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# CITY OF WINTER SPRINGS, FLORIDA



## CITY COMMISSION

## AGENDA

### **REGULAR MEETING**

**MONDAY, FEBRUARY 12, 2018 - 5:15 P.M.**

**CITY HALL - COMMISSION CHAMBERS  
1126 EAST STATE ROAD 434, WINTER SPRINGS, FLORIDA**

Mayor Charles Lacey  
Deputy Mayor Cade Resnick - Seat Four  
Commissioner Jean Hovey - Seat One  
Commissioner Kevin Cannon - Seat Two  
Commissioner Pam Carroll - Seat Three  
Commissioner Geoff Kendrick - Seat Five



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**PLEASE SILENCE ELECTRONIC DEVICES DURING THE MEETING**

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## CALL TO ORDER

Roll Call  
Invocation  
Pledge of Allegiance  
Agenda Changes

## AWARDS AND PRESENTATIONS

### AWARDS AND PRESENTATIONS

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#### 100. Office of the City Manager and Parks and Recreation Department

##### REQUEST:

The City Manager and Parks and Recreation Director wish to present to the Mayor and City Commission the Parks and Recreation Department "Employee of the Month" and the Parks and Recreation Department "Employee of the Year" Winners.

### AWARDS AND PRESENTATIONS

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#### 101. Office of the Chief of Police and the Winter Springs Police Department

##### REQUEST:

The Chief of Police wishes to present the following Award and Commendations from the Winter Springs Police Department: The "Officer Mark Messeguer Community Service" Award to Corporal Tracy Fugate; and the "Life Saving" Award to Sergeant Bill Mayhugh and Mr. Shaun Oden.

## INFORMATIONAL AGENDA

### INFORMATIONAL

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#### 200. Community Development Department



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##### REQUEST:

The Community Development Department is advising the City Commission of the status of current development projects within the City.

##### FISCAL IMPACT:

There is no fiscal impact associated with this agenda item.

**COMMUNICATION EFFORTS:**

This Agenda Item has been electronically forwarded to the Mayor and City Commission, City Manager, City Attorney/Staff, and is available on the City's Website, LaserFiche, and the City's Server. Additionally, portions of this Agenda Item are typed verbatim on the respective Meeting Agenda which has also been electronically forwarded to the individuals noted above, and which is also available on the City's Website, LaserFiche, and the City's Server; has been sent to applicable City Staff, Media/Press Representatives who have requested Agendas/Agenda Item information, Homeowner's Associations/Representatives on file with the City, and all individuals who have requested such information. This information has also been posted outside City Hall, posted inside City Hall with additional copies available for the General Public, and posted at six (6) different locations around the City. Furthermore, this information is also available to any individual requestors. City Staff is always willing to discuss this Agenda Item or any Agenda Item with any interested individuals.

**RECOMMENDATION:**

Staff recommends the City Commission receive and review the information provided.

**INFORMATIONAL**

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**201. Utility Department**

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**REQUEST:**

The Utility Department wishes to inform the City Commission of the potable and reclaimed water use for calendar year 2017.

**FISCAL IMPACT:**

There is no fiscal impact associated with this agenda item.

**COMMUNICATION EFFORTS:**

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**RECOMMENDATION:**

Staff requests the City Commission receive and review the information provided in this Agenda Item.

**PUBLIC INPUT**

(Anyone who wishes to speak during Public Input on any Agenda Item or subject matter will need to fill out a "Public Input" form. The City Commission will set aside up to thirty minutes for any City residents or taxpayers to address any items of public interest that do not appear on the agenda and for any members of the public to address any items that are listed on the agenda for final official action by the City Commission excluding public hearing items which are heard at the public hearing portion of the meeting, ministerial items (e.g. approval of agenda, minutes, informational items), and quasi-judicial or emergency items. Individuals will limit their comments to three (3) minutes, and representatives of groups or homeowners' associations shall limit their comments to five (5) minutes, unless otherwise determined by the City Commission. The City Commission will not take any action under the "Public Input" section of the agenda. The City Commission may schedule items not on the agenda as regular items and act upon them in the future.)

## CONSENT AGENDA

### CONSENT

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#### 300. Community Development Department



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#### **REQUEST:**

The Community Development Department requesting City Commission authorization to approve Resolution 2018-02 and enter into a Landscape Construction and Maintenance Memorandum of Agreement with the Florida Department of Transportation for improvements in the State Road 434 FDOT right-of-way at 1126 East State Road 434.

