

**CITY OF WINTER PARK
CITY COMMISSION MEETING
August 11, 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 Karen Egerton, All Saints Episcopal 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 and Deputy City Clerk Tania Haas.

MAYOR'S REPORT:

Mayor Marchman recognized Bill Davis, Utility Locator, Water Distribution Division, as August 2003 Outstanding Employee of the Month.

Additionally, Mayor Marchman recognized City Manager James Williams for being presented the International City/County Manager's Association (ICMA) award for 30 years of professional service. He commended Mr. Williams for 30 years of outstanding service.

Mayor Marchman asked that the Commission consider appointing Forest Michael to the Central Business District Parking Task Force because of the work he has done with Central Park. He asked that the task force be expanded to 11 members plus the Mayor. Commissioners DeVane and Metcalf provided comments unsupportive of expanding the number of board members. Mayor Marchman confirmed that a majority consent was established to appoint Forest Michael to the Task Force. City Attorney McCaghren noted that the resolution that created the task force must be amended to expand the number of board members at the next meeting.

CITIZEN'S BUDGET COMMENTS:

Mayor Marchman asked for public comments related to next year's budget. The following citizens provided budget comments.

Barbara Thomas, as Chairperson for the Neighborhood Council reminded the Commission that the Neighborhood Council needs funding to complete their goals and objectives. The Commission commended Ms. Thomas for her efforts in coordinating the improvements made to her neighborhood.

CITY ATTORNEY'S REPORT:

City Attorney McCaghren read the Proclamation of Election for the bond referendum to be held September 9, 2003.

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

Motion made by Commissioner Storer to approve the proclamation, seconded by Commissioner Metcalf, and carried unanimously.

PUBLIC HEARINGS:

- a) ORDINANCE NO. 2535-03: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, RELATING TO STREETS, SIDEWALKS AND OTHER PUBLIC PLACES; AMENDING CHAPTER 90 OF THE CODE OF ORDINANCES OF THE CITY OF WINTER PARK, FLORIDA, BY ADDING ARTICLE VII, TO BE ENTITLED "RIGHT-OF-WAY UTILIZATION"; PROVIDING FOR RULES AND REGULATIONS FOR THE PLACEMENT AND MAINTENANCE OF VEGETATION AND IMPROVEMENTS ON, OVER, AND UNDER THE PUBLIC RIGHT-OF-WAY, PUBLIC WAY, AND PUBLIC PROPERTY; PROVIDING FOR CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE. Second Reading

City Attorney McCaghren read the ordinance by title. Mayor Marchman asked for public comments.

Rod Sward, 292 Sylvan Boulevard, spoke about how the proposed ordinance will prevent the placement of curbside, rural type mailboxes on the City's right-of-ways. Commissioner Eckbert commented about the residents that have installed curbside mailboxes and advising them of the new ordinance.

Carol Henly, 516 South Phelps Avenue, spoke about the unattractive nature of the curbside boxes.

Mayor Marchman asked if another letter needs to be forwarded to the Postmaster General. Mr. Williams noted that an additional letter, along with the new ordinance, will be forwarded to the Postmaster General.

Commissioner Metcalf commented on the number of similar looking curbside mailboxes that have been installed in the eastern end of the Lake Sue/Pennsylvania Avenue corridor. Discussion ensued regarding whether the post office required curbside mail delivery in that area and installed the boxes themselves. Mayor Marchman asked that City Manager Williams look into this situation.

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

- b) ORDINANCE NO. 2536-03: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA RELATING TO BOATING AND WATER SAFETY; PROHIBITING WAKEBOARDING ON LAKE MIZELL; PROVIDING AN EFFECTIVE DATE. Second Reading

City Attorney McCaghren read the ordinance by title. Mayor Marchman asked for public comments.

Clyde Biddle, residing on Audubon Lane, spoke in support of the proposed ordinance.

Bob Miller, 516 Henckel Circle, sought clarification on the type of boat that would be allowed on Lake Mizell, and what would be considered illegal actions on the lake.

