

**REGULAR MEETING OF THE CITY COMMISSION**  
**May 11, 2009**

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

The invocation was given by Reverend Bryan Fulwider, of the First Congregational Church, followed by the Pledge of Allegiance.

Members present:

Mayor Kenneth Bradley  
Commissioner Phil Anderson  
Commissioner Beth Dillaha  
Commissioner Karen Diebel  
Commissioner Margie Bridges

Also present:

City Manager Randy Knight  
City Attorney Trippe Cheek  
City Clerk Cynthia Bonham  
Deputy City Clerk Nancy McLean

Citizens Comments:

1. Sally Flynn, 1400 Highland Road, addressed the need to maintain civility at the Commission meetings.
2. Cynthia Watson, 1349 Essex Road, expressed the importance of having a historic designation for Park Avenue .

Mayor's Report:

- a) 2009 Board appointments

Mayor Bradley explained that he made appointments that met personal interests or desire to be on the boards and that he sought those with high qualifications, as well as experienced leadership. He thanked those that served on our boards and expressed that he will work with City Manager Knight to make it an electronic application process in the future. He commented that he will ask the Ethics Board to look at the conflict of interest policy that is referenced on the application and that he believed there were other questions that could be added. He stated that the Commission and the subcommittee of the Commission are working diligently to look at the boards to ensure they function properly and to see if additional boards may be required.

**Motion made by Commissioner Diebel to approve Mayor Bradley's board nominations as presented; seconded by Commissioner Anderson for discussion.** Commissioner Anderson suggested taking the boards one at a time. Mayor Bradley asked that Vice Mayor Diebel preside so that he could address questions. **Commissioner Diebel withdrew her motion; seconded by Commissioner Anderson.**

The board vacancies were discussed individually and voted upon. Each Commissioner made their preferences known. The following motions were made for each board.

1. Board of Adjustment.

**Motion made by Commissioner Anderson to approve the nomination of Jeffery Jontz to the Board of Adjustment; seconded by Mayor Bradley.** Upon discussion, **Commissioner Anderson withdrew his motion to approve the Board of Adjustment nominee; seconded by Commissioner Dillaha.** Vice Mayor Diebel called for point of order and commented that Mayor Bradley needs to agree to the withdrawal of the original motion. Mayor Bradley maintained his appointment and the original motion.

Mayor Bradley addressed the issue of alternates not being codified and not having a written policy in place as to how their positions are handled. Commissioner Bridges commented that it has been the tradition that when an alternate has served on a board, they do so with the expectation of becoming a regular board member after they served as an alternate for a said period of time. Commissioner Anderson agreed and believed in the rotation process. Commissioner Diebel commented that an alternate is just as effective as a standing position and did not have an issue with the remaining alternates.

**Upon a roll call vote, Commissioners Anderson, Dillaha and Bridges voted no. Mayor Bradley and Commissioner Diebel voted yes. The motion failed with a 3-2 vote.** Mayor Bradley will revisit this nomination at the next Commission meeting. Commissioner Diebel commented that she was comfortable supporting Mayor Bradley's board appointments.

2. Code Enforcement Board.

**Motion made by Commissioner Anderson to approve the nominations of Lee Strickland, Terri Oster and Roy Ray, Jr. (alternate – expires 2010) to the Code Enforcement Board; seconded by Mayor Bradley.** Upon a roll call vote, **Mayor Bradley and Commissioners Anderson, Dillaha, Diebel and Bridges voted yes. The motion carried unanimously with a 5-0 vote.** Mayor Bradley will revisit another nomination at the next Commission meeting to fill a remaining vacant position.

