



City Commission Regular Meeting

Agenda

August 14, 2024 @ 3:30 PM

City Hall Commission Chambers
401 S. Park Avenue

welcome

Agendas and all backup material supporting each agenda item are accessible via the city's website at cityofwinterpark.org/meetings/ and include virtual meeting instructions.

assistance & appeals

Persons with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk's Office ([407-599-3277](tel:407-599-3277)) at least 48 hours in advance of the meeting.

"If a person decides to appeal any decision made by the Board with respect to any matter considered at this hearing, a record of the proceedings is needed to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based." (F.S. 286.0105).

please note

Times are projected and subject to change.

- 1. Meeting Called to Order**
- 2. Invocation - Pastor Mark Tutschulte, Action Church**
- 3. Pledge of Allegiance**
- 4. Approval of Agenda**
- 5. Mayor's Report**
- 6. Citizen Budget Comments**
- 7. City Manager's Report**
 - a. Presentation: Mead Garden Summer Program 5 minutes
 - b. Presentation: Orange County Public Schools - Half-Cent Sales Tax Extension 10 minutes
 - c. Winter Park Library 15 minutes
- 8. City Attorney's Report**
- 9. Non-Action Items**
- 10. Public Comments | 5 p.m. or soon thereafter**

(If the meeting ends earlier than 5 p.m., public comments will be at the end of the meeting. Three minutes are allowed for each speaker.)
- 11. Consent Agenda**
 - a. Approve the minutes of the regular meeting, July 24, 2024 1 minute
 - b. Approve the minutes of the work session, July 25, 2025 1 minute
 - c. Approve the following piggyback contracts: 1 minute
 1. Transportation Control Systems, Inc. - Florida Department of Transportation Contract #DOT-ITB-24-9098-SJ - Approved Products List Traffic Equipment; for goods on an as-needed basis during the term of the agreement through June 5, 2026; Amount: \$80,000
 2. Public Consulting Group, Inc. - Palm Beach County Contract #SS750876-MB - Medical Emergency Transport Consulting Services (PEMT Assistance); for services on an as-needed basis during the term of the agreement through August 19, 2029; Amount: \$50,000
 3. Cubix, Inc. - Orange County Contract #Y24-1014 - SaniGlaze

Services; for services during the term of the agreement through March 7, 2027; Amount: \$300,000

4. Monro, Inc. - State of Florida Contract # 25172500-24-ACS - Tires, Tubes and Services; for goods and services during the term of the agreement through June 30, 2027; Amount: \$225,000
5. Zabatt Power Systems, Inc. - Sourcewell Contract #092222-CMM - Electrical Energy Power Generation Equipment; after-the-fact purchase order, #20241730, issued for emergency generator purchase and installation at Cady Way Lift Station; Amount: \$118,039.74
6. Danus Utilities, Inc. - City of Clermont Contract #2023-071 - Sanitary Sewer Manhole, Vault, and Lift Station Rehabilitation; for services on an as-needed basis during the term of the agreement through August 21, 2026; Amount: \$1,200,000
7. Zep Manufacturing (Zep Sales & Services) - OMNIA Partners Contract #152609 - Comprehensive Operational and Janitorial Supplies and Solutions; for goods on an as-needed basis during the term of the agreement through May 31, 2027; Amount: \$100,000

- d. Approve the following formal solicitation: 1 minute

1. Davies Claims North America, Inc. - RFP18-24 - Third Party Administration Services for Claims & Risk Management; Amount: \$83,660

- e. Accept Financial Report for the Nine Months Ended June 30, 2024 1 minute

12. Action Items Requiring Discussion

- a. Approve license agreement for overflow parking for Library and Events Center 5 minutes

13. Public Hearings: Quasi-Judicial Matters

(Public participation and comment on these matters must be in-person.)

- a. Request of the City of Winter Park for: 10 minutes

- An Ordinance to amend the existing Multi-family (high density R-4) District zoning to Public, Quasi-Public (PQP) District zoning on the former Winter Park Library property at 460 E. New England Avenue in conformance with the existing Comprehensive Plan Future Land Use designation of Institutional. (1st Reading)
- An Ordinance amending the Public, Quasi-Public (PQP) zoning district to establish a new Permitted Use for "performance art

venues together with ancillary gallery, educational, rehearsal, recording studios and offices to support the like, within a city-owned building". (1st Reading)

14. Public Hearings: Non Quasi-Judicial Matters

(Public participation and comment on these matters may be virtual or in-person.)

- | | | |
|----|--|------------|
| a. | Ordinance 3307-24 - Amending Chapter 10 "Alcoholic Beverages" Section 10-33, "Hours during which sales, consumption and service are prohibited" so as to establish uniform hours of sale and consumption of alcoholic beverages. (2nd reading) | 5 minutes |
| b. | Ordinances amending pension plans (2nd reading) <ul style="list-style-type: none">• Ordinance 3308-24 - Amending Firefighters' Pension Plan• Ordinance 3309-24 - Amending Police Officers' Pension Plan | 5 minutes |
| c. | Request of the City of Winter Park for an Ordinance amending Chapter 59 of the city Code of Ordinances related to Multi-Modal Transportation Impact Fees. (1st Reading) | 10 minutes |

15. City Commission Reports

16. Summary of Meeting Actions

17. Adjournment



City Commission

agenda item 7.a

item type

City Manager's Report

meeting date

August 14, 2024

prepared by

Rene Cranis, City Clerk

approved by**subject**

Presentation: Mead Garden Summer Program

motion | recommendation**background****alternatives | other considerations****fiscal impact****attachments**

None



City Commission

agenda item 7.b

item type

City Manager's Report

meeting date

August 14, 2024

prepared by**approved by****subject**

Presentation: Orange County Public Schools - Half-Cent Sales Tax Extension

motion | recommendation**background****alternatives | other considerations****fiscal impact****attachments**

None



City Commission

agenda item 7.c

item type

City Manager's Report

meeting date

August 14, 2024

prepared by

Peter Moore, Director of Office of Management and Budget

approved by**subject**

Winter Park Library

motion | recommendation**background****alternatives | other considerations****fiscal impact****attachments**

None



City Commission

agenda item 11.a

item type

Consent Agenda

meeting date

August 14, 2024

prepared by**approved by**

Randy Knight, City Manager

subject

Approve the minutes of the regular meeting, July 24, 2024

motion | recommendation**background****alternatives | other considerations****fiscal impact****attachments**

1. Minutes 07-24-2024 DRAFT



City Commission Regular Meeting Minutes

July 24, 2024 at 3:30 PM

City Hall Commission Chambers
401 S. Park Avenue

Present

Mayor Sheila DeCiccio, Commissioners Marty Sullivan, Craig Russell, Kris Cruzada and Todd Weaver (arrived at 3:33p.m.); City Manager Randy Knight; Assistant City Manager Michelle del Valle; City Attorney Kurt Ardaman and City Clerk Rene Cranis.

1. Meeting Called to Order

Mayor DeCiccio called the meeting to order at 3:31 p.m.

2. Invocation

3. Pledge of Allegiance

4. Approval of Agenda

Motion made by Commissioner Sullivan to approve the agenda, seconded by Commissioner Cruzada. The motion carried unanimously by a 4-0 vote. Commissioner Weaver was not present for vote.

5. Mayor's Report

- a. Proclamation: Winter Park High School Girl's Crew Team

Mayor DeCiccio recognized the crew team for their accomplishments and presented a proclamation declaring July 24th as Winter Park Crew Day.

- b. Recognition: Summer Youth Enrichment Program participants

Mayor DeCiccio recognized participants in the Summer Youth Enrichment Program. Assistant Director of Economic Development and CRA Kyle Dudgeon thanked the Parks and Recreation Department and recognized Allen Graham who led the program.

6. Citizen Budget Comments

7. City Manager's Report

Mr. Knight introduced Bobby DeVoe who, through a local charity fundraiser, was City Manager for the Day. Mr. DeVoe spoke about his experience, introduced the new Director of Electric Utility Jamie England and reported on resurfacing on Glenridge Way which starts August 1st and ends August 9th with intermittent road closures/detours.

- a. Parks and Recreation Department – Update

Director of Parks and Recreation Jason Seeley gave an update on events held in July as part of Parks and Recreation Month and summer programs.

8. City Attorney's Report

Mr. Ardaman explained the regulations regarding golf carts on public streets. The city can regulate them only by allowing them on certain streets, but urged caution due to the potential liability.

9. Non-Action Items

10. Public Comments | heard after Item 15a

11. Consent Agenda

- a. Approve the minutes of the strategic planning session, June 27, 2024
- b. Approve the minutes of the regular meeting, July 10, 2024
- c. Approve the minutes of the work session, July 11, 2024.
- d. Approve the following formal solicitations:
 1. Ovation Construction Company, Inc. - RFP16-24 - MLK Jr. Park Community Playground Project; Amount: \$2,596,209.25
 2. Semco Electric Company - IFB14-24 - Electrician Services; Amount: \$150,000
 3. Respalcorp Electric, LLC - IFB14-24 - Electrician Services; Amount: \$150,000
 4. Fortune Painters of Florida, LLC - IFB15-24 - Painting Services; Amount: \$150,000
 5. Five12 Painting & Remodeling, LLC - IFB15-24 - Painting Services; Amount: \$150,000
- e. Approve the following piggyback contracts:
 1. EarthBalance - Lee County Contract #9466 - Environmental Maintenance; for services on an as-needed basis during the term of the agreement through June 6, 2025; Amount: \$200,000
 2. CDW Government, LLC - Sourcewell Contract #121923-CDW - Technology Products and Services; for goods and services on an as-needed basis during the term of the agreement through February 27, 2028; Amount: \$400,000
 3. Dell Marketing LP - Midwestern Higher Education Compact Contract #MHEC-04152022 - Dell Technology Solutions; for goods on an as-needed basis during the term of the agreement through June 30, 2025; Amount: \$200,000
- f. Approve the following contracts:
 1. IFB22-22 - LaFleur Nurseries and Garden Center, LLC - Landscape and Tree Installation Services - Amendment 2; for services on an as-needed basis during the term of the agreement through August 29, 2025; Amount: \$400,000
 2. IFB20-22 - Tom's Sod Services, Inc. - Purchase, Delivery & Installation of Sod - Amendment 2; for goods and services on an as-needed basis during the term of the agreement through July 13, 2025; Amount: \$350,000

Motion made by Commissioner Sullivan to approve the Consent Agenda, seconded by Commissioner Cruzada. The motion carried unanimously by a 5-0 vote.

12. Action Items Requiring Discussion

a. Budget Discussion & Set Tentative Millage Rate

Mr. Knight explained the requirements for setting the tentative millage rate and presented staff's recommendation to retain the current millage rate of 4.0923 and debt service rate of .2207 for the Library and Events Center bonds.

At the suggestion of Commissioner Sullivan and after discussion, consensus was to schedule a discussion about establishing a policy/process for organizational funding.

Motion made by Commissioner Sullivan the adopt a tentative millage rate and debt service rate as recommended, seconded by Commissioner Cruzada. The motion carried unanimously by a 5-0 vote. There were no public comments.

13. Public Hearings: Quasi-Judicial Matters

- a. Request of William Keegan for subdivision approval to split the properties at 1760 and 1780 Bryan Avenue into three single-family lots, zoned R-1A. Each proposed lot would have 66.8 feet of lot width and 8,466 square feet of lot area in lieu of the 75 feet of lot width and 8,500 square feet of lot area required by R-1A zoning.

Planner Nick Lewis presented this request. Approval is recommended with three conditions: that the final front elevations of the homes be of varied architectural styles to each other to provide diversity to the neighborhood; that invasive landscape species be removed from the properties; and that the existing, dilapidated wood fence along the rear property line be removed and replaced with a quality, 6-foot white vinyl privacy fence, installed in a manner that does not damage the neighbor's existing podocarpus landscaping.

Barry Laboda, 1765 Edwin Blvd., asked that the fence be required to be uniform.

Motion made by Commissioner Sullivan to approve the request with the conditions recommended adding the condition that the fence be uniform, seconded by Mayor DeCiccio. The motion carried unanimously by a 5-0 vote.

14. Public Hearings: Non Quasi-Judicial Matters

- a. Request of the City of Winter Park for an Ordinance amending Chapter 10 "Alcoholic Beverages" Section 10-33 "hours during which sales, consumption and service are prohibited" so as to establish uniform hours of sale and consumption of alcoholic beverages. (1st reading)

Attorney Ardaman read the ordinance by title. Director of Planning and Zoning Allison McGillis reviewed changes to the code to provide consistency in the hours of sale of alcoholic beverages on Sunday beginning at 7:00 a.m. and responded to questions.

Commissioner Russell said while he appreciates owners' desire to sell alcohol earlier on Sunday, he opposed the change, based on his principles and because he doesn't feel it "moves the needle" enough.

Bob Schwitter, 1030 N. Orlando Avenue, urged the commission to approve this change, giving the customers the option to purchase on Sunday mornings.

Motion made by Commissioner Cruzada to approve the ordinance, seconded by Mayor DeCiccio. Upon a roll call vote, Commissioners Sullivan, Cruzada and Weaver and Mayor DeCiccio voted yes. Commissioner Russell voted no. The motion carried by a 4-1 vote.

- b. Ordinances amending pension plans (1st reading)
 - Amending Firefighters' Pension Plan
 - Amending Police Officers' Pension Plan

Attorney Ardaman read the ordinances by title. There were no public comments.

Motion made by Mayor DeCiccio to approve ordinance amending the firefighters' pension plan, seconded by Russell. Upon a roll call vote, Commissioners Sullivan, Russell, Cruzada and Weaver and Mayor DeCiccio voted yes. The motion carried unanimously by a 5-0 vote.

Motion made by Mayor DeCiccio to approve ordinance amending the police officers' pension plan, seconded by Russell. Upon a roll call vote, Commissioners Sullivan, Russell, Cruzada and Weaver and Mayor DeCiccio voted yes. The motion carried unanimously by a 5-0 vote.

- c. RESOLUTION 2289-24 - A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA, ADOPTING A VISION ZERO ACTION PLAN; PROVIDING FOR SEVERABILITY, NON-LIMITATION OF AUTHORITY, AND AN EFFECTIVE DATE.

Attorney Ardaman read the resolution by title. Transportation Engineer Hong Lim stated the purpose of this plan is to reduce traffic fatalities and severe injuries. Once approved, the city will qualify for transportation safety grants.

Dan Shaw, consultant, gave a presentation on the plan and reviewed high injury roads, measures to improve safety and policy recommendations. He and Director of Public Works and Transportation Charles Ramdatt responded to questions regarding grant applications and potential partnerships.

There were no public comments. **Motion made by Commissioner Russell to prove the resolution, seconded by Commissioner Sullivan. Upon a roll call vote, Commissioners Sullivan, Russell, Cruzada and Weaver and Mayor DeCiccio voted yes. The motion carried unanimously with a 5-0 vote.**

15. Department Budget Presentations

- a. Department Budget Presentations

Budget presentations were given by Director of Water and Wastewater Utilities David Zusi, Assistant City Manager Michelle del Valle (Electric Utility), Director of Natural Resources and Sustainability Gloria Eby and Director of IT Parsram Rajaram, which included levels of service, FY 24 accomplishments, summary of spending, key performance indicators, FY 25 goals and major projects.

9. Public Comments

David Davich, 1610 S. Pennsylvania, spoke about Howell Creek restoration and expressed his disappointment with dredging it back to a canal, damage to cypress trees due to large equipment and overall destruction of the environment.

16. City Commission Reports

Commissioner Russell –

- Congratulated local schools on receiving an A rating.
- Commended city staff on the after-school program at the community center.

Commissioner Weaver –

- Spoke about solar and proposed incentivizing developers to install solar. panels instead of using agricultural land.

17. Summary of Meeting Actions

- Presented a proclamation for Winter Park Women's Crew team.
- Recognized Summer Youth Enrichment Program and participants.
- Received presentation on Parks and Recreation events.
- Approved Consent Agenda.
- Approved tentative millage rate and debt service rate
- Approve lot split at 1760 and 1780 Bryan Avenue.
- Approved ordinance to allow earlier sales of alcohol beverages on Sunday.
- Approved ordinances amending the firefighters' and police officers' pension plans.
- Adopted resolution for the Vision Zero Action Plan.
- Received department budget presentations.

18. Adjournment

The meeting was adjourned at 6:12 p.m.

Mayor Sheila DeCiccio

ATTEST:

City Clerk Rene Cranis



City Commission

agenda item 11.b

item type

Consent Agenda

meeting date

August 14, 2024

prepared by**approved by**

Randy Knight, City Manager

subject

Approve the minutes of the work session, July 25, 2025

motion | recommendation**background****alternatives | other considerations****fiscal impact****attachments**

1. Minutes 07-25-24 WS DRAFT



City Commission Work Session Minutes

July 25, 2024 at 1:00 PM

City Hall Commission Chambers
401 S. Park Avenue

Present

Mayor Sheila DeCiccio, Commissioners Marty Sullivan, Kris Cruzada and Todd Weaver, City Manager Randy Knight; Assistant City Manager Michelle De Valle and City Clerk Rene Cranis.

Absent

Commissioner Craig Russell

1. Meeting Called to Order

The work session was called to order at 1:11 p.m.

2. Discussion Item (s)

a. Downtown Parking Study Update

Transportation Engineer Hong Lim gave a presentation on the downtown parking study: parameters and parking supply, focusing on commercial/business areas. He reported the findings showing a surplus and overall adequate parking in the study area, but a deficit in certain areas and during specific times. Recommended strategies to improve parking include: modernizing enforcement practices, installing improved wayfinding, providing parking connections such as a downtown circulator and subsidizing ride-sharing, or other advanced technology (cellphone application to identify available spaces).

Commissioner DeCiccio suggested expanding the area to the east to include the Alford Inn and old library and feels the loss of parking with the construction of the new Rollins Museum (Lawrence Center property), expansion of the Alford Inn and reuse of the old library should be considered. Discussion followed on parking issues in the area of Alford Inn and the old library and the impact of the loss of parking at the Lawrence Center. Emphasis was noted on the need to continually monitor parking.

Commissioner Sullivan suggested looking at alternatives i.e., shuttles.

b. Park Avenue Parking, Redesign, and Refresh Discussion

Mr. Lim presented options for Park Avenue redesign to keep existing roadway and refresh landscaping and a combination of changing roadways to one-way, changes in available parking and safety concerns regarding emergency vehicle access. The following points were discussed:

- Safety of narrow lanes on one-way streets.(emergency vehicle access) Mr. Knight said staff is not supportive of one-way streets and angled parking. Safety issues outweigh the benefits of additional parking.
- Safety improvements to facilitate other modes of transportation, drop-off points for shuttles, proper lighting, consideration of other improvements (i.e., communications, drainage)

Staff will look at the options for refreshing Park Avenue without drastic changes and without one-way streets and bring back recommendations.

