



CITY OF WINTER GARDEN

CITY COMMISSION AND COMMUNITY REDEVELOPEMENT AGENCY REGULAR MEETING MINUTES

February 14, 2008

A **REGULAR 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, City Clerk Kathy Golden, Assistant City Manager Marshall Robertson, City Planner Ed Williams, Public Services Director Don Cochran, Police Chief George Brennan, Finance Director Brian Strobeck, Information Technology Director Bob Reilly, Recreation Director Jay Conn, Economic Development Director Dolores Key, Assistant City Engineer Mike Kelley, Solid Waste Division Manager John Love, Executive Assistant to the City Manager Andrea Vaughn, and West Orange Times reporter Michael Laval.

1. **APPROVAL OF MINUTES**

Motion by Commissioner Boulter to approve the regular meeting minutes of January 24, 2008 as submitted. Seconded by Commissioner Buchanan and carried unanimously 5-0.

2. **OATH OF OFFICE**

City Clerk Golden administered the oath of office to H. Gerald Jowers, City Commissioner District 1 elected January 29, 2008.

3. **PRESENTATION**

The following item was moved from 9.A. under Matters from City Manager.

2007/2008 Capital Improvement Project Report

Assistant City Manager Robertson gave a PowerPoint presentation on Capital Improvements Projects (CIP). He stated that a CIP update was given to the City Commission last August and today's update will be on projects that are in progress and those that are being planned (*see attached*).

Commissioner Sharman asked how the passing of Amendment No. 1 affects any future projects that are in the design phase and will it effect project funding. Mr. Robertson replied that it may affect us but most of the projects reviewed are funded by stormwater, local option gas tax, transportation impact fees, utility impact fees, or developer contributions. A majority of the projects are not affected by the general fund and a lot of the road and infrastructure work is paid for strictly out of impact fees.

Possible commercial site at 1500 Daniels Road

City Manager Bollhoefer gave a brief overview of the city owned property and its planned use. Mr. Bollhoefer stated that several of the surrounding residents of this property were invited and are present at this meeting to view this presentation, to ask questions, and/or make comments if they so desire.

Jonathan Moore of AC Properties introduced himself and gave a brief presentation of their proposed plan for this property. He stated the property was originally used as a staging area for the road improvement project. He brought information on what they could do from a retail standpoint. The land is currently zoned C-2 that allows a retail project. They were trying to do an office project when the market was strong, but demand for office has definitely slowed down. They originally had serious inquiries for office space, which changed to no inquiries. Prior plans were for a three story 110,000 square-foot building. There were retailers that wanted to go into the Fowler Grove Mall and the only site available was his site that was large enough to accommodate businesses such as a sporting goods store.

He stated that he has a full size site plan that he's been showing some of the retailers. He shared some of their ideas for the property and the architectural ideas such as a tin roof and shutters in keeping with the architectural feel of the area. He stated that he wanted to have an open dialog with the City Commission and Planning and Zoning.

Mayor Quesinberry opened the matter up for public comment as this time.

Jim Gustino, 13914 Eylewood Drive, Winter Garden, Florida, asked if there was a recapture proviso in the development agreement. In other words, if the particular development as proposed and approved were not to go forward, then there would be the ability for the City to recapture the land. Mr. Bollhoefer replied that this land has not been sold to them. The City still owns the property and that is why this is being presented.

Mr. Gustino indicated that one of the proposed occupants of the retail establishment would be a sporting goods store. He noted that there is already a mammoth Sports Authority store in the Fowler Mall and he is not sure that this would be something needed by the community.

Mr. Moore stated that there is a large trade area with a tremendous demand. He shared that he was at a convention in which a representative with the Sembler Company stated that additional retailers were available that wanted to be a part of the Fowler Grove Mall but they had no where to go. The demographics are right for that area but he is not a retailer, he leases space to retailers so he hopes he has answered the question.

Mr. Gustino asked how this project will impact our downtown retailers.

Mr. Moore shared a story about the City of Winter Park and how the old Winter Park Mall was demolished and replaced with Winter Park Village. The retailers on Park Avenue were a nervous and sales actually did go down for a short period. For certain types of retail, people liked to go to the Winter Park Village. In addition, because of the charm, ambience, slower pace, free of crowds and kids, Park Avenue ended up doing better than it ever has. He shared

that he thinks there is a unique charm offered in downtown Winter Garden that is not offered anywhere else in west side of the City.

