

**REGULAR MEETING OF THE CITY COMMISSION**  
**February 27, 2017**

The meeting of the Winter Park City Commission was called to order by Mayor Steve Leary, at 3:40 p.m. in the Commission Chambers, 401 Park Avenue South, Winter Park, Florida. The invocation was provided by Rev. Shawn Garvey, First Congregational Church, followed by the Pledge of Allegiance.

Members present:

Mayor Steve Leary  
Commissioner Greg Seidel  
Commissioner Sarah Sprinkel  
Commissioner Carolyn Cooper  
Commissioner Pete Weldon

Also present:

City Manager Randy Knight  
City Clerk Cynthia Bonham  
City Attorney Kurt Ardaman

**Approval of the agenda**

**Motion made by Commissioner Cooper to approve the agenda; seconded by Commissioner Sprinkel and carried with a 5-0 vote.**

**Mayor's Report**

- a. Recognition – 2017 Healthy Weight Community Champion – Presented to the City by Dr. Sherin, Health Officer and Director of the Florida Department of Health

Dr. Sherin recognized the City on behalf of the State Surgeon General as the 2017 Healthy Weight Community Champion for the work it does in promoting a healthiest weight throughout the community because of its activities and environment.

**City Manager's Report**

- a. RFQ-3-2017, Continuing Contract for Professional Architectural Services

City Manager Knight stated the Commission asked to bring this back before them and that they can either leave the decision as is or add Aci as the third firm to the extension of staff architectural services.

**Motion made by Commissioner Sprinkel to add Aci as the third firm to the preferred list; seconded by Mayor Leary.**

After questioning by Commissioner Weldon, City Manager Knight explained there is no binding requirement to do business with any of the three firms but that depending on the project, the firm with the most expertise in that area will be chosen and if all are qualified, they will rotate through them. Commissioner Cooper stated she is comfortable moving Aci forward because they were one of the top three for both pre-orals and after the oral presentations which was not the case with the other applicant.

Commissioner Seidel abstained from voting due to a conflict of interest. Form 8B is attached to these minutes.

No public comments were made.

**Upon a roll call vote, Mayor Leary and Commissioners Sprinkel, Cooper and Weldon voted yes. The motion carried with a 4-0 vote with Commissioner Seidel abstaining from voting.**

### **City Attorney's Report**

Attorney Ardaman provided an update on the library/events center matter where the clerk issued a no appeal on the bond validation which is written confirmation that the case is over. He addressed the Petition for Writ Certiorari case where the time period for the Petitioner's Committee to respond to the Motion to Dismiss (suggestion of mootness) has expired with nothing being filed so they expect a ruling on their motion by the panel of judges very shortly.

### **Non-Action Item:**

No Items.

### **Consent Agenda**

- a. Approve the minutes of February 13, 2017.
- b. Approve the interlocal agreement with the Winter Park Community Redevelopment Agency (CRA) regarding the Denning Drive Improvement Project.

**Motion made by Commissioner Sprinkel to approve the Consent Agenda; seconded by Commissioner Weldon and carried unanimously with a 5-0 vote.** No public comments were made.

### **Action Items Requiring Discussion**

- a. Canvassing Board for March 14, 2017 election

There was discussion regarding the scheduling of the Canvassing Board meetings.

**Motion made by Commissioner Sprinkel that the Canvassing Board consist of Commissioners Sprinkel, Cooper and Weldon with City Clerk Bonham as the alternate; to accept the canvassing criteria as set by the state and used by the Orange County for canvassing vote by mail (absentee) ballots; and to allow the Orange County Supervisor of Elections office to open and run all Vote By Mail ballots through the tabulator (after 9:00 a.m. on March 14) that are not questionable without ascertaining the results until after 7:00**

**p.m.; seconded by Commissioner Weldon and carried unanimously with a 5-0 vote.**

**Public Hearings:**

- a. ORDINANCE NO. 3066-17: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA VACATING AND ABANDONING UTILITY EASEMENTS IN BLOCKS A,B,C,D,E,F,G,H,L,M,O,P, AND THAT PORTION ABUTTING LOTS 1 THROUGH 6 AND LOTS 16 THROUGH 20, BLOCK K, OF HOME ACRES SUBDIVISION, AS RECORDED IN PLAT BOOK M, PAGE 97 Second Reading

Attorney Ardaman read the ordinance by title.

