

**REGULAR MEETING OF THE CITY COMMISSION
AUGUST 13, 2018**

Mayor Steve Leary called the meeting of the Winter Park City Commission to order at 3:30 p.m. in the Commission Chambers, 401 Park Avenue South, Winter Park, Florida. The invocation was provided by Pastor Weaver Blondin, Mount Moriah Missionary Baptist Church, followed by the Pledge of Allegiance.

Members present:

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

Also Present:

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

Approval of agenda

City Manager Knight announced that consent agenda item 9-b-4 was in the backup but not on the agenda so it is being moved to the next meeting.

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

Mayor's Report

Mayor Leary announced the need to replace Planning Director Dori Stone with Jeff Briggs on the Winter Park Improvement Fund Board. **Motion made by Commissioner Cooper to appoint Mr. Briggs; seconded by Commissioner Sprinkel and carried unanimously with a 5-0 vote.**

- a. Appointment of new Library Task Force Board member and extension of task force

Mayor Leary announced the appointment of Teri Gagliano to the Library Task Force Board to replace Leslie O' Shaughnessy who took a White House appointment in Washington, D.C.

Motion made by Mayor Leary to appoint Teri Gagliano and to extend the life of the task force; seconded by Commissioner Sprinkel and carried unanimously with a 5-0 vote.

City Manager's Report

b. Confirmation of Parks and Recreation Director

City Manager Knight recommended the confirmation of Jason Seeley. **Motion made by Commissioner Weldon to approve Mr. Seeley as the new Parks and Recreation Director (to replace John Holland who retired); seconded by Commissioner Sprinkel and carried unanimously with a 5-0 vote.**

Commissioner Weldon inquired as to when the bollards will be in place. Assistant Planning Director Kyle Dudgeon explained they will be installed before the holiday season.

Commissioner Sprinkel asked about the timing of the mixed use issue being implemented. City Manager Knight explained they would rather wait until the new Planning Director is on board to begin the study process on the Orange Avenue corridor as a test for mixed use. Mayor Leary agreed that if the new Planning Director has this expertise or has a different perspective with how to move forward that they do not need to hire a consultant. Commissioner Sprinkel expressed her preference to expedite this. She also spoke about the Progress Point building being an eyesore. City Manager Knight stated they are getting a price to demolish this building along with the old Civic Center building.

Commissioner Seidel asked about the start date of October 20 of the Fairbanks Avenue transmission and if everything is going smoothly. City Manager Knight stated the project is moving forward and are working through difficult the issues.

City Attorney's Report

Attorney Ardaman reported that the City has been contacted by the Florida Fish and Wildlife Conservation Commission with respect to the buoys on our lakes that have been removed. He stated they are in contact with the FWC and believe there are ways to re-establish some of the buoys. He concluded they are actively pursuing this.

Non-Action Items

Financial report for June 30, 2018

Finance Director Wes Hamil addressed the building permit and plan review revenues; the first eight months of the half cent sales tax revenue; the golf course operations (first nine months of the fiscal year); the General Fund revenues (projected variances); the unassigned general fund balance; water and sewer operating revenues

and expenditures; the electric operating revenues and expenditures; electric undergrounding with transfers to the general fund, and the net change and debt service coverage.

Consent Agenda

- a. Approve the July 23, 2018 Commission minutes.
- b. Approve the following piggyback agreements:
 1. Core & Main, L.P. - Pinellas County ITB #156-0035-B(LN) - Water & Sewer Materials; \$1,800,000 (first year).
 2. Fausnight Stripe & Line, Inc. - Seminole County IFB #603176-18/BJC - Roadway Markings, Striping & Brick Texture Surfacing; \$250,000 (three year term).
 3. Central Florida Environmental Corp. - Amendment to increase spending under existing piggyback agreement of Seminole County contract #CC-0559-15/RTB - Continuous Contract for Public Works Minor Construction Projects less than \$2,000,000; Increase from \$225,000 up to \$1,000,000.
- c. Approve the following formal solicitations and the respective motions:
 1. POWER Engineers, Inc. - RFQ-18-2018 - Professional Engineering Services to Design Underground Conversions of Power Lines; authorize staff to enter into negotiations.
 2. DRMP, Inc. - RFQ-20-2018 - Continuing Contract for Professional Survey Consulting Services; authorize staff to enter into negotiations. **PULLED BY COMMISSIONER SEIDEL DUE TO A CONFLICT OF INTEREST.**
 3. Brown & Brown of Florida, Inc. - RFP-22-2018 - Insurance Agent/Broker of Record; \$80,000.
 4. A Budget Tree Service, Inc. - ITN-23-2018 - Vegetation Management Services; authorize staff to enter into negotiations.
 5. The Davey Tree Expert Co. - ITN-23-2018 - Vegetation Management Services; authorize staff to enter into negotiations.
- d. Approve the following contract amendments:
 1. Allcrete, Inc. - Renewal of RFP-13-2017 - Continuing Concrete Services; \$425,000.
 2. Dix.Hite + Partners, Inc. - Renewal of RFQ-14-2017 - Continuing Contract for Professional Landscape Architecture Services; as-needed basis.
 3. Kimley-Horn & Associates, Inc. - Renewal of RFQ-15-2017 - Continuing Contract for Professional Roadway Design Services; as-needed basis. **PULLED BY COMMISSIONER SEIDEL DUE TO A CONFLICT OF INTEREST.**
 4. Hanson Professional Services, Inc. - Renewal of RFQ-16-2017 - Continuing Contract for Professional Green Planning & Engineering Services; as-needed basis. **PULLED BY COMMISSIONER SEIDEL DUE TO A CONFLICT OF INTEREST.**
 5. JMD Global Developers - Renewal of IFB-22-2017 - Brick Installation Services; \$100,000.

