



**CITY COMMISSION AGENDA
CITY HALL COMMISSION CHAMBERS
300 W. Plant Street**

REGULAR MEETING

JUNE 9, 2011

6:30 P.M.

CALL TO ORDER

Determination of a Quorum

Invocation and Pledge of Allegiance

1. APPROVAL OF MINUTES

Regular Meeting of May 26, 2011

2. FIRST READING OF PROPOSED ORDINANCE

A. **Ordinance 11-13:** AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING CHAPTER 118, ARTICLE VI, DIVISION 7, SECTION 118-1297 OF THE WINTER GARDEN CODE OF ORDINANCES RELATING TO STANDARDS AND REQUIREMENTS FOR FENCES, WALLS, AND SWIMMING POOL ENCLOSURES; AND PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE **with the second reading and public hearing being scheduled for June 23, 2011** – City Manager Bollhoefer

B. **Ordinance 11-15:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING THE CITY OF WINTER GARDEN FISCAL YEAR 2010-2011 BUDGET; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE- **with the second reading and public hearing being scheduled for June 23, 2011** – City Manager Bollhoefer

3. FIRST READING AND PUBLIC HEARING OF PROPOSED ORDINANCE

A. **Ordinance 11-14:** AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA AMENDING CHAPTER 118 OF THE CODE OF ORDINANCES OF THE CITY OF WINTER GARDEN CONCERNING THE LOCATION OF PAWN SHOPS, FIREARM SALES, FIREARM ASSEMBLY AND MANUFACTURING, AND GUN RANGES; AMENDING ARTICLE I, SECTION 118-1 DEFINITIONS; AMENDING ARTICLE IV, DIVISION 8, SECTION 118-535 PROHIBITED USES AND STRUCTURES FOR C-1 ZONING DISTRICT; AMENDING ARTICLE IV, DIVISION 9, SECTIONS 118-577 AND 118-579 PERMITTED USES AND STRUCTURES AND SPECIAL EXCEPTIONS FOR C-2 ZONING DISTRICT; AMENDING ARTICLE IV, DIVISION 11, SECTION 118-680 PROHIBITED USES AND STRUCTURES FOR C-4 ZONING DISTRICT; AMENDING ARTICLE IV, DIVISION 12, SECTION 118-727 PERMITTED USES FOR I-1 ZONING DISTRICT; PROVIDING FOR CODIFICATION; PROVIDING FOR CONTROL IN EVENT OF CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE **with the second reading and public hearing being scheduled for June 23, 2011** – City Manager Bollhoefer

4. **REGULAR BUSINESS**

- A. Recommendation to approve entering into a contract for \$135,000.00 with MainStar, Inc. for a computerized maintenance management system – City Manager Bollhoefer
- B. Request authorization to dispose of two 2006 Harley-Davidson police motorcycles to Orlando Harley-Davidson for \$14,000.00 and authorize the proceeds to be used towards purchasing a replacement police vehicle – Police Chief Brennan
- C. Annual appointments to the election Canvassing Board – City Clerk Golden
- D. Appointment to the Code Enforcement Board for resigning member Jeffrey Sherron for his unexpired term until July 1, 2013 and for expiring terms of John Benoit, III, and Henry Wright – City Clerk Golden

5. **MATTERS FROM CITIZENS** (*Limited to 3 minutes per speaker*)

6. **MATTERS FROM CITY ATTORNEY** – Kurt Ardaman

7. **MATTERS FROM CITY MANAGER** – Mike Bollhoefer

- A. Discussion on leasing sidewalk space to historic area restaurants (*Postponed from May 26, 2011*)
- B. Request for \$15,000 for a landscaping buffer for Winter Garden Village at Fowler Groves
- C. Discussion on painting water towers

8. **MATTERS FROM MAYOR AND COMMISSIONERS**

ADJOURN to a regular City Commission meeting on June 23, 2011 at 6:30 p.m. in City Hall Commission Chambers, 300 W. Plant Street, 1st floor

Please Note: In accordance with Florida Statutes 286.0105: Any person who desires to appeal any decision at this meeting will need a record of the proceedings and for this purpose may need to ensure that a verbatim record of the proceedings is made which includes the testimony and evidence upon which the appeal is based, which such written record is not provided by the City of Winter Garden.

Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained at the meeting from the Information Technology Director.

Also, in accordance with Florida Statute 286.26: Persons with disabilities needing assistance to participate in any of these proceedings should contact the Office of the City Clerk, 300 W. Plant Street, Winter Garden, FL 34787, (407) 656-4111 x 2254 48 hours in advance of the meeting.

Ordinance 11-13

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING CHAPTER 118, ARTICLE VI, DIVISION 7, SECTION 118-1297 OF THE WINTER GARDEN CODE OF ORDINANCES RELATING TO STANDARDS AND REQUIREMENTS FOR FENCES, WALLS, AND SWIMMING POOL ENCLOSURES; AND PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the City Commission has the authority to regulate commercial activity within its jurisdictional boundaries pursuant to Article VIII, § 2(b) of the Florida Constitution and Chapter 166, Florida Statutes;

WHEREAS, the City Commission desires to enact reasonable regulations regarding locations and standards for fences within the City to promote and maintain property values and aesthetic coherence within the City and further protect the health, safety, welfare, and morals of its citizens; and

WHEREAS, the City Commission desires to update the specific location, height, and other related requirements to fences and other similar screen structures; and

WHEREAS, the City is identifying the locations, standards and location requirements for fences in required yards and enclosures of swimming pools; ~~and~~.

NOW, THEREFORE, BE IT ENACTED BY THE CITY OF WINTER GARDEN, FLORIDA, AS FOLLOWS:

SECTION 1: **Authority.** The City of Winter Garden has the authority to adopt this Ordinance pursuant to Article VIII, § 2(b) of the Constitution of the State of Florida and Chapter 166, Florida Statutes.

SECTION 2: **Adoption.** Chapter 118, Article VI, Division 7. Fences, Buffers Section 118-1297 of the City of Winter Garden Code is amended to read as follows (words that are ~~stricken out~~ are deletions; words that are underlined are additions):

DIVISION 7. FENCES, BUFFERS

Sec. 118-1297. Fences: ~~and walls and enclosure of swimming pools.~~

(a) *Permitted in required yards.* Notwithstanding other sections of this chapter, fences and walls may be permitted in any required yard or along the edge of any yard subject to the following:

(1) *Front yards.* Three feet in height, with the exception of chainlink fences which shall not exceed four feet in height, and set back from the property line one-half foot.

(2) *Side yards.*

a. Three feet in height, with the exception of chainlink fences which shall not exceed four feet in height, to the building line and six feet in height for the remaining side yard.

b. ~~Set back from the property line one half foot or on the line with the consent of adjoining property owners~~ Setback can be located on the side and rear property line (or immediately on the inside of the property line) with the submission of a scaled drawing indicating the location and dimensions of fence or wall overlaid on a scaled survey. Alternatively, setback from the property line of one half foot from the property line or on the property line with the written consent of the adjoining property owner(s) with a drawing showing the location of the fence.

(3) *Rear yards.* Fences and walls in rear yards may be a maximum of six feet in height. If the City determines there is a potential conflict with a proposed residential fence or wall that is

adjacent to commercial or industrial property, the City will evaluate the appropriate alternative to provide necessary screening from the commercial or industrial property.

(4) *Fences adjacent to alleyways.* Fences may be located no closer than four feet from the edge of pavement of an alley (rear yard or side yard) providing the fence is a maximum of four feet in height and the fence is semi-opaque. Fences that are greater than four feet in height (but no greater than six feet in height) and are fully opaque may be constructed adjacent to an alley (rear or side yard) providing the fence is no closer than eight feet from the edge of pavement of the alley. Driveways to alleyways may be gated providing the gate does not swing open toward the alley.

(5) *General.* All fences must be installed with the smooth side or most finished side facing out towards the adjacent property. All fences and walls must be outside the triangle of visibility.