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

- b. ORDINANCE NO. 3067-17: AN ORDINANCE OF THE CITY OF WINTER PARK FLORIDA, AMENDING ARTICLE III OF CHAPTER 2 OF THE CITY OF WINTER PARK CODE OF ORDINANCES REGARDING SUBSIDIARY CITY BOARDS AS ADOPTED BY ORDINANCE NO. 2843-11; ESTABLISHING THE GOLF COURSE ADVISORY BOARD; AND AMENDING THE NUMBER OF MEMBERS OF THE PUBLIC ART ADVISORY BOARD; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE Second Reading

Attorney Ardaman read the ordinance by title.

**Motion made by Commissioner Cooper 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 Weldon voted yes. The motion carried unanimously with a 5-0 vote.**

- c. ORDINANCE NO. 3068-17: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING SECTION 102-182 OF THE CITY CODE OF ORDINANCES WITH RESPECT TO PENALTIES FOR UNAUTHORIZED DISCHARGES INTO WATERWAYS AND OTHER VIOLATIONS OF CHAPTER 102 OF THE CITY CODE OF ORDINANCES; PROVIDING FOR FINES AS PROVIDED IN THE CITY'S FEE SCHEDULE; PROVIDING FOR ENFORCEMENT VIA THE CODE COMPLIANCE BOARD FOR REPEATED OR CONTINUOUS VIOLATIONS; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE Second Reading

Attorney Ardaman read the ordinance by title.

**Motion made by Commissioner Cooper 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 Weldon voted yes. The motion carried unanimously with a 5-0 vote.**



- d. Request of Z Development Services: Conditional use approval to build a 1,435 square foot Dunkin Donuts store with a drive-thru on the vacant property at 370 Blue Heron Drive on the northeast corner of Fairbanks Avenue and Blue Heron Drive and providing for a development agreement if required

Planning Manager Jeff Briggs explained the building location, the request for a drive-thru and its location to help mitigate noise and traffic, the placement of oak trees, and the 8' wall on the back of the property. Mr. Briggs answered questions.

Bob Ziegenfuss, Z Development, representing the applicant, explained the enhancements made to the project as opposed to a standard Dunkin Donuts, signage, traffic separator median to help with traffic concerns of vehicles going into the neighborhood, and increased size of the wall to help with noise issues. He explained the changes made to the site plan after the P&Z meeting that was agreed to by staff and presented this evening. Sign lighting and stormwater was explained. Upon discussion as to the importance of Fairbanks Avenue and aesthetics, Mr. Briggs explained this project is higher quality than the City would normally get. Wider sidewalks was addressed by Mr. Ziegenfuss who stated they would be willing to entertain wider sidewalks but will have to be addressed with FDOT.

**Motion made by Commissioner Cooper to approve the conditional use request to include the three conditions imposed by P&Z, that the monument sign will be externally lit, and that the applicant will provide as a condition to include a 2' wide easement for a future sidewalk consideration; seconded by Commissioner Sprinkel. No public comments were made. Upon a roll call vote, Mayor Leary and Commissioners Seidel, Sprinkel, Cooper and Weldon voted yes. The motion carried unanimously with a 5-0 vote.**

- e. Request of Deshpande, Inc.: Preliminary subdivision plat approval to create 31 new residential single family lots from the current properties of 613/621/629 Ellen Drive and 503/511/519/524/525/532/600/601/604/618/619/624 Country Club Drive, zoned R-2

Planning Manager Jeff Briggs explained the request for the preliminary subdivision plat to build single family homes. He stated the only remaining issue is the preservation of trees and that there will be opportunities both in the design of Ellen Drive and individual homes to save some of the significant trees and when the final plat comes back for approval they may ask for interior setback variances to save trees. He stated that this conceptual approval allows them to move forward with engineering and final plans for construction. Mr. Briggs answered questions of the Commission regarding access easements, waste collection, attendance of residents at meetings nearby not a part of this subdivision and the notice provided to property owners.