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

- c) ORDINANCE NO. 2537-03: AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING CHAPTER 58 LAND DEVELOPMENT CODE, ARTICLE III, "ZONING" AND THE OFFICIAL ZONING MAP SO AS TO CHANGE THE ZONING DESIGNATION OF GENERAL COMMERCIAL (C-3) DISTRICT TO CENTRAL BUSINESS (C-2) DISTRICT ON THE PROPERTY LOCATED AT 470 WEST NEW ENGLAND AVENUE, MORE PARTICULARLY DESCRIBED HEREIN. Second Reading

City Attorney McCaghren read the ordinance by title.

City Planner Jeffrey Briggs presented this item. He noted that the Conditional Use request which was to follow the ordinance will be presented at the next meeting because it was tabled by the Planning and Zoning Commission.

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

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

- d) AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING CHAPTER 114 "WATERWAYS", ARTICLE II, 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

City Attorney McCaghren read the ordinance by title.

Planner Briggs presented this ordinance. He explained that this proposed ordinance was created as a result of the annexation survey conducted on the Lake Killarney property owners and the opposition to the annexation by the Lake Killarney Advisory Board. He stated this ordinance keeps the Lake Killarney Advisory Board in existence as a separate advisory board, it waives the annual user fee/boat fees for property owners around the lake, continues the use of the lake for the landing and taking off of sea planes and provides the assurance and guarantee to the residents that no public boat ramps will be installed on the lake.

Commissioner Metcalf sought clarification as to the City's responsibility with the lake. Mr. Briggs responded that the responsibilities would be similar to the other lakes within the City.

Commissioner DeVane expressed her concern with this board being rolled into the same ordinance as the Lakes and Waterways Board. She said this is a creation of an additional board with very specific responsibilities. She commented on the intent of the boat fee waiver that applies to boats kept in Lake Killarney but noted that the ordinance implies that the waiver could also apply to Lake Killarney boats that are placed in the Chain of Lakes. Additionally, she expressed her concern with sea planes landing in the lake. Discussion ensued regarding the number of members on the Lakes and Waterways Board compared to the Lake Killarney Advisory Board.

Mayor Marchman asked for public comments.

Jim Thomas, 716 Balmoral Road, reported that Lake Killarney is used regularly by patrons of Houston's Restaurant arriving by seaplanes that are not residents of Lake Killarney.

Scott Jones, 2016 Lake Drive, supportive of the annexation initiative for Lake Killarney, explained the composition of the Lake Killarney Advisory Board and clarified the type of sea planes that land on Lake Killarney.

Ronald Black, 1800 Boitnut Lane, spoke that he is very happy with Orange County and provided a brief history of the Lake Killarney area.

Reeda Crawford, 2351 Westminster Court, elaborated on the reasons why she opposes the Lake Killarney annexation.

Each Commissioner provided commentary on this issue.

Mayor Marchman spoke that the Lake Killarney ordinance should be a separate ordinance. At the request of Commissioner DeVane, Planner Briggs stated that although the residents of Lake Killarney have been assessed a water assessment in the past, he did not believe that this fee will appear as a carry forward on the property tax bill. Commissioner Eckbert concurred with Commissioner DeVane that this ordinance should be separate from the Lakes and Waterways Board language.

Motion made by Commissioner Eckbert to adopt the ordinance as a separate ordinance, apart from the Lakes and Waterways Board ordinance.

Regarding restructuring of the ordinance, Mayor Marchman expressed his preference of two separate ordinances with each one addressing either the Lake Killarney Board or the Lakes and Waterways Board. He asked that staff return with a separate ordinance which speaks to the relationship between the two boards rather than approving this at the first reading.

Commissioner Eckbert withdrew his original motion. **Motion made by Commissioner Eckbert to amend the ordinance to specifically and separately address the Lake Killarney Board, seconded by Commissioner Storer and carried unanimously.**

The following public hearings (e-k) were held simultaneously.

City Planner Jeffrey Briggs explained that the (7) annexation ordinances will establish annexation referendums in which registered voters residing in the identified residential neighborhoods will vote on November 4, 2003, by a mail ballot election, on whether they would like to annex into the City or not. Mr. Briggs provided visuals of the areas under consideration in the annexation initiatives.

