

**REGULAR MEETING OF THE CITY COMMISSION**  
**September 25, 2017**

The meeting of the Winter Park City Commission was called to order by Mayor Steve Leary, at 3:35 p.m. in the Commission Chambers, 401 Park Avenue South, Winter Park, Florida. The invocation was provided by Finance Director Wes Hamil followed by the Pledge of Allegiance.

**Members present/absent:**

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

**Also Present:**

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

**Approval of agenda**

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

**Mayor's Report**

No report.

**City Manager's Report**

City Manager Knight reported that he has appointed Michelle Neuner as the City liaison to the Library and Events Center Task Force.

City Manager Knight summarized the debris removal caused by Hurricane Irma. He reported that the lakes are open.

**City Attorney's Report**

No report. Commissioner Seidel asked if the Bellows mediation took place. City Manager Knight responded that the mediation happened with the result that they would do a smaller project and take it through the normal variance process with the Board of Adjustments without a rezoning.

**Non-Action Items**

No Items.

**Consent Agenda**

- a. Approve the minutes of August 28, 2017.
- b. Approve the following piggyback contracts:
  1. Crop Production Services, Inc. - Piggyback Contract of South Florida Water Management District contract RFB#6000000829 for Herbicides and

- Related Adjuvants - Commission approve contract with Crop Production Services, Inc. and authorize the Mayor to execute the contract. - Amount: As-Needed Basis
2. Helena Chemical Co. - Piggyback Contract of South Florida Water Management District contract RFB#6000000829 for Herbicides and Related Adjuvants - Commission approve contract with Helena Chemical Co. and authorize the Mayor to execute the contract. - Amount: As-Needed Basis
- c. Approve the following contracts:
1. Contract Renewal for RFP-6-2007 - Medical Insurance - Renew contract for an additional one year term: October 1, 2017 through September 30, 2018. Commission approve contract renewal with Aetna and authorize the Mayor to execute Contract. Amount: \$953,051.
  2. Contract Renewal for RFP-19-2008 - Group PPO Dental Benefits - Renew contract for an addition one year term: October 1, 2017 through September 30, 2018. Commission approve contract renewal with MetLife and authorize the Mayor to execute Contract. Amount: \$379,082.
  3. Contract Renewal for RFP-19-2008 - Group Term Life, AD&D, Voluntary Term Life for Employee, Spouse and Children, Long Term Disability, and Voluntary Short Term Disability - Renew contract for an addition one year term: October 1, 2017 through September 30, 2018. Commission approve contract renewal with Cigna Group Insurance and authorize the Mayor to execute Contract. Amount: \$162,283.
- d. Approve the following purchase order:
1. Purchase Orders in the amounts of \$84,000 and \$164,000 for several independent contractors who provide specialized and confidential investigative services on behalf of HIDTA, as well as a Purchase Order in the amount of \$136,000 for facility expenses of HIDTA, with all being subject to the condition that HIDTA grant funds will be the sole source of money to pay these obligations. - Commission authorize the City Manager, in consultation with the City Attorney as needed, to sign Purchase Orders.
- e. Approve the Winter Park Historical Association lease agreement.

**Motion made by Commissioner Sprinkel to approve the Consent Agenda; seconded by Commissioner Weldon.** It was clarified that the matrix regarding the budget for that meeting will be attached to the minutes. **The motion carried unanimously with a 5-0 vote.** No public comments were made.

#### **Action Items Requiring Discussion**

- a. Review of best and final officers for 1111 West Fairbanks Avenue property

Planning Director Dori Stone addressed moving forward with receiving a recommendation from the Commission on the two bids received for this property and summarized the two bids received. She introduced Bobby Palta, CBRE who provided an overview of the two bids.

**Motion made by Commissioner Sprinkel to approve the first recommendation for \$3.5 million; seconded by Commissioner Weldon.**

**Motion amended by Commissioner Cooper to deny both proposals as submitted for the time being. Motion failed for lack of a second.**

Commissioner Cooper provided clarity as to why she wanted to deny both proposals at this time. She believed that the recent storm brought into clarity the importance of having some offset near the MLK Park in case the lake requires some reconfiguration to deal with the stormwater. She stated building the library comes into play as to what happens with the stormwater. She spoke about the acreage there that you cannot see from Fairbanks and great value that comes from view corridors from intersections or streets.

