Nature Center Terrace / Construction begins for

completion by May 2011 Ribbon Cutting for the Nature Center summer classes;

d. APR Final design approval of the Entranceway area; and City/contractor pricing;

e. APR-MAY Initiate Entranceway area construction

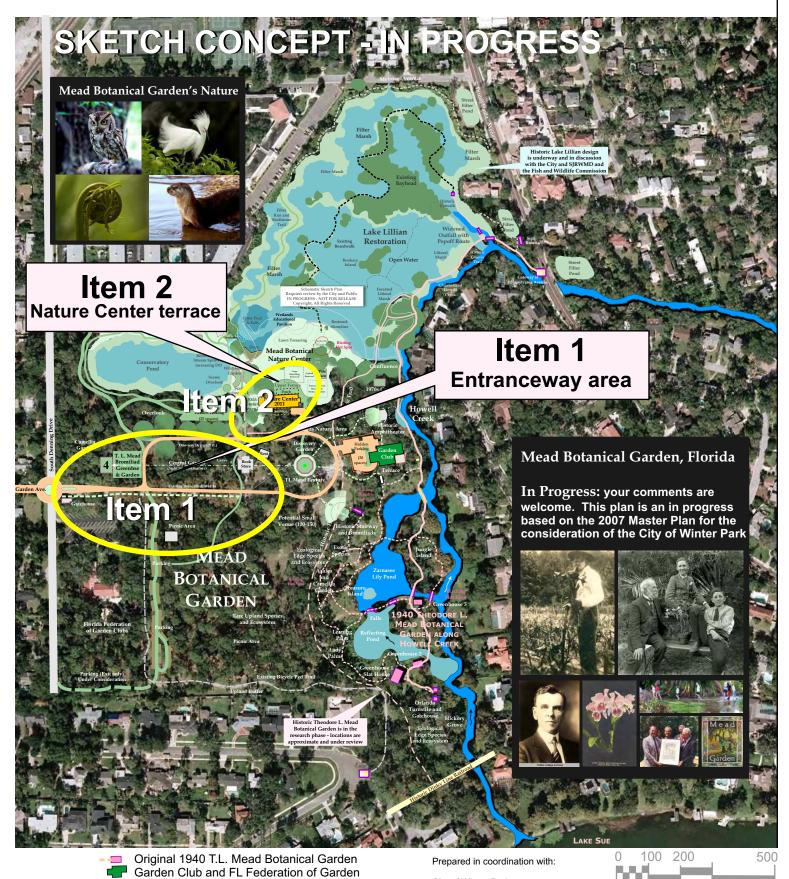
f. OCT-NOV Entranceway completion (At an estimated 6 month duration)

- 2. Entranceway area— For the 2011 design and construction of improvements to the gatehouse, columns, drive, parking, and sign. A goal is to improve as much as the existing features as possible and to provide the Botanical Garden with more of a traditional Garden appearance and presence from Garden and Denning. Then, use the 2012 City capital funds for the balance of the Entrance including possible low walls, fencing, roadway, lighting and design.
 - a. FMG administers the design and construction the gatehouse, columns and signage in coordination with the City.
 - b. City provides concept and plan reviews and site construction as possible of the above, and provides some in-kind services. If City crews are not available, then private contractors will be used.
 - c. For now, keep the City employee in the existing Gatehouse building for Garden security.
 - d. A plaque may be considered for the Garden Gatehouse such as "Garden Gatehouse, 2011, by WHWW" if this proposal is accepted.
- 3. Nature Center terrace ("Ready now") For the design and construction of improvements to the sloped area immediately north of the Nature Center for a level area for children to gather together, with a Winter Park street brick surface, native trees and Florida fieldstone. And, using only native plant species and doubling as an overlook to the in progress Lake Lillian restoration. This area was previously the City Maintenance yard and is being "repurposed" for Public Use integrated into Mead Botanical Garden per the original deed.

- a. City provides concept and plan reviews and site construction as possible of the above, and provides some in-kind services. If City crews are not available, then private contractors will be used.
- b. This upper terrace area ties into item 1 above.
- c. As an added benefit, this upper terrace item allows the "leveraging" of the WHWW funds as a match for two wetlands grants since this is proposed at the Nature Center fronting the existing wetlands, and benefits children.
- d. FMG is spending using a Galloway Foundation award (\$45,000) for the initial phase to get the Nature Center (Building) ready for children's summer 2011 classes. A successful groundbreaking was held February 2, 2011.
- e. This terrace site may also double as a "Trailhead" for the Mile Trail as awarded to FMG by the *Winter Park Health Foundation* and currently in design. The WHWW funds would improve the experience for all Mile Trail users which in turn would equate to more usership and health benefits to many.
- f. Suggested names for the terrace include *Hawk Roost, Hawkhurst...* (Hawks are regularly seen from the scenic vantage point); we hope to have a viewing scope on the terrace to overlook the wetlands.
 - If this proposal is accepted, a plaque stating "Hawk Roost, 2011, by WHWW" may be possible with special terrace seating opportunities for the donor for special Nature Center events.
 - Components such as the viewing scope, porch, birding overlook, rain garden and others, may be considered for naming opportunities for those donors as well.

Please note that a personal walk through of the entranceway and terrace site is available if desired.

Design Phase Programming Sketch (In Progress; Version 2) Mead Botanical Garden, Winter Park, Florida



Forest Michael, Principal, michaelplanning@gmail.com, Copyright, All Rights Reserved; Prepared January 2011

Friends of Mead Garden

Note: this plan is in its early "sketch" stage and is released for limited viewing and is not intended to be a "final" document for any form of implementation.

Brick Road or Shellstone (Mostly one way)

Grassed or Shellstone Drive (Mostly one way)

City of Winter Park Friends of Mead Botanical Garden Audubon of Orange County - Mead Branch Rollins College and Valencia C. College St. Johns River Water Management District Others

City of Winter Park City Commission

April 11, 2011

Previously presented to the Parks and Recreation Commission and the Parks and Recreation Department

(And nearby neighbors and the Winter Park Garden Club)

Update and requests: Mead Botanical Garden items

By the

Friends of Mead Garden



Theodore Mead ("Uncle Ted") at his "Oviedo Farm" on Lake Charm (notice the amaryllis and Spanish moss)



Theodore and Edith Mead's "Wait a bit" cottage on Lake Charm (notice the imported exotic palms, vines covering the porch and chimney)

Restoration (47.5 acres)

"Natural resources" are one of the City's Top Priorities

The City's approved plans state the priority to restore the natural resources at Mead Botanical Garden:

- Comprehensive Plan,
- Parks and Recreation Strategic Plan,
- Parks Master Plan, and the
- Mead Garden Master Plan

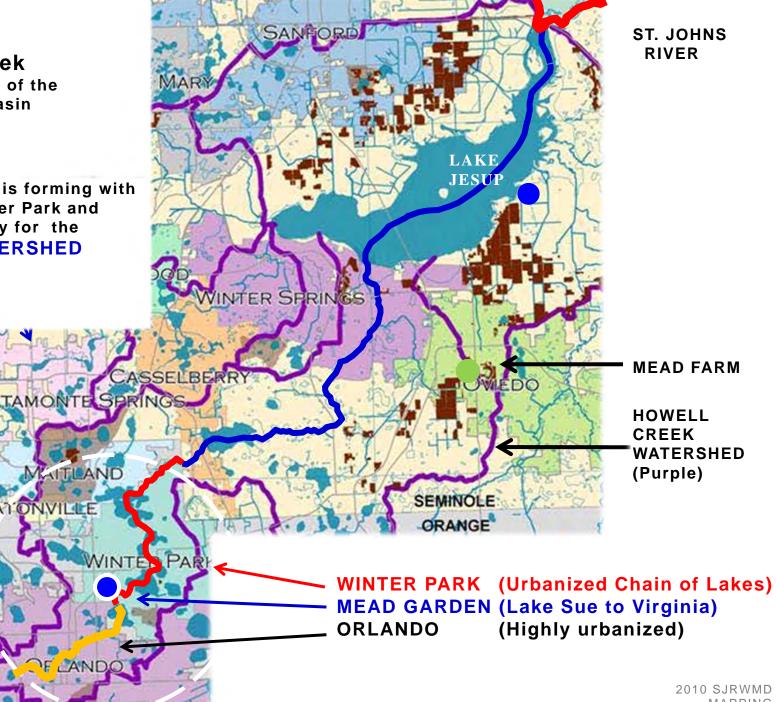


Howell Creek Subwatershed of the Lake Jesup Basin

A partnership is forming with Orlando, Winter Park and Orange County for the **UPPER WATERSHED PROJECT**

MAITLAND

EATONVILLE



MAPPING

San Francisco Botanical, CA

City Property; 55 acres; 501 C3 operation; \$3.4 mil revenues 1 Director; 37 staff (estimate)

Leu Garden, Orlando, FL City Owned Land, 50 acres \$2.5 mil budget; \$1 mil from city 1 Director, 10 staff (estimate)



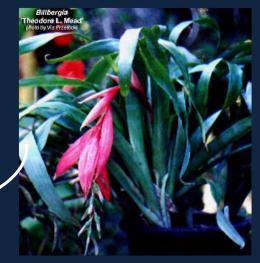






Dr. Grover and John Connery assembled the botanical garden (Blue 47.5 ac), which is about the same size as Leu and San Francisco's city-owned public gardens





Theodore L. Mead Billbergia (Bromeliad)



Uncovering the past (1940s Winter Park and Orlando cultural icon)

Mead Botanical Garden Collections

2011 restoration projects:

Community
Garden (Ongoing 2011)

Entranceway partially funded (Summer 2011)

South uplands edge (<u>Underway</u> 2011)

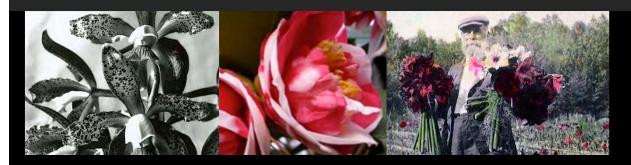


Wetlands tree planting along the Creek (Summer 2011)

South Lake edge exotic species removal and Nature Center (Underway 2011)

Historic garden, azalea planting (Ongoing 2011)

Mead Botanical Garden - current



Theodore L. Mead Botanical Collection



Howell Creek Botanical Collection

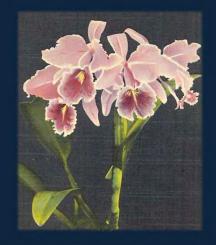


Lake Lillian Botanical Collection



Winter Park Uplands Botanical Collection

Mead Botanical Garden - collections







The T. L. Mead Botanical Collection

- Cornell University grad
- Botanical researcher and originator
- World renowned
- "Dr. Mead" and "Uncle Ted"

H. Nehrling's Tropical Gardens and Arboretum

TAMIAMI TRAIL
NAPLES ON THE GULF
FLORIDA

CALADIUMS A SPECIALTY

Palm Cottage Gardens

H. NEIRLING, DIRECTOR

SPECIALTIES CALADIUMS AMARYLLIS CRINUMS Colleagues
Dr. Nehrling
and Fairchild

A FEW OF DR. NEHRLING'S CALADIUM CREATIONS



Mrs. Arno Nehrling



Mrs. W. B. Halderman





Polling College Archives



Dr. T. L. Mead



Edith Mead

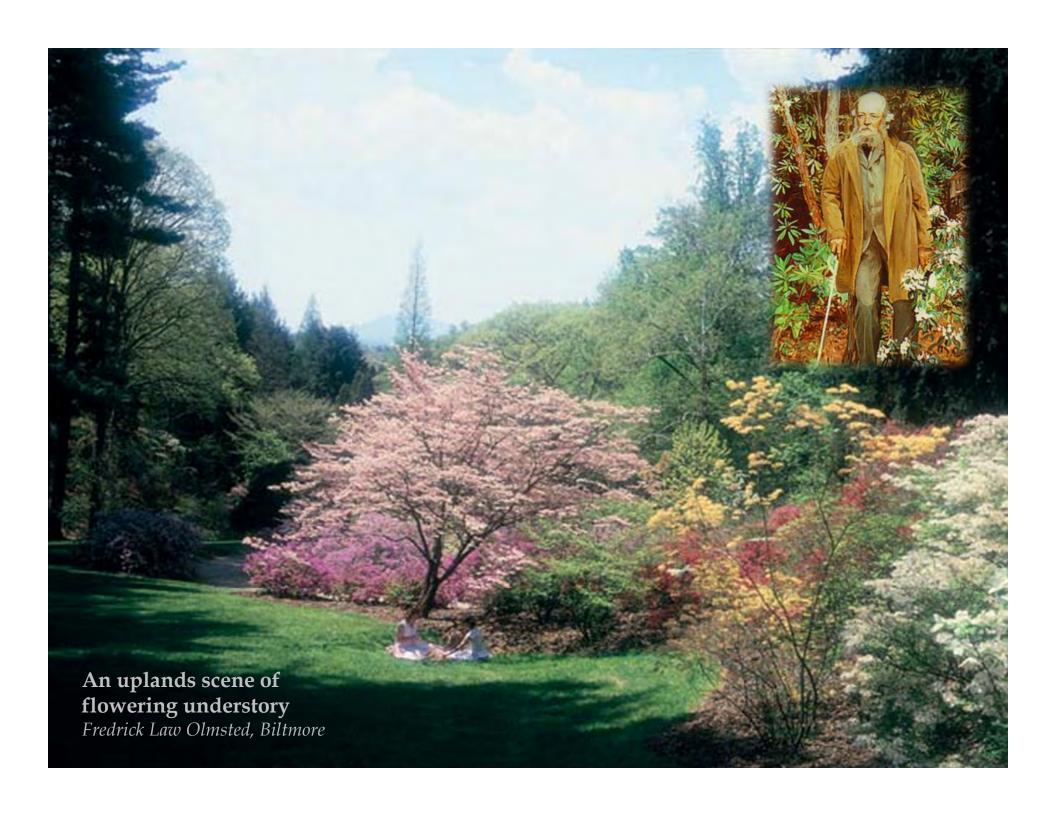


Freida Hemple



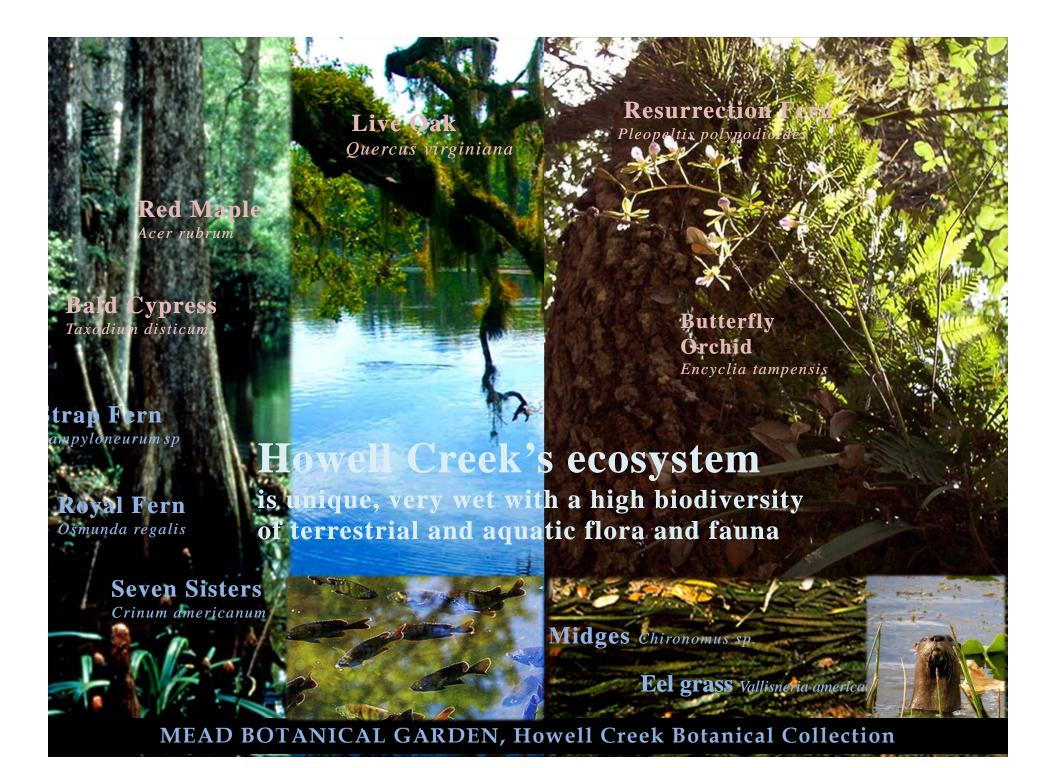
MEAD BOTANICAL GARDENS, Winter Park Uplands Collection







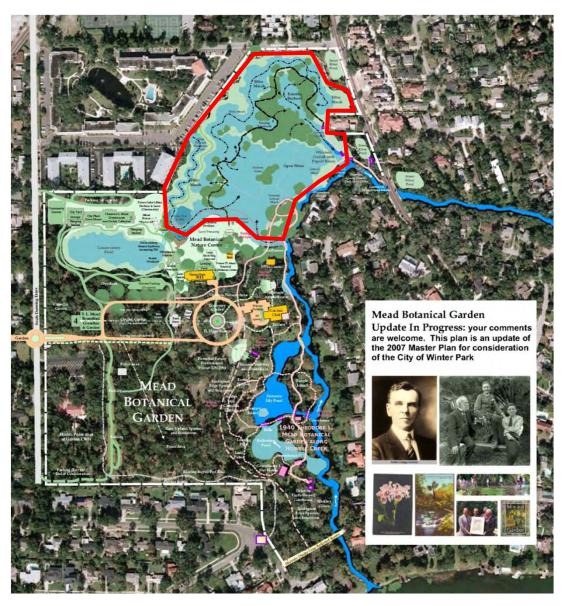
Last natural creek segment in the urbanized Upper Watershed





Lake Lillian aquatic habitat restoration

(All areas not shown as wetlands are generally long leaf pine and xeric oak habitat)



Mead Botanical Garden:

47.5 acres owned by the City of Winter Park

Lake Lillian: restore approximately 9 acres of former lake bottom; plus portions of the creek

- Ranked high for restoration by the City Commission as a legislative request; and was just added to the latest SJRWMD master plan;
- It is analyzed that in former eras, the lake was drained, the creek channelized, and the littoral zone completely filled

Wetland Restoration Strategy "Control watershed pollution at its source" (USEPA)

Most funds are planned to be state or federal







































Concept plan for the aquatic wetlands restoration of the historic Lake Lillian;

- Restore approx. 50% as open water and the rest as freshwater marsh and littoral habitat;
- The lake level cannot be raised without seepage into neighboring residents; so open water cannot be restored without demucking;
- Since there is muck now and minimal biodiversity, wildlife will return upon restoration;

Theodore L. Mead

and Orchid Collection

Greenhouses

FDEP 319 project Recirculating

Conservatory

City Plant

Storage

Hanging

Future Lake Lillian Pavilion & Lawn (Community)

House

"Wait abit"

Stream Spillway increasing DO

Scenic



Existing

Bayhead

Marsh

Marsh

Lake Lillian and Howell Creek Upper Watershed Aquatic Habitat Restoration Project

Phases:

- 1. EPA-FDEP 319 WQ and habitat **completed**
- Invasive species and fill removal underway (city)
- Wetland habitat littoral zone restoration underway (city)
- 4. Wetland habitat project next (FWC request)
- Wetland habitat project
- Wetland habitat project muck removal (Final)

