

**CITY COMMISSION MEETING MINUTES**  
**October 11, 2004**

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.

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

The invocation was offered by Fire Chief Jim White, followed by the Pledge of Allegiance.

**MAYOR'S REPORT:**

- a) Mayor Marchman recognized Rebecca Gregory, Communications Center Manager, as October 2004 Outstanding Employee of the Month.
- b) Post storms public meeting discussion.

Mayor Marchman informed the public that a public meeting will not take place this evening but that a meeting will be scheduled. He suggested a meeting date of November 30 to allow the public to inform the Commission as to any future storm response improvements the City needs to make. He also stated that citizens wish to honor the employees for the tremendous job they did and are considering a bar-b-que on November 30. He suggested to hold the public meeting at the Civic Center.

**CITY ATTORNEY'S REPORT:**

No report given.

**CONSENT AGENDA:**

- a) Approve minutes of 9/27/04.

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

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

**PUBLIC HEARINGS:**

- a) AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, RELATING TO MUNICIPAL ANNEXATION; PROVIDING A REQUIREMENT THAT A SEPARATE REFERENDUM BE HELD IN THE CITY WHEN THE PROPOSED ANNEXATION EXCEEDS A CERTAIN SIZE; PROVIDING AN EFFECTIVE DATE. First Reading

Attorney McCaghren read the ordinance by title. He stated the draft ordinance incorporates the

changes made at the last meeting. No public comments were provided. Commissioner Metcalf spoke in opposition to the 1% because of limiting the normal business conducted by the Commission when trying to accommodate additional commercial revenue that may want to annex. Attorney McCaghren clarified that voluntary annexations are not affected by this ordinance, only involuntary annexations. There was discussion regarding how the percentage was arrived at and the need to amend the ordinance to change the percentages. It was clarified that the ordinance would again require a second reading if changed.

**Motion made by Commissioner DeVane to adopt the ordinance as written, seconded by Commissioner Storer. Motion amended by Commissioner Metcalf to reflect 1% for residential and 2% for non-residential, seconded by Commissioner Eckbert. Upon a roll call vote, Commissioners Storer and DeVane voted no. Mayor Marchman and Commissioners Metcalf and Eckbert voted yes. The motion carried with a 3-2 vote.**

**Motion made by Commissioner Eckbert to accept the ordinance as amended on first reading, seconded by Commissioner Metcalf. Upon a roll call vote, Commissioners Storer and DeVane voted no. Mayor Marchman and Commissioners Metcalf and Eckbert voted yes. The motion carried with a 3-2 vote.**

**CITY MANAGER'S REPORT:**

- a) Presentation from Sprint regarding a possible opportunity to partnership with the City to become "America's Digital City."

Economic Development Director Chip Weston introduced the item and summarized what had transpired to bring the City to where they are today with WiFi (wireless) technology. He introduced Bruce Young, Regional Vice President, Sprint Business Solutions; and Jane Allen, Technical Solutions Manager, Sprint Emerging Markets.

Mr. Young spoke about the objectives and benefits of the proposed partnership with the City. Ms. Allen addressed the conceptual plan, vision and impact. She summarized Sprint's history with the City and their desire to enhance the redevelopment of the City with future-proof digital infrastructure enabling business focused solutions. She reported on the areas under consideration for the new wireless technology. Commissioner DeVane asked if this could go down New England Avenue toward Hannibal Square. She was informed that they will review that area.

Discussion ensued regarding the cost of an antenna and height and that this partnership will be conceptually approved. Commissioners disclosed their prior conversations with Sprint representatives present. Commissioner DeVane expressed a desire to expand the scope to Florida South because of the massive infrastructure improvements being planned for this hospital as well as the Winter Park Florida Hospital. Ms. Allen responded they could have a WiFi network set up there.

Jim Barnes, 333 Trismen Terrace and Chairman of Economic Development Advisory Board, spoke in favor of the proposed technology.

