

**REGULAR MEETING OF THE CITY COMMISSION  
JULY 8, 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. Rabbi David Kay, Congregation Ohev Shalom provided the invocation, followed by the Pledge of Allegiance.

Members present:

Mayor Steve Leary  
Commissioner Greg Seidel  
Commissioner Carolyn Cooper  
Commissioner Todd Weaver

Also Present:

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

Members absent:

Commissioner Sarah Sprinkel

**Approval of agenda**

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

**Mayor's Report**

No report.

**City Manager's Report**

Presentation of the Proposed FY 2020 Budget

City Manager Knight summarized the proposed budget for FY 2020 with the 12<sup>th</sup> straight year he has proposed a budget that has the same 4.0923 millage rate. He stated the budget total this year is right over \$176 million including everything. He stated the capital budget spending contains another \$4 million; \$15 million in unencumbered reserves if the budget is adopted with no modifications; contains \$931,000 in contingency that is more than the budget policy calls for so there is about \$296,000 available if the Commission wants to allot funds to other projects or other functions and still meet the policy for the general fund contingency. He stated the CRA funding is growing and the budget contains a net reduction of about four employees. He addressed each portion of the proposed budget as presented and answered questions of the Commission. Further discussion will take place later in the process. The two budget public hearings will be on September 9 and 23.

Commissioner Seidel asked that the greenway plan be added to the City Manager's Report that the Planning Department has been working on.

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

Attorney Ardaman spoke about the litigation addressed at the last meeting concerning small cell operations and that the FLC does not want to add more cities to the litigation. There was a consensus not to include Winter Park at this time.

### **Non-Action Items**

No items.

### **Consent Agenda**

- a. Approve the minutes of June 24, 2019.
- b. Approve the following formal solicitations:
  1. Anixter; Electric Supply of Tampa; Gresco Utility Supply; Wesco Distribution: IFB-16-2019 – Purchase & Delivery of Conduit/Pipe; Not to exceed \$525,000.
- c. Approve the following piggyback agreements:
  1. Airgas USA: Extension of City of Melbourne contract #03-053-0-2016/KS – Liquid Oxygen; Not to exceed \$152,000. Approve the following contracts:
- d. Approve the following contracts:
  1. Allcrete: Amendment to renew RFP-13-2017 – Continuing Concrete Services; Not to exceed \$425,000.
  2. Dix.Hite + Partners: Amendment to renew RFQ-14-2017 – Continuing Contract for Professional Landscape Architectural Services; As-needed basis.
  3. Kimley-Horn & Associates: Amendment to renew RFQ-15-2017 – Continuing Contract for Professional Roadway Design Services – and incorporate a 4% increase to all rates under the contract; As-needed basis. **COMMISSIONER SEIDEL DID NOT VOTE DUE TO A CONFLICT OF INTEREST.**
  4. Hanson Professional Services: Amendment to renew RFQ-16-2017 – Continuing Contract for Professional Green Planning & Engineering Services; As-needed basis. **COMMISSIONER SEIDEL DID NOT VOTE DUE TO A CONFLICT OF INTEREST.**
  5. JMD Global Developers: Amendment to renew IFB-22-2017 – Brick Installation Services – and incorporate a 4% increase to all rates under the contract; Not to exceed \$150,000.
  6. DRMP: Amendment to renew RFQ-29-2018 – Continuing Contract for Professional survey Consulting Services; As-needed basis. **COMMISSIONER SEIDEL DID NOT VOTE DUE TO A CONFLICT OF INTEREST.**

**Motion made by Mayor Leary to approve Consent Agenda items a, b, c, and d-1, 2, and 5; seconded by Commissioner Cooper and carried unanimously with a 4-0 vote.** There were no public comments made.

**Motion made by Mayor Leary to approve Consent Agenda items d-3, 4, and 6; seconded by Commissioner Cooper and carried with a 3-0 vote with Commissioner Seidel abstaining from voting due to a conflict of interest.** There were no public comments made.

**Action Items Requiring Discussion**

No action items.

**Public Hearings:**

- a. ORDINANCE NO. 3144-19: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AUTHORIZING THE ISSUANCE OF ITS NOT TO EXCEED \$15,000,000 WATER AND SEWER REFUNDING REVENUE BOND, SERIES 2020 IN ORDER TO REFUND ALL OR A PORTION OF THE CITY'S OUTSTANDING WATER AND SEWER REFUNDING AND IMPROVEMENT REVENUE BOND, SERIES 2010; PROVIDING AUTHORIZATION FOR THIS ORDINANCE; PROVIDING FINDINGS; PROVIDING FOR THE PAYMENT OF SUCH BONDS FROM THE NET REVENUES DERIVED FROM THE WATER AND SEWER SYSTEM OF THE CITY; AND PROVIDING AN EFFECTIVE DATE. Second Reading

Attorney Ardaman read the ordinance by title. Finance Director Wes Hamil explained the intent of the ordinance.

**Motion made by Commissioner Cooper to adopt the ordinance; seconded by Commissioner Seidel.** There were no public comments made. **Upon a roll call vote, Mayor Leary and Commissioners Seidel, Cooper and Weaver voted yes. The motion carried unanimously with a 4-0 vote.**

- b. RESOLUTION NO. 2221-19: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA, SUPPLEMENTING ORDINANCE NO. 3144-19 OF THE CITY WHICH AUTHORIZED THE REFUNDING OF THE OUTSTANDING WATER AND SEWER REFUNDING AND IMPROVEMENT REVENUE BOND, SERIES 2010, OF THE CITY; PROVIDING FOR THE ISSUANCE OF THE CITY'S NOT EXCEEDING \$15,000,000 WATER AND SEWER REFUNDING REVENUE BOND, SERIES 2020 TO BE APPLIED TO FINANCE THE COST THEREOF; AND PROVIDING FOR THE PAYMENT OF SUCH BOND FROM THE NET REVENUES DERIVED FROM THE WATER AND SEWER SYSTEM OF THE CITY; MAKING CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; AUTHORIZING A NEGOTIATED SALE OF SUCH BOND AND THE EXECUTION OF A FORWARD DELIVERY BOND PURCHASE AGREEMENT RELATING THERETO; AND PROVIDING AN EFFECTIVE DATE.

