

REGULAR MEETING OF THE CITY COMMISSION
June 24, 2013

The meeting of the Winter Park City Commission was called to order by Mayor Kenneth Bradley at 3:34 p.m. in the Commission Chambers, 401 Park Avenue South, Winter Park, Florida. The invocation was provided by Reverend Dean Patrick Powers, Knowles Chapel Rollins College, followed by the Pledge of Allegiance.

Members present:

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

Also present:

Assistant City Manager Michelle del Valle
City Attorney Larry Brown
Deputy City Clerk Michelle Bernstein
City Clerk Cynthia Bonham

Approval of the agenda

Motion made by Commissioner McMacken to approve the agenda; seconded by Commissioner Sprinkel and approved by acclamation with a 5-0 vote.

Mayor's Report

- a. Presentation of check from the Kenneth and Rachel Murrah City of Winter Park Tree Fund

Mr. Kenneth Murrah presented the City with a \$1,200.82 check for the purchase and planting of trees.

- b. Operational Excellence Award for the Swoope Water Treatment Plant from FDEP

Jason Parillo and Marvin Kaden from the Florida Section of the American Water Works Association presented the City with the 2012 Class B Outstanding Water Treatment Plant award for the Swoope Water Treatment Facility. A special recognition was given to Gary Heller and Toan Tran who assisted with achieving this award.

- c. David York Award - Water Reuse Award System of the Year from Florida Water Resources Commission

Greg Chomic, President of the Florida Water Environment Association, presented the City with the 2013 David W. York Water Reuse Award for the Winter Park Estates Wastewater Treatment Facility for outstanding performance and professionalism in the water environment industry. A special recognition was given to Gary Heller and Sam Cruz who assisted with achieving this prestigious award.

- d. Presentation - Spring Webisode "Winter Park Country Club & Golf Course" presented by the Communications Dept. & Full Sail University's SPARK Program

Assistant Communications Director Craig O'Neil introduced the Full Sail team that produced the new Spring Webisode that features the Winter Park Country Club & Golf Course. The video can be viewed on the City's website for everyone to enjoy.

- e. Proclamation - Parks and Recreation Month

Mayor Bradley proclaimed the month of July 2013 as Parks and Recreation Month. He gave special recognition to Director of Parks and Recreation John Holland and the entire department for the work they perform.

- f. Board re-appointment - Sandy Modell, Police Pension Board (appointed by the Pension Board)

Motion made by Mayor Bradley to re-appoint Sandy Modell (2013-2015); seconded by Commissioner Sprinkel. Motion carried unanimously with a 5-0 vote.

City Manager's Report:

- a. Strategic planning session items for discussion

Per the request of Assistant City Manager Michelle del Valle, the following two meetings were scheduled; July 15th @ 4:00-5:00 p.m. budget work session (if needed - tentative) and July 22nd @ 2:00 p.m. Ravaudage work session.

Following a consensus regarding the scheduling of a strategic planning meeting, staff was directed to provide the Commission with several potential dates in August to choose from, with the preferred time being 9:00 a.m. to 2:00 p.m. The request was acknowledged.

- b. Capen House update

Assistant City Manager Michelle del Valle explained that multiple private parties may be interested in moving the house to another location in order to save it and that a moving company is in the process of providing technical specifications on what it will take to move the home. Based on the technical specifications, the City will gain a better understanding on how we can assist in expediting the process to relocate the home. Mayor Bradley requested keeping this item on the agenda so the City Manager can provide another update in two weeks.

Public Works Director Troy Attaway addressed Commissioner Sprinkel's question regarding the permitting and approval process for installing/removing City and

FDOT road signage. Mayor Bradley asked staff to look at putting something on the back of the signs so they are more appealing to the eye.

City Attorney's Report – No items.

Non-Action Item

a. Discussion of potential redevelopment projects

On June 10, 2013, the Commission requested information from staff regarding three different redevelopment opportunities that are under consideration within the downtown corridor of Winter Park.

Commissioner Cooper felt that these items should not be discussed since there was no public notification provided and asked for legal input. Attorney Brown stated that these discussions are political and not quasi-judicial. He said they are not legally prejudicing the process if they talk about the concepts today and what they would like to see happen because the subsidiary boards have to perform their quasi-judicial role in a neutral and bias manner.

In response, CRA Director Dori Stone provided a brief update regarding the expansion and redevelopment of multi-purpose fields at the City's Martin Luther King Park; the redevelopment of Harper Shepard Baseball Stadium by Rollins College; and the Orlando Avenue property redevelopment concept/potential partnership to use public parking at the Rachel D. Murrah Civic Center parking lot. Ms. Stone answered questions.