Planner Briggs elaborated on the results of the post card surveys conducted in each area. He said with the exception of ordinance 'e', the remaining ordinances attempt to satisfy the City's goal of trying to expand the city limits westward to Interstate 4. He explained the reason why each area is divided into separate increments. He reported that the Killarney Neighborhood Association which represents the neighborhoods on the south and the west shores of the lake are supportive of the annexation. Mr. Briggs addressed Commissioner Eckbert's comment why this initiative has been pursued by the City. He responded that the initiative is to control the fate of redevelopment on Fairbanks Avenue and to make it a credit to the City. Additionally, he said the initiative is also an attempt to positively affect and impact Lee Road in any way possible. Lastly, he explained why staff pursued annexing the commercial properties prior to the residential ones.

Discussion ensued on whether one area was significantly more in favor of annexing over the other areas. Planner Briggs elaborated briefly on how the responses received differed from one neighborhood to the other and how the scenario has changed in support of the annexation.

Commissioner DeVane reported that Killarney Elementary would benefit from the annexation by being able to receive services and support from the City of Winter Park. Additionally, she said that other municipalities are pursuing annexation initiatives in surrounding areas that if passed, may impact residents with Winter Park addresses. She elaborated on the changes currently underway regarding enclaves that may have an impact to these neighborhoods.

Mayor Marchman sought clarification on whether there was a drainage issue pending regarding item 'e'. Planner Briggs addressed the drainage matter pertaining to that area. Mayor Marchman expressed his concern of annexing an area that may prove to be detrimental to the overall services that the City can provide. He said it is important that the level of services that the citizens are used to be maintained.

City Attorney McCaghren read the following (7) annexation ordinances by title.

(Public Hearing 'e') AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING WITHIN THE CHARTER LAWS OF THE CITY OF WINTER PARK, SECTION 1.02, "CORPORATE LIMITS DESCRIBED," SO AS TO ANNEX THE PROPERTIES ON THE SOUTH SIDE OF HOWELL BRANCH ROAD AND WEST SIDE OF THE SEMINOLE COUNTY LINE TO INCLUDE THOSE PROPERTIES ON CARRIGAN AVENUE, AZALEA AVENUE, MAGNOLIA AVENUE AND MADELINE AVENUE, PARTICULARLY DESCRIBED HEREIN, PROVIDING AN EFFECTIVE DATE OF MARCH 31, 2004. First Reading

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

Motion made by Commissioner Storer to accept the ordinance on first reading, seconded by Commissioner Metcalf. Upon a roll call vote, Mayor Marchman and Commissioners

Storer, Eckbert, Metcalf and DeVane voted yes. The motion carried unanimously with a 5-0 vote.

(Public Hearing 'f') AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING WITHIN THE CHARTER LAWS OF THE CITY OF WINTER PARK, SECTION 1.02, "CORPORATE LIMITS DESCRIBED," SO AS TO ANNEX THE PROPERTIES ON THE SOUTH SIDE OF LEE ROAD TO INCLUDE PROPERTIES ON TURNER ROAD, BLOSSOM LANE AND LAKE DRIVE, PARTICULARLY DESCRIBED HEREIN, PROVIDING AN EFFECTIVE DATE OF MARCH 31, 2004.
First Reading

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

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

(Public Hearing 'g') AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING WITHIN THE CHARTER LAWS OF THE CITY OF WINTER PARK, SECTION 1.02, "CORPORATE LIMITS DESCRIBED," SO AS TO ANNEX PROPERTIES ON THE SOUTH SIDE OF LEE ROAD AND WEST SIDE OF EXECUTIVE DRIVE INCLUDING PROPERTIES ON COUNTRY CLUB DRIVE, GAY ROAD, EXECUTIVE DRIVE, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING AN EFFECTIVE DATE OF MARCH 31, 2004. First Reading

Mayor Marchman asked for public comments.

Jim Thrailkill, 715 Executive Drive, spoke that many of his neighbors were unsupportive of the annexation last year. He said he is satisfied with Orange County's response times for police and fire services and noted that the main concern of the neighborhood is what restrictions and requirements would be imposed on their properties.

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 Storer, Eckbert, Metcalf and DeVane voted yes. The motion carried unanimously with a 5-0 vote.

