

**CITY OF WINTER PARK CITY COMMISSION
WORK SESSION
JANUARY 27, 2003**

COMMISSION CHAMBER

4:00 p.m.

PRESENT: Mayor Roland F. Hotard; Commissioners John Eckbert (departed at 6:00 p.m.), Doug Storer, and Doug Metcalf (arrived at 4:13 p.m.); City Attorney C. Brent McCaghren; City Manager James Williams; Deputy City Clerk Tania Haas. Commissioner Barbara DeVane was absent.

INVOCATION: Bill Swartz, Parks & Recreation Department

1. Discuss the renewal of the Professional Services Agreement from Alcalde & Fay for federal representation of the City in Washington, D.C.

City Manager Williams presented this item. He spoke that this is an opportunity for this firm to carry on with the projects currently pending; specifically in the area of traffic calming. Alcalde and Fay Lobbyists Skip Bafalis and Jim Davenport (via telephone conference) provided an update on the Fiscal 2003 spending bill in Washington and the House Transportation Appropriations Subcommittee appropriation for traffic calming near the navy base. My Bafalis explained the funding process and the opportunities for the City regarding the TEA-21 (Transportation Equity Act for the 21st Century) bill.

Discussion ensued regarding the status of funding for the Community Center. Mr. Davenport noted that the TEA-21 questionnaire submitted to the City needs to be returned to their firm by February 21, 2003. Commissioner Storer inquired about last year's cost to the City for lobbying services. Mr. Williams responded that the cost was \$60,000 a year and remains the same for this year. Commissioner Metcalf inquired about the availability of additional funding sources from the homeland defense fund that could be used for security improvements to the City's infrastructure. Mr. Davenport elaborated on the possibility of grants becoming available for this purpose. Commissioner Metcalf noted if grants become available, funding should be retroactive for the infrastructure security improvements performed by the City after September 11th. Consensus was to authorize the Mayor to execute the renewal of the Professional Services Agreement from Alcalde & Fay for federal lobbyist representation of the City in Washington, D.C.

CONSENT AGENDA

2. Discuss the fee waiver request from the YMCA for rental fees of the Civic Center for the 2003 Scholarship Campaign kick-off event.

City Manager Williams explained the request. He reported that it has been recommended for approval by staff and the Parks and Recreation Commission. YMCA Executive Director Richard Tolle explained that if the fee waiver request is approved, more funds would be available from the YMCA to apply toward the scholarships. Commissioner Metcalf provided comments in support of the request. Consensus was to approve the fee waiver request from the YMCA for rental fees of the Civic Center for the 2003 Scholarship Campaign kick-off event.

CONSENT AGENDA

3. Discuss the proposed settlement agreement with Viacom Outdoor Advertising.

Planner Jeff Briggs presented this item. He explained the unlikely nature of removing all of the off site advertising signs that exist within the City. He said staff will address situations related to off site advertising signs when an opportunity arises that something could be done about the sign in question. He explained how the Viacom Outdoor Sign company altered two billboards in the City without obtaining building permits. He spoke that this violation prompted involvement of the Code Enforcement Department. He stated this issue may have become very adversarial and could have initiated litigation procedures between the City and the sign company. Mr. Briggs explained that the proposed settlement agreement allows the billboard to remain for five more years; with permanent removal on the fifth year. He noted that once the billboard is removed, it cannot be replaced because the City prohibits new billboard signs. He spoke the agreement also removes another sign located across Harper's Tavern within 18 months and replaces the fence located on the Fairbanks/Orange Avenue site at the City's expense. Mr. Briggs explained the concessions made by staff that allowed the sign company and the property owner to recoup revenues and still move forward with the agreement. There was discussion clarifying which signs will remain and which ones will be removed.

Commissioner Storer, appreciative that litigation was ceased, sought clarification on the City's policy on buying billboards. He commented on how this issue was dealt with in the past. He said a plan needs to be established that deals with this issue. Mr. Briggs elaborated on the difficulty of defining a clear strategy because sign companies do not want to sell their billboards and lose the continual revenue stream that these signs provide. Attorney McCaghren spoke that recent legislation stipulates billboard signs can be removed by negotiating a voluntary removal with the sign company or by issuing condemnation orders. There was discussion that the City codes prohibit the installation of new signs but does not address a policy for reducing the signs that exist. Consensus was to discuss the proposed settlement agreement with Viacom Outdoor Advertising. Authorize the Mayor to execute the settlement agreement. Staff to develop a policy that would reduce the number of outdoor advertising signs. **CONSENT AGENDA**

The next item was discussed although not listed on the agenda.

Center for Advanced Transportation Systems Simulations (CATSS).

City Manager Williams spoke that staff is prepared to provide responses to the questions asked by the Commission at the last meeting. Commissioner Metcalf expressed his preference that staff will be trained to provide any updates to the system. Consensus was to receive the proposal provided by the Center for Advanced Transportation Systems Simulations (CATSS). Approve the proposal which delineates the services that will be provided to the City for the \$24,000 (CRA) expenditure. Require that any future updates to database or software can be performed by staff.

CONSENT AGENDA

4. Discuss the various owner initiated roadway bricking projects.

City Engineer Troy Attaway provided a breakdown of the total costs for the four bricking projects proposed by the City. He spoke about offering residents the option of funding the assessments over a ten year period. He reported that 40% - 50% of the residents choose to pay the assessment off early. Mr. Attaway spoke of the need for the City to fund the construction costs in advance with the understanding that over the next ten years the City will be receiving its return from the tax notices. He said public hearings will be scheduled and funding for the City's portion will be considered during the FY 2004 budget process.