Commissioner Cooper addressed a private group trying to get off the ground that is interested in expanding greenspace and did not see any urgency with the City selling this property. She wanted to wait until they see the library and the redesign of the MLK Park and the new Parks Master Plan to see how they can utilize this property as part of the expansion of MLK Park. She spoke about the CRA Plan that CRA funds could and would be utilized to expand MLK Park toward Fairbanks.

Commissioner Seidel recommended waiting until they have the library footprint and the impact to the stormwater system before selling the property. **Motion amended by Commissioner Seidel to delay the decision on the offer until we have the full understanding of the stormwater impact of the library and events center, seconded by Commissioner Cooper.**

Commissioner Weldon commented that if people want to hear the reasoning why he believes the property should be sold that is available by contacting him and available in the City records.

The following spoke in opposition to selling the property:

Charley Williams, 757 Antonette Avenue

Kim Allen, 1800 W. Fawsett

Mayor Leary clarified that this acquisition was never about park space and water treatment but was initiated because of the turning radius (a traffic management issue). Commissioner Seidel explained his understanding that the purchase was to make the turn lane but all the other space was not decided on.

**Upon a roll call vote on the amendment (to delay), Commissioners Seidel and Cooper voted yes. Mayor Leary and Commissioners Sprinkel and Weldon voted no. The motion failed with a 3-2 vote.**

Mayor Leary asked if this is delayed if the bidder would sit on this. It was clarified that both buyers have tenants in hand so any delay might jeopardize the contract.



**Upon a roll call vote on the main motion (to accept the offer), Mayor Leary and Commissioners Seidel, Sprinkel and Weldon voted yes. Commissioner Cooper voted no. The motion carried with a 4-1 vote.**

**Public Hearings:**

- a. Request of Winter Park Racquet Club for Conditional Use approval to redevelop their property at 2111 Via Tuscany with a new kitchen building addition, a redeveloped 'Sugar Shack' snack and bar facility at the swimming pool and new on-site parking spaces subject to an updated master plan on their 7.27-acre property, zoned Parks and Recreation (PR).

Planning Manager Jeff Briggs summarized the conditional use request to build a new kitchen wing on the south side of the building, to rebuild the snack bar at the lake and swimming pool level and wanting the ability to add additional parking areas if needed in the future (northern top of the site plan toward the boat ramp and the other is out front by Via Tuscany where originally they were going to build a new tennis court that was approved in the 2013 master plan.) He stated they are able to hide and screen the vehicles if and when they build the front parking. He addressed the positive recommendation by the Planning and Zoning Board.

**Motion made by Commissioner Sprinkel to approve the request with the P&Z conditions as presented; seconded by Commissioner Weldon.**

**Motion amended by Commissioner Cooper to deny the approval of the 24 parking spaces facing Via Tuscany and instead we support the potential future parking becoming the immediate option for parking; seconded by Commissioner Seidel for discussion.** Attorney Ardaman explained that the applicant must agree to this for the amendment to stand. Discussion continued regarding the request for parking.

John Gigliotti, representing the Racquet Club, addressed the professionals involved with the planning of this project and that they have spoken with the immediate neighbors. He stated there are some concerns with parking for special events. He explained it is behind the residential setback and there will be no cars visible from Via Tuscany because of screening. He explained the need to spread the parking out so it is not one massive parking lot. A representative from Gomez Construction explained they may need overflow during the construction. No public comments were made.

After discussion regarding the parking request and clarification, Commissioner Seidel withdrew his second to the amended motion.

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

- b. Request of O'Tay LLC for conditional use approval to build a 42,068-square foot, two-story, office building with an underground parking level on the vacant property at 531 West Morse Boulevard, on the northeast corner of Morse Boulevard and Pennsylvania Avenue, zoned C-2.