Ed Lynch, 660 Home Grove Drive, Winter Garden, Florida, stated that he has a concern in terms of accessibility because it is so close to the bridge over the Turnpike. The market for office space will come back and it is in Winter Garden's best interest to try to have offices in this location. He is more concerned with the higher impact a commercial development would have. The City may not want to make it bigger than is allowed by the current zoning by providing them with the extra parking. His additional concern is that there is already enough commercial business on Daniels Road. He was hoping an office development would go in this location so people could live, work, and play in Winter Garden. He asked the developer to have patience with the market that will come back.

Mr. Bollhoefer stated that Mr. Moore is aware that access will need to be resolved at some point during the process.

Mr. Moore stated that Mr. Lynch's concerns are valid. From his statistics, retail is not multileveled, so the square footage that can be built on that property to include the Birkett and City parcel for approximately 30 to 40 thousand square feet less than the retail project thereby washes out the additional trip generated from a retail project. A traffic study had been done as requested by the City. A proposed solution for routing the traffic in that area could include a turn lane instead of a full median going north bound on Daniels Road and they have worked something out with the neighboring property so traffic could go through their property to their west and up CR 535.

Mr. Bollhoefer asked the City Commission for direction on this issue. The true issue being that if the City does not sell them the land they will move forward with their C-2 project as it is currently zoned. Mr. Bollhoefer shared some of those possible uses. Staff is asking for input from the City Commission and the public as to whether the City should move forward with a Planned Community Development (PCD).

Commissioner Buchanan stated that anytime the City can have more control over what is to be built on a piece of property the better and he recommended looking into a PCD.

Commissioner Sharman asked if they would want the PCD project based on the City selling them the property. Mr. Bollhoefer replied yes, this is what the City has from its position of negotiating. They would like to have the City's land to make their project a little better and in return the City would have greater control of a PCD.

Commissioner Jowers stated he does not mind a PCD but suggested that the price of the property be renegotiated. Mr. Bollhoefer noted that the entire project would have to be brought back to the City Commission.

Mr. Moore asked about the process. Mr. Bollhoefer replied that the process would be to put together as a PCD document that includes conceptual drawings and it would initially go through staff. There will be opportunity for public input for the architectural standards.

There was discussion on the process being in tandem with staff and residents that could take approximately three months. Mr. Moore was directed to speak with the City Planner for more details.

4. **FIRST READING OF PROPOSED ORDINANCE**

A. **Ordinance 08-14:** AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING SECTION 102-92 OF CHAPTER 102 OF THE CODE OF ORDINANCES OF THE CITY OF WINTER GARDEN CONCERNING PROHIBITED SIGNS WITHIN ALL ZONING DISTRICTS; PROVIDING FOR A MECHANISM TO ENCOURAGE THE ELIMINATION OF EXISTING BILLBOARD SIGNS IN UNDESIRABLE LOCATIONS WITHIN THE CITY BY ESTABLISHING A CITY COMMISSION VARIANCE PROCESS TO FACILITATE THE SUBSTITUTION OF AN EXISTING BILLBOARD IN AN UNDESIRABLE LOCATION WITH A BILLBOARD IN A MORE DESIRABLE LOCATION WITHIN THE CITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONTROL IN EVENT OF CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

City Attorney Ardaman read Ordinance 08-14 by title only. **Motion by Commissioner Jowers to approve Ordinance 08-14 with the second reading and public hearing being held on March 13, 2008. Seconded by Commissioner Sharman and carried unanimously 5-0.**

5. **SECOND READING AND PUBLIC HEARING OF PROPOSED ORDINANCES**

A. **Ordinance 08-09:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA; VACATING APPROXIMATELY 0.07 ACRES OF RIGHT-OF WAY AT THE NORTHWEST CORNER OF LOT 9, PAVEX PARK, PARCEL ID 25-22-27-6743-00-081, WINTER GARDEN, FLORIDA; PROVIDING AN EFFECTIVE DATE

City Attorney Ardaman read Ordinance 08-09 by title only. Mayor Quesinberry opened the public hearing; hearing and seeing none, he closed the public hearing. **Motion by Commissioner Boulter to adopt Ordinance 08-09. Seconded by Commissioner Buchanan and carried unanimously 5-0.**