3. Community Redevelopment Advisory Board.

**Motion made by Commissioner Anderson to approve the nomination of Ernest Manning to the CRA; seconded by Commissioner Dillaha.** Commissioner Anderson asked Mayor Bradley to consider Susan Lawrence as a full time board member. Mayor Bradley agreed. **Commissioner Anderson amended his motion to approve the revision from the Mayor suggesting Earnest Manning and Susan Lawrence as full time board members and naming John Dowd as the replacement alternate for Susan Lawrence; seconded by Commissioner Dillaha.** Upon a roll call vote, **Mayor Bradley and Commissioners Anderson, Dillaha, Diebel and Bridges voted yes. The motion carried unanimously with a 5-0 vote.**

4. Economic Development Board.

**Motion made by Commissioner Anderson to approve the nomination of Mike Winn and Marc Reicher (alternate) to the Economic Development Board; seconded by Commissioner Dillaha.** Upon discussion and a roll call vote, **Mayor Bradley and Commissioners Anderson, Dillaha, and Diebel voted yes. Commissioner Bridges voted**

**no. The motion carried with a 4-1 vote.** Mayor Bradley will revisit the remaining two nominations at the next Commission meeting.

5. Environmental Review Board.

**Motion made by Commissioner Anderson to approve the nominations of Karolyn Foreman, Agatha Frances and Maggie DeVane to the Environmental Review Board; seconded by Commissioner Dillaha. Upon a roll call vote, Mayor Bradley and Commissioners Anderson, Dillaha, Diebel and Bridges voted yes. The motion carried unanimously with a 5-0 vote.**

**Motion made by Mayor Bradley to approve David Hayes to the Environmental Review Board; seconded by Commissioner Diebel.** Commissioner Anderson asked Mayor Bradley to table this nomination in order to review Mr. Hayes' information. **Mayor Bradley withdrew his motion and tabled the nomination; seconded by Commissioner Diebel.** Mayor Bradley will revisit this nomination at the next Commission meeting.

6. Ethics Board.

**Motion made by Commissioner Anderson to approve the nominations of Pitt Warner and Sarah Rumpf (alternate) to the Ethics Board; seconded by Commissioner Diebel. Upon a roll call vote, Mayor Bradley and Commissioners Anderson, Dillaha, Diebel and Bridges voted yes. The motion carried unanimously with a 5-0 vote.**

7. Winter Park Firefighter's Pension Trust Board.

**Motion made by Commissioner Anderson to approve the nominations of Pat McCabe and Tony Grey to the Firefighter's Pension Trust Board; seconded by Mayor Bradley. Upon a roll call vote, Mayor Bradley and Commissioners Anderson, Dillaha, Diebel and Bridges voted yes. The motion carried unanimously with a 5-0 vote.**

8. Historic Preservation Board.

**Motion made by Commissioner Diebel to approve the nomination of Phil Kean to the Historic Preservation Board; seconded by Mayor Bradley.** Senior Planner Lindsey Hayes commented that there were two vacancies. Upon discussion and a roll call vote, **Commissioners Anderson, Dillaha and Bridges voted no. Mayor Bradley and Commissioner Diebel voted yes. The motion failed with a 3-2 vote.** Mayor Bradley will revisit these nominations at the next Commission meeting.

9. Housing Authority Board.

**Motion made by Commissioner Anderson to approve the nominations of Dorothy Felton, Ann MacDiarmid, Kenneth Goodwin and Judith Kovisars to the Housing Authority Board; seconded by Commissioner Dillaha. Upon a roll call vote, Mayor Bradley and Commissioners Anderson, Dillaha, Diebel and Bridges voted yes. The motion carried unanimously with a 5-0 vote.**

10. Keep Winter Park Beautiful.

**Motion made by Commissioner Anderson to approve the nominations of Christine Menkin, Myriam Garzon-Greenberg and Christina Parson to the Keep Winter Park Beautiful Board; seconded by Mayor Bradley. Upon a roll call vote, Mayor Bradley and Commissioners Anderson, Dillaha, Diebel and Bridges voted yes. The motion carried unanimously with a 5-0 vote. Mayor Bradley will revisit other nominations at the next Commission meeting.**

11. Lakes and Waterways Board.

**Motion made by Mayor Bradley to approve the nominations of Robert Trimble, Ronald Scarpa and David Moorhead (alternate) to the Lakes and Waterways Board; seconded by Commissioner Diebel.**

Upon discussion, **motion amended by Commissioner Anderson to approve the nomination of Robert Trimble; seconded by Mayor Bradley. Upon a roll call vote, Mayor Bradley and Commissioners Anderson, Dillaha, Diebel and Bridges voted yes. The motion carried unanimously with a 5-0 vote. Mayor Bradley will revisit the other nominations at the next Commission meeting.**