Commissioner Leary addressed the need to consider all of these projects at once since most of the potential redevelopment projects relate to City owned property and/or other properties that require the City to participate in some way. He explained that several of these potential projects are happening in one confined area and that it would be more beneficial if they would take a step back and look at things such as traffic patterns, parking constraints, the impact on local neighborhoods and how each of the projects tie into the City's visioning process. They can then determine if it is in the City's best interest whether to move forward or not. Ms. Stone acknowledged.

b. Financial Report – April 2013

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

Motion made by Commissioner Sprinkel to approve the report as presented; seconded by Commissioner McMacken and carried unanimously with a 5-0 vote.

c. Organizational support

Budget and Performance Manager Peter Moore explained that currently the City spends \$1,536,560 in annual organizational support. Traditionally, the City has provided some money out of the general fund to support non-profit organizations. Currently, recipients of funds do not execute grant agreements with performance benchmarks. Staff would like to adopt a policy as it relates to accepting, reviewing, and tracking non-profit service provider performance. He addressed the issue of crafting a policy for organizational support being difficult because the need for funds always outweighs the funding available. Considerations such as who can apply, how much can be given, and how to measure success, may be subjective and could change as needs change.

Mr. Moore presented a draft copy of the organizational support guidelines (attached) and asked the Commission for feedback.

Mayor Bradley felt that it is important to have a contractual agreement in place, the progressive leverage of City investment, and that a City representative be appointed to the organization's board. Commissioner Cooper was more comfortable with having a staff member act as the representative on the organization's board.

Commissioner Sprinkel felt the library does not belong on the list because the library is not something that we have discretionary funds over. The first step is for the Commission to agree on the list of requirements, then determine how the CRA items get funded and if the same rules should apply. One of her goals was for the City to come up with additional money by possibly allocating a certain percentage of the entire budget.

Following discussion, Mr. Moore advised that staff's goal is to bring this policy forward during the budget approval process along with the current contractual agreements for consideration and approval.

CRA Director Dori Stone reminded the Commission that they will need to discuss this item once again as the CRA Agency because the pots of money are different. She noted that she will work closely with Mr. Moore to make sure the policies are similar.

d. Discuss the process to review demolitions and the City's historical preservation ordinance

Mayor Bradley proposed the following:

1. That we ask staff to do a thorough and complete understanding and if that requires a consultation from a reputable source outside of us in historic places to do another definition of what are historic buildings in Winter Park (an inventory);

2. Determine a clear comparison between what local historic designation does versus national, what are the pros/cons and what are the opportunities in both of those;
3. Inventory of why people haven't chosen to do this so that they can understand why (because maybe they have not been asked);
4. Comparison to other municipalities (ones that we want to compare ourselves to);
5. Determine what has or has not worked in the past years; set a goal by declaring that a certain number or percentage of properties should be registered.
6. The Historical Preservation Advisory Board (HPAB) should be the touch point of where this data goes through;
7. The Planning and Zoning Board (P&Z) should also look at this information especially if it involves demolitions comparisons;
8. The Economic Development Advisory Board (EDAB) should also look at this information and bring a report back to them on what is the economic value of historic preservation.

Mayor Bradley said he would like for the work to begin at the next Commission meeting. He welcomed the receipt of detailed information on what is necessary in order to provide a complete and thorough inventory.

Commissioner McMacken noted that the Commission received an email this past week from a citizen suggesting that the City create a task force. He agreed that there needs to be community conversations on this and by involving a task force, where they can set a specific timeframe for the deliverables, is advantageous. Commissioner Cooper agreed. Commissioner Leary preferred to have the HPAB provide input since this is their specialty rather than a task force.

Commissioner Sprinkel said this needs to be owned by the entire community because of its importance and that we need to start with the HPAB and hear their recommendations. As a compromise, she suggested they direct the board to use the task force concept in the sense that they ask the citizens/residents for input and buy-in.

In conclusion, a majority agreed to continue this discussion. Mayor Bradley requested that this item be placed on the next agenda as an action item. He said he will work with staff to issue a document that discusses the steps.

Public comments (5:00 p.m.)

Donna Colado, 327 Beloit Avenue, commented on an article that was published in the Palm Beach Daily News titled "Del Frisco's brunch request tabled." The article addressed the town council waiting until February to see if the restaurant operators honor their commitment to provide priority reservations for town residents,

customize the exterior and interior, and modify the menu and employee uniforms to distinguish the Palm Beach eatery from the rest of the Del Frisco's chain.

Patrick Chapin, Winter Park Chamber of Commerce, thanked the Commission for attending the numerous Chamber events. He explained that the Chamber of Commerce and the Park Avenue Area Merchants' Association recently met with property and restaurant owners regarding the restaurant ordinance and they received a positive and productive dialogue. Several helpful suggestions were made regarding the restaurant ordinance and he will provide those comments to City staff in the next week for consideration. The Commission asked Mr. Chapin to submit the information to staff right away so their input can be included.

Betsy Owens, representing Casa Feliz, 656 N. Park Avenue, spoke about the need to refine the rules and policies pertaining to historic preservation so they can protect the culture and heritage in Winter Park.

Jeffrey Blydenburgh, 204 Genius Drive, spoke about the need to create a community task force to address heritage and preservation in Winter Park.

A recess was taken from 6:04 p.m. to 6:34 p.m.

Consent Agenda

- a. Approve the minutes of 6/10/13.
- b. Approve PR 152370 to Gibbs & Register Inc. for site work for the Interlachen bricking project; \$60,767.39.

Motion made by Commissioner McMacken to approve the Consent Agenda; seconded by Commissioner Cooper and approved unanimously with a 5-0 vote.