B. **Ordinance 08-12:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING CHAPTER 2, ARTICLE V, DIVISION 1 OF THE ELECTIONS ARTICLE OF THE CODE OF ORDINANCES PROVIDING FOR THE APPOINTMENT AND TRAINING OF MUNICIPAL ELECTION BOARD PERSONNEL BY THE ORANGE COUNTY SUPERVISOR OF ELECTIONS AND THE CITY CLERK; PROVIDING THAT ELECTION BOARD PERSONNEL TRAINED FOR A GENERAL ELECTION MAY SERVE ON THE ELECTION BOARD FOR RUN OFF ELECTIONS ARISING THEREFROM WITHOUT ADDITIONAL TRAINING; ALLOWING ELECTION BOARD VACANCIES TO BE FILLED BY THE CITY CLERK; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE

City Attorney Ardaman read Ordinance 08-12 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 08-12. Seconded by Commissioner Buchanan and carried unanimously 5-0.

6. **REGULAR BUSINESS**

- A. **Resolution 08-04:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED WITHIN THE INCORPORATED AREA OF THE CITY; STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE MAILING OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE

City Attorney Ardaman read Resolution 08-04 by title only. **Motion by Commissioner Boulder to adopt Resolution 08-04. Seconded by Commissioner Buchanan and carried unanimously 5-0.**

- B. **Resolution 08-05:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA, DECLARING THE RESULTS OF THE GENERAL ELECTION HELD ON JANUARY 29, 2008 FOR MAYOR/COMMISSIONER DISTRICT 5 AND CITY COMMISSIONER OF DISTRICT 1 AND AUTHORIZING ISSUANCE OF A CERTIFICATE

City Attorney Ardaman read Resolution 08-05 by title only. City Clerk Golden read the results of the January 29, 2008 general election: H. Gerald Jowers was duly elected as City Commissioner District 1 to serve a three-year term. For Mayor/Commissioner, District 5 no one received the required majority votes. Therefore, the two candidates receiving the highest number of votes were Mack McLaughlin and John Rees to be in a run off-election on February 26, 2008. **Motion by Commissioner Buchanan to adopt Resolution 08-05. Seconded by Commissioner Sharman and carried unanimously 5-0.**

- C. **Resolution 08-06:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA, REAFFIRMING THE CITY OF WINTER GARDEN'S COMMITMENT TO MAINTAIN A HISTORIC DOWNTOWN POST OFFICE

City Attorney Ardaman read Resolution 08-06 by title only. Mr. Bollhoefer stated that it was brought to his attention by Mr. Theo Graham that the quality of service at the downtown post office has been dropping and the staff has been reduced. He stated that Mr. Graham was concerned that if the City does not take action, the downtown post office may be closed. Having this post office is important to our downtown and by passing this resolution it reaffirms the City's commitment to maintaining a post office downtown. This resolution would be mailed to our legislators to see if they can help in bringing the service levels back up to where they were before.

Mayor Quesinberry stated that the original agreement was that the City would furnish the building at no cost in order to keep the post office downtown. We did not want our senior citizens travelling on State Road 50. The post office had agreed to pay their own electric and water, and keep two employees on staff. Lately there have not been two employees and lunch is taken at 10:30 a.m. so that they are available for our citizens at noon.

Commissioner Sharman asked if the post office has expressed their opinion on the matter. Mr. Bollhoefer stated that he met with the Postmaster who felt they needed more help at their other post office. Mr. Bollhoefer stated that the second person may come back to downtown, but he is not convinced that they will. It was his impression that they are more concerned about their major post office on SR 50 than the one downtown. The City does rent to the post office downtown at cost, it is not free. **Motion by Commissioner Buchanan to adopt Resolution 08-06. Seconded by Commissioner Sharman and carried unanimously 5-0.**

D. Request by Foundation Academy for City financial assistance to pay their impact fees of \$16,338 for their new campus concession stand and athletic field bathrooms

David Stimmell representative for the Foundation Academy stated that they have four new softball fields on their new campus and are currently using port-o-lets and a concession stand on wheels. It is their hope that the City Commission will see fit to assist them with their impact fees for building a concession stand and restrooms which will serve the community using the ball fields. The additional restrooms and concessions are being built by residents volunteering their time, services, and materials. The academy has 75 acres and they hope they can be good neighbors and provide services to the entire community.

Mayor Quesinberry asked if all citizens are invited to use it. Mr. Stimmell replied that there are currently over 150 Winter Garden families coming for softball, AAU football, little league, AAU baseball teams, and the field is useful for soccer and flag football.

