

REGULAR MEETING OF THE CITY COMMISSION
March 23, 2015

The meeting of the Winter Park City Commission was called to order by City Manager Randy Knight, at 3:30 p.m. in the Commission Chambers, 401 Park Avenue South, Winter Park, Florida. The invocation was provided by Father Richard Walsh, St. Margaret Mary Catholic Church, followed by the Pledge of Allegiance.

Members present:

Mayor Steve Leary
Commissioner Greg Seidel
Commissioner Sarah Sprinkel
Commissioner Tom McMacken
Commissioner Carolyn Cooper

Also present:

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

Oath of Office

The Oath of Office was administered to newly elected Commissioner Greg Seidel by his wife Valerie; and to newly elected Mayor Steve Leary by his son William.

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 awards - Tree City USA, Tree Growth, and Tree Line USA

Sean Gallagher, Orlando District Manager, Florida Forest Service, presented the 35th Annual Tree City USA Award and the 23rd Annual Growth Award to the City and the Tree Line USA Award to Winter Park Utilities. Urban Forestry Manager Dru Dennison was present to accept the awards.

b. Proclamation – Water Conservation Month – April 2015

Mayor Leary proclaimed April 2015 as "Water Conservation Month" and urged all residents and businesses to practice water saving measures.

City Manager's Report

City Manager Knight reported on the SunRail ridership during the art festival.

Visioning Steering Committee

For clarification purposes, City Manager Knight asked if each Commissioner will be appointing an alternate member, if Commissioner Seidel will be appointing two members and if staff or the Commission will be appointing the remaining eight members. A consensus was reached that no alternates will be needed, for

Commissioner Seidel to appoint two members and for staff to recommend the remaining eight members at the next Commission meeting.

Upon request, City Manager Knight provided a brief timeline for the Fairbanks Avenue electric project and the railroad crossing maintenance project.

City Attorney's Report

Attorney Brown responded to Commissioner Sprinkel's inquiry by providing an update on the red light camera lawsuit. He will keep them abreast of the issue.

Non-Action Item

a. Decorative lighting for City collector streets

Electric Utility Director Jerry Warren provided a PowerPoint presentation regarding the January 26 meeting, the existing lighting policy and City standards, the cost and strategy to install decorative lighting on Palmer Avenue, the collector streetlights tied to underground projects, the schedule for decorative lighting with the underground project schedule and lighting not associated with the underground project. Other considerations mentioned were the estimated cost of \$16 million to install decorative lighting city-wide, the existing neighborhood decorative streetlight projects, observations to date including funding options for collector street decorative lighting (\$2.5 million) or community wide (\$16 million), and the comparison with LED lighting versus incandescent lighting.

Commissioner McMacken asked that staff provide feedback on what we can do for less, where we can do it, and a policy to streamline these efforts.

Commissioner Cooper agreed that we first need to figure out what we want the City to look like, then see if there is a way to make the cost more reasonable, and define where to pay for it out of the budget or if we should budget a certain amount per year. She commented that the undergrounding budget is very important to her and discouraged the use of these funds for other items but that she favors having these types of lights in our community since they speak to what Winter Park is about.

Commissioner Seidel provided a summary of discussions held by the 2013 Utilities Advisory Board when he was a member regarding undergrounding. Once the undergrounding is accomplished they could use this funding for other items. He commented that decorative lighting is great, but that they first need to find out how much money can be used from the general fund, the CRA fund, or other funds. He said he is looking forward to gaining a better understanding of the overall budget in an effort to prioritize the specific wants/needs of the citizens.

Mr. Warren said they can come back with alternatives to the expensive light poles and see if there is a strategy that gives us aesthetically what we are after and also cut the cost.

Mayor Leary asked for direction regarding the three options presented in the staff report related to the lighting on Palmer Avenue. Commissioner McMacken and Sprinkel mentioned that we need to address the safety and welfare issues due to the poor lighting conditions on this road.

A majority agreed to direct staff to bring back more data so they can make a more informed decision, to possibly make Palmer Avenue one of the first areas to address and to look at a new policy with several recommendations related to the procedures.

Mr. Warren acknowledged and that staff will bring back several different pole configurations with the total cost effects and a list of options on how we might narrow down the list of collector streets. Commissioner Seidel suggested that staff look into installing decorative lighting on the main entry roads as a way to narrow down the list and reduce costs. Mayor Leary asked staff to look at the possibility of doing a neighborhood test study for some of the LED lighting solutions. Mr. Warren acknowledged.

b. Financial report for January 2015

Finance Director Wes Hamil provided the January 2015 financial report and answered questions.

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

c. Presentation of Comprehensive Annual Financial Report (CAFR) for the year ended September 30, 2014

Finance Director Wes Hamil summarized the financials. Auditor Dan O'Keefe, Moore Stephens Lovelace, addressed the services and deliverables, the auditor and management responsibilities, the risk-based audit approach, the individuals involved, the audit schedule, the differences between government and commercial, the key terms within the CAFR, the City-wide analysis, the general fund, general fund budget, proprietary funds, and the new accounting standards.

