

**CITY OF WINTER PARK  
REGULAR MEETING OF THE CITY COMMISSION  
March 14, 2005**

The meeting of the Winter Park City Commission was called to order by Mayor Kenneth "Kip" Marchman at 3:30 p.m. in the Commission Chambers, 401 Park Avenue South, Winter Park, Florida.

The invocation was offered by Reverend Richard Walsh, St. Margaret Mary Catholic Church, followed by the Pledge of Allegiance.

PRESENT: Mayor Kenneth "Kip" Marchman, Commissioners Douglas Storer, John Eckbert, Doug Metcalf and Barbara DeVane; City Attorney C. Brent McCaghren; City Manager James Williams; City Clerk Cynthia Bonham and Deputy City Clerk Tania Haas.

**MAYOR'S REPORT:**

Prior to his reports, Mayor Marchman congratulated Commissioners Eckbert and Metcalf on their re-elections.

a) Volunteer Recognition - Fire Rescue Department.

Mayor Marchman and Fire Chief Jim White recognized Nikki Sevigny for her hard work and accomplishments while volunteering with the Fire Rescue Department beginning in October 2003.

b) March 2005 Outstanding Employee of the Month - Carrie Woodell, Purchasing

Mayor Marchman recognized Carrie Woodell, Purchasing Department, as the March 2005 Outstanding Employee of the Month.

c) Mayor Marchman reported about his discussions with Mr. Jack Rogers who requested to return to the next Commission meeting with a proposal related to a source of assistance with expertise that would help the City with the planning process related to the Comprehensive Growth Plan. Mayor Marchman distributed copies of the letter received from Mr. Rogers. There was discussion regarding whether the source of assistance will include architects.

**CITY ATTORNEY'S REPORT:**

a) **RESOLUTION NO. 1894-05:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA, DESIGNATING THE PROPERTY LOCATED AT 2414 EAST WINTER PARK ROAD, WINTER PARK, FLORIDA AS A HISTORIC RESOURCE ON THE WINTER PARK REGISTER OF HISTORIC PLACES.

City Attorney McCaghren read the resolution by title. No public comments were provided.

**Motion made by Commissioner DeVane to adopt the resolution, seconded by Commissioner Storer. Upon a roll call vote, Mayor Marchman and Commissioners Storer, Metcalf, Eckbert and DeVane voted yes. The motion carried with a 5-0 vote.**

**CONSENT AGENDA:**

- a) Approve special meeting minutes of 2/28/05.
- b) Approve budget adjustments as follows:
  - 1) Appropriate \$5,205 contribution from Friends of Fleet Peoples Park for the replacement of a fence.
  - 2) Appropriate \$6,973,500 in federal and state disaster aid and \$1,000,000 in General Fund Balance to cover costs incurred in the prior year for hurricane recovery and other items.

Mayor Marchman asked for public comments. No comments were provided.

**Motion made by Commissioner Storer to approve the Consent Agenda, seconded by Commissioner DeVane . The motion carried unanimously.**

**PUBLIC HEARINGS:**

- a) AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING ORDINANCE NO. 2571-04, SECTION 98-81, SCHEDULE OF CIVIL PENALTIES FOR PARKING AND OTHER VIOLATIONS"; PROVIDING AN EFFECTIVE DATE. First reading

City Attorney McCaghren read the ordinance by title. No public comments were made.

**Motion made by Commissioner Metcalf to accept the ordinance on first reading, seconded by Commissioner DeVane. Upon a roll call vote, Mayor Marchman and Commissioners Storer, Metcalf, Eckbert and DeVane voted yes. The motion carried with a 5-0 vote.**

**CITY MANAGER'S REPORT:**

- a) Naming of buildings and donor guidelines.

City Manager Williams reported that the policy was returned to the Parks and Recreation Commission (P&R) for review. He said the P&R Commission recommended that each naming request be considered on a case-by-case basis. Mayor Marchman spoke of returning this issue back to the P&R Commission because of potential donors. He expressed the need to create guidelines and suggested contacting George Herbst from Rollins College to assist.

Consensus to return this issue to the Parks and Recreation Commission for further review and reconsideration.

- b) Noise complaint from resident residing at 311 N. Knowles Avenue.

City Manager Williams explained the concerns from residents with early morning leaf blowing and the request to amend the noise ordinance to begin at 9:00 a.m. He explained the impact the change will have on private businesses and City activities.

George Via, 311 North Knowles Avenue, explained his request to amend the noise ordinance to begin at 9:00 a.m. was because the workers were affecting his wife's quality of life.

Commissioner Eckbert sought clarification on the request and whether the activities were a daily occurrence. Mr. Via responded the activities were a daily weekday occurrence.

Debra Gardner, 2230 Cady Way, spoke of an incident that involved a grading contractor working in her neighborhood that did not adhere to the City's noise ordinance.

Joe Terranova, 700 Melrose Avenue, cautioned the Commission about considering an amendment to the noise ordinance because of the possible negative impacts.

Commissioner Storer stated that staff should review the noise ordinance and how it impacts various areas of the City. Commissioner DeVane elaborated on the need to revisit the noise ordinance and the use of generators within the City.

Consensus was that staff examine other municipalities and the methodology used to develop residential elements within downtown districts.

c) Update on parking proposal with St. Margaret Mary Catholic Church.

Planning Director Don Martin explained the lack of parking spaces located at the north end of Park Avenue. He explained the 33 spaces available from the church that would only be available to members of the church and Park Avenue employees. He explained the partnership agreement between the City and the church that would restrict the use of Swoope Avenue during the school hours of 8:15 a.m. - 2:30 p.m. Mr. Martin inquired whether the Commission conceptually supported the agreement proposal.

Mayor Marchman asked for public comments. No comments were provided.

Consensus was to move forward and conceptually approve the initiatives, notify the adjacent neighbors and hold an informal meeting at the church to discuss the proposals.

**NEW BUSINESS:**

No items of New Business were discussed.

Mayor Marchman adjourned the meeting at 4:01 p.m.

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Mayor Kenneth R. Marchman

ATTEST:

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City Clerk