Motion made by Commissioner Sprinkel to approve Consent Agenda items a, b 1-3, c 1 and 3-5, d 1-2 and 5; seconded by Commissioner Seidel and carried unanimously with a 5-0 vote. There were no public comments made.

Motion made by Commissioner Cooper to approve Consent Agenda items c-2 and d 3-4; seconded by Commissioner Sprinkel and carried with a 4-0 vote with Commissioner Seidel abstaining from voting due to a conflict. Form 8B is attached. There were no public comments made.

Action Items Requiring Discussion

None.

Public Hearings:

- a. RESOLUTION NO. 2208-18: A RESOLUTION OF WINTER PARK, FLORIDA RECOMMENDING THAT TIMBERS HOLDINGS, LLC BE APPROVED AS A QUALIFIED TARGET INDUSTRY BUSINESS PURSUANT TO SECTION 288.106, FLORIDA STATUTES AND PROVIDING AN EFFECTIVE DATE

Attorney Ardaman read the resolution by title. Assistant Planning Director Kyle Dudgeon provided the report and a clarification to the 2nd 'Whereas' statement.

Motion made by Commissioner Weldon to adopt the resolution as presented by Mr. Dudgeon (with the change to the 'Whereas' statement); seconded by Commissioner Cooper. There were no public comments 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. Request of Greenhouse Partnership LTD.:

ORDINANCE NO. 3118-18: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING CHAPTER 58, "LAND DEVELOPMENT CODE", ARTICLE I "COMPREHENSIVE PLAN" FUTURE LAND USE ELEMENT TEXT POLICIES AND MAPS TO ENABLE THE APPROVAL OF CENTRAL BUSINESS DISTRICT FUTURE LAND USE ON THE PROPERTY AT 338 WEST MORSE BOULEVARD AND TO AMEND THE "COMPREHENSIVE PLAN" FUTURE LAND USE MAP TO CHANGE FROM AN OFFICE FUTURE LAND USE DESIGNATION TO A CENTRAL BUSINESS DISTRICT FUTURE LAND USE DESIGNATION ON THE PROPERTY AT 338 WEST MORSE BOULEVARD, MORE PARTICULARLY DESCRIBED HEREIN PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE Second Reading

ORDINANCE NO. 3119-18: AN ORDINANCE AMENDING CHAPTER 58 "LAND DEVELOPMENT CODE" ARTICLE III, "ZONING" AMENDING THE ZONING REGULATIONS TEXT FOR THE SECTION 58-75 COMMERCIAL (C-2) ZONING DISTRICT AND SECTION 58-95 DEFINITIONS MAP D-2 TO ENABLE THE APPROVAL OF COMMERCIAL (C-2) DISTRICT ZONING ON THE PROPERTY AT 338

WEST MORSE BOULEVARD AND TO AMEND THE "OFFICIAL ZONING MAP" TO CHANGE FROM OFFICE (O-1) DISTRICT ZONING TO COMMERCIAL (C-2) DISTRICT ZONING ON THE PROPERTY AT 338 WEST MORSE BOULEVARD, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS, SEVERABILITY 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 comprehensive plan ordinance; seconded by Commissioner Weldon.

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

Motion amended by Commissioner Cooper that the garage apartments be deed restricted so that they cannot be rented separately from the main facility. Motion failed for lack of a second.

