



CITY OF WINTER GARDEN

CITY COMMISSION REGULAR MEETING MINUTES

June 14, 2018

REGULAR MEETING of the Winter Garden City Commission was called to order by Mayor Pro-Tem Bob Buchanan 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 Pro-Tem/Commissioner Bob Buchanan – District 2, and Commissioners Lisa Bennett – District 1 Mark A. Maciel – District 3 Colin Sharman – District 4

Absent: Mayor John Rees

Also Present: City Manager Mike Bollhoefer, City Attorney A. Kurt Ardaman, City Clerk Angee Grimmage, 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, Information Technology Director Chad Morrill, Deputy Police Chief Stephen Graham, and Director of Operations Public Services Richard Fasano

1. **APPROVAL OF MINUTES**

Motion by Commissioner Sharman to approve regular meeting minutes of May 24, 2018 as submitted. Seconded by Commissioner Maciel and carried unanimously 4-0.

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

A. **Ordinance 18-23:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, REZONING CERTAIN REAL PROPERTY GENERALLY DESCRIBED AS APPROXIMATELY 9.18 +/- ACRES OF LAND GENERALLY LOCATED ON THE SOUTH SIDE OF E OAKLAND AVENUE, WEST OF TILDENVILLE SCHOOL ROAD AND NORTH OF W COLONIAL DRIVE, FROM R-1 (SINGLE-FAMILY RESIDENTIAL DISTRICT) TO PUD (PLANNED UNIT DEVELOPMENT); PROVIDING FOR CERTAIN PUD REQUIREMENTS AND DESCRIBING THE DEVELOPMENT AS THE OAKLAND HILLS PUD; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

City Attorney Ardaman read Ordinance 18-23 by title only. Community Development Director Pash stated that this is a rezoning for several properties and described the location. He also noted that it contains 9.18 +/- acres and the applicant is requesting to rezone the property to planned unit development (PUD). This will be for building a community of 17 single family homes and up to nine garage apartments. The future land use designation is low-density residential, allowing a maximum of six dwelling units

per acre. He described some components of the neighborhood design. He shared that it has been reviewed by staff, who recommend approval of Ordinance 18-23.

Commissioner Bennett commented on components of the development and shared that there had been good feedback. There was discussion that good feedback had also been heard during the community meetings. Commissioner Sharman expressed that he liked seeing the larger lot sizes.

Mayor Pro-Tem Buchanan opened the public hearing; hearing and seeing none, he closed the public hearing.

Motion by Commissioner Bennett to approve Ordinance 18-23 with the second reading and public hearing scheduled for June 28, 2018. Seconded by Commissioner Sharman and carried unanimously 4-0.

3. **SECOND READING AND PUBLIC HEARING OF PROPOSED ORDINANCE**

- A. **Ordinance 18-18:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING THE CITY OF WINTER GARDEN FISCAL YEAR 2017-2018 BUDGET; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE

City Attorney Ardaman read Ordinance 18-18 by title and an excerpt from Section 1: That the sum of \$5,582,174 is to be appropriated as follows:

REVENUES

Local Option Gas Tax Fund	\$ 35,000
Recreation Impact Fee-General Fund	1,600,000
Transportation Impact Fee-General Fund	1,700,000
Utility Operating Fund	1,780,232
Solid Waste Fund	<u>466,942</u>
	\$ 5,582,174

City Attorney Ardaman stated that the expenditures are itemized identically as the revenues in the same amount of \$5,582,174.

Finance Director Zielonka stated that this Ordinance amends the current year budget to adjust for changes occurring throughout the fiscal year. She noted that the larger items had been highlighted at the last meeting and that all items are available in Exhibit 1.

Mayor Pro-Tem Buchanan opened the public hearing; hearing and seeing none, he closed the public hearing.

Motion by Commissioner Sharman to adopt Ordinance 18-18. Seconded by Commissioner Bennett and carried unanimously 4-0.

4. REGULAR BUSINESS

- A. Recommendation to approve assignment of Harbor Drive Drainage Easements 1, 2, and 3, transferring all rights, duties and obligations to maintain the existing easements to the City

Assistant City Manager of Public Services Williams stated that this request is to assign the Harbor Drive drainage easements 1, 2, and 3, transferring all rights and obligation for maintenance to the City. Staff recommends approval.

Motion by Commissioner Sharman to approve assignment of the Harbor Drive Drainage Easements 1, 2, and 3, transferring all rights, duties and obligations to maintain the existing easements to the City. Seconded by Commissioner Maciel and carried unanimously 4-0.

- B. Recommendation to approve Final Plat and Right-of-Way Maintenance Agreement for 605 E. Plant Street, subject to conditions (Heritage at Plant Street)

Community Development Director Pash stated that this is the last 43 lots for townhome development and 41 single family lots along with common areas and easements. This plat is consistent with the approved PUD ordinance. The Right-of-Way Maintenance Agreement allows for the planting of trees, other materials, as well as irrigation. Staff recommends approval of the Final Plat and Right-of-Way Maintenance Agreement.

Motion by Commissioner Sharman to approve the Final Plat and Right-of-Way Maintenance Agreement for 605 E. Plant Street, subject to conditions. Seconded by Commissioner Maciel and carried unanimously 4-0.

- C. Recommendation to approve a community event for the City of Winter Garden's Annual 4th of July Party in the Park to be held on July 4, 2018

Community Development Director Pash stated that this is the annual 4th of July Party in the Park and the event will be held from 6:00 p.m. to 9:30 p.m. at Newton Park which is the same as previous years. He described that the event will have outside vendors, food trucks, activities for the kids, as well as fireworks. Staff recommends approval of this special event.

Motion by Commissioner Bennett to approve the City of Winter Garden's Annual 4th of July Party in the Park to be held on July 4, 2018. Seconded by Commissioner Maciel and carried unanimously 4-0.

5. **MATTERS FROM PUBLIC**

Joseph Richardson, 220 N. Highland Avenue, Winter Garden, Florida addressed a newspaper article posted approximately two weeks ago regarding a petition being circulated by a resident who appears to request invocations and Light Up Winter Garden be kept the way that they are. He read a letter he had written to the editor of the newspaper. He addressed past comments and questions he has made to the City Commission regarding invocations.

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

7. **MATTERS FROM CITY MANAGER**

City Manager Bollhoefer stated that distributed for approval is an acknowledgement to a developer's agreement for the Hickory Hammock development. He shared information that was part of the original developer's agreement regarding the upsizing of pipes, in addition to impact fees and road structures which would go to roundabouts. He explained that the fees have been paid, the checks have been received, but this acknowledgement of payment has been requested.

Motion by Commissioner Sharman to approve authorizing the City Manager to execute the acknowledgement upon receipt of the payment to the City of Winter Garden. Seconded by Commissioner Bennett and carried unanimously 4-0.

8. **MATTERS FROM MAYOR AND COMMISSIONERS**

Mayor Pro-Tem Buchanan wished everyone a happy 4th of July and hoped to see them at the park.

The meeting adjourned at 6:43 p.m.

APPROVED:

_____/S/_____
Mayor John Rees

ATTEST:

_____/S/_____
Angela Grimmage, City Clerk