

**REGULAR MEETING OF THE CITY COMMISSION  
MARCH 11, 2019**

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. Mayor Leary asked for a moment of silence for Parks Director Jason Seeley whose infant son passed away and for Edgewood Mayor Ray Bagshaw who also passed away. The invocation was provided by IT Director Parsram Rajaram, 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 Attorney Kurt Ardaman  
City Clerk Cynthia Bonham

**Approval of agenda**

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

**Mayor's Report**

Mayor Leary addressed the unique boathouses in the City that residents cannot build today because of our current code. He asked if the Commission was interested in having the Lakes and Waterways Board review the code to consider adding code that would include uniqueness or architectural significance so they do not look the same. There was a consensus to move forward with this.

**City Manager's Report**

City Manager Knight reminded the Commission about this weekend's Art Festival.

He announced that Mayor Leary was elected as the Chairman of the Orange County Council of Mayors by a unanimous vote.

Commissioner Cooper asked about the scheduled conference call with the Department of Environmental Protection (DEP). She inquired if the other grants have been reviewed and have the required deed restrictions. Mr. Knight responded that the call went well and is moving in the right direction. He stated that they reviewed the other grants and the ones that do not have the deed restriction in place is being taken care of.

Commissioner Seidel asked about the Orange Avenue mixed use meeting schedule. Planning Director Stephenson provided a schedule update and an email address to [OrangeAve@cityofwinterpark.org](mailto:OrangeAve@cityofwinterpark.org) for anyone to provide public input on the process and also contact information for anyone wanting to meet with the Planning Department individually to address this issue. Staff will ensure that all information is provided on the website.

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

No report.

### **Non-Action Items**

No items.

### **Consent Agenda**

- a. Approve the minutes of February 25, 2019.
- b. Approve the updated Mutual Aid Agreement between the Winter Park Police Department and the Sheriff of Orange county by including Sheriff John W. Mina's signature.
- c. Approve the following formal solicitations:
  1. CenturyLink, Danella Construction Corporation of Florida, Frog Holdings, Precision Contracting Services, Summit Broadband, Waterleaf International: ITN-6-2019 - Fiber Optic Connectivity; Authorize staff to enter into negotiations.
  2. 15 Lightyears, Inc.: RFP-4-2019 - Financing & Installation of Solar Photovoltaic Electric Generating Systems; Authorize staff to enter into negotiations.
  3. Central Florida Environmental Corp.: IFB-8-2019 - Installation of CDS Units; \$293,426
- d. Approve the following piggyback agreement:
  1. Central Florida Environmental Corp.: Extension of Seminole County contract #CC-0559-15/RTB - Minor Construction Projects Less Than \$2,000,000; Term spending not to exceed \$1,000,000.
- e. Approve the following contract items: **PULLED FROM AGENDA BY COMMISSIONER SEIDEL BECAUSE OF A CONFLICT OF INTEREST.**
  1. Kimley-Horn & Associates, Inc.: Amendment to RFQ-6-2017 - Continuing Contract for Professional Transportation Planning & Engineering Services - to renew the contract for the third of five possible one-year terms; As-needed basis
  2. Comprehensive Engineering Services, Inc.: Amendment to RFQ-6-2017 - Continuing Contract for Professional Transportation Planning & Engineering Services - to renew the contract for the third of five possible one-year terms; As-needed basis

f. Approve the following purchases:

1. Ten-8 Fire Equipment, Inc.: Pierce Quantum Pumper to replace engine 64; Not to exceed \$646,496
2. Orlando Freightliner, Inc.: 2019 Freightliner M2-112 Tandem Axle Dump Truck to replace failing unit in W/WW Construction division; \$112,049
3. Top Line Recreation, Inc.: Azalea Lane Playground Equipment; \$82,655.41

**Motion made by Commissioner Cooper to approve the Consent Agenda, excluding item 'e'; seconded by Commissioner Sprinkel and carried unanimously with a 5-0 vote.**

**Motion made by Commissioner Cooper to approve Consent Agenda item 'e'; 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.**

**Action Items Requiring Discussion**

No items.

**Public Hearings:**

- a. RESOLUTION NO. 2216-19: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER PARK ESTABLISHING A CHARTER REVIEW ADVISORY COMMITTEE; PROVIDING FOR SUNSET AND AN EFFECTIVE DATE.

Attorney Ardaman read the resolution by title.

Mayor Leary announced the members of the board as follows: Lisa Coney, James Johnston, Amanda Day, Bud Kirk, Steve Brandon, Margie Bridges and Nick Pope.

