

REGULAR MEETING OF THE CITY COMMISSION
April 13, 2015

The meeting of the Winter Park City Commission was called to order by Mayor Steve Leary, at 3:30 p.m. in the Commission Chambers, 401 Park Avenue South, Winter Park, Florida. The invocation was provided by Reverend Shawn Garvey, First Congregational Church, followed by the Pledge of Allegiance. Mayor Leary asked for a moment of silence in memory of Kevin Robillard who passed away.

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

Approval of the agenda

Motion made by Commissioner McMacken to approve the agenda with the change to move item 'f' under the Mayor's Report as part of Action Item 'c'; seconded by Commissioner Sprinkel and approved by acclamation with a 5-0 vote.

Mayor's Report

a. Presentation - Winter Park Sidewalk Art Festival "Best of Show"

Sidewalk Art Festival President John King presented to the City the "Best of Show" from the March 2015 Art Festival consisting of two framed photographs of cicadas.

b. Presentation - Biking Works in Winter Park

Traffic Manager Butch Margraf announced March as Florida Bike Month and spoke about the "Bike to Work" event held. David Erne and Jill Hamilton Buss representing the Pedestrian and Bicycle Board addressed the "Bike to Work" event consisting of over 100 people and showed a video.

c. Proclamation - Arbor Day

Mayor Leary proclaimed April 24, 2015 as Arbor Day. Assistant City Manager Michelle del Valle Neuner announced Earth Day in the Park on April 18 which will also consist of hosting a live tree planting near the rose garden in memory of community philanthropist Kenneth Murrah and the giving away of containerized trees to city residents.

d. Proclamation - Winter Park Public Library National Library Week

Mayor Leary proclaimed April 12-18, 2015 as Winter Park Public Library Week 2015 and presented the proclamation to Library Director Shawn Shaffer. Ms. Shaffer spoke about the activities at the library and the results of a survey they sent to the residents.

e. Presentation - Core Value Coin Recipients for January-March 2015

City Manager Knight recognized the core value coin employee recipients who exemplified one of the City's eight core values for the first quarter. He highlighted employees Juanita Grant Ford (customer service), and Eric Sorg and Paul Denault (for helping a resident lying face down and other incidences while on the job).

The coin recipients were as follows:

Customer Service: Barry Carson, Juanita Grant Ford, Steve Mathes, Craig O'Neil, Janet Paul, Marvin Walton, and Bob Wirick

Innovation: Jimm Walsh

Professionalism: Leif Bouffard, Paul Denault, Deborah Morgan-Claitt, and Eric Sorg

Teamwork: Frank Coward, Murray Daniel, Brenda Moody, Tim Volkerson

f. Visioning Steering Committee appointments

This item was moved as part of Action Item 'c'.

City Manager's Report

City Manager Knight announced the upcoming celebration on June 1 for the 10 year anniversary of the electric utility. Mr. Knight also spoke about board recognition and appreciation. Upon discussion, this will be scheduled as a separate event.

Also provided was an update on the historical preservation ordinance process, and the proposed amendments to come before the Commission sometime in July.

City Attorney's Report

Attorney Brown spoke about the lawsuit (Parker case) along with 55 other cities related to the red light camera program. They have been authorized by the City's insurance carrier to file a defense to quash the case which was due tonight at midnight. They are filing a special motion to state that the court does not have jurisdiction over Winter Park.

Non-Action Item

a. Financial Report – February 2015

Finance Director Wes Hamil provided the February 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.

Consent Agenda

- a. Approve the minutes of March 23, 2015. **PULLED FROM AGENDA FOR DISCUSSION.**
- b. Approve the following purchase, contract and formal solicitations:
 1. Purchase order to Action Target for renovation of Police range/training facility (paid out of forfeiture funds). **PULLED FROM AGENDA FOR DISCUSSION.**
 2. Renewal with Brown & Brown of Florida, Inc./United National Insurance Company and approve subsequent purchase order for renewal option for property insurance only; \$318,176.50.
 3. Award to Toms Sod Service, Inc. for IFB-10-2015 for the purchase, delivery and installation services for sod; and authorize the Mayor to execute the contract and all subsequent purchase orders.
 4. Award to Lake Jem Farms, Inc. for IFB-10-2015 for the purchase, delivery and installation services for sod; and authorize the Mayor to execute the contract and all subsequent purchase orders.
 5. Award to Major League Sports Fields Corp. for IFB-10-2015 for the purchase, delivery and installation services for sod; and authorize the Mayor to execute the contract and all subsequent purchase orders.
 6. Award to Sod Depot for IFB-10-2015 for the purchase, delivery and installation services for sod; and authorize the Mayor to execute the contract and all subsequent purchase orders.