Additional Item:

Commissioner Sullivan asked if there was any interest in revisiting the leaf blower referendum. Commissioner Weaver said because he and Commissioner Sullivan were on the dissenting side of the vote, one of the approving commissioners must ask to reconsider. Commissioner Cruzada and Mayor DeCiccio said it should be decided by the voters.

3. Adjournment

The work session was adjourned at 2:02 p.m.

Mayor Sheila DeCiccio

ATTEST:

City Clerk Rene Cranis



City Commission

agenda item 11.c

item type

Consent Agenda

meeting date

August 14, 2024

prepared by**approved by****subject**

Approve the following piggyback contracts:

motion | recommendation**background****alternatives | other considerations****fiscal impact****attachments**

None



City Commission

agenda item 11.c.1

item type

Consent Agenda

meeting date

August 14, 2024

prepared by

Rebecca Watt, Procurement Agent

approved by

Randy Knight, City Manager

subject

1. Transportation Control Systems, Inc. - Florida Department of Transportation Contract #DOT-ITB-24-9098-SJ - Approved Products List Traffic Equipment; for goods on an as-needed basis during the term of the agreement through June 5, 2026; Amount: \$100,000
2. Public Consulting Group, Inc. - Palm Beach County Contract #SS750876-MB - Medical Emergency Transport Consulting Services (PEMT Assistance); for services on an as-needed basis during the term of the agreement through August 19, 2029; Amount: \$80,000
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4. Monro, Inc. - State of Florida Contract # 25172500-24-ACS - Tires, Tubes and Services; for goods and services during the term of the agreement through June 30, 2027; Amount: \$225,000
5. Zabatt Power Systems, Inc. - Sourcewell Contract #092222-CMM - Electrical Energy Power Generation Equipment; after-the-fact purchase order, #20241730, issued for emergency generator purchase and installation at Cady Way Lift Station; Amount: \$118,039.74
6. Danus Utilities, Inc. - City of Clermont Contract #2023-071 - Sanitary Sewer Manhole, Vault, and Lift Station Rehabilitation; for services on an as-needed basis during the term of the agreement through August 21, 2026; Amount: \$1,200,000
7. Zep Manufacturing (Zep Sales & Services) - OMNIA Partners Contract #152609 - Comprehensive Operational and Janitorial Supplies and Solutions; for goods on an as-needed basis during the term of the agreement through May 31, 2027; Amount: \$100,000

motion | recommendation

Commission approve items as presented and authorize Mayor to execute.

background

1. The Originating Agency (FDOT) issued a formal solicitation to award this contract in FY24.
2. The Originating Agency (Palm Beach County) issued a formal solicitation to award this contract in FY19.
3. The Originating Agency (Orange County) issued a formal solicitation to award this contract in FY24.
4. The Originating Agency (State of Florida) issued a formal solicitation to award this contract in FY24.
5. The current standby generator at the Cady Way Lift Station had a catastrophic failure and is no longer in operation. Replacing it will prevent possible residential flooding or sewer overflow.
6. The Originating Agency (City of Clermont) issued a formal solicitation to award this contract in FY23.
7. The Cooperative Purchasing Agreement (OMNIA Partners) issued a formal solicitation to award this contract in FY24.

alternatives | other considerations

N/A

fiscal impact

Total expenditures included in the following approved budgets:

1. Various Department Funds are utilized by this contract.
2. Fire Fund
3. Facilities Fund
4. Vehicle Maintenance Fund
5. Water & Wastewater Fund
6. Water & Wastewater Fund
7. General Fund

attachments

None



City Commission

agenda item 11.d

item type

Consent Agenda

meeting date

August 14, 2024

prepared by**approved by****subject**

Approve the following formal solicitation:

motion | recommendation**background****alternatives | other considerations****fiscal impact****attachments**

None



City Commission

agenda item 11.d.1

item type

Consent Agenda

meeting date

August 14, 2024

prepared by

Rebecca Watt, Procurement Agent

approved by

Randy Knight, City Manager

subject

1. Davies Claims North America, Inc. - RFP18-24 - Third Party Administration Services for Claims & Risk Management; Amount: \$83,660

motion | recommendation

Commission approved item as presented and authorize Mayor to execute.

background

1. A formal solicitation was issued on June 11, 2024, with responses due on July 16, 2024, and we received two (2) submittals. Staff received presentations from the two (2) firms and is recommending award to the selected vendor.

alternatives | other considerations

N/A

fiscal impact

Total expenditures included in the following approved budgets:

- 1.

attachments

None



City Commission

agenda item 11.e

item type

Consent Agenda

meeting date

August 14, 2024

prepared by

Wes Hamil, Director of Finance

approved by

Randy Knight, City Manager

subject

Accept Financial Report for the Nine Months Ended June 30, 2024

motion | recommendation

No action is necessary.

background

The financial report for the nine months ended June 30, 2024 is provided to keep the City Commission and management informed of financial matters.

alternatives | other considerations**fiscal impact**

None

attachments

1. June 2024 Financial Report

Financial Report

For the Month of June (75% of fiscal year lapsed) Fiscal Year 2024

General Fund

Overall, General Fund revenue sources other than property taxes and fund balance have a positive variance in comparison to the YTD budget of \$2,296,324. Some items of note include:

- Utility taxes are \$107,216 ahead of the YTD budget. Electric utility taxes are behind by \$110,505 but, this is offset by water utility taxes being ahead by \$149,573 and gas utility taxes being ahead by \$73,195. Utility taxes on sales of propane are behind by \$5,047.
- Local business taxes are behind the YTD budget by \$68,942. This will likely be the variance for the fiscal year as most receipts for the remainder of the fiscal year will be renewals for fiscal year 2025.
- Building permit revenues are \$63,822 behind the YTD budget.
- Half-cent sales tax revenue is \$558,200 ahead of the YTD budget. Other high positive variances for intergovernmental revenue include \$96,750 for school resource officers from the Orange County School District and \$84,766 for reimbursement from FDOT for traffic control and lighting maintenance on state roads.
- For charges for services revenues, the most significant variances are as follows:
 - Charges for special detail services provided by Winter Park Police Department are \$325,383 greater than the YTD budget. These revenues are offset by costs paid to the officers providing the services.
 - Ambulance transport revenues are \$278,164 greater than the YTD budget.
 - Tennis Center revenues are \$125,889 ahead of the YTD budget.
- Fines and forfeiture revenues are \$233,496 greater than the YTD budget.
- Investment earnings are \$570,544 ahead of the pro-rated budget. As fixed income investments such as US Treasuries approach maturity, the unrealized market losses reported in prior years are recovered.

General Fund expenditures are \$1,432,941 less than the YTD budget. Some notable budget variances include:

- Legal services are \$164,056 less than the YTD budget.
- Budget and Performance Measurement has a favorable variance of \$64,058 largely due to a position that was vacant for a portion of the fiscal year and \$20,045 in contracted services.
- Spending in the Information Technology Department is \$256,995 less than the YTD budget. \$228,305 of this variance is in the software support line item and much of this will be depleted as support costs are due later this fiscal year.

- The Communications Department has a positive budget variance of \$57,151. \$27,128 of this is for public art and will be spent over the remainder of the fiscal year. \$13,976 is for printing and mailing publications and will also be spent this fiscal year.
- Human Resources has a negative budget variance of \$60,757. \$31,784 of this variance is in personnel costs and another \$24,332 is for annual software support due to the timing of the renewals. The fiscal year end variance will be less.
- Spending in the Planning Department is \$79,440 less than the YTD budget. \$96,462 of this is in contractual services.
- The Building Department has a positive budget variance of \$72,865. \$90,098 of this is in personnel costs.
- The Public Works Department has a positive budget variance of \$203,220. There are multiple factors in this variance, the most significant of which include:
 - Personnel costs in the admin division are \$158,484 less than the YTD budget.
 - Spending in the Sidewalk, Bikepath and Curb Division are \$62,177 less than the YTD budget.
 - Contractual service costs in the Facilities Maintenance Division are over budget by \$548,477. This account is used to report monthly janitorial services as well as repairs to city facilities.
 - Stormwater assessment costs in the Facilities Maintenance Division are over budget by \$112,778. This was the first year for stormwater assessments. These costs were included in the FY 2025 budget.
 - Software support costs in the Facilities Maintenance Division are over budget by \$94,715 for the OpenGov work order application.
 - Facility repairs and maintenance have a positive variance of \$80,737.
 - \$109,500 of the YTD budget is for SunRail services which will not be spent this fiscal year.
 - Road materials and contractual services in the street paving division are \$485,463 less than budget. \$106,634 of this is encumbered for asphalt.
- Spending in the Police Department is \$360,652 less than the YTD budget. Of this total, \$95,639 is in personnel costs, \$115,502 is in various operating supply accounts, and \$72,555 in contractual services for the Traffic Control Division.
- The Fire Department has a positive budget variance \$79,285. Operating supplies in the Fire-Rescue Division spending is \$153,743 less than the YTD budget. Negative variances in other line items partially offset this positive variance.
- Operating transfers out are \$1,198,707 over the pro-rated budget. This results from the payment to the CRA which must be made prior to December 31. By fiscal year end, transfers out should be very close to the annual budget.

Community Redevelopment Agency Fund

The CRA was credited with the annual tax increment revenue from both the City and County in December. The County portion is on the Intergovernmental revenue line item and the City portion is reflected in the Operating Transfers In. Incremental valuation in the CRA increased by 12.12%.

Significant capital spending in the first nine months of the fiscal year included \$577,103 for Denning/Fairbanks stormwater and traffic improvements and MLK Park Improvements of \$125,000, and \$96,459 to improve condensation drain lines along the back side of businesses on Park Avenue.

Principal on CRA debt is due January 1. While debt service appears to be going over budget at this point, it will equal the annual budget by fiscal year end.

Water and Sewer and Electric Funds

Attached are various charts tracking sales in thousands of gallons for water and wastewater and kWh for electricity as well as revenues, expenses and working capital. All indicate our experience is consistent with budget projections.

Water and wastewater revenues are 5.69% and 3.24% ahead of budget, respectively. In terms of dollars, actual revenues exceed budget by a total of \$1,190,452. Unrestricted cash in the Water and Wastewater Fund has improved from \$6,006,884 at June 30, 2023 to \$8,192,574 at June 30, 2024.

For the electric utility, of special note is the inventory balance of \$9,590,046 which has historically been around \$3,000,000. This is a result of supplies ordered well in advance due to the extremely long lead times being experienced. This, along with heavy spending on undergrounding has diminished the cash position a bit which is at \$2,526,392. Of this total, \$1,582,933 is the fuel cost stabilization fund, leaving unrestricted cash of \$943,459. We expect to spend about \$1.5M over budget for undergrounding. Funding for this will come from another capital budget for bulk electric meter replacements. Electric staff is monitoring the spend closely to stay within budget for the next fiscal year.

Overall, electric revenues have a negative budget variance of \$1,029,094. However, \$1,672,887 of this is for fuel. Non-fuel revenues have a positive variance of \$643,793 or 2.63%. Fuel cost recovery rates are adjusted up or down as necessary to cover the fuel portion of our bulk power purchases. Non-fuel revenues fund the remainder of the budget.

Capital Project Budget Status

This portion of the report provides the budget status for all capital projects as of June 30, 2024 along with some comments for clarification.

ARPA Funded Projects

\$15,422,750 of the total \$15,438,814 in American Rescue Plan Act (ARPA) received has been allocated to various projects. Total spent through June 30, 2024 is \$9,840,905 with an additional \$3,477,645 obligated for a total of \$13,318,550. The remaining balance of \$2,120,264 will need to be obligated by December 31, 2024 and spent by December 31, 2026.

Investment Report

This three page report summarizes the City's cash and investment holdings as of June 30, 2024. The overall portfolio has a blended rate of return of 1.75% and the average maturity of the long-term investment securities held was 1.80 years. We still have quite a few securities earning 1% or a bit less. Many of these will be maturing in 2025 or sooner. Securities we have purchased in the past year and a half or so have coupons in the 4 – 5% range.

The City of Winter Park, Florida
Monthly Financial Report - Budget vs. Actual
General Fund
For the Months Ended June 30, 2024 and 2023
75% of the Fiscal Year Lapsed

Fiscal YTD June 30, 2024							Fiscal YTD June 30, 2023				
Actual			Budget				Actual	Budget			
YTD	YTD %		Original Annual	Adjusted Annual *	Prorated Adj. Annual	Variance from Prorated Adj. Annual	YTD	Adjusted Annual	Prorated Adj. Annual	Variance from Prorated Adj. Annual	
Revenues:											
Property Tax	\$ 30,909,273	123%	\$ 33,445,887	\$ 33,445,887	\$ 25,084,413	\$ 5,824,860	\$ 28,610,414	\$ 30,161,135	\$ 22,620,853	\$ 5,989,561	
Local Option Gas Tax	693,113	98%	945,738	945,738	709,304	(16,191)	702,671	984,344	738,258	(35,587)	
Utility Tax	3,992,725	103%	5,180,679	5,180,679	3,885,509	107,216	3,884,956	5,027,155	3,770,366	114,590	
Communication Services Tax	1,635,975	103%	2,118,744	2,118,744	1,589,058	46,917	1,554,444	1,844,578	1,383,434	171,010	
Local Business Tax	362,506	84%	535,264	575,264	431,448	(68,942)	326,176	438,000	328,500	(2,324)	
Building Permits	1,978,252	97%	2,722,765	2,722,765	2,042,074	(63,822)	1,958,675	2,854,313	2,140,735	(182,060)	
Franchise Fees	390,276	91%	571,805	571,805	428,854	(38,578)	438,370	600,054	450,041	(11,671)	
Other Licenses & Permits	21,080	110%	25,600	25,600	19,200	1,880	24,015	48,000	36,000	(11,985)	
Intergovernmental	6,515,607	111%	7,802,162	7,802,162	5,851,622	663,985	6,220,918	8,538,726	6,404,045	(183,127)	
Charges for Services	11,759,231	105%	14,787,491	14,947,916	11,210,937	548,294	10,486,010	12,670,202	9,502,652	983,358	
Fines and Forfeitures	1,403,382	120%	1,559,848	1,559,848	1,169,886	233,496	935,967	1,010,143	757,607	178,360	
Miscellaneous	1,614,876	189%	1,137,500	1,137,500	853,125	761,751	832,359	494,000	370,500	461,859	
Fund Balance	-	-	1,300,000	2,141,471	1,606,103	(1,606,103)	-	475,157	356,367	(356,367)	
Total Revenues	61,276,295	112%	72,133,483	73,175,379	54,881,533	6,394,762	55,974,975	65,145,807	48,859,358	7,115,617	
Expenditures:											
City Commission	74,075	99%	99,567	99,567	74,675	600	69,048	94,558	70,919	1,871	
Lobbyists	45,600	89%	140,000	68,000	51,000	5,400	105,178	138,000	103,500	(1,678)	
Legal Services - City Attorney	165,944	50%	440,000	440,000	330,000	164,056	181,900	430,000	322,500	140,600	
Legal Services - Other	3,752	10%	50,000	50,000	37,500	33,748	12,488	50,000	37,500	25,012	
City Management	601,989	100%	803,704	803,704	602,778	789	578,802	747,173	560,380	(18,422)	
Budget and Performance Measurement	278,141	0%	446,590	456,265	342,199	64,058	320,139	448,678	336,509	16,370	
City Clerk	295,068	98%	387,288	400,188	300,141	5,073	277,631	359,716	269,787	(7,844)	
Information Technology Services	1,907,408	88%	2,723,177	2,885,871	2,164,403	256,995	1,741,997	2,582,041	1,936,531	194,534	
Finance	930,167	99%	1,248,849	1,248,871	936,653	6,486	870,337	1,134,046	850,535	(19,802)	
Communications Dept.	630,937	92%	901,603	917,451	688,088	57,151	595,307	834,605	625,954	30,647	
Sustainability	324,168	87%	392,008	497,126	372,845	48,677	245,903	421,025	315,769	69,866	
Human Resources	678,180	110%	823,230	823,230	617,423	(60,757)	581,133	731,194	548,396	(32,737)	
Purchasing	395,709	100%	463,979	526,304	394,728	(981)	328,984	391,710	293,783	(35,201)	
Planning & Community Development	752,077	90%	1,036,239	1,108,689	831,517	79,440	683,705	1,020,275	765,207	81,502	
Building	1,755,502	96%	2,301,572	2,437,822	1,828,367	72,865	1,638,693	2,223,368	1,667,526	28,833	
Public Works	9,946,933	98%	13,159,564	13,533,537	10,150,153	203,220	9,158,331	#N/A	#N/A	#N/A	
Police	13,293,611	97%	18,205,684	18,205,684	13,654,263	360,652	12,867,176	16,809,570	12,607,178	(259,998)	
Fire	11,362,784	99%	14,996,291	15,256,093	11,442,069	79,285	10,326,276	13,507,132	10,130,349	(195,927)	
Parks & Recreation	9,558,197	100%	12,762,430	12,773,019	9,579,764	21,567	8,290,816	11,622,244	8,716,683	425,867	
Organizational Support	1,449,000	100%	1,932,000	1,932,000	1,449,000	-	2,179,438	1,840,000	1,380,000	(799,438)	
Non-Departmental	-	-	296,156	46,156	34,617	34,617	-	(357,969)	(268,476)	(268,476)	
Total Expenditures	54,449,242	97%	73,609,931	74,509,577	55,882,183	1,432,941	51,053,282	#N/A	#N/A	#N/A	
Revenues Over/(Under) Expenditures	6,827,053	-682%	(1,476,448)	(1,334,198)	(1,000,650)	7,827,703	4,921,693	#N/A	#N/A	#N/A	
Operating transfers in	7,915,513	100%	10,410,351	10,518,101	7,888,576	26,937	8,043,071	10,097,428	7,573,071	470,000	
Operating transfers out	(8,086,633)	117%	(8,933,903)	(9,183,903)	(6,887,926)	(1,198,707)	(6,525,148)	(7,938,164)	(5,953,623)	(571,525)	
Other Financing Sources/(Uses)	(171,120)	-17%	1,476,448	1,334,198	1,000,650	(1,171,770)	1,517,923	2,159,264	1,619,448	(101,525)	
Total Revenues Over Expenditures	\$ 6,655,933		\$ -	\$ 0	\$ -	\$ 6,655,933	\$ 6,439,616	\$ #N/A	\$ #N/A	\$ #N/A	

