

**CITY OF WINTER PARK
CITY COMMISSION MEETING
August 25, 2003**

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 Linda Tice, First United Methodist Church, followed by the Pledge of Allegiance.

PRESENT: Mayor Kenneth Kip Marchman, Commissioners Douglas Storer, John Eckbert, Doug Metcalf and Barbara DeVane; Assistant City Attorney Graham White; City Manager James Williams and Deputy City Clerk Tania Haas.

MAYOR'S REPORT:

- a) Mayor Marchman presented a proclamation to the Winter Park Fire Department proclaiming Firefighter Appreciation Week in appreciation for their efforts to raise \$16,900 for the Muscular Dystrophy Association. A representative from the MDA and Fire Chief White spoke regarding the Fill the Boot Campaign and the money raised that will help people in the area afflicted with the disease.

CITIZEN'S BUDGET COMMENTS:

Stanley Wilson, 1620 Mayflower Court, asked that the millage cap not be reduced, that the budget reflect higher employee raises for employees who have reached the maximum level within their pay range, and that the library receive the budget they requested. He recommended the approval of the reciprocal agreement with the library for reciprocal borrowing of materials between the Winter Park Library and the Orange County Library when the issue comes up. He also addressed the upcoming electric forum being hosted by the Good Government Group and the Chamber of Commerce.

CITY ATTORNEY'S REPORT:

- a) RESOLUTION NO. 1840-03: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA, DESIGNATING THE PROPERTY LOCATED AT 1510 GLENCOE ROAD, WINTER PARK, FLORIDA AS A HISTORIC LANDMARK IN THE WINTER PARK REGISTER OF HISTORIC PLACES

Attorney White read the resolution by title. No public comments were made.

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.

- b) RESOLUTION NO. 1841-03: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA, DESIGNATING THE PROPERTY LOCATED AT 1881 ALABAMA DRIVE, WINTER PARK, FLORIDA AS A HISTORIC LANDMARK IN THE WINTER PARK REGISTER OF HISTORIC PLACES

Attorney White read the resolution by title. No public comments were made.

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

- c) RESOLUTION NO. 1842-03: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA, DESIGNATING THE PROPERTY LOCATED AT 1041 OSCEOLA AVENUE, WINTER PARK, FLORIDA AS A HISTORIC LANDMARK IN THE WINTER PARK REGISTER OF HISTORIC PLACES

Attorney White read the resolution by title. No public comments were made.

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

- d) A RESOLUTION AMENDING RESOLUTION NO. 1821-03 OF THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA, INCREASING THE MEMBERSHIP OF THE CENTRAL BUSINESS DISTRICT PARKING TASK FORCE FROM TEN (10) MEMBERS TO ELEVEN (11) MEMBERS; PROVIDING AN EFFECTIVE DATE.

Attorney White read the resolution by title. Mayor Marchman explained the purpose of the resolution to increase the number of members of the task force by one member to include Mr. Forest Michael because of his work with the Central Park Master Plan. Commissioners Storer and Metcalf spoke about the current number of members being sufficient. Mayor Marchman addressed what he believed was an oversight of appointing Mr. Michael when the original appointments were made. Commissioner Metcalf addressed the problems with having quorums on the boards and the expansion of any board being problematic. No public comments were made.

Motion made by Commissioner Eckbert to approve the resolution, seconded by Mayor Marchman. Upon a roll call vote, Mayor Marchman and Commissioner Eckbert voted yes. Commissioners Storer, Metcalf and DeVane voted no. The motion failed with a 3-2 vote.

PUBLIC HEARINGS:

- a) AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING CHAPTER 114 "WATERWAYS", PROVIDING FOR A NEW ARTICLE III, SO AS TO ESTABLISH A LAKE KILLARNEY ADVISORY BOARD; AMENDING SECTION 114-58, "USER FEES" TO WAIVE THE REQUIREMENTS FOR SUCH FEES ON LAKE KILLARNEY; AMENDING SECTION 114-75 "USE OF LAKES AS LANDING PLACES FOR SEAPLANES" SO AS TO PERMIT SEAPLANES TO USE LAKE KILLARNEY AND ADOPTING A NEW SECTION 114-80 "PUBLIC BOATS RAMPS PROHIBITED" TO PROHIBIT BOAT RAMPS ON LAKE KILLARNEY. First Reading

Attorney White read the ordinance by title. Planner Jeff Briggs explained that this ordinance was previously tabled at the last meeting and is being done as a precedent to what we anticipate and hope will be successful annexation referendums in the future for the properties around Lake

Killarney. He stated the ordinance is intended to address concerns brought forward when the annexation issue first began. He stated the neighborhood groups have asked the City to document the promises made verbally that if they are annexed that the City will not put in public boat ramps, that seaplanes can continue to land in the lake, that the boat owners on Lake Killarney are not charged an annual user fee since they do not currently pay with Orange County, and that a Lake Killarney Advisory Board is established within the City and continued as it currently is within Orange County. He stated that even though the ordinance to annex is going to be delayed until the spring, they will have the rules in place and that this ordinance does not become effective until the annexation occurs.

John Mitchell, 143 N. Killarney Drive, stated he is a member of the Lake Killarney Advisory Board which is appointed by Orange County and is currently President of the Lake Killarney Homeowners Association. He spoke about their grant from Orange County to erect entryway signs and for neighborhood beautification on the southwest side of the lake. He expressed concerns with losing this grant if they are annexed on November 4 and asked that their annexation be delayed. He also spoke about the neighbors that were previously opposed to the annexation that now want to annex.

John Barry, 2481 Yustin Road, unincorporated Orange County, addressed concerns with the future lake access of others adjacent to the neighborhood. Planner Briggs stated that access points currently available for people to utilize are unaffected and that the City will not build large public docks which would change the character of the lake.

Conrad Nucrassin, 2130 Lake Drive, spoke about the ramp that was closed in the 1970's, the deeded access ramps for residents living off the lake and their efforts to keep the lake clean. He asked that the ordinance be adopted.

No other public comments were made.

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

b) Annexation ordinances:

Planner Briggs stated these ordinances establish mail ballot annexation referendums that would provide the opportunity for the registered voters to vote whether to annex. He addressed the properties and the tax savings to the residents. He addressed the concerns of the residents residing around Lake Killarney (as previously addressed under public hearing 'a') and spoke about the closing of Cambridge to create a lakeside park which would solve the cut through traffic problem. He stated the residents have asked that the referendum be delayed until the spring to make this happen as well as receiving their grant for signage and neighborhood beautification on the southwest side of the lake. He stated the north shore ordinance should also be tabled because they are interconnected neighborhoods. He asked that Ordinances 2 and 6 below as listed be tabled and to proceed with the other five ordinances.