Mayor Quesinberry stated that there would need to be a signed written agreement stating our citizens will be able to use the field. In the past there was an agreement that the City could use their building during emergencies but when the tornadoes came through and we needed the building, the City was refused use of their building. He stated that this is why he is stressing the need for a written agreement.

Motion by Commissioner Jowers to approve City's using \$16,338 from the general fund to assist the Foundation Academy with their impact fees for their new campus concession stand and athletic field bathrooms subject to a written agreement that anyone from the City can use their field when they are not using it. If usage is refused, the \$16,338 will be immediately due and payable by Foundation Academy to the City.

Mr. Stimmell stated that they would need to review this option but felt that this should not be a problem. Their current fees for using the field are in-line with the City's fees and possibly less. It was agreed that this agreement would be prepared and brought before the City Commission for approval at the next City Commission meeting. **Seconded by Commissioner Sharman and carried unanimously 5-0.**

E. **Appointment to the City Canvassing Board to replace ineligible District 3 appointee and confirm who the first and second alternates are**

Commissioner Boulter stated that his appointee to serve on the Canvassing Board is Sherrie Jackson and he would like to be sure that she receives the necessary training prior to the election. City Attorney Ardaman stated that he and the City Clerk will make arrangements for her training. **Motion by Commissioner Boulter to appoint Sherrie Jackson to replace the ineligible District 3 appointee. Seconded by Commissioner Jowers and carried unanimously 5-0.**

City Clerk Golden stated that in addition to the appointment, there have been some questions stemming from when the original appointments were made. The appointments were made in district order with Districts 1 and 2 being regular members and clarification is needed for the alternates appointed for Districts 3 and 4. The question is which appointee will be the first alternate and which would be the second alternate and how will they actually serve to fill any potential vacancy? It was the **consensus** of the Commission that the First Alternate would be the District 3 appointee and the Second Alternate would be the District 4 appointee and serve in that order to fill any absence by a regular member.

Also discussed was the previous discussion on the Canvassing Board regular and alternates switching for the next election. Mr. Ardaman stated that switching alternates with regular members for the next election is in conflict with the Charter, which provides that Canvassing Board members shall serve for one year. This would need to be resolved before the next election but is not critical for discussion right now.

F. **Recommendation to approve a 5K run/walk on Saturday, April 19, 2008 and closure of Plant Street downtown corridor from 6 a.m. to 10 a.m. as requested by Tri & Run of West Orange, Inc. with conditions**

Recreation Director Conn explained that the conditions are for the fees for City staff's time to close Plant Street for the start and finish activities. **Motion by Commissioner Jowers to approve a 5K run/walk on Saturday, April 19, 2008 and closure of the Plant Street downtown corridor from 6 a.m. to 10 a.m. as requested by Tri & Run of West Orange, Inc. with conditions (see attached). Seconded by Commissioner Buchanan and carried unanimously 5-0.**

G. **Recommendation to approve bids and award contract to Emerald Utilities and Site Development, Inc., for Trunk Line "C" Phase 5 and award contract to Emerald Utilities to include a five percent contingency totaling \$706,289.95**

Public Services Director Cochran stated that the City Commission is familiar with the Trunkline "C" Project and explained that it is the water, reuse, and wastewater force main. Staff is recommending a five percent contingency and that the City Commission authorize expending up to \$706,289.95. **Motion by Commissioner Buchanan to approve bids and award contract to Emerald Utilities and Site Development, Inc., for Trunk Line "C" Phase 5 and award contract to Emerald Utilities to include a five percent contingency totaling \$706,289.95. Seconded by Commissioner Boulter and carried unanimously 5-0.**

H. Recommendation to approve purchase of a Solid Waste Front-end Loader Truck

Public Services Director Cochran stated that this item had been brought to the City Commission before as a two-year vehicle lease. Staff was directed to go back and review all options. Mr. Cochran presented the City Commission with four options and recommended that the City purchase a new vehicle. **Motion by Commissioner Jowers to approve the purchase of a new Solid Waste Front-end Loader Truck. Seconded by Commissioner Boulter.**

There was discussion on the funds available in the budget. Mr. Cochran stated that the two-year lease was originally budgeted and a purchase would require a mid-year budget adjustment.