**Motion made by Mayor Leary to approve the members; seconded by Commissioner Sprinkel. No public comments were made. Upon a roll call vote, the motion carried unanimously with a 5-0 vote.**

Commissioner Cooper asked that two meetings are included for October for the Commission to allow listening to our residents and answering their questions. There was no support to lock down specific dates in case the committee completes the process early but that they will have two meetings of the Commission to address this. Commissioner Cooper spoke about the membership and that she wanted to ensure balance and addressed her preference to have five or ten members and to allow equal appointees by each Commissioner and to make sure they have quorums since meetings are scheduled throughout the summer. Commissioner Cooper spoke about



the need to provide the opportunity to hire a professional facilitator to oversee the meetings.

After comments, City Manager Knight will bring forth three recommendations at the next meeting for possible facilitators.

**Motion made by Commissioner Cooper that we assign two members per person to the Charter Review Committee. Motion failed for lack of a second.**

**Motion made by Commissioner Sprinkel to adopt the resolution, seconded by Commissioner Weldon and carried unanimously with a 5-0 vote after a roll call vote.**

- b. RESOLUTION NO. 2217-19: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER PARK ESTABLISHING A LIBRARY SITE EVALUATION ADVISORY COMMITTEE; PROVIDING FOR SUNSET AND AN EFFECTIVE DATE.

Attorney Ardaman read the resolution by title.

**Motion made by Mayor Leary to adopt the resolution; seconded by Commissioner Sprinkel.**

Commissioner Seidel expressed his preference to be able to appoint one member. Commissioner Cooper addressed her opposition to establishing a committee for this. She commented that they are very well versed in the options and possibilities for this property and the library property is a small piece of the Planning the Possibilities initiative and saw no reason to carve it out separately. Commissioner Weldon saw this as a starting point which they will see what the committee comes up with to determine if he should or should not act on it. He reminded the Commission that per the Charter the Mayor makes the appointments. Mayor Leary spoke about the need to get this process started and that this committee will be reporting to the entire Commission.

No public comments were made.

**Motion made by Mayor Leary to amend the resolution to appoint the membership to include Jack Miles, Marjorie Thomas, David Lamm, John Caron and Miguel deArgos; seconded by Commissioner Sprinkel. Upon a roll call vote, Mayor Leary and Commissioners Seidel, Sprinkel and Weldon voted yes. Commissioner Cooper voted no. The motion carried with a 4-0 vote.**

**Upon a roll call vote to adopt the resolution as amended, Mayor Leary and Commissioners Seidel, Sprinkel and Weldon voted yes. Commissioner Cooper voted no. The motion carried with a 4-1 vote.**

**City Commission Reports:**

Commissioner Seidel – Addressed the Canvassing Board meeting tomorrow.

Commissioner Sprinkel – Spoke about riding her bike for the bike event.

Commissioner Cooper – Spoke about her not being notified about the Orange County Tourist Development Tax (TDT) Application Review Committee (ARC) meeting. Commissioners Sprinkel and Weldon addressed their attendance where they only observed the presentation and did not make comments to any fellow Commission member or to the public as to their views.

Commissioner Weldon – No report.

Mayor Leary – No report.

**PUBLIC COMMENTS (ITEMS NOT THE AGENDA)**

Peter Gottfried, 1841 Carolee Lane, spoke against 'The Canopy' and asked that TDT application for \$6 million be withdrawn.

Channa Lloyd, 101 Marrietto, US Census, provided a presentation about the upcoming 2020 census.

Jess Kovach and Gabrielle Milch, 2903 Sunset Road, Apopka, addressed the need to preserve the heritage trees at the new library and events center site.

Stefania McGrath, 655 Palmer Avenue, asked that the Commission meetings begin later.

Cynthia Ferrell, 330 Wekiva Core Road, Longwood, was opposed to cutting down trees at the MLK site.

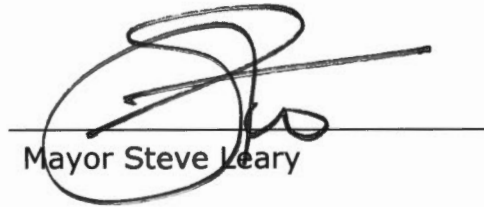
Chuck O'Neal, 2329 Park Village Place, Apopka, spoke against cutting down trees at the new library site.

The meeting adjourned at 5:00 p.m.

CITY COMMISSION MEETING MINUTES

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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>WINTER PARK CITY COMMISSION</b>	
MAILING ADDRESS <b>1251 LAKEVIEW DR</b>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY <b>WINTER PARK</b>	COUNTY <b>ORANGE</b>	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED <b>MAR 11, 2019</b>		NAME OF POLITICAL SUBDIVISION: <b>CITY OF 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 equally 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 the reverse side 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 inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate 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 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 otherwise may participate 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 other side)

## 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. SEIDER, hereby disclose that on MARCH 11, 20 19:

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

- ☒ 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 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:

9.e.1  
9.e.2

3/11/19  
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.