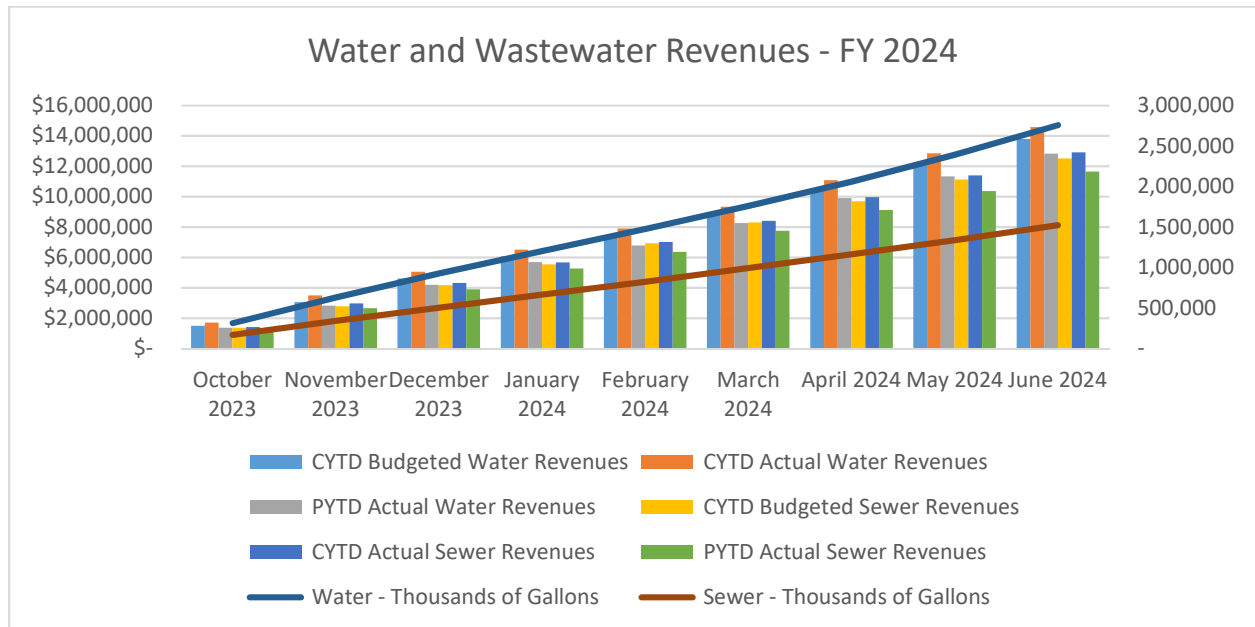
* As adjusted through June 30, 2024

The City of Winter Park, Florida
Monthly Financial Report - Budget vs. Actual
Community Redevelopment Fund
For the Months Ended June 30, 2024 and 2023
75% of the Fiscal Year Lapsed

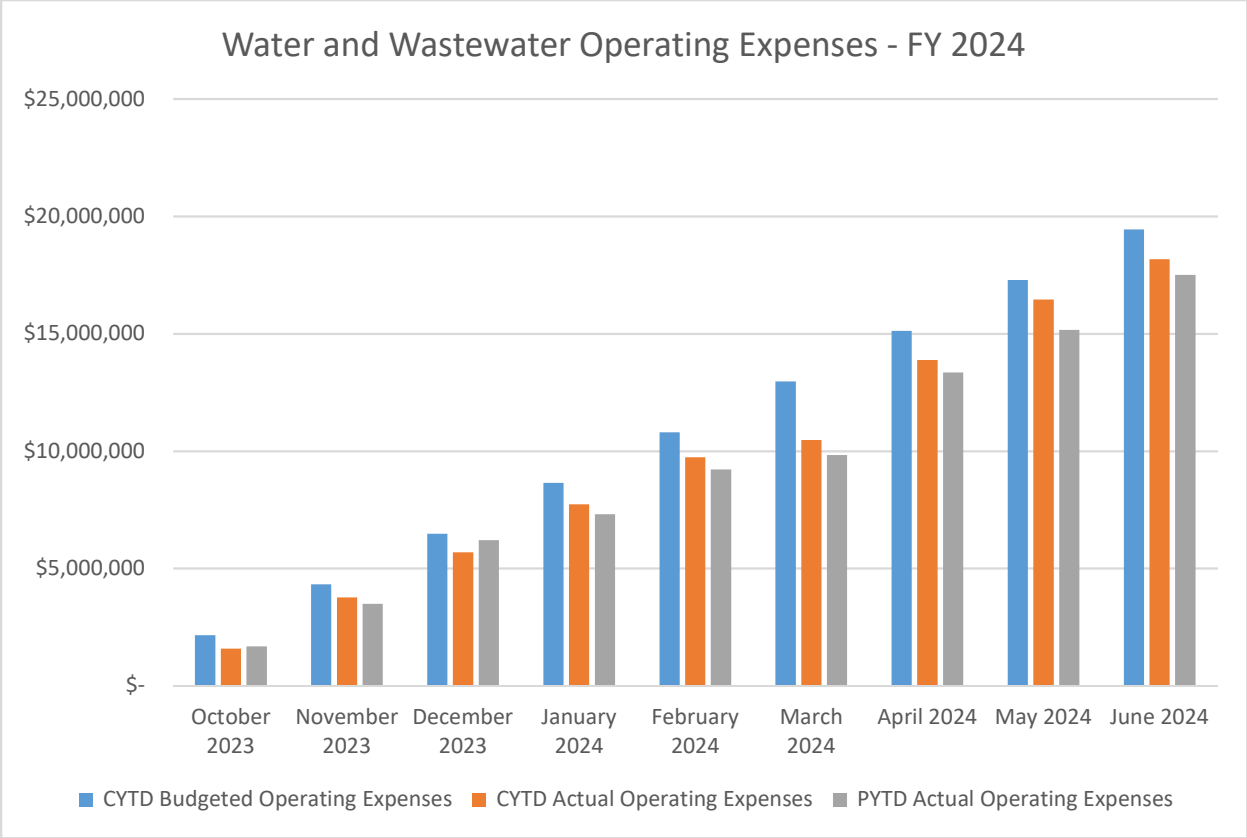
	Fiscal YTD June 30, 2024						Fiscal YTD June 30, 2023				
	Actual		Budget				Actual	Budget			
	YTD	YTD %	Original Annual	Adjusted Annual *	Prorated Adj. Annual	Variance from Prorated Adj. Annual	YTD	Adjusted Annual	Prorated Adj. Annual	Variance from Prorated Adj. Annual	
Revenues:											
Intergovernmental	\$ 3,653,759	133%	\$ 3,650,830	\$ 3,650,830	\$ 2,738,123	\$ 915,636	\$ 3,388,561	3,390,920	\$ 2,543,189	\$ 845,372	
Charges for services	-	0%	-	-	-	-	-	-	-	-	-
Miscellaneous	749,610	0%	269,332	269,332	201,999	547,611	372,485	-	-	372,485	
Fund Balance	-	0%	264,425	14,478,268	10,858,701	(10,858,701)	-	11,135,079	8,351,310	(8,351,310)	
Total Revenues	4,403,368	32%	4,184,587	18,398,430	13,798,823	(9,395,454)	3,761,046	14,525,999	10,894,499	(7,133,453)	
Expenditures:											
Planning and Development	1,497,436	70%	2,081,095	2,839,871	2,129,903	632,467	926,589	2,253,526	1,690,145	763,556	
Capital Projects	1,023,828	0%	5,425,000	18,880,068	14,160,051	13,136,222	543,164	14,062,704	10,547,028	10,003,864	
Debt service	1,035,410	129%	1,071,284	1,071,284	803,463	(231,947)	1,429,075	1,484,485	1,113,364	(315,711)	
Total Expenditures	3,556,675	21%	8,577,379	22,791,222	17,093,417	13,536,742	2,898,828	17,800,715	13,350,537	10,451,709	
Revenues Over/(Under)											
Expenditures	846,694	-26%	(4,392,792)	(4,392,792)	(3,294,594)	4,141,288	862,219	(3,274,716)	(2,456,038)	3,318,257	
Operating transfers in	4,528,611	133%	4,523,207	4,523,207	3,392,405	1,136,206	4,039,166	4,043,522	3,032,642	1,006,524	
Operating transfers out	(97,811)	100%	(130,415)	(130,415)	(97,811)	0	(47,069)	(62,759)	(47,069)	(0)	
Other Financing Sources/(Uses)	4,430,800	0%	4,392,792	4,392,792	3,294,594	1,136,206	3,992,097	3,980,763	2,985,573	1,006,524	
Total Revenues Over/(Under)											
Expenditures	\$ 5,277,493		\$ -	(0)	(0)	5,277,493	\$ 4,854,315	706,047	\$ 529,535	\$ 4,324,780	

* As adjusted through June 30, 2024

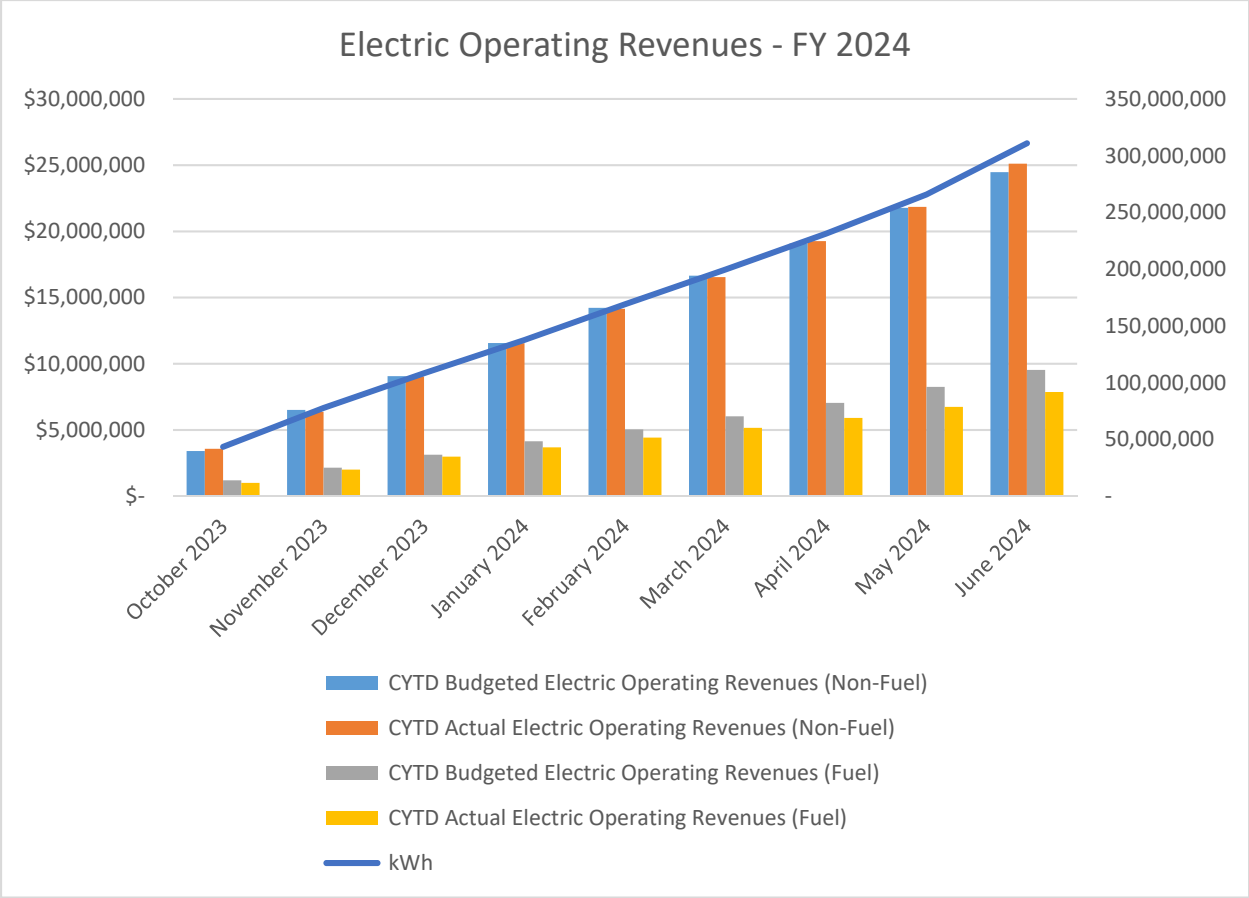
Key Financial Performance Indicators



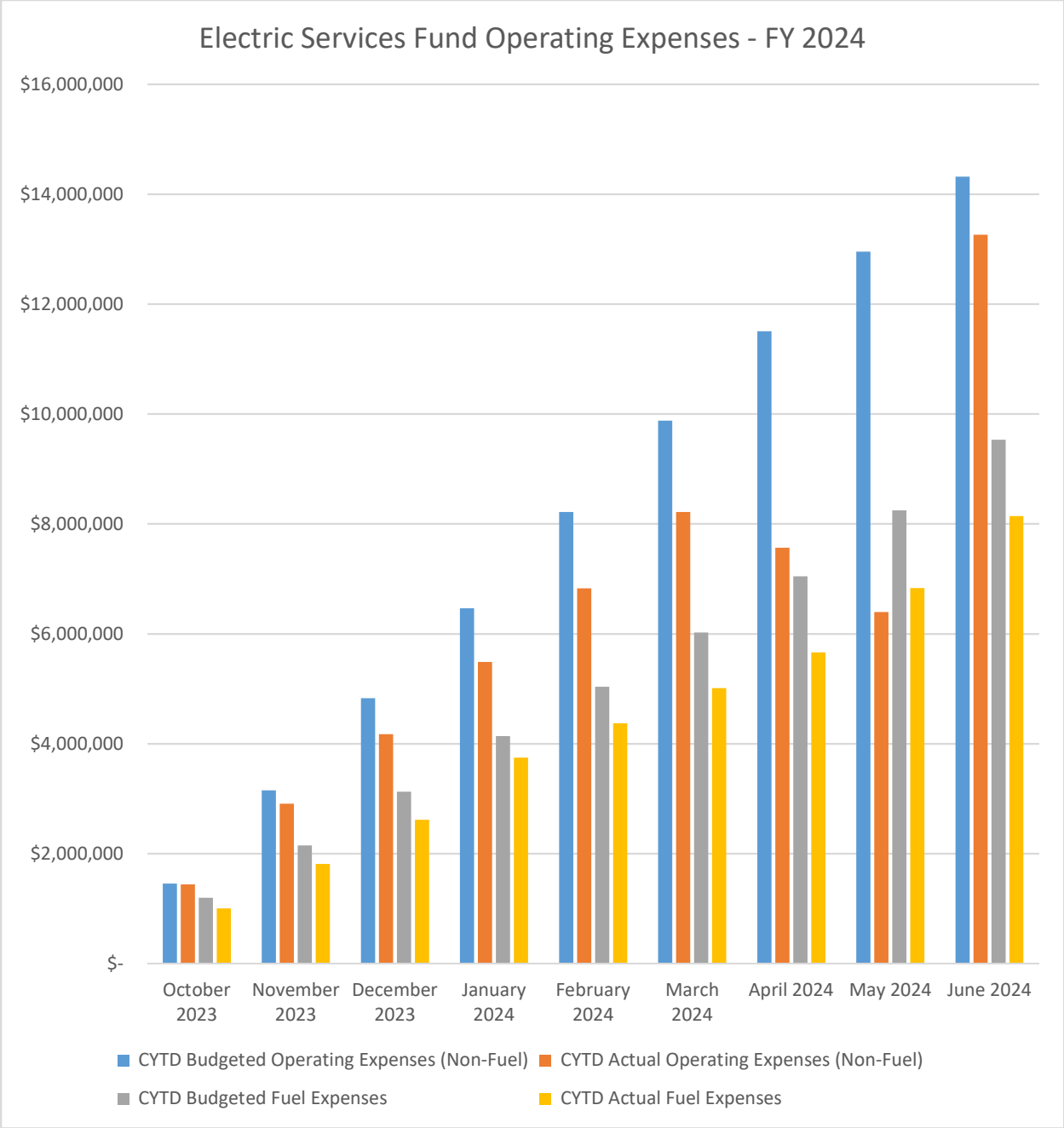
Water revenues have a positive budget variance of 5.69% and wastewater has a positive 3.24% variance in comparison to budget. Water and wastewater rates were increased by 7.07% effective October 1, 2023. Both have a positive variance in comparison to the prior year.