*combine phases as feasible

nd Orchid Collectio

Conservatory

Future Lake Lil

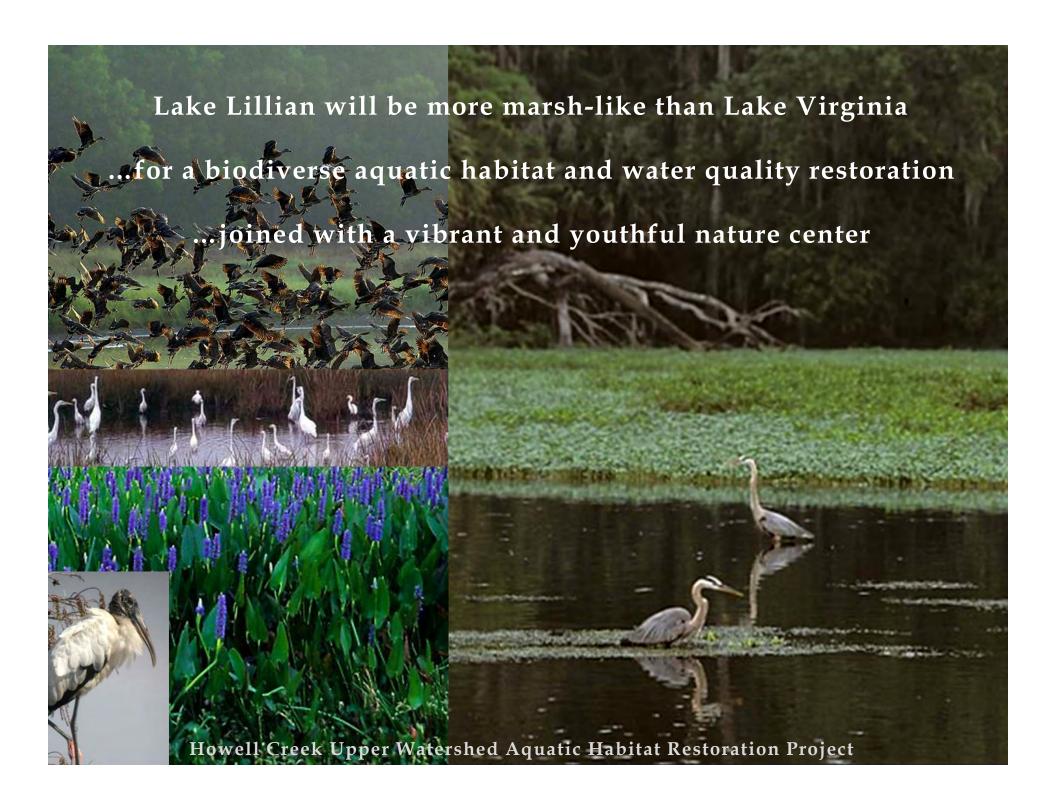
House

"Wait abit

Scenic



Lake Lillian and Howell Creek Upper Watershed Aquatic Habitat Restoration Project









Restoration and venues

"The greatest good for the greatest number" Charles Eliot / Fredrick Olmsted, 1880s

Dr. Grover founded Mead Botanical Garden to encourage as many residents as possible to experience Theodore Mead's Collection, and nature's beauty

City of Winter Park City Commission

As previously presented to the Parks and Recreation Commission and Staff

Requests:

(These venues have been through an extensive public planning process (5 years) and are <u>Commission approved</u> <u>per the City's 2007 Mead Garden Master Plan</u> – we are now seeking to relocate three items so they do not damage the ecosystem and historic garden resources)

Upgrades to the existing 2007 Master Plan: (preserves more greenspace)

- Move Learning Center from Entrance to the Barn (keeping drive and trees)
- 1. One way drive (Saves trees); and provide more perimeter parking spaces
- 2. Move the amphitheater out of historic garden and the pond's ecological edge
- 3. Move the interpretive center out of the sensitive wetland and combine with the amphitheater at the old City yard (Formerly the worst place in the Garden)



City's 2007 Mead Garden Master Plan

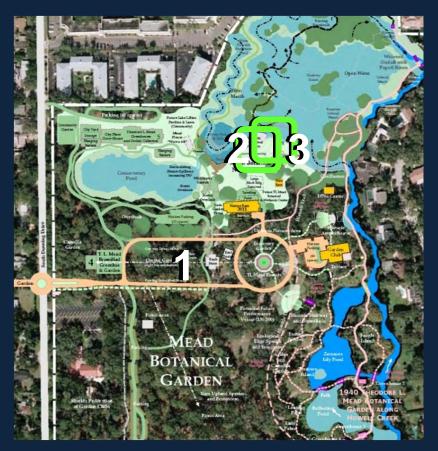
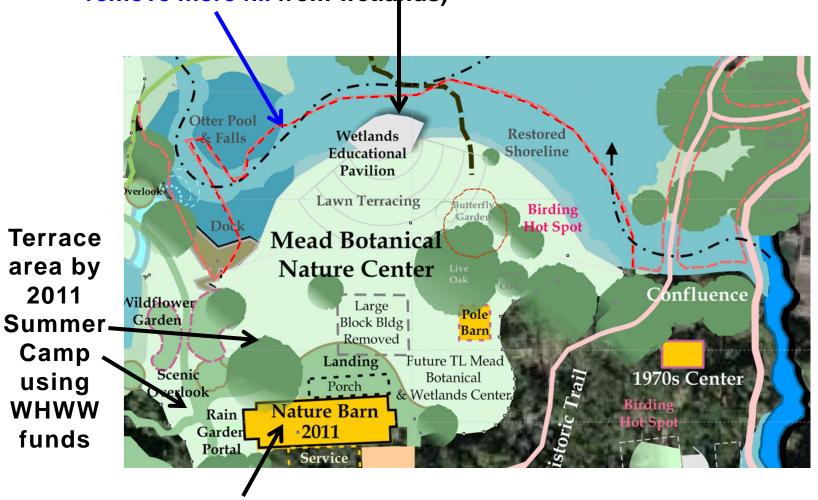


Diagram of relocation request

Simplify /combine the amphitheater and interpretive center), (also remove more fill from wetlands)



Previously approved Barn for the Learning Center

Transform the worst area of Mead Garden (the old landfill - City yard) into a more usable garden – by 2011 summer camp

The City's 2007 Master Plan envisioned the amphitheater <u>naturally</u>; now it can <u>double as a wetlands educational classroom</u>, with more children and adults learning of the wetland restoration



...and the small old amphitheater used for the small gatherings

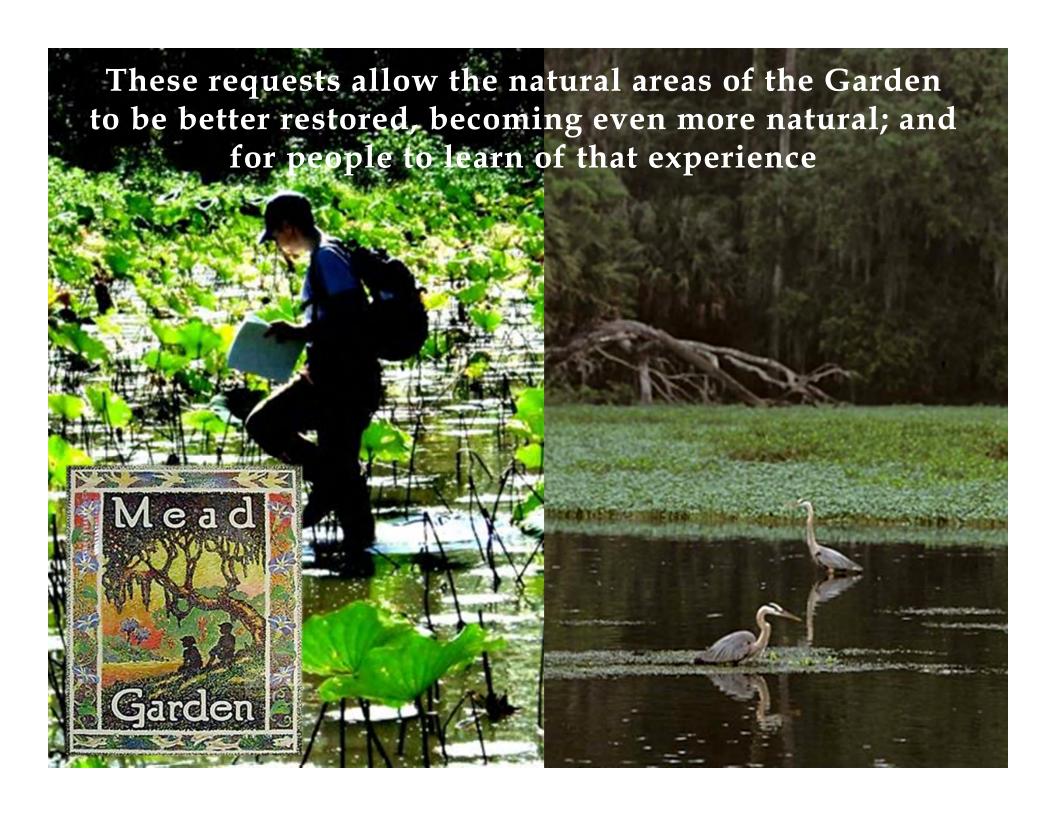


Environmental Learning Center...summer 2011 Interpreting Howell Creek and the wetlands since the 1970s Rollins College, Valencia Community College, Ninth Grade Center, the Galloway Foundation and many others



...and now finally there are funds for entranceway improvements (2011 – 2012) thanks to WHWW's donation to the City





item type	Action Item Requiring Discussion	meeting date	April 11, 2011
prepared by department division	City Management	approved by	City ManagerCity AttorneyN A
board approval		☐ yes ☐ no ■	N A final vote

subject

City Advisory Boards

motion | recommendation

- 1. Authorize Staff and the City Attorney to develop a Chapter within the Code of Ordinances that addresses City Boards and repeals all previously adopted Ordinances and Resolutions.
- 2. Review list of current Boards and determine if any should be sunset or combined prior to development of this Ordinance.
- 3. Provide policy decisions on the topics identified below under "General Rules" to allow for preparation of the Ordinance.

background

Currently there are over 60 Ordinance and resolutions governing Advisory Boards within the City of Winter Park. Development of a Chapter within the Code of Ordinances to address the rules, procedures and duties of the Boards would centralize the information into a single location within the Code. At the same time it would allow the Commission to standardize certain procedures and review the duties of the Boards. Attached is a list of all current Boards. Below is an outline of how the Chapter would be prepared.

- I. Chapter XX City Advisory Boards
 - a. General Rules
 - i. Role/Responsibility of Board Member adopt general language about being advisory and rules prohibiting exceeding authority/enforcing code
 - ii. Term/reappointment current 3 year terms with one reappointment
 - iii. Attendance current miss three consecutive meetings and appointment is terminated
 - iv. Participation by phone allowed to participate by phone and be counted present. Vote only if a physical quorum is present.
 - v. Membership current varied. Alternative set all boards that are not statutorily required to have a specific membership to ____members. Include/Eliminate Alternates.
 - vi. Board Member Evaluation process –currently none. Create an annual self evaluation process for Board Members. Hold process prior to annual appointment cycle.
 - vii. Use of Task Forces Currently no provisions. Establish procedures for use of task forces not to exceed a certain number of days _____. Make provisions to automatically sunset the Task Force, unless an action is taken by Commission.
 - viii. Sunset Provision currently none. Establish a timeline for all Boards not

statutorily required to sunset____ years, unless renewed by a vote of the Commission. This will allow the Commission to evaluate the Board's need and effectiveness on a regular basis.

- b. Specific Boards
 - i. "Board ABC"
 - 1. Statutory/Charter requirements, if any
 - 2. Membership requirements if any (residency, profession, business owner, etc)
 - 3. Duties/Responsibilities of the Board

alternatives | other considerations

Leave multiple Ordinances and Resolutions in place

fiscal impact

long-term impact

strategic objective

Quality government services & financial security.

City of Winter Park Advisory Board List

Board of Adjustment

Civil Service Board

Code Enforcement Board (not required, but established under FS 162.05)

Community Redevelopment Agency Board (required under FS 163.356)

CRA Advisory Board

Construction Board of Adjustments and Appeals (not required, but established under FS 553.73)

Economic Development Advisory Board

Environmental Review Board

Ethics Board

Historical Preservation Commission

Housing Authority (FS 421.04 & 421.05)

Keep Winter Park Beautiful

Lakes & Waterways Board

Park Avenue Area Task Force

Parks and Recreation Commission

Pedestrian & Bicycle Board

Planning and Zoning Commission (required under FS 163.3174)

Public Art Advisory Board

Tree Preservation Board

Winter Park Firefighters' Pension Board (currently being combined with Police; required under FS 175.061)

Winter Park Police Officers' Retirement System (currently being combined with Fire; required under FS 185.05)

ORDINANCE	NO.

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA CREATING NEW SECTIONS IN CHAPTER 78, OF THE MUNICIPAL CODE REGULATING SECONDHAND GOODS, WHICH NEW SECTIONS SHALL BE ENTITLED "SECONDARY METALS RECYCLERS"; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, increasing demand for metals and the associated rising price of metals have contributed to increased criminal activity, including the theft and sale of stolen copper wiring from construction sites, underground telecommunication wires and cables, utility wires, air conditioning units and beer kegs; and

WHEREAS, law enforcement have testified that increased criminal activity relating to the theft of secondary metal and secondary metal products such as those described above are impacting the public health, safety and welfare of the residents of the City of Winter Park; and

WHEREAS, in 2008, Florida Law was enacted with a goal of ending secondary metal theft (Chapter 2008-69, Laws of Florida; Sections 538.18-538.26, Florida Statutes); and

WHEREAS, law enforcement of the City of Winter Park have identified areas in the law where additional regulation will be helpful to curb the theft of secondary metals; and

WHEREAS, under the Home Rule authority of the City of Winter Park, the City may pass additional legislation to further regulate secondary metals recycling and may enforce through ordinance the police power in the interest of the City of Winter Park so long as the additional regulations and ordinances of the City are not preempted by state law and are not inconsistent with state law.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA, AS FOLLOWS

<u>Section 1.</u> Sections 78.1 through 78.4 of the City of Winter Park Municipal Code of Ordinances are added, and by ordinance the Municipal Code shall now provide as follows:

- 1. Definitions. The following definitions apply:
 - a. "Ferrous Metals" means any metals containing significant quantities of iron or steel. For purposes of this definition, the item or product is considered "primarily" containing such metals if the composition of the material is more than

fifty percent (50%) iron or steel. The quantities will be deemed significant if the material has value in the secondary recycling or other markets.

- b. "Fixed Location" means any site occupied by a Secondary Metals Recycler as owner of the site or as lessee of the site under a lease or other rental or usage agreement providing for occupation of the site by the Secondary Metals Recycler. It is intended that any arrangement, written or unwritten, by which a Secondary Metals Recycler has use of a facility for the conduct of a secondary metals recycling business shall constitute a fixed location within the meaning of this provision with respect to such location allowed by such arrangement, regardless of the term of the lease.
- c. "Money" means a medium of exchange authorized or adopted by a domestic or foreign government as part of its currency. The term "money" shall also include any manner of consideration including but not limited to credit, barter, extinguishment of debt, or any other thing of value given in connection with an exchange or delivery of metal containing material.
- d. "Non-Ferrous Metals" means metals not containing significant quantities of iron or steel, including without limitation, copper, brass, aluminum, bronze, lead, zinc, nickel and alloys thereof, excluding precious metals. The materials shall be deemed to contain a significant quantity of a Non-Ferrous Metal if the material has a commercial value in the secondary recycling market or any other market.
- e. "Purchase Transaction" means a transaction in which a Secondary Metals Recycler gives consideration for Regulated Metals Property.
- f. "Regulated Metal Property" means any item comprised primarily of Non-Ferrous Metals or Ferrous Metals, but shall not include aluminum beverage containers, used beverage containers or similar small beverage containers or coins. However, the term shall include stainless steel beer kegs. An item is considered "primarily" containing such metals if the composition of the material is more than fifty percent (50%) either Ferrous Metals or Non-Ferrous Metals, or is more than fifty percent (50%) comprised of

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Ordinance No	

any combination of Ferrous Metals and Non-Ferrous Metals.

- g. "Secondary Metals Recycler" means any person who:
 - i. Is engaged from a Fixed Location or otherwise, in the business of gathering or obtaining Ferrous or Non-Ferrous Metals, or is in the business of performing the manufacturing process by which Ferrous Metals or Non-Ferrous Metals are converted into raw material products consisting of prepared grades and having an existing or potential economic value; or
 - ii. Has facilities for performing the manufacturing process by which Ferrous Metals or Non-Ferrous Metals are converted into raw material products consisting of prepared grades and having an existing or potential economic value, other than by the exclusive use of hand tools, by methods including, without limitation, processing, sorting, cutting, classifying, cleaning, baling, wrapping, shredding, shearing or changing the physical form or chemical content thereof.
- h. "Seller" means a person from whom Regulated Metal Property is acquired.

This Section entitled "Definitions" shall be codified at Section 78.1 in the Municipal Code of Ordinances. This paragraph providing for the placement of this Section in the Municipal Code shall not be included in the Municipal Code.

- 2. Recyclers; Limitations on Cash Transactions.
 - a. Secondary Metals Recycler shall not enter into any cash transaction for the purchase of Regulated Metals Property.
 - b. Payment by a Secondary Metals Recycler for the purchase of Regulated Metals Property shall be made by check issued to the Seller of the metal and payable to the Seller, or by electronic payment to the Seller's or employee of the Seller's bank account.
 - c. Each check for payment shall be mailed by the Secondary Metals Recycler directly to the current street address of the

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Ordinance No	

Seller which is on file with the Secondary Metals Recycler. Payment shall not be mailed to a post office box. Electronic payments shall be sent to an account for which the Seller is listed as an account holder or an employee or agent thereof.

d. Each check or electronic payment shall be mailed or electronically transferred by the Secondary Metals Recycler to the Seller within three (3) days of the Purchase Transaction.

This Section entitled "Recyclers; Limitations on Cash Transactions" shall be codified at Section 78.2 in the Municipal Code of Ordinances. This paragraph providing for the placement of this Section in the Municipal Code shall not be included in the Municipal Code.