Motion made by Mayor Leary to accept the CAFR as presented; seconded by Commissioner Sprinkel and carried unanimously with a 5-0 vote.

Public comments (items not on the agenda)

Kiara Ashanti, 808 Ravens Circle, Altamonte Springs, opposed the red light cameras.

Elizabeth Page, Rescue A Vet, Inc. asked permission to solicit donations during special events and the Farmers' Market. Staff will address this with her.

Jeffrey Blydenburgh, 204 Genius Drive, spoke in favor of decorative lighting.

Recess

A recess was taken from 5:26 p.m. to 5:45 p.m.

Consent Agenda

- a. Approve the minutes of March 9, 2015.
- b. Approve the encroachment agreement with Swetman Building, LLLP to place two canopy support columns on the property which will encroach into the right-of-way along Park Avenue at 358 N. Park Avenue.
- c. Approve the formal solicitations:
 1. PR157359 to Central Florida Environmental, IFB-9-2015, for the Mead Grove Wetland Restoration Project and authorize the Mayor to execute the contract; \$325,000 (100% grant funding).
 2. Award to Intermedix for EMS Fire Billing Services, RFP-2-2015 and authorize the Mayor to execute the contract.
- d. Approve the agreement between the City and Rollins College allowing for the construction of a restroom building in Martin Luther King Park to serve the Rollins College Softball Stadium and park visitors, and authorize the Mayor to execute the agreement. **PULLED FOR DISCUSSION. SEE BELOW.**

Motion made by Commissioner McMacken to approve Consent Agenda items "a-c"; seconded by Commissioner Sprinkel. No public comments were made. **The motion carried unanimously with a 5-0 vote.**

Consent Agenda Item 'd' - Approve the agreement between the City and Rollins College allowing for the construction of a restroom building in Martin Luther King Park to serve the Rollins College Softball Stadium and park visitors, and authorize the Mayor to execute the agreement.

Upon request by Commissioner McMacken, Parks and Recreation Director John Holland displayed the exact location of the proposed restroom on the site plan map and answered questions related to the selected location. Commissioner Cooper said she is happy that Rollins is building a restroom at this park but showed concern with protecting the visibility of our corridors. A majority agreed with the proposed location.

Motion made by Mayor Leary to approve Consent Agenda Item 'd'; seconded by Commissioner Sprinkel. No public comments were made. **The motion carried unanimously with a 5-0 vote.**

Action Items Requiring Discussion – No items.

Public Hearings:

- a. Request of Mr. and Mrs. King for the annexed property at 1802 Stonehurst Road:

Attorney Brown read all three ordinances by title.

ORDINANCE NO. 2989-15: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, ANNEXING THE PROPERTY AT 1802 STONEHURST ROAD; MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING FOR THE AMENDMENT OF THE CITY OF WINTER PARK'S CHARTER, ARTICLE I, SECTION 1.02, CORPORATE BOUNDARIES TO PROVIDE FOR THE INCORPORATION OF THE REAL PROPERTY DESCRIBED HEREIN; PROVIDING FOR THE FILING OF THE REVISED CHARTER WITH THE DEPARTMENT OF STATE; PROVIDING FOR REPEAL OF PRIOR INCONSISTENT ORDINANCES AND RESOLUTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Second Reading

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

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING CHAPTER 58, "LAND DEVELOPMENT CODE", ARTICLE I "COMPREHENSIVE PLAN" FUTURE LAND USE MAP SO AS TO ESTABLISH SINGLE FAMILY RESIDENTIAL FUTURE LAND USE ON THE ANNEXED PROPERTY AT 1802 STONEHURST ROAD AND TO INDICATE THE ANNEXATION ON THE OTHER MAPS WITHIN THE COMPREHENSIVE PLAN, MORE PARTICULARLY DESCRIBED HEREIN. First Reading

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

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING CHAPTER 58, "LAND DEVELOPMENT CODE", ARTICLE III, "ZONING" AND THE OFFICIAL ZONING MAP SO AS TO ESTABLISH SINGLE FAMILY (R-1AA) ZONING ON THE ANNEXED PROPERTY AT 1802 STONEHURST ROAD, MORE PARTICULARLY DESCRIBED HEREIN. First Reading

Motion made by Commissioner Cooper to accept the ordinance on first reading; seconded by Commissioner Seidel. No public comments were made.

