City Commission
Regular Meeting Minutes

July 13, 2022 at 3:30 p.m.

City Hall, Commission Chambers
401 S. Park Avenue | Winter Park, Florida

Present

Mayor Phil Anderson, Commissioners Marty Sullivan, Sheila DeCiccio, Kris Cruzada and Todd Weaver; City Manager Randy Knight; City Attorney Kurt Ardaman and City Clerk Rene Cranis.

1) Meeting Called to Order

Mayor Anderson called the meeting to order at 3:51 p.m.

2) Invocation

The invocation was provided by Wes Hamil, Director of Finance, followed by the Pledge of Allegiance.

3) Approval of Agenda

Motion made by Mayor Anderson to approve the agenda; seconded by Commissioner Sullivan. Motion carried unanimously with a 5-0 vote.

4) Citizen Budget comments

5) Mayor Report

Mayor Anderson referred to Vision image that shows values important to residents, specifically history and heritage and village ambience and small town feel which he believes ties in with consideration of the budget and also proactive growth/future which is being addressed by Economic Develop Advisory Board through a study which initially shows that the Winter Park is in a good position for the long-term and has a strong commercial revenue base.

Commissioner Sullivan said he understands the city's 2016 vision plan was accepted but not adopted and suggested considering adopting the statement. Mayor Anderson said he feels this will be part of strategic discussions.

6) City Manager Report

a. Presentation of the 2022 - 2023 Budget and 5-Year Capital Plan

Mr. Knight gave a presentation on the FY 23 proposed budget explaining growth and inflation and the impact on the budget and city operations. He noted that the millage rate, proposed to remain the same, is the second lowest in Orange County with debt service and the lowest excluding debt service. He highlighted major items that impacted the budget including the purchase of the Winter Pines Golf Course noting that the city did not budget profits from the Golf Course. Other major items include the addition of a pilot program for community service officer in the Police Department, smart technology, Climate Action and Resiliency plan, increased library support and expansion of historic home rehabilitation program.

He highlighted major items in the budget and explained increases in utility fees, including mandatory water and wastewater fees, and limited increase in solid waste collection and fuel adjustments for electric. He showed a comparison of electric utility rates and explained potential changes to rates. He stated organizational support to the Library increased and support designated for other organization has remained the same but based on the calculation of the amount provided to other organizations, $30k remains to be allocated by the Commission. The CRA budget also includes organizational support. He summarized the 10-Year Pro-forma and reviewed the budget schedule with tentative millage rate being set July 27th and final adoption of the budget on September 28th.

Mayor Anderson explained the calculation of property taxes and noted that in 2021, 26% of a property owner's total tax bill was for Winter Park property taxes with the remaining portions for Orange County, OC School Board and city debt service.

Mr. Knight responded to questions. He recited the list of organizations and support recommended in the budget. He said staff expects the Winter Park Golf Course profit is expected to be around $300k, but is a conservative estimate due to lack of data under the city's ownership.

7) City Attorney Report

Attorney Ardaman addressed the suit filed by Florida CIS WP and Palladio Condominium Owners Association. He summarized the solid waste ordinance as it relates to the suit and noted that the terms of the settlement agreement were discussed in executive sessions.

Attorney Jeffrey Jontz said that Florida CIS and Palladio COA filed suit to set aside the easement agreement for a compactor enclosure at the north end of Center Street. He outlined the terms of the settlement agreement requiring, in part, that the owner to remove the enclosure, repair curbs and return the site to its original configuration. The city will waive claim to recoup permit fees previously waived and when complete will record a termination of easement if all terms of agreement are fulfilled. Attorney Ardaman clarified that the locations of new compactors will be on the plaintiff's property not on the street.

Motion made by Mayor Anderson to approve the settlement agreement; seconded by Commissioner DeCiccio.

There were no public comments.

Motion made by Commissioner Weaver for the city itself to extract from agreement and go back to status quo. Motion failed for lack of second.

Upon a roll call vote on the motion to approve, Commissioners Sullivan, DeCiccio, and Cruzada and Mayor Anderson voted yes. Commissioner Weaver voted no. Motion carried with a 4-1 vote.