3. Restrictions on Purchases.

- A Secondary Metals Recycler shall not purchase any of the a. following items of Regulated Metal Property without obtaining proof that the Seller owns the property. Proof of ownership shall include a receipt or bill of sale, or proof that the Seller is an employee, agent or contractor of a governmental entity, utility company, cemetery, railroad, manufacturer, or other person, business or entity owning the property from which the Regulated Metal Property came, and a statement of authorization that the Seller is authorized to sell the item of Regulated Metal Property on behalf of the owner of the property from which the Regulated Metal Property was removed. These requirements shall apply to the following types of Regulated Metal Property:
 - i. A manhole cover
 - ii. Electric light pole or other utility structure and fixtures, wires and hardware related to such utility structure/light pole
 - iii. A guardrail
 - iv. Street sign, traffic sign or traffic signal, and any fixtures and hardware associated with the same
 - v. Communication, transmission, distribution, and service wire or wires, including copper or aluminum

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busbar, connectors and grounding plates or grounding wire

- vi. Funeral marker or funeral vase
- vii. Historical marker
- viii. Railroad equipment, including but not limited to a tie plate, signal house, control box, switch plate, Eclip or rail tie junction
- ix. Any metal item marked with any form of the name, initials or logo of an owner, including but not limited to a governmental entity, utility company, cemetery or railroad
- x. Copper or aluminum condensing or evaporator coil, including tubing or rods, from a heating or air conditioning unit
- xi. Aluminum or stainless steel container or bottle designed to hold propane for fueling forklifts or other equipment
- xii. Stainless steel beer kegs
- xiii. Catalytic converter or any part of a catalytic converter
- xiv. Metallic wire that was burned in hole or in part to remove insulation
- xv. Brass or bronze commercial valves or fittings referred to as "F.C. Valves" commonly used on structures for access to water for the purpose of extinguishing fires
- xvi. A shopping cart
- xvii. Brass or bronze commercial potable water backflow preventer valves that are valves commonly used to prevent backflow of potable water into municipal domestic water service systems from commercial structures

- b. When any Seller engages in a Purchase Transaction or attempts to engage in a Purchase Transaction of any of the items listed above, the Secondary Metals Recycler shall notify the Winter Park Police Department within twentyfour (24) hours of the Purchase Transaction or attempted Purchase Transaction. Notification for a Purchase Transaction shall include all of the records required pursuant to Section 538.19, Florida Statutes. Notification for an attempted Purchase Transaction shall include any information the Secondary Metals Recycler is able to obtain that identifies the individual who attempted the Purchase Transaction, and showing the Regulated Metal Property including, but not limited to photographs, video, vehicle description, vehicle tag, physical description of the Regulated Metal Property and the individual who attempted to sell the Regulated Metal Property.
- c. The Secondary Metals Recyclers shall comply with all of the provisions in Section 538.19, Florida Statutes in addition to the requirements imposed in this subsection entitled "Restrictions on Purchases." This subsection is supplemental to the requirements of Section 538.19, Florida Statutes.

This Section entitled "Restrictions On Purchases" shall be codified at Section 78.3 in the Municipal Code of Ordinances. This paragraph providing for the placement of this Section in the Municipal Code shall not be included in the Municipal Code.

4. Penalty

- a. A violation of this Code may be prosecuted in the manner provided in Chapter 1 of the Winter Park Municipal Code, and shall be a Class III violation. This provision is supplemental to the provisions in Section 538.23, Florida Statutes.
- b. A violation of any of the provisions in Section 538.23 Florida Statutes, may be prosecuted in the manner provided in that statute.

This Section entitled "Penalty" shall be codified at Section 78.4 in the Municipal Code of Ordinances. This paragraph providing for the placement of this Section in the Municipal Code shall not be included in the Municipal Code.

<u>Section 2.</u> <u>Conflicts.</u> All ordinances or parts of ordinances in conflict herewith are hereby repealed.

<u>Section 3.</u> <u>Severability.</u> If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion or portions hereof or hereto. A reference to a statute in this Ordinance shall also include amendment to the statute.

<u>Section 4.</u> <u>Codification</u>. It is the intention of the City Commission of the City of Winter Park, Florida, and it is hereby ordained that the provisions of this Ordinance approved by the electors shall become and be made a part of the Code of Ordinances of the City of Winter Park, Florida; that the sections of this ordinance may be renumbered or relettered to accomplish such intention; that the word "ordinance" may be changed to "section", "article" or other appropriate word.

Sections 1-23 and 1-24 of the Municipal Code of Ordinances shall be amended to include a violation of Sections 78.1 through 78.4 ("Secondary Metals Recyclers") as a scheduled Class III violation.

Section 5. Reservation of Sections in the Municipal Code. After codification of the sections provided for herein in Chapter 78 of the Municipal Code, Sections 78.5 through 78.25 shall continue to be reserved, Article I will be renamed "Secondary Metals Recyclers", Article II will be renamed "In General" and will refer to and include those sections that are still reserved following the adoption of this Ordinance, and Article II shall be renumbered to Article III for "Garage Sales".

<u>Section 6.</u> <u>Effective Date of Ordinance</u>. This ordinance shall take effect immediately upon its final passage and adoption.

Passed and adopted this $\underline{11^{th}}$ day of \underline{April} , 2011, by the City Commission of the City of Winter Park, Florida.

	Mayor Kenneth W. Bradley	
ATTEST:		
Cynthia S. Bonham, City Clerk		

ORDINANCE NO.	
---------------	--

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, REPEALING THE RECITALS AND SECTIONS OF ORDINANCE NO. 2835-11 THAT RELATE TO THE IMPOSITION OF A FEE FOR ENTRANCE INTO THE DOG PARK AT FLEET PEEPLES PARK AND FOR THE ENFORCEMENT OF SUCH FEE, PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Winter Park, Florida, adopted Ordinance No. 2835-11 on January 24, 2011; and

WHEREAS, certain portions of the Ordinance, including recitals in the Ordinance, relate to the imposition of a fee for entry into the Dog Park at Fleet Peeples Park and for enforcement of the permit and fee requirement; and

WHEREAS, the City is granted the authority under its Municipal Charter and Section 2(b), Article VIII of the State Constitution, to exercise any power for municipal purposes except when expressly prohibited by law; and

WHEREAS, the City has the authority to repeal such ordinances or provisions thereof when the City Commission determines that it is in the best interest of the citizens of Winter Park to enact such a repeal; and

WHEREAS, after deliberation and consideration, the City Commission has determined that it is in the best interest of the citizens of Winter Park to repeal the portions of Ordinance No. 2835-11, including the recitals thereof, which are related to the imposition of a fee for entry into the Dog Park at Fleet Peeples Park and the enforcement of such fee.

NOW, THEREFORE, be it enacted by the City Commission of the City of Winter Park, Florida, as follows:

<u>Section 1</u>. Recitals. The recitals set forth above are hereby adopted and incorporated herein by reference.

<u>Section 2</u>. Repeal of Ordinance No. 2835-11 As It Relates To the Enforcement Of A Fee For Entry Into the Dog Park.

a. The recitals to Ordinance No. 2835-11 are repealed with the exception of the fourth recital which found that the Commission has determined it is in the best interest of Winter Park and its citizens to repeal the motor vehicle access charge for entry into Fleet Peeples Park.

- b. Section 1 of Ordinance No. 2835-11 is repealed with the exception that the fourth recital finding that it is in the best interest of the citizens of Winter Park to repeal the motor vehicle access charge for entry into Fleet Peeples Park shall remain and shall not be repealed.
- c. Sections 2, 3, and 4 of Ordinance No. 2835-11 are hereby repealed, are null and void and of no effect. As a result of this repeal, retroactive to the effective date of Ordinance No. 2835-11, there shall be no fee for entry into the Dog Park, and any such fees that can be proved to have been previously paid shall be refundable to the person who can establish that he or she paid such fee.
- d. Sections 5, 6, 7, 8, and 9 of Ordinance No. 2835-11 are not repealed and shall continue in force as related only to the repeal of the motor vehicle entry fee.
- e. Those portions of Ordinance No. 2835-11 concerning the repeal of Section 98-142, which provided for payment of an entrance fee for all vehicles entering Fleet Peeples Park are not repealed. The provisions of Ordinance No. 2835-11 shall remain in full force and effect with respect to the repeal of the entrance fee for vehicles entering Fleet Peeples Park, but in all other respects, Ordinance No. 2835-11 is repealed.

<u>Section 3</u>. Repeal Of Prior Inconsistent Ordinances and Resolutions. All prior inconsistent ordinances and resolutions adopted by the City Commission, or parts of prior ordinances and resolutions in conflict herewith, are hereby repealed to the extent of the conflict.

<u>Section 4.</u> Severabilty. If any section, subsection, sentence, clause, phrase, word or provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.

<u>Section 5.</u> Codification. It is the intention of the City Commission of the City of Winter Park, Florida and it is hereby ordained that the provisions of this Ordinance shall be made a part of the Code of Ordinances of the City of Winter Park, Florida. Moreover, it is hereby ordained that any codification in the Municipal Code of Ordinances relating to the entry fee into the Dog Park at Fleet Peeples Park shall be removed from the Municipal Code of Ordinances and stricken as a matter of amendment thereto. Without limitation, Sections 18-14 and 18-45 of the Code of Ordinances shall not refer to or include any provision relating to an entry fee into the Dog Park at Fleet Peeples Park nor shall these sections provide for the enforcement in any respect of an entrance fee into the Dog Park. And, Sections 1-23 and 1-24 of the Municipal Code shall not refer to

Ordinance No.	
Page	e 2 of 3

	This Ordinance shall become effective adoption by the City Commission of the
ADOPTED by the City Commission regular meeting held on the day	on of the City of Winter Park, Florida, in a of, 2011.
	Kenneth W. Bradley, Mayor
Attest:	
Cynthia S. Bonham, City Clerk	

or schedule any violation with respect to failure to have a permit or pay an entry fee for entry into the Dog Park at Fleet Peeples Park.

ORDINANCE NO.	
---------------	--

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, REPEALING ORDINANCE NO. 2828-10 RELATING TO SETTING OF SALARY FOR THE MAYOR AND CITY COMMISSIONERS, PROVIDING FOR CONFLICTS, SEVERABILTY AND AN EFFECTIVE DATE.

WHEREAS, the citizens of Winter Park by referendum vote on March 9, 2010, amended the City Charter to authorize the City Commission to determine the annual salary of the Mayor and Commissioners by ordinance; and

WHEREAS, the City is granted the authority under the City Charter and Section 2(b), Article VIII of the State Constitution to exercise any power for municipal purposes except where expressly prohibited by law; and

WHEREAS, given the current economic downturn and the circumstances confronting the citizens of Winter Park and the professional staff employed by the City it is determined by the City Commission that it is appropriate to repeal Ordinance No. 2828-10 which provided for an increase in the annual salaries of the Mayor and Commissioners.

NOW, THEREFORE, the City Commission of the City of Winter Park, Florida, hereby ordains as follows:

<u>Section 1</u>. Recitals. The recitals set forth above are hereby adopted and incorporated herein by reference.

<u>Section 2</u>. Repeal of Ordinance No. 2828-10. Ordinance No. 2828-10 is hereby repealed and is null, void and of no effect, although it is acknowledged that pursuant to the City Charter a future Commission shall have the authority to change by duly enacted ordinance the compensation payable to the Commissioners and Mayor.

<u>Section 3</u>. Repeal Of Prior Inconsistent Ordinances and Resolutions. All prior inconsistent ordinances and resolutions adopted by the City Commission, or parts of prior ordinances and resolutions in conflict herewith, are hereby repealed to the extent of the conflict.

<u>Section 4.</u> Incorporation Into Code. This Ordinance shall be incorporated into the Winter Park City Code at any section or paragraph number or letter and any heading may be changed or modified as necessary to effectuate the foregoing. Grammatical, typographical and similar or like errors may be corrected, and additions, alterations, and omissions, not affecting the construction or meaning of this Ordinance and the City Code may be freely made. All references to an increase in compensation as a result of Ordinance

No. 2828-10 shall be deleted from the Municipal Code and the amount of compensation payable to the Mayor and Commissioners shall be restored to that amount of compensation established within the City as if Ordinance No. 2828-10 had never taken effect. Accordingly, unless a future Commission by ordinance changes the amount of compensation, the compensation payable to the Mayor on an annual basis shall be \$3,000.00 and the compensation payable to each Commissioner on an annual basis shall be \$2,400.00. The salary of the Mayor and City Commissioners shall be paid in equal monthly installments.

<u>Section 5</u>. Severability. If any section, subsection, sentence, clause, phrase, word or provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.

<u>Section 6</u>. Conflicts. All ordinances or parts of ordinances in conflict with any of the provisions of this ordinance are hereby repealed.

<u>Section 7</u>. Effective Date. This Ordinance shall become effective immediately upon its final passage and adoption by the City Commission of the City of Winter Park, Florida.

	sion of the City of Winter Park, Florida, in a
regular meeting held on the da	ly of, 2011.
	Kenneth W. Bradley, Mayor
A.11 1	
Attest:	
Cynthia S. Bonham, City Clerk	



BROWN, GARGANESE, WEISS & D'AGRESTA, P.A.

Attorneys at Law

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Usher L. Brown
Board Certified Civil Trial Lawyer

ulbrown@orlandolaw.net

March 21, 2011

Randy Knight, City Manager City of Winter Park 401 Park Avenue South Winter Park, FL 32789 via email & regular U.S. Mail

Re:

Proposed moratorium on pain management clinics

Dear Randy:

At the last meeting, the Commission authorized us to work together and present a recommended ordinance concerning pain management clinics. Enclosed please find an ordinance that imposes a moratorium, consistent with what the City of Winter Springs recently enacted.¹

I recommend that at first reading, the Chief of Police or other appropriate City staff introduce into the record information regarding the risk and dangers of these pill mills/pain management clinics. You will notice that I have included legislative history and a basis for the moratorium in the recitals, but supplemental information from staff at the meeting would be appropriate. I also attach an article published in the Orlando Sentinel dated March 14, 2011, that references possible action targeting pill mills at the federal level. The article includes additional information that would be useful for the legislative body during the process of adopting the ordinance.

And, also enclosed is a Notice of Pending Ordinance that we recommend is published in the newspaper and posted as with all Sunshine notices. This form follows that of a notice we did for the City of Cape Canaveral when that City Council directed staff and the attorney to prepare an ordinance regulating tattoo studios and body piercing establishments. This could be published upon approval of the ordinance at first reading.

My firm prepared the ordinance for the City of Winter Springs, and I have used that as a basis for the recommended draft that is enclosed.



March 21, 2011 Page 2

If you believe the direction on the moratorium was sufficiently clear in the record at the meeting held on March 14, 2011, as I do, we could use that date for the Notice of Pending Ordinance.

Please let me know if you have any questions regarding this. If this is in order, please place it on the next available agenda.

Sincerely

Usher L. Brown

ULB:tla Enclosures

cc: Brett Railey, Chief of Police

Art King, Deputy Chief of Police

George Wiggins, Director, Code Enforcement

Mayor Kenneth Bradley, Mayor Cindy Bonham, City Clerk

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orlandosentinel.com/health/os-pill-mill-federal-legislation-20110314,0,5301634.story

OrlandoSentinel.com

Federal bill introduced Monday would target pill mills

Legislation also support state prescription drug monitoring programs.

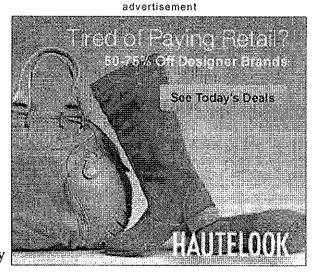
By Amy Pavuk, Orlando Sentinel

5:34 PM EDT, March 14, 2011

A bill aimed at combating Florida's pill-mill industry and the nation's prescription drug abuse problems was introduced in the House by a Sarasota congressman on Monday.

"The Pill Mill Crackdown Act of 2011" has a host of provisions, including toughening federal penalties for people who operate so-called pill mills — by doubling the prison sentence from 10 to 20 years, and tripling the fine from \$1 million to \$3 million.

"Something needs to be done," Rep. John Mica, R-Winter Park, said Monday. "Florida seems to be spiraling out of control. We've been cited for being one of the worst states for prescription drug abuse. It's a very serious problem."



The bill, sponsored by U.S. Rep. Vern Buchanan, a Republican from Sarasota, would also:

• Support state-based prescription drug monitoring programs. More than 30 states already have operating prescription drug monitoring programs. Florida is the largest state without such a database.

Though Florida legislators created a state PDMP in 2009, it was stalled by a bid dispute, and now Gov. Rick Scott and other state leaders want to kill the database. Supporters of PDMPs say the databases are one of the best tools at preventing doctor shopping and prescription fraud. The databases track certain types of prescriptions, such as painkillers.

- Use money from seized illicit drug operations for drug treatment.
- Strengthen prescription standards for certain addictive pain drugs. The bill would reclassify hydrocodone combination drugs, such as Vicodin and Lortab, to make them Schedule II drugs, making it more difficult to prescribe and obtain.

"Today, we take a crucial step toward putting these pill mills out of business," Buchanan said in a prepared statement. "Many of these so-called pain clinics are nothing more than illegal drug distribution networks that bring untold misery to our children, our families, and our communities."

A host of House leaders from Florida are co-sponsoring the legislation, including representatives Mica and Democrat Corrine Brown.

Meanwhile, in Tallahassee, a Senate panel on Monday passed a bill that would target offenses by pain clinic doctors. Among other things, the bill would make it a felony for them to skip performing a physical exam before prescribing pain pills, or to repeatedly sell more than the legal maximum of three days worth of pills. Doctors who break the rules would have their medical licenses suspended for at least six months and pay fines of at least \$10,000.

The doctor crackdown was proposed from Attorney General Pam Bondi and included in SB 818 among other steps to clamp down on pill mills. The bill was passed by the Senate Health Care Regulation Committee and now goes to the Senate Criminal Justice Committee, said its sponsor, Sen. Mike Fasano, R-New Port Richey.

Also under the bill, Florida would share with other states details from the state's proposed computer system to track pain-pill prescriptions, so the state can qualify for federal matching grants.

Staff Writer Bob LaMendola contributed to this article. apavuk@tribune.com or 407-420-5735

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BUSINESS

Florida prescription drug monitoring program in jeopardy

A contract dispute could cause the state to miss a December deadline to have the system up and running.

By PAMELA LEWIS DOLAN, amednews staff. Posted Sept. 28, 2010.

Contractual issues have threatened to tie up a prescription drug monitoring program set to launch in Florida in December. Officials are worried about the impact a delay might have on prescription drug abuse in the state.

The contractual issues came to light after Optimum Technology of Columbus, Ohio, filed a formal protest to the contract awarded to Health Information Design, an Auburn, Ala., company that was to run the monitoring database and system. Optimum said the bid submitted by HID did not comply with specifications, and that scoring on the bids relied on arbitrary methods.

Eulinda Smith, a spokeswoman for the Florida Dept. of Health, which was in charge of awarding the bids, said she didn't know how long it would take for the issue to be resolved but that the program will remain on hold until a contract has been awarded.

When the Florida Legislature enacted a law calling for the program in 2009, it came as welcome news to R. Gil Kerlikowske, who had just been named director of the Office of National Drug Control Policy. He spent the majority of his law enforcement career in Florida and witnessed firsthand the prescription drug abuse going on in the state.

Bruce Grant, director of the governor's Office of Drug Control in Florida, said the state's inability to meet the Dec. 1 deadline set by the law would mean serious public health ramifications if there is a long delay. He said statistics show seven people die in Florida each day because of prescription drug overdoses -- about four times higher than overdoses caused by illegal drugs.

Grant said the legal issues came after the department successfully fought its first battle -- finding funding to start the program. State law mandated the program but prohibited the use of state funds to establish it. A nonprofit entity was created and charged with raising money for the program. More than \$500,000 was raised through donations from private companies, and the remaining amount was obtained through federal grants.

Grant said it will take an additional \$450,000 a year to keep the program up and running.

Several states have struggled with funding for prescription drug monitoring programs. Ten states have laws authorizing the programs but don't have a program launched. Thirty-four states have programs up and running. Grant said many states, like Florida, are struggling to find funds to establish the programs and keep them operational for the long term.

A bill pending in the U.S. House would provide \$15 million in 2011 and \$10 million each year from 2012 through 2015 to be awarded to states that set up prescription drug monitoring programs.