Action Items Requiring Discussion

- a. Mead Botanical Garden lease term extension

Bill Weir, President of Mead Botanical Gardens, explained that the current lease provides for Mead Botanical Gardens, Inc.'s (MBG, Inc.) exclusive premises use and operation of the City's old Parks Department maintenance facility (the "Barn"), Environmental Center, Pole Barn, Community Garden and the new "Grove" amphitheater and boardwalk wetlands.

Mr. Weir explained that there are longevity requirements in many grant applications that must insure the agreements and leases of the properties receiving the funding must extend through a specific number of years. The current 10 year lease term does not fulfill these requirements; therefore, eliminating MBG, Inc. from consideration of some Grant Programs.

Mr. Weir stated that they are requesting the approval of a lease addendum which would extend the lease with MBG, Inc. from five (5) renewable 10 year terms to one twenty (20) year term with two (2) renewable twenty (20) year terms. The lease will still include a termination clause whereas either party may provide 180 day written notice, with or without cause, to terminate the Lease Agreement.

Assistant City Manager Michelle del Valle answered questions. Attorney Brown provided legal counsel.

Motion made by Commissioner Leary to approve the lease addendum extending the Mead Botanical Garden Lease with Mead Botanical Garden, Inc. from five (5) renewable 10 year terms to one twenty (20) year term with two (2) renewable twenty (20) year terms; seconded by Commissioner Sprinkel.

Commissioner Cooper asked that the contract reflect an agreement that says on an annual basis they review Exhibit B and make adjustments as needed. Attorney Brown provided clarity by referencing Section 12.06 in the contract and said that he will add an annual meeting provision if there is a consensus. Following a brief discussion, a majority agreed that there was no need to add this provision.

No public comments were made.

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

- b. Appoint the voting delegate for the August 15-17, 2013 Florida League of Cities' Annual Conference

Mayor Bradley volunteered and said he would be honored to serve as the voting delegate.

- c. CRA parking study

CRA Director Dori Stone provided a brief history. Public Works Director Troy Attaway introduced Laura Barbero-Buffa with Base Consultants, P.A. (the outside consulting firm who was hired by the City to perform the parking study).

Ms. Barbero-Buffa provided a PowerPoint presentation regarding the purpose of the study, the study area, off-street parking, community input survey results, parking supply, demand and adequacy, methodology, study area findings, Park Avenue corridor findings and recommendations involving employee parking, parking enforcement, special events parking, wayfinding and signage.

Motion made by Mayor Bradley to accept the parking study as presented; that we instruct staff to discuss with the Park Avenue Area Merchants'

Association a non-central business district parking lot for employees and the enforcement thereof; that we instruct staff to deal with the operational recommendations and have our support to implement those as seen; and that we ask staff to bring us a plan (proposal) on how we could add 100 parking spots with a minimal cost to the Park Avenue District within the next year; seconded by Commissioner Leary.

Ms. Barbero-Buffa answered questions including the different types of technology and mobile parking applications that can be used for parking enforcement.

Bee Epley, 151 N. Orlando Avenue, said she works downtown and the only time that it is more difficult to find a parking spot is between 11:30 a.m. to 1:30 p.m.

Lurlene Fletcher, 790 Lyman Avenue, said she would prefer to have green space used for parking rather than constructing another parking garage.

A brief discussion ensued whereby the Commission provided staff with alternative parking sites that could possibly be used to aid in a viable solution.

Commissioner Cooper said she does not want to vote on this if it includes parking Lot A because Lot A needs to be there for the visitors/retail customers to use and not employees (parking Lot A is located south of Morse Boulevard and east of New York Avenue). Mayor Bradley said that staff should review these recommendations and do what makes sense.

Mr. Attaway explained that Lot A right now is used for long term parking. He said in the next 2-3 months staff will come back with several alternative locations that can be used for long term employee parking and other areas where we can get additional parking spaces. Mayor Bradley said he is much more concerned with parking enforcement and wants this to be addressed.

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

d. Winter Park Electric Power Supply

Electric Utility Director Jerry Warren provided a power supply PowerPoint presentation which included background information, a recommended power supply portfolio, an estimated go forward cost, power supply market, ITN-13-2013, summary of offerings, clean footprint solar offering, and Public Works Compound - 2 MW.

Mr. Warren answered questions and asked the Commission to approve the recommended go forward power supply strategy. He noted that he will be coming back to the Commission as quickly as he can with recommendations on executing the contracts.

Motion made by Mayor Bradley to move forward with the power portfolio as presented (giving authority to continue negotiations with these groups as presented below); seconded by Commissioner Sprinkel.

Recommended Power Supply Portfolio

Supplier	Description	Fuel /Energy price	Term
<i>Seminole</i>	<i>up to 60 MW partial requirements (ends 12-31 2014)</i>	<i>Hrly Incremental</i>	<i>1 yr remaining</i>
GRU	10 MW, must take – system supply (starts 1-1-15)	Fixed	7 yrs
Covanta	10 MW, must take waste to energy (starts 7-1-14)	Fixed	10 yrs
OUC	18.5 MW all-reqmnts @ dist. 0-40 MW additional (1-1-15)	System Avg	5-6 yrs
FPL	20 - 10 MW contract capacity, up to 60 MW partial reqmnts (1-1-15)	System Avg	3-6 yrs
Clean Footprint - solar	1-3 MW energy purchase	Fixed Price	25 yrs

Commissioner Leary said he is supportive of the clean footprint solar option but has major concerns with using the City's public compound site for this especially since they are still trying to figure out what they want to do with this site. Commissioner McMacken did not want to tie up a City asset for 25 years.