(b) *Enclosure of swimming pools and spas.*

~~(1) Every outdoor swimming pool or family pool shall be completely surrounded by a fence or wall not less than five feet in height, which shall be so constructed as not to have openings, holes, or gaps larger than four inches in any dimension except for doors or gates. If a picket fence is erected or maintained, the horizontal dimension shall not exceed four inches. A dwelling house or accessory building may be used as part of such enclosure. Fencing or enclosing of swimming pools shall additionally comply with the adopted version of the Florida Building Code, Section 424, Swimming Pools and Bathing Places.~~

(2) All gates or doors opening through such enclosure shall be equipped with a self closing and self latching device for keeping the gate or door securely closed at all times when not in actual use, except that the door of any dwelling which forms a part of the enclosure need not be so equipped. Screen enclosures shall be located at least five (5) feet from the side or rear property line or outside of any utility or drainage easement whichever is greater.

~~(3) This subsection (b) shall be applicable to all new swimming pools or family pools constructed, other than indoor pools, and shall apply to all pools which have a minimum depth of 18 inches of water. No person in possession of land within the city, either as owner, purchaser, lessee, tenant or licensee, upon which is situated a swimming pool or family pool having a minimum depth of 18 inches shall fail to provide and maintain such fence or wall as provided in this article. No permanent structures (such as concrete pool decks) are permitted in utility easements. Fences are allowed uses in utility easements.~~

~~(4) The city manager may make modifications in individual cases, upon a showing of good cause with respect to the height, nature or location of the fence, wall, gates or latches, or the necessity therefor, provided the protection as sought under this section is not reduced thereby. The city manager may permit other protective devices or structures to be used so long as the degree of protection afforded by the substitute devices or structures is not less than the protection afforded by the wall, fence, gate and latch described in this subsection. The city manager shall allow a reasonable period within which to comply with the requirements of this section.~~

(c) *Electric fences.* It shall be unlawful for any person to erect, install or maintain any electrically charged fence within the city, except that the building official may issue a permit for an electrically charged fence to retain animals upon proof that the fence will not be hazardous to life.

(d) *Barbed wire fencing.* For the purpose of these regulations, barbed wire includes concertina wire, razor wire, or any similar device.

Notwithstanding the above regulations, it shall be unlawful for any person to erect, construct or maintain any barbed wire fencing within the city except:

(1) Not more than three courses of barbed wire may be installed above the top line of a six-foot (1.83 meters) chain link fence. Barbed wire may only be used in the following zoning districts:

- a. I-2;
- b. I-1; and
- c. C-2 with a special exception.

Regardless of the zoning district, no barbed wire may be used in locations that are:

- d. Visible to a residential zoned property; or
- e. Within 20 feet of a public road.
without a special exception permit.

Existing nonconforming situations--All existing nonconforming barbed wire as of the date of this subsection [July 22, 1999] shall be considered vested and may be allowed to remain.

(2) Barbed wire fences which comply with state statutes may be erected, constructed and maintained on premises zoned for agricultural uses.

(e) *Fences creating safety hazards.* It shall be unlawful for any person to erect, install, or maintain a fence which obscures clear view of traffic at intersections or driveways or which creates a safety hazard to pedestrians or vehicular traffic.

(f) *Permits.* It shall be unlawful for any person to install, erect, construct, relocate or alter a fence within the city without first obtaining a permit therefor from the building inspector. No permit shall be issued if the building inspector determines that the proposed fence does not meet any of the requirements of this section. A sketch or design of the proposed fence, including a description of materials to be used and specification of height, shall be submitted with the application for a permit.

(g) *Application of section to existing fences.* This section does not apply to fences in existence before the effective date of the ordinance from which this section derives, except that on sale or transfer of the property upon which a nonconforming fence is located, such fence shall be made to conform to the requirements of this section or shall be removed within 30 days of closing or transfer.

(h) *Chain linked fence.* Notwithstanding the above regulations, all new chain linked fences that are visible from either a public road or from a residential or commercial property must be coated in green, black, or brown vinyl. The exceptions to this requirement are:

- (1) Existing chain link fences;
- (2) Chain linked fences on single family or duplex residential property; or
- (3) New chain linked fences that receive specific permission by the planning and zoning board to be uncovered.

(i) *Subdivision walls and/or buffers.* All new perimeter lots in new subdivisions that back up to a public right-of-way must have some type of wall, fence, vegetative screen, or buffer at the time of final plat approval. The construction of said improvements must be approved by the planning and zoning board at the time of preliminary plat approval. These improvements shall provide both a desirable buffer for the residents of the subdivision from the street as well as provide an aesthetic buffer for the motorist. This can be accomplished with the installation of berms, walls and/or vegetation. In general, compliance with this section will require a brick facade wall (or berm or considerable amount of open space such as a golf course), hedges, canopy trees (at 50-foot spacing) and understory trees (at two trees per 50 feet). Inset sections of perimeter walls for landscaping are allowed. The following are not considered adequate buffers for compliance with this section:

- Chain linked fences.
- Wood fences.
- Painted or untreated block walls.
- Insufficient planting area for maturing landscaping.

Maintenance of these improvements will be the responsibility of the homeowners' association and must be clearly defined on the final plat.

(j) *Retention ponds.* All retention ponds that are required to have chain link fencing by St. John's River Water Management District must be coated in green, brown, or black vinyl. The exception to this requirement are retention ponds that:

- (1) Are not visible from any public right of way or from a commercial or residential property; or
- (2) If the owner of the retention pond fencing receives specific permission by the planning and zoning board.

(k) *Maintenance.* All fences, walls or other similar structures erected in any residential district shall be maintained by the property owner. Property owners shall be responsible for maintaining the appearance of the fence, wall, hedge or other similar structure in a manner that there are no missing boards or slats, cracks, open gaps, leaning sections, crooked posts, missing blocks or bricks, cracked or crumbling blocks or bricks and to maintain the structural integrity of the fence, wall or similar structure.

SECTION 3: Codification. Sections 2 through 6 of this Ordinance shall be codified and made part of the City of Winter Garden Code of Ordinances.

SECTION 4: Control. In the event of a conflict or conflicts between this ordinance and other ordinances, this ordinance shall control to the extent such conflict exists.

SECTION 5: Severability. It is the intent of the City Commission of the City of Winter Garden, and is hereby provided, that if any section, subsection, sentence, clause, phrase or provision of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, the remaining provisions of this ordinance shall survive and remain effective despite such invalidity or unconstitutionality.

SECTION 6: Effective Date. This Ordinance shall become effective upon adoption at its second reading.

FIRST READING: _____, 2011.

SECOND READING AND PUBLIC HEARING: _____, 2011.

ADOPTED this _____ day of _____, 2011, by the City Commission of the City of Winter Garden, Florida.

