



CITY OF WINTER GARDEN

CITY COMMISSION REGULAR MEETING MINUTES

August 13, 2015

A **REGULAR MEETING** of the Winter Garden City Commission was called to order by Mayor Rees at 6:30 p.m. at City Hall, 300 West Plant Street, Winter Garden, Florida. An Opening Moment of Silence and Pledge of Allegiance were given.

Present: Mayor John Rees, Commissioners Bob Buchanan, Kent Makin, Robert Olszewski and Colin Sharman

Also Present: City Manager Mike Bollhoefer, City Attorney Kurt Ardaman, City Clerk Kathy Golden, Assistant City Manager - Administrative Services Frank Gilbert, Community Development Director Ed Williams, Economic Development Director Tanja Gerhartz, Finance Director Laura Zielonka, Fire Chief Matt McGrew, Police Chief George Brennan, Assistant City Manager - Public Services Don Cochran and Community Development Manager Steve Pash

1. **APPROVAL OF MINUTES**

Motion by Commissioner Buchanan to approve the regular meeting minutes of July 23, 2015. Seconded by Commissioner Sharman and carried unanimously 5-0.

2. **FIRST READING AND PUBLIC HEARING OF PROPOSED ORDINANCE**

A. **Ordinance 15-55:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, REZONING APPROXIMATELY 7.15 +/- ACRES OF CERTAIN REAL PROPERTY GENERALLY LOCATED ON THE NORTH SIDE OF ROPER ROAD, EAST OF WINTER GARDEN VINELAND ROAD AND WEST OF DANIELS ROAD, FROM CITY R-1 TO CITY PUD; PROVIDING FOR CERTAIN PUD REQUIREMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (*Sonata West Orange Campus PUD*)

City Attorney Ardaman read Ordinance 15-55 by title only. Community Development Manager Pash shared that this item was scheduled to be on the Planning and Zoning Board agenda for August 3rd; but since there was not a quorum, it has been rescheduled for August 17th agenda. Therefore, this item will be on the City Commission agenda for the August 27, 2015 meeting.

Motion by Commissioner Sharman to POSTPONE this matter until August 27, 2015 at 6:30 p.m. Seconded by Commissioner Makin and carried unanimously 5-0.

3. **REGULAR BUSINESS**

A. **Recommendation to approve authorizing the Mayor to execute a three-year Interlocal Agreement for Police Dispatching Services with the Town of Oakland effective October 1, 2015**

Police Chief Brennan stated that at the request of the Town of Oakland, they wish to renew our agreement for dispatch services. The current agreement expires September 30th, 2015 and staff recommends extending it another three years.

Mayor Rees confirmed that under the mutual aid agreement, Oakland cannot come into the City of Winter Garden except under a separate mutual aid agreement. He asked if there a separate mutual aid agreement. Chief Brennan responded that if Oakland has one officer who is called to a dangerous situation, we will automatically go under the mutual aid agreement. This is not always true in reverse because we always have more officers.

Motion by Commissioner Olszewski to approve and authorize the Mayor to execute the three-year Interlocal Agreement for Police Dispatching Services with the Town of Oakland effective October 1, 2015. Seconded by Commissioner Sharman and carried unanimously 5-0.

B. **Recommendation to approve Site Plan for 360 W Plant Street**

Community Development Manager Pash stated this property is located on the west side of City Hall. They are proposing the construction of a three-story 18,000 square foot retail and office building. The building elevations have been approved by the Architectural Review and Historic Preservation Board. The site plan has been reviewed and approved by the Development Review Committee (DRC). Staff recommends approval subject to the conditions provided in the staff report.

Motion by Commissioner Olszewski to approve the Site Plan submitted for 360 W Plant Street. Seconded by Commissioner Makin and carried unanimously 5-0.

C. **Recommendation to approve Site Plan for 330 E Crown Point Rd (CVC Hospitality) subject to conditions**

Community Development Manager Pash stated this property is located just north of the Britt Manson. They are proposing to build a 10,000 square foot office building to house a construction office for a hotel builder. The plans have been reviewed by the DRC who recommend approval. Staff also recommends approval subject to conditions provided in the staff report.

Motion by Commissioner Makin to approve Site Plan for 330 E Crown Point Road (CVC Hospitality) with staff recommendations. Commissioner Buchanan and carried unanimously 5-0.

D. Recommendation to approve entering into a Franchise Agreement with Lake Apopka Natural Gas (LANG)

City Manager Bollhoefer stated that this agreement is substantially the same as our previous agreement. The only difference is LANG is reserving their right to sovereign immunity the same as we do as a city. This limits their liability to \$200,000 per person, \$300,000 per incident. Staff questions the need for pollution insurance and if it is deemed necessary, then purchasing the insurance would run the City between \$5,000 and \$10,000 a year. We currently receive approximately between \$80,000 and \$90,000 in franchise fees. Approval is recommended.

Motion by Commissioner Buchanan to approve entering into a Franchise Agreement with Lake Apopka Natural Gas as submitted. Seconded by Commissioner Sharman and carried unanimously 5-0.

4. **MATTERS FROM PUBLIC** - There were no items.

5. **MATTERS FROM CITY ATTORNEY** – There were no items.

6. **MATTERS FROM CITY MANAGER**

A. **Distribution and discussion of moratorium ordinance for East Plant Street**

Mr. Bollhoefer shared that staff is still working on a few items and will be emailing the Commission the draft ordinance.

Mr. Bollhoefer announced that the closed road (Fowler Grove Boulevard) is scheduled to reopen August 21st.

Mr. Bollhoefer introduced the new IT Director, Chad Morrill who comes to us with a lot of experience and has his MBA. The Mayor and Commissioners welcomed Mr. Morrill.

7. **MATTERS FROM MAYOR AND COMMISSIONERS**

Commissioner Olszewski shared that the City has partnered with the Unity in the Community to hold a Back-to School Bash on Saturday, August 22nd at Zanders Park from 10 a.m. to 2 p.m. and invited everyone to attend.

Commissioner Olszewski asked for an update regarding the round-about for Windermere and Roberson Road. City Manager Bollhoefer responded that the county has returned a marked-up agreement that is being gone through.

Commissioner Buchanan shared a story about a phone call he received about how great the city employees are downtown. They are always smiling, answering questions, and are always pleasant and working. He thinks it comes from the people they work for. Later the same day at a Rotary meeting, their Assistant District Governor shared what a wonderful job is being done in Winter Garden. He wanted to pass on the compliments.

Commissioner Makin asked for any update on the demo for the building on the corner of Plant and Dillard Street. Mr. Bollhoefer shared that they have resubmitted their plans which go before the Architecture Review Board next Tuesday. He assumes it will be presented to the City Commission at their next meeting.

Mayor Rees asked when the buildings at State Road 50 and Dillard Street will be demolished. Mr. Bollhoefer stated an email will be distributed for the ceremony schedule.

The meeting adjourned at 6:44 p.m.

APPROVED:

____/S/_____
Mayor John Rees

ATTEST:

____/S/_____
City Clerk Kathy Golden, CMC