Commissioner Cooper stated concerns about the cost of giving up property that zones 200% FAR. She said we are talking about four acres and that the future needs are unsure of as of this time.

Public Works Director Troy Attaway answered questions. He explained that the solar building would provide shade for the City's commercial trucks, equipment and supplies.

A majority felt that we should look at other possible sites/solutions for the clean footprint solar option. Mr. Warren acknowledged and said he will bring back additional recommendations.

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

A recess was taken from 8:08 p.m. to 8:16 p.m.

Public Hearings:

- a. Request of the Winter Park Hospital: Conditional use approval to construct one story, 8,040 square feet of additions to the existing 14,888 square foot cancer care medical facility office building at 2100 Glenwood Drive, zoned Office O-2.

Mayor Bradley and Commissioner McMacken announced a conflict of interest and recused themselves from voting. See Form 8B attached.

Planning Director Jeff Briggs explained that the existing Cancer Care Facility is 14,888 square feet in size. Winter Park Hospital has requested to increase the size of the Cancer Center facility by adding approximately 8,000 square feet of new medical exam rooms, treatment rooms and expansion of the waiting room area.

Mr. Briggs explained that they are losing six parking spaces and that the 8,000 square foot addition requires 40 new spaces. The additional parking spaces are going to be provided for in the proposed parking garage. The hospital has requested a continuance and tabling of the next item pertaining to the parking garage for two weeks.

Mr. Briggs advised that there is a reconfigured stormwater retention area on the site that meets City requirements as well as the requirements of the St. Johns River Water Management District (SJRWMD). He addressed the landscape plan that meets our codes. He noted that the request meets all the code requirements and that no variances are being requested. He stated that both the Planning and Zoning Board and City staff recommend approval with no conditions.

Motion made by Commissioner Sprinkel to approve the conditional use request; seconded by Commissioner Cooper. Mr. Briggs addressed questions of Commissioner Leary.

John Horvath, 1004 Bradford Drive, spoke in favor of the request.

Upon a roll call vote, Commissioners Leary, Sprinkel and Cooper voted yes. Mayor Bradley and Commissioner McMacken recused themselves from voting. The motion carried with a 3-0 vote.

- b. Request of the Winter Park Hospital: Final approval of the plans for the parking garage as approved in the Winter Park Hospital master plan.

This item was tabled for two weeks (see comments above).

- c. Request of the First Green Bank: Conditional use approval to establish a branch bank location at 862 S. Orlando Avenue within the existing building and to construct new remote drive-thru teller lanes on the adjacent property at 1161 Minnesota Avenue, zoned C-3 and O-1.

Planning Director Jeff Briggs explained the conditional use request. He spoke about the stormwater retention pond, City code, parking, the site is adequately sized, and the overall site plan design is well suited for this type of project. He explained that the drive-in components are designed to meet the peak stacking needs for this 'community' bank and if they were acquired by a large 'national' bank, the stacking would work as well.

Mr. Briggs addressed the 'waivers' (as they called them) put on the application and explained these really are not waivers but have to do with retrofit and reuse of the existing Absolute Sound site. He addressed the landscape plan, the site meeting all the code requirements and a positive recommendation from the P&Z Board.

Whether community bank versus national bank needs to be codified was discussed. Mr. Briggs stated that was not needed. Commissioner Leary shared concerns with approving another drive thru bank in the City and asked about the need. Mr. Briggs responded that the FDIC provides deposits by zip code and when they look at this every bank believes they need to be in Winter Park. He stated we cannot say that we will only allow a certain number of banks in the City. Other questions were posed by the Commissioners and answered by Mr. Briggs. Mr. Briggs explained the traffic pattern and the alley.

Motion by made by Commissioner Cooper to approve the conditional use request with the condition that the parking spaces that exceed code requirements are converted to a pervious space landscaped area. Motion failed for lack of a second.

Motion made by Commissioner Leary to approve the conditional use request; seconded by Mayor Bradley for discussion.

Rebecca Wilson, Lowndes Drosdick Kantor and Reed Law Firm, spoke on behalf of the applicant. She stated they are only before the Commission this evening because of the conditional use permit on the office zoned property (1161 Minnesota Avenue). She stated she believed it was incorrect for their consultant to list the waivers on the front because they relate to the retrofit of the Absolute Sound property and thus are not actually waivers or variances.

The trees along the alley were an issue of concern in that they are being removed because they are in the way of the drive thru. The lack of trees in the plan to break up the pavement was a concern of Commissioner Sprinkel. Ms. Wilson clarified that any trees that are being taken out are on their property and are not asking to take

out any trees not on their property. She stated they will pay into the tree fund and the landscape plan provides replacements.

No public comments were made.

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

d. Request of David Weekly Homes: Subdivision approval to split the property at 250 W. Lyman Avenue, zoned R-2, into six lots.