8) Non-Action Items

9) Public Comments | 5 p.m. or soon thereafter (taken after the recess)

10) Consent Agenda

a. Approve the minutes of the regular meeting, June 22, 2022
b. Approve the minutes of the work session, June 23, 2022
c. Approve the following formal solicitation:
   1. Tom's Sod - IFB20-22 - Purchase, Delivery & Installation of Sod for City Facilities; Amount: $200,000
d. Approve the following contracts:
   1. Electric Supply of Tampa - IFB16-19 - Purchase & Delivery of Conduit/Pipe; Amount: $500,000 for goods on an as-needed basis.
   2. Gresco Utility Supply - IFB16-19 - Purchase & Delivery of Conduit/Pipe; Amount: $100,000 for goods on an as-needed basis.
   3. Electric Supply of Tampa - IFB20-19 - Electric Utility O&M Materials; Amount: $150,000 for goods on an as-needed basis.
   4. Howard Industries, Inc. - IFB8-20 - Single-Phase Transformers; Amount: $500,000 for goods on an as-needed basis.
e. Approve the following piggyback contracts:
   1. Tyco Integrated Security, LLC - Sourcewell Contract #030421-TIS - Facility Security Equipment, Systems & Services; Amount: $250,000 for services on an as-needed basis through April 22, 2025.
   2. Lytx, Inc. - GSA Contract #GA-35F-0623S - Video Subscription Services for Fleet Vehicles; Amount: $100,000 for services on an as-needed basis through July 15, 2023.

Motion made by Mayor Anderson to approve the Consent Agenda; seconded by Commissioner DeCiccio. There were no public comments. **Motion carried unanimously with a 5-0 vote.**

A recess was held from 4:47 p.m. to 5:00 p.m.

9) Public Comments | 5 p.m. or soon thereafter

Karen Jacobs, 2411 Galley View Drive, introduced Gabriel, foreign exchange student from France, who thanked city staff for the tour of Police Department and complimented the commission on the beautiful city.

Lawanda Thompson, 664 W. Lyman, president of Equity Council, spoke about hardships of Hannibal Square residents and need for a community garden to help feed residents. She provided information on efforts to assist residents and urged the commission to have a CSA (Community Supported Agriculture) garden instead of learning garden in MLK Park to help feed people in the community. She said she would like to give a more formal presentation in a future meeting.

Barbara Chandler supported Ms. Thompson's request for a community garden and spoke about the need to help provide food to families.

Ms. Thompson submitted a statement of support from Ms. Maria Bryant.

Commissioner Weaver supported the concept and asked Ms. Thompson how much land is needed. She said a tour with Parks and Recreation Director Jason Seeley is planned for the Parramore CSA as an example. Discussion followed on the appropriate size, alternate locations such as Mead Garden and concerns crossing major roads.

Mayor Anderson said there is a desire to learn more while discussing the budget, MLK Park and Shady Park. Ms. Thompson invited a member of the commission on the tour.

11) Action Items Requiring Discussion

a. Special Event Banner Policy Modification

Mr. Ardaman summarized recent legislation regarding display of banners and in light of the U.S. Supreme Court's decision, recommended revisions to the city's banner policy. He read the changes to the policy which states that the program is not intended to serve as a forum for free expression by the public but to encourage the public to work with the city to assist in the promotion of events and outlined the banner requirements.

Motion made by Commissioner Weaver to approve the revised policy; seconded by Commissioner DeCiccio.

Mr. Knight noted that Assistant Division Director of CRA and Economic Development Kyle Dudgeon is responsible for approving the requests and that controversial requests are discussed with city manager.

Bonnie, Jackson, Temple Trail, showed a banner – Choose Life, Celebrate Family - that she requested to display but has not received a response which she feels is an act of censorship. She feels certain views are being suppressed by the commission and asked for approval of her banner.

Upon a roll call vote, Commissioners Sullivan, DeCiccio, Cruzada and Weaver and Mayor Anderson voted yes. Motion carried unanimously with a 5-0 vote.