#### **FISCAL IMPACT:**

Resolution 2018-02 and the Maintenance Agreement have no fiscal impact. The City Hall Turn Lane improvements, including the items within the FDOT right-of-way, are funded for construction through the Transportation Impact Fee Fund.

#### **COMMUNICATION EFFORTS:**

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#### **RECOMMENDATION:**

Staff recommends the City Commission approve Resolution 2018-02 and authorize the City Manager to enter into a Landscape Construction and Maintenance Memorandum of Agreement with the Florida Department of Transportation for improvements in the SR 434 FDOT right-of-way at 1126 East SR 434, and authorize the City Manager and City Attorney to prepare and execute any and all applicable documents.

**CONSENT****301. Community Development Department**

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**REQUEST:**

The Community Development Department requesting City Commission approval to award a construction contract to Morton Construction Company, Inc. in the amount of \$442,000 plus a 10% contingency, for City Hall Renovations including the Commission Chambers and the Community Development Customer Service Front Counter (ref. ITB #08-17-BS).

**FISCAL IMPACT:**

The project cost is \$442,000 plus a 10% contingency, for a total funding authorization of \$486,200. The funding split is 70% for the Commission Chambers, or \$340,340, to be funded from the #305 Capital Project Fund using \$300,000 in budgeted funds and a supplemental appropriation from fund balance in the amount of up to \$40,340. The Community Development front counter is 30% of the project cost, or \$145,860, to be funded by the Development Services Fund (#420) through a supplemental appropriation from fund balance.

**COMMUNICATION EFFORTS:**

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**RECOMMENDATION:**

Staff recommends the City Commission approve awarding a construction contract to Morton Construction Company, Inc. in the amount of \$442,000 plus a 10% contingency, for City Hall Renovations including the Commission Chambers and the Community Development Customer Service Area, and authorize the City Manager and City Attorney to prepare and execute any and all applicable documents.

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**CONSENT****302. Community Development Department**

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**REQUEST:**

The Community Development Department requests City Commission approval of Resolution 2018-05 for a Boundary Line Adjustment at the Seminole Trail Animal Hospital located at 383 Vistawilla Drive in the Tusawilla PUD.

**FISCAL IMPACT:**

There is no fiscal impact associated with this Boundary Line Adjustment.

**COMMUNICATION EFFORTS:**

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**RECOMMENDATION:**

Staff recommends the City Commission approve the Boundary Line Adjustment at 383 Vistawilla Drive, and authorize the City Manager and the City Attorney to prepare and execute any and all applicable documents.

**CONSENT**

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**303. Office of the City Clerk**

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**REQUEST:**

The City Clerk is requesting the City Commission Review and Approve the Monday, January 22, 2018 City Commission Regular Meeting Minutes.

**FISCAL IMPACT:**

There is no fiscal impact related to this Agenda Item.

**COMMUNICATION EFFORTS:**

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**RECOMMENDATION:**

Staff recommends the City Commission review and consider offering their Approval of the Monday, January 22, 2018 City Commission Regular Meeting Minutes.



**CONSENT****304. Public Works Department - Urban Beautification Division**

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**REQUEST:**

The Public Works Department - Urban Beautification Division is requesting authorization for a \$0.28 increase for the streetlight reimbursement rate. The current rate of \$13.36 per light would be increased to \$13.64 per light for communities with decorative streetlights. A \$0.27 rate increase is also proposed for the Tusawilla Lighting and Beautification District (TLBD), which would bring the reimbursement from \$13.20 to \$13.47 for 2018. The increase is in accordance with the revised rate schedule from Duke Energy, effective January 1st, 2018.

**FISCAL IMPACT:**

As a result of the January 2018 Duke Energy rate increase, the City will pay approximately \$4,180 more for streetlight reimbursement for 2018 as compared to the previous year.

**COMMUNICATION EFFORTS:**

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**RECOMMENDATION:**

Staff recommends that the City Commission approve the revised streetlight reimbursement rate of \$13.64 for applicable communities with decorative streetlights and \$13.47 for the TLBD.

**CONSENT****305. Community Development Department**

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**REQUEST:**

The Community Development Department requesting the City Commission: 1) validate the Staff recommendation finding The Professional Offices at Winding Hollow (east side) sitework to be built in substantial accordance with the Final Engineering plans, subject to the enclosed punchlist; and 2) accept the public infrastructure improvements for ownership and maintenance.

**FISCAL IMPACT:**

There is no fiscal impact associated with this agenda item.