12. Parks and Recreation Board.

**Motion made by Mayor Bradley to approve the nominations of Blair Culpepper, Thomas Sacha and Robin Roberts (expires 2010) to the Parks and Recreation Board; seconded by Commissioner Diebel. Upon discussion and a roll call vote, Commissioners Anderson, Dillaha and Bridges voted no. Mayor Bradley and Commissioner Diebel voted yes. The motion failed with a 3-2 vote. Mayor Bradley will revisit these nominations at the next Commission meeting.**

**Motion made by Mayor Bradley to approve the nomination of Blair Culpepper to the Parks and Recreation Board; seconded by Commissioner Anderson. Mayor Bradley and Commissioners Anderson and Diebel voted yes. Commissioners Dillaha and Bridges voted no. The motion carried with a 3-2 vote.**

**Motion made by Mayor Bradley to approve the nomination of Thomas Sacha to the Parks and Recreation Board; seconded by Commissioner Diebel. Upon a roll call vote, Commissioners Anderson, Dillaha and Bridges voted no. Mayor Bradley and Commissioners Diebel voted yes. The motion failed with a 3-2 vote.**

13. Pedestrian and Bicycle Board.

**Motion made by Mayor Bradley to approve the nominations of Pamela Smith, Carol Kostick and Jean Siegfried to the Pedestrian and Bicycle Board; seconded by Commissioner Diebel. Upon a roll call vote, Mayor Bradley and Commissioners Anderson, Dillaha, Diebel and Bridges voted yes. The motion carried unanimously with a 5-0 vote.**

14. Planning and Zoning Commission Board.

**Motion made by Mayor Bradley to approve the nominations of James Johnston and David Lamm to the Planning and Zoning Commission Board; seconded by Commissioner Diebel. Upon discussion, Mayor Bradley withdrew his motion; seconded by Commissioner Diebel.**

**Motion made by Mayor Bradley to approve the nominations of James Johnston to the Planning and Zoning Commission Board; seconded by Commissioner Diebel. Upon a roll call vote, Commissioners Anderson, Dillaha and Bridges voted no. Mayor Bradley and Commissioner Diebel voted yes. The motion failed with a 3-2 vote. Mayor Bradley will revisit these nominations at the next Commission meeting.**

15. Winter Park Police Officers Board of Trustees.

**Motion made by Commissioner Bridges to approve the nomination of Murray Daniel; seconded by Mayor Bradley. Upon a roll call vote, Mayor Bradley and Commissioners Anderson, Dillaha, Diebel and Bridges voted yes. The motion carried unanimously with a 5-0 vote. Mayor Bradley will revisit the remaining nomination at the next Commission meeting.**

16. Public Art Advisory Board.

**Motion made by Commissioner Diebel to approve the nominations of Francine Newberg, Dana Thomas and Katie Lehr to the Public Art Advisory Board; seconded by Mayor Bradley. Upon a roll call vote, Mayor Bradley and Commissioners Anderson, Dillaha, Diebel and Bridges voted yes. The motion carried unanimously with a 5-0 vote.**

17. Tree Preservation Board.

**Motion made by Mayor Bradley to approve the nomination of Anthony Gray to the Tree Preservation Board; seconded by Commissioner Diebel. Upon discussion and a roll call vote, Commissioners Anderson, Dillaha and Bridges voted no. Mayor Bradley and Commissioner Diebel voted yes. The motion failed with a 3-2 vote. Mayor Bradley will revisit this nomination at the next Commission meeting.**

18. Utilities Advisory Board.

**Motion made by Commissioner Anderson to approve the nominations of Linda Lindsey, David Smith and John Reker to the Utilities Advisory Board; seconded by Commissioner Dillaha. Upon a roll call vote, Mayor Bradley and Commissioners Anderson, Dillaha, Diebel and Bridges voted yes. The motion carried unanimously with a 5-0 vote.**

A recess was taken from 5:00 p.m.–5:10 p.m.

b) Flu update

Mayor Bradley stated that the City is prepared for any kind of emergency. He thanked City Manager Knight and the others who worked diligently with other counties and state officials to ensure that the health of our citizens comes first.