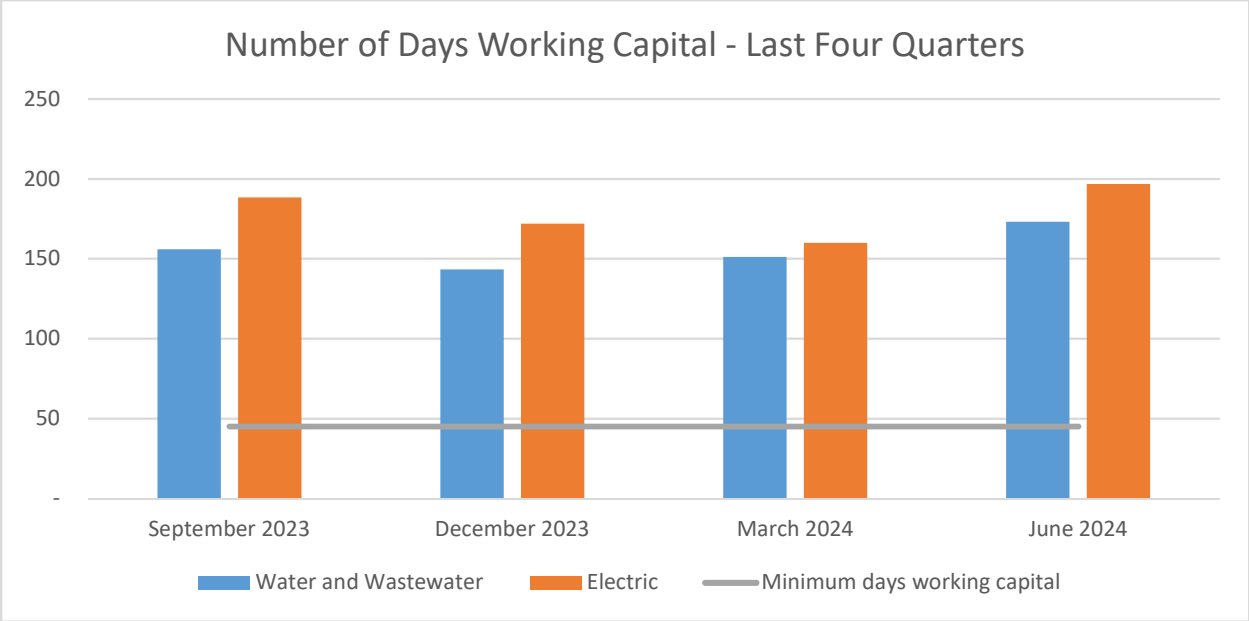
Water and wastewater operating expenses are within budget



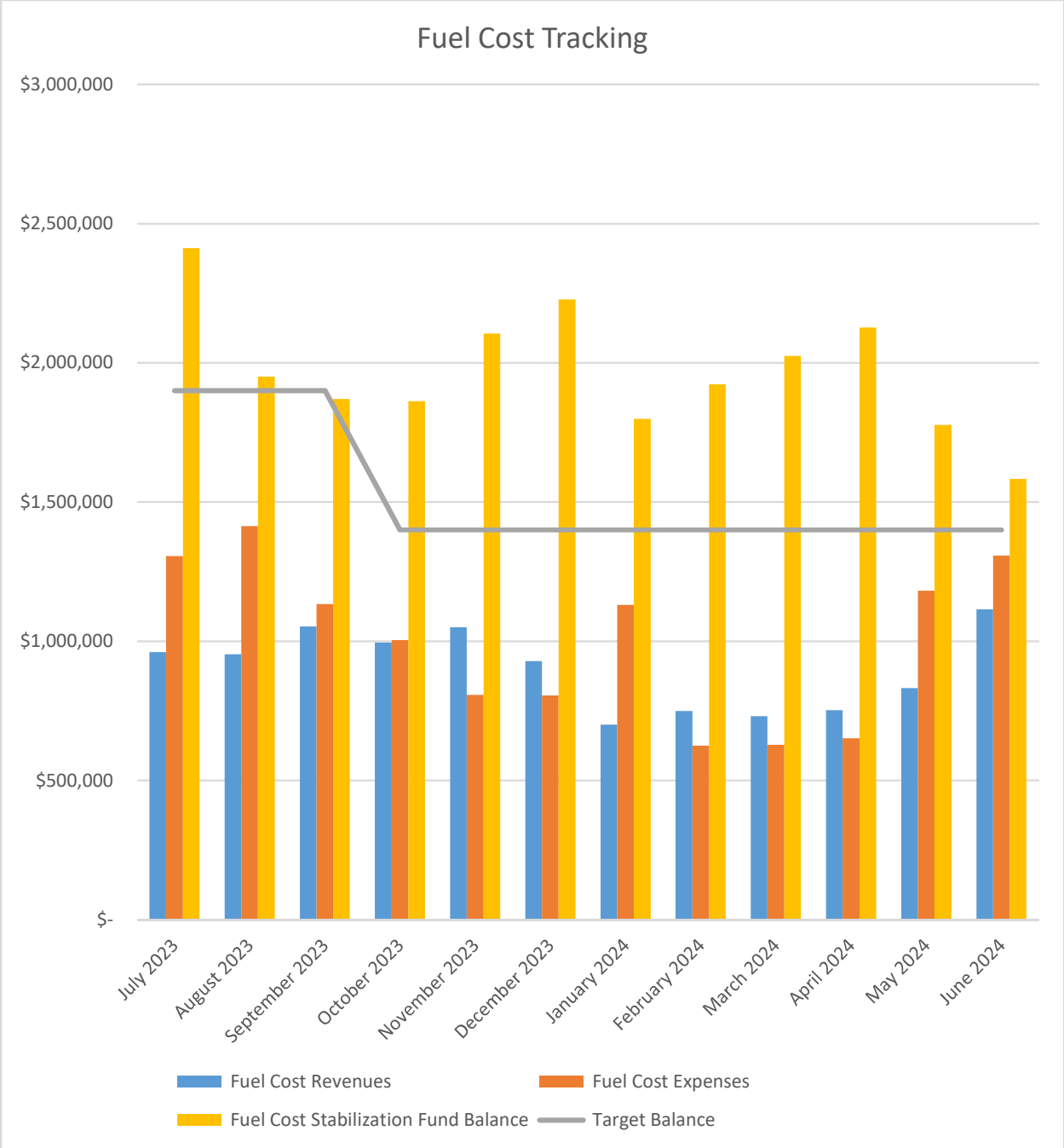
Electric operating revenues (non-fuel) are 2.63% greater than budget.



Operating expenses are within budget for both fuel and non-fuel.



Number of days of working capital exceed the minimum of 45 days in both Water and Wastewater and Electric.



The city has under recovered on fuel costs in the past three months which has reduced the fuel cost stabilization fund balance to \$1,582,933 at June 30, 2024. This is still greater than the target balance of \$1,400,000 but, below the \$1,750,000 maximum trigger point for a reduction in fuel cost recovery rates.

Management's Discussion and Analysis (Unaudited)

The following discussion and analysis provide an overview of Winter Park's unaudited and preliminary financial position and results of operations in comparison to the approved budget and prior year equivalent period.

Operating Revenues Analysis:

	As of June 30				Variances			
	Actual 2024	YTD Budget 2024	Actual 2023		Actual vs Budget		2024 vs 2023	
Water	14,581,695	13,796,783	12,833,821		784,912	5.69%	1,747,874	13.62%
Wastewater	12,911,510	12,505,970	11,648,570		405,540	3.24%	1,262,940	10.84%
Electric	32,964,853	33,993,947	37,200,909		(1,029,094)	(3.03%)	(4,236,056)	(11.39%)
Other - Water and Wastewater	1,083,358	1,200,011	1,077,767		(116,653)	(9.72%)	5,591	0.52%
Other - Electric	682,606	646,500	850,399		36,106	5.58%	(167,793)	(19.73%)

Budget Analysis:

Water revenues have a positive budget variance of 5.69% and wastewater has a positive 3.24% variance in comparison to budget. These positive variances are due to sales in volume being greater than expected. Other water and wastewater revenues have a negative variance of \$116,653. Industrial waste charges for testing and cleaning grease trap revenues are \$147,374 less than forecast for the first three quarters of the fiscal year. These charges are billed one month in arrears.

Electric operating revenues have a negative variance of \$1,029,094, or 3.03%. The fuel cost recovery budget variance is a negative \$1,672,887 as the budget forecast included higher fuel costs and fuel cost recovery rates.

Prior Year Analysis:

Water and wastewater rates were increased by 7.07% effective October 1, 2023.

Electric fuel revenues were \$4,408,736 higher in the 1st nine months of the prior fiscal year. Contributions in aid of construction were \$290,716 higher in the prior year. This follows the overall trend in less construction activity in the city.

Operating Expenses Analysis:

	As of June 30				Variances			
	Actual 2024	YTD Budget 2024	Actual 2023		Actual vs Budget		2024 vs 2023	
Water:								
Admin	1,629,646	2,179,081	1,610,752		549,435	25.21%	18,894	1.17%
Operating	16,547,720	18,207,632	15,380,123		1,659,912	9.12%	1,167,597	7.59%
Depreciation and amortization	2,828,574	0	2,719,356				109,218	4.02%
Electric:								
Admin	1,914,595	2,036,210	1,840,804		121,615	5.97%	73,791	4.01%
Operating	19,375,541	21,125,112	20,813,083		1,749,571	8.28%	(1,437,542)	(6.91%)
Depreciation and amortization	3,518,112	0	3,286,943				231,169	7.03%

Budget Analysis:

Water and Wastewater:

The Water and Wastewater admin budget includes funding for master planning, design, and engineering services that were not spent. Wastewater treatment by outside entities and wastewater transmission is under budget by \$1,198,020. This gap will shrink over the remainder of the fiscal year as infiltration from heavier rainfall increases during the summer months. The budgets for chemicals had a \$101,542 positive variance.

Electric:

Bulk power purchases are \$1,101,250 less than the budget as a result of lower fuel costs. Power transmission costs are \$114,980 under budget. Tree trimming and planting costs have a positive budget variance of \$246,577.

Prior Year Analysis:

Water and Wastewater:

Personnel costs in the operating line were \$550,319 higher than the prior year due to less vacant positions.

Electric:

Bulk power costs were \$1,252,604 higher in the prior year due to higher fuel costs.

The City of Winter Park, Florida
Statement of Net Position
Proprietary Funds
June 30, 2024

	Unaudited			
	Water and Wastewater		Electric	
	June 30, 2024	June 30, 2023	June 30, 2024	June 30, 2023
ASSETS				
Current Assets:				
Cash, Cash Equivalents and Investments	\$ 8,192,574	\$ 6,006,884	\$ 2,526,392	\$ 8,456,838
Restricted Cash, Cash Equivalents and Investments	37,156	651	-	-
Accounts Receivable - Net	1,959,243	1,811,714	4,183,713	2,980,451
Unbilled Service Charges	2,882,659	2,894,436	3,706,318	5,430,745
Accrued Interest Receivable	22,981	20,134	-	2,437
Due from Other Funds	-	-	-	-
Due from Other Governments	-	-	-	-
Inventories	1,356,983	1,229,735	9,590,046	5,781,868
Prepaid Items	266,304	210,914	-	-
Advances to Other Funds	1,960,000	2,240,000	-	-
Total current assets	<u>16,677,900</u>	<u>14,414,468</u>	<u>20,006,469</u>	<u>22,652,339</u>
Non-Current Assets:				
Restricted Assets:				
Cash, Cash Equivalents and Investments:				
Sinking/Debt Reserve Funds	2,279,570	2,243,482	2,855,622	2,799,099
Renewal and Replacement Funds	8,567,717	8,403,085	-	-
Impact Fee Funds	12,566,680	11,840,223	-	-
Capital Project Funds	-	-	-	-
Customer Deposits	2,038,597	1,960,883	2,189,579	2,006,617
Accrued Interest Receivable:				
Impact Fee Funds	44,084	42,316	-	-
Renewal and Replacement Funds	30,066	23,376	-	-
Special Assessments Receivable	-	-	-	1,775
Capital Assets:				
Non-depreciable	4,878,892	4,554,447	10,134,277	10,981,584
Depreciable - Net	96,373,399	96,810,090	97,208,470	89,574,570
Other Assets:				
Deposits	274,000	274,000	-	-
Total non-current assets	<u>127,053,005</u>	<u>126,151,902</u>	<u>112,387,948</u>	<u>105,363,645</u>
Total Assets	<u>143,730,905</u>	<u>140,566,370</u>	<u>132,394,417</u>	<u>128,015,984</u>
DEFERRED OUTFLOWS OF RESOURCES				
Deferred Expense on Refunding Bonds	2,487,932	2,906,953	2,430,355	2,843,632
Deferred Expense Other Postemployment Benefits Obligation	494,583	529,736	193,615	207,533
Total Deferred Outflows of Resources	<u>2,982,515</u>	<u>3,436,689</u>	<u>2,623,970</u>	<u>3,051,165</u>
LIABILITIES				
Current Liabilities:				
Accounts Payable	584,016	75,539	3,364,263	2,837,504
Accrued Liabilities	107,035	107,035	-	17
Due to Other Funds	-	-	-	-
Due to Other Governments	44,328	44,328	84,423	79,211
Accumulated Unused Compensated Absences	221,056	212,917	90,196	73,493
Accrued Interest Payable	76,572	84,310	350,623	380,349
Current Portion of Revenue Bonds Payable	3,770,000	3,695,000	3,340,000	3,225,000
Customer Deposits	2,038,597	1,960,883	2,189,579	2,006,617
Total current liabilities	<u>6,841,604</u>	<u>6,180,012</u>	<u>9,419,084</u>	<u>8,602,191</u>
Noncurrent Liabilities:				
Bonds Payable	34,570,043	38,332,830	41,040,478	44,472,327
Other Postemployment Benefits	1,005,093	2,087,163	373,946	802,339
Accumulated Unused Compensated Absences	428,222	376,943	48,282	102,669
Total noncurrent liabilities	<u>36,003,358</u>	<u>40,796,936</u>	<u>41,462,706</u>	<u>45,377,335</u>
Total Liabilities	<u>42,844,962</u>	<u>46,976,948</u>	<u>50,881,790</u>	<u>53,979,526</u>
DEFERRED INFLOW OF RESOURCES				
Other Postemployment Benefits Related Deferred Inflows	1,519,376	435,600	599,386	170,317
NET POSITION				
Net Investment in Capital Assets	65,400,180	62,243,660	65,392,624	55,702,459
Restricted for:				
Capital Projects (expendable)	12,610,764	11,882,519	-	-
Renewal and Replacement (expendable)	8,542,556	8,372,206	-	-
Unrestricted	15,795,582	14,092,126	18,144,587	21,214,847
Total Net Position	<u>\$ 102,349,082</u>	<u>\$ 96,590,511</u>	<u>\$ 83,537,211</u>	<u>\$ 76,917,306</u>

Note: the information above does not include all journal entries that would be completed for the comprehensive annual financial report

The City of Winter Park, Florida
Statement of Revenues, Expenses and Changes in Fund Net Position
Proprietary Funds
June 30, 2024
Unaudited

	Water and Wastewater			Electric		
	Actual June 30, 2024	YTD Budget June 30, 2024	Actual June 30, 2023	Actual June 30, 2024	YTD Budget June 30, 2024	Actual June 30, 2023
Operating Revenues:						
Water	\$ 14,581,695	\$ 13,796,783	\$ 12,833,821	\$ -	\$ -	\$ -
Wastewater	12,911,510	12,505,970	11,648,570	-	-	-
Electric	-	-	-	32,964,853	33,993,947	37,200,909
Other	1,083,358	1,200,011	1,077,767	682,606	646,500	850,399
Total Operating Revenues	28,576,563	27,502,764	25,560,158	33,647,459	34,640,447	38,051,308
Operating Expenses:						
General and Administrative	1,629,646	2,179,081	1,610,752	1,914,595	2,036,210	1,840,804
Operations	16,547,720	18,207,632	15,380,123	19,375,541	21,125,112	20,813,083
Depreciation and Amortization	2,828,574	-	2,719,356	3,518,112	-	3,286,943
Total Operating Expenses	21,005,940	20,386,713	19,710,231	24,808,248	23,161,322	25,940,830
Operating Income	7,570,623	7,116,051	5,849,927	8,839,211	11,479,125	12,110,478
Nonoperating Revenues (Expenses):						
Investment Earnings/(Losses)	1,115,413	200,214	659,562	211,652	14,794	142,989
Gain on Disposal of Assets	7,748	-	-	3,800	20,000	38,760
Interest and Fiscal Charges	(1,049,187)	(758,106)	(1,140,358)	(1,288,366)	(741,845)	(1,398,409)
Miscellaneous Revenue	11,463	22,500	12,421	11,358	17,500	328,870
Total Nonoperating Revenues (Expenses)	85,437	(535,392)	(468,375)	(1,061,556)	(689,551)	(887,790)
Income Before Contributions and Transfers	7,656,060	6,580,659	5,381,552	7,777,655	10,789,574	11,222,688
Contributions and Transfers:						
Capital Contributions	316,058	-	613,303	-	-	-
Transfers In	-	-	-	-	-	-
Transfers Out	(2,245,080)	(2,245,080)	(2,295,426)	(2,027,349)	(1,468,683)	(2,363,356)
Total Contributions and Transfers	(1,929,022)	(2,245,080)	(1,682,123)	(2,027,349)	(1,468,683)	(2,363,356)
Change in Net Position	5,727,038	4,335,579	3,699,429	5,750,306	9,320,892	8,859,332
Total Net Position - Beginning, as Restated	96,622,044		92,891,082	77,786,905		68,057,974
Total Net Position - Ending	\$ 102,349,082		96,590,511	83,537,211		76,917,306

Note: the information above does not include all journal entries that would be completed for the comprehensive annual financial report