(Public Hearing 'h') AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING WITHIN THE CHARTER LAWS OF THE CITY OF WINTER PARK, SECTION 1.02, "CORPORATE LIMITS DESCRIBED," SO AS TO ANNEX THE PROPERTIES ON THE EAST SIDE OF INTERSTATE 4 AND WEST OF CLAY STREET, INCLUDING THE PROPERTIES ON KENTUCKY AVENUE, FORMOSA AVENUE AND PROPERTIES ON THE NORTH SIDE OF OGLESBY AVENUE, PARTICULARLY DESCRIBED HEREIN, PROVIDING AN EFFECTIVE DATE OF MARCH 31, 2004.
First Reading

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

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

(Public Hearing 'i') AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING WITHIN THE CHARTER LAWS OF THE CITY OF WINTER PARK, SECTION 1.02, "CORPORATE LIMITS DESCRIBED," SO AS TO ANNEX PROPERTIES ON THE SOUTH SIDE OF LAKE BELL AND NORTH SIDE OF LEE ROAD INCLUDING PROPERTIES ON BERING AVENUE, DALMEN AVENUE, DURHAM AVENUE, ELAND AVENUE, GALEN AVENUE, ALBERT LEE PARKWAY, TURNER ROAD, LAKE BELL DRIVE, EARLY AVENUE, DUPONT AVENUE, ATOMIC COURT, FREMONT AVENUE, GLORIOSA AVENUE, HANOVER AVENUE, COLFAX AVENUE, BEARD AVENUE AND ALDRICH AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING AN EFFECTIVE DATE OF MARCH 31, 2004. First Reading

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

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 Storer, Eckbert, Metcalf and DeVane voted yes. The motion carried unanimously with a 5-0 vote.

(Public Hearing 'j') AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING WITHIN THE CHARTER LAWS OF THE CITY OF WINTER PARK, SECTION 1.02, "CORPORATE LIMITS DESCRIBED," SO AS TO ANNEX PROPERTIES ON THE NORTH SIDE OF FAIRBANKS AVENUE AND EAST AND WEST SIDES OF WYMORE ROAD INCLUDING PROPERTIES ON OLOLU DRIVE, BEVERLY AVENUE, FRANKLIN AVENUE, N. WYMORE ROAD, LOTAFUN AVENUE, EUSTON AVENUE, SALISBURY BOULEVARD, PELHAM ROAD, ROXBURY ROAD, RIDDLE DRIVE, CHAIN STREET, ALLEN STREET, WELLINGTON BOULEVARD, WESTMINSTER COURT, CAMBRIDGE BOULEVARD, KILLARNEY DRIVE, STAUNTON AVENUE, BISCAYNE DRIVE KAROLINA AVENUE, OHIO STREET, FORMOSA AVENUE, CLAY STREET, STARLING ROAD, MORE PARTICULARLY DESCRIBED HEREIN, PROVIDING AN EFFECTIVE DATE OF MARCH 31, 2004. First Reading

Mayor Marchman asked for public comments.

Reeda Crawford, 2351 Westminster Court, inquired whether additional police officers will be assigned to her area. She said she would prefer to annex into Winter Park rather than Orlando, but expressed her concern about response times from police and fire services. Lastly, Ms. Crawford stated she would not be able to afford an increase in her property taxes. Commissioner DeVane responded that if Ms. Crawford's property is annexed into Winter Park, her property taxes would be significantly lower in the City than in the County.

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 Storer, Eckbert and DeVane voted yes. Commissioner Metcalf voted no. The motion carried with a 4-1 vote.

Commissioner Metcalf explained that this annexation initiative was originally pursued as a result of Orlando's initiative to annex surrounding areas and also to control the traffic through the corridor and create a gateway into the City. He wanted to be assured that the residents residing in the areas under consideration really want to be a part of the City.

(Public Hearing 'k') AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING WITHIN THE CHARTER LAWS OF THE CITY OF WINTER PARK, SECTION 1.02, "CORPORATE LIMITS DESCRIBED," SO AS TO ANNEX THE PARCEL ON THE SOUTH SIDE OF LEE ROAD AND NORTH SIDE OF LAKE KILLARNEY KNOWN AS THE LAKESIDE MANOR CONDOMINIUMS AT 2500 LEE ROAD, PARTICULARLY DESCRIBED HEREIN, PROVIDING AN EFFECTIVE DATE OF MARCH 31, 2004. First Reading

Mayor Marchman asked for public comments.