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CITY OF WINTER PARK, FLORIDA

NOTICE OF PENDING ORDINANCE

On March 14, 2011, the City Commission of the City of Winter Park, Florida directed City staff and the City Attorney to prepare an ordinance imposing a moratorium on the filing and receiving of any application or issuance of business tax receipts or licenses, or any land use approvals for the operation of a "pain management clinic" for three hundred twenty (320) days within the City of Winter Park. Such ordinance will likely impose a moratorium for three hundred twenty (320) days with respect to the opening, licensing, issuance of business tax receipts or granting any land use approval for the operation of pain management clinics within the jurisdictional boundaries of the City.

You are hereby advised that any building permit or other application related to opening a pain management clinic (sometimes referred to as "pill mills") submitted after March 14, 2011, shall be subject to the pending ordinance currently being prepared by the City Attorney and staff. Please govern yourselves accordingly.

March , 2011

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA, DECLARING A MORATORIUM AS TO THE FILING AND RECEIPT OF ANY APPLICATION FOR, OR ISSUANCE OF, BUSINESS TAX RECEIPTS, **BUSINESS** LICENSURE AND LAND USE APPROVALS FOR THE **OPERATION OF "PAIN MANAGEMENT CLINICS" FOR 320** PROVIDING FOR THE REPEAL OF **PRIOR** INCONSISTENT **ORDINANCES** AND RESOLUTIONS. SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the City is granted the authority, under Section 2(b), Article VIII, of the State Constitution, to exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, there has been a recent proliferation of pain clinics, pain management clinics, and cash only pharmacies throughout the State of Florida; and

WHEREAS, the Prescription Drug Monitoring Program set forth in Florida law, Section 893.055, Florida Statutes, was purported to commence by December 1, 2010, but the Program has not been funded as of this date, or is otherwise not operational, and there is a present discussion in the Florida Legislature whether the Program will be implemented, and therefore there is a current absence of effective regulation of the dispensing of controlled substances and prescriptions for controlled substances for physicians; and

WHEREAS, it has been reported that the implementation of Florida's Prescription Drug Monitoring Program will be delayed as a result of a pending bid protest and other challenges as reported in the 2010 Annual Report concerning Florida's Prescription Drug Monitoring Program, issued by the Executive Office of the Governor, Office of Drug Control; and

WHEREAS, the state's Program under current law may not be funded using state revenues and the ultimate implementation of the Program at this time is in doubt or at a minimum, is subject to substantial uncertainty; and

WHEREAS, the U.S. Department of Health and Human Services has released data showing that prescription drug deaths are now the fourth leading cause of death in the United States, after heart disease, cancer and stroke; and

WHEREAS, various studies and reports have been conducted concerning the proliferation of pain management clinics in Florida, and in 2008, prescription drugs were attributed to an average of nearly 13.5 deaths per day in Florida; and

City of Winter Park
Ordinance No.
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WHEREAS, the Florida Department of Law Enforcement released the Florida Medical Examiners Commission Report on Drugs Identified in Deceased Persons on December 2, 2010, which report shows the lethal consequences of the diversion and abuse of prescription drugs; and .

WHEREAS, reports have found that burglaries and robberies in the areas where pain management clinics are located have increased; drug trafficking in prescription drugs and street level sales of prescription drugs have increased; and identity theft and organized criminal activities have increased; and

WHEREAS, on-site dispensing of prescription drugs requires additional security measures be in place to assure the public health, safety, and welfare; and

WHEREAS, according to a study reported by the New York Times in 2008, while 38 other states have prescription drug monitoring programs that track sales, Florida does not, resulting in, according to federal, state and local law enforcement officials, Florida becoming a source of prescription drugs that are illegally sold across the country; and

WHEREAS, Florida Statutes require physicians and other persons dispensing prescription drugs through pain clinics, facilities, or offices to register with the State Department of Health in order to conduct such businesses; and

WHEREAS, several counties and municipalities in Florida have established moratoria on certain new pain management clinics to curb the immediate negative impacts created by these clinics, such as illegal prescription drug trafficking and sales of illegal drugs around the clinics, and loitering in areas surrounding the clinics; and

WHEREAS, the negative impacts associated with certain pain management clinics create an urgent situation necessitating immediate investigation into regulation of such clinics in the City; and

WHEREAS, the Board of County Commissioners of Orange County, Florida, imposed a moratorium on new pain clinics in Orange County, beginning December 15, 2010, and continuing through December 14, 2011, for a term of one year, during which time no new occupational licenses may be issued for pain management clinics; and

WHEREAS, under its home rule authority, the City can pass additional legislation to further regulate pain management clinics as long as these additional regulations are not preempted in the law and are not inconsistent with the statutory provisions; and

City of Winter Park
Ordinance No. _____
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WHEREAS, the City believes that by establishing a moratorium for three hundred twenty (320) days on the issuance of business tax receipts or land use approvals for pain management clinics, the City will have the opportunity to research and study various regulatory options; and

WHEREAS, the City Commission finds it is the best interest of the citizens of the City to minimize and control the adverse effects of pain clinics and thereby protect the health, safety, and welfare of the citizenry; protect the citizens from increased crime; preserve the quality of life and preserve property values by adopting appropriate regulations regulating thereto; and

WHEREAS, the City Commission of the City of Winter Park, Florida, hereby finds this Ordinance to be in the best interests of the public health, safety, and welfare of the citizens of Winter Park.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF WINTER PARK HEREBY ORDAINS, AS FOLLOWS:

<u>Section 1</u>. Recitals. The recitals set forth above are hereby adopted and incorporated herein by reference.

Section 2. Definition of Pain Management Clinic.

For the purposes of this Ordinance, a "pain management clinic" is a clinic required to be registered with the Department of health pursuant to Section 458.3265 or Section 459.0137, Florida Statutes. Said clinics are generally defined as:

All privately owned pain-management clinics, facilities, or offices, which advertise in any medium for any type of pain-management services, or employ a physician or an osteopathic physician who is primarily engaged in the treatment of pain by prescribing or dispensing controlled substance medications, unless:

- 1. That clinic is licensed as a facility pursuant to Chapter 395;
- 2. The majority of the physicians who provide services in the clinic primarily provide surgical services;
- 3. The clinic is owned by a publicly held corporation whose shares are traded on a national exchange or on the over-the-counter market and whose total assets at the end of the corporation's most recent fiscal quarter exceeded \$50 million;
- 4. The clinic is affiliated with an accredited medical school at which training is provided for medical students, residents, or fellows;

City of Winter Park Ordinance No
Page 3 of 6

- 5. The clinic does not prescribe or dispense controlled substances for the treatment of pain; or
- 6. The clinic is owned by a corporate entity exempt from federal taxation under 26 U.S.C. § 501(c)(3).

<u>Section 3</u>. Temporary Moratorium Upon the Issuance of Pain Management Clinics.

All activities relating to the acceptance, review and action upon applications related to a pain management clinic are temporarily suspended in order for the City of Winter Park, through its officials and staff, to have adequate time and opportunity to conduct a study or studies and comprehensively analyze the adequacy of application criteria, standards, and other approved processes and procedures related to the issuance of said permits within the City of Winter Park. Accordingly, there is hereby established and imposed a temporary moratorium on the receipt and/or acting upon applications for any and all land use approvals or business tax receipts related to pain management clinics for a period of three hundred twenty (320) days from the effective date of this Ordinance in order to permit the City to research the nature and scope of possible measures of mitigation and regulation of pain management clinics.

During the time the temporary moratorium is in effect, the City will not accept any applications or act on any pending applications for any land use approvals or business tax receipts or other license or permit of any type for pain management clinics and no pain management clinics shall be permitted within the City. In addition, the City shall not accept payments of the business tax for pain management clinics and shall return any funds accepted for pending applications during the period of time the moratorium is in effect.

It is unlawful for any person or entity to own or operate a pain management clinic in violation of the moratorium enacted by this Ordinance. Any person or entity owning or operating a pain management clinic in violation of this Ordinance shall be subject to the maximum penalty of three hundred dollars (\$300.00) per day pursuant to Chapter 1 of the Municipal Code of Ordinances and Chapter 162, Florida Statutes. Further, any person or entity owning or operating a pain management clinic in violation of this Ordinance is subject to all applicable provisions of the Municipal Code, including Chapter 1 thereof, relating to the enforcement of violations of the Municipal Code.

<u>Section 4</u>. **Existing Businesses**. Except as provided in Section 7 of this Ordinance, this moratorium shall not affect any business currently operating within the City pursuant to a validly issued business tax receipt as long as the business and property are in compliance with applicable local, county, state and federal laws.

- <u>Section 5</u>. New Business Tax Receipts. Applications for business tax receipts for operation of pain management clinics received after the date the City Commission directed this moratorium be enacted shall be returned to the applicant along with any funds accepted for pending applications.
- <u>Section 6.</u> Renewal of Business Tax Receipts. The City Manager, or his or her designee, is authorized to renew the business tax receipt of any <u>existing</u> business affected by this moratorium with a valid business tax receipt in the event such receipt expires before the expiration of this moratorium, upon a finding that the business is in compliance with applicable local, county, state and federal laws.
- <u>Section 7.</u> No Cash Only. During the moratorium established herein, no pain management clinic in operation as of the effective date of this Ordinance shall limit patient payment options to cash only.
- <u>Section 8</u>. Hours of Operation. During the moratorium established herein, the hours of operation of a pain management clinic in operation as of the effective date of this Ordinance shall be limited to 7:00 a.m. to 9:00 p.m. of the same day.
- Section 9. Extension of Time. Notwithstanding the time limit on the moratorium herein established, in the event the City Commission finds that additional time is needed for staff to conclude its review of the problems associated with pain management clinics within the City and for the drafting of regulations of those businesses, then the term of this Ordinance may be extended by the City Commission for an additional ninety (90) days by resolution.
- <u>Section 10</u>. Repeal of Prior Inconsistent Ordinances and Resolutions. All prior inconsistent ordinances and resolutions adopted by the City Commission, or parts of prior ordinances and resolutions in conflict herewith, are hereby repealed to the extent of the conflict.
- <u>Section 11</u>. Severabilty. If any section, subsection, sentence, clause, phrase, word or provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.
- <u>Section 12</u>. Effective Date. This Ordinance shall become effective immediately upon adoption by the City Commission of the City of Winter Park, Florida, and pursuant to City Charter.

ADOPTED by the City Commission	of the City of Winter Park, Florida, in a
regular meeting held on the day or	f, 2011.
City of Win	ter Park

Page 5 of 6

	Kenneth W. Bradley, Mayor
Attest: Cynthia S. Bonham, City Clerk	
Approved as to legal form and sufficienc the City of Winter Park, Florida only:	y for
Usher L. Brown, City Attorney	
First Reading:	, 2011

City of Winter Park
Ordinance No.

item type	Public Hearing	meeting date	April 11, 2011
prepared by department division		approved by	■ City Manager □ City Attorney □ N A
board approval		☐ yes ☐ no ■	N A final vote

Subject:

Semiannual update to Fee Schedule

Recommendation:

Approve adjustments to the City Fee Schedule as outlined in the attached summary.

Background:

City policy is to review the Fee Schedule twice each year to determine if fees are adequate and appropriate. The first four pages of the attached contain a summary of the fees that were changed. The remainder of the attached is the fee schedule as revised for the proposed changes.

Strategic Objective:

Adjusting fees on a regular basis to cover costs helps meet the City's strategic objective to achieve financial security through good government practices.

	Current Fee	Proposed Fee
Building and Code Enforcement:		
Plan submission fee: For large plans (11 X 17) not submitted electronically (per page fee)	new fee	1.00
Fee approved by City Commission on February 14, 2011 to provide for electronic storage of plan documents		
Refuse Service Fees:		
Residential pickup fee (with recycling bins) Commercial and multi-family units utilizing the cart collection system (per cart)	16.34 27.53	16.62 27.81
This is for the landfill tipping fee increase approved by the City Commission on December 13, 2010		
Police Department:		
Red light running fine	new fee	158.00
Approved by City Commission on November 8, 2010		
Parks Department: Facility use card (residents)	5.00	-
Fee was removed for residents to encourage use of the card		
Community Center:		
City resident discount off regular fee	new fee	20%
CRA district resident discount off regular fee Non-profit organization discount off regular fee	new fee new fee	25% 30%
Continuous user:		
Small room, A or B, hourly	new fee	40.00
Large room, C or D, hourly Ballroom; A,B,C and D combined, hourly	new fee new fee	60.00 150.00
Rooms C, D and kitchen combined, hourly	new fee	140.00
Ballroom and kitchen combined, hourly	new fee	170.00
Kitchen, hourly	new fee	30.00
Amhitheater (outdoor stage), hourly Gymnasium:	new fee	50.00
Half of gym, hourly	new fee	40.00
Entire gym, hourly	new fee	100.00
Deposit (each meeting room/amphitheater, kitchen)	new fee	100.00
One Time User:	new fee	55.00
Small room, A or B, hourly Large room, C or D, hourly	new fee	80.00
Ballroom; A,B,C and D combined, hourly	new fee	220.00
Rooms C, D and kitchen combined, hourly	new fee	190.00
Full day flat rate Ballroom and kitchen combined, hourly	new fee new fee	1,100.00 240.00
Full day flat rate	new fee	1,200.00
Kitchen, hourly	new fee	50.00
Amhitheater (outdoor stage)	(475.00
Two hours Six hours	new fee new fee	175.00 500.00
Gymnasium:		223.00
Half of gym, hourly	new fee	50.00
Entire gym, hourly	new fee	125.00
Deposit: Each meeting room/amphitheater, kitchen	new fee	100.00
Ballroom A,B,C and D combined	new fee	400.00
Unscheduled time premium over regular rate, hourly	new fee	15.00
Community Center Pool: Daily (resident)	new fee	2.00
Daily (non-resident)	new fee	4.00

	Current Fee	Proposed Fee
Group rate (residents, over 15 persons, per guest)	new fee	1.50
Group rate (non-residents, over 15 persons, per guest)	new fee	3.50
Ten visit punch pass (resident)	new fee	15.00
Ten visit punch pass (non-resident)	new fee	30.00
Pool rental:		
Less than 30 guests, hourly	new fee	75.00
Additional hourly fee per 15 persons over initial 30 guests	new fee	15.00
Deposit	new fee	400.00
Fitness/Weight Room:		
Annual pass:		
Resident	new fee	80.00
Non-resident	new fee	150.00
CRA area resident	new fee	55.00
Youth annual pass (ages 14-21, ages 14-16 will be required to attend initial training):		
Resident	new fee	30.00
Non-resident	new fee	50.00
Monthly pass:	,	
Resident	new fee	12.00
Non-resident	new fee	24.00
CRA area resident	new fee	7.00
Fees for new Community Center facility		
Tennis Court Rental:		
Play Pass Fees:		
Six Month Memberships:		
All Courts:		
Resident - one adult	165.00	185.00
Resident - family (2 or more)	240.00	275.00
Resident - youth (17 or under)	75.00	86.00
Non-resident - one adult	220.00	246.00
Non-resident - family (2 or more)	285.00	327.00
Non-resident - youth (17 or under)	100.00	115.00
City employee	75.00	84.00
Seniors receive a \$25 discount on adult price (age 65 years or older)		
Hard Courts Only:		
Resident - one adult	75.00	84.00
Resident - family (2 or more)	130.00	150.00
Resident - youth (17 or under)	40.00	45.00
Non-resident - one adult	135.00	155.00
Non-resident - family (2 or more)	200.00	230.00
Non-resident - youth (17 or under)	60.00	69.00
City employee	45.00	51.00
Seniors receive a \$25 discount on adult price (age 65 years or older)		
Annual Memberships:		
All Courts:	200.00	226.00
Resident - one adult Resident - family (2 or more)	300.00 425.00	336.00 490.00
Resident - Journal (2 of more) Resident - youth (17 or under)	110.00	126.00
Non-resident - one adult	390.00	435.00
Non-resident - one addit Non-resident - family (2 or more)	500.00	575.00
Non-resident - youth (17 or under)	150.00	173.00
City employee	125.00	144.00
Seniors receive a \$25 discount on adult price (age 65 years or older)	120.00	111.00
Hard Courts Only:		
Resident - one adult	140.00	157.00
Resident - family (2 or more)	240.00	276.00
Resident - youth (17 or under)	60.00	69.00
Non-resident - one adult	225.00	252.00
Non-resident - family (2 or more)	325.00	374.00
Non-resident - youth (17 or under)	90.00	103.00
City employee	65.00	75.00
Seniors receive a \$25 discount on adult price (age 65 years or older)		
Tennis Lessons:		
Adult Tennis Programs:		
Beginner/intermediate, various times, 4 one hour sessions, monthly fee	new fee	50.00
		-

	Current Fee	Proposed Fee
Men's advanced program, Mondays 7:00pm - 8:30pm, four sessions, monthly fee	new fee	120.00
Various one hour adult non-team clinics, various times, hourly fee	new fee	9.00
Friday night clay court round robin, 1st, 3rd Friday, 6:30pm - 8:30pm:		
Members	new fee	=
Non-members	new fee	6.00
Men's challenge ladder, various times: Members	new fee	
Non-members, clay court	new fee	6.00
Non-members, hard court	new fee	5.00
Junior tennis programs:		
6 - 8 year olds, Mon/Wed, 3:30pm - 4:30pm, 3rd day/time TBA, monthly fee:		70.00
1 day per week 2 days per week	new fee new fee	70.00 110.00
3 days per week	new fee	135.00
9 - 11 year olds, Mon/Wed, 3:30pm - 5:00pm, 3rd day/time TBA, monthly fee:		
2 days per week	new fee	150.00
3 days per week	new fee	175.00
After school programs: High School, Tue/Wed/Thu, 4:00pm - 6:00pm, monthly fee:		
2 days per week	new fee	290.00
3 days per week	new fee	390.00
Middle School, Tue/Thu, 5:00pm - 7:00pm, monthly fee:		
2 days per week	new fee	290.00
Middle/High School summer camp, day/time TBD, weekly fee	new fee	275.00
Recreation camp, day/time TBD, weekly fee	new fee	165.00 - 195.00
Weekend camp, day/time TBD, daily fee	new fee	55.00
Other lessons:		
Private lessons (dependent on instructor) hourly	new fee	40.00 - 95.00 40.00 - 95.00
Semi-private lessons (dependent on instructor) every 30 minutes Group lessons (dependent on instructor) hourly	new fee new fee	40.00 - 95.00
Team clinic (dependent on instructor) hourly	new fee	40.00 - 95.00
Junior tournament fee		
League rate (if at least 75% of team roster is not member of tennis center)	new fee	100.00
Ball machine rental, hourly	new fee	20.00
Annual ball machine membership, per person (20 memberships are available)	new fee new fee	150.00 200.00
Annual ball machine membership, family (15 memberships are available)	new ree	200.00
Non-play pass fees (\$1.00 off with Facility Use Card):		
Child, non-prime time, hourly:	2.00	4.00
Hard court	2.00	4.00
Tennis passes (10 play passes): Hard courts	35.00	45.00
Fees for most recent contract with High Performance		
Tees to most recent contract with high renormance		
Lake Island Recreation Center - meeting room:		
Daily rate, Saturdays	400.00	500.00
Weekly rate, Monday – Friday, 8:00am – 5:00 pm	470.00	500.00
Azalea Lane Playground (20% resident discount):		
Small pavilion:		
Full day	new fee	50.00
Half day	new fee	30.00
Mead Garden:		
Large pavilion:		
Full day	75.00 50.00	90.00
Half day	50.00	60.00
Fleet Peeples: Large pavilion:		

	Current Fee	Proposed Fee
Full day	75.00	90.00
Half day	50.00	60.00
Small pavilion:		
Full day	40.00	50.00
Half day	25.00	30.00
Lake Island Park:		
Community Playground pavilion (20% resident discount):		
Full day	75.00	90.00
Half day	50.00	60.00
Ward Park (20% resident discount):		
Large pavillion:		
Full day	75.00	90.00
Half day	50.00	60.00
Howell Branch Preserve (20% resident discount):		
Large pavillion:		
Full day	75.00	90.00
Half day	50.00	60.00
Phelps Park:		
Large pavillion:		
Full day	75.00	90.00
Half day	50.00	60.00
Small pavillion:		
Full day	40.00	50.00
Half day	30.00	30.00
Pavilion rental rates were increased for consistency between parks and to keep up with market pricing. The 20% resident discount keeps prices level for residential users of these facilities.		
Park business permit, monthly (over twenty attendees)	25.00	100.00

CITY OF WINTER PARK



FEE SCHEDULE

Effective May 1, 2011

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- r	

Pricing Basis Legend	
С	Pricing is based on costs
M	Pricing is based on market comparisons
S	Pricing is stipulated by Florida Statutes

GENERAL GOVERNMENT FEES

ADMINISTRATIVE FEES:
Lien recording fees: Fee for first page
Certification charge2.00 (C)
City map and aerial photographs
City Code and Supplements to City Code
Can be purchased from: Municipal Code Corporation P. O. Box 2235 Tallahassee, FL 32316
Or accessed on-line at www.municode.com
Copy of CD (City provides the CD)
Copy charge per page
FINANCE FEES:
Printed copy of annual budget document
Check amount \$0.01 to \$50.0025.00 (C)
Check amount \$51.00 to \$300.00

^{*} If payment is not received within 30 days, the city may file a civil action against the check writer for three times the amount of the check, but in no case less than \$50.00, in addition to the payment of the check plus any court costs, reasonable attorney fees, and any bank fees incurred by the City in taking the action.