Planning Manager Jeff Briggs explained the request and the underground parking level. He stated this meets all code requirements, there are no variance requests, and the applicant has agreed to all conditions discussed at the P&Z board concerning the vehicles coming up and down the ramp from the underground parking onto the residential street (Carolina Avenue). He explained the ramp is screened from view to the neighbor to the east. He explained the two conditions that the basement level be gated/keyed access parking which makes it employee only parking which cuts down the level of vehicles coming and going. The other condition was that the driveway apron be fashioned so it forces vehicles to turn towards Pennsylvania Avenue.

Mayor Leary and all Commissioners disclosed conversations with residents, the attorney, real estate representative, or developer.

**Motion made by Commissioner Sprinkel to approve the request as presented and with the P&Z Board conditions; seconded by Commissioner Weldon.**

**Motion amended by Commissioner Cooper to restrict the evening basement parking (lower level) to employees and tenants of the building only; seconded by Commissioner Seidel.**

Attorney Tara Tedrow provided a PowerPoint presentation summarizing their proposed project.

The following spoke:

Mary Daniels, 540 Canton Avenue, expressed safety concerns with the school bus stop located at Carolina and Pennsylvania Avenues. Ms. Tedrow addressed the concerns with the school bus children who came to the stop supervised by an adult/older sibling and who had also voiced this concern with Ms. Joie Cadle of the Orange County School Board.

Lurline Fletcher, 811 English Court, opposed development on the Westside.

**Upon a roll call vote on the amendment, Mayor Leary and Commissioners Seidel and Cooper voted yes. Commissioners Sprinkel and Weldon voted no. The motion carried with a 3-2 vote.** Mayor Leary stated he voted yes because they do not know which way is better and that the applicant has accepted it and can be remedied if necessary.

**Upon a roll call on the main motion to approve the request, 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 AGENDA) – ALSO INCLUDED BUDGET COMMENTS**

Michael Libow, 310 Genius Drive, spoke in favor of including police body cameras in the budget.

David Williams, 209 Tyree Lane, spoke against allowing Spectrum into the City.

Mary Daniels, 650 Canton Avenue, asked about hurricane shelter information for the future.

Gary Brewer, 1250 S. Denning Drive, spoke against lowering the millage rate and to not cut the police budget or the number of police officers.

Frank Candy, 1816 Azalea Avenue, spoke against lowering the police budget.

David Davich, 1610 S. Pennsylvania Avenue, addressed the appearance of the number of trash and recycling bins throughout the City and asked that the number and size of the bins be reduced.

Ali DeMaria, presenting the Winter Park Day Nursery, spoke in favor of the funding included in the budget for them.

Sally Flynn, 1400 Highland Road, expressed concerns with some residents not hearing the tornado siren warnings.

Nancy Shutts, 2010 Brandywine Drive, spoke against lowering the millage rate.

**Recess**

A recess was taken from 5:35 to 5:50 p.m.

- c. Request of Aloma Holdings, LLC to amend the Official Zoning Map to change from Medium Density Multiple-Family Residential (R-3) District Zoning to Office (O-2) District Zoning on the properties at 407 St. Andrews Boulevard and 2291, 2295, 2301 and 2305 Glenwood Drive

**ORDINANCE NO. 3085-17:** AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING, CHAPTER 58 LAND DEVELOPMENT CODE, ARTICLE II, ZONING AND THE OFFICIAL ZONING MAP TO CHANGE FROM MEDIUM DENSITY MULTIPLE-FAMILY RESIDENTIAL (R-3) DISTRICT ZONING TO OFFICE (O-2) DISTRICT ZONING ON THE PROPERTIES AT 407 ST. ANDREWS BOULEVARD AND 2291/2295/2301 AND 2305 GLENWOOD DRIVE, MORE



PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS,  
SEVERABILITY AND AN EFFECTIVE DATE Second Reading

Attorney Ardaman read the ordinance by title.