Planning Director Jeff Briggs explained the request to subdivide the property. He commented that the subdivision will consist of four duplex lots of 9,000 square feet fronting on Lyman Avenue and two single family home lots of 6,000 square feet fronting on Comstock Avenue which meet or exceed the requirements for R-2 lots. He stated there are no variances requested and that the Planning and Zoning Board approved the request.

Motion made by Mayor Bradley to approve the subdivision; seconded by Commissioner Sprinkel.

The following spoke in opposition to the request:

Dottie Collier, 301 W. Lyman Avenue
Martha Hall, 331 W. Lyman Avenue
Lurline Fletcher, 790 Lyman Avenue

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

e. Request of Lakeside Winter Park LLC: Final conditional use approval for approximately 36,000 square feet of retail, restaurant and office space on the properties at 111 and 131 North Orlando Avenue, zoned C-3.

Mayor Bradley announced a conflict of interest and recused himself from voting. See Form 8B attached.

Planning Director Jeff Briggs explained the final conditional use approval request. He explained the preliminary approval in February and the conditions imposed on the applicant. He stated there is no parking variance required since Ruth Chris's decided not to move to that location and a smaller restaurant will move in.

He spoke about the shoreline alterations, sea wall, boat dock that went to the Lakes and Waterways Board for approval, preserving the existing oak trees along the northern property line of the Lake Killarney Condominiums which are being saved as a buffer, and a fence/wall to be installed. He addressed trying to save the oak

trees at the front entrance. The stormwater drainage plans which are underground exfiltration are significant in terms of the area that is required and because of where the water table exists on the site it is forced to be in the area where the oaks are located so they could not be saved.

Mr. Briggs summarized the trees being installed as part of the landscape plan. He addressed concerns still pending with noise from air conditioning and mechanical equipment and established a maximum threshold both for design and operation at no more than 55 decibels which remains a condition that will be a part of the development agreement. He stated they have their lighting plan and photometric plans and are certain there is no light spillage over to Lake Killarney or to Hillstone. He further detailed other issues within the plan.

He stated a concern remains about the proposed paddle board business to be located on the property and the use of paddle boards, kayaks or canoes possibly being a safety issue for other people that are water skiing. He stated at this time they do not know the level of safety. Commissioner Leary inquired whether any paddle boarders can access the lake at any time with their own paddle boards. Further discussion ensued regarding the paddle boarders and any possible effect on the lake and concerns that this could be used as an access point.

Attorney Brown provided legal counsel that the City could adopt an ordinance that limits the number of people entering the water for reasons of safety. He advised that the Lakes and Waterways Advisory Board should be included in the discussion regarding an ordinance and what should be included. Further discussion ensued regarding this issue.

Motion made by Commissioner Sprinkel to approve the conditional use request; seconded by Commissioner Leary.

Motion amended by Commissioner Cooper that a masonry wall be required between the Killarney Condominiums and the new development that preserves the trees to every extent possible; seconded by Commissioner McMacken.

Applicant Chuck Woodall, Unicorp National Development, Inc., provided an overview of the site plan and the enhancements made in that they amended the dock size to 1,200 square feet and removed the boat ramp. He spoke about the high quality of materials used and the paddle boat store. He concluded that they agreed to eliminate their boat dock, will not have motorized watercraft, and are installing the boat dock for the use of everyone who lives on the lake so they can come and enjoy the facility. He stated they will remove the chain link fence that divides the two property lines and replace it with another vinyl fence. He summarized what they have done aesthetically and asked for approval. Further discussion took place regarding the type of wall to be built.

Public comments included:

Sarah Whitaker, 151 N. Orlando Avenue, requested that a masonry wall be installed that they can grow vegetation on and further buffer the sound. Mr. Woodall agreed to construct a solid panel slat wall in the location of the chain link fence that will be removed by them. Ms. Whitaker stated what the applicant showed this evening is exactly what they want with the exception of the wall/fence being vinyl.

Carol Sawyer Lotspeich, 151 N. Orlando Avenue, requested that the wall be constructed prior to demolition. She requested no external amplified music outside.

Conrad Necrason, 2130 Lake Drive, shared concerns with paddle boarders using the lake and non-motorized watersports.

Langdon Stanley, 524 Ololu Drive, asked about having regulation in place regarding the types of vessels allowed on the lake because of safety concerns.

Commissioner Cooper clarified her motion that the masonry wall means the wall as presented and discussed at the meeting today on page 7. After a clarification by Mr. Woodall regarding the solid panel slatted wall that would be installed, **Commissioner Cooper withdrew her amendment to the motion.**

Upon a roll call vote, Commissioners Leary, Sprinkel, Cooper and McMacken voted yes. Mayor Bradley recused from voting. The motion carried with a 4-0 vote.

- f. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA, RENAMING THAT PORTION OF LOCH LOMOND DRIVE BETWEEN GLENWOOD DRIVE AND MIZELL AVENUE AS NORTH EDINBURGH DRIVE AND RENAMING THAT SECTION OF EDINBURGH DRIVE BETWEEN MIZELL AVENUE AND DUNDEE DRIVE AS SOUTH EDINBURGH DRIVE. First Reading

Attorney Brown read the ordinance by title. Mayor Bradley clarified that he does not have a conflict of interest with this item. Traffic Engineer Butch Margraf explained the two pieces of Loch Lomond are not connected that creates confusion with trying to locate addresses on Loch Lomond Drive so connecting the two Edinburgh Drives by renaming the portion of it will clarify this. He stated that property owners were notified and that they did not receive any responses back.