PLANNING FEES:

LAND DEVELOPMENT FEES:	
Application Fee Schedule:	
	500.00 (M)
	500.00 (M)
Comprehensive Plan amendmen	
	ft. notice)
	de notice)6,000.00 (M)
Conditional use (including extens	
	ice)
	otice)
	notice)
Development Review Committee	
	reviewed
	nent
Lakefront site plan reviews:	1611t200.00 (IVI)
	150.00 (M)
	construction
Plan storage fees:	200.00 (11)
	ed building plans not retrieved by applicant:
	ving approval dateNo charge
	\$5 per day
After nine months	Return all but one plan to applicant or continue
	charge (at option of the City)
Street abandonments	250.00 (M)
Subdivision:	
	500.00 (M)
	800.00 (M)
Lot consolidations:	
	500.00 (M)
	800.00 (M)
	ents1,000.00 (M)
Variances:	000 00 /M/
wulli-family and commercia	l400.00 (M)

LAND DEVELOPMENT FEES (continued):

Parks impact fee (per new dwelling unit)......2,000.00 (M)

After the Fact Requests - Double the application fee and triple the building permit fee

Applications tabled at the request of the applicant, within 10 days of the Planning and Zoning meeting or Board of Adjustment meeting, will be charged for additional advertising and notification costs, plus \$100.00.

Costs incurred by the City for additional consultant investigation, traffic analysis, and planning activities prompted by the proposal shall be assessed to the project at the rate of 110%. This charge shall be added at the next logical development review point when a fee to the City is required, e.g.; rezoning request, subdivision request, conditional use request or building permits

BUILDING AND CODE ENFORCEMENT FEES

Application and Permit Fees:	
Adult entertainment application fee (non-refundable)	200.00 (C)
Adult entertainment application fee - annual fee	
Facilities permit application	
Filming fees:	(- /
Motion pictures:	
Application Processing Fee	100.00 (C)
Private property (registration of exemption)	
Permit Fees:	
Public streets, parks, buildings or city facilities (per day)	500.00 (C)
Less than 10 persons or 2 vehicles involved (per day)	50.00 (C)
plus reimbursement of additional costs to the City,	
Still photography:	,
Application Processing Fee	50.00 (C)
On private property	• • •
Permit Fees:	(-)
Public street or public property (per day)	250.00 (C)
Less than 10 persons or 2 vehicles involved (per day)(city fac	
plus reimbursement of additional costs to the City, if a	
Use of City Personnelc	
Closing out sale permit	. ,
Closing out extension fee	
Garage sale permit	
Garage sale permit (residents over age 59)	` ,
Newsrack permit	
Newsrack permit processing fee	
Alcoholic beverage license	
Sidewalk sale permit	
Sidewalk sale permit during the Art Festival	150.00 (C)
Parking lot during the Art Festival	80.00 (C)
Sidewalk café application processing fee (non-refundable)	50.00 (C)
Sidewalk café permit fee	
1 – 4 seats	80.00 (C)
5 – 8 seats	100.00 (C)
9 – 12 seats	120.00 (C)
13 – 16 seats	140.00 (C)
17+ seats	160.00 (C)
Solicitation permits application:	
Processing fee	100.00 (C)
Permit fee	300.00 (C)
Non-profit solicitation permits application:	
Processing fee	10.00 (C)
Permit fee	30.00 (C)
	(-)
Special event permit processing fee	50.00 (C)
Special event permit	
Non-profit special event permit processing fee	` '
(Internal Revenue Code 501C(3) organizations)	10.00 (C)
, , ,	` '

Application and Permit Fees (continued): Non-Profit special event permit Special events requiring street closure permit processing fee	
Special event permit for events requiring street closure: Small events (less than 400 persons) Large events requiring multiple department approval	
Duplicate permit placard Duplicate occupational license Business certificate processing	5.00 (C)

Building/Land Development Code (LDC) Fee (Based on valuation of construction*):		
Minimum to \$1,000 in valuation * \$30.00 (C)		
Over \$1,000 in valuation *0.9% of valuation plus \$30.00 ** (C)		
Plans review fee for valuations over \$4,000, except		
permits not requiring plan review		
Plan review fee for revisions25.00 per page (C)		
(or if more than 50% of original plan, then full plan review fee is required)		
Inspector training		
Affordable Housing fee		
of new or remodeled floor area, excludes areas of garages, carports, cabanas,		
storage sheds, churches, tax exempt non-profit organizations, nursing homes and assisted living facilities.		
Roofing permits		
Inspection fee for other City Departments40.00/inspection (C)		
Inspection fee for other City Departments		
State Fee (new or remodeled floor area) 3% of permit amount or \$4 minimum (S)		
State Fee (new or remodeled floor area)		
State Fee (new or remodeled floor area)		
State Fee (new or remodeled floor area)		
State Fee (new or remodeled floor area)		
State Fee (new or remodeled floor area)		
State Fee (new or remodeled floor area)		
State Fee (new or remodeled floor area)		
State Fee (new or remodeled floor area)		

- * Building valuations shall be based on the actual contract cost or the building valuation data established by the Building Department, whichever is greater.
- ** For fee computations, all valuations are rounded up to the <u>next highest</u> thousand dollars.
- *** in lieu of paying fee, applicant may provide plans in either PDF or TIFF format within 14 days of issuance of permit. In addition, any approved plan revisions must also be submitted electronically.
- * .6% for building code enforcement and .3% for Land Development Code enforcement, totaling .9%.
- .3% for building code enforcement and .15 for Land Development Code enforcement, totaling .45%.

After the fact requests - <u>double the variance application fee</u> and <u>triple the building</u>, <u>electrical</u>, <u>plumbing and gas permit fees</u>. For construction begun or completed without permit - fee shall be tripled

The cost of inspection fees for other City Departments is determined during plan review and paid with building permit.

and paid that banding permit	
Excavation/Landfill Permit Fees:	
Placement or removal of 40 cubic yards or less50.00	(C)
Placement or removal of over 40 cubic yards 100.00	
Experior Examination Application Fee:	` ,
Master/contractors 200.00	(C)
Journeyman150.00	
Competency Card Fees:	(-)
Journeyman(\$80 for two years, when available) 50.00	(C)
Master/contractors	
Demolition Permits (expires within 30 days):	(0)
1 or 2 family dwellings	(C)
Accessory buildings	
Other buildings	
Electrical Permit Fees:	(C)
	(C)
Issuing each permit	(C)
Central air conditioning unit	
Cooktop	
Dental unit	` '
Dishwasher3.00	` '
Disposal	` '
Dryer	` '
Electric elevator7.50	` '
Electric range	(C)
Electric welder:	
Transformer type to 50 amps	(C)
Transformer type over 50 amps7.50	(C)
Fan - Commercial, ceiling, exhaust or bath5.00	(C)
Fan - Residential, ceiling, exhaust or bath1.00	(C)
Fixture - each	(C)
Furnace, oil5.00	(C)
Heating appliance - each	
Motor or generator - each	
Outlet - each	
Oven	
Pool wiring	
Pre-power inspection requests - Inspection fee:	(-)
Residential	(C)
Commercial	` '
Service up to 200 amps	` '
Each additional 100 amps to 1200 amps	
Sign outlet, per circuit	
Subfeed panel 2.00	
Temporary service	
Time switch	` '
Water heater	
Window air conditioning unit	` '
X-Ray5.00	(C)

Gas Permit Fees:	
Issuing each permit	40.00 (C)
Each gas fixture	5.00 (C)
Building Moving Permits:	
Into or within the City (for buildings over 1,000 square feet)	
Into or within the City (for buildings 1,000 or less square feet)	
Outside the City	100.00 (C)
Jacusanas of Tamparawa Contificate of Occupancy	
Issuance of Temporary Certificate of Occupancy:	95 00 (C)
Single family residence	` '
All others	175.00 (C)
Mechanical Permit Fees:	
Minimum up to \$1,000 valuation	40.00 (C)
Each additional \$1,000 to \$25,000	40.00 (0)
(round to next higher thousand)	5.00 (C)
Each additional \$1,000 above \$25,000	
	2.00 (0)
Plumbing Permit Fees:	
Issuing each permit	40.00 (C)
For installation, alteration or repair or water treatment equipment	` '
For repair or alteration to drainage or vent piping	
Plumbing fixture floor drain or trap - each	
Repiping - per structure	
Water heater or vent - each	5.00 (C)
Deinancation feet	
Reinspection fee: For all trades	30 00 (C)
Repeat reinspection on same item	\ /
Continued repeat inspection (3 rd visit or more)	
After the third inspection there will be a hearing before the	300.00 (C)
Construction Board of Adjustment and Appeals with possible	
loss of occupational license and a letter to the CILB	
Missed inspection	100 00 (C)
	100.00 (0)
Vacuum Breakers or Backflow Prevention Devices:	
One to five	5.00 (C)
Over five, each	` ,
Gasoline and fuel oil tanks (residential)	
Septic tank or drain field - each	
Sewer:	()
Commercial - each	60.00 (C)
Residential - each	` '
Replacement of house sewer:	(-)
20' or more in length	50.00 (C)
Less than 20' in length	
Sprinkler system	
•	` /

Vehicle for Hire Fees: (Driver permit fees valid from October 1 to September Taxi Driver permit (per driver, per year)	
Application Fee (one time fee per business)	40.00 (C)
Initial fee, per driverRenewal fee, per driver, per year	
Well Permit Fees: Issuing each permit	40.00 (C)
plus \$4.00 per inch or diamet	40.00 (C)
and \$2.00 per inch for each inch over 6" in di	
Landscaping Fees:	
First landscaping inspection (included in permit fee)	
Re-inspection fee	30.00 (C)
Tree Removal Permits:	
Single family residential purposes	35 00 (C)
All other uses of property	
Reinspection of tree (second and third visits)	
Reinspection of tree (each required visit after the third)	
Request for appeals to Tree Preservation Board	
Penalty for removing a tree without a permit110.00 per caliper in	
Repeat offense	
	,
OTHER CHARGES:	
Appeals of Building Code heard by Board of Adjustment & Appeals	100.00 (C)
Address change and /or additional requests (commercial and residential)	
Processing Fee (all requests – approved or denied)	, ,
Letter of Reciprocity for contractors	
Off-site advertising sign permit	
Annual outdoor advertising sign permit (per sign)	
Street name petitions (per application)	300.00 (C)
Advertising space on Park Avenue Street Directory Kiosks (Annual Rates)*:	004.00 (0)
20" high by 9" wide panel	
20" high by 18" wide panel	
60" high by 18" wide panel	
Administrative charge for having overgrown properties mowed,	,024.00 (C)
cleaned or cleared of debris, hazardous trees or other unsightly articles	150 00 (C)
Administrative charge for repeated mowing or clearing of properties	
Research charge for release of lien and similar code enforcement	230.00 (3)
research requests (hourly charge)	25.00 (C)
*Describes a truck a possible contract with one helf of the contract distribution	, ,

^{*}Requires a twelve-month contract with one half of the annual amount due upon reservation of the advertising space. The remaining balance will be billed in equal monthly installments.

PUBLICATIONS: Code books: Florida Building Code (Plumbing/Accessibility volume only) 80.00 (C) Florida Building Code (Fuel/Gas volume only)80.00 (C) Florida Existing Building Code......55.00 (C) Comprehensive Plan Data, Inventory and Analysis......85.00 (C) CD of Comprehensive Plan Goals, Objectives and Policies and Data, Inventory Maps: Retrieval and research of plans and documents in storage Additional research 20.00 (C) Listings: **Business Listings:*** Label ready format, sheet of 20 (per page)**......2.00 (C)

The above orders will include a \$50.00 per hour labor/computer charge; 15 minimum (\$12.50). Orders will be taken with a three to four day turn around time.

^{**} Labels will not be provided, but the listing will be printed in a copy ready format to reproduce on a label readily available for purchase by the requestor at any office supply retailer.

PUBLIC WORKS FEES

Street Division:	
Regular rates (per hour):	
Division chief	44.70 (C)
Assistant division chief	36.40 (C)
Field supervisor	33.00 (C)
Foreman/crew leader	31.00 (C)
Traffic Control employee	25.00 (C)
Equipment Operator II and III	29.00 (C)
Street sweeper/Operator I	24.00 (C)
Maintenance Worker	23.00 (C)
Crew (1 Supervisor and 2 Workers)	79.00 (C)
Overtime rates (per hour):	
Division chief	
Assistant division chief	54.60 (C)
Field supervisor	
Foreman/crew leader	` ,
Traffic Control employee	
Equipment Operator II and III	
Street sweeper/Operator I	
Maintenance Worker	
Crew (1 Supervisor and 2 Workers)	118.50 (C)
Holiday rates (per hour):	
Division chief	
Assistant division chief	` ,
Field supervisor	` ,
Foreman/crew leader	` ,
Traffic Control employee	
Equipment Operator II and III	
Street sweeper/Operator I	
Maintenance Worker	
Crew (1 Supervisor and 2 Workers)	158.00 (C)
Equipment: (per hour)	00.00.(0)
Excavator	\ ,
Front end loader	` '
Vaccon	
Rubber tire backhoe	· ,
Street sweeper	
Semitractor w/trailer	* *
Tandem Dump truck	
Flatbed truck	` '
Pickup truckBobcat/skid steer	
	` ,
Miscellaneous drills, saws, 3-4 inch water pumps	
6" well point/by pass pumpBarricade daily rental (each)	
Darricade daily remai (each)	1.30 (0)

Facilities Maintenance:	
Regular rate (per hour):	
Custodial24.10 (C)	
Supervisor	
Tradesman	
Overtime rate (per hour):	
Custodial34.18 (C)	
Supervisor	
Tradesman	
Holiday rate (per hour):	
Custodial	
Supervisor	
Tradesman	
Vehicle charge (per hour)14.00 (C)	
Decorative Street Light Installation (per pole)250.00 (C)	
Decorative Street Light Maintenance (per pole/per month)	
Engineering:	
Driveway fee:	
Basic fee50.00 (C)	
Additional fee for reinspection	
Final plat review - per lot100.00 (C)	
Pressure test reinspection fee	
Project inspection fee:	
Construction cost:	
\$ 0 - \$ 5,00010% of construction cost (M)	
\$ 5,000 - \$ 20,000\$500 plus 4% above \$5,000 (M)	
Over \$ 20,000 \$1,000 plus 3% above \$20,000 (M)	
Right-of-way Permit Fee90.00 (M)	
Right-of-way permit for construction projects utilizing all or part of street/sidewalk (daily	,
rate equals 1/10 of the monthly rate for each day:	
Blocking sidewalk\$1,000.00 per month (M)	
Blocking lane of traffic:	
Over 5,000 vehicles per day\$5,000 per month (M)	
Under 5,000 vehicles per day\$2,000 per month (M)	
Blocking parking lane:	
Inside Central Business District\$3,000 per month (M)	
Outside Central Business District\$1,000 per month (M)	

Engineering, continued:

Transverse cuts: Open cut - paved areas (each cut)	C) C) C)
Water and Wastewater: Commercial plan review fee: First review	C)

REFUSE SERVICE FEES

Monthly Refuse Service Fees:	
Residential pickup fee (with recycling bins)	
Residential recycling cart fee (per recycling cart)	
Residential charge for each additional garbage cart above two	
Additional cart maintenance fee for each garbage cart above two	
Additional out maintenance for out garbage out above two	
Commercial and multi-family units utilizing the cart	
collection system (per cart)27.81 (C)	
collection system (per cart)	
Bulk Pickup – Residential (requires photo and city approval prior to collection):	
Bulk yard waste minimum charge\$25.81 (C)	
Up to 2 cubic yards	
Each additional cubic yard above 2	
Bulk yard waste in excess of 3 yards (per each additional yard)	
23 ya. aacia 27.0000 c. c ya. ac (por odori additional yara)	

Commercial, compactor and roll-off fees will be billed directly by Waste Pro

STORMWATER FEES

Monthly Stormwater Utility Fees:
Single family residential property: (based on square feet of impervious area:
Class 1 (1,099 and smaller)
Class 2 (1,100 and 1,699)
Class 3 (1,700 and 2,299)
Class 4 (2,300 and 2,899)
Class 5 (2,900 and 3,499)
Class 6 (3,500 and 4,099)
Class 7 (4,100 and 4,699)
Class 8 (4,700 and 5,299)
Class 9 (5,300 and 5,899)
Class 10 (5,900 and 6,499)
Class 11 (6,500 and 7,099)
Class 12 (7,100 and 7,699)
Class 13 (7,700 and 8,299)
Class 14 (8,300 and 8,899)
Class 15 (8,900 and higher)
Multi-family residential property:
Apartment unit - per dwelling unit
Condominium unit - per dwelling unit
Duplex - per dwelling unit
Non-residential/commercial property (per ERU)
(ERU = Equivalent Residential Unit of 2,324 sq. ft.)
Shoreline Alteration Permit:
Plants only
Plants and retaining wall
Stormwater Variance Request

*** Violations carry a penalty of \$500 ***

BOAT USER FEES

Boat Stickers:

Boat sticker costs are computed according to a formula based upon the horsepower (hp) of the motor, plus the length (lg) of the boat, times (*) a set amount.

