



# **CITY COMMISSION**

## REGULAR MEETING MINUTES

**MONDAY, SEPTEMBER 23, 2019 AT 6:30 PM**

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

## **CALL TO ORDER**

The Regular Meeting of Monday, September 23, 2019 of the City Commission was called to Order by Mayor Charles Lacey at 6:36 p.m. in the Commission Chambers of the Municipal Building (City Hall, 1126 East State Road 434, Winter Springs, Florida 32708).

### **Roll Call:**

Mayor Charles Lacey, present  
Deputy Mayor Kevin Cannon, present  
Commissioner Jean Hovey, present  
Commissioner Ted Johnson, present  
Commissioner TiAnna Hale, present  
Commissioner Geoff Kendrick, present  
City Manager Shawn Boyle, present  
City Attorney Anthony A. Garganese, present  
City Clerk Andrea Lorenzo-Luaces, present

A moment of silence was held, followed by the Pledge of Allegiance.

Mayor Lacey asked, "Are there any changes to the Agenda?" Deputy Mayor Kevin Cannon stated, "None for me." No objections were voiced to which Mayor Lacey noted, "Hearing none, it will stand Adopted as presented."

## **AWARDS AND PRESENTATIONS**

### **100. Not Used**

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## **INFORMATIONAL AGENDA**

### **200. Current Development Projects Update**

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There was no discussion on this Agenda Item.

## **PUBLIC INPUT**

*Mayor Lacey opened "Public Input".*

*Mr. Arnie Nussbaum, 687 Andover Circle, Winter Springs, Florida:* representing the Casa Park Villas Homeowners Association, Mr. Nussbaum mentioned that some fellow residents had safety concerns with Tuscora Drive and the need for a traffic light there, as well as at Michael Blake Boulevard. Continuing, Mr. Nussbaum also noted that he was in favor of proposed roundabouts.

*Ms. Sheila Benton, 414 Cedarwood Court, Winter Springs, Florida:* expressed concern with information being shared on social media and other platforms by some individuals who did not represent the City of Winter Springs, and asked the City Commission to investigate their actions, and hoped that impartiality and decorum would be adhered to during City Commission Meetings.

*Mr. Chris Lemnah, 1440 Cranston Street, Winter Springs, Florida:* as a resident of Barrington Estates, Mr. Lemnah spoke about roundabouts and inquired if studies and data had been done on roundabouts, mentioned that school students are picked up and dropped off on both sides of State Road 434, and if a median was added to that area, how would school children be kept safe.

*Mr. Jesse Phillips, 1124 Duncan Drive, Winter Springs, Florida:* referenced an organization he was involved with, complimented the City Commission's funding of landscaping around the fountains at the entrance to the Tusawilla community, and noted support for roundabouts.

*Mr. Phil Kaprow, 1005 Antelope Trail, Winter Springs, Florida:* as a representative for some particular clients, Mr. Kaprow noted his support for roundabouts and encouraged the City Commission to do all they could to back roundabout projects, mentioned some comments he had with a State Representative, and suggested the City Commission support any early acquisition of property.

With further remarks, Mr. Kaprow said that he had spoken with Florida House of Representatives David Smith, who was aware of the project, however, Representative Smith said he had not been asked to assist with potential funding efforts.



*Ms. Gina Shafer, Winter Springs Village, Winter Springs, Florida:* suggested the City Commission pass an Ordinance in which no more than three (3) or more unrelated individuals could live in the same residence, mentioned that the cities of Oviedo and Gainesville had such Ordinances, and that her concerns were not related to Airbnb's. Ms. Shafer also spoke of speeding, synchronization of traffic lights, signage and hoped the City would contact the Department of Transportation to address these issues.

*Mr. James Evans, 217 Almaden Court, Winter Springs, Florida:* referenced previous comments about time limited parking spaces in the Town Center, specifically for customers, and asked for a status update.

It was clarified that comments related to on-street parking and were specific to the area of Tuskawilla Road and Tree Swallow Drive.

Discussion followed on a proposed parking lot which would potentially alleviate some concerns of local business owners. Commissioner Kendrick added that signage allowing customers only or short-term parking only, might also help.

City Manager Shawn Boyle stated, "We haven't been focused on limiting the time limit on the parking spaces along that road. What we've focused on is building that parking lot. I still believe that we can start construction on that, first quarter of 2020 - January timeframe, and that will bring fifty (50) spots on line pretty quickly; and we can preserve the trees and the current landscaping that's there. So, I think we can accomplish both with minimal disruption to the environment, if you will."

