



# CITY OF WINTER GARDEN

---

## OFFICE OF THE CITY CLERK

251 W. PLANT STREET

WINTER GARDEN, FL 34787

TEL: (407) 656-4111 Ext. 2254 • FAX (407) 656-4952

### CITY COMMISSION SPECIAL MEETING MINUTES

November 29, 2007

A **SPECIAL MEETING** of the Winter Garden City Commission was called to order by Mayor Quesinberry at 6:30 p.m. at City Hall, 251 West Plant Street, Winter Garden, Florida. The invocation and Pledge of Allegiance were given.

**Present:** Mayor Jack Quesinberry, Commissioners Harold L. Boulter, Bob Buchanan, H. Gerald Jowers, and Colin Sharman

**Also Present:** City Manager Mike Bollhoefer, City Attorney A. Kurt Ardaman, Assistant City Manager Marshall Robertson, Assistant City Clerk Angee Grimmage, Public Services Director Don Cochran, Police Chief George Brennan, Finance Director Brian Strobeck, Fire Chief John Williamson, Information Technology Director Bob Reilly, Human Resources Director Frank Gilbert, Recreation Director Jay Conn, Economic Development Director Dolores Key, and Assistant City Engineer Mike Kelley, and West Orange Times Reporter Michael Laval

#### 1. **APPROVAL OF MINUTES**

**Motion by Commissioner Jowers to approve the regular meeting minutes of November 8, 2007 as submitted. Seconded by Commissioner Boulter and carried unanimously 5-0.**

#### 2. **SECOND READING AND PUBLIC HEARING OF PROPOSED ORDINANCES**

A. **Ordinance 07-54:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING CHAPTER 54, PENSIONS AND RETIREMENT, ARTICLE III, PENSION PLAN FOR FIREFIGHTERS AND POLICE OFFICERS, OF THE CODE OF ORDINANCES OF THE CITY OF WINTER GARDEN; AMENDING SECTION 54-191, BENEFIT AMOUNTS AND ELIGIBILITY; (A) NORMAL RETIREMENT DATE; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE

City Attorney Ardaman read Ordinance 07-54 by title only. Mayor Quesinberry opened the public hearing; hearing and seeing none, he closed the public hearing. Human Resources Director Gilbert stated that staff is requesting adoption of Ordinance 07-54. Staff believes that this ordinance is in the best interest of the City so retirement benefits can be offered to firefighters and police officers with 25 years of credited services regardless of their age. He stated that the actuarial impact statement has been filed with the State of Florida. **Motion by Commissioner Boulter to adopt Ordinance 07-54. Seconded by Commissioner Buchanan and carried unanimously 5-0.**

- B. **Ordinance 07-62**: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING SECTION 66-1 OF THE CODE OF ORDINANCES OF THE CITY OF WINTER GARDEN TO INCREASE THE ADDITIONAL HOMESTEAD EXEMPTION FOR PERSONS AGE 65 AND OLDER; DEMANDING THE ORDINANCE BE DELIVERED TO PROPERTY APPRAISER BEFORE DECEMBER 1, 2007 AND REQUIRING NOTICE TO THE PROPERTY APPRAISER IN THE EVENT THE ORDINANCE IS REPEALED; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE

City Attorney Ardaman read Ordinance 07-62 by title only. Mayor Quesinberry opened the public hearing; hearing and seeing none, he closed the public hearing. **Motion by Commissioner Jowers to adopt Ordinance 07-62. Seconded by Commissioner Sharman and carried unanimously 5-0.**

3. **REGULAR BUSINESS**

- A. **Accept resignations of Community Redevelopment Advisory Board members Bert Valdes and Pam Stewart and appoint their replacements for their unexpired terms**

City Manager Bollhoefer stated that the county representative on the Community Redevelopment Advisory Board was not notified of this agenda item so he is requesting that this item be tabled until the December 13, 2007 City Commission meeting. This item is not urgent because there are still seven members and only five are needed for a quorum. **Motion by Commissioner Buchanan to table this item until December 13, 2007. Seconded by Commissioner Boulter and carried unanimously 5-0.**

- B. **Recommendation to approve a lease agreement with 1<sup>st</sup> Source Bank for a Solid Waste Front Load Packer**

City Manager Bollhoefer stated that staff would like to table this item to a date uncertain because the City Attorney has reviewed this contract and has indicated some changes are needed.

City Attorney Ardaman stated that he has been working with the bank to see if they can agree to some acceptable changes and asked that this item be tabled indefinitely. **Motion by Commissioner Jowers to table this item for a lease agreement with 1<sup>st</sup> Source Bank for a solid waster front load packer. Seconded by Commissioner Buchanan and carried unanimously 5-0.**

- C. **Announcing the qualified candidates for the 2008 General Election for the offices of Mayor/Commissioner District 5 and Commissioner District 1**

Assistant City Clerk Grimmage read the names of the qualified candidates as follows:

Mayor/Commissioner District 5: Mack McLaughlin, Jack Quesinberry, and John Rees  
Commissioner District 1: H. Gerald Jowers and Pam Stewart

Mayor Quesinberry asked if all the candidates met the qualifying deadline and requirements. Ms. Grimmage replied yes. **Motion by Commissioner Buchanan to accept the candidates as qualified for the 2008 General Election for the offices of**

**Mayor/Commissioner District 5 and Commissioner District 1 as read. Seconded by Commissioner Boulter and carried unanimously 5-0.**

- **Relocating City Commission Meetings back to City Hall**

Mayor Quesinberry stated that two years ago the City Commission began meeting at Tanner Hall. In light of the recent budget cuts, he thinks the City Commission meetings should be moved back to City Hall in an effort to save the City money.

Commissioner Sharman asked when the new City Hall would be completed. City Manager Bollhoefer replied June of 2008. Mayor Quesinberry emphasized that with two meetings a month for the next five months, it adds up to thousands of dollars that the City could save.

There was discussion on whether or not there would be ample time to advertise the change in location for the December 13, 2007 meeting. It was determined there would be enough time to advertise the location change. Mayor Quesinberry asked that the motion include that the City Commission will meet at City Hall Chambers until we move into the new City Hall. **Motion by Commissioner Jowers to relocate the City Commission meetings back to City Hall until moving into the new City Hall. Seconded by Commissioner Sharman and carried unanimously 5-0.**

- **Request from Quiznos**

Mayor Quesinberry stated that he received a letter from the manager/owner of Quiznos about being a vendor at some of the upcoming City-sponsored events. City Manager Bollhoefer stated that Recreation Director Conn has already spoken with the owner about being included on the food vendor list for City-sponsored events. Commissioner Buchanan stated that he did not receive the letter but there is a process already in place for food vendors to make application through the Recreation Department.

The meeting adjourned at 6:41 p.m.

APPROVED:

/S/ \_\_\_\_\_  
MAYOR JACK QUESINBERRY

ATTEST:

/S/ \_\_\_\_\_  
City Clerk Kathy Golden, CMC