	hp + lg * \$0.50 (C)
Non-resident	hp + lg * \$0.75 (C)
Annual commercial	permit:
City resident	hp + lg * \$1.00 (C)
	hp + lg * \$1.50 (C)
Half-year permit (Ja	nuary 1 to June 30):
City resident	hp + lg * \$0.25 (C)
Non-resident	hp + lg * \$0.375 (C)
Daily user fee (regard	lless of size of boat and horsepower of motor)\$6.00 (C)

UTILITY SERVICE FEES

Cut on/off fee:	
New service	28.00 (C)
New service - after 4:30 p.m.	
Broken Lock	()
Broken Yoke	` ,
Emergency cut on/off - 7:00 a.m. to 3:30 p.m	
Emergency cut on/off - 3:30 p.m. to 4:30 p.m.	
Emergency cut on/off - after 4:30 p.m.	
Trip charge	. ,
Non-payment – up to 4:30 p.m	
Non-payment - after 4:30 p.m.	
Water or Irrigation Deposits:	
Inside City:	
3/4 inch meter	60.00 (C)
1 inch meter	` ,
1 ½ inch meter	` ,
2 inch meter	()
3 inch meter	` ,
4 inch meter	` ,
6 inch meter	` ,
8 inch meter	
10 inch meter	• ,
Outside City:	(Volugo bili X o (o)
3/4 inch meter	75.00 (C)
1 inch meter	` ,
1 ½ inch meter	` ,
2 inch meter	` '
3 inch meter	()
4 inch meter	` ,
6 inch meter	` '
8 inch meter	()
10 inch meter	
W	
Water and Sewer Deposits:	
Inside City:	40E 00 (C)
3/4 inch meter	` ,
1 inch meter	` ,
1 ½ inch meter	` ,
2 inch meter	· ,
3 inch meter	` ,
4 inch meter	` ,
6 inch meter	` ,
8 inch meter	
10 inch meter	Average bill x 3 (C)

Water and Sewer Deposits (continued):	
Outside City:	
3/4 inch meter	145.00 (C)
1 inch meter	165.00 (C)
1 ½ inch meter	195.00 (C)
	570.00 (C)
	675.00 (C)
	780.00 (C)
	1,140.00 (C)
	Average bill x 3 (C)
10 inch meter	• ,
	gg (2)
Water, Sewer and Garbage Deposits (Inside City C	<u> </u>
3/4 inch meter	135.00 (C)
1 inch meter	150.00 (C)
1 ½ inch meter	180.00 (C)
2 inch meter	450.00 (C)
	540.00 (C)
	630.00 (C)
	915.00 (C)
	Average bill x 3 (C)
10 inch meter	
Fire Line Deposits:	
Inside City:	
1 inch meter	11.25 (C)
2 inch meter	32.00 (C)
3 inch meter	64.00 (C)
4 inch meter	106.50 (C)
	200.00 (C)
	315.00 (C)
10 inch meter	` ,
12 inch service connection	` ,
16 inch service connection	` ,
	()
Outside City:	
1 inch meter	14.00 (C)
2 inch meter	40.00 (C)
3 inch meter	80.00 (C)
4 inch meter	133.00 (C)
	250.00 (C)
	393.00 (C)
10 inch meter	` ,
12 inch service connection	` '
16 inch service connection	
Fire Hydrant Meter Deposit	1,200.00 (C)

Meter and Service Installation:

side City:		
3/4 inch meter		683.00 (C)
1 inch meter		729.00 (C)
1 1/2 inch mete	r	1,185.00 (C)
2 inch meter		1,255.00 (C)
3 inch meter		see below
4 inch meter		see below
6 inch meter		see below
8 inch meter		see below
10 inch meter		see below

All meters 3" and larger will be calculated at current costs for meter assembly, materials, labor and restoration.

Outside City (*):

3/4 inch meter	ſ	853.75 (C)
	٠r	
4 inch meter		see below
8 inch meter		see below

All meters 3" and larger will be calculated at current costs for meter assembly, materials, labor and restoration plus 25%.

^{*} above fee plus applicable Orange County Right of Way Utilization Fees. Additional costs may be assessed due to extensive restoration costs as required by FDOT or Orange County.

Field Testing Meters 5/8 x 3/4 i	s (flow test): nch meter
Bench Testing Mete	ers:
	by meter size - Outside Service Contracted:
	nch meter
	ter
	meter
	ter
	by meter size - In-House City Staff Utilized
	neter x 1.5 hours
	ter x 1.5 hours
	meter x 2.0 hours
	ter x 2.0 hours
2	(e)
No charges will be as	ssessed to a customer if the meter bench test or field test results are
outside acceptable li	
Bacteriological San	
	r sample)
. •	er 3:30 p.m. (in addition to sampling fee)25.00 (C)
Water Impact Fees:	
Inside City:	1 100 00 (0)
3/4 inch	
1 inch	2,750.00 (C)
1 ½ inch	5,500.00 (C)
2 inch	8,800.00 (C)
3 inch	
4 inch	
6 inch	
8 inch	
Outside City:	
3/4 inch	1,375.00 (C)
1 inch	
1 ½ inch	6,875.00 (C)
2 inch	11,000.00 (C)
3 inch	22,000.00 (C)
4 inch	34,375.00 (C)
6 inch	
8 inch	110,000.00 (C)
Water Main Extensi	on Fees:
Inside City, pe	er footactual cost
Outside City,	per foot 1.25 times actual cost

Water main extension fees will be allocated to all affected property owners.

Other charges to be calculated along with the water main extension fee are connection fees, meter costs and installation, deposits, and backflow service fees.

Fire Line Installation Fees - includes saddle, tap and tubing to backflow or property	ty line,
whichever is closer (inside city):	
1 inch fire line	
2 inch fire line	
Larger than 2 inch fire line(actual cost at time of installa	
Fire Line Installation Fees - includes saddle, tap and tubing to backflow or property	<u>ty line,</u>
whichever is closer (outside city):	
1 inch fire line556.25	` '
2 inch fire line	
Larger than 2 inch fire line(actual cost at time of installa	tion)
Water Main Tapping Fees (Inside City):	. (0)
2 inch	` '
4 inch	` '
6 inch	` '
8 inch290.00	` '
12 inch355.00) (C)
W (W ' T ' E (O (' ' O ' ')	
Water Main Tapping Fees (Outside City):	. (0)
2 inch	
4 inch	` '
6 inch	
8 inch	` '
12 inch443.75	5 (C)
Motor Polonation Foo	
Meter Relocation Fee:	
Inside City:) (C)
3/4 inch	` '
1 inch	` '
1 ½ inch – 2 inch	` '
3 inch - 8 inch Labor and materials	s (C)
Outside City (*):	- (0)
3/4 inch	` '
1 inch	` '
1 ½ inch – 2 inch	` '
3 inch - 8 inchLabor and materials plus 25%	s (C)

^{*} above fee plus applicable Orange County Right of Way Utilization Fees. Additional costs may be assessed due to extensive restoration costs as required by FDOT or Orange County.

Sewer Impact Fe		
•	pact fee - singe family	2.700.00 (C)
	pact fee - multiple dwelling	
	pact fee - ERC	
		2,700.00 (C)
Outside C	•	2 275 00 (0)
	npact fee - singe family	
	npact fee - multiple dwelling	
lm	npact fee - ERC	3,375.00 (C)
Οι		

WATER AND WASTEWATER USAGE FEES (COST BASED)

	Inside the City Limits				
			Water		
		Water	(Commercial/Public	Water	
		(Residential)	Authority)	(Irrigation)	Sewer
		Rates per 1,000	gallons of consumption		
Block 1		.92	.79	1.94	5.11
Block 2		1.37	.92	2.61	5.11
Block 3		1.94	1.37	3.33	5.11
Block 4		2.61	1.94	4.83	5.11
Block 5		3.33	2.61	4.83	5.11
Block 6		4.83	2.61	4.83	5.11
Base	ERM				
Charge		8.62	8.62	8.62	10.19
Additional	Unit				
Charge		3.15	3.15	3.15	6.27

	Outside the City Limits				
			Water		
		Water	(Commercial/Public	Water	
		(Residential)	Authority)	(Irrigation)	Sewer
		Rates per 1,000	gallons of consumption		
Block 1		1.15	.99	2.42	6.38
Block 2		1.72	1.15	3.27	6.38
Block 3		2.42	1.72	4.16	6.38
Block 4		3.27	2.42	6.03	6.38
Block 5		4.16	3.27	6.03	6.38
Block 6		6.03	3.27	6.03	6.38
Base	ERM				
Charge		10.78	10.78	10.78	12.73
Additional	Unit				
Charge		3.93	3.93	3.93	7.83

ERM = Equivalent Residential Meter

Note: sewer charges are capped for residential customers without separate irrigation meters at 14,000 gallons.

WATER AND WASTEWATER USAGE FEES (CONTINUED)

The Monthly Base Charge is based on the size of the meter. The applicable Equivalent Meter Ratio in the table below multiplied by the Base ERM Charge above determines the monthly Base Charge.

Bills for water, sewer and irrigation service are determined using the applicable rates in the tables above and the block sizes in the table below based on meter size.

Block Structure Price Breaks by Meter Size:

							Usage
			Over:				
		Block 1	Block 2	Block 3	Block 4	Block 5	Block 6
Meter	Equivalent	(1,000	(1,000	(1,000	(1,000	(1,000	(1,000
Size in	Meter	gallons/	gallons/	gallons/	gallons/	gallons/	gallons/
Inches	Ratio	month)	month)	month)	month)	month)	month)
3/4	1	4	8	12	16	20	21
1	2 ½	10	20	30	40	50	51
1 ½	5	20	40	60	80	100	101
2	8	32	64	96	128	160	161
3	16	64	128	192	256	320	321
4	25	100	200	300	400	500	501
6	50	200	400	600	800	1,000	1,001

ELECTRIC RATES (COST)

Residential Rates					
Customer Charge	\$	9.35	per month		
Energy Charge:					
1 st 1,000 kWh	\$	0.064850	per kWh		
All kWh above 1,000	\$	0.076500	per kWh		
Fuel Cost Recovery Factor:					
1 st 1,000 kWh	\$	0.044800	per kWh		
All kWh above 1,000	\$	0.054800	per kWh		
Franchise Fee		6.0000%			
Gross Receipts Tax		2.5641%			
Electric Utility Tax		10.0000%			
Note: only the first \$0.00699 of the Fuel Cost Recovery Factor is subject to the 10.0% electric utility tax.					

Lighting Service (LS-1)						
Fixture and Maintenance Charge (includes energy charge ar		fuel cost	Depends upon fixture			
recovery)			type			
Customer charge (per line of billing):						
Metered accounts	\$	3.49	per month			
Non metered accounts	\$	1.22	per month			
Energy & demand charge	\$	0.023490	per kWh			
Fuel cost recovery factor	\$	0.048880	per kWh			
Franchise Fee	\$	0.060000				
Gross Receipts Tax	\$	0.025641				
Electric Utility Tax	\$	0.100000				
Subsequent Re-establishment of service	\$	10.00				

GENERAL SERVICE ELECTRIC RATES

Non-Demand (GS-1)					
Rates will also apply to Temporary Service (TS-1)					
Customer Charges:					
Non Metered Accounts	\$	6.96	per month		
Metered Accounts:					
Secondary Delivery Voltage	\$	12.34	per month		
Primary Delivery Voltage	\$	156.08	per month		
Energy Charge	\$	0.065520	per kWh		
Fuel Cost Recovery Factor	\$	0.048880	per kWh		
Franchise Fee		6.0000%			
Gross Receipts Tax		2.5641%			
Electric Utility Tax		10.0000%			
EL State Sales Tax (commercial only)		7.5000%			
Note: only the first \$0.00699 of the Fuel Cost Recovery Factor is subject to the 10.0% electric utility tax.					

ELECTRIC RATES (CONTINUED)

Non-Demand (100% Load Factor Usage (GS-2)						
(For customers with fixed wattage loads operating continuous	(For customers with fixed wattage loads operating continuously throughout the billing period)					
Customer Charges:						
Non Metered Accounts	\$	7.26	per month			
Metered Accounts	\$	12.88	per month			
Energy Charge	\$	0.033090	per kWh			
Fuel Cost Recovery Factor	\$	0.048880	per kWh			
Franchise Fee		6.0000%				
Gross Receipts Tax		2.5641%				
Electric Utility Tax		10.0000%				
EL State Sales Tax (commercial only)		7.5000%				
Note: only the first \$0.00699 of the Fuel Cost Recovery Factor is subject to the 10.0% electric utility tax.						

Demand (GSD-1)					
Rates will also apply to Temporary Service (TS)					
Applicable for any customer other than residential with a measu	Applicable for any customer other than residential with a measurable annual kWh consumption of				
24,000 kWh or greater per yea	ar				
Customer Charges:					
Secondary Delivery Voltage	\$	12.82	per month		
Primary Delivery Voltage	\$	162.19	per month		
Demand Charge	\$	4.48	per kWh		
Energy Charge	\$	0.037380	per kWh		
Fuel Cost Recovery Factor	\$	0.048880	per kWh		
Delivery Voltage Credit: when a customer takes delivery at	\$	0.350000	Per kWh		
primary voltage, the demand charge will be subject to this					
credit					
Metering Voltage Adjustment: When a customer takes delivery		1.0000%			
at primary voltage, the energy charge, demand charge and					
delivery voltage credit will be subject to this adjustment					
Franchise Fee		6.0000%			
Gross Receipts Tax		2.5641%			
Electric Utility Tax		10.0000%			
EL State Sales Tax (commercial only)		7.5000%			
Note: only the first \$0.00699 of the Fuel Cost Recovery Factor is subject to the 10.0% electric utility tax.					

GENERAL SERVICE ELECTRIC RATES (CONTINUED)

General Service Demand Optional Time of Use (GSDT-1)					
Closed to new customers as of 06-01-2006					
Customer Charges:					
Secondary Delivery Voltage	\$	21.42	per month		
Primary Delivery Voltage	\$	173.53	per month		
Demand Charges:					
Base Demand	5	1.12	per kWh		
On Peak Demand	\$	3.40	per kWh		
Energy Charges:					
On-peak kWh	5	0.062020	per kWh		
Off-peak kWh	\$	0.025150	per kWh		
Fuel Cost Recovery Factors:					
On-peak kWh	\$	0.066240	per kWh		
Off-peak kWh	\$	0.040890	per kWh		
Delivery Voltage Credit: when a customer takes delivery at	\$	0.350000	Per kWh		
primary voltage, the demand charge will be subject to this					
credit					
Metering Voltage Adjustment: When a customer takes delivery		1.0000%			
at primary voltage, the energy charge, demand charge and					
delivery voltage credit will be					
Franchise Fee		6.0000%			
Gross Receipts Tax		2.5641%			
Electric Utility Tax		10.0000%			
EL State Sales Tax (commercial only)		7.5000%			
Note: only the first \$0.00699 of the Fuel Cost Recovery Factor is subject to the 10.0% electric utility tax.					

GENERAL SERVICE ELECTRIC RATES (CONTINUED)

TEMPORARY SERVICE (TS)
(Rate from appropriate General Service schedules are applied)
Applicable to any customer for temporary service such as displays, construction, fairs, exhibits and similar temporary purposes
Deposit required at the time of initiating service

Service Charges		
Opening an account at a new service location	\$ 61.00	
Utility service application fee	\$ 5.00	
Reconnect service	\$ 28.00	
Reconnect service after a disconnection for nonpayment or		
Violation of a rule or regulation	\$ 40.00	
after normal business hours	\$ 55.00	
Dishonored check (NSF)	\$ 25.00	Or 5% of the
		check amount,
		whichever is
		greater
Change of account with leaving service active (applicable to multi-	\$ 10.00	
housing only)		
Utility demolition disconnect fee	\$ 45.00	
Electric meter tampering fee	\$ 75.00	
Disconnect of electric service at the pole	\$ 250.00	
Deposit for electric service	\$ 250.00	Or two months
		estimated
		charges,
		whichever is
		greater

RESIDENTIAL UNDERGROUND SERVICE FEE (applies to single family residential projects only)	
Remodels	2,000.00
200 amp or less	3,000.00
All services to 400 amp	6,000.00
Greater than 400 amp	Cost to serve

Deposit required for electric service:	
\$250 or two months estimated charges, whichever is gre	ater

FIRE LINE FEES

Inside City: (buildings with separate plumbing facilities for fire protection):	
Fire line size (flat rate per month):	
1 inch service connection4.25	(C)
2 inch service connection	
3 inch service connection	
4 inch service connection	
6 inch service connection74.51	` '
8 inch service connection	
10 inch service connection	(C)
12 inch service connection	(C)
16 inch service connection	(C)
Outside City: (buildings with separate plumbing facilities for fire protection):	
Fire line size (flat rate per month):	
1 inch service connection 5.33	(C)
2 inch service connection	
3 inch service connection	` '
4 inch service connection	(C)
6 inch service connection	(C)
8 inch service connection148.96	(C)
10 inch service connection214.22	(C)
12 inch service connection292.53	(C)
16 inch service connection	(C)
Hourly charges for city employees and equipment in Utilities Services Division:	
Regular rates: (per hour)	
Division Chief	(C)
Assistant Division Chief44.95	(C)
Field Supervisor36.26	(C)
Equipment Operator	(C)
Foreman/Crew Leader29.25	(C)
Utility Service Worker	(C)
Locator23.70	(C)
Overtime rates: (per hour)	
Division Chief74.33	
Assistant Division Chief67.41	` '
Field Supervisor54.39	` '
Equipment Operator	
Foreman/Crew Leader	. ,
Utility Service Worker	` '
Locator35.26	(C)

Hourly charges for city employees and equipment in Utilities Services Division (continued):

nuea):	
Holiday rates: (per hour)	
Division Chief9	` '
Assistant Division Chief8	9.90 (C)
Field Supervisor7	2.52 (C)
Equipment Operator5	2.74 (C)
Foreman/Crew Leader5	8.50 (C)
Utility Service Worker 4	3.88 (C)
Locator4	7.40 (C)
Vehicle Charges: (per hour)	
Flatbed dump truck1	
Small dump truck1	5.00 (C)
Tandem dump truck3	0.00 (C)
Pickup truck1	5.00 (C)
Crew cab2	0.00 (C)
TV Van7	` '
Locator (call duty) van1	5.00 (C)
Vaccon 8	` ,
Semitractor6	0.00 (C)
Equipment Charges: (per hour)	
Pumps, daily (bypass and well point)3	
Rubber tire backhoe5	` ,
Trackhoe7	` ,
Portable trailer generator4	
Directional boring machine5	` ,
Harbin2	, ,
Light tower1	
Vactron2	` ,
Easement hose reel1	` ,
Air compressor1	5.00 (C)
Bobcat2	5.00 (C)
Misc pumps, saws, compacting equipment, locator equipment,	
lateral TV camera, hand tools, etc1	` ,
Barricade daily rental (each)	1.10 (C)

Associated material costs shall be calculated at a rate not to exceed actual cost to the City. Ref: OUC/Winter Park Alliance contract for parts, fittings and supplies.

CROSS CONNECTION CONTROL PROGRAM FEES

Backflow testing charge (per device inside City)35.00 (M)
Backflow testing charge (per device outside City)40.00 (M)
Replacement charges: Inside City:
1 inch PVB
1 ½ inch PVB
2 inch PVB
Outside City: 1 inch PVB
1 ½ inch PVB
2 inch PVB
Repair charges: Repair 3/4" – 1" backflow preventors (includes parts and labor) 35.00 (C) Repair 1 1/4" – 2" backflow preventors (includes parts and labor) 65.00 (C)

All above fees will be added to the customer's next utility bill after the work is completed and satisfactorily tested.

