

REGULAR MEETING MINUTES

CITY COMMISSION

June 12, 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, John Rees, and Mildred Dixon, Assistant City Attorney Lionel Rubio, Deputy City Clerk Nancy Williams, Assistant to the City Manager Marshall Robertson, Information Systems Manager Bob Reilly, Finance Director Mike Bollhoefer, Planning Director Mark Cechman, Planner Kelly Randall, Utilities Director Charlie Tinch, and Police Chief Jimmie Yawn

Absent: Commissioner Theo Graham and City Manager Hollis Holden

1. **APPROVAL OF MINUTES:**

- A. Regular Meeting Minutes of May 22, 2003. **Motion by Commissioner Rees to approve the minutes as submitted. Seconded by Commissioner Harriman and carried unanimously 4-0.**

2. **PROCLAMATION:**

Assistant City Attorney Rubio read Proclamation #03-07, National Small Cities and Towns Day, in its entirety. Mayor Quesinberry followed with the text of an accompanying press release.

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

- A. **Ordinance 03-13: AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING THE CITY OF WINTER GARDEN BUDGET FOR FISCAL YEAR 2002-2003, PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.**

Assistant City Attorney Rubio read Ordinance 03-13 by title and read the Total Revenues equals \$5,237,540 and Total Expenses equals \$5,237,540. Mayor Quesinberry opened the public hearing. Hearing no comments, the public hearing was closed. **Motion by Commissioner Rees to adopt Ordinance 03-13. Seconded by Commissioner Dixon and carried unanimously 4-0.**

4. **REGULAR BUSINESS**

A. **Recommendation to satisfy liens in Code Enforcement Board cases #98-158 and #98-159 and Special Assessments for demolitions to 122 North Street and 216 North Street (Demps/Johnson)**

Planning Director Cechman stated that the City must satisfy Code Enforcement and Special Assessment liens totaling \$71,015 in order for an interested party to obtain free and clear title to purchase a property in Orlando owned by the liened party. The interested party has made a settlement offer of \$20,000 for satisfying the liens and assessments. Staff recommends acceptance of the offer on the condition that it be paid by cashier's check within 60 days. **Motion by Commissioner Harriman to approve acceptance of a \$20,000 cash payment in settlement of Lien Cases #98-158, #98-159 and special assessments, with Staff's 60-day payment condition. Seconded by Commissioner Dixon and carried unanimously 4-0.**

B. **Recommendation to approve the purchase of parcels 104 and 107 for right-of-way on Daniels Road**

Assistant to the City Manager Robertson was present to answer any questions. **Motion by Commissioner Harriman to approve the purchase for the Daniels Road right-of-way. Seconded by Commissioner Dixon and carried unanimously 4-0.**

Dispense as the City Commission and convene as the Community Redevelopment Agency.

Members Present: Jack Quesinberry, Chairman, Mildred Dixon, John Harriman and John Rees

Members Absent: Theo Graham, Teresa Jacobs and Larry Cappleman

C. **Recommendation to approve a Request for Proposal for consultant services to develop Vision Study for downtown area**

Planning Director Cechman gave a brief PowerPoint presentation regarding the area to be studied and the zoning problems within its perimeter. **Motion by Commissioner Dixon to approve the Request for Proposal for consultant services, provided the input of the citizens was heard. Seconded by Commissioner Harriman and carried unanimously 4-0.**

D. **Recommendation to approve Downtown Streetscape Project Phase III Change Order #1**

Assistant to the City Manager Robertson was present to answer any questions. **Motion by Commissioner Rees to approve Downtown Streetscape Project Phase III Change Order #1 in the amount of \$98,583.68. Seconded by Commissioner Harriman and carried unanimously 4-0.**

E. Recommendation to approve East Plant Street Streetscape Project Phase II

Assistant to the City Manager Robertson said that the Phase II work is scheduled to begin June 15th, and it is imperative that it start on schedule to minimize traffic congestion when the school year starts. **Motion by Commissioner Harriman to approve the East Plant Street Streetscape Project Phase II design plan. Seconded by Commissioner Dixon and carried unanimously 4-0.**

Adjourn as the Community Redevelopment Agency and reconvene as the City Commission.

5. **MATTERS OF CONCERN FROM CITIZENS:** None

6. **MATTERS FROM ASSISTANT CITY ATTORNEY:**

Assistant City Attorney Rubio stated that the purchase agreement for the property at Maple and Main Streets has fallen through. The Mayor will sign an Authorization of Release to obtain immediate repayment to the City of the \$10,000 fee.

7. **MATTERS FROM CITY MANAGER – Absent**

8. **MATTERS FROM MAYOR AND COMMISSIONERS**

Commissioner Dixon:

- Stated that the owners of the Shell station on S.R. 50 wish to have a two-day grand opening celebration and are not being permitted to do so, so she recommended they come to speak to the Commission. Planning Director Cechman stated that he had no objection to the two-day event; he had only disallowed the use of flags that do not meet City Code. Mayor Quesinberry advised owner William Matory that he should consult with Mr. Cechman to work out the details.
- Needs to speak with Planning Director Cechman and City Manager Holden about the comprehensive plan amendment procedure.

Commissioner Harriman:

- Asked if Staff had information about two restaurants and an antique car store being planned for Dillard Street locations. Planning Director Cechman was aware of one of the restaurants. Planner Randall said that the proposed store would be an indoor showroom for restored antique cars and would not have an outdoor sales lot.

Mayor Quesinberry:

- Stated that the June 7th Temptations concert was a huge success, drawing a crowd estimated at 4,000 people.

The meeting was adjourned at 7:12 p.m.