c) SunRail

Mayor Bradley commented that SunRail received a negative vote in the State Legislature. He addressed the fact that Congressman Mica and others are looking at different options and hoped they continue to review this situation since transportation is important.

d) Government in the Sunshine

Mayor Bradley commended citizens and fellow Commissioners. He urged all to continue to practice under the guidelines of the Sunshine Law.

e) Police Chief's transitions

Mayor Bradley commented that they held a swearing in ceremony for both Police Chief Brett Railey and Deputy Chief Art King, as well as for their fellow officers. City Manager Knight stated there will be a retirement party for Doug Ball and Bill McEachnie on May 15 at 2:00 p.m. at the Winter Park Country Club. Mayor Bradley welcomed both citizens and staff to attend and thanked them for their service to the City.

f) City Commission 90 day plan update.

Mayor Bradley commended the Commissioners and City management for working on the 90 day plan. He expressed that they are focused on key issues which they want to accomplish in this 90 day cycle. He stated that tonight they will discuss the current state of our utility and its finances and will have conversations concerning their other finances. He commented that they have both an agenda process and a way to continue to look at these things.

**Consent Agenda:**

- a) Approve the minutes of 4/27/09.
- b) Approve award of RFP-13-2009, Red Light Safety Enforcement System, to GATSO USA. **PULLED FOR DISCUSSION. SEE BELOW.**
- c) Approve the Personnel Policy Manual changes in Sections 1.03, 1.06, 7.04, 7.05, 8, 9 and 11.09.
- d) Approve the extension of the agreement with Clear Channel dated May 14, 2007 to permit additional time to replace the existing billboard at 601 N. Orlando Avenue. **PULLED FOR DISCUSSION. SEE BELOW.**
- e) Authorize the Police Department to apply for the Justice Assistance Grant for \$37,624.00 to be used to replace and enhance the department's mobile data terminal computer system.

Consent Agenda items b) and d) were pulled for discussion.

**Motion made by Commissioner Bridges to approve Consent Agenda items a), c) and e); seconded by Commissioner Diebel. The motion carried unanimously with a 5-0 vote.**

Consent Agenda Item b): Approve award of RFP-13-2009, Red Light Safety Enforcement System, to GATSO USA.

Commissioner Bridges asked why they have different types of cameras in different locations. Public Works Director Troy Attaway stated that she was referring to traffic detection cameras,

not the red light cameras. Mr. Attaway explained the traffic detection cameras in greater detail and stated he would get additional information on this matter. Police Chief Railey answered questions and stated that he has photographs of prior installations that he could forward to the Commission. **Motion made by Commissioner Bridges to approve Consent Agenda item b); seconded by Commissioner Diebel. The motion carried unanimously with a 5-0 vote.**

Consent Agenda Item d): Approve the extension of the agreement with Clear Channel dated May 14, 2007 to permit additional time to replace the existing billboard at 601 N. Orlando Avenue.

Commissioner Bridges asked for clarification about the extension. Planning Director Jeff Briggs explained that it had been the City's practice to remove billboards on Fairbanks Avenue to improve the corridor. He provided further information and stated that in 2007 the Commission approved an agreement with Clear Channel which allowed them to replace the existing billboard at 601 N. Orlando Avenue (Cold Stone Creamery property opposite Winter Park Village). The new billboard is to be exactly the same size and height but on a more attractive monopole which would be encased with panels to match the architecture of the adjacent buildings. Due to the economy and the downturn in revenues, Clear Channel does not want to make that capital investment right now. The original agreement was to expire after a year and on April 14, 2008 the Commission extended the agreement for another year; now they are asking for a second extension. **Motion made by Commissioner Bridges to approve Consent Agenda item d); seconded by Commissioner Diebel. The motion carried unanimously with a 5-0 vote.**

**Action Items Requiring Discussion:**

- a) Downtown Historic Resources Survey Report by Bland and Associates.