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

- b. ORDINANCE NO. 2990-15: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, ANNEXING A PORTION OF THE RIGHT-OF-WAY OF HOWELL BRANCH ROAD GENERALLY BETWEEN 1620 HOWELL BRANCH ROAD AND THE CITY LIMITS; MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING FOR THE AMENDMENT OF THE CITY OF WINTER PARK'S CHARTER, ARTICLE I, SECTION 1.02, CORPORATE BOUNDARIES TO PROVIDE FOR THE INCORPORATION OF THE REAL PROPERTY DESCRIBED HEREIN; PROVIDING FOR THE FILING OF THE REVISED CHARTER WITH THE DEPARTMENT OF STATE; PROVIDING FOR REPEAL OF PRIOR INCONSISTENT ORDINANCES AND RESOLUTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Second Reading

Attorney Brown read the ordinance by title. **Motion made by Commissioner Sprinkel to adopt the ordinance on second reading; seconded by Commissioner McMacken.** No public comments were made. **Upon a roll call vote, Mayor Leary and Commissioners Seidel, Sprinkel, Cooper and McMacken voted yes. The motion carried unanimously with a 5-0 vote.**

- c. Request of Morney Partnership Ltd.:

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA VACATING AND ABANDONING AN ELECTRIC DISTRIBUTION EASEMENT LOCATED AT 326 HANNIBAL SQUARE, WINTER PARK, FLORIDA, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS AND AN EFFECTIVE DATE. First Reading

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

- d. Adoption of the fee schedule effective April 1, 2015.

City Manager Knight addressed Commissioner Sprinkel's inquiry regarding the overall process with fee adjustments. Parks and Recreation Director John Holland addressed the park and facility rental fee structure by explaining that the fees are based on either operation cost recovery or market driven. Commissioner Sprinkel said it would be helpful for the Parks Department to provide data showing usage percentages for our park and rental facilities. Mr. Holland answered questions and acknowledged the request.

Commissioner McMacken mentioned that he would like to revisit the affordable housing linkage fee so that workforce housing can be included. Commissioner McMacken and Mayor Leary agreed that they first need to find out if an ordinance

change is required to include workforce housing and if so whether or not we can use the money that is currently set aside in this fund for workforce housing. By consensus, this will be revisited for reconsideration and staff will look into the questions raised in an effort to establish an outline for a workforce housing plan.

Upon request, Wastewater Director David Zusi addressed questions related to the proposed private lift station fees in this year's fee schedule. Discussion ensued related to the sign cost, if the inspection and sign is required by code, and to possibly lower the cost. A suggestion was made to roll the \$50 sign fee in with the first inspection. It was noted that per recently adopted City Ordinance No. 2988-15, the owner of the private sanitary lift station must have a sign posted on or adjacent to the lift station, that the City will conduct annual inspections, and will charge an annual inspection fee that will be included in the fee schedule.

Upon further inquiry, Mr. Zusi explained what a lift station is, what the annual inspection process entails and the proper protocols that are followed if a private system fails. He clarified that if the homeowner cannot either gravity feed or pump their sewage into the City's system their only option is to install a septic tank with a private lift station. Commissioner McMacken asked how often the City inspects a backflow preventer on private property, what the fee is, and if it is required. Mr. Zusi responded that it is required with an annual fee of \$35.

Motion made by Commissioner Cooper to do away with the \$50 charge and charge people \$35 a year for the City to come out and inspect their lift stations; seconded by Commissioner McMacken for discussion purposes. Commissioner Seidel asked if this was discussed by the Utilities Advisory Board. Mr. Zusi said yes and that they recommended unanimously in favor. Mr. Zusi acknowledged Commissioner Sprinkel's request to provide more information on how many lift stations are inside and outside the City limits. **Commissioner Cooper withdrew her motion.**

Motion made by Commissioner Sprinkel to adopt the fee schedule with the exception of the lift station fee and for staff to bring back more information for a future discussion; seconded by Commissioner Cooper. No public comments were made. **Upon a roll call vote, Mayor Leary and Commissioners Seidel, Sprinkel, Cooper and McMacken voted yes. The motion carried unanimously with a 5-0 vote.**

City Commission Reports:

a. Commissioner Seidel

Commissioner Seidel spoke about his first meeting.

b. Commissioner Sprinkel

Commissioner Sprinkel welcomed Commissioner Seidel and Mayor Leary and expressed her delight with the Art Festival turnout.

c. Commissioner Cooper

Commissioner Cooper said last week's trip to Tallahassee with the Florida League of Cities was successful and the good news is they are fighting hard for the things that we all care about.

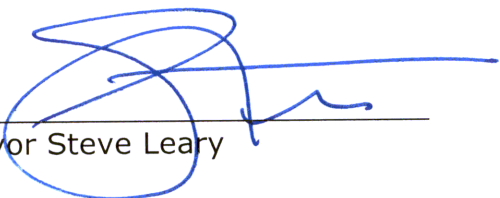
b. Commissioner McMacken

Commissioner McMacken welcomed the new Mayor and Commissioner; thanked staff, Police and Fire for their hard work in making the Art Festival a success; and said he is looking forward to attending this week's oral presentations from the top ranked consulting firms for the visioning process.

e. Mayor Leary

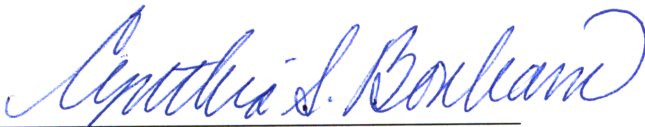
Mayor Leary thanked staff for their outstanding efforts with the Art Festival and is looking forward to their trip to Tallahassee this week.

The meeting adjourned at 6:29 p.m.



Mayor Steve Leary

ATTEST:



City Clerk Cynthia S. Bonham, MMC