Cindy Smith, 2909 Parkland Drive, explained that her area was annexed about two years ago and that many of her neighbors had the same concerns that have been expressed here. She reported that their services have improved since the annexation and no property taxes have increased.

No additional public comments were provided.

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 Storer and DeVane voted yes. Commissioners Eckbert and Metcalf voted no. The motion carried with a 3-2 vote.

Commissioner Eckbert asked that the Police and Fire Chiefs provide comments on the feasibility of the areas being considered for annexation.

Fire Chief Jim White said that the commercial area has had the most impact on the department because of the number of calls generated and the number of fire inspections performed. He reported that the fire department responds to calls about an average of once a day; in both the areas of Lee Road and Fairbanks Avenue. He spoke if the residential areas are annexed, the impact would be minimal. He addressed the increase in personnel that would be needed and elaborated on the confusing nature of 911 calls made from cellular phones from the Lee Road area.

Deputy Police Chief Bill McEachnie said that from a geographical perspective, it makes sense to square off the City. He elaborated on the commitment to provide an increase in the level of service to new areas and the need to create new patrol zones. He believed the anticipated revenue from the residential area combined with the commercial would support the manpower request. Planner Briggs confirmed that when the annexation study was performed, there was revenue available for 40 new positions which may not be approved. He said the residential annexations would need to be approved in order to obtain the revenue needed.

CITY MANAGER'S REPORT:

- a) Request of the Glenridge Middle School soccer team to use the existing field at the old Glenridge site for practices.

City Manager Williams reported that he received a call from School Board Member Joie Cadle about the Glenridge Middle School soccer team. He said the request is to use the old Glenridge site for soccer practice until the field at the new school site is completed. Mr. Williams said that a fence will be installed to protect the children and recommended approval with this condition.

Commissioner DeVane sought clarification that the request was specifically for after school Glenridge Middle School soccer practice, is not for routine physical education classes and is only for the fall semester.

School Board Member Joie Cadle responded in the affirmative and confirmed that the soccer teams will only practice after school and that no games will be held at the site. She said that if the team advances to the playoffs, the season would last nine weeks and if the teams do not advance, the season would last eight weeks. Commissioner Storer inquired whether the failure of the fields not being completed was through no-fault of Orange County Public Schools. Ms. Cadle explained the items that are pending completion. Commissioner DeVane asked if Orange County Public Schools will commit to begin renovating the fields in Winter Park. Ms. Cadle noted that the School Board receives their master plan for the renovations within the city on September 15, 2003.

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

Motion made by Commissioner Eckbert to approve the request. Seconded by Commissioner DeVane. The motion carried unanimously.

- b) Clarification of the brick policy implementation regarding interest rates and corner properties.

City Manager Williams presented this item. City Engineer Troy Attaway explained the two issues under consideration; the interest rate charged to finance the installation cost and the methodology used to assess properties when the bricking extends on two or more sides of the property. Discussion ensued on whether the prime rate needs to be identified. Mr. Attaway addressed staff's recommendation and received consensus as indicated below.

There was consensus to establish the interest rate for financing the special assessment at the published prime rate plus 2 percent and that corner lots be assessed the longest frontage and half of the shorter frontage(s) when more than one road is proposed to be bricked and this condition should last 10 years from the previous brick assessment.

- c) Seaplane demonstration for the Lakes and Waterways Board.

City Manager Williams presented this item. City Engineer Attaway provided the Lakes and Waterways Board position on this request. He said a demonstration was offered to the board and

the board's preference was to view the demonstration. Discussion ensued regarding which lake to utilize for the demonstration. Commissioner DeVane expressed her concern of the test not occurring on Lake Virginia because of the daily activities on the lake. She suggested using Lake Maitland but noted discussions with Maitland officials should take place prior to the demonstration. There was discussion on possibly using Lake Berry.

Consensus was to approve the demonstration on Lake Maitland, subject to approval by the Maitland City Commission.

A recess was taken from 5:35 p.m. to 5:45 p.m.

d) Request from residents to close Parkland Drive at General Rees Road.