Senior Planner Lindsey Hayes explained that Bland and Associates was placed under contract to work with staff on the project in September 2008. She stated that Phase I involved a field survey reconciling previously recorded contributing sites and updating the Florida Master Site Files. Phase II involved entering the data into the State of Florida data bank. She added that the project was linked to a CRA economic development initiative because it encourages the restoration of historic buildings and increases the City's recognition. They also hosted Donovan Rypkema from Place Economics to speak to the downtown property owners so they had a better understanding of how this survey could be incorporated into the National Register of Historic Places applications and they heard the benefits they might be able to obtain from that process. She commented that the Commission will be sent the survey report and that Bland and Associates will coordinate the National Register of Historic Places nomination process with the Historic Preservation Commission. She stated that assuming the National Register nomination goes forward they will bring that back to the Commission and have a public hearing. Mr. Sidney Johnson, representing Bland and Associates, provided a PowerPoint presentation on the Downtown Winter Park Survey and National Register Historic District Assessment. He spoke about the recent historic buildings surveys, the survey criteria, survey methodology, Winter Park's preservation, past BAI's survey results, various architecture building styles, the period of significance (1882-1965), 2003 economic impacts of historic preservation in Florida, recent National Register work, results of downtown Winter Park in the National Register, National Register guidelines, age criteria, integrity, and areas of significance. Mr. Johnson answered questions.

d) Winter Park Electric Rate Study.

Electric Director Jerry Warren provided a PowerPoint presentation on the Winter Park Electric Rate Study and discussed the board's recommendations. They were as follows:

- 1) To decouple Winter Park Electric's (WPE) rates from those of Progress Energy Florida (PEF); to set WPE rates based on WPE's cost structure and evaluate and set rates annually within a City budget process sufficient to provide appropriate debt service coverage, fund WPE's operating and capital costs, and to repay money advanced/loaned by the City to WPE;
- 2) To approve a five year repayment strategy for WPE to repay the City for \$2.8 million, City's initial outlay to create the electric utility, and \$11.5 million in funds borrowed from the City's pooled cash over the last 3.5 years;
- 3) To implement a quarterly fuel adjustment process that has a projected forward looking fuel cost component and a backward looking true-up feature that insures that fuel revenues equal fuel costs. Include a component in electric rates sufficient to insure recovery of the balance of FY 2008 outstanding fuel costs by September 30, 2008;
- 4) To increase Retail Rates 2% effective July 1, 2009; and
- 5) To adopt the following 5 year program of rate changes to insure the 5 year repayment strategy: FY 2010 – 6.3% and FY 2011 – 0.3%.

**Motion made by Commissioner Bridges to approve these recommendations as presented; seconded by Commissioner Diebel. The motion carried unanimously with a 5-0 vote.** Mayor Bradley asked Mr. Knight to communicate the action the Commission has taken with our rating agency. Mr. Knight agreed.

There was a recess between 6:18 p.m. - 6:29 p.m.

c) Winter Park Electric Strategic Plan.

Utilities Advisory Board member John Reker provided a PowerPoint presentation on the Winter Park Electric Plan and explained how, in the process of developing the strategic plan, the planning team considered the business and regulatory environment within which the Electric Department operates. The physical and financial condition of the Electric Department was evaluated along with reliability requirements of the City's customers.

Mr. Reker, Mr. Warren, Mr. Zusi, Public Works Utility Liaison Terry Hotard and City Manager Knight answered questions. Mayor Bradley asked the Utilities Advisory Board and staff to look at alternative energies such as solar power. He stated that they may need to consider this in their 10 year plan and focus on how to reduce energy consumption instead of increasing it. Commissioner Bridges suggested putting together a task force to educate and help us to see what technology is coming forward. Mayor Bradley commented that this should be part of the utility and asked Mr. Warren to work on that for a presentation. He added they need to watch and compare Orlando Utility Company's (OUC) rates as well.

Commissioner Dillaha commented that half of their revenue comes from commercial properties. She stated that the key issue revolves around when they start the redevelopment of Fairbanks Avenue and other corridors which will be an opportunity for increased revenue.



Commissioner Bridges commented that they also need to be thinking about plug-ins for cars. She stated that if this is a revenue generator then they should consider looking at our codes and when they plan these parking garages/parking lots in the commercial areas they need to ensure there is a provision for a certain number of plug-ins.

b) Golf Pro Shop's move into the Country Club lounge.