Commissioner Buchanan stated that the used vehicle has only 15,000 miles which is enough mileage to work out a lot of the bugs. Sometimes a brand new vehicle tends to spend a lot of time off of the road while the bugs are being worked out. There is not that much difference in the price for Option 3 to purchase a demo truck and Option 4 to purchase a new vehicle; the savings is \$13,000. Mr. Cochran stated that the demo truck has been used by the City of Winter Garden and other cities, and has already been in the shop a couple of times. Mr. Cochran stated that a new vehicle would have no miles with a full warranty and that is the reason staff is recommending the purchase of a new vehicle. Commissioner Boulter shared that he has sold vehicles and does not like leasing; he has seen a lot of problems with them. He does not have a problem with used vehicles but he thinks that this City deserves a new vehicle with a full warranty. He feels the City will have problems with a vehicle no matter what. Commissioner Sharman asked what the lifecycle of these type vehicles are. Mr. Cochran replied it is about eight years. **Motion carried unanimously 5-0.**

I. Recommendation to approve a professional services agreement with SMW GeoSciences, Inc. for hydro-geological and water resources planning not to exceed \$50,000

Public Services Director Cochran stated that this is an annual services contract. This firm was selected through the request for qualifications process. The type of work performed will be water resource planning, groundwater monitoring, and wetland monitoring. This contract would be on an as needed basis and compensation is based on an hourly rate. Staff recommends approving this contract not to exceed \$50,000. **Motion by Commissioner Buchanan to approve the professional services agreement with SMW GeoSciences, Inc. for hydro-geological and water resources planning not to exceed \$50,000. Seconded by Commissioner Jowers and carried unanimously 5-0.**

J. Recommendation to approve agreement with Nodarse & Associates, Inc. for environmental, geotechnical and materials testing services

Public Services Director Cochran stated that this is another professional services agreement for environmental geo-technical work. Through the request for qualifications process, staff is recommending Nodarse & Associates. This is on an as needed basis on an hourly fee schedule.

City Attorney Ardaman stated that there were four sentences and/or clauses in the agreement that he feels may be problematic and recommended the strike-out of those items before moving forward or discussing it. Mr. Cochran stated that there is no urgency for this agreement and if a postponement is needed in order to make the adjustments, staff is willing to do that. **Motion by Commissioner Jowers to postpone the agreement with Nodarse & Associates, Inc. for environmental, geotechnical and materials testing services until the next scheduled City Commission meeting. Seconded by Commissioner Buchanan and carried unanimously 5-0.**

K. Recommendation to approve preliminary plat for 510 Winter Garden / Vineland Road with conditions

Planning Director Williams stated that the Planning and Zoning Board and staff recommend approval subject to the conditions provided in the agenda package. **Motion by Commissioner Sharman to approve the preliminary plat for 510 Winter Garden / Vineland Road with conditions (see attached). Seconded by Commissioner Buchanan and carried unanimously 5-0.**

L. Recommendation to approve site plan for 603 South Main Street with conditions

Planning Director Williams stated that the Development Review Committee and the Planning and Zoning Board both recommend approval. **Motion by Commissioner Boulder to approve the submitted site plan for 603 South Main Street with conditions (see attached). Seconded by Commissioner Buchanan and carried unanimously 5-0.**

M. Recommendation to approve a lease agreement for parking with the Church of the Messiah at the Old Dillard Street Elementary School Site

City Manager Bollhoefer stated that this item was discussed at a previous meeting and the City Commission agreed to enter into an agreement with the Church of the Messiah. **Motion by Commissioner Buchanan to approve the lease agreement for parking with the Church of the Messiah at the Old Dillard Street Elementary School site. Seconded by Commissioner Jowers and carried unanimously 5-0.**

Dispense as the City Commission and convene as the Community Redevelopment Agency at 7:43 p.m.

Members Present: Chairman Jack Quesinberry, H. Gerald Jowers, Bob Buchanan, Harold L. Boulder, Colin Sharman and Larry Cappleman

Member Absent: Dale Crosby

N. Appoint replacements for prior agency members Bert Valdes (term expires June 2009) and Pam Stewart (term expires June 2008) on the Community Redevelopment Agency Advisory Board (CRAAB)

CRAAB Chairman/CRA Member Cappleman stated that the CRAAB received an additional letter of resignation from Cora Fulmore and asked that the CRA accept her resignation. **Motion by CRA Member Buchanan to accept the resignation of Cora Fulmore. Seconded by CRA Member Boulder and carried unanimously 6-0.**

Mr. Cappleman stated that for the vacancy of Bert Valdes the advisory board recommends appointing Alan Haughey. **Motion by CRA Member Buchanan to appoint Alan Haughey for the unexpired term of Bert Valdes to the CRAAB. Seconded by CRA Member Boulter and carried unanimously 6-0.**