APPROVED:

JOHN REES, Mayor/Commissioner

ATTEST:

KATHY GOLDEN, City Clerk

ORDINANCE 11-15

AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING THE CITY OF WINTER GARDEN FISCAL YEAR 2010-2011 BUDGET; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, on September 22, 2010, the City Commission of the City of Winter Garden, Florida, adopted Ordinance 10-31 appropriating and allocating all revenue and funds of the City of Winter Garden, Florida for the tax year beginning October 1, 2010 and ending September 30, 2011;

WHEREAS, on March 10, 2011, the City of Winter Garden, Florida, adopted Ordinance 11-07 amending the City of Winter Garden, Florida, Budget for the tax year beginning October 1, 2010 and ending September 30, 2011;

WHEREAS, the City Commission has decided to amend the City of Winter Garden, Florida Budget for the tax year beginning October 1, 2010 and ending September 30, 2011 to provide for interim adjustments;

BE IT ENACTED BY THE CITY OF WINTER GARDEN, FLORIDA:

SECTION 1: That the sum of \$17,016,045 to be appropriated as follows:

REVENUES

General Fund	\$1,551,140
Downtown Parking District Fund	(6,754)
Community Redevelopment Agency Fund	5,239
Law Enforcement Trust Fund	(31,371)
Local Option Gas Tax Fund	88,333
General Impact Fee Fund	2,144,125
Transportation Impact Fee-South of Turnpike Fund	1,337,257
Transportation Impact Fee-CR545 Special Benefit Area Fund	645,903
Transportation Impact Fee-General Fund	-
Utility Operating Fund	4,905,658
Utility Impact Fee Fund	721,260
Utility Renewal and Replacement Fund	5,354,094
Stormwater Fund	315,424
Solid Waste Fund	(14,263)
Trailer City Fund	-
	<hr/>
	\$17,016,045

EXPENDITURES

General Fund	\$1,551,140
Downtown Parking District Fund	(6,754)
Community Redevelopment Agency Fund	5,239
Law Enforcement Trust Fund	(31,371)
Local Option Gas Tax Fund	88,333
General Impact Fee Fund	2,144,125
Transportation Impact Fee-South of Turnpike Fund	1,337,257
Transportation Impact Fee-CR545 Special Benefit Area Fund	645,903
Transportation Impact Fee-General Fund	-
Utility Operating Fund	4,905,658
Utility Renewal and Replacement Fund	5,354,094
Stormwater Fund	315,424
Solid Waste Fund	(14,263)
Trailer City Fund	-
	<u>\$17,016,045</u>

SECTION 2: Detail for the aforementioned totals is attached as Exhibit 1, which shall be incorporated in the Ordinance. Should any portion of this Ordinance be held invalid, then such portions as are not declared to be invalid shall remain in full force and effect.

SECTION 3: This Ordinance shall become effective upon its adoption at the second reading and public hearing.

READ FIRST TIME: June 9, 2011

READ SECOND TIME AND PUBLIC HEARING HELD: _____, 2011

APPROVED:

Mayor/Commissioner John Rees

ATTEST:

Kathy Golden, City Clerk

EXHIBIT #1
ORDINANCE 11-15

**City of Winter Garden
Interim Budget
FYE 2011**

**City of Winter Garden
Interim Budget
FYE 2011**

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**City of Winter Garden
Interim Budget
General Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Revenues					
Executive					
001-0213-314.10-00	Utility Service Taxes/Electric	\$ 1,464,761	\$ 2,567,284	\$ 30,457	\$ 2,597,741
001-0213-314.30-00	Utility Service Taxes/Water	248,980	405,578	(32,338)	373,240
001-0213-314.40-00	Utility Service Taxes/Gas	48,988	49,313	23,831	73,144
<i>Items under/(over) budgeted</i>					
001-0213-315.00-00	Communications Service Tax	740,128	1,403,063	(145,859)	1,257,204
<i>December 2010 payment adjusted by State to reflect addressing corrections</i>					
001-0213-323.10-00	Franchise Fees/Electric	1,208,739	2,251,980	(101,629)	2,150,351
001-0213-323.40-00	Franchise Fees/Gas	42,415	81,852	(19,524)	62,328
<i>Items under/(over) budgeted</i>					
001-0213-334.39-00	State Grants/Physical Environ-VCTC	185,799	-	185,799	185,799
<i>Sale of tax credit certificate</i>					
001-0213-335.12-00	Shared Revenues/Rev Sharing	439,871	881,407	(127,342)	754,065
001-0213-335.18-00	Local Govt 1/2 Cent Sales Tax	2,218,041	3,705,849	104,545	3,810,394
<i>Items under/(over) budgeted</i>					
001-0213-341.90-02	OCPS Collection Allowance	31,055	42,027	16,385	58,412
<i>More residential permits than anticipated</i>					
001-0213-361.10-00	Interest	182,408	173,741	179,332	353,073
<i>Interest due on Stormwater Interfund per Resolution 97-03</i>					
001-0213-361.40-00	Gain/loss on Sale of Investment	6,690	-	12,653	12,653
001-0213-362.11-00	Rental Income	18,990	18,051	15,606	33,657
<i>Items under/(over) budgeted</i>					
001-0213-381.99-99	Use of Fund Balance	-	377,877	1,608,396	1,986,273
<i>To balance increase in budgeted expenditures</i>					
Building					
001-0324-322.02-00	Building Permits	217,534	540,440	(175,055)	365,385
001-0324-329.02-00	Plan Review Fees	9,810	42,375	(25,135)	17,240
001-0324-329.07-00	Reinspection Fees	4,760	19,500	(12,620)	6,880
001-0324-329.08-00	Driveway Inspections	3,135	22,500	(16,770)	5,730
<i>Items under/(over) budgeted</i>					
001-0324-389.99-99	Use of Fund Balance	-	-	219,407	219,407
<i>To balance decrease in budgeted revenues/expenditures</i>					
Police					
001-0521-342.10-01	Special Detail	138,446	307,481	(90,565)	216,916
001-0521-351.50-01	Court Fines	75,520	194,700	(75,872)	118,828
<i>Items under/(over) budgeted</i>					

**City of Winter Garden
Interim Budget
General Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Fire Department					
001-0622-342.20-02	Plan Review	9,957	60,598	(45,077)	15,521
001-0622-342.60-00	Service Charge-Ambulance Fee	-	10,000	(10,000)	-
<i>Items under/(over) budgeted</i>					
Recreation					
001-0872-347.21-02	Field Rental Revenue	10,391	6,000	5,000	11,000
001-0872-347.21-06	Softball League Fees	32,395	35,000	7,000	42,000
001-0872-347.21-07	Other programs	39,745	27,715	15,000	42,715
001-0872-347.21-10	Tennis Revenue	10,897	12,000	3,000	15,000
001-0872-347.21-14	Soccer Revenue	24,205	37,500	5,000	42,500
<i>Enrollment and usage underbudgeted</i>					
Engineering					
001-1016-329.03-00	Engineer Inspection Fees	6,065	22,050	(15,985)	6,065
<i>Item overbudgeted</i>					
Facilities					
001-3658-362.01-00	Little Hall Rental Revenue	4,721	3,500	1,500	5,000
001-3658-362.03-00	J Brock Rental Revenue	9,898	-	<u>12,000</u>	12,000
<i>Items underbudgeted</i>					
Total Revenues				<u>\$ 1,551,140</u>	

**City of Winter Garden
Interim Budget
General Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Expenditures					
Legislative					
001-0111-511.54-01	Dues and Subscriptions	\$ -	\$ 9,055	\$ (5,000)	\$ 4,055
<i>Item overbudgeted</i>					
Executive					
001-0213-512.26-00	Other postemployment benefits	1,750	-	3,000	3,000
<i>New account number/previously absorbed in life and health insurance account</i>					
001-0213-512.61-00	Land	-	1,420	200,000	201,420
<i>Enviro Clean-up at 848 E Plant St PN 01076</i>					
001-0213-512.81-00	Aids to Government Agencies	254,357	202,385	51,972	254,357
<i>Magic Gym</i>					
001-0213-512.99-01	Reserve for Contingencies	-	150,000	(45,000)	105,000
<i>To fund audio for downtown pavilion</i>					
Economic Development					
001-0215-552.23-00	Life and Health Insurance	7,733	725	10,896	11,621
001-0215-552.25-00	Unemployment Compensation	2,750	83	2,667	2,750
001-0215-552.34-01	Misc Contractual Services	7,050	27,220	(10,896)	16,324
001-0215-552.48-01	Advertisement-Legal, Other	4,000	14,100	(2,667)	11,433
<i>Items (over)underbudgeted</i>					
City Clerk					
001-0218-512.51-00	Office Supplies	459	2,950	(1,000)	1,950
001-0218-512.54-01	Dues and Subscriptions	287	2,103	(1,000)	1,103
<i>Items overbudgeted</i>					
001-0218-512.54-03	Educational Reimbursement	-	1,200	(1,200)	-
<i>No education reimbursements submitted</i>					
Finance					
001-0222-513.31-01	Professional Svcs-Misc	12,531	9,095	10,943	20,038
<i>Tax Certificate Sale Costs</i>					
001-0222-513.54-03	Educational Reimbursement	-	1,156	(1,156)	-
<i>No education reimbursements submitted</i>					
Utility Billing					
001-0223-513.41-05	Postage	46,805	60,000	5,000	65,000
<i>Increase in mailed liens and late notices</i>					
001-0223-513.52-03	Gasoline and Oil	4,870	6,900	2,600	9,500
<i>Fuel price increase</i>					