Motion made by Commissioner Leary to accept the ordinance on first reading; seconded by Commissioner Cooper. No public comments were made. **Upon a roll call vote, Mayor Bradley and Commissioners Leary, Sprinkel, Cooper and McMacken voted yes. The motion carried with a 5-0 vote.**

- g. ORDINANCE NO. 2924-13: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA; AMENDING CHAPTER 58 "LAND DEVELOPMENT REGULATIONS", ARTICLE III "ZONING", SECTION 58-84 "GENERAL PROVISIONS

FOR NON-RESIDENTIAL ZONING DISTRICTS" SO AS TO FURTHER REGULATE MASSAGE THERAPY BUSINESSES CONDUCTED OR LOCATED IN THE CITY OF WINTER PARK, AND TO PROHIBIT RESIDENTIAL USE OF SUCH COMMERCIAL AND OFFICE SPACE HELD OUT AS A MASSAGE THERAPY BUSINESS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE. Second Reading

Attorney Brown read the ordinance by title. Attorney Brown handed out a corrected version of the ordinance that did not show a couple of minor changes in their package. The changes were explained.

Motion made by Mayor Bradley to adopt the ordinance with the modifications as presented by the City Attorney; seconded by Commissioner Cooper. No public comments were made. **Upon a roll call vote, Mayor Bradley and Commissioners Leary, Sprinkel, Cooper and McMacken voted yes. The motion carried with a 5-0 vote.**

- h. ORDINANCE NO. 2925-13: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING SECTION 42-1, DEFINITIONS, AND 42-7, QUALIFICATION OF CANDIDATES AND CLERK'S CERTIFICATION, OF CHAPTER 42, ELECTIONS, TO ADD DEFINITIONS FOR "QUALIFICATION DEADLINE", "QUALIFICATION DOCUMENTS", AND "QUALIFICATION PERIOD", AND TO CLARIFY QUALIFICATION REQUIREMENTS; PROVIDING FOR SEVERABILITY, CODIFICATION, CONFLICTS AND AN EFFECTIVE DATE. Second Reading

Attorney Brown read the ordinance by title.

Motion made by Commissioner McMacken to adopt the ordinance; seconded by Commissioner Sprinkel. No public comments were made. **Upon a roll call vote, Mayor Bradley and Commissioners Leary, Sprinkel, Cooper and McMacken voted yes. The motion carried with a 5-0 vote.**

- i. ORDINANCE NO. 2926-13: AN ORDINANCE OF THE CITY OF WINTER PARK ADOPTING THE CITY SEAL IN THE MANNER REQUIRED BY STATUTE, RETROACTIVE TO THE FORMAL ADOPTION OF THE SEAL BY THE CITY COMMISSION OF THE CITY OF WINTER PARK ON MAY 10, 2004, PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE. Second Reading

Attorney Brown read the ordinance by title.

Motion made by Commissioner Leary to adopt the ordinance; seconded by Commissioner Sprinkel. No public comments were made. **Upon a roll call vote, Mayor Bradley and Commissioners Leary, Sprinkel, Cooper and McMacken voted yes. The motion carried with a 5-0 vote.**

j. Request of the Jewett Orthopedic Clinic:

A simultaneous public hearing was held for the two ordinances. Mayor Bradley and Commissioner McMacken announced a conflict of interest and recused themselves from voting. See Form 8B attached. Attorney Brown read both ordinances by title.

ORDINANCE NO. 2927-13: AN ORDINANCE AMENDING CHAPTER 58 "LAND DEVELOPMENT CODE" ARTICLE I, "COMPREHENSIVE PLAN" SO AS TO CHANGE THE FUTURE LAND USE DESIGNATIONS OF MEDIUM DENSITY RESIDENTIAL TO PARKING LOT FUTURE LAND USE ON THE REAR OF THE PROPERTY AT 1285 ORANGE AVENUE AND ON 951 AND 955 OAK PLACE AND TO OFFICE FUTURE LAND USE ON THE SOUTH 10 FEET OF 955 OAK PLACE, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS, SEVERABILITY AND EFFECTIVE DATE. Second Reading

ORDINANCE NO. 2928-13: AN ORDINANCE AMENDING CHAPTER 58 "LAND DEVELOPMENT CODE" ARTICLE III, "ZONING" AND THE OFFICIAL ZONING MAP SO AS TO CHANGE MEDIUM DENSITY MULTI-FAMILY RESIDENTIAL (R-3) DISTRICT ZONING TO PARKING LOT (PL) DISTRICT ON THE REAR OF THE PROPERTY AT 1285 ORANGE AVENUE AND ON 951 AND 955 OAK PLACE AND TO OFFICE (O-1) DISTRICT ON THE SOUTH 10 FEET OF 955 OAK PLACE, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE. Second Reading

Motion made by Commissioner Sprinkel to adopt the first ordinance (comprehensive plan); seconded by Commissioner Leary.