Capital Project Budget Status as of June 30, 2024

ORG	OBJECT	ACCOUNT DESCRIPTION	ORIGINAL APPROP	TRANFRS/ADJSMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	% USED	Comments
1042308	565100	CIP - MISC. ENHANCEMENTS	140,000	511,436	651,436	132,518.17	0.00	518,918	20.30	CRA
1042308	565101	CIP - DENNING DR INTERSECTION	0	532,534	532,534	0.00	0.00	532,534	0.00	CRA
1042308	565102	CIP - 1792 STREETS/CAPE IMP	1,000,000	12,298	1,012,298	0.00	0.00	1,012,298	0.00	CRA
1042308	565105	CIP - NEW YORK STREETS/CAPE	0	383,438	383,438	13,234.35	4,562.40	365,641	4.60	CRA
1042308	565107	CIP - IMPLEMENT PRKNG STRATEGY	0	179,633	179,633	0.00	0.00	179,633	0.00	CRA
1042308	565108	CIP - DEC LGHTS & TREES IN CRA	0	125,777	125,777	0.00	0.00	125,777	0.00	CRA
1042308	565109	CIP - BOLLARDS IN CENT BUS DST	0	73,848	73,848	0.00	0.00	73,848	0.00	CRA
1042308	565110	CIP - DOWNTOWN ENHANCEMENTS	0	37,973	37,973	33,350.00	0.00	4,623	87.80	CRA
1042308	565111	CIP - USPS SITE ACQUISITION	0	6,975,000	6,975,000	0.00	0.00	6,975,000	0.00	CRA
1042308	565112	CIP - SHADY PARK IMPROVEMENTS	0	150,992	150,992	104,100.00	64,100.00	-17,208	111.40	CRA
1042308	565182	CIP - CRA STORMWATER IMPROVEME	1,500,000	0	1,500,000	0.00	0.00	1,500,000	0.00	CRA
1042308	565183	CIP-DENNING/FAIRBKS TRAFFIC&SW	0	453,134	453,134	577,103.14	70,808.33	-194,777	143.00	CRA
1042308	565184	CIP - CRA CENTRAL PARK STAGE	750,000	0	750,000	0.00	0.00	750,000	0.00	CRA
1042308	565185	CIP - CRA MLK PARK IMPROVEMENT	2,000,000	4,019,004	6,019,004	125,000.00	279,198.21	5,614,806	6.70	CRA
1086101	565181	CIP - IMP HOWELL BRANCH PROPER	0	1,783,204	1,783,204	304,363.89	127,840.24	1,351,000	24.20	All work for this project has been completed
1086101	565340	CIP - SEVEN OAKS PARK	0	1,250,000	1,250,000	8,418.25	29,674.00	1,211,908	3.00	This is Parks Impact Fee funds allocated for Seven Oaks Park
1131301	566020	CAPITAL OUTLAY - SOFTWARE	0	0	0	47,011.84	0.00	-47,012	100.00	ARPA funded, not part of budget
1133101	565350	CIP - DINKY DOCK RENOVATIONS	0	5,850	5,850	5,850.00	21,150.00	-21,150	461.50	ARPA funded, not part of budget
1135101	565352	CIP - FIRE TRAINING FACILITY	0	0	0	85,399.65	99,192.79	-184,592	100.00	ARPA funded, not part of budget
1136101	565340	CIP - SEVEN OAKS PARK	0	0	0	1,373,899.24	3,156,920.37	-4,530,820	100.00	This is the ARPA funding allocation for Seven Oaks Park
1142302	563010	CAPITAL OUTLAY - INFRASTRUCTURE	250,000	0	250,000	0.00	0.00	250,000	0.00	Multi-modal transportation impact fees budgeted for bicycle and pedestrian improvements
3011301	565300	CIP - IT INFRASTRUCTURE UPGRDE	200,000	579,136	779,136	92,876.70	94,586.72	591,672	24.10	
3011301	565301	CIP - ERP SOFTWARE PROJECT	0	3,135	3,135	0.00	3,135.33	0	100.00	
3013101	565302	CIP - FACILITY REPLACEMENT	923,077	878,749	1,801,826	324,606.97	399,413.64	1,077,805	40.20	
3013101	565304	CIP - PED & TRAFFIC SIG UPGRDE	200,000	251,395	451,395	0.00	0.00	451,395	0.00	
3013101	565306	CIP - BICYCLE & PED IMPROVEMNT	0	104,123	104,123	11,715.00	0.00	92,408	11.30	
3013101	565334	CIP - RAVADAUGE ROADWAY IMP	0	59,738	59,738	0.00	0.00	59,738	0.00	Only \$68,572 remains from the \$1,200,000 commitment
3013101	565344	CIP - PURCHASE 1401 HOWELL BRC	1,300,000	-98,538	1,201,462	103,167.78	1,521,045.57	-422,751	135.20	This is for renovation of this facility that will be used to house the Building Department
3014101	565338	CIP - POLICE SAFETY EQUIPMENT	170,000	0	170,000	158,835.78	0.00	11,164	93.40	
3015101	565335	CIP - FIRE SAFETY EQUIPMENT	200,000	394,225	594,225	51,807.42	2,812.51	539,605	9.20	
3016101	565316	CIP - PARKS MAJOR IMPROVEMENTS	175,000	231,430	406,430	13,465.20	215,989.51	176,975	56.50	
3016101	565317	CIP - GOLF COURSE ENHANCEMENTS	0	262,365	262,365	2,104.11	0.00	260,261	0.80	
3016101	565318	CIP - IMPROVE MEAD GARDEN	150,000	208,622	358,622	204,527.72	37,913.33	116,181	67.60	
3016101	565319	CIP - FIELD & TENNIS LIGHTING	75,000	193,623	268,623	14,117.00	254,506.00	0	100.00	
3016101	565320	CIP - CADY WAY POOL IMPROVE	0	16,976	16,976	0.00	5,549.25	11,427	32.70	
3016101	565324	CIP - SHOWALTER FIELD IMPROVE	0	94,087	94,087	203.10	69,724.00	24,160	74.30	
3016101	565329	CIP - PARK PAVILIONS	80,000	185,000	265,000	0.00	0.00	265,000	0.00	
3016101	565332	CIP - CEMETERY/GOLF STRGE BLDG	0	1,105,006	1,105,006	33,476.50	14,003.64	1,057,526	4.30	
3016101	565337	CIP - CEMETERY IMPROVEMENTS	0	1,554,202	1,554,202	351,385.00	0.00	1,202,817	22.60	
3016101	565341	CIP - WINTER PARK SPORTS COMPL	0	1,067,503	1,067,503	331,182.97	66,320.00	670,000	37.20	
3016101	565342	CIP - TENNIS CENTER UPGRADES	325,000	54,643	379,643	6,987.05	26,500.00	346,156	8.80	
3016101	565345	CIP - PURCHASE WINTER PINES GO	0	0	0	5,868.83	4,532.00	-10,401	100.00	
3016101	565346	CIP - PLAYGROUND RESTORATIONS	10,000	30,000	40,000	0.00	0.00	40,000	0.00	
3016101	565347	CIP - MINI PARK RESTORATIONS	15,000	25,000	40,000	31,598.86	14,600.00	-6,199	115.50	
3016101	565348	CIP - WARD PARK IMPROVEMENTS	0	15,000	15,000	0.00	0.00	15,000	0.00	
3023406	565200	CIP - STWR INF REHAB & REPLACE	250,000	86,901	336,901	146,313.68	146,133.84	44,453	86.80	
3023406	565203	CIP - LAKE BELL WEIR IMPROVEME	0	69,223	69,223	0.00	0.00	69,223	0.00	
3023406	565205	CIP - NICOLET AVENUE DRAINAGE	0	200,000	200,000	150.00	0.00	199,850	0.10	
3023406	565210	CIP - KINGS WAY AT FAWSETT RD	200,000	0	200,000	0.00	0.00	200,000	0.00	
3023406	565217	CIP - STIRLING BRIDGE REPLACE	250,000	0	250,000	0.00	25,425.00	224,575	10.20	
3023406	565221	CIP - N LAKEMONT SEMINOLE DITC	0	333,395	333,395	100.00	0.00	333,295	0.00	
3023406	565232	CIP - TEMPLE DR STORMWATER IMP	0	200,605	200,605	0.00	93.75	200,511	0.00	
3023406	565234	CIP - WARD PARK PONDS PROJECT	0	54,547	54,547	4,168.00	0.00	50,379	7.60	
4032883	565401	CIP - RECLAIM WATER CONSULTANT	0	70,000	70,000	0.00	0.00	70,000	0.00	
4032883	565402	CIP - METER DATA MGMT UPGRADE	0	85,811	85,811	100,890.48	34,059.18	-49,138	157.30	

Capital Project Budget Status as of June 30, 2024

ORG	OBJECT	ACCOUNT DESCRIPTION	ORIGINAL APPROP	TRANFRS/ADJSMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	% USED	Comments
4032883	565417	CIP - IRON BRIDGE WWTP IMPROVE	3,292,900	2,961,079	6,253,979	135,403.24	0.00	6,118,576	2.20	
4032883	565419	CIP - WATER TP CONNECTIVITY	0	412,000	412,000	228,000.00	184,000.00	0	100.00	
4032883	565430	CIP - CONSERV II WWTP IMPROVE	1,000,000	0	1,000,000	0.00	0.00	1,000,000	0.00	
4032883	565431	CIP - FDOT 17-92 UT LINE RELOC	0	19,951	19,951	0.00	15,314.93	4,636	76.80	
4352883	565404	CIP - SEWER MAIN EXTENSIONS	300,000	1,438,103	1,738,103	525.00	543.67	1,737,034	0.10	
4352883	565405	CIP - RAVAUDAGE LIFT STATION	0	3,173,751	3,173,751	180.00	7,389.15	3,166,182	0.20	
4352883	565423	CIP - KENNEDY RD WIDE FORCE MN	200,000	0	200,000	0.00	0.00	200,000	0.00	
4352883	565424	CIP - EAST OC SERVICE IMPROVEM	0	1,306,500	1,306,500	0.00	0.00	1,306,500	0.00	
4352887	565406	CIP - RAVAUDAGE SEWER EXT	0	1,436,729	1,436,729	170,514.29	378,193.46	888,021	38.20	
4362883	565407	CIP - UPGRADE WATER MAINS	300,000	510,247	810,247	0.00	0.00	810,247	0.00	
4362883	565408	CIP - RICHARD CROTTY PKW	0	990,366	990,366	0.00	0.00	990,366	0.00	
4362883	565410	CIP - RAVAUDAGE WATER EXT	0	1,223,359	1,223,359	0.00	0.00	1,223,359	0.00	
4362883	565424	CIP - EAST OC SERVICE IMPROVEM	0	81,400	81,400	0.00	0.00	81,400	0.00	
4372883	565405	CIP - RAVAUDAGE LIFT STATION	0	27,391	27,391	0.00	1,327.43	26,064	4.80	
4372883	565407	CIP - UPGRADE WATER MAINS	750,000	245,885	995,885	712,244.67	8,785.91	274,854	72.40	
4372883	565408	CIP - RICHARD CROTTY PKW	0	614,979	614,979	0.00	46,520.98	568,458	7.60	
4372883	565411	CIP - SEWER MAIN R&R	500,000	267,494	767,494	38,105.60	250,000.00	479,388	37.50	
4372883	565412	CIP - REHAB SEWER MANHOLE	50,000	136,269	186,269	0.00	125,703.95	60,565	67.50	
4372883	565413	CIP - REPLACE ASBESTOS FM	0	28,682	28,682	0.00	0.00	28,682	0.00	
4372883	565414	CIP - REHAB SWR MAIN SHORTLINE	50,000	107,193	157,193	0.00	0.00	157,193	0.00	
4372883	565415	CIP - SEWER RICHARD CROTTY PKW	0	32,459	32,459	0.00	0.00	32,459	0.00	
4372883	565416	CIP - LIFT STATION R&R	660,000	523,501	1,183,501	405,447.78	419,781.74	358,271	69.70	
4372883	565422	CIP - UT LINES 434 ROAD WIDENI	0	2,210,574	2,210,574	0.00	10,573.89	2,200,000	0.50	
4372883	565428	CIP - WATER TREATMENT PLANTS	640,000	602,401	1,242,401	422,652.69	0.00	819,748	34.00	
4372883	565429	CIP - WP ESTATES WW PLANT	325,000	89,977	414,977	16,818.82	271,504.63	126,654	69.50	
4602909	534071	CONTRACTUAL SERV - RES UG CONV	0	0	0	234,903.80	0.00	-234,904	100.00	
4602909	565600	CIP - CITYWIDE UNDERGROUNDING	7,761,600	24,046	7,785,646	7,171,190.17	251,641.50	362,814	95.30	Bulk meter replacement funding below will be needed to complete the fiscal year within the overall budget for the Electric Fund
4602909	565602	CIP - FIBER OPTIC LINES UG	0	0	0	44,431.35	0.00	-44,431	100.00	
4602909	565605	CIP - EL SUBSTATION UPGRADES	0	609,000	609,000	0.00	158,609.61	450,390	26.00	
4602909	565606	CIP - BULK EL METER REPLACEMEN	0	1,499,041	1,499,041	0.00	0.00	1,499,041	0.00	Most, if not all, of this balance will be applied to undergrounding efforts in FY 2024

Projects Afforded by Revenue Replacement from ARPA

Last revised 10/11/2023 Commission Meeting

Potential Use of Funds	Revised Allocation	\$ Amount Approved	\$ Remaining Allocation	Spent to date 06/30/24	Encumbered	Total Spent Plus Encumbered	Balance Remaining
General Projects/Uses							
Offset loss of revenue in 2022	\$ 1,300,000	\$ 1,300,000	\$ -	\$ 1,300,000		\$ 1,300,000	\$ -
Offset loss of revenue in 2023	\$ 500,000	\$ 500,000	\$ -	\$ 500,000		\$ 500,000	\$ -
City Employee Retention Bonus in 2023	\$ 535,000	\$ 535,000	\$ -	\$ 555,957	\$ -	\$ 555,957	\$ (20,957)
Historic Preservation	\$ 100,000	\$ 100,000	\$ -	\$ 100,000	\$ -	\$ 100,000	\$ -
Traffic and Road Improvement Study and Design	\$ 420,000	\$ 420,000	\$ -	\$ 368,308	\$ 65,165	\$ 433,473	\$ (13,473)
Neighborhood Traffic Calming	\$ 250,000	\$ 250,000	\$ -	\$ 75,419	\$ -	\$ 75,419	\$ 174,581
Large Scale Street Bricking Repair and Replacement	\$ 500,000	\$ 500,000	\$ -	\$ 293,842	\$ -	\$ 293,842	\$ 206,158
						\$ -	\$ -
Old Library Building AC	\$ 72,000	\$ 72,000	\$ -	\$ 62,856	\$ -	\$ 62,856	\$ 9,144
						\$ -	\$ -
Seven Oaks Park	\$ 3,950,000	\$ 3,950,000	\$ -	\$ 1,556,499	\$ 2,803,698	\$ 4,360,197	\$ (410,197)
Progress to Mead Connector	\$ 500,000	\$ -	\$ 500,000		\$ 131,760	\$ 131,760	\$ 368,240
Ozark Property Purchase	\$ -	\$ -	\$ -			\$ -	\$ -
Stormwater Pump Purchase	\$ 60,000	\$ 60,000	\$ -	\$ 75,600	\$ -	\$ 75,600	\$ (15,600)
Other Emergency Infrastructure Projects		\$ -	\$ -			\$ -	\$ -
Lake Spier Emergency Repair	\$ 770,000	\$ 770,000	\$ -	\$ 102,735	\$ 33,493	\$ 136,229	\$ 633,771
City Wide Stormwater Master Plan	\$ 300,000	\$ 300,000	\$ -	\$ 423,094	\$ 294,680	\$ 717,775	\$ (417,775)

Projects Afforded by Revenue Replacement from ARPA

Last revised 10/11/2023 Commission Meeting

Potential Use of Funds	Revised Allocation	\$ Amount Approved	\$ Remaining Allocation	Spent to date 06/30/24	Encumbered	Total Spent Plus Encumbered	Balance Remaining
Howell Branch Preserve Access Trail	\$ 250,000	\$ 250,000	\$ -			\$ -	\$ 250,000
Meadows Park at Margaret Square	\$ 101,750	\$ 101,750	\$ -	\$ 119,618	\$ -	\$ 119,618	\$ (17,868)
Stormwater Capital Improvements	\$ 150,000	\$ 150,000	\$ -	\$ 150,000		\$ 150,000	\$ -
Cybersecurity Enhancements	\$ 500,000	\$ 500,000	\$ -	\$ 432,289	\$ -	\$ 432,289	\$ 67,711
						\$ -	\$ -
Fire Training Facility	\$ 940,000	\$ 940,000	\$ -	\$ 85,400	\$ 83,610	\$ 169,010	\$ 770,990
Sustainability Program - vehicles, equipment, charging stations	\$ 370,000	\$ 370,000	\$ -	\$ 94,095	\$ -	\$ 94,095	\$ 275,905
				\$ 214,655	\$ -	\$ 214,655	\$ (214,655)
				\$ 64,359	\$ -	\$ 64,359	\$ (64,359)
						\$ -	\$ -
						\$ -	\$ -
NRCS Project Funding Match	\$ 520,000	\$ 520,000	\$ -	\$ 475,912	\$ 44,088	\$ 520,000	\$ (0)
Vaccine Incentive Program for City Employees	\$ 75,000	\$ 75,000	\$ -	\$ 57,825	\$ -	\$ 57,825	\$ 17,175
Non-Profits						\$ -	\$ -
Winter Park Library Furnishings and operating support grant	\$ 900,000	\$ 900,000	\$ -	\$ 900,000		\$ 900,000	\$ -
						\$ -	\$ -
Support for Existing Non-Profit Partners	\$ 300,000	\$ 300,000	\$ -	\$ 300,000		\$ 300,000	\$ -
Grant Fund for Supporting Small Non-Profits	\$ 285,000	\$ 285,000	\$ -	\$ 310,000		\$ 310,000	\$ (25,000)
Households and Small Businesses						\$ -	\$ -
Utility Payment Assistance Program	\$ -	\$ -	\$ -			\$ -	\$ -
Business Façade Program	\$ 100,000	\$ 100,000	\$ -	\$ 20,000	\$ -	\$ 20,000	\$ 80,000

Projects Afforded by Revenue Replacement from ARPA

Last revised 10/11/2023 Commission Meeting

Potential Use of Funds	Revised Allocation	\$ Amount Approved	\$ Remaining Allocation	Spent to date 06/30/24	Encumbered	Total Spent Plus Encumbered	Balance Remaining
Business Recruitment Program	\$ 210,000	\$ 20,000	\$ 190,000	\$ 40,855	\$ -	\$ 40,855	\$ 169,145
Humanitarian Support	\$ -	\$ -	\$ -			\$ -	\$ -
Tourism, Travel and Hospitality						\$ -	\$ -
Central Park Stage	\$ 400,000	\$ 400,000	\$ -	\$ 400,000	\$ -	\$ 400,000	\$ -
Boat Tour to Dredge Canal and property cleanup	\$ 100,000	\$ 100,000	\$ -	\$ 166,375	\$ -	\$ 166,375	\$ (66,375)
Dinky Dock	\$ 154,000	\$ 154,000	\$ -	\$ 121,731	\$ 21,150	\$ 142,881	\$ 11,119
Christmas Decorations Downtown	\$ 180,000	\$ 180,000	\$ -	\$ 240,153	\$ -	\$ 240,153	\$ (60,153)
Broadband						\$ -	\$ -
Connect Facilities with Fiber	\$ -	\$ -	\$ -			\$ -	\$ -
Smart City - Broadband - Signalization and Connectivity Improvements	\$ 600,000	\$ 160,000	\$ 440,000	\$ 205,123	\$ -	\$ 205,123	\$ 394,877
Public Wi-Fi	\$ 30,000	\$ 30,000	\$ -	\$ 28,204	\$ -	\$ 28,204	\$ 1,796

Sum of above projects & uses	\$ 15,422,750	\$ 14,292,750	\$ 1,130,000	\$ 9,840,905	\$ 3,477,645	\$ 13,318,550	\$ 2,104,200
ARPA Funding Award Received	\$ 15,438,814						
Remaining to be allocated	\$ 16,064						

Cash and Investment Portfolio (excluding pension funds and bond proceeds)