**City of Winter Garden
Interim Budget
General Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Information Systems					
001-0225-513.34-01	Contractual Services	39,514	65,200	9,733	74,933
<i>Conduit/Fiber cabling run to Pavilion</i>					
001-0225-513.46-02	Equipment Repair/Maint.	-	97,000	(9,000)	88,000
<i>Centurylink Maintenance contract adjustment</i>					
001-0225-513.51-00	Office Supplies	1,246	4,390	(500)	3,890
<i>Item overbudgeted</i>					
001-0225-513.52-01	Operating Supplies	58,911	50,000	14,719	64,719
<i>Microsoft contract increase</i>					
001-0225-513.54-02	Seminars and Courses	778	8,720	(5,000)	3,720
<i>Item overbudgeted</i>					
001-0225-513.64-00	Capital Equipment	50,719	35,560	73,456	109,016
<i>Phone System router and switch upgrade</i>		24,156			
<i>Pavilion Switch/Wireless Access points</i>		4,300			
<i>Audio for Downtown/Fountain/Pavilion</i>		45,000			
Planning					
001-0315-515.31-04	Engineering Services	275	20,300	(10,000)	10,300
<i>Items overbudgeted</i>					
001-0315-515.54-03	Educational Reimbursement	-	3,500	(3,500)	-
<i>No education reimbursements submitted</i>					
Building					
001-0324-524.25-00	Unemployment Compensation	3,572	563	2,152	2,715
<i>Item underbudgeted</i>					
001-0324-524.34-01	Contractual Services	-	7,100	(4,000)	3,100
<i>Private electrical plan reviews not required</i>					
001-0324-524.40-00	Travel and Per Diem	153	2,200	(950)	1,250
001-0324-524.44-00	Rentals and Leases	4,284	10,101	(1,000)	9,101
001-0324-524.47-02	Records Management	-	5,250	(2,500)	2,750
001-0324-524.51-00	Office Supplies	164	1,200	(500)	700
001-0324-524.52-01	Operating Supplies	814	2,450	(650)	1,800
001-0324-524.52-04	Uniforms	838	2,175	(500)	1,675
001-0324-524.54-02	Seminars and Courses	-	3,225	(2,225)	1,000
<i>Code classes on hold until next fiscal year</i>					
Local Business Tax					
001-0331-513.12-00	Salaries & Wages	12,674	33,854	(18,239)	15,615
001-0331-513.21-00	FICA taxes	942	2,596	(1,395)	1,201
001-0331-513.24-00	Worker Compensation	124	280	(107)	173
<i>Business Clerk position not filled</i>					
Sworn Police					
001-0521-521.16-00	Special Detail	117,971	253,994	(30,000)	223,994
<i>Major customer no longer using PD for Special Detail</i>					
001-0521-521.26-00	Other postemployment benefits	29,423	-	52,030	52,030
<i>New account number/previously absorbed in life and health insurance account</i>					
001-0521-521.46-02	Equipment Repair/Maint.	18,725	21,274	3,000	24,274
001-0521-521.46-03	Vehicle Repair/Maint.	57,073	75,000	21,232	96,232
001-0521-521.51-00	Office Supplies	6,240	16,540	(3,000)	13,540
001-0521-521.52-01	Operating Supplies	41,963	94,677	5,500	100,177
<i>Items under/over-budgeted</i>					
001-0521-521.52-03	Gasoline and Oil	135,695	200,000	15,689	215,689
<i>Fuel price increase</i>					
001-0521-521.64-00	Capital Equipment	45,206	76,608	9,500	86,108
<i>Add'l funds for equipped marked vehicle</i>					

**City of Winter Garden
Interim Budget
General Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Code Enforcement					
001-0528-521.12-00	Salaries & Wages	46,577	164,395	(91,086)	73,309
001-0528-521.21-00	FICA taxes	3,374	12,613	(6,968)	5,645
001-0528-521.22-00	Retirement Contributions	10,580	34,013	(20,667)	13,346
001-0528-521.23-00	Life and Health Insurance	7,599	33,850	(22,724)	11,126
001-0528-521.24-00	Worker Compensation	821	4,465	(3,373)	1,092
<i>Code Enforcement positions (2) not filled</i>					
001-0528-521.25-00	Unemployment Compensation	275	-	275	275
<i>Item underbudgeted</i>					
Communications					
001-0530-521.12-00	Salaries & Wages	202,657	366,371	(39,921)	326,450
<i>Dispatcher positions not filled</i>					
001-0530-521.34-01	Contractual Services	-	16,480	(12,193)	4,287
001-0530-521.46-02	Equipment Repair/Maint.	8,528	-	12,193	12,193
<i>Move budget for Motorola console contract</i>					
001-0530-521.54-03	Educational Reimbursement	2,522	750	3,000	3,750
<i>1 Employee budgeted, but 2 took courses</i>					
Fire					
001-0620-522.12-00	Regular Salaries and Wages	326,236	442,573	53,236	495,809
001-0620-522.21-00	FICA Taxes	25,031	35,673	3,989	39,662
001-0620-522.22-00	Retirement Contributions	84,010	104,634	13,224	117,858
<i>Retirement leave payout not budgeted</i>					
001-0620-522.26-00	Other postemployment benefits	2,250	-	3,500	3,500
001-0622-522.26-00	Other postemployment benefits	7,000	-	12,000	12,000
<i>New account number/previously absorbed in life and health insurance account</i>					
001-0622-522.52-03	Gasoline and Oil	8,404	9,000	6,000	15,000
<i>Increase in fuel prices</i>					
Public Services Administration					
001-0701-539.25-00	Unemployment Compensation	6,050	148	5,902	6,050
<i>Item underbudgeted</i>					

**City of Winter Garden
Interim Budget
General Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Streets					
001-0741-541.12-00	Regular Salaries and Wages	120,615	191,929	(79,914)	112,015
<i>Reclass 3 positions to Utilities unfilled positions</i>					
001-0741-541.14-00	Overtime	8,367	6,200	5,000	11,200
<i>Item underbudgeted</i>					
001-0741-541.21-00	FICA Taxes	9,367	14,700	(6,114)	8,586
001-0741-541.22-00	Retirement Contributions	28,797	39,710	(16,534)	23,176
001-0741-541.23-00	Life and Health Insurance	29,771	43,768	(23,185)	20,583
001-0741-541.24-00	Workers' Compensation	8,430	16,242	(6,841)	9,401
<i>Reclass 3 positions to Utilities unfilled positions</i>					
001-0741-541.26-00	Other postemployment benefits	1,750	-	3,000	3,000
<i>New account number/previously absorbed in life and health insurance account</i>					
001-0741-541.46-03	Vehicle Repair/Maint.	14,217	11,842	15,000	26,842
<i>Item underbudgeted</i>					
001-0741-541.49-04	Traffic Signals and Signs	12,300	7,248	12,000	19,248
<i>Increase due to signal takeover from DOT and County</i>					
001-0741-541.52-03	Gasoline and Oil	21,355	20,000	8,000	28,000
<i>Fuel price increase</i>					
001-0741-541.53-00	Road Materials and Supplies	20,111	14,092	10,000	24,092
<i>Railroad Ave repair</i>					
001-0741-541.63-00	Improvements Other than Bldg	-	1,092	15,000	16,092
<i>Downtown Bicycle Parking</i>					
Facilities/Bldg Maint.					
001-0746-539.12-00	Salaries & Wages	106,967	215,249	(30,264)	184,985
<i>Unfilled position</i>					
001-0746-539.26-00	Other postemployment benefits	1,750	-	3,000	3,000
<i>New account number/previously absorbed in life and health insurance account</i>					
0010-746-539.64-00	Capital Equipment	6,857	-	6,000	6,000
<i>Electrical vehicle charging stn - \$6k is the cost over CPA grant</i>					
Fleet Maintenance					
001-0747-539.26-00	Other postemployment benefits	3,248	-	5,569	5,569
<i>New account number/previously absorbed in life and health insurance account</i>					
Parks & Landscaping					
001-0775-572.52-01	Operating Supplies	61,811	93,500	7,000	100,500
<i>Item underbudgeted</i>					
Recreation					
001-0872-572.34-01	Contractual Svcs-Misc	21,789	37,010	3,000	40,010
<i>Tucker Ranch property survey</i>					
001-0872-572.34-08	Personnel Services	32,984	39,968	6,000	45,968
<i>Increase in J Brock classes</i>					
001-0872-572.46-10	Building Repair/Maint.	12,675	10,900	2,500	13,400
<i>Old Fire Station A/C repair</i>					
001-0872-572.62-00	Capital Buildings	1,452,791	25,043	1,452,791	1,477,834
<i>Garden Theater Acquisition</i>					
001-0872-572.63-00	Capital Improvements	14,137	-	20,000	20,000
<i>Lulu Creek Trail Design and Engineering</i>					
Legal					
001-0914-514.31-02	Legal Services	131,534	275,000	(40,000)	235,000
<i>Item overbudgeted</i>					