UTILITY DEMOLITION DISCONNECT FEES

## Sanitary sewer laterals (cut and cap behind meter @ property line and installation bib stand): ## ## ## ## ## ## ## ## ## ## ## ## ##	
bib stand): 3/4" - 1"	allation of h
2" - 3"	
2" - 3"	50.00 (C
4" 11 6" 12 8" 15 Fire lines (cut and cap @ property line): 2" 3 4" 11 6" 12 8" 15 Sanitary sewer laterals (cut and cap & install cleanout @ property line: Up to 6" (per line), 6' deep or less 25 Up to 6" (per line), greater than 6' deep 48 wtside City: Water services (cut and cap behind meter @ property line and installating bib stand): 3/4" - 1" 6 2" - 3" 8 4" 13 6" 15 8" 18 utside City: Fire lines (cut and cap @ property line): 2" 3 4" 13 6" 15 8" 18 Sanitary sewer laterals (cut and cap & install cleanout @ property line: Up to 6" (per line), 6' deep or less 31 Up to 6" (per line), greater than 6' deep 60 Fire hydrant relocation fee: Inside City	
6"	,
8" 15 Fire lines (cut and cap @ property line): 3 4" 11 6" 12 8" 15 Sanitary sewer laterals (cut and cap & install cleanout @ property line: 25 Up to 6" (per line), 6' deep or less 25 Up to 6" (per line), greater than 6' deep 48 utside City: Water services (cut and cap behind meter @ property line and installatibib stand): 3/4" - 1" 6 2" - 3" 8 4" 13 6" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15 8" 15	`
Fire lines (cut and cap @ property line): 2"	•
2"	
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8" 15 Sanitary sewer laterals (cut and cap & install cleanout @ property line: 25 Up to 6" (per line), greater than 6' deep 48 utside City: 48 Water services (cut and cap behind meter @ property line and installation bib stand): 6 2" - 3" 8 4" 13 6" 15 8" 18 utside City: 15 Fire lines (cut and cap @ property line): 3 4" 13 6" 15 8" 18 Sanitary sewer laterals (cut and cap & install cleanout @ property line: 18 Up to 6" (per line), 6' deep or less 31 Up to 6" (per line), greater than 6' deep 60 Fire hydrant relocation fee: 1,58 Inside City 1,58 Outside City 1,58	`
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Up to 6" (per line), 6' deep or less	
Up to 6" (per line), greater than 6' deep	
utside City: Water services (cut and cap behind meter @ property line and installati bib stand): 3/4" - 1" 6 2" - 3" 8 4" 13 6" 15 8" 18 utside City: 2" 2" 3 4" 13 6" 15 8" 18 Sanitary sewer laterals (cut and cap & install cleanout @ property line: 18 Up to 6" (per line), 6' deep or less 31 Up to 6" (per line), greater than 6' deep 60 Fire hydrant relocation fee: 1,58 Inside City 1,58 Outside City 1,975	
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3/4" - 1"	manon on i
2" - 3" 8 4" 13 6" 15 8" 18 utside City: Fire lines (cut and cap @ property line): 2" 3 4" 13 6" 15 8" 18 Sanitary sewer laterals (cut and cap & install cleanout @ property line: Up to 6" (per line), 6' deep or less 31 Up to 6" (per line), greater than 6' deep 60 Fire hydrant relocation fee: Inside City 1,58 Outside City 1,975	62 50 (C
4" 13 6" 15 8" 18 utside City: 3 Fire lines (cut and cap @ property line): 3 4" 13 6" 15 8" 18 Sanitary sewer laterals (cut and cap & install cleanout @ property line: Up to 6" (per line), 6' deep or less 31 Up to 6" (per line), greater than 6' deep 60 Fire hydrant relocation fee: 1,58 Outside City 1,975	
6"	•
8" 18 trie lines (cut and cap @ property line): 2" 3 4" 13 6" 15 8" 18 Sanitary sewer laterals (cut and cap & install cleanout @ property line: Up to 6" (per line), 6' deep or less 31 Up to 6" (per line), greater than 6' deep 60 Fire hydrant relocation fee: Inside City 1,58 Outside City 1,975	`
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Fire lines (cut and cap @ property line): 2" 3 4" 13 6" 15 8" 18 Sanitary sewer laterals (cut and cap & install cleanout @ property line: Up to 6" (per line), 6' deep or less 31 Up to 6" (per line), greater than 6' deep 60 Fire hydrant relocation fee: Inside City 1,58 Outside City 1,975	107.50 (C
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4" 13 6" 15 8" 18 Sanitary sewer laterals (cut and cap & install cleanout @ property line: Up to 6" (per line), 6' deep or less 31 Up to 6" (per line), greater than 6' deep 60 Fire hydrant relocation fee: Inside City 1,58 Outside City 1,975	37 50 (0
6"	
8"	`
Sanitary sewer laterals (cut and cap & install cleanout @ property line: Up to 6" (per line), 6' deep or less	•
Up to 6" (per line), 6' deep or less	,
Up to 6" (per line), greater than 6' deep	
Fire hydrant relocation fee: Inside City	
Inside City	600.00 (C
Outside City	4 500 00 (0
	, ,
annicanie Orange County nermit tees. Additional costs may b	
o extensive restoration costs as required by FDOT or Orange County.	ay be asses

LINE STOP FEES

Inside City:	
Line stop fees (with contractor or owner support):	
4", single	1,120.00 (C)
4", double	1,910.00 (C)
6", single	1,290.00 (C)
6", double	2,310.00 (C)
8", single	1,750.00 (C)
8", double	3,045.00 (C)
10", single	2,125.00 (C)
10", double	3,690.00 (C)
12", single	2,580.00 (C)
12", double	
,	, , , ,
Line stop fees (with no support from contractor or owner):	
4", single	1,695.00 (C)
4", double	2,960.00 (C)
6", single	1,870.00 (C)
6", double	3,270.00 (C)
8", single	2,180.00 (C)
8", double	3,730.00 (C)
10", single	2,700.00 (C)
10", double	
12", single	
12", double	. ,
,	, , ,
Outside City:	
Line stop fees (with contractor or owner support):	
4", single	1,290.00 (C)
4", double	2,190.00 (C)
6", single	1,490.00 (C)
6", double	2,690.00 (C)
8", single	2,040.00 (C)
8", double	
10", single	2,500.00 (C)
10", double	4,375.00 (C)
12", single	3,050.00 (C)
12", double	5,335.00 (C)

Outside City:

Line stop fees (with no support from contractor or owner):

4", single	1,995.00 (C)
4", double	3,510.00 (C)
6", single	
6", double	
8", single	
8", double	
10", single	
10", double	
12", single	
12", double	

Support from contractor or owner includes assisting the line stop procedure by excavating around pipe, and provide backhoe as needed. Additional costs may be assessed due to extensive restoration costs as required by FDOT or Orange County.

No support from contractor or owner would indicate that the City will perform the line stop procedure entirely with no assistance from the contractor or owner.

Fees include all fittings and materials required to complete line stop.

Plus Orange County right-of-way permit use fees

Perform Electro Fusion Process for HDPE Couplings and Fittings (2" – 12", two couplings or fittings max:

Inside City	 C)
Outside City	 C)

Contractor to prepare work area or excavation, HDPE pipe to be exposed and clean in a safe working environment. City crew will prep pipe and supply necessary equipment to perform electro fusion process. Contractor to furnish couplings or fittings. Additional couplings/fittings shall be fused at the same rate as above. If in the County, City is to be named on the Orange County Permit to enable work to be performed under contractors permit.

INDUSTRIAL WASTE FEES

A formula is used to determine the surcharges. The surcharge is proportionate to the water consumption. The more water used, the higher the surcharge will be, likewise, the less water used the lower the surcharge will be.

The charges are based on three factors:

- ♦ Biological Oxygen Demand (BOD)
- ♦ Suspended Solids (SS)
- Oil and Grease

Biological Oxygen Demand (BOD):

BOD is a measurement of the amount of oxygen being depleted in the wastewater. Oxygen depletion can occur because of a number of reasons. The main reason is the decaying of organics. Anything that had life in it at one time will use oxygen in its decaying process. Oxygen is critical for the proper treatment of wastewater. It is very expensive to oxidated wastewater. This test is performed in our laboratory. It takes five days to get the results back. The maximum allowable limit is 300 ppm.

Suspended Solids (SS):

Suspended solids are any solids that will not settle in moving water. This test is performed in our laboratory. We actually bake the water out of the sample. The maximum allowable limit is 300 ppm.

Oil and Grease:

Any petroleum product, oil based product, or animal or vegetable fat will show up as an oil or grease. An outside laboratory on an as needed basis performs this test.

Other substances that we periodically check for are:

- ♦ Chemical Oxygen Demand
- ♦ All Chemicals
- All Metals
- ♦ Petroleum Base Products
- ♦ Oil
- ♦ Grease
- Miscellaneous Substances

The average monthly	surcharge to	r an industrial waste customer	68.94 (C)
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This can be broken down as follows:

The size and nature of the business will affect the average charges.

PUBLIC SAFETY FEES

POLICE FEES AND FINES: Administration Fees:
Copies:
Parking or uniform traffic citation
Double sided copies
Certified copies
Reports except traffic or homicide (per page)
Traffic or homicide reports
Fingerprinting of civilians (except employee applicants) (city residents) 5.00 (C)
Fingerprinting of civilians (except employee applicants) (non-residents) 10.00 (C)
Photographs, recordings and videos on CD
Audio tapes (including 911 calls)
Video copy of DUI cases
Background checks
Crash report
Good conduct letter
deposit based on the estimated time to complete the request and the hourly rate of the employee completing the request and computer time. Off-Duty Police Services (three hour minimum): Regular Off-Duty Rates per Hour:
Police officer35.00 (C)
Details requiring a police supervisor
Police officer
Details requiring a police supervisor
Civil Penalty Fines:
Interference with overtime parking enforcement50.00 (M)
Tampering with immobilization device100.00 (M)
Removal of immobilization device by enforcement officer
Skateboarding within central business district10.00 (M)
Responding to false alarms:
First response
Second and third response within 6 months of first response
Business:
Fourth response within 6 months of third response50.00 (M)
All succeeding responses within 6 months of the last response100.00 (M) Residential:
Fourth response within 6 months of third response

Parking Fines: *

Each fine amount includes a \$5.00 surcharge as authorized by Florida State Stature 316.660(4)(a)&(b) and City Code 98.91 to fund the School Crossing Guard programs within the City of Winter Park

Blocking drive or roadway (travel lane/obstructing traffic)	25.00 (M)
Bus zone or taxi stand	25.00 (M)
Disabled only/permit required	255.00 (S)
Double parking	25.00 (M)
Extended over lines	25.00 (M)
Fire lane/hydrant/red curb	
Loading zone (commercial vehicles only)	25.00 (M)
Other	
On parkway	25.00 (M)
On sidewalk/crosswalk	25.00 (M)
Over posted time limit	25.00 (M)
Parking prohibited (yellow curb/no sign)	25.00 (M)
Rear or left wheels to curb	25.00 (M)
Successive overtime (each offense)	45.00 (M)
Unauthorized (reserved) space	25.00 (M)
Where signs prohibit	25.00 (M)
Movement of vehicle in Central Business District to circumvent	
posted parking restrictions	55.00 (M)

* After five days, an additional \$5.00 will be assessed for any of the parking fines listed above.

After receiving a mailed *Notice of Summons* for any or the above parking fines, an additional \$15.00 will be assessed.

Traffic signal violations:

FIRE FEES: EMS Transport Fee:
Transport
Plus distance transported from incident location to medical facility 8.50 per mile (M HIPAA qualified patient information package (per patient event) 50.00 (C
Motor Vehicle Fire Response:
Motor Vehicle Fire Response:
False Alarm Response fee:
First response 0.00 (M
Second and third response within 6 months of first response0.00 (M
Fourth response within 6 months of third response100.00 (M
All succeeding within 6 months of the last response250.00 (M
Known alarm is activated by on scene construction workers
or alarm company technicians200.00 (M
Film or photographic reproductions (plus the cost of reproduction)
Fire/Rescue Service fees:
Hourly Charges for city employees and equipment:
Command unit/Chief officer, per hour or part thereof
Engine company, per hour or part thereof
Ladder company, per hour or part thereof275.00 (C
Rescue unit, per hour or part thereof
Special needsFigured on a cost recovery basis (C
Hazardous materials cost recovery fees and/or response to intentional, malicious o
negligently incidents are based on the cost of manpower, equipment and materials used.
Fire inspections:
After hour inspections
Maintenance reinspection fee:
First reinspection
Second reinspection
Third reinspection60.00 (M
Fourth reinspection100.00 (M
Any subsequent reinspections100.00 (M
Increator Training for par project
Inspector Training fee, per project

FIRE FEES (continued):

Licensing Fees:	
Health Department inspections	40 00 (M)
HRS inspections	
Occupational License inspections	
Occupational License inspections	1 0.00 (IVI)
Permits By Use: (annual registration fee)	
Ammunition, explosives and blasting agents	40.00 (M)
Burn permits (bonfires)	
Cryogenic fluids	
Dry cleaning plants	
Fire lane permits	` ,
Fireworks	
Flammable/combustible liquids	
High piled combustible stock	
Hazardous chemicals	
riazardous crierriicais	40.00 (IVI)
Permits By Use: (annual registration fee, continued)	
LP gas	40.00 (M)
Lumber storage	40.00 (M)
Places of assembly	
Repair garages	
Tents and air supported structures	
··	, ,
Plans Review Fees:	
Construction plans review - new and existing:	
\$1,000 value or less (no inspector training fee)	25.00 (M)
\$1,001 value or over 55.00 plus 0.05% c	
Revised plans25.00 (unless more than 50% of original plan, then f	ull fee applies) (M)
Construction inspections 25.00 or 1/2% of valuation (whichever	r is greater) (M)
After hour inspections	200.00 (M)
Construction reinspection fees:	40.00 (14)
First reinspection	` ,
Second reinspection	` ,
Additional reinspection	100.00 (M)
Fire alarm systems:	
\$1,000 value or less	` ,
\$1,001 value or over	
Fire protections systems75.00 plus 0.09% of total va	llue of work (M)
Special Detail Services:	
Special Detail Services:	
Personnel requested or required to be detailed for	r omployes (C)
Special events (minimum of 3 hours)	
Special events (supervisor, if necessary)\$45.00 per hour/pe	r supervisor (C)

FIRE FEES (continued):

Public Education Services:

Fire station birthday party program:	
Basic program	160.50 (C)
Plus \$5.00 per person up to a maximum of 20 attendees	
First aid class (per student)	20.00 (C)
CPR classes (per student)	35.00 (C)
Combination first aid and CPR class (per student)	50.00 (C)
Babysitter training class (per student)	55.00 (C)

PARKS AND RECREATION FEES

Adult Sports Team Fees:
Flag Football and Softball\$450.00 plus tax per season (C)
Facility Han Fox Cardon
Facility Use Fee Cards: Resident
Non-resident
Non-resident10.00 (M)
After School Program:
Resident (per week)
Non-resident (per week)30.00 (M)
Registration fee25.00 (M)
Fee for students qualifying for reduced lunch, (per week), (City residents only)5.00 (M)
Fee for students qualifying for free lunch, (per week), (City residents only)2.00 (M)
Field Rental Rates:
Cady Way, Lake Island and Ward Park Athletic Fields:
Before 5:00 p.m., per hour, (all fields except Ward B and C)
After 5:00 p.m., per hour, (all fields except Ward B and C)
Ward B Athletic Field:
Before 5:00 p.m., per hour,
After 5:00 p.m., per hour,
Ward C Athletic Field:
Before 5:00 p.m., per hour,
After 5:00 p.m., per hour,
Unscheduled or late reservation rates (less than 48 hours),
per hour/before 5:00 pm50.00 (M
Unscheduled or late reservation rates (less than 48 hours),
per hour/after 5:00 pm75.00 (M)
Field prep (lines), per field each time (standard lining)
Field prep (lines), per field each time (specialty lining)
Field prep (lines), for late reservations per field
All day (8:00 am to 9:00 pm)
Winter Park Youth League Fee:
Lake Island, Showalter East and Ward A (flat fee)25.00 (C)
20% discount for Ward B, C and D (specific guidelines required)

PARKS AND RECREATION FEES (CONTINUED)

Bus Use Fees:
Hourly rate (four hour minimum, 100 mile maximum)
Deposit
Cancellation fee (within 72 hours of scheduled use)100.00 (M)
Program Fees:
Middle School Summer Program:
Resident (weekly)25.00 (M)
Non-resident (weekly)50.00 (M)
Registration fee
Extended Day Program (per child):
Daily8.00 (M)
Weekly25.00 (M)
Summer Camp Program (per week):
Resident:
1 st child in family60.00 (M)
2 nd child in family50.00 (M)
3 rd + child in family
Non-resident
Reduced lunch, only city residents are eligible (per week)15.00 (M)
Free lunch, only city residents are eligible (per week)
Registration Fee
Community Center Pool:
Daily (resident)
Daily (non-resident)4.00 (M)
Group rate (residents, over 15 guests in a group, per group member)1.50 (M)
Group rate (non-residents, over 15 guests in a group, per group member)3.50 (M)
Ten visit punch pass (resident)15.00 (M)
Ten visit punch pass (non-resident)
Pool rental:
Less than thirty guests (hourly)
Additional hourly fee per fifteen guests over initial thirty guests15.00 (M)
Deposit400.00 (M)

PARKS AND RECREATION FEES (CONTINUED)

Fitness/Weight Room:	
Annual Pass:	
Resident	
Non-resident	
CRA area resident	55.00 (M)
Youth Annual Pass (ages 14-21, ages 14-16 will be required to at	tend training)
Resident	
Non-resident	50.00 (M)
Fitness/Weight Room (continued):	
Monthly Pass:	
Resident	12.00 (M)
Non-resident	24.00 (M)
CRA area resident	7.00 (M)

CEMETERY FEES

Palm Cemetery:	
Single space - resident	
Single space – qualified non-resident	
Baby space150.00 (M)	
Qualified non-resident baby space170.00 (M)	
Interment of cremains:	
Weekdays350.00 (M)	
Saturdays	
Tent for cremains internment:	
Weekdays1,000.00 (M)	
Saturdays	
Opening and closing charges:	
Weekdays1,098.00 (M)	
Saturdays	
Mausoleum space (limited number of spaces)80,000.00 (M)	
Pineywood Cemetery:	
Single space - resident2,000.00 (M)	
Single space – qualified non-resident2,500.00 (M)	
Baby space150.00 (M)	
Qualified non-resident baby space170.00 (M)	
Cremation space420.00 (M)	
Qualified non-resident cremation space	
Internment of cremains:	
Weekdays350.00 (M)	
Saturdays450.00 (M)	
Tent for cremains internment:	
Weekdays1,000.00 (M)	
Saturdays	
Opening and closing charges:	
Weekdays1,095.00 (M)	
Saturdays1,295.00 (M)	
Columbarium:	
Single or Double space:	
Resident2,195.00 (M)	
Qualified non-resident2,800.00 (M)	
Internment (Saturday)350.00 (M)	
Tent for columbarium internment300.00 (M)	