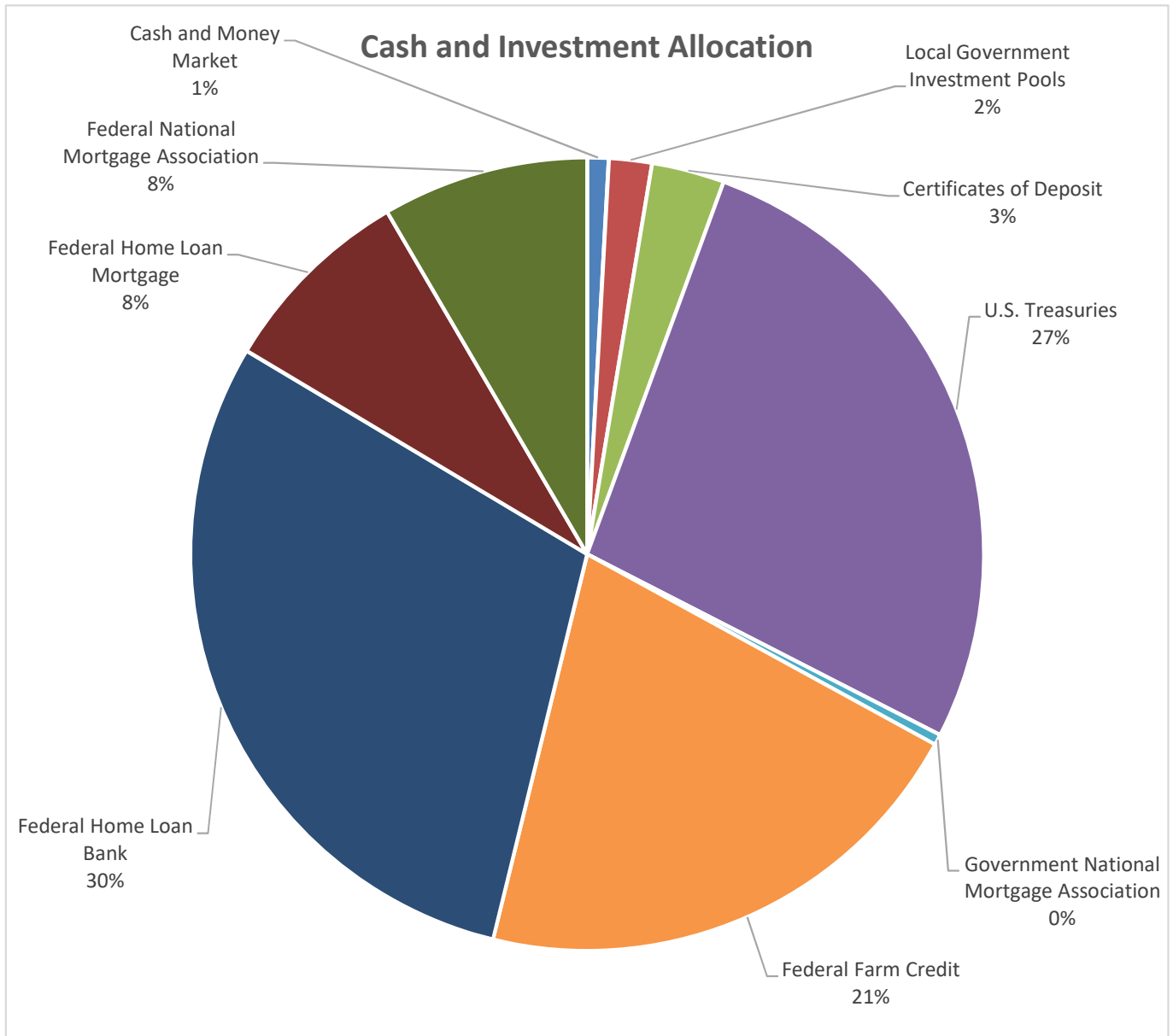
30-Jun-24

Issuer	CUSIP	Purchase Date	Quantity	Estimated Price	Coupon Rate	Cost	Market Value	Maturity Date	Moody's Rating	S & P Rating	Percentage of Total Cash and Investments	Percentage of Long-Term Investments
Short-term funds:												
Bank of America					0.00%	642,426	\$ 642,426					
SeacoastBank					0.15%	\$ 103,165	\$ 103,165					
FL Safe - Local Government Investment Pool					5.35%	\$ 1,749,601	\$ 1,749,601					
FL PALM - Local Government Investment Pool					5.41%	\$ 230,191	\$ 230,191					
American Municipal Securities Money Market Fund					4.88%	\$ 257,408	\$ 257,408					
State Board of Administration (SBA)					5.49%	\$ 22,605	\$ 22,605					
Certificate of Deposit - First Colony Bank					4.40%	\$ 1,098,602	\$ 1,098,602					
Commercial Money Market - One Florida Bank					1.85%	\$ 1,038,296	\$ 1,038,296					
Certificate of Deposit - Seacoast Bank					0.05%	\$ 1,266,073	\$ 1,266,073					
Total short-term funds						\$ 6,408,367	\$ 6,408,367				5.59%	
Long-term investments:												
US Treasury Note Investments (backed by full faith and credit of the United States Government):												
US TREASURY NOTES	91282CCT6	08/31/21	\$ 1,550,000	99.380	0.38%	\$ 1,550,000	\$ 1,540,390	08/15/24	AAA			
US TREASURY NOTES	912828D56	11/21/23	\$ 300,000	99.621	2.38%	\$ 300,000	\$ 298,863	08/15/24	AAA			
US TREASURY NOTES	91282CDN8	12/17/21	\$ 4,000,000	98.075	1.00%	\$ 4,000,000	\$ 3,923,000	12/15/24	AAA			
US TREASURY NOTES	91282CGD7	01/30/23	\$ 3,000,000	99.458	4.25%	\$ 3,000,000	\$ 2,983,740	12/31/24	AAA			
US TREASURY NOTES	91282CHD6	06/28/23	\$ 185,000	99.165	4.25%	\$ 185,000	\$ 183,455	05/31/25	AAA			
US TREASURY NOTES	91282CEU1	08/29/22	\$ 500,000	97.881	2.88%	\$ 492,915	\$ 489,405	06/15/25	AAA			
US TREASURY NOTES	91982CAZ4	12/22/20	\$ 4,000,000	93.816	0.38%	\$ 4,000,000	\$ 3,752,640	11/30/25	AAA			
US TREASURY NOTES	91282CJS1	01/03/24	\$ 4,000,000	99.042	4.25%	\$ 4,000,000	\$ 3,961,680	11/30/25	AAA			
US TREASURY NOTES	91282CJV4	02/15/24	\$ 270,000	99.039	4.25%	\$ 270,000	\$ 267,405	01/31/26	AAA			
US TREASURY NOTES	91282CGL9	12/20/23	\$ 3,000,000	98.648	4.25%	\$ 3,000,000	\$ 2,959,440	02/15/26	AAA			
US TREASURY NOTES	91282CBQ3	03/08/21	\$ 2,500,000	93.117	0.50%	\$ 2,500,000	\$ 2,327,925	02/28/26	AAA			
US TREASURY NOTES	91282CKB6	03/14/24	\$ 1,000,000	99.640	4.63%	\$ 1,000,000	\$ 996,400	02/28/26	AAA			
US TREASURY NOTES	91282CKH3	04/23/24	\$ 200,000	99.476	4.50%	\$ 200,000	\$ 198,952	02/28/26	AAA			
US TREASURY NOTES	91282CCF6	06/25/21	\$ 1,000,000	92.738	0.75%	\$ 1,000,000	\$ 927,380	05/31/26	AAA			
US TREASURY NOTES	91282CHU8	08/16/23	\$ 300,000	99.343	4.38%	\$ 300,000	\$ 298,029	05/31/26	AAA			
US TREASURY NOTES	91282CCW9	08/31/21	\$ 2,000,000	91.968	0.75%	\$ 2,000,000	\$ 1,839,360	08/31/26	AAA			
US TREASURY NOTES	91282CJW2	01/18/24	\$ 4,000,000	98.460	4.00%	\$ 4,000,000	\$ 3,938,400	08/31/26	AAA			
Total US Treasury Note Investments			\$ 31,805,000			\$ 31,797,915	\$ 30,886,465				26.94%	28.54%
Government National Mortgage Investments (backed by full faith and credit of the United States Government):												
GNMA PASS THRU POOL AD1605	36180CYA1	02/01/13	\$ 1,000,000	95.129	2.00%	\$ 75,363	\$ 71,692	01/15/28				
GNMA II PASS THRU POOL 2562	36202CZ30	02/08/01	\$ 2,500,000	101.733	6.00%	\$ 3,121	\$ 3,175	03/20/28				
GNMA PASS THRU POOL 497581	36210NXJ3	02/11/99	\$ 500,000	101.041	6.00%	\$ 3,659	\$ 3,697	01/15/29				
GNMA II PASS THRU POOL 2795	36202DC82	02/08/01	\$ 2,000,000	101.482	6.50%	\$ 3,672	\$ 3,726	08/20/29				
GNMA II PASS THRU POOL 2997	36202DKJ9	01/31/01	\$ 1,717,305	101.482	6.50%	\$ 1,245	\$ 1,263	11/20/30				
GNMA II PASS THRU POOL 3839	36202EHQ5	01/30/08	\$ 1,000,000	97.666	4.50%	\$ 29,920	\$ 29,222	04/20/36				
GNMA II PASS THRU POOL 4071	36202EQY8	01/18/08	\$ 1,000,000	99.963	5.00%	\$ 11,368	\$ 11,364	01/20/38				
GNMA PASS THRU POOL 702875	36296V2G2	05/10/10	\$ 1,015,000	96.517	4.00%	\$ 298,868	\$ 288,458	07/15/39				
GNMA 13-28 DE REMIC MULTICLASS CMO	38378FWG1	02/08/13	\$ 1,000,000	86.270	1.75%	\$ 94,701	\$ 81,699	12/20/42				
Total Government National Mortgage Investments			\$ 11,732,305			\$ 521,917	\$ 494,297				0.43%	0.46%
Agencies which are non-full faith and credit):												
Federal Farm Credit Investments:												
FEDERAL FARM CREDIT	3133ELH80	06/08/20	\$ 4,360,000	95.626	0.68%	\$ 4,360,000	\$ 4,169,294	06/10/25	AAA	AA+		
FEDERAL FARM CREDIT	3133ELK37	06/09/20	\$ 2,800,000	95.630	0.78%	\$ 2,800,000	\$ 2,677,640	06/16/25	AAA	AA+		
FEDERAL FARM CREDIT	3133EMCP5	10/14/220	\$ 3,500,000	94.364	0.52%	\$ 3,500,000	\$ 3,302,740	10/14/25	AAA	AA+		
FEDERAL FARM CREDIT	3133EMUK6	03/18/21	\$ 2,000,000	93.769	1.05%	\$ 2,000,000	\$ 1,875,380	03/25/26	AAA	AA+		
FEDERAL FARM CREDIT	3133EN7M6	01/07/23	\$ 3,000,000	99.130	4.92%	\$ 3,000,000	\$ 2,973,900	02/02/26	AAA	AA+		
FEDERAL FARM CREDIT	3133EMHW5	11/30/20	\$ 2,000,000	90.626	0.70%	\$ 2,000,000	\$ 1,812,520	11/30/26	AAA	AA+		
FEDERAL FARM CREDIT	3133ENJC5	12/20/21	\$ 3,000,000	91.776	1.29%	\$ 3,000,000	\$ 2,753,280	12/22/26	AAA	AA+		
FEDERAL FARM CREDIT	3133EMKZ4	12/24/20	\$ 2,000,000	89.199	0.79%	\$ 2,000,000	\$ 1,783,980	06/21/27	AAA	AA+		

Cash and Investment Portfolio (excluding pension funds and bond proceeds)

30-Jun-24

Issuer	CUSIP	Purchase Date	Quantity	Estimated Price	Coupon Rate	Cost	Market Value	Maturity Date	Moody's Rating	S & P Rating	Percentage of Total Cash and Investments	Percentage of Long-Term Investments
FEDERAL FARM CREDIT	3133EMHZ8	12/16/20	\$ 3,000,000	85.002	1.13%	\$ 3,000,000	\$ 2,550,060	06/01/29	AAA	AA+		
Total Federal Farm Credit Investments			\$ 25,660,000			\$ 25,660,000	\$ 23,898,794				20.85%	22.08%
Federal Home Loan Banks Investments:												
FEDERAL HOME LOAN BANK	3130AJSF7	06/25/20	\$ 3,000,000	97.565	0.65%	\$ 3,000,000	\$ 2,926,950	01/08/25	AAA	AA+		
FEDERAL HOME LOAN BANK	3130UAGG3	01/09/23	\$ 1,000,000	99.751	5.00%	\$ 1,000,000	\$ 997,510	01/24/25	AAA	AA+		
FEDERAL HOME LOAN BANK	3130AQRZ8	02/01/22	\$ 1,000,000	97.936	2.00%	\$ 1,000,000	\$ 979,360	02/24/25	AAA	AA+		
FEDERAL HOME LOAN BANK	3130AWDY3	06/28/23	\$ 500,000	99.830	5.15%	\$ 500,000	\$ 499,150	12/12/25	AAA	AA+		
FEDERAL HOME LOAN BANK	3130AMCY6	04/28/21	\$ 1,000,000	93.020	1.00%	\$ 1,000,000	\$ 930,200	05/27/26	AAA	AA+		
FEDERAL HOME LOAN BANK	3130ANWW6	09/01/21	\$ 1,000,000	93.693	0.76%	\$ 1,000,000	\$ 936,930	05/27/26	AAA	AA+		
FEDERAL HOME LOAN BANK	3130ALTF1	03/24/21	\$ 2,600,000	92.706	1.00%	\$ 2,600,000	\$ 2,410,356	06/30/26	AAA	AA+		
FEDERAL HOME LOAN BANK	3130ALWS9	03/31/21	\$ 2,250,000	92.742	1.10%	\$ 2,250,000	\$ 2,086,695	07/14/26	AAA	AA+		
FEDERAL HOME LOAN BANK	3130AQM83	01/14/22	\$ 2,600,000	93.599	1.60%	\$ 2,600,000	\$ 2,433,574	07/27/26	AAA	AA+		
FEDERAL HOME LOAN BANK	3130ANWV8	09/01/21	\$ 4,000,000	91.899	1.00%	\$ 4,000,000	\$ 3,675,960	09/28/26	AAA	AA+		
FEDERAL HOME LOAN BANK	3130AP6U4	10/15/21	\$ 3,200,000	91.672	1.00%	\$ 3,200,000	\$ 2,933,504	10/14/26	AAA	AA+		
FEDERAL HOME LOAN BANK	3130AQRQ8	01/28/22	\$ 3,000,000	93.389	2.00%	\$ 3,000,000	\$ 2,801,670	02/25/27	AAA	AA+		
FEDERAL HOME LOAN BANK	3130ARU25	04/25/22	\$ 1,500,000	95.859	3.15%	\$ 1,500,000	\$ 1,437,885	02/25/27	AAA	AA+		
FEDERAL HOME LOAN BANK	3130ARMS7	04/18/22	\$ 3,000,000	95.467	3.00%	\$ 3,000,000	\$ 2,864,010	04/29/27	AAA	AA+		
FEDERAL HOME LOAN BANK	3130AKQW9	01/12/21	\$ 5,000,000	88.621	1.00%	\$ 5,000,000	\$ 4,431,050	01/28/28	AAA	AA+		
FEDERAL HOME LOAN BANK	3130AKSP2	01/15/21	\$ 2,000,000	88.410	0.95%	\$ 2,000,000	\$ 1,768,200	02/03/28	AAA	AA+		
Total Federal Home Loan Banks Investments			\$ 36,650,000			\$ 36,650,000	\$ 34,113,004				29.76%	31.52%
Federal Home Loan Mortgage Investments:												
FEDERAL HOME LN MTG CORP	3134GVQF8	04/29/20	\$ 750,000	96.215	0.75%	\$ 750,000	\$ 721,613	04/30/25	AAA			
FEDERAL HOME LN MTG CORP	3134GVR26	06/15/20	\$ 1,500,000	95.526	0.70%	\$ 1,500,000	\$ 1,432,890	06/25/25	AAA			
FEDERAL HOME LN MTG CORP	3134GWB70	08/27/20	\$ 2,400,000	94.882	0.63%	\$ 2,400,000	\$ 2,277,168	09/15/25	AAA			
FEDERAL HOME LN MTG CORP	3134GWW93	09/23/20	\$ 500,000	94.627	0.55%	\$ 500,000	\$ 473,135	09/30/25	AAA			
FEDERAL HOME LN MTG CORP	3134GWZY5	10/15/20	\$ 2,125,000	94.223	0.50%	\$ 2,125,000	\$ 2,002,239	10/23/25	AAA			
FEDERAL HOME LN MTG CORP	3134GW5B8	10/20/20	\$ 1,000,000	94.249	0.50%	\$ 1,000,000	\$ 942,490	10/29/25	AAA			
FEDERAL HOME LN MTG CORP	3134GW6V3	10/26/20	\$ 475,000	91.035	0.75%	\$ 475,000	\$ 432,416	10/30/26	AAA			
FEDERAL HOME LN MTG CORP	3134GW6P6	11/09/20	\$ 1,000,000	90.445	0.75%	\$ 1,000,000	\$ 904,450	12/30/26	AAA			
FHLMC GOLD PASS THRU POOL C91020	3128P7DZ3	03/21/07	\$ 1,000,000	99.219	5.50%	\$ 4,521	\$ 4,486	03/01/27	AAA	AA+		
Total Federal Home Loan Mortgage Investments			\$ 10,750,000			\$ 9,754,521	\$ 9,190,886				8.02%	8.49%
Federal National Mortgage Association Investments:												
FEDERAL NATL MTG ASSN	3135GOW66	11/21/19	\$ 4,500,000	98.968	1.63%	\$ 4,500,000	\$ 4,453,560	10/15/24	AAA	AA+		
FEDERAL NATL MTG ASSN	3136G4C43	07/24/20	\$ 3,500,000	95.261	0.65%	\$ 3,500,000	\$ 3,334,135	08/14/25	AAA	AA+		
FEDERAL NATL MTG ASSN	3135GA4Q1	11/10/20	\$ 2,000,000	92.542	0.70%	\$ 2,000,000	\$ 1,850,840	05/28/26	AAA	AA+		
FNMA PASS THRU POOL 255994	31371MKF3	03/12/07	\$ 1,605,000	98.627	5.50%	\$ 4,468	\$ 4,407	11/01/25	AAA	AA+		
Total Federal National Mortgage Association Investments:			\$ 11,605,000			\$ 10,004,468	\$ 9,642,942				8.41%	8.91%
Total Federal Instrumentalities (United States Government Agencies which are non-full faith and credit):			\$ 84,665,000			\$ 82,068,989	\$ 76,845,625				67.04%	71.00%
Total Long-Term Investments			\$ 128,202,305			\$ 114,388,821	\$ 108,226,387					
Total Short-Term Funds and Long-Term Investments						\$ 120,797,188	\$ 114,634,754					
Blended Portfolio Rate of Return							1.75%					
Average Maturity of Long-Term Investments (in years)							1.80					



**item type**

Action Items Requiring Discussion

meeting date

August 14, 2024

prepared by

Randy Knight, City Manager

approved by

Randy Knight, City Manager

subject

Approve license agreement for overflow parking for Library and Events Center

motion | recommendation

Approve the License Agreement for overflow parking for the Library and Events Center

background

As has been discussed at previous commission meetings, there is a shortfall of parking at the Library and Events Center when there are major events. The Heritage Park office building located at 941 W. Morse Boulevard has a large parking lot that is largely unused during nights and weekends. Staff has negotiated the attached license agreement to utilize said parking for overflow needs on weekdays after 5:30 p.m. and on weekends after 11:30 a.m.

The term is from year to year at a rental rate of \$100 per year. The agreement can be terminated by either party upon 60 days written notice to the other party.