**Motion made by Commissioner Weldon to approve the request, subject to the P&Z recommendations for conditions; seconded by Mayor Leary.**

Attorney Tara Tedrow of the Lowndes Drosdick Doster Kantor and Reed Law Firm, provided a presentation that included the location of the property, the existing residences and the year built, zoning, access to properties, site plan, complies with code criteria, complies with comprehensive plan, neighborhood enhancements, staff requested conditions of approval, Ellen Drive and Country Club Drive deeded to the City in 2006, and the diverse architectural design.

Ms. Tedrow requested approval subject to: a 30' right-of-way for Ellen Drive with final design to be determined at final plat; the diverse architectural design of homes; reconsideration of the \$62,000 payment for park acquisition; stormwater retention, infrastructure and tree preservation to be determined at final plat; and implementation of traffic calming measures. Ms. Tedrow answered questions regarding boat access.

David Robold, 612 Country Club Drive, objected to smaller setbacks from the lake, had concerns with the boat ramp causing more traffic on the lake, and the removal of oak trees on Ellen Drive and Country Club Drive. Ms. Tedrow addressed the trees that impact the property they own.

Randall Slocum, architect for the project, addressed the setbacks complying with the zoning and that the 50' length setback is allowed on Lake Killarney. He commented that the lake is private and there is no connection to other lakes and no public boat ramps on Lake Killarney. He addressed Ellen Drive and wanting to save as many trees as possible.

Unknown gentleman, Orlando, spoke about the access to the lake that the property owners have always had.

Commissioner Weldon asked Mr. Briggs if the applicant agreed to \$2,000 per lot up to \$62,000 for park acquisition. Mr. Briggs addressed our code and that they are providing green open space which is why they are asking for reconsideration of the \$62,000. He explained this will be both for green space and open recreation space.

Dave Schmidt, Dave Schmidt Engineering, 12301 Lake Underhill Road, Orlando, addressed the stormwater for the project.

**Motion amended by Commissioner Weldon to remove condition #3 (that the development pay to the City's parks acquisition trust fund a one-time payment of \$62,000 for park acquisition in lieu of park impact fees) and have the fee calculated based on the net new units; Mayor Leary (as the seconder to the motion) agreed.**

Mr. Briggs explained the steps needed before bringing the final plat back for approval.



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

Public Comments (Items not on the agenda)

Sally Flynn, 1400 Highland Road, expressed concerns with drones in the City around her property. Attorney Ardaman explained the status of the adoption of an ordinance.

James Giuliani, 867 South Pennsylvania Avenue, asked about the process for adopting amendments and zoning in Winter Park and the public hearing process.

Trish Teague, on behalf of the Winter Park High School Foundation, thanked the Commission for supporting 'Restore the Roar' and for attending the event. She stated they want to partner with the City to get the scoreboard fixed (have had some donations already).

Katherine Smith, Winter Park High School Foundation, addressed the importance to provide a good working scoreboard for the school. Ms. Smith will provide City Manager Knight with the information she has procured so far regarding the scoreboard and sound system.

Recess

A recess was taken from 5:18 – 5:36 p.m.

f. Request of Rollins College:

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING CHAPTER 58 "LAND DEVELOPMENT CODE" ARTICLE III, "ZONING REGULATIONS" SECTION 58-76 "COMMERCIAL (C-3) DISTRICT" SO AS TO ADD A NEW CONDITIONAL USE FOR "FACILITY OPERATIONS AND SKILLED TRADE SHOPS SERVING A COLLEGE OR UNIVERSITY "; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY AND EFFECTIVE DATE First Reading

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 CHANGE THE FUTURE LAND USE DESIGNATION OF LOW DENSITY RESIDENTIAL TO COMMERCIAL ON 875 SQUARE FEET OF THE NORTHWEST CORNER OF 483 HOLT AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE First Reading

AN ORDINANCE AMENDING CHAPTER 58 "LAND DEVELOPMENT CODE" ARTICLE III, "ZONING" AND THE OFFICIAL ZONING MAP SO AS TO CHANGE LOW DENSITY RESIDENTIAL (R-2) ZONING TO COMMERCIAL (C-3) DISTRICT ZONING ON 875 SQUARE FEET ON THE NORTHWEST CORNER OF 483 HOLT

AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE First Reading

Conditional use approval to construct a two-story, 17,410 square foot building on the vacant properties at 501 Holt Avenue and 450 W. Fairbanks Avenue to hold the facilities operations and skilled trade shops of Rollins College, providing for certain exceptions and for a development agreement, if required.