City Manager Williams presented this item. He reported that this was placed on the agenda as a result of a citizens petition received requesting to close Parkland Drive. City Engineer Attaway explained that staff's position has been that the closure of Parkland Drive will be considered if and when there is an impact from the Baldwin Park development. He said at this moment, there has been no impact and staff would not propose to close the roadway.

Mayor Marchman asked for public comments.

George McClure, 1730 Shiloh Lane, opposed to the closure, concurred with staff's position because of the road improvements that have made to the area. He said staff should wait to see whether the new signalization system improves the traffic flow.

Harold Scherr, 2800 Parkland Drive, supportive of the closure, expressed his concern with the traffic coming from Baldwin Park; specifically the Lake Forest neighborhood. He agreed that there is no traffic impact at this moment, but elaborated on how there will be an impact in the future. He suggested a three to six month trial closure and appropriate traffic counts be taken.

Sonny Southerlin, 2719 & 2721 Parkland Drive, supportive of the street closure and recently annexed into the City, spoke about the outstanding level of services provided by the City. He elaborated on how being proactive and approving the street closure would preserve the quality of life on Parkland Drive and in his neighborhood.

Cindy Smith, 2909 Parkland Drive, in favor of the street closure, submitted an additional name to be included in the petition submitted earlier. She explained how Parkland Drive is impacted by four surrounding community roadways.

Tony Lee, 2233 Howard Drive, supportive of the closure, commented on how the traffic will impact his neighborhood and the quality of life. He said closing Parkland will be a preemptive strike because once the traffic need is established in the area, it is almost impossible at that point to close the roadway. Commissioner Storer asked the speaker whether he was concerned that closing Parkland Drive would increase the traffic on Howard Drive. Mr. Lee responded that he hopes it would not significantly impact traffic on Howard Drive.

Commissioner Storer inquired whether traffic models have been performed on the closure of Parkland Drive and its affect on Howard Drive and from what point the traffic would migrate that would be traveling through Parkland Drive. Public Works Director Jim English responded that although traffic models have not been performed, staff does not have a problem closing Parkland Drive. He noted that a road closure is the ultimate traffic control and the most severe because it interferes with emergency vehicles. Mr. English stated that the residents have valid points regarding the proposed increase in traffic. He recommended to wait and see how big of a traffic problem this becomes. He confirmed that a road can be closed instantaneously. He suggested since there has not been an increase in traffic and rather than penalize other residents, to allow staff to monitor the area and return with a report.

Commissioner Eckbert provided commentary regarding his interest and the Commission's commitment to protect the Parkland Drive area. He asked that the petitioners understand that closing roadways is against City policy. He suggested to direct staff to come up with a specific plan on how to protect the Parkland Drive neighborhood.

Commissioner Storer supportive of the closure, explained how he believed a defacto created cut-through traffic situation on Parkland Drive exists as a result of the redevelopment of the Navy base, and the lack of an east-west roadway that was not properly directed through no fault of the City. He said his primary concern are the residents and their quality of life.

Commissioner DeVane spoke of the significant traffic impact that will occur to the neighborhood from Baldwin Park. She elaborated on the various cut-through traffic solutions that have been implemented throughout the City to limit access through neighborhoods. She spoke that there are many ways to deal with traffic but noted that closing a roadway is dramatic. She suggested that Staff attempt interim steps and if unsatisfactory, to consider the road closure. She also suggested closing the road on a trial basis and monitoring the reaction given from residents before it becomes permanent.

Commissioner Metcalf although sympathetic to the residents on Parkland Drive, preferred neighborhoods with easy access and suggested that Staff determine the best way of dealing with this situation.

Mayor Marchman, supportive of the closure, noted that he doubts it was a coincidence that Lake Baldwin's exit street happens to line up immediately across from Parkland Drive. He believed it was anticipated that it would be a way to deal with the traffic flow out of their community.

Motion made by Commissioner Storer to entertain the closure of Parkland Drive on a 6-month trial basis, at which time Staff could monitor changes and impacts in surrounding roads and return with a report following the trial period. Seconded by Mayor Marchman.

Prior to a roll call vote taken, City Attorney McCaghren explained prior to taking action as a result of a petition received from selected parties, it may be beneficial in this case to receive input from the Planning Department about how the Comprehensive Plan speaks in terms of road closures. He reported that the practice has been in the past that if a road closure is under consideration, a public hearing is held to receive input from the impacted area.