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

Discussion ensued concerning the process for approving conditional use requests when the land use map or zoning changes have not yet been finalized. Attorney Ardaman clarified that it is not valid unless the comprehensive plan and zoning are adopted.

c. Fire Pension and Police Pension ordinances:

Attorney Ardaman read both ordinances by title. Finance Director Wes Hamill addressed the proposed changes.

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING CHAPTER 74, PERSONNEL, ARTICLE V, RETIREMENT AND PENSION PLANS, DIVISION 3, FIREFIGHTERS, OF THE CODE OF ORDINANCES OF THE CITY OF WINTER PARK; AMENDING SECTION 74-156, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 74-157, PRE-RETIREMENT DEATH; AMENDING SECTION 74-159, VESTING; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE First Reading

Motion made by Commissioner Sprinkel to accept the fire pension ordinance on first reading, seconded by Commissioner Seidel. Upon a roll call vote,

Mayor Leary and Commissioners Seidel, Sprinkel, Cooper and Weldon voted yes. The motion carried with a 5-0 vote.

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING CHAPTER 74, PERSONNEL, ARTICLE V, RETIREMENT AND PENSION PLANS, DIVISION 4, POLICE OFFICERS, OF THE CODE OF ORDINANCES OF THE CITY OF WINTER PARK; AMENDING SECTION 74-205, BENEFIT AMOUNTS AND ELIGIBILITY; AMENDING SECTION 74-208, DISABILITY; AMENDING SECTION 74-209, VESTING; AMENDING SECTION 74-215, MAXIMUM PENSION; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE First Reading

Motion made by Commissioner Sprinkel to accept the Police pension ordinance on first reading; seconded by Commissioner Seidel.

Jim Fitch, 1820 Via Genoa, stated the City should consider changing the fire and police pension funds from a defined benefit to a defined contribution for the long term. He stated this was done successfully in Haines City. Commissioner Cooper concurred that this should be reviewed.

Commissioners Seidel and Cooper requested that staff provide us a copy of the previous financial analysis of converting public safety benefits from defined benefits to defined contributions.

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:

Commissioner Seidel – Complimented city staff regarding obtaining his CO on his new home and making sure he completed the required steps.

Commissioner Sprinkel – Spoke about the article in the paper regarding the Kinley Horn parking study that took her by surprise because the Commission had not made any decisions regarding restaurants on Park Avenue. Mayor Leary asked that the City Manager notify them ahead of time with issues happening at the Planning and Zoning Board in case they receive phone calls.

Commissioner Sprinkel announced that school started today and that the Winter Park High School won the varsity cup for the 3rd consecutive session and the 13th time in the 19 year history of the award.

Commissioner Cooper – Asked staff if they could consider looking at the possibility of doing pre and post stormwater assessments on the residential lots because of creating more runoff. Commissioner Seidel spoke about educating the public and provided technical information concerning this.

Commissioner Cooper stated the Florida League of Cities is looking for elected officials that have an interest in the new proposed homestead exemption to be part of their speakers to spread the impact to the cities.

Commissioner Weldon – No report.

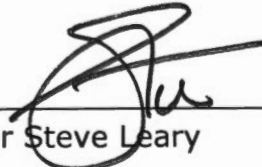
Mayor Leary – No report.

Public comments (items not on the agenda) and budget comments:

Nancy Shutts, 2010 Brandywine Drive, addressed the need for an increase in the Public Works budget and staffing because of projects needing attention such a road infrastructure and repaving streets. She asked that sod or fill be put where the two sections of sidewalk on Glenridge falls off 4" into the curb onto the street as a temporary patch until they can get a solution. She asked that the east side of the Lakemont sidewalk and curb be cleaned because of mold and mildew and the crack of the curb next to the sidewalk be cleaned because of grass growing out of it.

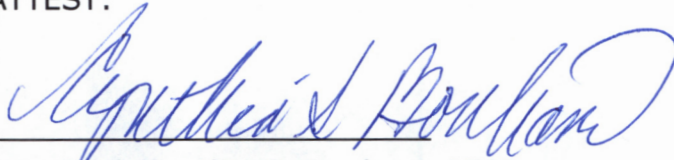
Michael Perelman, 1010 Greentree Drive, asked why there were no comments made by the remainder of the Commission as to why they did not support lowering the millage rate as suggested by Commissioner Weldon.

The meeting adjourned at 4:35 p.m.



Mayor Steve Leary

ATTEST:



City Clerk Cynthia S. Bonham, MMC