City of Winter Garden
Interim Budget
General Fund

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Engineering					
001-1016-541.12-00	Salaries & Wages	45,525	148,645	(51,734)	96,911
001-1016-541.21-00	FICA Taxes	3,318	18,470	(4,428)	14,042
001-0620-522.22-00	Retirement Contributions	8,639	26,323	<u>(13,197)</u>	13,126
<i>Reduction for salaries charged directly to projects</i>					
Total Expenditures				<u>\$ 1,551,140</u>	

**City of Winter Garden
Interim Budget
Downtown Parking District Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Revenues					
110-0000-325.10-00	Special assessments	\$ -	\$ 96,206	\$ (96,206)	\$ -
<i>Item overbudgeted</i>					
110-0000-399.99-99	Use of Fund Balance	-	-	89,452	89,452
<i>To balance increase in budgeted expenditures/decrease in budgeted revenues</i>					
Total Revenues				<u>\$ (6,754)</u>	
Expenditures					
110-0741-541.63-00		\$ -	\$ -	\$ 90,000	\$ 90,000
<i>Farmers Mkt Park/Fountain PN 10005</i>					
110-0741-599.99-99	Transfer to fund balance	-	96,754	<u>(96,754)</u>	-
<i>To balance increase in budgeted expenditures/decrease in budgeted revenues</i>					
Total Expenditures				<u>\$ (6,754)</u>	

City of Winter Garden
Interim Budget
Community Redevelopment Agency Fund

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Revenues					
120-0213-399.99-99	Use of Fund Balance	-	-	5,239	5,239
<i>To balance increase in budgeted expenditures</i>					
Total Revenues				<u>\$ 5,239</u>	
Expenditures					
120-0213-552.63-00	Improvements Other than Bldg	\$ -	\$ -	\$ 45,000	\$ 45,000
	<i>Downtown Bicycle Parking</i>	<i>15,000</i>			
	<i>Audio for Downtown/Fountain/Pavilion</i>	<i>30,000</i>			
120-0213-599.99-99	Transfer to fund balance	-	39,761	<u>(39,761)</u>	-
<i>To balance increase in budgeted expenditures</i>					
Total Expenditures				<u>\$ 5,239</u>	

City of Winter Garden
Interim Budget
Law Enforcement Trust Fund

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
<i>Revenues</i>					
121-1121-359.00-00	Forfeitures	\$ 4,678	\$ 40,328	\$ (31,371)	\$ 8,957
<i>Tax increment revenues underbudgeted</i>					
Total Revenues				<u>\$ (31,371)</u>	
<i>Expenditures</i>					
121-1121-599.99-99	Transfer to fund balance	\$ -	\$ 32,672	\$ (31,371)	\$ 1,301
<i>To balance decrease in budgeted revenues</i>					
Total Expenditures				<u>\$ (31,371)</u>	

**City of Winter Garden
Interim Budget
Local Option Gas Tax Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Revenues					
160-0741-312.41-00	Local Option Gas Tax	\$ 582,394	\$ 941,392	\$ 64,289	\$ 1,005,681
<i>Item underbudgeted</i>					
160-0741-399.99-99	Use of Fund Balance	-	629,788	<u>24,044</u>	653,832
<i>To balance increase in budgeted revenues</i>					
Total Revenues				<u>88,333</u>	
Expenditures					
Streets Division					
160-0741-541.63-00	Improv Other than Building	\$ 330,789	\$ 1,252,842	<u>\$ 88,333</u>	\$ 1,341,175
<i>Roper Dr Stormwater Project PN 10018</i>		88,333			
Total Expenditures				<u>88,333</u>	

**City of Winter Garden
Interim Budget
General Impact Fee Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Revenues					
Administration					
170-0213-361.10-00	Interest	\$ 15,647	\$ 74,066	\$ (67,487)	\$ 6,579
<i>Item overbudgeted</i>					
Police					
170-0521-324.11-00	Impact Fees-Residential	26,520	115,800	(66,920)	48,880
170-0521-324.12-00	Impact Fees-Commercial	806	22,349	(20,737)	1,612
<i>Items overbudgeted</i>					
Fire					
170-0622-324.11-00	Impact Fees-Residential	34,680	138,159	(74,239)	63,920
170-0622-324.12-00	Impact Fees-Commercial	1,630	26,664	(23,404)	3,260
<i>Items overbudgeted</i>					
Streets					
170-0741-399.99-99	Use of Fund Balance	-	180,934	168,483	349,417
<i>To balance decrease in budgeted revenues/increase in budgeted expenditures</i>					
Recreation					
170-0872-324.61-00	Impact Fees-Residential	68,442	163,571	(37,423)	126,148
<i>Item overbudgeted</i>					
170-0872-399.99-99	Use of Fund Balance	-	-	<u>2,265,852</u>	2,265,852
<i>To balance decrease in budgeted revenues/increase in budgeted expenditures</i>					
Total Revenues				<u>\$ 2,144,125</u>	
Expenditures					
Police					
170-0521-599.99-99	Carryforward Fund Balance	\$ -	\$ 138,149	\$ (87,657)	\$ 50,492
<i>To balance decrease in budgeted revenues</i>					
Fire					
170-0622-599.99-99	Carryforward Fund Balance	-	164,823	(97,643)	67,180
<i>To balance decrease in budgeted revenues</i>					
Streets					
170-0741-541.63-00	Improv Other than Building	6,792	255,000	100,996	355,996
<i>Dillard School Drive PN 03042</i>		<i>100,000</i>			
<i>Plant St Widening at W Crown Pt PN 07037</i>		<i>996</i>			
Recreation					
170-0872-572.61-00	Land	2,116,740	-	2,392,000	2,392,000
<i>Tucker Ranch</i>		<i>2,117,000</i>			
<i>Farmers Mkt Park/Fountain PN 10005</i>		<i>275,000</i>			

170-0872-599.99-99	Carryforward Fund Balance	-	163,571	<u>(163,571)</u>	-
<i>To balance decrease in budgeted revenues/increase in budgeted expenditures</i>					