Parks and Recreation Director John Holland explained that since their last meeting, Commissioner Bridges created a team of experts that included Jack Rogers, Steve Feller, Frank Roarke and Tom Harris who have volunteered their services to assist with looking at different ideas. He stated they had some recommendations of a partial tear down of the older part of the structure and a remodeling of the existing structure with a new addition. Mr. Holland provided the Commission with a site plan and explained the layout. He commented that they were also looking at grant applications to help fund it along with other funding opportunities. He stated that they are proposing to improve the patio area in the courtyard of the Country Club which will expand opportunities for rental of the Country Club. He stated that Tom Harris from the Park Avenue Merchants Association agreed to help them with their retail setup and display. He asked for consideration to either move the pro shop operations into the lounge of the Country Club at this time or relocate it later after they have more details of the costs involved. Mr. Holland and Mr. Knight answered questions.

Tom Harris, President of the Park Avenue Merchants Association, stated that this plan will work and will be a great investment. He commented about having the pro shop look more retail, having more sellable retail space, having merchants submit ideas to the pro shop, and having a contest. Mayor Bradley expressed concern about the budget for the expansion.

Jack Rogers explained that they could do an architectural master plan in 8 weeks and will work with staff in putting together a business plan regarding the rental. He stated the cost would be approximately \$150,000-\$175,000, which would be half of what it would cost for a new facility. He commented about saving the historic buildings and greatly expanding the service to the community. He believed it could be done with the existing building.

Commissioner Bridges commented that this plan addresses long term issues and they need increased patio space for the clubhouse to increase revenues, create a business plan for the pro shop, have architectural renderings for what is needed, have a cost analysis, start fundraising, and reconfigure the existing building. She suggested they do not rush this and use this as their blueprint to start a plan.

Commissioner Anderson commented about going back to the original plan with the pro shop moving into the existing clubhouse for 6-12 months. Mayor Bradley agreed. Commissioner Dillaha commented that she was not in favor of moving it there because she believed once it goes there it will never come back. She believed they need a plan of what needs to be done to the pro shop and the clubhouse for it to generate more revenue. She commented about having a phased approach and believed they were missing the opportunity to rent out the clubhouse. She commented that they should not make any rash decisions without a plan or due diligence. Commissioner Diebel stated that maybe they could consider this as a capital request for the future budget.

Commissioner Anderson suggested tabling this item. He stated if they make an interim move to the existing clubhouse they would have to allocate funds and it will be part of their capital

budget. He expressed concerns that this would be a different 2 or 3 year process and not the redevelopment process agreed upon. Mayor Bradley agreed.

Mr. Holland explained the reason for proposing these changes was due to the recommendation of their consultants from a few years ago and also to close the gap on their Enterprise Fund. He suggested keeping those as their main focus. City Manager Knight commented that Mr. Holland will be developing this plan and it will come back to the Commission. Commissioner Anderson also asked that they include optimizing our assets in the plan. Mr. Knight agreed.

Michael Cole, 761 Old England Avenue, representative of the Men's and Women's Golf Association, spoke in favor of moving the pro shop into the Country Club.

Randy Hoover, 260 Saxony Court, spoke in favor of moving the pro shop into the Country Club.

**Motion made by Commissioner Dillaha to not move the golf pro shop into the Country Club lounge at this point and to postpone any decision regarding that measure until they have a plan in place regarding improvements to the pro shop and clubhouse for an overall plan to generate additional revenue in that whole area; seconded by Commissioner Bridges.**

**Commissioner Dillaha restated her motion to not move the golf pro shop into the Country Club lounge now, but wait 8 weeks in order to come forth with a plan for improving the pro shop and the Country Club for increased rentals and revenue and then they will make a decision about moving it temporarily at that time; seconded by Commissioner Bridges. Upon a vote, Mayor Bradley and Commissioners Anderson and Diebel voted no. Commissioners Dillaha and Bridges voted yes. The motion failed with a 3-2 vote.**

**Motion made by Commissioner Anderson to bring an interim occupancy plan before the Commission to vote in two weeks on the interim move while they pursue a long term solution; seconded by Commissioner Diebel. Upon a vote, Mayor Bradley and Commissioners Anderson and Diebel voted yes. Commissioners Dillaha and Bridges voted no. The motion carried with a 3-2 vote.** Mayor Bradley commented that they were requesting an interim plan and that they look forward to the correct strategic plan for this site.