**Motion made by Commissioner Weldon to adopt the ordinance; seconded by Commissioner Sprinkel. 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 the City of Winter Park to Amend the "Comprehensive Plan" Future Land Use Map to change from Institutional to Open Space and Recreation Future Land Use Designation, and to Amend the Official Zoning Map from Public, Quasi-Public (PQP) to Parks and Recreation (PR) District Zoning on the Property Located Between 652 and 700 West Morse Boulevard

ORDINANCE NO. 3083-17: 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 INSTITUTIONAL TO OPEN SPACE AND RECREATION ON THE PROPERTY LOCATED BETWEEN 652 AND 700 WEST MORSE BOULEVARD, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE Second Reading

ORDINANCE NO. 3084-17: AN ORDINANCE AMENDING CHAPTER 58 "LAND DEVELOPMENT CODE" ARTICLE III, "ZONING" AND THE OFFICIAL ZONING MAP SO AS TO CHANGE PUBLIC, QUASI-PUBLIC (PQP) DISTRICT ZONING TO PARKS AND RECREATION (PR) DISTRICT ZONING ON THE PROPERTY LOCATED BETWEEN 652 AND 700 WEST MORSE BOULEVARD, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE Second Reading

Attorney Ardaman read both ordinances by title. No public comments were made.

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

**Motion made by Commissioner Cooper to adopt the second ordinance; seconded by Commissioner Weldon. 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 Sydgan Corporation to modify the Development Order for the Ravaudage PD to allow project credit for public on-street parking spaces

RESOLUTION NO. 2193-17: A RESOLUTION OF THE CITY COMMISSION OF THE OF WINTER PARK, FLORIDA, ADOPTING AMENDMENTS TO THE FIRST AMENDMENT OF THE AMENDED AND RESTATED DEVELOPMENT ORDER FOR THE RAVAUDAGE DEVELOPMENT AS ORIGINALLY ADOPTED ON JULY 24, 2017, PROVIDING FOR, CONFLICTS, SEVERABILITY AND EFFECTIVE DATE.

Attorney Ardaman read the resolution by title. Planning Manager Jeff Briggs explained this is a re-visit concerning whether the master developer can count any of the parallel on-street parking spaces towards the private development. He explained when they are building the spaces on private streets the Orange County rules the City has to follow allow him to count those on-street spaces on this private street towards the development. He explained the issue for the Commission is what to do about the cases where he is building parking spaces on public streets and if he can count any of those spaces towards the private development. He stated this needs to be a policy decision when it is on a public street.

He stated that staff and the developer has come up with that he can count 1/2 of the spaces that he creates and builds towards the development on the private property with the caveat that he can only count up to 1/3 of whatever parking he needs can be out in the street and 2/3 of the parking has to be on the private property.

Commissioner Cooper addressed the last conversation that staff wanted to hold onto some of that authority and allow the DRC to have some flexibility and be able to either allow or not allow in different situations on a case by case basis. She stated she supports that because it gives them leverage in other negotiations and decisions with Ravaudage. She addressed the ratio conversation at the last meeting and stated she agrees with allowing some portion but was not sure what that should be.

Commissioner Seidel stated if the developer is comfortable with this and there are no risks with the City it makes sense that we are getting an extra 50% parking spaces built. Further discussion took place to clarify the number of spaces.

Planning Director Dori Stone agreed that allowing the DRC to have discretion over this. She stated they worked through this agreement with the developer that included the Public Works and Planning Departments. She believed they are getting more public parking from this and that the developer's urban form applies to both his private streets and his public streets. She stated they cannot go forward with any on-street parking that would count toward his project without Commission approval but that what is being provided is an urban form on City roads that do not require this but works well.



**Motion made by Commissioner Sprinkel to adopt the resolution and approve this; seconded by Commissioner Seidel.**

**Motion amended by Commissioner Cooper to have the City Attorney and the Director of Planning formalize language that: 1) gives the DRC the discretion up to what is stated now; and 2) requires that the parking places abut property that is owned by the developer and not negatively impact another property owner; seconded by Commissioner Seidel.** Attorney Ardaman suggested that they should mold that language. The applicant had nothing to add. No public comments were made.

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

f. Request of Wekiva Capital Partners to amend the "Comprehensive Plan" Future Land Use Map to change from an Office Future Land Use designation to a Medium Density Residential Future Land Use Designation, and to amend the official Zoning Map to change from Office (O-2) district to Medium Density Residential (R-3) district zoning on the properties at 1424 and 1428 Gay Road.