Attorney Ardaman read all ordinances by title. This was a simultaneous public hearing.

Planning Manager Jeff Briggs summarized the request to consider the three ordinances and conditional use approval. He stated this went before the Planning and Zoning Board with a much larger scale but that the request being presented this evening is a lesser request, reduced in scale of operations and size of the project, which is why it does not need to go back before the P&Z Board. He stated the building after being downsized is a two story building about 17,000 square feet; the second floor will be facility operations offices and the first floor will be skilled trade shops where repairs are made.

Mr. Briggs stated that every issue/concern can be put into a development agreement for approval at the second reading of the ordinance. He addressed the ordinance dealing with the C-3 zoning text in the packet because of reaction from neighbors where initially they discussed it as rezoning the property as PQP (entire campus zoning) but there were concerns with unintended consequences rezoning to PQP might have. He also spoke about the property at 483 Holt Avenue where the college will build a new two story craftsman style home as approved by the Historic Preservation Board.

Mr. Briggs addressed how the college is trying to screen the adjacent neighborhood with constructing an 8' wall and planting oak trees along the Holt Avenue frontage that provides an effective visual and sound buffer. He also spoke about the new revised plan providing additional parking spaces on site for employees and the purchase by the college of vacant property next to Keke's on the north side of Fairbanks to turn it into a more formal paved and improved lot.

He addressed the conditions of approval by the Planning and Zoning Board that Rollins College has agreed to, including undergrounding of power lines along Holt Avenue, a large oak tree on site that they are preserving, connecting the sidewalk around the corner on Pennsylvania Avenue and that the Commission will see the final building elevations and materials from the conceptual representations before moving forward with the building permit.

Commissioners disclosed their conversations with the applicant and residents.

Rollins College President Grant Cornwell explained what they are trying to accomplish by their request and their mission that students live on campus. He



spoke about their facilities and operations plant currently located on prime lakefront property and their desire to move the facilities and operations off campus and build a residence hall in its current location to house more students. He commented that they have taken the requests of residents into consideration and complied with.

Attorney Becky Wilson, Lowndes Drosdick Doster Kantor and Reed Law Firm provided a PowerPoint presentation outlining the facilities building location and zoning, that Rollins has owned the 1.1 acre properties at 501 Holt and 450 W. Fairbanks since 2006, they presented a master plan to the City in 2010, and the addition of 875 sf at the NW corner of 483 Holt Avenue approved by the Historic Preservation Board for a new single family house. She elaborated on the college master plan, the property at 483 Holt, the P&Z Board recommendation, the revised plans to reduce the square footage and FAR, increased parking spaces, lowered the height and length of the building, and the distance from Holt Avenue. Ms. Wilson stated the revised plans also include removal of central receiving and warehousing, no fuel storage or dispensing facilities, no garbage truck parking or storage, and the pedestrian gate on Holt will be built too narrow to allow golf cart passage. She displayed a site/landscape plan, views from Holt, elevation view from Holt Avenue, renderings of the building and that this complies with the comprehensive plan and zoning.

Ms. Wilson requested that the Commission decide on the zoning to either find them consistent or adopt a text amendment, to approve the comprehensive plan/rezoning for the 875 square feet on the rear of 483 Holt Avenue, and to approve the conditional use request to construct the building at 501 Holt Avenue and 450 West Fairbanks Avenue. She addressed the P&Z Board condition #6 referencing the entrance gate on Fairbanks Avenue being closed during certain hours where they have determined there will be no longer be a gate and asked that condition be removed.

Commissioner Sprinkel stated she supports the C-3 zoning. Ms. Wilson answered questions of Mayor Leary regarding the property on Fairbanks with the railroad tracks and traffic concerns, and whether the property will be on/off the tax rolls. Commissioner Seidel asked that the language be clear as to the uses of the property to alleviate concerns of the residents. Commissioner Cooper expressed safety concerns with the railroad track. Commissioner Weldon spoke about commitments made that should be part of a development agreement.