Further remarks ensued on businesses that were most affected, and that signage with potential time limits might be helpful, to which Deputy Mayor Cannon said he supported that.

*Mayor Lacey closed "Public Input".*

Mayor Lacey noted that a letter from Mr. Ken Spalthoff had been provided to the City Commission and instructed the City Clerk to enter the letter into the Record. City Clerk Andrea Lorenzo-Luaces stated, "Yes Sir."



## CONSENT AGENDA

### 300. Minutes From The Monday, September 9, 2019 City Commission Regular Meeting

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This Agenda Item was not discussed.

Related to the Consent Agenda, Mayor Lacey asked for a Motion to Approve.

**“SO MOVED.” MOTION BY COMMISSIONER HOVEY. SECONDED BY COMMISSIONER KENDRICK. DISCUSSION.**

#### VOTE:

**COMMISSIONER HALE: AYE**

**DEPUTY MAYOR CANNON: AYE**

**COMMISSIONER JOHNSON: AYE**

**COMMISSIONER HOVEY: AYE**

**COMMISSIONER KENDRICK: AYE**

**MOTION CARRIED.**

## PUBLIC HEARINGS AGENDA

### 400. FY 2019-2020 Final Operating Millage Rate

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This Agenda Item was introduced by Ms. Kelly Balagia, Director, Finance Department who referenced Resolution 2019-16 and mentioned that there had not been any changes since the Tentative Millage.

*Mayor Lacey opened “Public Input” on this Agenda Item.*

No one addressed the City Commission at this time.

*Mayor Lacey closed “Public Input” on this Agenda Item.*

**“I MOVE TO APPROVE RESOLUTION 2019-16 ESTABLISHING THE FINAL OPERATING MILLAGE RATE AT 2.4300 MILLS AND PUBLICLY ANNOUNCING THAT THE FINAL OPERATING MILLAGE RATE IS 6.72% MORE THAN THE COMPUTED ROLLED-BACK RATE OF 2.2770 MILLS AND THE ADOPTION OF THE RESOLUTION 2019-16 SO STATING.” MOTION BY DEPUTY MAYOR CANNON. SECONDED BY COMMISSIONER HALE. DISCUSSION.**

**VOTE:**

**COMMISSIONER HOVEY: AYE**  
**COMMISSIONER HALE: AYE**  
**COMMISSIONER KENDRICK: AYE**  
**DEPUTY MAYOR CANNON: AYE**  
**COMMISSIONER JOHNSON: AYE**  
**MOTION CARRIED.**

**401. FY 2019-2020 Final Budget**

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Ms. Balagia briefly addressed this Agenda Item, the applicable Resolution 2019-17 and stated, "There have been no changes from the Tentative."

*Mayor Lacey opened "Public Input" on this Agenda Item.*

No one addressed the City Commission at this time.

*Mayor Lacey closed "Public Input" on this Agenda Item.*

**"I MOVE TO APPROVE RESOLUTION 2019-17 ESTABLISHING THE FINAL BUDGET FOR THE FISCAL YEAR COMMENCING ON OCTOBER 1, 2019 AND ENDING ON SEPTEMBER 30, 2020." MOTION BY DEPUTY MAYOR CANNON. SECONDED BY COMMISSIONER KENDRICK. DISCUSSION.**

**VOTE:**

**DEPUTY MAYOR CANNON: AYE**  
**COMMISSIONER JOHNSON: AYE**  
**COMMISSIONER HOVEY: AYE**  
**COMMISSIONER KENDRICK: AYE**  
**COMMISSIONER HALE: AYE**  
**MOTION CARRIED.**

**402. The City Attorney And City Manager Request That The City Commission Consider Accepting The Districting Commission's Recommendation Regarding An Update Of The City Commission Voting District Boundaries Pursuant To Section 4.02 Of The City Charter, And Conduct Second Reading And Final Adoption Of Ordinance No. 2019-10 Approving The Recommendation.**

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City Attorney Anthony A. Garganese read Ordinance 2019-10 by "Title", spoke briefly about this Agenda Item, and mentioned there had not been any changes since the First Reading.

*Mayor Lacey opened "Public Input" on this Agenda Item.*

No one from the audience voiced any comments at this time.