Mr. Cappleman stated that to fill the vacancy of Pam Stewart the advisory board recommends appointing Kelly Randall. **Motion by CRA Member Sharman to appoint Kelly Randall for the unexpired term of Pam Stewart to the CRAAB. Seconded by CRA Member Jowers and carried unanimously 6-0.**

Mr. Cappleman stated that to fill the vacancy of Cora Fulmore the advisory board recommends appointing Jim Gustino. **Motion by CRA Member Sharman to appoint Jim Gustino for the unexpired term of Cora Fulmore to the CRAAB. Seconded by Buchanan and carried 5-1; opposed CRA Chairman Quesinberry.**

Mr. Cappleman announced that at the next CRAAB meeting is the second Tuesday in March at 4:30 p.m. An orientation will be given for the three new members and anyone else who would like to attend. They will review the history, formation, regulations and laws under which the CRA was formed and the manner in which they are funded.

Adjourned as the Community Redevelopment Agency and reconvened as the City Commission at 7:47 p.m.

7. MATTERS FROM CITIZENS

Theo Graham, 213 W. Tilden Street, Winter Garden, Florida, stated that he was not aware of the resolution passed earlier in the meeting supporting the downtown post office but wanted to add some information. He has contacted Representative Ric Keller who suggested that the City adopt a resolution which may have a better effect on getting it done. Also, he shared that the employee that worked there as a clerk was promoted to a management position and possibly will not be returning.

Mr. Graham asked about the status of the citizen early warning system for potential disasters. Mr. Bollhoefer stated that the City is currently working with Orange County's plan, explaining that the county's plan relies on weather radios as their alert system. At this point, the City of Winter Garden is waiting with other communities to see if Orange County will take the next step and review using sirens.

8. MATTERS FROM CITY ATTORNEY – There were no items.

9. MATTERS FROM CITY MANAGER

A. 2007/2008 Capital Improvement Project Report by Assistant City Manager Robertson
This item was addressed earlier in the meeting.

- Mr. Bollhoefer introduced the new Building Official Harold (Skip) Lukert.

- Police Chief Brennan stated that he was contacted by the Clermont Police Department regarding our old patrol car thermal printers because they are looking at purchasing them from a vendor. He stated that his department no longer uses the thermal printers due to some problems they had with them. He was going to send the old printers to be auctioned as surplus. He has been by the City of Clermont Police Department if he could donate the printers to them. There was discussion on their original cost when purchased back in 2005/2006 and the fact they are no longer under warranty. Police Chief Brennan stated that his department has since gone to inkjet printers. **Motion by Commissioner Buchanan to approve donating the thermal printers, paper and mounting bracket to the City of Clermont Police Department. Seconded by Commissioner Jowers and carried unanimously 5-0.**

10. MATTERS FROM MAYOR AND COMMISSIONERS

A. Selection of five members to a Downtown Architectural Review Committee and a State Road 50 Overlay Advisory Committee

Commissioner Jowers asked if this item could be postponed until the next regularly scheduled meeting. It was the **consensus** of the City Commission to postpone this item.

Commissioner Jowers thanked everyone for voting for him and stated that he hopes the City of Winter Garden will keep going in a progressive way.

Commissioner Boulter stated that he too hopes that the City will move in a positive and progressive manner which can only help the City as a whole.

Commissioner Sharman stated that he attended the Tri-County League of Cities Board meeting today and they are looking for someone to host their October meeting. He stated that they are going ask Ocoee because Ocoee has not volunteered to host the Tri-County luncheon in four years. They have asked if the City of Winter Garden would be an alternate if the City of Ocoee does not host the meeting on October 16, 2008. It was noted that Winter Garden has hosted the meeting before but Tanner Hall's availability would first need to be verified.

Commissioner Sharman stated that he had heard from a couple of people who attended a show at the Winter Garden Theatre who felt it was a little over-the-top with the innuendos made and they thought that it could have a little more a family atmosphere. Commissioner Sharman shared that he actually saw the show himself and it did not bother him too much but wanted to share that he did get two calls.

Mayor Quesinberry asked if the new Mayor would be sworn in at the next meeting. City Clerk Golden advised that it would depend on when the official results would be available.

Mayor Quesinberry stated that he has enjoyed serving the City as Mayor for the past 16 years and has no regrets. He is looking forward to spending some time in the mountains.

The meeting adjourned at 8:00 p.m.