Motion made by Commissioner McMacken to approve Consent Agenda items 'b. 2-6', seconded by Commissioner Cooper and carried unanimously with a 5-0 vote.

Consent Agenda Item 'a' – Approve the minutes of March 23, 2015.

Commissioner Cooper asked to change one word in the first paragraph on page 2 of the minutes. **Motion made by Commissioner McMacken to approve the minutes with this change, seconded by Commissioner Cooper and carried unanimously with a 5-0 vote.**

Consent Agenda Item 'b-1' - Approve the following purchase: Purchase order to Action Target for renovation of Police range/training facility (paid out of forfeiture funds).

Mayor Leary asked that this item be pulled to clarify the amount. Police Chief Railey provided the estimate of \$248,497.34. **Motion made by Mayor Leary to approve Consent Agenda item 'b-1', seconded by Commissioner Sprinkel and carried unanimously with a 5-0 vote.**

Action Items Requiring Discussion

a. Appointment of Vice Mayor

Mayor Leary nominated Commissioner Sprinkel to be the 2015 Vice Mayor; seconded by Commissioner Seidel. Upon questioning by Commissioner Seidel, the Vice Mayor duties were clarified. He also asked that in the future they consider rotating the Vice Mayor position. Mayor Leary spoke about the need to appoint a Vice Mayor depending on what is needed at the time. There were no public comments made. **Upon a roll call vote, Mayor Leary and Commissioners Seidel and Sprinkel voted yes. Commissioners Cooper and McMacken voted no. The vote carried with a 3-2 vote.**

b. Proposed naming of the Shady Park Pavilion after Rev. Mitchell Dawkins, Sr.

Parks and Recreation Director John Holland spoke about the request of the Commission on February 23 to take proposals to the Parks Board to name parks and pavilions after some prominent people in the City. In doing so, they considered the request of naming the pavilion in Shady Park after Rev. Dawkins which had a lot of support from the board.

Motion made by Commissioner McMacken to approve this request with the clarification that the waiving of the residency requirements is for this specific request only; seconded by Commissioner Cooper.

Commissioner Cooper summarized Rev. Dawkins' contribution to the community. Commissioner Sprinkel questioned the process. City Manager Knight explained the request by the Parks Board to approve this request with the waiver of the naming policy requirement to be a resident and to take no action to rename existing parks at this time.

Commissioner Cooper asked about recognizing citizens that are over 100 years old. Upon discussion, the current policy will be reviewed to determine the possibility of naming other things in the City such as streets or parks. Mayor Leary expressed concerns with putting the City in a position of having to waive parts of the policy for some and not others.

Melanie Dawkins, Rev. Dawkins widow, thanked the Commission for supporting this request.

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. Appointment of remaining members of the Steering Committee (Mayor's Report item 'f') and the award to Logan Simpson for RFP-8-2015, City's Visioning

Commissioner McMacken expressed a desire to talk to the other commissioners about the visioning effort. He mentioned two items had come to him that he felt could diminish the visioning effort. He expressed concerns with the survey sent out by Mayor Leary after the election that not all residents received because of the timing of the survey and the confusion by residents if this was part of the visioning process.

He also expressed concerns with an email sent out by Commissioner Cooper to a member of the Steering Committee addressing her vision for the visioning. His concern about this was based on the issue of transparency. He stated they need to decide as a group whether they are hands off or hands on with this process. He stated that for the sake of the consultants, staff and the Steering Committee that the Commission needed to either let them be the responsible individuals they are or not and to inform them with clear direction one way or another.

Commissioner Cooper stated immediately after she sent out the email it became obvious to her that she did not put it on her standard format that says it is her personal opinion and not as Commissioner which she corrected with the 10 people she sent it to. She stated she was not attempting to give direction but was trying to provide information to them that she believed would inform their process. She addressed the documents she sent them. She also wanted to be sure the vision represented the majority of the Winter Park taxpayers and that our older and less tech savvy residents are included as well to make sure that we end up with a consensus on growth.

Mayor Leary followed up by stating he sent out an email to let the Steering Committee know that staff would be briefing them on the direction they are to take. He also addressed the survey that his campaign sent out that was only meant to be a thank you and that he asked for feedback on issues that they heard during the campaign. He apologized for the timing and did not consider it as part of the visioning but thought it was clear it came from his campaign.

Commissioner Sprinkel addressed the confidence she has in Commissioner McMacken regarding his appointment to the Selection Committee. She agreed that the Commission needs to let the committee do what they were appointed to do.

Commissioner Seidel spoke about the Steering Committee consisting of very intelligent individuals who need to go forward and determine the best way to do this.

