

REGULAR MEETING MINUTES

CITY COMMISSION

February 13, 2003

A **REGULAR MEETING** of the Winter Garden City Commission was called to order by Mayor Jack Quesinberry at 6:30 p.m. in City Hall Commission Chambers. The invocation and Pledge of Allegiance were given.

PRESENT: Mayor Jack Quesinberry, Commissioners John Harriman and John Rees

ABSENT: Commissioners Mildred Dixon and Theo Graham

Also Present: City Manager Hollis Holden, City Attorney Dykes Everett, City Clerk Kathy Montoya, Assistant to the City Manager Marshall Robertson, Public Works Director Bob Smith, Fire Chief John Williamson, Human Resources Director Victoria Ward, Recreation Supervisor Jay Conn, Deputy Fire Chief Tom Berrios, Police Chief Jimmie Yawn and City Planner Mark Cechman

1. **APPROVAL OF MINTUES:**

Motion by Commissioner Rees to approve the minutes of January 23, 2003 as submitted. Seconded by Commissioner Harriman and carried unanimously 3-0.

2. **RECOGNITION:**

Mayor Quesinberry presented certificates of appreciation to the following Christmas Parade volunteers: John and Pamela Stewart as Chairpersons; Taylor Ulman for check-in; Carol Knighton as mistress of ceremonies; Greg Farmer for handling parade entries; Bob Altman as Santa (not present)

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

A. **Ordinance 03-02: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING CHAPTER 62 OF THE CODE OF ORDINANCES, CITY OF WINTER GARDEN, FLORIDA; PROVIDING FOR THE MAINTENANCE OF PRIVATE STREETS, DRIVEWAYS AND PARKING LOTS; PROVIDING FOR VIOLATIONS; PROVIDING FOR SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE**

City Attorney Everett read Ordinance 03-02 by title only. Mayor Quesinberry opened the public hearing. Hearing no comments, the public hearing was closed. **Motion by Commissioner Harriman to approve Ordinance 03-02. Seconded by Commissioner Rees and carried unanimously 3-0.**

4. **REGULAR BUSINESS:**

A. **Request for donation by The Christian Service Center for Central Florida:**

Ms. Peg MacDonald gave a brief history of their organization as provided in the agenda package. Commissioner Harriman noted that the Center reports that 41% of their clients live in Winter Garden. **Motion by Commissioner Rees to approve a donation of \$2,000. Seconded by Commissioner Harriman and carried unanimously 3-0.**

B. **Recommendation to approve the appointment of Don Miller to the Code Enforcement Board:**

Motion by Commissioner Harriman to appoint Mr. Don Miller to fill the unexpired term of Mr. Donahey and reappoint to an additional 3year term on the Code Enforcement Board. Seconded by Commissioner Rees and carried 3-0.

C. **Recommendation to surplus certain vehicles and equipment for sale at public auction**

Public Works Director Smith stated that the listed items are of no further use to the City because for the most part, they have already been salvaged as much as possible for parts. **Motion by Commissioner Rees to approve the sale of surplus equipment as recommended by staff (see attached). Seconded by Commissioner Harriman and carried 3-0.**

5. **MATTERS OF CONCERN FROM CITIZENS:**

Mr. Don Miller, 1073 Woodson Hammock Circle, Winter Garden, Florida, thanked everyone for their confidence expressed by appointing him to the Code Enforcement Board and that he appreciates how well staff and the Commission work together.

6. **MATTERS FROM CITY ATTORNEY DYKES EVERETT:** None

7. **MATTERS FROM CITY MANAGER HOLLIS HOLDEN:**

- Stated that since August 1998, the City has spent \$52,000 in attorney fees working on the cable franchise agreement ordinances with Time Warner, now known as TWEAN, and Strategic Technologies (STI). STI has been exceptional to work with as evidenced by the fact that they have already begun running cable to City Hall, even though they were given three years. Time Warner, on the other hand, has repeatedly ignored the City's requests to get the West Orange Information Channel operational. Mr. Holden also stated that staff is extremely frustrated with Time Warner's continual lack of responsiveness to the requests and asked for City Commission's approval to do whatever is necessary to get Time Warner to comply or be replaced. City Attorney Everett stated that there are some options available such as enforcing the City's Code or communicating the problems to the State Legislators for some possible changes at that level. It was the consensus of the City Commission for the staff to move forward to get the information channel operational. Mr. Holden stated that on future agendas, he will include a status on this issue under the City Attorney's item.

8. **MATTERS FROM MAYOR AND COMMISSIONERS:**

Commissioner Rees:

Thanked staff for their help with requests from citizens.

Commissioner Harriman:

Stated it was great day for the City to be able to have the groundbreaking ceremony for a new library and thanked staff for the Valentine's Day decorations.

Mayor Quesinberry:

Stated that it was a great groundbreaking ceremony for the new library site on Plant Street.

The meeting was adjourned at 6:59 p.m.