Amended motion made by Commissioner Storer to table the issue of the closure of Parkland Drive until the second meeting in September, allow for additional input from Planning and Community Development and the Engineering Department to provide staff analysis on the pros and cons of the closure and potential alternatives to closure by performing models on the impact to Howard and Fausgate and surrounding streets and involve other affected neighborhoods in order to bring this issue to some closure in a timely manner. Seconded by Commissioner Eckbert and carried unanimously.

City Manager Williams confirmed that a public hearing will be scheduled.

Discussion ensued regarding a 6-month trial basis is sufficient and whether this is an optimal solution without exploring other alternatives.

e) Update from Lobbyist Robert Hartnett.

City Manager Williams presented this item. City Lobbyist Hartnett summarized the 2003 Legislative Session. Discussion ensued regarding which appropriation requests should be a priority.

CONSENT AGENDA:

- a) Approve minutes of 7/28/03.
- b) Budget adjustments:
 - 1) Transfer \$3,390 from Finance and \$1,695 from Utility Billing to the ITS Internal Service Fund to replace three computers.
 - 2) Approve bids, purchases and change orders:
 - a) PO 102927 to Safety Products, Inc. (after-the-fact) for hazmat kits, suits, masks, etc. for Police Department personnel, \$42,131.69 (Budget: Criminal Justice Grants FDLE)
- c) Review calendar and update with upcoming events

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

Motion made by Commissioner Storer to approve the Consent Agenda, seconded by Commissioner Metcalf, and carried unanimously.

BUDGET DISCUSSION:

City Manager Williams explained the purpose of this item is to receive further direction on the budget process. He said the millage rate has been set but noted that a determination needs to be made concerning expenditures. Finance Director Wes Hamil provided a report on the current state of the Contingency Fund. He explained that choices need to be made at the next meeting or a separate meeting as to which items to fund. Discussion ensued on whether individual organizations need to provide presentations during the budget workshops or simply attend the meeting in the event of questions. City Manager Williams confirmed that staff has advised the various organizations that presentations will not be provided this year. He spoke that staff has explained that this is a tight budget year and that all the organizations will be given due consideration. Consensus was not to schedule a separate meeting to discuss the organizational requests but to discuss the requests at the August 25, 2003, meeting.

Finance Director Wes Hamil inquired as to whether the Commission is interested in financing the four bricking projects through a bank loan. Each Commissioner provided commentary on this issue. Discussion ensued regarding the number of projects occurring simultaneously and the current state of the City's budget. City Attorney McCaghren noted that if the Commission decides to increase the assessment amount, due to the fact that the assessment amounts have been set, assessments will need to be recalculated and hearings will need to be held. Commissioner DeVane suggested limiting the number of bricking projects dollar wise that the City will undertake in one year. She asked that the Public Works Department return with a recommendation on the maximum number either in linear feet that should be taken on in one year or the dollar cost to the City.

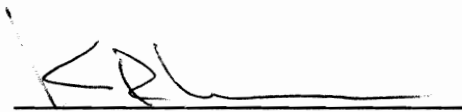
Following deliberations on whether to borrow the funds or not, Commissioner Storer suggested to move forward with the four requests and to set a moratorium on funding any additional requests next year. In the interim, establish policies of a budget line item that will set aside an amount that the City will match and if the amount of the request exceeds the established amount, the request can be denied.

Consensus was to direct Staff to set a policy to determine an annual amount and if the project is not approved for that year, it could be completed in the next budget year.

NEW BUSINESS:

1. Commissioner Storer commended Public Works Director Jim English, City Engineer Troy Attaway and Senior Traffic Engineer Butch Margraf for all of their work on the General Rees and Glenridge Way intersection.
2. Mayor Marchman asked on behalf of Commissioner Storer whether any Commission member would be interested in replacing Commissioner Storer on the Winter Park Police Officer's Retirement System Board. Following discussion on scheduling conflicts, Commissioner Storer remained appointed to the board.
3. Commissioner DeVane asked that staff return with a policy on how neighbors could work with the City to acquire property for park use.

Mayor Marchman adjourned the meeting at 7:15 p.m.



Mayor Kenneth R. Marchman

ATTEST:



City Clerk