



CITY OF WINTER GARDEN

CITY COMMISSION REGULAR MEETING MINUTES

May 10, 2018

REGULAR MEETING of the Winter Garden City Commission was called to order by Mayor Rees at 6:30 p.m. at City Hall, 300 West Plant Street, Winter Garden, Florida. An Opening Invocation and Pledge of Allegiance were given.

Present: Mayor John Rees and Commissioners

Lisa Bennett – District 1

Bob Buchanan – District 2

Mark A. Maciel – District 3

Colin Sharman – District 4

Also Present: City Manager Mike Bollhoefer, City Attorney A. Kurt Ardaman, City Clerk Angee Grimage, Assistant City Manager of Administrative Services Frank Gilbert, Assistant City Manager of Public Services Jon Williams, Community Development Director Stephen Pash, Economic Development Director Tanja Gerhartz, Finance Director Laura Zielonka, Fire Chief Matt McGrew, and Police Chief George Brennan

1. **APPROVAL OF MINUTES**

Motion by Commissioner Sharman to approve regular meeting minutes of April 26, 2018 as submitted. Seconded by Commissioner Bennett and carried unanimously 5-0.

2. **FIRST READING AND PUBLIC HEARING OF PROPOSED ORDINANCES**

A. **Ordinance 18-20:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, REZONING APPROXIMATELY 0.26 ± ACRES OF CERTAIN REAL PROPERTY LOCATED AT 42 E SMITH STREET, ON THE SOUTH SIDE OF E SMITH STREET, WEST OF S DILLARD STREET AND EAST OF S WOODLAND STREET; FROM R-2 RESIDENTIAL DISTRICT TO C-3 PROFESSIONAL OFFICE DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

City Attorney Ardaman read Ordinance 18-20 by title only. Community Development Director Pash stated that the property is located at 42 E. Smith Street and the owners are looking to rezone the property from R-2 to C-3. The rezoning is consistent with the surrounding area as well as the existing future land use designation. Staff recommends approval of Ordinance 18-20.

Mayor Rees sought clarification on the location of the property. Mr. Pash responded that it is one block west of Dillard Street. It was noted that nothing has been moved into this location as of yet.

Mayor Rees opened the public hearing; hearing and seeing none, he closed the public hearing.

Motion by Commissioner Sharman to approve Ordinance 18-20 with the second reading and public hearing being scheduled for May 24, 2018. Seconded by Commissioner Maciel and carried unanimously 5-0.

- B. **Ordinance 18-21:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, REZONING CERTAIN REAL PROPERTY GENERALLY DESCRIBED AS APPROXIMATELY 3.32 +/- ACRES OF LAND GENERALLY LOCATED AT 205 WINDERMERE ROAD ON THE NORTHEAST CORNER OF WINDERMERE ROAD AND WARRIOR ROAD, FROM R-1 (SINGLE-FAMILY RESIDENTIAL DISTRICT) TO PUD (PLANNED UNIT DEVELOPMENT); PROVIDING FOR CERTAIN PUD REQUIREMENTS AND DESCRIBING THE DEVELOPMENT AS THE SOUTHWEST AQUATICS PUD; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

City Attorney Ardaman read Ordinance 18-21 by title only. Community Development Director Pash stated that this property is located at 205 Windermere Road. It is currently developed with the Southwest Aquatics swimming facility. This is a request to rezone the property from R-1 to PUD in order to build an expansion to the swimming facility. The expansion would include an approximately 12,000 square foot indoor pool and other improvements. He shared that there was a community meeting held, but it was unattended. It was approved by the Planning and Zoning Board, and staff recommends approval of Ordinance 18-21.

Commissioner Sharman commented that he believes no one attended the community meeting because this is similar to everything else in the area.

Mayor Rees opened the public hearing; hearing and seeing none, he closed the public hearing.

Motion by Commissioner Buchanan to approve Ordinance 18-21 with the second reading and public hearing scheduled for May 24, 2018. Seconded by Commissioner Bennett and carried unanimously 5-0.

3. **REGULAR BUSINESS**

- A. Recommendation to approve awarding a contract to Collis Roofing Inc. of Longwood Florida for the replacement of two roofs in the amount of \$151,844.00, which includes a 10% contingency

Assistant City Manager of Administrative Services Gilbert stated that this is a request to approve a contract with the lowest responsive bidder which is Collis Roofing Inc. of Longwood Florida. This is for roof replacement for the Dispatch 911 center and the Police Administration building. He described the current use of the building and noted that the roofs have been extensively patched over the years and have met their total life expectancy; thus the need for replacement. He expressed that maintaining the integrity of the equipment and evidence stored there as being why the replacement is so important. He informed that the roofs were inspected by the contractors and described the anticipated replacement process. He noted that a ten percent contingency will be

included just in case there is a need for replacing the underlayment. Staff recommends a motion to award the roof replacement contract for the two roofs to Collis Roofing for \$138,040, plus a ten percent contingency for a total amount of \$151,844.

Motion by Commissioner Sharman to approve awarding a contract to Collis Roofing Inc. of Longwood Florida for the replacement of two roofs in the amount of \$151,844.00, which includes a 10% contingency. Seconded by Commissioner Buchanan and carried unanimously 5-0.