AN ORDINANCE AMENDING CHAPTER 58 "LAND DEVELOPMENT CODE" ARTICLE I, "COMPREHENSIVE PLAN" SO AS TO CHANGE THE FUTURE LAND USE DESIGNATION OF OFFICE TO MEDIUM DENSITY RESIDENTIAL ON THE PROPERTIES AT 1424 AND 1428 GAY ROAD, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS, SEVERABILITY AND EFFECTIVE DATE First Reading

AN ORDINANCE AMENDING CHAPTER 58 "LAND DEVELOPMENT CODE" ARTICLE III, "ZONING" AND THE OFFICIAL ZONING MAP SO AS TO CHANGE OFFICE (O-2) DISTRICT ZONING TO MEDIUM DENSITY MULTI-FAMILY RESIDENTIAL (R-3) DISTRICT ZONING ON THE PROPERTIES AT 1424 AND 1428 GAY ROAD, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE First Reading

Attorney Ardaman read both ordinances by title. Planning Manager Jeff Briggs explained the two properties involved zoned Office. He stated the applicant is purchasing those two properties and also buying 1419 and 1421 Gay Road that are zoned R-3. He stated that 75% of the properties are zoned R-3 and these two lots (25%) are zoned O-2. They are wanting to do a townhouse project in the future that has to come back to P&Z and the Commission to obtain approvals and to unify the zoning so it is all R-3. He addressed the neighbors who attended the Planning and Zoning meeting who expressed concerns with access, proximity, etc. Staff and P&Z recommended unifying the other 25% to be consistent with the other zoning of R-3.

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

**Motion made by Commissioner Seidel to accept the second ordinance on first reading; seconded by Commissioner Weldon.**

Stephanie Barnes, 620 Killarney Bay Court, spoke about the number of units that will be built there. She stated she is not against this project but wanted to see the number of units decreased because of the traffic issues and no plans to expand the roads. She asked that development be managed in the City.

City Attorney Ardaman and Mr. Briggs answered questions of the Commission for clarification purposes. Mr. Briggs explained the applicant is not entitled to the maximum density or maximum FAR unless the project they bring in is compatible with the surroundings.

**Motion made by Commissioner Sprinkel to deny the request for the comprehensive plan change (1<sup>st</sup> ordinance), seconded by Commissioner Cooper.**

Commissioner Sprinkel spoke about concerns with the R-3 zoning for the entire property that will make it denser. Commissioner Cooper expressed that the Office offers a nice buffer between high intensity commercial and the residential homes. She commented she does not see why they need to change the land use designation and zoning to accomplish a higher density on property that currently has a lower density on an overloaded intersection and a street getting new homes packed in.

Commissioner Weldon asked because of the conditional use process if there is the opportunity to negotiate a lower density and did not see a difference between the office and residential uses given the size of the current O-2 lots compared to the current R-3 lots.

**Commissioner Weldon withdrew his second to the motions above to approve the request.**

The applicant was asked about 1428 Gay Road that looks like it should appropriately be a part of the 1419 Gay Road R-3 property and if they have any interest in having a partial approval that would give them 1428 but not 1424 Gay Road.

Chris Hughes, Principle Wekiva Capital Partners, asked if they were to acquire the single parcel to the south of those two lots and square that off if the Commission would allow that. He stated the numbers being requested does not make sense for their project. Commissioner Cooper stated she would not approve continuing to creep in a road (the Office buffer between commercial and residential). Mr.



Hughes stated if this is not rezoned that he is stuck with office and apartments upstairs that is not a cohesive development. Further discussion included concerns with density.

Mayor Leary suggested tabling this to allow time to work with staff so they can come back before them sooner for approval. Mr. Hughes stated the number of units he is showing is lower than the 29 units addressed (25 and 28) which is less density and believed to be a fair compromise.

**Motion made by Mayor Leary to table this to allow the applicant an opportunity to work with staff to address Commission comments on this; seconded by Commissioner Weldon. 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.**

- g. Request of Kimley-Horn & Associates to amend the "Comprehensive Plan" Future Land Use Map to change from an Office Future Land Use designation to a Commercial Future Land Use Designation, and to amend the official Zoning Map to change from Office (O-1) district to Commercial (C-3) district zoning on the southern portion of the property at 1350 West Fairbanks Avenue.