Total Expenditures				<u>\$ 2,144,125</u>	
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**City of Winter Garden
Interim Budget
Transportation Impact Fees-South of Turnpike**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Revenues					
Streets					
171-0000-361.10-00	Interest	\$ 59,469	\$ 161,947	\$ (129,378)	\$ 32,569
171-0000-361.40-00	Gain/Loss on Sale/Investment	9,510	-	5,054	5,054
<i>Items (over)/underbudgeted</i>					
171-0741-399.99-99	Use of Fund Balance	-	1,307,483	<u>1,461,581</u>	2,769,064
<i>To balance increase in budgeted expenditures/decrease in budgeted revenues</i>					
Total Revenues				<u>\$ 1,337,257</u>	
Expenditures					
171-0741-541.63-00	Capital Improvements	\$ 54,702	\$ 888,448	\$ 409,357	\$ 1,297,805
<i>Sessions School Rd PN 09004</i>		<i>9,357</i>			
<i>SR 535 Stoneybrook SR 429 left turn lanes PN 11021</i>		<i>400,000</i>			
171-0741-581.00-00	Inter-fund Transfers Out	-	580,982	<u>927,900</u>	1,508,882
<i>To Fund 174 to make up for reduction in revenues</i>					
Total Expenditures				<u>\$ 1,337,257</u>	

City of Winter Garden
Interim Budget
Transportation Impact Fees-CR545 Special Benefit Area

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Revenues					
Administration					
173-0213-361.10-00	Interest	\$ 17,152	\$ 38,730	\$ (22,998)	\$ 15,732
<i>Item overbudgeted</i>					
Streets					
173-0741-324-31-00	Impact Fees-Residential	461,921	53,140	738,725	791,865
173-0741-324-32-00	Impact Fees-Commercial	-	69,824	<u>(69,824)</u>	-
<i>Items (over)/underbudgeted</i>					
Total Revenues				<u>\$ 645,903</u>	
Expenditures					
Streets					
173-0741-590.90-00	Transfer to Fund Balance	\$ -	\$ 12,199,102	<u>\$ 645,903</u>	\$ 12,845,005
<i>To balance increase in budgeted revenues</i>					
Total Expenditures				<u>\$ 645,903</u>	

**City of Winter Garden
Interim Budget
Transportation Impact Fees-General**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Revenues					
Administration					
174-0213-361.10-00	Interest	\$ 37,931	\$ 113,068	\$ (96,541)	\$ 16,527
174-0213-361.40-00	Gain/Loss on Sale/Investment	8,199	-	12,562	12,562
<i>Items (over)/underbudgeted</i>					
Streets					
174-0741-324.31-00	Impact Fees-Residential	351,489	740,136	(91,742)	648,394
174-0741-324.32-00	Impact Fees-Commercial	135,493	972,512	(752,179)	220,333
<i>Item underbudgeted</i>					
174-0741-381.00-00	Inter-Fund Transfer In	-	580,982	<u>927,900</u>	1,508,882
<i>From Fund 171 to balance decrease in budgeted revenues</i>					
Total Revenues				\$ -	
Expenditures					
		\$ -	\$ -	-	-
Total Expenditures				\$ -	

**City of Winter Garden
Interim Budget
Utility Operating Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Revenues					
410-2116-343.31-00	Meter Installations	\$ 50,627	\$ 96,402	\$ (17,095)	\$ 79,307
410-2116-343.33-00	Service Charges	138,141	201,263	10,068	211,331
410-2116-343.50-00	Sewer Service	3,019,427	4,802,382	(264,465)	4,537,917
410-2116-343.68-00	Penalties	32,455	78,299	(29,659)	48,640
410-2116-361.10-00	Interest	83,117	198,852	(158,888)	39,964
410-2116-361.40-00	Gain/Loss on Sale/Investment	54,904	-	18,436	18,436
410-2116-362.00-00	Rental income	25,125	36,720	6,624	43,344
<i>Items (overbudgeted) underbudgeted</i>					
410-2116-399.99-99	Use of Fund Balance	-	-	<u>5,340,637</u>	5,340,637
<i>To balance increase in budgeted expenditures</i>					
Total Revenues				<u>\$ 4,905,658</u>	
Expenses					
Administration					
410-2113-536.12-00	Regular Salaries & Wages	\$ 68,940	\$ 206,877	\$ (45,241)	\$ 161,636
<i>Unfilled position</i>					
410-2113-536.62-00	Buildings	30,040	-	40,000	40,000
<i>8 N Highland Building Improvements PN 09034</i>					
410-2113-581.91-00	Intra-Fund Transfer Out	-	2,311,997	5,263,118	7,575,115
<i>To fund Renewal and Replacement Projects</i>					
410-2113-599.99-99	Carryforward Fund Balance	-	841,870	(841,870)	-
<i>To balance decrease in budgeted revenues/increase in budgeted expenditures</i>					
Water					
410-2116-533.14-00	Overtime	4,658	3,100	1,500	4,600
<i>Item underbudgeted</i>					
410-2116-533.26-00	Other postemployment benefits	3,500	-	6,000	6,000
<i>New account number/previously absorbed in life and health insurance account</i>					
410-2116-533.31-04	Professional Svcs-Engineering	36,062	15,000	47,000	62,000
<i>CUP and Reuse water project for SBW</i>					
410-2116-533.34-01	Contractual Services	27,634	29,200	4,400	33,600
410-2116-533.47-01	Printing and Binding	-	1,500	2,500	4,000
<i>Items underbudgeted</i>					
410-2116-533.52-03	Gasoline and Oil	4,836	5,000	3,400	8,400
<i>Fuel price increase</i>					
410-2116-533.63-00	Capital Improvements	-	84,366	14,000	98,366
<i>Fullers Cross elevated tank painting cost adj PN 11005</i>					
Wastewater					
410-2117-535.34-01	Contractual Services	205,665	285,000	30,000	315,000
<i>Sludge hauling and lab services</i>					
410-2117-535.34-02	Lawn Maint. Services	9,555	8,500	6,000	14,500
<i>Mowing of the Dreyfus property</i>					
410-2117-535.46-02	Equipment Repair/Maint.	30,108	86,250	10,000	96,250
<i>Sand for filters</i>					

**City of Winter Garden
Interim Budget
Utility Operating Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
410-2117-535.52-03	Gasoline and Oil	3,341	4,990	5,000	9,990
<i>Fuel price increase</i>					
410-2117-535.52-05	Laboratory Supplies	7,876	5,115	5,000	10,115
<i>Item underbudgeted</i>					
Distribution					
410-2126-533.26-00	Other postemployment benefits	1,750	-	3,000	3,000
<i>New account number/previously absorbed in life and health insurance account</i>					
410-2126-533.34-01	Contractual Services	31,115	8,500	40,000	48,500
<i>Unexpected water main taps</i>					
410-2126-533.46-02	Equipment Repair/Maint.	3,326	3,800	2,500	6,300
410-2126-533.46-03	Vehicle Repair/Maint.	4,726	5,411	2,500	7,911
<i>Items underbudgeted</i>					
410-2126-533.52-03	Gasoline and Oil	10,933	15,262	3,000	18,262
<i>Fuel price increase</i>					
410-2126-533.52-01	Operating Supplies	129,581	135,294	75,000	210,294
<i>Meter change out program</i>					
410-2126-533.62-00	Capital Building	-	-	72,905	72,905
<i>Public Services Complex (1/3) PN 11036</i>					
Collection					
410-2127-535.44-00	Rentals and Leases	2,716	1,200	18,500	19,700
<i>Forklift lease</i>		<i>5,000</i>			
<i>Equipment rental for Lift Station alarm installation</i>		<i>13,500</i>			
410-2127-535.52-03	Gasoline and Oil	13,828	21,000	5,000	26,000
<i>Fuel price increase</i>					
410-2127-535.62-00	Capital Building	-	-	72,905	72,905
<i>Public Services Complex (1/3) PN 11036</i>					
410-2127-535.64-00	Capital Equipment	-	23,500	80,665	104,165
<i>Lift Station [9th St] deodorizing equipment</i>					
Environmental Services					
410-2132-537.12-00	Regular Salaries and Wages	44,524	118,352	(21,124)	97,228
<i>Reduction for unfilled position</i>					
Total Expenses				<u>\$ 4,905,658</u>	