**COMMUNICATION EFFORTS:**

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**RECOMMENDATION:**

Staff recommends that the City Commission validate the Staff recommendation finding the Professional Offices at Winding Hollow sitework to be built in substantial accordance with the Final Engineering plans, subject to satisfactory completion of the remaining open punchlist items.

## **PUBLIC HEARINGS AGENDA**

### **PUBLIC HEARINGS**

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#### **400. Community Development Department**



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#### **REQUEST:**

The Community Development Department requests that the City Commission hold a Public Hearing to consider the 1) Conditional Use Application, 2) Final Engineering Plans, and 3) Aesthetic Review Plans for Octopus Car Wash located at 510 W SR 434.

#### **FISCAL IMPACT:**

Approval of the Conditional Use, Final Engineering Plans, and Aesthetic Review allows the subject property to be re-developed into 6,271 sq ft car wash facility. Re-development of the subject property is anticipated to provide an increase to the City's taxable value.

#### **COMMUNICATION EFFORTS:**

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#### **RECOMMENDATION:**

Staff recommends that the City Commission approve of the Conditional Use, Final Engineering, and Aesthetic Review Plans for Octopus Car Wash.

## REGULAR AGENDA

### REGULAR

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#### 500. Community Development Department



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#### **REQUEST:**

The Community Development Department, City Manager, and City Attorney's Office request that the City Commission provide direction on medical marijuana dispensing facilities in light of the passage of SB 8-A by the Florida Legislature in Special Session, approved by the Governor and effective on June 23, 2017.

#### **FISCAL IMPACT:**

There is no direct fiscal impact related to the City Commission's consideration of this Agenda Item.

#### **COMMUNICATION EFFORTS:**

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#### **RECOMMENDATION:**

Staff recommends the City Commission provide feedback and direction regarding the possible future location of medical marijuana treatment center dispensing facilities within the City.

**REGULAR****501. Office of the City Manager**

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**REQUEST:**

City Manager requesting the City Commission discuss the current policies governing Mayor and Commission travel.

**FISCAL IMPACT:**

At this time, there is no Fiscal Impact related to this discussion.

**COMMUNICATION EFFORTS:**

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**RECOMMENDATION:**

Staff recommends the City Commission discuss the current policies governing Mayor and Commission travel and provide direction as deemed appropriate.

**REPORTS****REPORTS**

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**600. Office of the City Attorney - Anthony A. Garganese, Esquire**

**REPORTS**

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**601. Office of the City Manager - Kevin L. Smith**

**REPORTS**

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**602. Office of the City Clerk - Andrea Lorenzo-Luaces, MMC**

**REPORTS**

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**603. Office of Commissioner Seat Three - The Honorable Pam Carroll**

**REPORTS**

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**604. Office of Commissioner Seat Four/Deputy Mayor - The Honorable Cade Resnick**

**REPORTS**

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**605. Office of Commissioner Seat Five - The Honorable Geoff Kendrick**

**REPORTS**

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**606. Office of the Mayor - The Honorable Charles Lacey**

**REPORTS**

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**607. Office of Commissioner Seat One - The Honorable Jean Hovey**

**REPORTS**

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**608. Office of Commissioner Seat Two - The Honorable Kevin Cannon**

## **PUBLIC INPUT**

(Anyone who wishes to speak during Public Input on any Agenda Item or subject matter will need to fill out a “Public Input” form. In its discretion, the City Commission may set aside up to thirty additional minutes at the end of each City Commission meeting for additional public input by any resident or taxpayer of the City about items of public interest. It is not appropriate to readdress quasi-judicial and public hearing items previously addressed by the City Commission at the same meeting, nor to advance arguments or repetitious questions concerning matters which the City Commission believes to be closed. Individuals will limit their comments to three (3) minutes, and representatives of groups or homeowners' associations shall limit their comments to five (5) minutes, unless otherwise determined by the City Commission.)

## **ADJOURNMENT**

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### **❖ PUBLIC NOTICE ❖**

This is a Public Meeting, and the public is invited to attend.

This Agenda is subject to change.

Please be advised that one (1) or more Members of any of the City's Advisory Boards and Committees may be in attendance at this Meeting, and may participate in discussions.

Persons with disabilities needing assistance to participate in any of these proceedings should contact the City of Winter Springs at (407) 327-1800 "at least 48 hours prior to meeting, a written request by a physically handicapped person to attend the meeting, directed to the chairperson or director of such board, commission, agency, or authority" - per Section 286.26 *Florida Statutes*.

"If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based" - per Section 286.0105 *Florida Statutes*.

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