AN ORDINANCE AMENDING CHAPTER 58 "LAND DEVELOPMENT CODE" ARTICLE I, "COMPREHENSIVE PLAN" SO AS TO CHANGE THE FUTURE LAND USE DESIGNATION OF OFFICE TO COMMERCIAL ON THE REAR PORTION OF THE PROPERTY AT 1350 WEST FAIRBANKS AVENUE, FRONTING ON SHOREVIEW AVENUE AND GENE STREET, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS, SEVERABILITY AND EFFECTIVE DATE  
First Reading

AN ORDINANCE AMENDING CHAPTER 58 "LAND DEVELOPMENT CODE" ARTICLE III, "ZONING" AND THE OFFICIAL ZONING MAP SO AS TO CHANGE OFFICE (O-1) DISTRICT ZONING TO COMMERCIAL (C-3) DISTRICT ZONING ON THE REAR PORTION OF THE PROPERTY AT 1350 WEST FAIRBANKS AVENUE, FRONTING ON SHOREVIEW AVENUE AND GENE STREET, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE  
First Reading

This item was not heard due to the request to table made by applicant before the meeting.

- h. Fee Schedule effective October 1, 2017

City Manager Knight explained this is the fee schedule with changes that is a part of the budget to be considered this evening. The summary was included in the packet. Mayor Leary explained the fee schedule can be addressed on a line item basis at any time during the year. City Manager Knight explained the fee schedule used to be brought forward twice a year for April and October but they are now going to do this once a year as part of the budget process.



**Motion made by Commissioner Cooper to approve the fee schedule; 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.**

### **Millage and budget ordinances**

Mayor Leary made opening comments. "The budget proposed by the staff with amendments generally agreed to by the City Commission requires a millage of 4.0923 mills which has been the rate levied by the city for the last nine years. The proposed millage of 4.0923 mills would represent an increase in property taxes, not counting new construction and the City's dedicated increment value payment to the Community Redevelopment Agency, of 5.51%. This increase in property taxes levied over the prior year is not due to any change in tax rate but is due to the increase in assessed values of properties."

"In addition, a 0.1597 mill voted debt service is levied to cover the debt service of the General Obligation Bonds, Series 2011 approved by the citizens of Winter Park at the May 16, 2000 bond referendum. As well as a 0.3536 mill voted debt service levied to cover the debt service of the General Obligation Bonds, Series 2017 approved by the citizens of Winter Park at the March 15, 2016 bond referendum."

"This will be a simultaneous public hearing on two ordinances: An ordinance setting the millage for 2018 and an ordinance adopting the Fiscal 2018 budget".

Attorney Ardaman read both ordinances by title.

ORDINANCE NO. 3086-17: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA ADOPTING A 4.0923 MILL AD VALOREM TAX LEVY UPON ALL REAL AND PERSONAL PROPERTY FOR APPROPRIATION TO THE GENERAL OPERATING EXPENSES OF THE CITY, A 0.1597 MILL VOTED DEBT SERVICE LEVY UPON ALL REAL AND PERSONAL PROPERTY FOR APPROPRIATION TO THE CITY OF WINTER PARK, FLORIDA GENERAL OBLIGATION BONDS, SERIES 2011, AND A 0.3536 MILL VOTED DEBT SERVICE LEVY UPON ALL REAL AND PERSONAL PROPERTY FOR APPROPRIATION TO THE CITY OF WINTER PARK, FLORIDA GENERAL OBLIGATION BONDS, SERIES 2017 Second Reading

ORDINANCE NO. 3087-17: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018 AND ACCOMPANYING FIVE YEAR CAPITAL IMPROVEMENT PLAN; APPROPRIATING FUNDS FOR THE GENERAL FUND, DESIGNATIONS TRUST FUND, STORMWATER UTILITY FUND, COMMUNITY REDEVELOPMENT FUND, FEDERAL FORFEITURE FUND, POLICE GRANT FUND, DEBT SERVICE FUND, WATER AND SEWER FUND, ELECTRIC UTILITY FUND, FLEET MAINTENANCE FUND, EQUIPMENT REPLACEMENT FUND, EMPLOYEE INSURANCE FUND, GENERAL INSURANCE FUND, CEMETERY TRUST FUND, GENERAL CAPITAL PROJECTS FUND AND STORMWATER CAPITAL PROJECTS FUND; PROVIDING FOR MODIFICATIONS; PROVIDING FOR