- B. Recommendation to approve the purchase and installation by ACF Standby Systems of Orlando Florida for a replacement generator for the Police Department for a total amount of \$111,170.95, which includes a 10% contingency

Assistant City Manager of Administrative Services Gilbert stated that this item is a request for replacement of the Police Department backup generator. The main generator is over 23 years and has become costly to maintain and repair; with the main problem being locating a source for the parts. Due to upgraded technology, the new generator will be powerful enough to back up the entire Police Department campus and can be used as a backup when the new Police Department is built. This purchase is associated with a contract already approved with the Florida Sheriff's Association and the Florida Association of Counties contract. The funds were included in the 2018 budget and staff recommends a motion to approve the purchase of a replacement generator and installation by ACF Standby Systems of Orlando Florida in the amount of \$101,064.50 plus a ten percent contingency for a total amount of \$111,170.95.

Mayor Rees noted a correction to an amount included in the backup materials for the agenda packet and also asked if one generator was too old and would one be kept for backup. Mr. Gilbert replied that the other generator would be moved to back up the Fire Department headquarters which currently does not have a generator.

Commissioner Buchanan inquired as to why a ten percent contingency is needed. Mr. Gilbert noted that this is a just in case measure should unexpected issues arise and need coverage once the job has started.

There was discussion on how the old units would be used and which ones would be kept.

Commissioner Bennett sought clarification on whether the City would have a backup generator once the new one is purchased. Mr. Gilbert noted that there are two different generators for the campus, one for the main building and one servicing the rest of the campus. The new generator will be one generator for the entire system. Mr. Gilbert also noted that smaller generators were available and could be brought in, if needed.

Motion by Commissioner Buchanan to approve the purchase and installation from ACF Standby Systems of Orlando Florida for a replacement generator for the Police Department for a total amount of \$111,170.95, which includes a 10% contingency. Seconded by Commissioner Maciel and carried unanimously 5-0.

- C. Recommendation to approve authorization to dispose of Surplus Vehicles and Equipment
Assistant City Manager of Administrative Services Gilbert stated that this is the City's normal semi-annual request to dispose of vehicles and equipment that is no longer useable, is obsolete, or is non-functioning. He indicated that a list is included in the agenda packet. Staff recommends approval for the City Commission to declare the list of vehicles and equipment as surplus and authorize their sale, or disposal, in a manner to be determined by the City Manager.

Mayor Rees addressed the age of the cars and their working condition and feels the City may have kept them too long. Mr. Gilbert noted an industry standard of replacement once they reach 100,000 plus miles, which is averaging about seven years. Mayor Rees noted that in the past, the vehicles used to be on an approximately five year rotation.

Motion by Commissioner Sharman to approve authorization to dispose of Surplus Vehicles and Equipment in a manner as determined by the City Manager. Seconded by Commissioner Bennett and carried unanimously 5-0.

- D. Resolution 18-03: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA, ADOPTING A DOWNTOWN GOLF CART DISTRICT PURSUANT TO § 74-4 OF THE CITY OF WINTER GARDEN CODE OF ORDINANCES; IDENTIFYING STREETS UPON WHICH GOLF CARTS MAY BE OPERATED; PROVIDING FOR SIGNAGE; AND PROVIDING FOR AN EFFECTIVE DATE

City Attorney Ardaman read Resolution 18-03 by title only. City Manager Bollhoefer stated that this Resolution enables residents in Oakland Park to legally drive their golf carts. He informed of a change to the submitted golf cart map and also addressed signage.

Mr. Bollhoefer informed the City Commission that the State law does not authorize golf carts in a community. The City Commission determines that those streets are safe for golf carts; in doing so, all streets need to be identified by signage.

There was discussion on street legal golf carts. Mr. Bollhoefer defined street legal golf carts and light vehicles as not really being golf carts and shared how the State law defines them.

Motion by Commissioner Buchanan to approve Resolution 18-03. Seconded by Commissioner Sharman and carried unanimously 5-0.

4. **MATTERS FROM PUBLIC**

Joseph Richardson, 220 N. Highland Avenue, Winter Garden, Florida, made an inquiry to City Manager Bollhoefer of the status of a recent records request. Mr. Bollhoefer informed him that it was ready and available at the front desk.

Mr. Richardson shared that feedback received from some of his sources indicated his intent was to get rid of Christian prayers. He stated that he once again wanted to clarify that this was not his intent and requested that the invocation policy be fair, treating everyone equally, or move to a moment of silence, or nothing at all. He also addressed the invocation list and past invocations.

5. **MATTERS FROM CITY ATTORNEY** – There were no items.

6. **MATTERS FROM CITY MANAGER** – There were no items.

7. **MATTERS FROM MAYOR AND COMMISSIONERS**

Commissioner Sharman thanked City Manager Bollhoefer and a City consultant for attending a meeting held outside the City's limits. He expressed that they did an excellent job and shared that there was feedback from citizens who felt that the City represented them well, although it was a County issue.

Commissioner Maciel thanked City Manager Bollhoefer for meeting with the east Winter Garden residents regarding the genesis of a plan there and certain sidewalks issue.

The meeting adjourned at 6:54 p.m.

APPROVED:

_____/S/_____
Mayor John Rees

ATTEST:

_____/S/_____
City Clerk Angee Grimmage, CMC