GOLF COURSE FEES

Green Fees (November – April) for Residents:	
9 hole ticket (includes sales tax)	
9 hole Jr. ticket (includes sales tax)	
City employees (includes sales tax)	
Adult replay rate7.00 (
Junior replay rate6.00 (M)
One of Face (Newsonkers - Aprill) for New modification	
Green Fees (November – April) for Non-residents:	'B 4\
9 hole ticket (includes sales tax)	
9 hole Jr. ticket (includes sales tax)	
City employees (includes sales tax)	
Adult replay rate9.00 (
Junior replay rate6.00 (M)
Green Fees (May – October) for Residents:	
9 hole ticket (includes sales tax)	'N //\
9 hole Jr. ticket (includes sales tax)	
City employees (includes sales tax)	
Adult replay rate	
Junior replay rate5.00 (IVI)
Green Fees (May – October) for Non-residents:	
9 hole ticket (includes sales tax)	M)
9 hole Jr. ticket (includes sales tax)	
City employees (includes sales tax)	
Adult replay rate8.00 (
Junior replay rate	
outilor replay rate	101)
Annual Play Pass (weekday only):	
Single resident (pre-tax)609.00 (M)
Double resident (pre-tax)	M)
Single non-resident (pre-tax)	
Double non-resident (pre-tax)	
Jr. membership (resident or non-resident) (pre-tax)	
Corporate membership (16 members at \$449) (pre-tax)8,800.00 (M)
City employee rate	
Ten-Round Pass (November – April), includes tax	
Ten-Round Pass (May - October), includes tax	
1011 (Carla 1 abb (May Colober), Indiades tax	.,,,

GOLF COURSE FEES (CONTINUED)

Annual Play Pass (all week):
Single resident (pre-tax)
Double resident (pre-tax)
Single non-resident (pre-tax)
Double non-resident (pre-tax)
Jr. membership (resident or non-resident) (pre-tax)
Corporate membership (16 members at \$449) (pré-tax)8,800.00 (M)
City employee rate
Ten-Round Pass (November – April), includes tax140.00 (M)
Ten-Round Pass (May - October), includes tax120.00 (M)
Cart Rental:
9-Hole – Single (includes sales tax)
9-Hole – Double (includes sales tax)
Pull cart (includes sales tax)
Rental clubs (includes sales tax)6.00 (M)
Club Rental (includes tax)6.00 (M)
Club Storage (includes tax)
Tournament Fees (includes tax):
Night scramble (40 person minimum)910.00 (M)
Each additional golfer above 4025.00 (M)
Private scramble (maximum of one per month, 48 person minimum)1,200.00 (M)
Each additional golfer above 4825.00 (M)
Discount passes:
Frequent golfer pass (\$2 off each round)
Merchandise discount pass (15% off merchandise, food, beverages)75.00 (M)
Word land of diodount padd (1070 on morandido, 1004, beveraged)
Advertising:
Scorecard ad space (one year, per ad)1,000.00 (M)
Newsletter ad space (quarterly, per ad)250.00 (M)
Lecture series tickets
Lecture series lickets

TENNIS FEES

Tennis Court Rental: Annual Play Pass Fees:	
Six-Month Annual Play Passes:	
All Courts:	
Resident - one adult	185.00 (M)
Resident - family (2 or more)	275.00 (M)
Resident - youth (17 or under)	
Non-resident - one adult	246.00 (M)
Non-resident - family (2 or more)	
Non-resident - youth (17 or under)	115.00 (M)
City employee	
Seniors receive a \$25 discount on adult price (age 65 years	or older)
Hard Courts Only:	•
Resident - one adult	84.00 (M)
Resident - family (2 or more)	150.00 (M)
Resident - youth (17 or under)	
Non-resident - one adult	155.00 (M)
Non-resident - family (2 or more)	230.00 (M)
Non-resident - youth (17 or under)	69.00 (M)
City employee	
Seniors receive a \$25 discount on adult price (age 65 years	or older)
Annual Annual Play Passes:	
All Courts:	
Resident - one adult	
Resident - family (2 or more)	
Resident - youth (17 or under)	126.00 (M)
Non-resident - one adult	` '
Non-resident - family (2 or more)	
Non-resident - youth (17 or under)	
City employee	` ,
Seniors receive a \$25 discount on adult price (age 65 years Hard Courts Only:	or older)
Resident - one adult	157.00 (M)
Resident - family (2 or more)	
Resident - youth (17 or under)	
Non-resident - one adult	
Non-resident - family (2 or more)	
Non-resident - youth (17 or under)	
City employee	
Seniors receive a \$25 discount on adult price (age 65 years	

TENNIS FEES (CONTINUED)

Non-Play Pass Fees (\$1.00 off with Facility Use Card):	
Singles - 1 ½ hours; Doubles - 2 hours (Residents)	
Clay court (includes tax)	.6.00 (M)
Hard court (includes tax)	
City employee:	()
Clay court (includes tax)	3.00 (M)
Hard court (includes tax)	
Child, non-prime time, hourly:	,
Hard court (includes tax):	
Resident	4.00 (M)
Soft court (includes tax):	
Resident	3.00 (M)
Tennis Passes: (10 play passes)	
Clay courts:	
Pass	55.00 (M)
Hard courts:	()
Pass	45.00 (M)
	()
Adult Tennis Programs:	
Beginning/Intermediate, various times, four 1-hour sessions, monthly fee	50.00 (M)
Men's Advanced, Mondays, 7:00 – 8:30pm, four sessions, monthly fee12	
Various 1-hour adult non-team clinic, various times, hourly fee	9.00 (M)
Friday night clay court round robin, 1 st and 3 rd Fridays, 6:30 – 8:30pm:	
Members	
Non-members	6.00 (M)
Men's Challenge Ladder, various times:	
Members (all courts)	` '
Non-members (clay court)	
Non-members (hard court)	5.00 (M)
Junior Tennis Programs:	
6-8 year olds, Mon/Wed 3:30 – 4:30pm, 3 rd day time TBA, monthly fee:	
1 day per week	70.00 (M)
2 days per week1	10.00 (M)
3 days per week13	35.00 (M)
9-11 year olds, Mon/Wed 3:30 – 4:30pm, 3 rd day time TBA, monthly fee:	, ,
2 days per week1	50.00 (M)
3 days per week1	75.00 (M)

TENNIS FEES (CONTINUED)

Tennis Instructors must be contracted through management company

Tournament Entry Fees: (includes tennis balls)

Court fee (2 hour time frame, x number of courts x number of two hour time frames = base fee:

First day of tournament	Base fee, less 10% (M)
Second day of tournament	
Third day of tournament	
Fourth day of tournament	
Fifth day of tournament	

No tournaments may be longer than five days, holidays are time and one half rates. The price includes six folding tables and twenty five chairs and a pop up tent.

A roster is required for league and team play. 75% of roster must be members, or pay a \$100 flat fee and the hourly rates.

RECREATION FACILITY RENTAL FEES

AZALEA LANE RECREATION CENTER - Meeting room: (20% disc	ount off regular fee for
residents)	J
East Room (30' x 30'):	
Hourly	50.00 (M)
Deposit	
Continuous user (hourly)	
West Room (30' x 50'):	,
Hourly	70.00 (M)
Deposit	
Continuous user (hourly)	` ,
CIVIC CENTER: (20% discount off regular fee for residents)	
Continuous Users (at least 6 times in 6 months):	
Ballroom:	
Hourly	100.00 (M)
Deposit	• • •
Meeting Rooms:	()
Hourly	45.00 (M)
Deposit	` ,
50p00k	200.00 (141)
Kitchen: (set up fee and deposit are not applicable)	
Hourly	45.00 (M)
·	, ,
One Time Users:	
Ballroom:	
Hourly	160.00 (M)
Deposit	400.00 (M)
Meeting Rooms:	
Hourly	70.00 (M)
Deposit	200.00 (M)
Patio:	
Hourly	100.00 (M)
Deposit	100.00 (M)
Kitchen: (set up fee and deposits are not applicable)	
Hourly	
5 H 11% I	
Ballroom and kitchen:	
Fridays and Saturdays (11:00 am - midnight)	
Deposit	500.00 (M)
Entire building for a full day:	
Fridays and Saturdays (11:00 am - midnight)	
Deposit	500.00 (M)
Cancellation Foo Civia Contar only	
Cancellation Fee, Civic Center only:	Full deposit retention
Cancellation less than 90 days prior to event	
Cancellation 90-180 days prior to event	
Cancellation more than 180 days prior to event	50.00

RECREATION FACILITY RENTAL FEES (CONTINUED)

COMMUNITY CENTER:	
City resident discount off regular fee	20%
CRA district resident discount off regular fee	
Non-profit organization discount off regular fee	
Continuous User:	
Small room, A or B, hourly	40.00 (M)
Large room, C or D, hourly	` ,
Ballroom; A,B,C and D combined, hourly	
Rooms C, D and kitchen combined, hourly	
Ballroom and kitchen combined, hourly	
Kitchen, hourly	` ,
Amhitheater (outdoor stage), hourly	
Gymnasium:	,
Half of gym, hourly	40.00 (M)
Entire gym, hourly	
Deposit (each meeting room/amphitheater, kitchen)	
One Time Heavy	
One Time User:	FF 00 (M)
Small room, A or B, hourly	` ,
Large room, C or D, hourly	
Ballroom; A,B,C and D combined, hourly	
Rooms C, D and kitchen combined, hourly	
Full day flat rateBallroom and kitchen combined, hourly	
Full day flat rate	
Kitchen, hourly Amhitheater (outdoor stage):	
Two hours	175 OO (M)
Six hours	· ,
Gymnasium:	
Half of gym, hourly	50 00 (M)
Entire gym, hourly	` ,
Deposit:	120.00 (141)
Each meeting room/amphitheater, kitchen	100 00 (M)
Ballroom A,B,C and D combined	
Unscheduled time premium over regular rate, hourly	

RECREATION FACILITY RENTAL FEES (CONTINUED)

COUNTRY CLUB (20% discount off regular fee for residents): Continuous User:
Ballroom:
Hourly
Deposit
One Time User - (Friday and Saturday)
6 p.m. to 12 midnight
Deposit250.00 (M)
One Time User - Hourly: (Sunday through Thursday)
Dining Room (hourly)100.00 (M)
Deposit (per room)250.00 (M)
Dining room hourly weekdays before 5:00 pm90.00 (M)
FARMER'S MARKET: Saturday Market:
12' x 10' space (per week)21.00 (M)
Additional 6 feet (per week)
12' x 10' inside space with or without electricity (per week)
Outside space with electricity (per week)
Part-Time Vendor Fees:
12' x 10' space (per week)
Additional 6 feet (per week)22.00 (M)
12' x 10' inside space with or without electricity (per week)
Outside space with electricity (per week)
Vendor's deposit50.00 (M)
, , , , , , , , , , , , , , , , , , ,
Building Rental: (20% discount off regular fee for residents):
Continuous User - Hourly: (Sunday through Thursday)
Hourly
One Time User:
Hourly
All day rate (11:00 am to midnight, except Fridays and Saturdays)1,000.00 (M) <u>Entire Building</u>
6:00 p.m. to midnight, Fri. and Sat. (set time 4:00 pm – 6:00 pm)1,100.00 (M)
Parking Lot - in addition to building rental350.00 (M)
Parking Lot - in addition to building rental with
gazebo and 20' x 40' tent625.00 (M)
Deposit
Additional hours each (Friday only)125.00 (M)

RECREATION FACILITY RENTAL FEES (CONTINUED)

LAKE ISLAND DECDEATION CENTED. Mosting rooms		
LAKE ISLAND RECREATION CENTER - Meeting room: Daily rate, Saturdays		
Daily rate, Saturdays		
Weekly rate, Monday – Friday, 8:00am – 5:00 pm500.00 (M)		
Continuous User:		
Hourly50.00 (M)		
Deposit		
One Time User:		
Hourly		
Deposit		
Outdoor patio and lawn, hourly		
,		
Winter Park Welcome Center:		
Winter Park Community Foundation Room		
(includes catering kitchen, restrooms and outdoor patio):		
Weekday for 1 – 4 hours, per hour70.00 (M)		
Weekday for over 4 hours, per hour60.00 (M)		
Series of 4 or more rentals for 1 - 4 hours, per hour60.00 (M)		
Series of 4 or more rentals for over 4 hours, per hour50.00 (M)		
Weekend (all day)500.00 (M)		
Note: rental rates can be reduced by 50% for one half of room		
Entire First Floor (includes Galloway Foundation gallery, Welcome gallery and Winter Park Health Foundation Community Room):		
Weekday (until 6:00 pm)not available		
Weekday (after 6:00 pm), per hour90.00 (M)		
Weekend (all day)750.00 (M)		
Fire marshal, required to be on site for events hosting over 90 people,		
per hour25.00 (M)	1	
Additional one-time fees:		
Cleaning (for events over 4 hours)30.00 (M)		
Staffing (weekdays before 9:00 am and/or after 5:00 pm), per hour20.00 (M)		
Staffing (weekends), per hour25.00 (M)		
Gallery display use deposit100.00 (M) Gallary display use cancellation fee (if cancellation is made less than		
thirty days in advance)25.00 (M)	,	
, , , ,		

PARK FEES

DEPOSITS FOR GROUP EVENTS ARE EQUAL TO EVENT FEE

Azalea Lane Playground (20% resident discount): Small Pavilion:
Full day50.00 (M) Half day30.00 (M)
Central Park: Group Events:
Small events (less than 400 people)
Significant events 2,000 people)
Rose Garden wedding250.00 (M)
Deposit
Central Park West Meadows:
Group Events (fee is doubled for functions charging admission):
Small events (less than 400 people)
Significant events 2,001 + people
Mead Garden:
Group Events:
Small events (less than 400 people)
Large events (400 – 2,000 people)
Amphitheater (two hours)225.00 (M)
Deposit
Large Pavilion (20% resident discount):
Full day
Fleet Peeples Park: Group Events:
Small events (less than 400 people)550.00 (M)
Large events (400 – 2,000 people)
Significant events 2,001 + people2,750.00 (M)
Large Pavilion (20% resident discount):
Full day90.00 (M) Half day (open to noon or 2 pm to close)
Small Pavilion (20% resident discount):
Full day50.00 (M)
Half day (open to noon or 2 pm to close)30.00 (M)

PARK FEES (CONTINUED)

Lake Island Park:	
Group Events:	
Small events (less than 400 people)550.00 (M	
Large events (400 – 2,000 people)	
Significant events 2,001 + people2,750.00 (M)
Community Playground pavilion (20% resident discount):	
Full day90.00 (M	
Half day (open from noon or 2 pm to close)60.00 (M)
Ward Park:	
Large Pavilion (20% resident discount):	
Full day90.00 (M	
Half day (open to noon or 2 pm to close)60.00 (M)
Howell Branch Preserve:	
Group Events:	
Small events (less than 400 people)550.00 (M)
Large Pavilion (20% resident discount):	
Full day90.00 (M)
Half day (open to noon or 2 pm to close)60.00 (M	
	,
Dinky Dock Park:	
Group Events:	
Small events (event size limited to 200 people or less))
email evente (event eize immed to zee people et 1886) imminiminiscence (im	,
Cady Way Park:	
Group Events:	
Small events (less than 400 people)550.00 (M	١
Large events (400 – 2,000 people)	•
Large events (400 – 2,000 people)1,050.00 (M)
Shady Park:	
Shady Park:	
Group Events:	`
Small events (less than 400 people))
Large events (400 – 2,000 people)1,650.00 (M)
Phelps Park:	
Group Events:	
Small events (less than 400 people)550.00 (M)
Large Pavilion (20% resident discount):	
Full day90.00 (M	
Half day (open to noon or 2:00 pm to close)60.00 (M)
Small Pavilion (20% resident discount):	
Full day50.00 (M)
Half day (open to noon or 2:00 pm to close)30.00 (M)
Kraft Azalea Garden:	
Exedra area wedding150.00 (M)
Exedra area wedding deposit100.00 (M	
	•

PARK FEES (CONTINUED)

Violation of dog ordinance: 1 st offense	50.00 (M)
2 nd offense	100.00 (IVI)
Park business permit (monthly): Twenty attendees or less Over twenty attendees	

SPECIAL EVENT AND MISCELLANEOUS FEES

MISCELLANEOUS CHARGES:	
Inflatables/bounce house permit fee	.25.00 (M)
Baby grand piano (Civic Center only)	
Building and Pavilion Holiday Rate Time and ½ Re	
Rental	• , ,
Coffee urns	.10.00 (M)
Facility rental building late payment fee5% of balance	e due (M)
Horseshoes, daily	, ,
Overhead projector	
Parks Alcohol Usage Request Application Fee (non-refundable)	50.00 (M)
Portable public address system	
Rental Equipment Storage Fee (daily):	
Small (without tables)	.40.00 (M)
Large (with tables)	.80.00 (M)
Storage fees:	
Small continuous storage, monthly (27 cubic feet or less)	10.00 (M)
Large continuous storage, monthly (81 cubic feet or less)	50.00 (M)
Field rental storage, approximately 100 sq. ft. monthly1	00.00 (M)
Risers, each (portable stages)	35.00 (M)
Stereo/compact disc system	65.00 (M)
Sat Market Tables, each (round and rectangular, inside use only)	8.00 (M)
Table skirting, each	
Tent, daily (20' x 40')3	375.00 (M)
TV/VCR	.75.00 (M)
Upright piano (Lake Island, Community Center)	
Video projector	
Volleyballs, daily	` ,
Wireless microphone	.50.00 (M)
Keep Winter Park Beautiful:	
Engraved bricks - Farmer's Market Lot:	
Single size - Individuals or Pets	` '
Double1	` '
Corporate2	
Personalized park benches, various locations2,5	, ,
Maps, each	` '
Maps, 200 or more each	
Dance lessons & sessions	` ,
Staffing (per hour)	
Planning, Delivery, Setup, Pick up (per hour)	21.00 (M)

SPECIAL EVENT AND MISCELLANEOUS FEES (CONTINUED)

Transport Charge/Delivery Pickup
Crowd control fencing (per 200 feet)
Tent 10' x 10'
Special event trailer with tables and chairs300.00 (M)
Equipment Rental - Per Event:
Banquet tables (each, off site events only)5.00 (M)
Folding chairs (each)2.00 (M)
Podium (each)20.00 (M)
Portable public address system50.00 (M)
Risers 3' x 8' (each)
Riser skirts (each)10.00 (M)
Table skirts (each)
Tent 20' x 40'
Light pole hanging fees (two employees and one aerial truck):
Park Avenue (full fee)200.00 (M)
Morse Blvd (hourly rate)98.00 (M)
New England, Orange Avenue, Israel Simpson (per banner)8.00 (M)
Cancellation Fees:
Pavilions and Fields (no deposit is required):
Cancellation with less than 14 days notice
Cancellation with 14-30 days noticeRetain 50% of rental fee (M)
Cancellation with 30-90 days noticeRetain 25% of rental fee (M)
Cancellation with over 90 days notice\$20 processing fee (M)
Buildings, amphitheater, park rentals (deposit is required):
Cancellation with less than 30 days notice Retain 100% of rental fee (M)
Cancellation with 30-60 days noticeRetain deposit (M)
Cancellation with 60-90 days noticeRetain 50% of deposit (M)
Cancellation with over 90 days notice
2

A double deposit is required for all functions charging admission and serving alcohol

A double deposit is required for all functions for minors charging admission