AMENDMENTS TO SAID ANNUAL BUDGET TO CARRY FORWARD THE FUNDING OF PURCHASE ORDERS OUTSTANDING AND UNSPENT PROJECT BUDGETS AS OF SEPTEMBER 30, 2017; AND AUTHORIZING TRANSFER OF FUNDS HEREIN APPROPRIATED BETWEEN DEPARTMENTS SO LONG AS THE TOTAL FUND APPROPRIATIONS SHALL NOT BE INCREASED THEREBY Second Reading

**Motion made by Mayor Leary to approve the millage ordinance with a rate of 4.0923; seconded by Commissioner Cooper.**

**Motion amended by Commissioner Weldon to reduce the millage rate to 3.9942 which would reduce the amount of property taxes to the general fund of approximately \$500,000. The amendment failed for lack of a second.**

He explained the reason for his amendment: the increase from FY2016 to FY2017 on the millage rate by keeping it the same was 8.4% or \$1.5 million and from FY2017 to FY2018 as proposed based upon the assessor's valuations amounts to a 7.7% increase (another \$1.5 million). He stated they are going to be voting within the budget on a 5.1% average increase in the City's electric rates because of the commitment to the citizens to complete the undergrounding project that will increase our rates because our electric utilization has dropped. He commented that the water rates may or may not be approved in the budget to increase by 1.2% on average in order to continue to finance the sewer reserves to handle unforeseen problems. He concluded that he wanted to give back to the taxpayers a little bit of what they paid to the City for services received.

**Upon a roll call vote to approve the millage rate of 4.0923, Mayor Leary and Commissioners Seidel, Sprinkel and Cooper voted yes. Commissioner Weldon voted no. The motion carried with a 4-1 vote.**

#### Budget

Mayor Leary spoke about asking the City Manager and Chief Deal to reduce the asked for budget by \$200,000 (the proposed amount was an increase to their budget and not a decrease). City Manager Knight stated they are provided two Schedule A's; one has the \$200,000 taken from it, and one has per the advertisement.

**Motion made by Mayor Leary to approve the budget as advertised which included an extra \$862,000 in the police budget (original budget for police); seconded by Commissioner Cooper.**

**Motion amended by Mayor Leary to withdraw the 1.2% increase in the water this year; seconded by Commissioner Sprinkel.**

**Motion amended by Mayor Leary to increase the Winter Park Day Nursery contribution to \$35,000 (from \$25,000) (also the Welbourne Day Nursery**



**but that has to be done as the CRA Agency at a later time); seconded by Commissioner Seidel.**

City Manager Knight clarified that all the changes the Commission made at the budget work session are reflected in the Schedule A. Budget Manager Peter Moore stated the only thing that is out of the original staff recommendation is the elimination of body cameras. The difference of the two Schedule A's provided is the items discussed at the last meeting: reducing equipment (vehicles) funding by \$100,000 (already included in Schedule A); funding \$150,000 for the signalization improvements for Aloma (already included in Schedule A); reducing the maximum percentage for merit pay for employees from 3.5% to 3.0% (already included in Schedule A); a change on the table to not reduce the increase in police spending by \$200,000; and discussed transferring funding from wastewater utility to the electric utility of \$1 million.

Commissioner Sprinkel addressed body cameras and that it is the police chief's responsibility to make that decision in the best interest of the police department and that they just added \$862,000 to the police budget that could be used for that if the police chief believes that is something they should do.

Commissioner Weldon explained that he cannot support the increase in the police budget in an environment where the property tax is increasing that may not happen in future years and did not believe they do a great service by spending funds when they are increasing so dramatically. He stated he cannot support the millage or budget on that basis.

Discussion included regarding the importance to recruit the best police possible and that the additional funds are needed to make sure salaries are competitive.