Appointment of remaining members to the Steering Committee:

Commissioner Seidel's two appointments:
William Sullivan and Marketa Hollingsworth

There was a consensus to approve the two appointments.

Staff recommended appointments:

Rev. Shawn Garvey, 1st Congregational Church
Sharon Line Clary, Winter Park Hospital
Patty Maddox, Winter Park Health Foundation
Jeffrey Eisenbarth, Rollins College
Pitt Warner, Winter Park Land Company
Rebecca Wilson, Chair of Winter Park Chamber of Commerce
Peter Schreyer, Crealde School of Art
One more representative of culture, art and heritage remains to be filled.

Planning Director Dori Stone explained the makeup of the committee consisting of 80% Winter Park residents and 20% representing the business community. She addressed two areas not being represented at this time; North Lee Road and the Orange Avenue Orwin Manor area. She stated this does not mean that the appointments that we have will not be reaching out to those neighborhoods because that is the obligation of the Steering Committee.

Mayor Leary expressed concerns with considering more individuals because there may be other areas also not included in the list. Commissioner Cooper indicated she wanted a representative for the planning areas of the Lee Road corridor, and a business representative for the Fairbanks and Orlando Avenue corridors. Ms. Stone stated the Steering Committee make up did include the general business person (Ms. Wilson of the Chamber) who would represent the Fairbanks Avenue and Orlando Avenue business community. Discussion ensued regarding preferences for any additional areas to be included as part of the Steering Committee. Commissioner Cooper reiterated the importance that all the planning areas are represented so the entire City feels they are represented and that all individuals should be Winter Park residents. She asked that this go back to the Steering Committee, make this refinement and to bring back recommendations.

Motion made by Mayor Leary to approve the seven appointments and to fill the additional one representative for culture, art and heritage; seconded by Commissioner Sprinkel.

Motion amended by Commissioner McMacken to also include additional representatives to cover the Lee Road and Orwin Manor areas; seconded by Commissioner Cooper.

Jeffrey Blydenburgh, 204 Genius Drive, asked to make sure that all neighborhoods are represented.

Montye Plank, 1112 Turner Road and Scott Bodie, 1033 Lake Bell Drive, thanked the Commission for considering a representative from their area on Lee Road.

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

Upon a roll call on the main motion as amended, Mayor Leary and Commissioners Seidel, Sprinkel and McMacken voted yes. Commissioner Cooper voted no. The motion carried with a 4-1 vote.

Public comments (items not on the agenda)

There were no public comments made.

Recess

A recess was taken from 4:57-5:16.

Continuation of Action Item 'c' – Award to Logan Simpson for RFP-8-2015, City Visioning

Planning Director Dori Stone summarized the process followed to narrow the firms down to three; Logan Simpson, Planning Next and Wallace Roberts and Todd (WRT). Commissioner McMacken commented that all three would do a good job for the City but that he stands by the recommendation brought forth. Ms. Stone asked the Commission to approve \$200,000 for visioning and to authorize the Mayor to sign the contract with Logan Simpson and begin the kickoff process.

Questions were posed by the Commissioners and discussion ensued regarding the cost and any additional possible costs, public notification, and the separate issues of visioning versus the comprehensive plan. Upon questioning by Commissioner Sprinkel, Commissioner McMacken spoke about what set Logan Simpson apart from the others. Commissioner Cooper addressed the ranking of Logan Simpson compared to Planning Next and WRT. She stressed that she does not want to have to defend their credibility. She stated she would like to hire Logan Simpson for Teambuilding and Planning Next for this project as they have deeper experience and excel in other areas but was left out because of finances. Commissioner McMacken disagreed that was the reason and that it was not an overriding or only

consideration. He stated he stands by the recommendation of the Selection Committee that he was a part of.

Motion made by Mayor Leary to approve the recommendation for Logan Simpson for the RFP, seconded by Commissioner Sprinkel.

Motion amended by Commissioner Cooper that the scope of work if it does not now be broadened to include a statistically validatable mailed survey to the residents of Winter Park which may have a price tag associated with it (and I personally am comfortable expending those additional resources to make that happen), seconded by Commissioner McMacken for discussion purposes.

Commissioner McMacken stated this was discussed with all the consultants regarding a requirement for a statistically viable survey. Ms. Stone addressed their discussion that there was room in the survey to do that and believed the scope including the \$200,000 can encompass that. Commissioner McMacken addressed the various means of outreach and believed that was covered. Ms. Stone asked that they be allowed to take this to the Steering Committee, go through the scope and receive their input regarding the survey. Mayor Leary addressed the amendment on the table.