Motion made by Commissioner Leary to adopt the second ordinance (zoning); seconded by Commissioner Sprinkel.

No public comments were made.

Upon a roll call vote on the first ordinance (comprehensive plan), Commissioners Leary, Sprinkel and Cooper voted yes. Mayor Bradley and Commissioner McMacken abstained from voting. The motion carried unanimously with a 3-0 vote.

Upon a roll call vote on the second ordinance (zoning), Commissioners Leary, Sprinkel and Cooper voted yes. Mayor Bradley and Commissioner McMacken abstained from voting. The motion carried unanimously with a 3-0 vote.

City Commission Reports:

a. Commissioner Leary

Commissioner Leary thanked Jerry Warren for a great job with his presentation and for the great work he has done on the electric utility.

b. Commissioner Sprinkel – No comments were made.

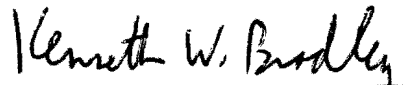
c. Commissioner Cooper

Commissioner Cooper wished a Happy Birthday to Midge Ruff who just turned 102. She stated she just completed the Citizens Police Academy and that it is an incredible program. She asked to hear from the City Attorney relative to what the City's latitude is relative to controlling commercial use of our lakes. Attorney Brown stated a memorandum is coming from him.

d. Commissioner McMacken – No comments were made.


e. Mayor Bradley – No comments were made.

The meeting adjourned at 10:16 p.m.



Mayor Kenneth W. Bradley

ATTEST:



City Clerk Cynthia S. Bonham

Draft - Organizational Support Policy Guidelines for the City of Winter Park

General Requirements for Eligibility and Application

Organization Purpose/Goals:

- Description of Organization: history, purpose, goals, service area, location, municipal purpose served
- Strategic Plan/Planning Documents (3-5 years preferred)
- Affiliations/Partnerships with other Organizations
- Funding Support Requested for Next Budget Year
- Detailed Outline of use of funds for Next Budget Year
- Measurements/Outcomes for Determining Success

Organizational Structure:

- Non-Profit 501(c)(3)
- Current By-Laws and Articles of Incorporation
- Organizational Chart/Employee Structure and Compensation
- Applicable Insurance Coverage
- Licenses and Certifications

Board of Directors:

- Description of Board's role in supervision
- List of Board Members and Contact information
- Total Seats/Open Seats
- Number of Board Meetings held annually (> 4)
- % Board Member attendance at meetings
- Board Member applications and disclosure documents
- Organizational policies regarding Board diversity, expertise, ethics, and disclosure

Financial Disclosure:

- Proposed Fiscal Year Budget
- Audited Financial Statement with Management Letter
- Any correspondence received from the IRS (12 months)
- Annual Report
- Detailed list of grants, contributions, and other funding support received (12 months)

Contractual Agreement

Applicants approved for funding will enter a contractual agreement with the City that outlines general obligations and reporting requirements, terms of payment, and goals and objectives for the proposed

fiscal year. Contracts will include reference to the projects/programs to be accomplished and their planned completion dates as well as benchmarks and measurements for evaluating progress.

Reporting Requirements

Quarterly:

- Revenues received and spending to-date by category.
- Review of projects/program progress and meeting benchmarks
- Up-to-date copies of approved Board minutes
- Updates to Board membership

Mid-Year:

- Organization Presentation to the City Commission of activities and progress to-date

Annually:

- Final Report: revenues and spending, program/project activities, benchmarks and successes
- Presentation to City Commission
- Updated application if applying for funds again

Measurements

- City Funding as a % of Total Budget
- Organization's Administrative Costs as a % of Total Budget
- Other Revenues, Grants, and Contributions received
- In-Kind Contributions
- Volunteer or Community Support Work
- Growth in Attendance, Program Revenues, or Program Offerings
- Demographics of Consumer
- Meeting Agreed upon Program/Project Activity

Policy Considerations

City Funding as a % of Total Organization Budget: The City would not support any application where city funds support more than half (50%) the cost of running the entire organization. This would also imply a base guideline for matching requirements (2-to-1) and would make sure that regardless of the size of the organization that exposure is defined and limited to some extent.

Administrative Costs not to exceed % of Total Organization Budget: Used by Orange County and Orlando this requirement would ensure that the majority of any organization's funding go to accomplishing that mission verses supporting administrative costs. Orange County and Orlando use the figure of no more than 25% and that if the organization's number exceeds this amount then they need to submit a detailed plan on how to reduce administrative costs as a percent of total budget.

Limited Number or Amount of Funding for Organizational Support: There is always more demand for funding than there are funds available. The City could potentially create a policy that limits the funds annually available for organizational support and allow for general applications or commit to only assisting a certain number of organizations at any one time. The first approach may be viewed as more fair however the second may be more practical for assuring self-sustaining organizations. In the past the city has decided to not accept new applications and to work with existing recipients.

Limited Term of Support for Organizations: No financial commitment can be guaranteed for longer than a year however the city may want to consider a policy that allows only a certain number of years of contemplated funding support before another organization may apply. This could potentially provide a roadmap for how funds will be used and a quantifiable, as opposed to an open-ended, commitment by the city that can be incorporated into future planning. Three to five years is suggested as a discussion point.