Upon discussion, **motion made by Commissioner Sprinkel to accept the first ordinance on first reading (proposed text amendment as provided by Attorney Wilson as follows: "C-3 conditional use includes: accessory use to office for college or university may include area devoted to repair and parts storage within an enclosed building, performing maintenance and repair work by such college or university employees as plumbers, electricians, carpenters and/or painters. Warehousing, central receiving and garbage truck storage are prohibited")**, seconded by Mayor Leary.



**Motion made by Commissioner Sprinkel to accept the comprehensive plan ordinance on first reading; seconded by Commissioner Seidel.**

**Motion made by Commissioner Sprinkel to accept the zoning ordinance on first reading for the property at 483 Holt Avenue; seconded by Commissioner Weldon.**

**Motion made by Commissioner Sprinkel to approve the conditional use request with the removal of P&Z condition #6 regarding the gate (and all the commitments made publicly by Ms. Wilson to be included in a development agreement); seconded by Commissioner Weldon.**

Several conditions were agreed to by Rollins College and provided by Ms. Wilson on their behalf to be included in a development agreement for the March 13 meeting to include:

1. Commitment to construct two single family homes in the arts and crafts style of the College Quarter neighborhood;
2. Masonry wall (8' tall) from the railroad track right of way parallel to Holt Avenue, north along the dividing line between 450 W. Fairbanks and the to be constructed home at 483 Holt Avenue and then east to join up with existing masonry wall behind 422 W. Fairbanks;
3. Underground overhead utility lines running parallel to Holt Avenue;
4. Multiplier landscaping screen on south side of proposed wall;
5. Install and maintain a small park area at the entrance of the College Quarter neighborhood along Holt Avenue, adjacent to the railroad tracks;
6. Installation of an attractive sign within this park area to read "Historic College Quarter";
7. Pedestrian gate to Holt Avenue approximately 36" wide;
8. Under no circumstances would golf carts be used along Holt Avenue to access the site;
9. Golf carts would not be used on Fairbanks, rather use properly licensed pickups and vans to access campus;
10. Replace and upgrade existing fences for properly along north side of Holt separating the commercial side of the block from the residential side of the block on an individual case basis;
11. Right-in, right-out approach for entering and leaving the facility for campus;
12. No garbage trucks would be parked or operated out of this location;
13. No outdoor work activities would occur at this location;
14. No auto repair activities would occur at this location;
15. No fuel storage or dispensing would occur at this location;
16. No grounds activities would occur out of this location;
17. Any repair work would occur inside a closed building with no open doors to allow noise to affect the neighborhood; and
18. No consolidation of trash (Mayor Leary asked this be included and Ms. Wilson agreed).

The following spoke in opposition:

1. Elizabeth Bosserman, 818 Antonette Avenue
2. Nancy Galyean, 746 McIntyre Avenue
3. James Guilian, 867 S. Pennsylvania Avenue
4. Steve Coutant, 905 Lakeview Drive
5. Aaron Beardon, 479 Holt Avenue

The following spoke in favor:

1. Jennifer Clark, 736 Antonette Avenue (only if Commission is willing to provide protection for College Quarter neighborhood). She provided a petition from the College Quarter Neighborhood opposing the ordinance to establish a new conditional use for facility operations and skilled trade shops.
2. Patrick Doyle, 748 McIntyre Avenue asked to narrow what they can do by adopting the textual change.
3. Mary Grace Gordon, 550 Holt Avenue
4. Fred Wendell, 530 Holt Avenue
5. Lee Van Valkenburgh, 565 Huntington Avenue (adopt ordinance with text change)

After public comments were closed, Ms. Wilson clarified issues brought forward from the citizens including a golf cart path (is not part of tonight's approval and they do not own all the necessary property at this time).

**Upon a roll call vote on the first ordinance (with the change in text), Mayor Leary and Commissioners Seidel, Sprinkel and Weldon voted yes. Commissioner Cooper voted no. The motion carried with a 4-1 vote.**

**Upon a roll call vote on the second ordinance (comprehensive plan), Mayor Leary and Commissioners Seidel, Sprinkel and Weldon voted yes. Commissioner Cooper voted no. The motion carried with a 4-1 vote.**

**Upon a roll call vote on the third ordinance (zoning), Mayor Leary and Commissioners Seidel, Sprinkel, Cooper and Weldon voted yes. The motion carried unanimously with a 5-0 vote.**

**Upon a roll call vote on the conditional use request, including conditions 1-5 as recommended by the Planning and Zoning Board and including all new conditions offered by the applicant, Mayor Leary and Commissioners Seidel, Sprinkel and Weldon voted yes. Commissioner Cooper voted no. The motion carried with a 4-1 vote.**



Commissioner Cooper expressed appreciation for Rollins work on the redesign and the commitment to future residential homes; however, she believed that facilities operations is not a compatible use, outside the campus, on the edge of a residential neighborhood.