**Public Hearings:**

No public hearings were scheduled.

**City Attorney's Report:**

Attorney Cheek commented that they received two lawsuits: Dr. Beattie is challenging the Board of Adjustment's decision to not grant him a variance to build a house; and a lawsuit at 433 West New England Avenue which is a dispute between two neighbors and the City's historic easement over the property. He stated he would give further updates as they develop.

**Non-Action Items:**

- a) City Manager's Report.

Mr. Knight stated that the comprehensive plan has been approved by the Department of Community Affairs (DCA). He commented that it will be advertised Thursday and there will be a 21 day period for anyone to appeal. He explained that if it goes through without an appeal, the comprehensive plan will be in effect.

**New Business (Public):**

No new business.

**New Business (City Commission)**

- a) Discussion of increasing citizen boards with less than 7 members up to 7 members, including Code Enforcement, Board of Adjustment, Planning and Zoning, Tree Preservation, Historic Preservation, Police Officer's Trust Fund, etc.

Mayor Bradley commented that they recently reviewed several of the boards and decreased their size. He believed that several of our boards need more citizen participation and suggested boards with less than seven (7) members be made seven (7) members because of the boards being inconsistent. Commissioner Dillaha commented that the appeals boards are generally 5 members and she would not be in favor of adding more members to them. She commented that the more members they have the more time consuming it becomes and makes the meetings last longer; it may entail additional costs and could become difficult to have everyone attend. She also spoke about the subcommittee with boards and how they worked toward making boards more efficient and helping to streamline the process.

Commissioner Bridges commented that more board members would create more staff time. She commented that seven (7) members are the maximum and five (5) members work very well for a lot of these boards. She also believed it would elongate the meetings and that certain boards are larger for a reason because their work is different.

Commissioner Anderson commented that he would be reluctant to change something that has been a matter of practice for a long time without having review and discussion and would add this to the Charter review discussions. Commissioner Diebel suggested going to item b) then returning to item a), since there was no consensus. Mayor Bradley agreed.

- b) Discussion of consolidating all ordinances and resolutions that have created citizen boards into one master ordinance.

Commissioner Diebel asked Mayor Bradley if his intent was to consolidate these ordinances and resolutions under one section of the code so they are not confused about vacancies, membership and so forth. Mayor Bradley agreed and wanted to include having clearly stated purposes and direction and how they work together.

Commissioner Anderson agreed and commented that they have tried to approach the issue of boards in many different ways and maybe starting with the entitling ordinances is a good way to bring a lot of those discussions to closure. Mayor Bradley commented that he would work with

Attorney Cheek on this. Commissioner Diebel suggested having this as an action item for a future meeting and voting on it. Commissioner Anderson commented that he would be interested in a holistic approach of reviewing the boards and how they work which would give the framework for all the other subcommittee discussions. Mayor Bradley agreed and stated that this would become an action item.

- c) Discussion of Resolution 1978-07 concerning Rules for the Conduct of Meetings and the Policy for Placing Items on the Agenda.

Mayor Bradley commented that he will have several modifications to this in terms of the process by which they bring new business to the Commission, as well as the time allotted for new business (public) and citizen comments. He wanted to bring that discussion forward and to have potential suggestions for improvement.

- d) Winter Park City department performance indicators.

Mayor Bradley commented that going forward the citizen boards need to have key indicators of what their boards do so they know if their departments are performing well. He also wanted this to be part of their budget planning. He asked City Manager Knight to do this. He received consensus among the Commission. Commissioner Diebel believed it was also important to tie strategic initiatives to performance.

- e) Schedule a work session to address "Planning the Possibilities".

Mayor Bradley suggested having a work session to discuss key items such as the post office and other properties that they need to make progress on. City Manager Knight commented that ZHA President Rick Mellin will be unavailable from May 21-28. The "Planning the Possibilities" work session was scheduled for June 1 from 4:00 p.m. to 5:30 p.m.