Commissioner Storer expressed that staff should be mindful of controlling the City's contribution and going forward with a volume of projects that were not anticipated. Mayor Hotard commented on the importance of early notification to residents when consideration is given to brick a street in their neighborhood. He said this will allow them to mobilize and educate their neighbors of what is being proposed. Mr. Attaway reported that staff will be moving forward with establishing the special assessments and that the residents have been alerted that the projects are contingent upon the City funding its share. Commissioner Metcalf commented on selecting one issue a month to inform the residents about. Barbara Thomas spoke about her neighborhood's success with the funds collected for a street lighting and beautification project for her neighborhood. Consensus was to discuss the various owner initiated roadway bricking projects. Authorize staff to move forward with the special assessment process contingent upon the FY 2003/2004 budget process.

CONSENT AGENDA

The next items were discussed although not listed on the agenda.

City Manager Williams noted that staff has submitted a proposal to Orange County requesting funding for the Winter Park Way corridor. He said this proposal will be discussed under the City Manager's Report at the regular Commission meeting.

Additionally, Mr. Williams spoke that the County has asked Winter Park to respond to the 20/20 plan. Mr. Williams reported that staff has provided comments to the plan that will be addressed under the City Manager's Report at the regular Commission meeting.

5. Discuss the request of FDOT for a Utility Work Agreement for work on S.R. 423 (John Young Parkway).

City Manager Williams presented this item. He suggested that a resolution be drafted that authorizes the City Manager to approve the agreements. Consensus was to place this resolution under the City Attorney's Report at the regular Commission meeting for reading.

CITY ATTORNEY'S REPORT

6. Consideration of creating Martin Luther King, Jr. Day as an official City holiday.

City Manager Williams presented this item. He reported that the cost of adding this holiday is approximately \$25,000. There was discussion about the current number of city holidays. He explained the difficulty in performing daily operations experienced by certain departments on Martin Luther King, Jr. day because other municipalities and federal agencies are closed on that day. Mayor Hotard requested a list of municipalities that are closed on that day. Commissioner Metcalf sought clarification on whether there was a prior decision that the holiday be taken as a floating holiday. Mr. Williams said if this is approved it could be considered during the budget process.

Commissioner Metcalf requested that staff provide a matrix indicating which municipalities observe the day as a holiday. Commissioner Storer asked that postal holidays be included in the matrix. Consensus was to discuss the matrix at the regular Commission meeting under the City Manager's Report.

CITY MANAGER'S REPORT

7. **Budget Adjustments:**

- a) Appropriate \$372,619 in FY 2002 revenues in excess of budget estimates to cover various budget accounts.
- b) Transfer \$2,134 from the Police Department to the Public Safety Complex for a CCTV camera and monitor system for the detention area.

Commissioner Eckbert sought clarification regarding item a). Finance Director Wes Hamil explained the adjustment. There was discussion regarding the overtime adjustment indicated for public safety. Fire Chief Jim White was asked to review the adjustment and report back at the regular Commission meeting.

CITY MANAGER'S REPORT

8. **Bids, Purchases and Change Orders:**

- a) RFQ-2-2003, Spatial Needs Study for City Hall and associated environs to ACI/HKS team. Allow staff to negotiate the final contract.
- b) Bid WP-3-2003, Pennsylvania/Lake Sue/Winter Park Road Corridor Improvements to Gibbs & Register, Inc., \$475,675.00 (Budget: Stormwater)
- c) Change Order #2, Bid RFQ-1-2001, Jack Jennings & Sons, for revisions to furniture/electrical coordination, circuits, door hardware, lockers, and other miscellaneous changes in the amount of \$7,066.41. (Budget: Capital Improvement Fund)

Consensus was to approve the Bids, Purchases and Change Orders.

CONSENT AGENDA

9. **Calendar review.**

Consensus was to update the calendar with upcoming events.

CONSENT AGENDA

10. **Updates concerning:**

- **Florida Power Corporation**

City Manager Williams reported that the Arbitration Hearings commenced today.

S **City Hall redevelopment**

Planning Director Martin reported that the public meeting for the redevelopment of City Hall is this evening. He previewed the video that will be shown at the meeting and visuals of the potential redevelopment of the site. There was discussion whether the video will be presented at neighborhood meetings. Attorney McCaghren explained the franchise agreement with Time Warner that provides for free access on Orange T.V. Mayor Hotard requested that staff draft a letter asking for a resolution of the Time Warner Cable and Sunshine Network conflict. Commissioner Metcalf elaborated on the importance of obtaining and considering the maximum number of options available for this site.

Commissioner Eckbert commented that St. Joe Commercial should only advise the City and not be a party of the development process. Commissioner Storer explained that St. Joe Commercial will only assist in an advisory capacity and will never be a developer of this property. Discussion ensued regarding the amount of work provided by St. Joe, the options available for possible partnerships with the development of this site and reducing the burden on the taxpayer. Mr. Martin and St. Joe Representative Frank Herring explained the next steps involved in this process. CRA Manager Alberto Vargas provided a power point presentation of the design concepts proposed for this site.

Mayor Hotard adjourned the meeting at 6:10 p.m.

Deputy City Clerk