Attorney Ardaman read the resolution by title. City Manager Knight explained the resolution as relates to Ordinance 3144-19.

**Motion made by Commissioner Seidel to adopt the ordinance; seconded by Commissioner Cooper.** There were no public comments made. **Upon a roll call vote, Mayor Leary and Commissioners Seidel, Cooper and Weaver voted yes. The motion carried unanimously with a 4-0 vote.**

- c. ORDINANCE NO. 3145-19: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, VACATING AND TERMINATING A PORTION OF THE DITCH RIGHT OF WAY DEPICTED ON THE PLAT OF TROTTER'S REPLAT, AS PER THE PLAT THEREOF RECORDED IN PLAT BOOK "J", PAGE 58, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA THAT ENCUMBERS THE PROPERTY IDENTIFIED AS ORANGE PROPERTY APPRAISER PARCEL #07-22-30-8760-00-172 PROVIDING FOR CONFLICTS, RECORDING 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 Seidel.** There were no public comments made. **Upon a roll call vote, Mayor Leary and Commissioners Seidel, Cooper and Weaver voted yes. The motion carried unanimously with a 4-0 vote.**

- d. Request of V3 Capital Group LLC:

ORDINANCE NO. 3146-19: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING CHAPTER 58, "LAND DEVELOPMENT CODE", ARTICLE I "COMPREHENSIVE PLAN" FUTURE LAND USE MAP TO CHANGE FROM A MEDIUM DENSITY RESIDENTIAL FUTURE LAND USE DESIGNATION TO AN OFFICE FUTURE LAND USE DESIGNATION ON THE PROPERTIES AT 1419 AND 1421 TROVILLION AVENUE, MORE PARTICULARLY DESCRIBED HEREIN PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE. Second Reading

ORDINANCE NO. 3147-19: AN ORDINANCE AMENDING CHAPTER 58 "LAND DEVELOPMENT CODE" ARTICLE III, "ZONING" AMENDING THE "OFFICIAL ZONING MAP" TO CHANGE FROM MEDIUM DENSITY MULTI-FAMILY RESIDENTIAL (R-3) to OFFICE (O-2) DISTRICT ZONING ON THE PROPERTIES AT 1419 and 1421 TROVILLION AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE. Second Reading

Attorney Ardaman read the ordinances by title. It was mentioned that the title in the zoning ordinance contains Office O-1 that has been corrected to state O-2.

**Motion made by Commissioner Seidel to adopt the comprehensive plan ordinance, seconded by Commissioner Cooper.**

**Motion made by Commissioner Seidel to adopt the zoning ordinance, seconded by Commissioner Cooper.**

Commissioner Weaver spoke about why he is against this development and what he believed to be drainage concerns. Jonathan Martin, Kimley Horn, made assurances that there will be no water flowing downstream that would affect this property.

**Upon a roll call vote on the comprehensive plan ordinance, Mayor Leary and Commissioners Seidel and Cooper voted yes. Commissioner Weaver voted no. The motion carried with a 3-1 vote.**

**Upon a roll call vote on the zoning ordinance, Mayor Leary and Commissioners Seidel and Cooper voted yes. Commissioner Weaver voted no. The motion carried with a 3-1 vote.**

- e. **Request of Glen Haven Cemetery: Delayed until the July 22 meeting**

**City Commission Reports:**

Commissioner Seidel – No report.

Commissioner Sprinkel – Absent.

Commissioner Cooper – Asked for a consensus for staff to bring forward design guidelines or an amendment to our codes to ensure we have consistency and conformity with streetlights between our collector roads and our major corridors going forward. After questions and comments by Public Works Director Troy Attaway on the 17-92 roadway and other design standards currently in place that developers have to abide by, there was a consensus that the City Manager will handle this with staff.

Commissioner Cooper asked that another resolution be executed in support of acquiring the Post Office property. After discussion, there was not a consensus to move forward at this time.

Commissioner Weaver – Asked for a consensus for the Polasek to provide a presentation regarding funding in this year's budget. He was informed that beginning the next meeting, there will be time set aside on the agendas through August for anyone to request funding.

Commissioner Weaver addressed the alignment of the Bennett/Executive roadways and asked why it is going to take six months for the design. He was informed that the City is working with other parties, including the FDOT that takes longer.

Mayor Leary – Provided great comments about the July 4 celebration and the swearing in of 21 new citizens from 14 various countries. He complimented staff for a wonderful event.

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

Jim Fitch, 1920 Via Genoa, spoke about yard maintenance throughout the week and Saturdays that affects the quiet enjoyment of their property. He asked that the yard maintenance companies be required to use battery powered equipment, other than the lawn mower.

Matthew Gurtis, 1651 Summerland Avenue, spoke against the Glen Haven project again delayed at the last minute and the effect this had on family plans that had to be changed so they can attend the meeting. City Manager Knight explained the applicant requested it because of being short a commissioner at this meeting and when it was advertised, staff was unaware of the shortage on the commission. Commissioner Cooper asked for a summary as to what other municipalities do in this instance. She asked how the applicant knew they were going to be short a commissioner. It was explained that the applicant has been calling the commissioners.

The meeting adjourned at 4:57 p.m.

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Mayor Steve Leary

ATTEST:

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City Clerk Cynthia S. Bonham, MMC