Commissioner Cooper summarized what is already in the budget and what is not (upgrading parks master plan to include the connectivity portion – if the plan is to be enhanced by adding the connectivity, it needs to be increased \$100,000). Assistant City Manager Neuner clarified it would be an additional \$100,000 to include that piece as the \$60,000 is for the administrative update to the parks master plan with the survey included (will include a connectivity overlay done by staff in our GIS system) and will come out of their existing budget. She explained the \$100,000 is different and will be created by a consultant.

**Motion amended by Commissioner Cooper that \$100,000 be allocated toward starting to plan for our greenspace connectivity throughout the City; seconded by Commissioner Seidel.**

**Motion amended by Commissioner Cooper that the expense for street lighting that we moved into the electric fund during the recession be moved back into the general fund (approximately \$425,000); seconded by Commissioner Seidel.**



Attorney Ardaman stated they reviewed this and the key issue was when the City purchased the electric utility, it included an acquisition of the street lights that was a part of that which would be the predominate factor in the case of litigation. He stated that paying for the electricity is not going to be as a significant a factor as the original purchase. Mr. Moore explained if this is moved back the contingency is reduced significantly. It was estimated to be about \$425,000 to be put back into the electric fund. Discussion ensued regarding the undergrounding plan to be completed in about 20-30 years when the utility was purchased and that they have nine (9) more years to complete.

Other public comments not previously made

Dykes Everett, 341 E. Webster Avenue, spoke about the \$100,000 being pledged every year (10 years total) to the Dr. Phillips Center that should not happen. He addressed the need to review how the City structures their impact fees to look at more creative ways to raise some of our capital infrastructure needs. He commended the Commission on the Gay Avenue discussion this evening.

Discussion ensued regarding moving the \$1 million from the water revenues into the electric fund and if that is still wanted.

After a suggestion made by City Manager Knight, **the motion was amended by Mayor Leary to move \$1 million from the FY 17 budget water revenue fund to the electric fund; seconded by Commissioner Sprinkel.**

Commissioner Cooper stated she could only support this if it was used for electric undergrounding. She expressed her preference to make this a loan instead of moving it from one fund to another and not to mingle the Enterprise funds.

**Motion amended by Commissioner Cooper that we dedicate it to electric undergrounding if we're going to make the move or wait until we identify a need. Motion failed for lack of a second.**

**Upon a roll call vote on the amendment to move the \$1 million from the water revenues from the FY17 surplus into the electric fund, 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 amendment to move approximately \$425,000 from the electric utility to pay for street lighting back into the general fund, Commissioners Seidel, Sprinkel and Cooper voted yes. Mayor Leary and Commissioner Weldon voted no. The motion carried with a 3-2 vote.**

**Upon a roll call vote to allocate an additional \$100,000 for a consultant to start to plan for our greenspace connectivity throughout the City, Commissioners Seidel and Cooper voted yes. Mayor Leary and**

**Commissioners Sprinkel and Weldon voted no. The motion failed with a 3-2 vote.**

**Upon a roll call vote to increase the Winter Park Day Nursery funding to \$35,000, 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 to withdraw the 1.2% increase in the water this year, 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 to adopt the budget ordinance as described which included the ask for funding for the police department; \$150,000 for the signalization along Aloma, reduction of \$100,000 for vehicle replacement; and a 3.0% merit increase, Mayor Leary and Commissioners Seidel, Sprinkel and Cooper voted yes. Commissioner Weldon voted no. The motion carried with a 4-1 vote.**

**City Commission Reports:**

Commissioner Seidel – Thanked staff for a job well done with the budget and hurricane.

Commissioner Sprinkel – Thanked staff for a job well done with the hurricane.

Commissioner Cooper – Thanked staff for a job well done with the hurricane. She also asked that staff reports in the agenda packet include what the degree of public notice was on any project and a simple chart of what the code requires (height, setback and density) in the current zoning district and what the new zoning district is proposing.

Commissioner Weldon – Thanked staff for a job well done and thanked the Mayor for a good job with tonight's meeting and all the things he did during the hurricane.

Mayor Leary – Thanked staff for a well done job during the hurricane. He asked that some type of recognition for those involved from staff and the community be considered.

The meeting adjourned at 7:45 p.m.

  
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Mayor Steve Leary

ATTEST:

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