12) Public Hearings: Quasi-Judicial Matters (Public participation and comment on these matters must be in-person.)

a. Request of Charles Veigle, Sr. and Kathleen Greene for:
ORDINANCE 3247-22 - AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING CHAPTER 58, "LAND DEVELOPMENT CODE", ARTICLE I, "COMPREHENSIVE PLAN" SO AS TO CHANGE THE DESIGNATION OF OFFICE TO SINGLE FAMILY ON THE PROPERTY AT 2525 AUDREY AVENUE, MORE PARTICULARLY DESCRIBED HEREIN.
ORDINANCE 3248-22 - AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING CHAPTER 58, "LAND DEVELOPMENT CODE", ARTICLE III, "ZONING" AND THE OFFICIAL ZONING MAP TO CHANGE FROM OFFICE (O-1) ZONING TO SINGLE FAMILY RESIDENTIAL (R-1AA) ZONING ON THE PROPERTY AT 2525 AUDREY AVENUE, MORE PARTICULARLY DESCRIBED HEREIN. (2nd reading)

Attorney Ardaman read the ordinances by title.

Motion made by Commissioner DeCiccio to approve the ordinances on second reading; seconded by Commissioner Sullivan. There were no public comments. **Upon a roll call vote to approve the Comp Plan amendment, Commissioners Sullivan, DeCiccio, Cruzada and Weaver and Mayor Anderson vote yes. Motion carried unanimously with a 5-0 vote.**

Motion made by Commissioner Weaver to approve the rezoning ordinance; seconded by Commissioner DeCiccio. Upon a roll call vote, Commissioners Sullivan, DeCiccio, Cruzada and Weaver and Mayor Anderson vote yes. Motion carried unanimously with a 5-0 vote.

13) Public Hearings: Non-Quasi-Judicial Matters (Public participation and comment on these matters may be virtual or in-person.)

14) City Commission Reports

Commissioner Sullivan -

- Advised that the League of Women Voters of Orange County provided presentations from circuit judge candidates and urged voters view the presentations found on the League's website.
- Spoke about his previous request to take legal steps to curb potential gun violence and consider some critical gun safety steps that are currently illegal and pre-empted. He stressed the importance to create more awareness of weapons and spoke about

the Second Amendment and design and danger of automatic weapons that have been used in mass shootings. He asked that the city resolve to the Florida legislature to allow the city to enact ordinances regarding gun safety.

Commissioner Weaver expressed concern about police safety. He feels there is no logical reason a civilian needs an assault rifle and supported any action.

Mayor Anderson said he has this a jurisdictional issue and this is not a jurisdiction that has the authority to act.

Commissioner Sullivan said the city can take action that is not pre-empted, i.e. shooter safety, create information clearinghouse, and red flag law on dangerous persons. He distributed copies of permissible actions.

Commissioner DeCiccio-

- Read an e-mail from a resident regarding the lack of available handicapped spaces during today's League of Women Voters event. She asked for enforcement of handicapped parking and whether more handicapped spaces can be added.

Police Chief Tim Volkerson advised that handicapped parking is enforced by the Police Department but handicapped status may not be visual and may be tied to the vehicle registration which can be checked by the officer at the time.

Mr. Knight noted that the city is not limited to number of spaces; however, extra spaces limits the use of parking.

Mayor Anderson suggested that enforcement on the days of these meetings and perhaps consider limiting attendance. Mr. Knight said they are working with the Library and League to address parking issues.

- Showed images and advised of peacocks becoming territorial on roads.

Commissioner Cruzada -

- Advised that a community meeting on the rezoning of the property at 2300 S. Semoran is scheduled for July 19th at 6 p.m. at Glenridge Middle School.

Commissioner Weaver -

- Addressed the request for a community garden request and asked if there is sufficient room. Mr. Seeley said it depends on the requested size. He spoke about the proposed learning garden and presented options such as sharing the 8-10 pots at the community center used by seniors. After discussion, Commissioner Weaver was designated to tour the Parramore garden with Ms. Thompson and Mr. Seeley.

Mayor Anderson -

- Thanked staff for delivering a balanced budgets and expansion/improvement of quality of service.

15) Summary of Meeting Actions

- Received budget presentation.
- Approved the Consent Agenda.
- Approved settlement agreement with Florida CIS WP and Palladio COA.
- Directed staff to work with Ms. Thompson to explore community garden options.
- Approved the revised banner policy.
- Adopted comp plan and rezoning for 2525 Audrey Avenue.
- Designated Commissioner Weaver to tour the Parramore community garden.

16) Adjournment

The meeting was adjourned at 6:05 p.m.

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Mayor Phillip M. Anderson

ATTEST:

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City Clerk Rene Cranis