- g. AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AUTHORIZING THE CONVEYANCE OF THE CITY OWNED PROPERTY LOCATED AT 2600 LEE ROAD PURSUANT TO THE PROPOSAL ATTACHED HERETO AS EXHIBIT "B"; PROVIDING FOR CONFLICTS AND AN EFFECTIVE DATE First Reading

Attorney Ardaman read the ordinance by title.

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

- h. RESOLUTION NO. 2180-17: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA ESTABLISHING ITS INTENT TO REIMBURSE CERTAIN CAPITAL EXPENDITURES INCURRED IN CONNECTION WITH THE ACQUISITION AND CONSTRUCTION OF THE WINTER PARK LIBRARY AND EVENTS CENTER AND RELATED IMPROVEMENTS, AS MORE FULLY DESCRIBED HEREIN, WITH PROCEEDS OF A FUTURE TAX-EXEMPT FINANCING; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; AND PROVIDING AN EFFECTIVE DATE.

Attorney Ardaman read the resolution by title. City Manager Knight explained the resolution.

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

#### **City Commission Reports:**

a. Commissioner Seidel - Reported attending the First Baptist Church dedication ceremony.

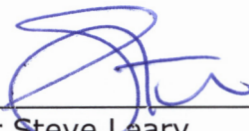
b. Commissioner Sprinkel - Requested that a new statement be put on the signs when entering the City. Asked about what happens after development agreements are approved to make sure they are followed. City Manager Knight clarified that code enforcement would enforce it. Asked that emails are not forwarded to her from other people that are from another Commissioner and to be aware of that.

c. Commissioner Cooper - Thanked Vice Mayor Sprinkel for a wonderful speech at the 'Restore the Roar' event. Stated that Vice Mayor Sprinkel did a great job at The Center for Health and Wellbeing groundbreaking event. Spoke about road diet and the types of crashes that are improved with this. Reminded everyone about the Florida League of Cities webinar. Asked that the word Ravauage be included in future information for approval to clarify and use consistent terminology.

d. Commissioner Weldon - Requested that staff provide the Commission with a summary of results of SunRail since the beginning, month by month ridership, etc. and the impact of SunRail. After staff reviews this with the Commission, decide if they want to invite SunRail people to attend the meeting to reinforce what they can do together and to encourage the marketing programs for scheduling Saturdays.

e. Mayor Leary - Spoke about the attendance at the State of the City address. He asked about the comprehensive plan comments from Tallahassee and when these will come to the Commission. Planning Director Stone stated they received the Objections and Recommendations and Comments Report (ORC) with relatively small objections that can easily be corrected that will come back to the Commission sometime in April. Mayor Leary asked for assistance from the Commission to limit their comments and to keep the meetings moving and avoid repeating their comments.

The meeting adjourned at 7:43 p.m.

  
\_\_\_\_\_  
Mayor Steve Leary

ATTEST:

  
\_\_\_\_\_  
City Clerk Cynthia S. Bonham, MMC



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

LAST NAME—FIRST NAME—MIDDLE NAME <b>SEIDEL, GREGORY STEPHEN</b>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <b>CITY OF WINTER PARK</b>	
MAILING ADDRESS <b>1250 RICHMOND ROAD ORANGE</b>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY <b>2/27/17</b>	COUNTY	<input checked="" type="checkbox"/> CITY	<input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED		NAME OF POLITICAL SUBDIVISION: <b>WINTER PARK</b>	
		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 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 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 would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a 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 (CRAs) 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 are not prohibited by Section 112.3143 from otherwise participating 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 page 2)

## 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, GREGORY S. SETZER, hereby disclose that on FEBRUARY 27,, 20 17:

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

- ☒ 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 subsidiary, or sibling 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:

5(a) RFQ-3-2017

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

2/27/17  
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.