**City of Winter Garden
Interim Budget
Utility Impact Fee Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Revenues					
Water					
411-2116-324.21-00	Impact Fees-Residential	\$ 139,718	\$ 202,697	\$ 48,127	\$ 250,824
411-2116-324.22-00	Impact Fees-Commercial	8,142	162,931	(148,974)	13,957
411-2116-361.10-00	Interest	95,347	252,327	(210,596)	41,731
411-2116-361.40-00	Gain/Loss on Sale/Investment	23,642	-	22,408	22,408
<i>Items (overbudgeted) underbudgeted</i>					
411-2116-399.99-99	Use of Fund Balance-Water	-	3,251,568	440,324	3,691,892
<i>To balance decrease in budgeted revenues/increase in budgeted expenditures</i>					
Wastewater					
411-2117-324.21-00	Impact Fees-Residential	150,740	251,103	29,173	280,276
411-2117-324.22-00	Impact Fees-Commercial	13,912	201,840	(177,990)	23,850
<i>Items (overbudgeted) underbudgeted</i>					
411-2117-334.35-00	State Grants	20,401	-	20,401	20,401
411-2117-369.90-00	Other Miscellaneous Revs	20,401	-	20,401	20,401
<i>St. Johns River Water Management District Cost Share</i>					
411-2117-399.99-99	Use of Fund Balance-Sewer	-	2,311,490	677,986	2,989,476
<i>To balance decrease in budgeted revenues/increase in budgeted expenditures</i>					
Total Revenues				<u>\$ 721,260</u>	
Expenses					
Wastewater					
411-2117-535.63-00	Improv Other Than Building	7,062	727,000	1,314	728,314
<i>Reclaimed water storage Ph II PN 08008</i>		<i>1,314</i>			
Distribution					
411-2126-533.63-00	Improv Other Than Building	339,172	3,828,132	151,289	3,979,421
<i>SR 50 utility relocations PN 04055</i>		<i>135,834</i>			
<i>Plant St Widening at W Crown Pt PN 07037</i>		<i>2,955</i>			
<i>SR 50 utility relocs-Avalon and westward PN 11037</i>		<i>12,500</i>			
Collection					
411-2127-535.63-00	Improv Other Than Building	133,213	177,575	568,657	746,232
<i>SR 50 utility relocations PN 04055</i>		<i>218,528</i>			
<i>Plant St Widen at W Crown Pt PN 07037</i>		<i>2,777</i>			
<i>SR 50 utility relocs-Avalon and westward PN 11037</i>		<i>12,500</i>			
<i>Trunkline "C" Phase 6</i>		<i>334,852</i>			
Total Expenses				<u>\$ 721,260</u>	

**City of Winter Garden
Interim Budget
Utility Renewal and Replacement Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Revenues					
412-2116-381.41-00	Interfund Transfer <i>Transfer from Operating Fund</i>	2,311,997	\$ 2,221,021	<u>\$ 5,354,094</u>	\$ 7,575,115
Total Revenues				<u>\$ 5,354,094</u>	
Expenses					
Water					
412-2116-599.99-99	Carryforward Fund Balance <i>To replenish Fund Balance</i>	\$ -	\$ -	\$ 2,342,651	\$ 2,342,651
Distribution					
412-2126-533.63-00	Improv Other Than Building <i>SR 50 utility relocations PN 04055</i>	861,041	1,120,864	942,073	2,062,937
	<i>SR 50 utility relocations PN 04055</i>	1,311,736			
	<i>SR 50 utility relocations-Avalon and westward PN 11037</i>	12,500			
	<i>Bethune Av water service replacement PN 10026</i>	17,837			
	<i>Water Main Upgrades city-wide {postpone} PN 11012</i>	(400,000)			
Collection					
412-2127-535.63-00	Improv Other Than Building <i>SR 50 utility relocations PN 04055</i>	1,645,567	1,102,822	<u>2,069,370</u>	3,172,192
	<i>Gary/Virginia St water main replace PN 09031</i>	1,972,151			
	<i>9th St water main replacement PN 09045</i>	80,070			
	<i>SR 50 utility relocations-Avalon and westward PN 11037</i>	4,649			
		12,500			
Total Expenses				<u>\$ 5,354,094</u>	

**City of Winter Garden
Interim Budget
Stormwater Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Revenues					
420-2618-329.00-00	Stormwater Service Charges	\$ 898,421	\$ 1,320,458	\$ 22,959	\$ 1,343,417
420-2618-343.90-02	Service fees-TV Utility Lines	-	21,000	(21,000)	-
<i>Items (over)/underbudgeted</i>					
420-2618-399.99-99	Use of Fund Balance	-	-	<u>313,465</u>	313,465
<i>To balance increase in budgeted expenditures</i>					
Total Revenues				<u>\$ 315,424</u>	
Expenses					
420-2618-517.72-00	Interest	\$ 11,457	\$ 11,050	\$ 179,332	\$ 190,382
<i>Interest due on Interfund Loan per Resolution 97-03</i>					
420-2618-538.46-03	Vehicle Repair/Maint.	17,300	13,523	9,000	22,523
<i>Unexpected claw truck repairs</i>					
420-2618-538.52-03	Gasoline and Oil	11,296	13,850	5,000	18,850
<i>Fuel price increase</i>					
420-2618-538.63-00	Improv Other Than Building	276,435	713,926	171,028	884,954
<i>Roper Dr Stormwater Project PN 10018</i>		168,828			
<i>W Crown Pt Drainage PN 09012</i>		2,027			
<i>Plant St Widening - Segment 2</i>		173			
420-2618-538.64-00	Capital Equipment	-	-	100,000	100,000
<i>Street sweeper (used)</i>					
420-2618-599.99-99	Transfer to Fund Balance	-	148,936	<u>(148,936)</u>	-
<i>To balance increase in budgeted expenditures</i>					
Total Expenses				<u>\$ 315,424</u>	

**City of Winter Garden
Interim Budget
Solid Waste Fund**

<u>Account Number</u>	<u>Description</u>	<u>2011 Actual</u>	<u>2011 Current Budget</u>	<u>Budget Adjustments</u>	<u>2011 Proposed Amended Budget</u>
Revenues					
430-3134-343.41-01	Residential Service Charges	\$ 1,809,847	\$ 2,621,342	\$ 69,754	\$ 2,691,096
430-3134-343.41-02	Commercial Service Charges	910,201	1,426,165	(100,777)	1,325,388
430-3134-343.41-03	Residential Constr Roll-off	11,900	17,500	9,900	27,400
430-3134-343.41-04	Extra Charges	509	5,500	(4,900)	600
430-3134-343.42-03	Res Poly Cart/Recycle Bins	10,200	17,500	9,900	27,400
430-3134-361.10-00	Interest	211	271	<u>1,860</u>	2,131
<i>Items (over)/underbudgeted</i>					
Total Revenues				<u>\$ (14,263)</u>	
Expenses					
430-3134-534.12-00	Regular Salaries & Wages	\$ 418,573	\$ 608,862	\$ 32,174	\$ 641,036
430-3134-534.21-00	FICA Taxes	32,346	46,619	2,461	49,080
430-3134-534.22-00	Retirement Contributions	99,670	124,848	7,300	132,148
<i>Leave payout at retirement not budgeted</i>					
430-3134-534.46-03	Vehicle Repair/Maint.	170,752	243,114	35,000	278,114
<i>More vehicle repairs than expected</i>					
430-3134-534.48-02	Promotional Items	114	-	2,500	2,500
<i>Recycling brochures</i>					
430-3134-534.52-01	Operating Supplies	95,488	109,731	100,000	209,731
<i>Recycling carts-purch before anticipated cost increase</i>					
430-3134-534.52-03	Gasoline and Oil	106,235	140,400	50,000	190,400
<i>Fuel price increase</i>					
430-3134-534.62-00	Capital Building	-	-	72,905	72,905
<i>Public Services Complex (1/3) PN 11036</i>					
430-3134-599.99-99	Transfer to Fund Balance	-	647,249	<u>(316,603)</u>	330,646
<i>To balance decrease in budgeted revenues</i>					
Total Expenses				<u>\$ (14,263)</u>	