Project Manager Bruce Meighan of Logan Simpson stated there is a statistically valid survey that is electronic and the intent was to track who they have in to make sure it meets the qualifications of the statistically valid survey and to do that at a time period where they are reaching out to individual neighborhoods. He stated it does meet the Commission's intent but they have not put in a cost of a follow up survey where they send out a mailed survey because they find it is not statistically valid. He stated they do have the ability to put people into the neighborhoods to ask them to get engaged in the process and that they try to do things a little different but also meet the intent of it being statistically valid. Commissioner Cooper expressed concerns with the elderly who cannot respond electronically and supported mail surveys.

Commissioner Sprinkel wanted to move forward as is and then if there are any issues that the Steering Committee will come back to inform the Commission. She trusted that the system will work with that.

Jeffrey Blydenburgh, 204 Genius Drive, spoke in favor of approving Logan Simpson and to move forward.

Nancy Shutts, 2010 Brandywine Drive, expressed concerns with questions being posed that they cannot answer because of their lack of knowledge of how the City runs and its finances.

Martha Hall, 331 W. Lyman Avenue, spoke in favor of moving forward with City visioning and wanted to ensure that all residents are involved, especially in the Westside of Winter Park.

Mayor Leary spoke about needing to give the consultant the flexibility they need and that he had confidence they will make sure everyone is represented. He stated he is happy to support other ways of reaching out if the Steering Committee believes that is necessary.

Upon a roll call vote on the amendment to the motion, Mayor Leary and Commissioners Seidel, Sprinkel, and McMacken voted no. Commissioner Cooper voted yes. The motion failed with a 4-1 vote.

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

Public Hearings:

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

Attorney Brown read both ordinances by title. This was a simultaneous public hearing.

ORDINANCE NO. 2994-15: 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.
Second Reading

Motion made by Commissioner McMacken to adopt the ordinance; seconded by Commissioner Sprinkel. 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.**

ORDINANCE NO. 2995-15: 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. Second Reading

Motion made by Commissioner Seidel to adopt the ordinance; 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.**

b. Request of Morney Partnership Ltd.:

ORDINANCE NO. 2996-15: 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. Second Reading

Attorney Brown read the ordinance by title. **Motion made by Commissioner Sprinkel to adopt the ordinance; 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 addressed the amount of emails he received regarding the survey and that this was handled extremely well by everyone this evening. He reported that he has a meeting set with staff to discuss traffic issues and has met with Jerry Warren regarding undergrounding. He stated he will come forward with thoughts and ideas on these issues after he gathers more information.

b. Commissioner Sprinkel

Commissioner Sprinkel announced she started the Easter egg hunt which again was a great event. She spoke about the great job that Juanita does with greeting people. She addressed the new group of TIGER (U.S. Department of Transportation's (DOT) Transportation Investment Generating Economic Recovery) Discretionary Grants being let out by the Federal Government and that it would be great to have a process in place to start looking at those to see if we can get some. She spoke about Commissioner Seidel's review of traffic and undergrounding and that they all need to look to him for direction as he comes forward with his expertise. Commissioner McMacken asked that the 90 day plan be re-instituted to include the issues coming forward.

Lastly, Commissioner Sprinkel addressed the Steering Committee and visioning and that the Commission needs ground rules as to their involvement. She wants to provide them the support they need but does not want the Commission to wonder if the committee is doing what they want as individual Commissioners and to make sure they do not get too involved. Discussion ensued that the committee would keep them informed.

c. Commissioner Cooper

Commissioner Cooper spoke about the resident turning 100 years old and asked what they can do to celebrate such as planting a tree with a plaque. She asked that the Parks Board address this. City Manager Knight stated we are doing a proclamation and have offered them a bench for the park. Mayor Leary asked if we can get something in place for this outside of a park or major structure such as donating a tree or other ways.

Commissioner Cooper spoke about the application board notice that says the deadline is today and asked if one more notice can be sent out to give people more of an opportunity to apply. We will be accepting more applications.

Commissioner Cooper shared her experience with Joe Smirti in the Parks and Recreation Department who does our plantings and the incredible job he did over the weekend with the tour.

Commissioner Cooper spoke about budget adjustments and her need to understand these and where the funds are coming from.


b. Commissioner McMacken

Commissioner McMacken spoke about the Dinner on the Avenue being a great event, the upcoming Taste of Winter Park, and thanked the Commission for the enjoyable discussions this evening.

e. Mayor Leary


Mayor Leary spoke about the loss of Kevin Robillard and the great person he was. He addressed the report due back from Tallahassee whereby Assistant City Manager Michelle del Valle Neuner is working with our lobbyist there. He spoke about being actively engaged with our representatives in Tallahassee.

The meeting adjourned at 6:11 p.m.



Mayor Steve Leary

ATTEST:



City Clerk Cynthia S. Bonham, MMC