City staff plans to instruct valet services to utilize this overflow parking, thus freeing up spaces within the LEC parking lot for patrons not using the valet.

alternatives | other considerations**fiscal impact**

\$100 per year.

attachments

1. License Agreement for Overflow parking at Heritage Park

LICENSE AGREEMENT

This License Agreement (“Agreement”) is made and entered into this ____ day of _____ 2024, (“Effective Date”) by and between Progress Point LLC, a Florida limited liability company (hereinafter referred to as “Owner” or “Licensor”), and CITY OF WINTER PARK, a Florida municipal corporation, whose address is 401 South Park Avenue, Winter Park, Florida 32789 (hereinafter referred to as “Licensee”).

RECITALS:

WHEREAS, Owner owns fee simple title to that certain real property located at 941 W. Morse Blvd., Winter Park, Florida 32789, with Orange County Property ID# 01-22-29-3604-04-000 upon which exists the Owner’s parking lot within the area graphically outlined on the attached Exhibit “A” (the “Premises”); and

WHEREAS, Owner and Licensee hereby enter into this Agreement for use of the Premises for public parking purposes for certain days and time periods, and according to the terms provided herein.

NOW THEREFORE, in consideration of the Recitals and the terms, conditions and provisions contained herein, \$100.00, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged and agreed, the parties hereby agree as follows:

1. **Recitals**. The above Recitals are true and correct and hereby incorporated into this Agreement as material provisions hereof.

2. **Term and Rent**. The term of this Agreement is from year to year commencing on the Effective Date (“Term”), provided either party may terminate this Agreement by providing sixty (60) days written notice to the other party. Licensee shall pay Owner \$100.00 within thirty (30) days of the Effective Date and thereafter on the anniversary of the Effective Date, during the Term of this Agreement.

3. **Use**. During the Term, Licensee shall have the non-exclusive right of possession and use of the Premises for parking purposes weekdays 5:30 PM to 2:00 AM and on Saturday and Sundays from 11:30 AM to 2:00 AM on each such day (“Time of Use”). Licensee’s right of possession and use includes the right to allow and provide for parking by the general public on the Premises during the Time of Use. Subject to control by Licensee, Licensee and its employees, agents, officers, and members of the general public shall have the non-exclusive right to park vehicles on the Premises and the right of pedestrian and vehicle ingress and egress over the driveways, access points and drive aisles of the Premises, all during the Time of Use. Licensee may erect temporary signage on the Premises during the event related to public parking subject to approval by Owner.

4. **Maintenance**. Licensee shall remove any trash, debris, or other materials accumulated on the Premises as a result of Licensee’s or the public’s use of the Premises. In the event the Premises contains trash, debris, or other materials from Licensee’s or the public’s use of

the Premises, Licensee shall reimburse Owner for any and all costs in connection with the cleaning, removing or discarding of such matter on the Premises within thirty (30) days of Owner presenting Licensee with evidence that Owner has paid costs or incurred expenses in connection therewith.

5. **No Liability for Crimes.** Licenser makes no representations or warranties with respect to crime in the area, undertakes no duty to protect against criminal acts and shall not be liable for any injury, wrongful death or property damage arising from any criminal acts from any cause whatsoever, whether or not such injury, loss, or damage results from any fault, default, negligence, act or omission of Licenser or its agents, servants, employees, or any other person for whom Licenser is in law responsible. LICENSOR MAKES NO REPRESENTATION OR WARRANTY REGARDING WHETHER OR NOT LICENSOR WILL PROVIDE SECURITY SERVICES OR, IF SO, WHAT FORM OF SECURITY SERVICES WILL BE PROVIDED. Licenser may, from time to time, employ security personnel and equipment, however, such personnel and equipment are only for the protection of Licenser's property. Licenser reserves the right, in its sole and absolute discretion, to start, alter or terminate any such security services without notice. Licensee is urged to provide security for its invitees, its own personnel, and property as it deems necessary. Licensee must obtain insurance and take all other appropriate action to protect against criminal acts.

6. **Release and Indemnification.** Licensee, on its behalf and on behalf of its employees, contractors, agents, and invitees, does hereby release Licenser and Licenser's members, managers, and employees from any and all liability, loss, action, claim or damages arising from or out of the use by Licensee or Licensee's employees, contractors, agents, and invitees of Licenser's property. Licensee hereby indemnifies and holds harmless, and agrees to defend, the Owner and the Owner's agents, officers, and employees from and against, and to compensate and reimburse Owner for, all claims, damages, liabilities, losses, expenses, and attorneys' fees arising out of or resulting from use by Licensee or the public of the Premises under this Agreement, except to the extent caused by any negligent or willful act or omission of Owner or Owner's agents, officers, or employees, and as limited by Paragraph 11 of this Agreement.

7. **Insurance.** Notwithstanding any provision to the contrary in this Agreement, Licensee hereby agrees to maintain comprehensive broad form general liability insurance on the Premises (the "Insurance Policy"). Licensee shall reimburse Owner for any and all reasonable costs in connection with any claim made by a third party against Owner resulting from an incident(s) that occurred during Licensee's use of the Premises. Licensee shall reimburse Owner within thirty (30) days of Owner presenting Licensee with evidence that Owner has paid a claim or incurred expenses in connection therewith. The Insurance Policy shall be no less than \$5,000,000.00 and shall cover any liability from property damage or personal injury arising from Licensee's use of the Premises. The Insurance Policy must be endorsed to name Owner as an additional insured and must be issued by one or more insurance companies authorized to transact business in the State of Florida. Licensee shall present to Owner, upon demand and within a reasonable period of time, a certificate of insurance evidencing the insurance coverage required by this paragraph. The amount of the Insurance Policy shall be increased as the parties may reasonably require from time to time to account for inflation, or generally increased insurance settlements, or jury verdicts, or court judgments. Licenser shall be entitled to recover up to the full amounts of the policy limits afforded by such general liability insurance, the provisions of

Paragraph 11 below and the benefits and immunities of sovereign immunity under the Constitution and statutes of the State of Florida afforded to Licensee notwithstanding.

8. **Default.** In the event of a material breach of any provision of this Agreement, the non-breaching party shall have the right to terminate the Agreement if the breaching party has not cured such breach within ten (10) days after the non-breaching party give notice to the breaching party of such breach. Additionally, and in the alternative, either party shall have the right to pursue any and all remedies available at law and in equity with respect to any breach of this Agreement.

9. **Binding on Successors and Assigns.** The terms, conditions and provisions of this Agreement shall be binding upon and shall inure to the benefit of each of the parties hereto, their heirs, personal representatives, successors and assigns; provided, however, this Agreement shall not be assigned by Licensee without the prior written consent of the Owner. No other party is intended to be a third party beneficiary of this Agreement.

10. **Notices.** Any notice or demand to be given or that may be given hereunder shall be in writing and shall be (i) delivered by hand, or (ii) delivered through United States mail, postage prepaid, certified, return receipt requested and addressed to the parties at the address shown in the introductory paragraph of this Agreement. Any notice or demand that may be given hereunder shall be deemed complete (i) one (1) day after mailing of such notice or demand in the United States mail with proper postage affixed thereto, certified, return receipt requested, or (ii) upon hand-delivery to the appropriate address as herein provided. Any party hereto may change said address by notice in writing to the other party in the manner herein provided.

11. **Non-Waiver of Sovereign Immunity.** Licensee expressly retains all rights, benefits and immunities of sovereign immunity under the Constitution and statutes of the State of Florida, and particularly with respect to Chapter 768, Florida Statutes. Except as set forth in the first sentence of Paragraph 6 above concerning Licensee's release, but otherwise notwithstanding anything in this Agreement to the contrary, nothing in this Agreement shall be deemed a waiver of immunity or limits of liability of the Licensee beyond any statutory limited waiver of immunity or limits of liability which may have been adopted by the Florida Legislature or may be adopted by the Florida Legislature and any liability of the Licensee for damages shall not exceed the statutory limits of liability, regardless of the number or nature of any claim which may arise, including but not limited to a claim sounding in tort, equity or contract; provided, however, this provision is not intended to waive or release the insurance coverage and protections afforded by the policies required in Paragraph 7. Nothing in this Agreement shall inure to the benefit of any third party for the purpose of allowing any claim against any party, which would otherwise be barred under the Doctrine of Sovereign Immunity or by operation of law. This Paragraph 11 shall survive the termination and expiration of this Agreement

12. **Time.** Time is of the essence of this Agreement. Neither party shall be required to perform any term, covenant or condition of this Agreement so long as such performance is delayed or prevented by force majeure, which shall mean any acts of God, strike, lockout, material or labor restriction by any governmental authority, civil riot, and any other cause not reasonably within the control of such party and which by the exercise of due diligence such party is unable, wholly or in part, to prevent or overcome.

13. **Applicable Law.** The laws of the State of Florida shall govern the validity, performance and enforcement of this Agreement. The parties further agree that any and all litigation arising from the terms of this Agreement and the subject matter contained herein shall be filed and heard in a court of competent jurisdiction located in Orange County, Florida. The invalidity or unenforceability of any provision of this Agreement shall not affect or impair any other provision unless the purpose of this Agreement is frustrated thereby.

14. **Mediation.** In the event of any dispute arising out of this Agreement, the parties shall endeavor to resolve such dispute through mediation, conducted by a mutually agreeable mediator. The fees of such mediator shall be split equally between the parties. Other than an action by a party seeking to enjoin the action of the other party, mediation of any dispute shall be a prerequisite to a party commencing litigation to resolve such dispute.

15. **Waiver of Jury Trial.** EACH OF THE PARTIES, JOINTLY AND SEVERALLY, HEREBY KNOWINGLY, VOLUNTARILY AND INTENTIONALLY WAIVE THE RIGHT EITHER MAY HAVE TO A TRIAL BY JURY IN RESPECT OF ANY LITIGATION BASED HEREON, OR ARISING OUT OF, UNDER OR IN CONNECTION WITH THIS AGREEMENT, OR ANY COURSE OF CONDUCT, COURSE OF DEALING, STATEMENTS, WHETHER VERBAL OR WRITTEN, OR ACTIONS OF EITHER PARTY. THIS PROVISION IS A MATERIAL INDUCEMENT FOR LICENSOR GRANTING THIS LICENSE.

16. **Attorneys' Fees.** In the event of any litigation arising out of this Agreement, including but not limited to appellate and bankruptcy proceedings, the prevailing party shall be entitled to recover reasonable attorneys' fees and costs, including without limitation such fees and costs incurred in establishing the right to recover such fees and costs and the amount to be recovered.

IN WITNESS WHEREOF, the Landlord and Licensee have hereunto set their hands and seals the day and year above written.

Signed, sealed and delivered in
the presence of:

OWNER:
Progress Point LLC

_____, a
Florida limited liability company

Print name: _____

By: _____
_____, as Manager

Print name: _____

Date: _____, 2024

LICENSEE:

THE CITY OF WINTER PARK, a Florida
municipal corporation.

Print Name: _____

Print Name: _____

By: _____
Shelia De Ciccio, Mayor

Date: _____, 2024

**item type**

Public Hearings: Quasi-Judicial Matters

meeting date

August 14, 2024

prepared by

Allison McGillis, Director of Planning and Zoning

approved by

Randy Knight, City Manager

subject

Request of the City of Winter Park for:

- An Ordinance to amend the existing Multi-family (high density R-4) District zoning to Public, Quasi-Public (PQP) District zoning on the former Winter Park Library property at 460 E. New England Avenue in conformance with the existing Comprehensive Plan Future Land Use designation of Institutional. (1st Reading)
- An Ordinance amending the Public, Quasi-Public (PQP) zoning district to establish a new Permitted Use for "performance art venues together with ancillary gallery, educational, rehearsal, recording studios and offices to support the like, within a city-owned building". (1st Reading)

motion | recommendation

Recommendation to approve the Ordinances as presented.

background

The City Commission has approved an agreement to lease the former Winter Park Library property at 460 E. New England Avenue to the Blue Bamboo Center for the Arts. Currently, the property is designated as Institutional on the Comprehensive Plan future land use map, while its zoning classification is Multi-family (R-4) district.

For Blue Bamboo to utilize the property and building as outlined in the lease agreement, the existing R-4 zoning (designated for residential use) must be changed, as it does not permit the intended use either by right or through a conditional use permit. During the second reading of the lease agreement, city staff engaged in a discussion with the Commission to determine the best path forward for the necessary zoning changes. The Commission directed staff to rezone the property to Public and Quasi-Public (PQP) zoning, aligning it with the future land use designation and establishing a new permitted use category that accommodates Blue Bamboo's proposed activities. This new permitted use will encompass "performance art venues, along with ancillary gallery space, educational facilities, rehearsal and recording studios, and offices to support these functions within a city-owned building."

The rezoning Ordinances does contain a reverter clause so that if the Blue Bamboo lease ends and there is no assignment of the lease or new lease to another similar third-party user, then the zoning will revert back to the R-4 designation

alternatives | other considerations

fiscal impact

attachments

1. Ord. PQP Zoning _WP Library_460 E. New England
2. Ordinance_ PQP Permitted Uses Addition

ORDINANCE XXXX-24

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 FROM MULTI-FAMILY (HIGH DENSITY R-4) DISTRICT ZONING TO PUBLIC AND QUASI-PUBLIC (PQP) DISTRICT ZONING ON THE FORMER WINTER PARK LIBRARY PROPERTY AT 460 E. NEW ENGLND AVENUE, MORE PARTICULARLY DESCRIBED HEREIN.

WHEREAS, the City Commission intends to establish a municipal zoning designation on this property in compliance with the establishment of a similar Comprehensive Plan future land use designation for said property, in order to permit the transition in usage of the former Winter Park Library to the cultural usage by the Blue Bamboo Center for the Arts, limited to the period of time the property is being used by that entity; and

WHEREAS, on August 6, 2024, the Planning and Zoning Board held a public hearing on the rezoning set forth herein and made a recommendation to the City Commission regarding such rezoning, and

WHEREAS, the City Commission finds that the zoning set forth herein is consistent with the Comprehensive Plan and land development regulations for the uses intended, and

WHEREAS, the establishment of municipal zoning meets the criteria established by Chapter 166, Florida Statutes and pursuant to and in compliance with law, notice has been given to Orange County and to the public by publication in a newspaper of general circulation to notify the public of this proposed Ordinance and of public hearings to be held.

NOW THEREFORE BE IT ENACTED BY THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA, AS FOLLOWS:

SECTION 1. That Chapter 58 "Land Development Code", Article III, "Zoning" and the Official Zoning Map is hereby amended so as to change the existing zoning designation of Multi-Family (High Density R-4) district zoning to Public and Quasi-Public (PQP) district zoning on the former Winter Park Library property at 460 E. New England Avenue, more particularly identified with Orange County Parcel ID# 05-22-30-9400-60-010 in the Public Records of Orange County, Florida.

SECTION 2. This Ordinance shall only be effective for the term of the lease of the subject property to the Blue Bamboo Center for the Arts and any other period of time as the City Commission may assign such lease or shall lease to another third party via adoption of such Ordinance as may be required. However, if such third-party usage of this property is discontinued for any reason, including expiration or termination of a lease, then this Ordinance shall become null and void and the zoning designation applicable to this property shall revert back to a Multi-Family (High Density R-4) district zoning designation.

SECTION 3. This Ordinance shall become effective immediately upon passage and adoption by the City Commission.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, held in City Hall, Winter Park, on this _____ day of _____, 2024.

Mayor Sheila DeCiccio

Attest:

Rene Cranis, City Clerk

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA AMENDING CHAPTER 58, "LAND DEVELOPMENT CODE", ARTICLE III, "ZONING" SECTION 58-79 "PUBLIC AND QUASI-PUBLIC (PQP) DISTRICT", TO ADD A NEW PERMITTED USE FOR PERFORMANCE ART VENUES TOGETHER WITH ANCILLARY GALLERY, EDUCATIONAL, REHEARSAL, RECORDING STUDIOS AND OFFICES TO SUPPORT THESE FUNCTIONS, WITHIN A CITY-OWNED BUILDING, PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Winter Park deems it necessary for the general welfare of the City to amend the City of Winter Park Land Development Code as set forth in this Ordinance;

WHEREAS, the City Commission hereby finds that this Ordinance serves a legitimate government purpose and is in the best interests of the public health, safety, and welfare of the citizens of Winter Park, Florida;

WHEREAS, the City Commission hereby finds that the land development regulations adopted herein are consistent with the Comprehensive Plan;

NOW THEREFORE, BE IT ENACTED by the City Commission of the City of Winter Park, Florida, after due notice and public hearing, that:

SECTION 1. That Chapter 58 "Land Development Code", Article III, "Zoning" of the Code of Ordinances, Section 58-79 "Public and Quasi-Public (PQP)" is hereby amended as shown below (underlined language are additions; ~~stricken through~~ language are deletions; subsections not included are not being modified):

Sec. 58-79. Public and Quasi-Public (PQP) district.

(b) *Permitted uses.* The following buildings or uses and additions thereto are permitted uses:

(8) Performance art venues together with ancillary gallery, educational, rehearsal, recording studios and offices to support these functions, within a city-owned building.

SECTION 2. CODIFICATION. Section 1 of this Ordinance shall be incorporated into the City of Winter Park Code of Ordinances.

SECTION 3. SEVERABILITY. The divisions, sections, subsections, paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, subsection, section, or division of this Ordinance shall be declared invalid, unconstitutional or unenforceable by the valid judgment or decree of a court of competent jurisdiction, such invalidity, unconstitutionality or unenforceability shall not

affect any of the remaining phrases, clauses, sentences, paragraphs, subsections, sections, and divisions of this Ordinance. The City Clerk is given liberal authority to ensure proper codification of this Ordinance, including the right to correct scrivener's errors.

SECTION 4. CONFLICTS. In the event of a conflict between this Ordinance and any other ordinance of the City of Winter Park, this Ordinance shall control to the extent of such conflict.

SECTION 5. EFFECTIVE DATE. This Ordinance shall take effect immediately upon its passage and in accordance with Florida law.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida held in City Hall, Winter Park, on this ____ day of _____, 2024.

By: _____
Mayor Sheila DeCiccio

ATTEST:

By: _____
Rene Cranis, City Clerk

**item type**

Public Hearings: Non Quasi-Judicial Matters

meeting date

August 14, 2024

prepared by

Jeffrey Briggs

approved by**subject**

Ordinance 3307-24 - Amending Chapter 10 "Alcoholic Beverages" Section 10-33, "Hours during which sales, consumption and service are prohibited" so as to establish uniform hours of sale and consumption of alcoholic beverages. (2nd reading)

motion | recommendation

Recommendation to approve the Ordinance.

background

This Ordinance is intended to provide consistency in the hours of sale and consumption of alcoholic beverages every day of the week. Currently, alcohol sales and consumption can begin at 7:00 am on all days except Sunday, when this is limited to an 11:00 am start.