Progressive Leverage of City Investment: Organization must show that they provide matching funds and that they have a plan to either reduce the funding required from the city or that they are expanding what can be done with the same amount. This requires an organization to have a diversity of funding sources and requires them to think long term about self-sustainability. Staff is not recommending a specific number for discussion but requiring all funding to be less than 50% of the total budget would imply a 2-to-1 leverage of public dollars. Additionally the required 3-5 year strategic plans in the application process could show a reduction in city support or expansion of services.

History of Service in Winter Park: Should added consideration or favoritism be given to organizations with a history of working in the city? If recommended then this would allow the city to only deal with established partners that might prove more viable and likely for self-sustainability however it could restrict support for new ideas or groups that may be proposing something the city desires. Staff would recommend that there be no requirement for application but that consideration of a history of service is part of a recommendation for approval for funding.

Appointment of City Representative: For organizations funded at a particular dollar amount, should a city staff or city commissioner be appointed to the organization's Board of Directors as a requirement to receive funding? This would provide transparency and help to ensure that city goals and objectives are met. It may require organizations to change their Board guidelines. Staff is considering using the threshold of \$50,000 in annual support as the figure at which a city representative is required, matching the city policy limit on funding approval without commission approval.

Targeted Support Categories: This would create a list of the approved activities that the city is interested in supporting. Limits could be based on categories of non-profit like arts & culture, public works, beautification, family services, etc. Support could also be limited to organizations that provide physical locations verses offering programs in the community with no physical presence. The benefit is it allows the city to craft a vision and purpose toward the use of organizational support dollars; the downside is it might restrict a program or idea that is advantageous for the city.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME McMacke Thomas James	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE CITY COMMISSION
MAILING ADDRESS 1821 SHILCH LAKE	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY WINTER PARK	COUNTY ORANGE
DATE ON WHICH VOTE OCCURRED 29 JUNE 13	NAME OF POLITICAL SUBDIVISION: COMMISSION SEAT #4
	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, THOMAS JAMES McMAKER, hereby disclose that on 24 JUNE, 20 13:

(a) A measure came or will come before my agency which (check one)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☒ inured to the special gain or loss of my relative, WIFE _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

24 JUNE 13

Date Filed

[Signature]

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME BRADLEY Kenneth Wayne		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE City Commission	
MAILING ADDRESS 1612 Elizabeth's Walk		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY Winter Park	COUNTY Orange	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED June 24, 2013		NAME OF POLITICAL SUBDIVISION: Winter Park, Florida	
		MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTEE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

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- You must disclose orally the nature of your conflict in the measure before participating.
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DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Kenneth W. Bradley, hereby disclose that on June 24, 20 13.

(a) A measure came or will come before my agency which (check one)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

I am employed by Winter Park Memorial Hospital as its Administrator.

Date Filed

June 24, 2013

Signature

Kenneth W. Bradley

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME BRADLEY Kenneth Wayne		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE City Commission	
MAILING ADDRESS 1612 Elizabeth's Walk		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY	
CITY Winter Park	COUNTY Orange	NAME OF POLITICAL SUBDIVISION: Winter Park	
DATE ON WHICH VOTE OCCURRED		MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE	

WHO MUST FILE FORM 8B

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For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; and

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

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APPOINTED OFFICERS (continued)

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DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Kenneth W. Bradley, hereby disclose that on June 24, 20 13:

(a) A measure came or will come before my agency which (check one)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

I am employed by Adventist Health System, the seller of the property.

Date Filed

June 24, 2013

Signature

Kenneth W. Bradley

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FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME MACMACKER THOMAS JAMES	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE CITY COMMISSION
MAILING ADDRESS 1821 STILLH CANE	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY WINTER PARK	COUNTY ORANGE
DATE ON WHICH VOTE OCCURRED 24 JUNE 13	NAME OF POLITICAL SUBDIVISION: COMMISSION SEAT #4
	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

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For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

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IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

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- The form must be read publicly at the next meeting after the form is filed.

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DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, THOMAS JAMES MCKINCH, hereby disclose that on 24 JUNE, 2013.

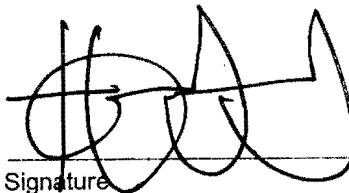
(a) A measure came or will come before my agency which (check one)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☒ inured to the special gain or loss of my relative, WIFE _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

24 JUNE 13

Date Filed


Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Bradley Kenneth Wayne	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE City Commission
MAILING ADDRESS 1612 Elizabeth's Walk	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY COUNTY Winter Park Orange	NAME OF POLITICAL SUBDIVISION: Winter Park, FL
DATE ON WHICH VOTE OCCURRED June 24, 2013	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Kenneth W. Bradley, hereby disclose that on June 24, ~~2013~~, 20 13:

(a) A measure came or will come before my agency which (check one)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

I am a board member of the potential
tenant of this property.

June 24, 2013

Date Filed

Kenneth W. Bradley

Signature

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