ORDINANCE 11-14

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA AMENDING CHAPTER 118 OF THE CODE OF ORDINANCES OF THE CITY OF WINTER GARDEN CONCERNING THE LOCATION OF PAWN SHOPS, FIREARM SALES, FIREARM ASSEMBLY AND MANUFACTURING, AND GUN RANGES; AMENDING ARTICLE I, SECTION 118-1 DEFINITIONS; AMENDING ARTICLE IV, DIVISION 8, SECTION 118-535 PROHIBITED USES AND STRUCTURES FOR C-1 ZONING DISTRICT; AMENDING ARTICLE IV, DIVISION 9, SECTIONS 118-577 AND 118-579 PERMITTED USES AND STRUCTURES AND SPECIAL EXCEPTIONS FOR C-2 ZONING DISTRICT; AMENDING ARTICLE IV, DIVISION 11, SECTION 118-680 PROHIBITED USES AND STRUCTURES FOR C-4 ZONING DISTRICT; AMENDING ARTICLE IV, DIVISION 12, SECTION 118-727 PERMITTED USES FOR I-1 ZONING DISTRICT; PROVIDING FOR CODIFICATION; PROVIDING FOR CONTROL IN EVENT OF CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission has the authority to regulate commercial activity within its jurisdictional boundaries pursuant to Article VIII, § 2(b) of the Florida Constitution and Chapter 166, Florida Statutes;

WHEREAS, the City Commission desires to expressly delineate appropriate locations in the City where pawn shops, firearm sales, firearm assembly and manufacturing, and gun range uses may be located.

NOW, THEREFORE, BE IT ENACTED BY THE CITY OF WINTER GARDEN, FLORIDA, AS FOLLOWS:

SECTION 1: Authority. The City of Winter Garden has the authority to adopt this Ordinance pursuant to Article VIII of the Constitution of the State of Florida and Chapter 166, Florida Statutes.

SECTION 2: Adoption. Chapter 118, Article I, Section 118-1 of the City of Winter Garden Code is amended to add the following definition of “pawn shop” between the words “parking space” and “planned unit development” (words that are ~~stricken out~~ are deletions; words that are underlined are additions):

Pawn shop means a business that lends money on the collateral of pledged personal property left in the possession of the business. If the loan is repaid, the collateral is returned by such business, and if the loan is not repaid, the collateral is sold and the proceeds are kept by such business. Pawn shop also includes, without limitation, a business being conducted in accordance with Chapter 539, Florida Statutes.

SECTION 3: Adoption. Chapter 118, Article IV, Division 8, Section 118-535 of the City of Winter Garden Code is amended to read as follows (words that are ~~stricken out~~ are deletions; words that are underlined are additions):

ARTICLE IV DISTRICT REGULATIONS

Division 8. C-1 Central Commercial District

Sec. 118-535. Prohibited uses and structures.

In the C-1 central commercial district, the uses and structures prohibited are as follows:

- (1) Single-family, two-family and mobile home parks.
- (2) Manufacturing and warehousing activities, freight, or cargo transportation terminals, truck parking facilities, and other activities of similar nature.
- (3) Industrial activities.
- (4) Body art establishments.
- (5) Mobile body art establishments.
- (6) Pawn shops.
- ~~(67)~~ All uses not specifically or provisionally permitted in this division.
- ~~(78)~~ Any use not in keeping with the commercial character of the district.

SECTION 4: Adoption. Chapter 118, Article IV, Division 9, Section 118-577 and Section 118-579 of the City of Winter Garden Code is amended to read as follows (words that are ~~stricken out~~ are deletions; words that are underlined are additions):

ARTICLE IV DISTRICT REGULATIONS

Division 9. C-2 Arterial Commercial District

Sec. 118-577. Principal permitted uses and structures.

Permitted principal uses and structures in the C-2 arterial commercial district are as follows:

- (1) All uses permitted in the C-1 district.
- (2) Gasoline stations.
- (3) Motels, with a minimum of 300 square feet per unit exclusive of lobbies and accessory floor areas.
- (4) Firearm sales.

Sec. 118-579. Special exceptions.

In the C-2 arterial commercial district, the uses permitted as special exceptions pursuant to section 118-97 are as follows:

- (1) Campgrounds.
- (2) Planned shopping centers.
- (3) Automobile sales and service.
- (4) All types of businesses in buildings not of standard construction or without restroom facilities.
- (5) Miniwarehouse facilities.
- (6) Truck parking facilities, and other activities of similar nature without adequate buffering from view from a public road and/or adjacent property
- (7) Other uses which the planning and zoning board determines are of the type and intensity of activity desired in the C-2 district.
- (8) Children day care centers.
- (9) Pawn shops.

SECTION 5: Adoption. Chapter 118, Article IV, Division 11, Section 118-680 of the City of Winter Garden Code is amended to read as follows (words that are ~~stricken out~~ are deletions; words that are underlined are additions):

ARTICLE IV DISTRICT REGULATIONS

Division 11. C-4 Neighborhood Commercial District

Sec. 118-680. Prohibited uses and structures.

In the C-4 neighborhood commercial district, the uses and structures prohibited are as follows:

- (1) Residential uses.

- (2) Manufacturing and industrial activities, transportation terminals, storage warehousing and other activities of a similar nature.
- (3) Outdoor sales displays.
- (4) All uses not specifically or provisionally permitted in this division; any use not in keeping with the low-density commercial character of the district.
- (5) Churches.
- (6) Gasoline stations.
- (7) Pawn shops.

SECTION 6: Adoption. Chapter 118, Article IV, Division 12, Section 118-727 of the City of Winter Garden Code is amended to read as follows (words that are ~~stricken-out~~ are deletions; words that are underlined are additions):

ARTICLE IV DISTRICT REGULATIONS

Division 12. I-1 Light Industrial and Warehousing District

Sec. 118-727. Permitted uses.

Permitted uses in the I-1 light industrial and warehousing district are as follows:

- (1) Warehousing, wholesaling, and storage facilities within enclosed structures.
- (2) Ministorage warehouse facilities.
- (3) Light manufacturing, processing, and assembly, including precision manufacturing, electrical machinery, instrumentation, and similar uses.
- (4) Research and development facilities, provided that all activities are within an enclosed structure.
- (5) Vocational and trade schools.
- (6) Public utility equipment and facilities.
- (7) Radio or television transmitter, towers, or broadcasting facilities.
- (8) Communication towers and communication antennas.
- (9) Truck parking facilities (but not transportation terminals or freight handling facilities)
- (10) Pawn shops.
- (11) Indoor gun range.
- (12) Firearm assembly and manufacturing including ammunition.

SECTION 7: Codification: Sections 2, 3, 4, 5, and 6 of this Ordinance shall be codified and made part of the City of Winter Garden Code of Ordinances.

SECTION 8: Control: In the event of a conflict or conflicts between this ordinance and other ordinances, this ordinance controls to the extent of the conflict.

SECTION 9: Severability: It is the intent of the City Commission of the City of Winter Garden, and is hereby provided, that if any section, subsection, sentence, clause, phrase or provision of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall be construed as to render invalid or unconstitutional the remaining provisions of this Ordinance.

SECTION 10: Effective Date: This Ordinance shall become effective upon adoption at its second reading.

FIRST READING AND PUBLIC HEARING: June 9, 2011.
SECOND READING AND PUBLIC HEARING: _____, 2011.

ADOPTED this ____ day of _____ 2011, by the City Commission of the City of Winter Garden, Florida.

APPROVED:

City of Winter Garden City Commission
Regular Meeting Agenda for June 9, 2011

JOHN REES, Mayor/Commissioner

ATTEST:

KATHY GOLDEN, City Clerk

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