Background: The 11:00 am beginning time on Sundays for sale and consumption of alcoholic beverages dates back many decades and is a vestige of the "blue laws" that were intended to restrict sale and consumption of alcoholic beverages on Sundays. For many years, Winter Park had a 12:00 beginning time on Sundays, but that was changed to 11:00 am to accommodate Sunday brunch. In today's business environment, there are many breakfast establishments that offer alcoholic beverages, such as a champagne toast or a bloody Mary, etc. The two First Watch restaurants and the Briarpatch are examples of such breakfast restaurants with liquor licenses. The supermarkets and convenience stores struggle with the current Sunday sale hours for customers shopping for beverages when heading to the beach or planning for afternoon activities, especially during the football season.

Establishing Consistency of Hours on Sundays: The proposal is to establish consistency of a 7:00 am beginning time each day of the week. There is consistency of a 7:00 am beginning on all other days except Sunday in Orange County, Seminole County, Orlando and Maitland. For the beginning on Sundays, there is no total consistency among the other governmental jurisdictions, as Seminole County, Orange County and Maitland are at 7:00 am, but Orlando is 9:00 am.

alternatives | other considerations

fiscal impact

attachments

1. Ordinance 3307-24 Alcoholic Beverage Hours

ORDINANCE 3307-24

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING CHAPTER 10 "ALCOHOLIC BEVERAGES" SECTION 10-33 "HOURS DURING WHICH SALES, CONSUMPTION AND SERVICE ARE PROHIBITED" SO AS TO ESTABLISH UNIFORM HOURS OF SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES CITY-WIDE, PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City Commission recognizes that providing for uniform hours for the sale and consumption of alcoholic beverages city-wide in an equitable manner on every day of the week is desirable to promote the public health, safety and general welfare.

NOW THEREFORE, BE IT ENACTED BY THE CITY OF WINTER PARK:

SECTION 1. AMENDMENT TO SECTION 10-33. That Chapter 10 "Alcoholic Beverages", Section 10-33 "Hours during which sales, consumption and service are prohibited" of the Code of Ordinances is hereby amended within Section 10-33 (a) and (h) as shown below (underlined language are additions; ~~stricken through~~ language are deletions; provisions not shown are not being amended):

Sec. 10-33. - Hours during which sales, consumption and service are prohibited.

(a) Prohibited hours of sale, consumption and service. No vendor, convenience store, club, nightclub, cocktail bar, hotel bar, package store, bottle club, restaurant bar, or other person or entity (referred to hereinafter collectively as "vendors"), licensed under the state beverage laws to sell beers, wines or alcoholic beverages, shall sell or offer for sale, or serve or offer to serve, any beers, wines, or alcoholic beverages of any kind, regardless of alcoholic content, on any week day or Saturday between the hours of 11:00 p.m. and 7:00 a.m. the following day (~~provided, however, that sales may not begin before 11:00 a.m. on Sundays~~). Any such beverage ordered by a patron from a vendor and served prior to 11:00 p.m. may be consumed on licensed premises by a patron until no later than midnight. Sale, service or consumption after the applicable hour is prohibited.

(h) When St. Patrick's Day (March 17) falls on a Sunday, the hours shall be extended so that alcoholic beverages may be sold, consumed or served in any licensed premises between the hours of 7:00 ~~11:00~~ a.m. on March 17 and 2:00 a.m. on March 18.

SECTION 2. CONFLICTS. If any Ordinances or parts of Ordinances are in conflict herewith, this Ordinance shall control to the extent of the conflict.

SECTION 3: SEVERABILITY. If any section, subsection, sentence, clause, phrase, provision, or word of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then such invalidity or unconstitutionality shall not be held to invalidate or impair the validity, force, or effect of any other remaining provisions of this Ordinance.

SECTION 4: CODIFICATION. Section 1 of this Ordinance shall be codified and made a part of the City of Winter Park Code of Ordinances, and the sections of this Ordinance may be renumbered or re-lettered to accomplish this intention. The word "Ordinance" may be changed to "Section," "Article," or other appropriate word. The City Clerk is given liberal authority to ensure proper codification of this Ordinance, including the right to correct scrivener's errors.

SECTION 5: EFFECTIVE DATE. This Ordinance shall become effective immediately following approval by the City Commission at its second reading.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, held in City Hall, Winter Park, on this 14th day of August, 2024.

Mayor Sheila DeCiccio

ATTEST:

Rene S. Cranis, City Clerk

**item type**

Public Hearings: Non Quasi-Judicial Matters

meeting date

August 14, 2024

prepared by

Wes Hamil, Director of Finance

approved by**subject**

Ordinances amending pension plans (2nd reading)

- Ordinance 3308-24 - Amending Firefighters' Pension Plan
- Ordinance 3309-24 - Amending Police Officers' Pension Plan

motion | recommendation

Approve proposed modifications to fire and police pension ordinances

background

The purpose of the proposed amendments to the fire and police pension ordinances is to provide clarification regarding the vested status of a member of the pension plans who retires and is later re-employed for purposes of the Share Plans.

The Share Plans are a supplemental component of the pension plans and are funded entirely by a defined portion of the Florida Statute Chapters 175 (Fire) and 185 (Police) premium tax monies received each year from the State of Florida. The assets of the Share Plans are allocated based on each member's years and fractional parts of years of credited service.

Retirees receive a lump sum distribution of their allocation of the Share Plans upon termination of employment.

Re-employed retirees are considered new employees for purposes of the Share Plans and receive allocations based solely on credited service in the reemployment period. The attached ordinances clarify that such a member is considered vested for purposes of these allocations.

alternatives | other considerations**fiscal impact**

These ordinance modifications will not increase costs to the city. Please see the attached

actuarial impact studies prepared by pension actuaries GRS.

attachments

1. Ordinance 3308-24 - FF Pension Plan amendment
2. No Cost AIS Share Plan re-employment - Fire
3. Share Plan Ordinance Amendment re Reemployment (8July2024) POLICE
4. Ordinance 3309- Police Officers Pension Plan amendment

ORDINANCE 3308-24

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING CHAPTER 74, PERSONNEL, ARTICLE V, RETIREMENT AND PENSION PLANS, DIVISION 3, FIREFIGHTERS, OF THE CODE OF ORDINANCES OF THE CITY OF WINTER PARK; AMENDING SECTION 74-180, SUPPLEMENTAL BENEFIT COMPONENT FOR SPECIAL BENEFITS; CHAPTER 175 SHARE ACCOUNTS, PROVIDING FOR IMMEDIATE VESTING IN SHARE PLAN; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY OF WINTER PARK, FLORIDA, AS FOLLOWS:

SECTION 1: That Chapter 74, Personnel, Article V, Retirement and Pension Plans, Division 3, Firefighters, of the Code of Ordinances of the City of Winter Park, is hereby amended by amending Section 74-180, Supplemental benefit component for special benefits; chapter 175 share accounts, by amending subsection 3.A.(3) to read as follows:

Sec. 74-180. - Supplemental benefit component for special benefits;
chapter 175 share accounts.

3. *Allocation of Monies to Share Accounts.*

A. *Allocation of Chapter 175 Contributions.*

- (3) Re-employed Retirees shall be deemed new employees and shall receive an allocation based solely on the Credited Service in the reemployment period. Notwithstanding, any Retiree who is retired pursuant to this System and who is reemployed as a Firefighter and, by virtue of that reemployment, is eligible to participate in this System, shall upon being reemployed be deemed to be fully vested in the Share Plan.

SECTION 2: Specific authority is hereby granted to codify and incorporate this Ordinance in the existing Code of Ordinances of the City of Winter Park.

SECTION 3: All Ordinances or parts of Ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4: If any section, subsection, sentence, clause, phrase of this ordinance, or the particular application thereof shall be held invalid by any court, administrative agency, or other body with appropriate jurisdiction, the remaining section, subsection, sentences, clauses, or phrases under application shall not be affected thereby.

SECTION 5: This Ordinance shall become effective upon passage; however, the provisions of this Ordinance that are specified to take effect as of a date certain shall take effect as of the date specified herein.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, held at City Hall, Winter Park, Florida, on the 14th day of August, 2024.

By: _____
Mayor Sheila DeCiccio

ATTEST:

Rene Cranis, City Clerk



July 11, 2024

Mr. Jeff Templeton
Retirement Plan Administrator
Winter Park Firefighters' Retirement System
9154 Lake Burkett Drive
Orlando, Florida 32817

Re: Proposed Ordinance No. XXX

Dear Jeff:

As requested, we have performed an actuarial review of the attached proposed Ordinance under the Winter Park Firefighters' Retirement System.

Based upon our review, the proposed Ordinance:

1. Amends Section 74-180 to clarify immediate vesting in the Share Plan for re-employed retirees
2. Provides for codification
3. Repeals all Ordinances or parts of Ordinances in conflict herewith
4. Provides for severability
5. Provides for an effective date

In our opinion, based upon the actuarial assumptions and methods employed in the October 1, 2023 Actuarial Valuation, the proposed Ordinance is a *no cost* Ordinance under State minimum funding requirements.

Please forward a copy of the Ordinance upon passage at second reading to update our records.

We are available to respond to any questions concerning the above.

Sincerest regards,
Gabriel, Roeder, Smith & Company

A handwritten signature in black ink that reads "Jennifer Borregard". The signature is written in a cursive, flowing style.

Jennifer M. Borregard, E.A.
Consultant and Actuary

Enclosure

cc: Pedro Herrera, Esq.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING CHAPTER 74, PERSONNEL, ARTICLE V, RETIREMENT AND PENSION PLANS, DIVISION 4, POLICE OFFICERS, OF THE CODE OF ORDINANCES OF THE CITY OF WINTER PARK; AMENDING SECTION 74-230, SUPPLEMENTAL BENEFIT COMPONENT FOR SPECIAL BENEFITS; CHAPTER 185 SHARE ACCOUNTS, PROVIDING FOR IMMEDIATE VESTING IN SHARE PLAN; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY OF WINTER PARK, FLORIDA, AS FOLLOWS:

SECTION 1: That Chapter 74, Personnel, Article V, Retirement and Pension Plans, Division 4, Police Officers, of the Code of Ordinances of the City of Winter Park, is hereby amended by amending Section 74-230, Supplemental benefit component for special benefits; chapter 185 share accounts, by amending subsection 3.A.(4) to read as follows:

Sec. 74-230. - Supplemental benefit component for special benefits; chapter 185 share accounts.

3. *Allocation of Monies to Share Accounts.*

A. *Allocation of Chapter 185 Contributions.*

- (4) Re-employed Retirees shall be deemed new employees and shall receive an allocation based solely on the Credited Service in the reemployment period. Notwithstanding, any Retiree who is retired pursuant to this System and who is reemployed as a Police Officer and, by virtue of that reemployment, is eligible to participate in this System, shall upon being reemployed be deemed to be fully vested in the Share Plan.

Ordinance No. _____

SECTION 2: Specific authority is hereby granted to codify and incorporate this Ordinance in the existing Code of Ordinances of the City of Winter Park.

SECTION 3: All Ordinances or parts of Ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4: If any section, subsection, sentence, clause, phrase of this ordinance, or the particular application thereof shall be held invalid by any court, administrative agency, or other body with appropriate jurisdiction, the remaining section, subsection, sentences, clauses, or phrases under application shall not be affected thereby.

SECTION 5: This Ordinance shall become effective upon passage; however, the provisions of this Ordinance that are specified to take effect as of a date certain shall take effect as of the date specified herein.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, held at City Hall, Winter Park, Florida, on the 14th day of August, 2024.

By: _____
Mayor Sheila DeCiccio

ATTEST:

Rene Cranis, City Clerk

Ordinance No. _____

ORDINANCE 3309-24

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING CHAPTER 74, PERSONNEL, ARTICLE V, RETIREMENT AND PENSION PLANS, DIVISION 4, POLICE OFFICERS, OF THE CODE OF ORDINANCES OF THE CITY OF WINTER PARK; AMENDING SECTION 74-230, SUPPLEMENTAL BENEFIT COMPONENT FOR SPECIAL BENEFITS; CHAPTER 185 SHARE ACCOUNTS, PROVIDING FOR IMMEDIATE VESTING IN SHARE PLAN; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY OF WINTER PARK, FLORIDA, AS FOLLOWS:

SECTION 1: That Chapter 74, Personnel, Article V, Retirement and Pension Plans, Division 4, Police Officers, of the Code of Ordinances of the City of Winter Park, is hereby amended by amending Section 74-230, Supplemental benefit component for special benefits; chapter 185 share accounts, by amending subsection 3.A.(4) to read as follows:

Sec. 74-230. - Supplemental benefit component for special benefits;
chapter 185 share accounts.

3. *Allocation of Monies to Share Accounts.*

A. *Allocation of Chapter 185 Contributions.*

- (4) Re-employed Retirees shall be deemed new employees and shall receive an allocation based solely on the Credited Service in the reemployment period. Notwithstanding, any Retiree who is retired pursuant to this System and who is reemployed as a Police Officer and, by virtue of that reemployment, is eligible to participate in this System, shall upon being reemployed be deemed to be fully vested in the Share Plan.

SECTION 2: Specific authority is hereby granted to codify and incorporate this Ordinance in the existing Code of Ordinances of the City of Winter Park.

SECTION 3: All Ordinances or parts of Ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4: If any section, subsection, sentence, clause, phrase of this ordinance, or the particular application thereof shall be held invalid by any court, administrative agency, or other body with appropriate jurisdiction, the remaining section, subsection, sentences, clauses, or phrases under application shall not be affected thereby.

SECTION 5: This Ordinance shall become effective upon passage; however, the provisions of this Ordinance that are specified to take effect as of a date certain shall take effect as of the date specified herein.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, held at City Hall, Winter Park, Florida, on the 14th day of August, 2024.

By: _____
Mayor Sheila DeCiccio

ATTEST:

Rene Cranis, City Clerk



City Commission

agenda item 14.c

item type

Public Hearings: Non Quasi-Judicial Matters

meeting date

August 14, 2024

prepared by

Allison McGillis, Director of Planning and Zoning

approved by

Randy Knight, City Manager

subject

Request of the City of Winter Park for an Ordinance amending Chapter 59 of the city Code of Ordinances related to Multi-Modal Transportation Impact Fees. (1st Reading)

motion | recommendation

Recommendation to approve the Ordinance as presented.

background

This Ordinance to amend Chapter 59 relating to Multi-Modal Transportation Impact Fees is a result of the following:

- The responsibilities for transportation have been transferred from the Planning & Zoning Department to the Public Works Department. Consequently, we need to update the definition of "Director" in the Ordinance from "Director of Planning and Transportation" to "Director of Public Works and Transportation."
- The language defining the types of developments exempt from these fees requires revision to accurately reflect the intended scope of exemption (4). Prior discussions before the second reading of the original adoption of Chapter 59 clarified that the original wording, which stated that exemption (4) applied to "any approvals," did not align with the intended purpose of the Ordinance. This broad definition was not meant to apply universally but rather to encompass projects that submitted permit applications before the effective date, as well as those that underwent the public hearing process and received conditional use approval or site plan approval through the city's Development Review Committee. The proposed amendments aim to clarify and narrow the language, ensuring that the exemptions are more precisely defined.

alternatives | other considerations**fiscal impact**

attachments

1. City of Winter Park Ordinance amending Chapter 59 MMTIF

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA,
AMENDING CHAPTER 59 OF THE CITY CODE OF ORDINANCES
RELATING TO MULTI-MODAL TRANSPORTATION IMPACT
FEES; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN
EFFECTIVE DATE.**

WHEREAS, the City of Winter Park desires to amend Section 59-6 to clarify an exemption to the Multi-Modal Transportation Impact Fees concerning the construction of buildings and structures previously approved by the City; and

WHEREAS, the City Commission finds that this Ordinance is in the best interests of the citizens of Winter Park.

NOW THEREFORE, BE IN ENACTED BY THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA AS FOLLOWS:

Section 1. Recitals. The foregoing recitals are hereby ratified and confirmed as being true and correct and are hereby made a part of this Ordinance as legislative findings.

Section 2. City Code Amendment. Section 59-6 of the Winter Park Code of Ordinances is hereby amended to read as follows (words that are ~~stricken out~~ are deletions; words that are underlined are additions):

Sec. 59-3. Interpretations of this chapter.

Interpretation of the provisions of this chapter will be made by the director of planningpublic works and transportation.

Sec. 59-5. Definitions.

Director means the director of the planningpublic works and transportation department of the city or his/her designee.

Sec. 59-6. Applicability of this chapter.

- (a) *Affected area*. This chapter applies to all new development within the city.
- (b) *Type of development affected*. Except where specifically exempted by the provisions of this chapter, this chapter applies to all new development.

(c) *Type of development exempted.* The following types of development are exempt from the payment of multi-modal transportation impact fees pursuant to this chapter:

- (1) Alterations of an existing dwelling unit where no additional units or square footage are created and the use is not changed;
- (2) The construction of accessory buildings or structures that will not increase the traffic generation associated with the principal building or structure or the land;
- (3) The construction of accessory buildings or structures approved by the historic preservation board qualifying as a "garage apartment" or "accessory cottage" determined to be conforming uses on designated historic landmarks or resources, or on properties in a designated historic district, pursuant to section 58-469(3).
- (4) The construction of a building or structure ~~that received, or any approvals in conjunction with an application filed with the City of Winter Park and approved by the city commission or other appropriate city body including but not limited to a~~ conditional use approval, site plan approval by the city's development review committee, ~~zoning approval~~ or a building permit prior to the effective date of this chapter. The effective date of this chapter shall be January 1, 2022.
- (5) Temporary uses; and
- (6) Essential public services.

Section 3. Codification. Section 2 of this Ordinance will be incorporated into the Winter Park City Code. Any section, paragraph number, letter and/or any heading may be changed or modified as necessary to effectuate the foregoing. Grammatical, typographical, and similar or like errors may be corrected, and additions, alterations, and omissions not affecting the construction or meaning of this ordinance and the City Code may be freely made.

Section 4. Severability. If any section, subsection, sentence, clause, phrase, word or provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 5. Conflicts. In the event of a conflict or conflicts between this Ordinance and any other Ordinance or provision of law, this Ordinance governs and controls to the extent of any such conflict.

Section 6. Effective Dates. This Ordinance shall become effective upon its adoption by the City Commission of the City of Winter Park, Florida.

First Reading held on _____

Second Reading held on _____

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, held in City Hall, Winter Park, on this ____ day of _____.

Mayor Sheila DeCiccio

ATTEST:

Rene Cranis, City Clerk