Terry Rowen, Orlando Sentinel, asked if this network service can be provided to individual residents. Mr. Young responded this is very conceptual and that the City would have to make decisions when the network is put into place regarding who will have the service made available.

**Motion made by Commissioner Metcalf to conceptually approve the proposal, seconded by Commissioner DeVane and carried unanimously with a 5-0 vote.**

b) City Manager Williams reminded the Commission about Police Captain Ed Butler's retirement party on Wednesday.

c) City Manager Williams asked Communications Director Clarissa Howard to show a video of the Winter Park "Lean Team" news segment shown on news channel 6 promoting the Lean Team who straightens leaning trees caused by the recent hurricanes.

d) City Manager Williams addressed the e-mail received from Ms. Susan Finnegan outlining funds they raised so far for the holiday lighting being proposed. He stated he received a call from the Morse Foundation who indicated they are willing to contribute \$36,000 toward purchasing the lights and only asked that the money be accounted for and the lights are stored in a safe place. Commissioner DeVane addressed the CRA Advisory Board recommendation to match the City Commission's \$15,000. She addressed the deadline for ordering the lights and suggested that the City contribute \$15,000 as well as approve the \$15,000 from the CRA funds.

George Herbst, Rollins College, stated that Rollins is considering taking part in the second phase and that they have requested the cost for phase 2. He stated they are willing to contribute a fair share toward the City project if the other property owners will also contribute so Rollins is not completely relied on for funding the project.

**Motion made by Commissioner DeVane to approve funding the lights with \$15,000 to come from City Funds (CRA portion of \$15,000 to be approved at next CRA meeting) and to waive the purchasing and bidding requirements of the City, seconded by Commissioner Storer and carried unanimously.**

e) City Manager Williams addressed the funding in this year's budget for a lobbyist. He stated they put Mr. Skip Bafalis on notice that his contract would be ending. He stated Mr. Bafalis asked that their contract be extended for an extra month until December 1 because they will know on November 15 which appropriations would be available to the City in the next year. There was a consensus to approve the extension until December 1. Commissioner DeVane asked that Mr. Bafalis determine which Federal funds are available for reforestation. Mr. Williams stated he will report to the Commission after he receives the report.

**NEW BUSINESS:**

a) Commissioner DeVane spoke about the need for Ms. Cadle to speak to the Commission regarding our relationship with OCPS and what is going on. Mayor Marchman stated he will see this

occurs at the next meeting.

Commissioner Storer addressed a recent problem that occurred at the old Glenridge Middle School site with trucks illegally unloading debris and trash at the site. He stated they determined who the demolition contractor was and were notified by the City that it must be removed by a certain date and time. He also addressed concerns with the lack of supervision at the construction school project. He thanked City code enforcement and the police department for taking care of the problem so expeditiously. Building Official George Wiggins addressed the progress and schedule of the school demolition and removal of materials from the site. Mr. Wiggins stated he will inform the demolition companies that they are not allowed to bring debris or demolition material to any site in the City.

b) Commissioner Eckbert commented about a letter received concerning the mail box issue within the City and the post office trying to have residents change from front door to curbside mail delivery. Discussion ensued regarding what the City has tried to accomplish to resolve this problem. Commissioner Eckbert made suggestions how to resolve this. Attorney McCaghren stated the Post Office has responded that if a resident states they do not want curb delivery, they will not deliver their mail and they can pick it up themselves at the post office. Further discussion entailed to again notify the City's legislature for help. Mayor Marchman asked Commissioner Eckbert to meet with the City Attorney to see what can be done. He replied affirmatively.

c) Mayor Marchman addressed the problem with trains blocking intersections at times when their employee work shift ends. He suggested to try and resolve this with CSX.

Mayor Marchman adjourned the meeting at 4:55 p.m.

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Mayor Kenneth R. Marchman

ATTEST:

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City Clerk Cynthia Bonham