- f) Train Station rebuilding.

Mayor Bradley commented that there were funds available for the Amtrak train station rebuilding project and they initially postponed talking about this until the SunRail vote. He asked if they should begin the design under its current phase for our train, as is. City Manager Knight explained that he made a request to Congressman Mica to receive assurance that money is still available even if SunRail does not happen. Mr. Dick Harkey, representing Congressman Mica's office, explained that Congressman Mica is still working on SunRail issues and would deal with the Amtrak station once there is some clarity. Mr. Knight stated that he was still waiting to hear if they have that money.

- g) Building Citizenship within the Community.

Mayor Bradley commented that he has received information from the Florida League of Cities regarding citizen initiatives and building citizenship within the community. He stated that he will forward this to the City Manager and that he wants to look into having more citizen input within our City government and community.

Mayor Bradley also addressed being approached by interested citizens and organizations in establishing several sister City organizations. He commented that he was going forward with this and believed having relationships with others is a positive thing. Commissioner Dillaha

commented that she has been attending the Tri County League of Cities monthly meetings and that this offers a great way to develop relationships with our neighboring communities.

New Business (City Commission):

1. Commissioner Dillaha commented about doing Charter Review this summer and suggested having a discussion on creating a task force relatively soon. Mayor Bradley stated that they could start that process and have it as an action item for discussion. He asked City Manager Knight to create a timeline for the Commission as to when that information needs to be finalized so they have a good plan ready and to see if they can have it in the March 2010 election cycle.

2. Commissioner Dillaha addressed the last meeting where she spoke about the resolution adopted to abstain from using Blackberry's during Commission meetings. She stated that Deltona is looking into creating an ordinance that would require everyone to abstain from texting or emailing while behind the dais. She believed they should consider that as well and make the resolution an ordinance.

Mayor Bradley asked that the email Commissioner Dillaha sent to the Commission be part of the public record and incorporated into the minutes. He stated that he was uncomfortable receiving emails from Commissioners and the question is whether it is covered in the Sunshine Law or not. The email is attached at the end of the minutes.

Commissioner Diebel commented that she strongly advocated everyone being issued a Personal Digital Assistant (PDA) or computer if that is their choice. She believed if they send or receive communication using a City issued device, then they are always within the Sunshine. She stated this is how she uses the technology and suggested they budget for that, not only for our Commissioners, but for Law Enforcement, Fire and Rescue personnel and anyone who has to conduct City business using a telephone or computer.

Mayor Bradley commented that they need to receive more communication from our citizens instead of less. He stated that there are many citizens listening to this meeting on the Internet and the ability for them to email them through an appropriate channel may be very valid to the Commission. Commissioner Dillaha again asked the Commission to entertain turning the resolution into an ordinance and bring that forward for discussion. Mayor Bradley agreed to place this as an item for discussion at a later time.

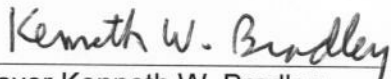
3. Mayor Bradley commented that he would like the Commissioners to place their new business items on the agenda in advance and forward those to the City Clerk's office.

4. Commissioner Bridges read a letter that she prepared which is attached at the end of the minutes. She commented that we should not be expending tax monies in advance of projects that do not have firm commitments. Commissioner Dillaha commented that this is referring to large million dollar projects and questioned if we should be expending taxpayer dollars in advance of the necessary approvals for the project. Commissioner Anderson commented that whoever the sitting Commission is, they should have the latitude to exercise its best judgment at that time.


5. Commissioner Bridges addressed the need to have more work sessions to discuss long term policy matters and not be pressured by time constraints. Mayor Bradley commented that

part of the agenda is to look at how to use our time, regardless of the type of meeting. Commissioner Dillaha agreed with having work sessions because they need to take their time on certain issues. Mayor Bradley stated that they also want to be judicious of staff time, but he was willing to have work sessions. He commented that they already had a work session on utilities and will have a Planning the Possibilities work session.

The meeting adjourned at 8:37 p.m.

  
\_\_\_\_\_  
Mayor Kenneth W. Bradley

ATTEST:

  
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Cynthia S. Bonham, City Clerk