*Mayor Lacey closed "Public Input" on this Agenda Item.*

**"I MOVE THAT WE APPROVE ORDINANCE NUMBER 2019-10 ON SECOND READING. MOTION BY DEPUTY MAYOR CANNON. SECONDED BY COMMISSIONER HALE. DISCUSSION.**

**VOTE:**

**COMMISSIONER JOHNSON: AYE  
COMMISSIONER KENDRICK: AYE  
DEPUTY MAYOR CANNON: AYE  
COMMISSIONER HALE: AYE  
COMMISSIONER HOVEY: AYE  
MOTION CARRIED.**

**REGULAR AGENDA**

**500. State Road 434 Widening: Seminole County Commissioner Bob Dallari Presenting**

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*Commissioner Bob Dallari, Seminole County, 1101 East 1<sup>st</sup> Street, Sanford, Florida:* addressed the Mayor and City Commission for the Record on a proposed project, said that he and fellow Seminole County Commissioner Jay Zembower had worked on this project with other individuals.



Continuing, Commissioner Dallari noted that the Seminole County Board of County Commissioners had had a Work Session on this proposed project and were in agreement with the planned outcome. Commissioner Dallari also noted that they would be asking for support from the City of Winter Springs and the City of Oviedo.

Remarks continued.

*Mr. Ryan Cunningham, Associate Engineer, Kittelson & Associates, 225 East Robinson Street, Suite 355, Orlando, Florida:* reviewed a presentation with the Mayor and City Commission and addressed vehicular, bicycle, and pedestrian needs and proposed improvements.

Mr. Cunningham explained, "In terms of our schedule, so we're complete on project development now. We're looking to move into design later this year. The County is currently working on setting up an RFP (Request for Proposal) to be released in December which would allow the design to get underway early next year. There's been complete streets funding set-aside by MetroPlan [Orlando] for this design to happen. And then, right-of-way and construction, we've been in discussions with FDOT (Florida Department of Transportation) and MetroPlan [Orlando] and looking to have that done in Fiscal Year [20]23-24; so, we're looking at a four to five (4-5) year time frame." Furthermore, Mr. Cunningham said, "We are looking to obtain support for the project."

Continuing, Mr. Cunningham mentioned, "We did present to the County Commission on August 27<sup>th</sup>, presented to you all tonight, and next Monday, we will be presenting to FDOT (Florida Department of Transportation) management, so that includes the Secretary, and the Oviedo City Council that evening.

So, FDOT (Florida Department of Transportation) has asked that prior to moving into design, that we do have Resolutions from the cities and the County expressing their support for the project so that we can all be on the same page. We're looking to hold a public meeting in October, similar to the one that we had last year – that we'd just re-invite all the citizens out and give them an update on where we are and what is going to happen moving forward."

Commissioner Dallari mentioned that there was another slide related to signals versus roundabouts, which they would provide to the Mayor and City Commission.

Next, Commissioner Jean Hovey commented, "Last week, I had an opportunity to speak with Commissioner Dallari and that was one of the first questions I asked, was about the School District - and he assured me that as we know, they have a good working relationship with the School District, and the school buses will have to have different stops." Further remarks.

Speaking for the Record, Commissioner Dallari remarked, "Once we get the approval from both cities, we'll definitely reach out to the School Board."

Deputy Mayor Cannon offered his appreciation to Commissioner Dallari and Commissioner Zembower for their assistance.

Comments followed on traffic count numbers, and whether the City of Oviedo might re-open some roads that had been closed to cut-through traffic, other connectivity options, and buffered bike lanes.

Deputy Mayor Cannon then said to Mr. Cunningham, "In Oviedo, south, heading to Mitchell Hammock Road, there, in that Section 2 or phase 2, you are going to be reducing the speed limit from forty-five (45) to thirty-five (35) - does that look like that has been approved by DOT? Is that going to happen?" Mr. Cunningham responded, "Yes, DOT has already approved that."

With continued remarks, Deputy Mayor Cannon stated, "You are going to propose to DOT a forty (40) mile per hour speed limit target heading - westbound from Hammock, headed over towards the [State Road] 417." Mr. Cunningham noted, "Correct."

Deputy Mayor Cannon then asked Mr. Cunningham if they had considered "An elliptical roundabout being placed underneath the [State Road] 417 which would allow egress from those four (4) exits without having the jam up of traffic signalization there? Have you looked at that or could you look at that?"

Mr. Cunningham responded, "We haven't looked at that - I mean it conceptually could be done but I think there are two (2) other improvements that we had identified for long term at those signalized intersections which I think would be cheaper and just as effective." With further remarks, Deputy Mayor Cannon also suggested a roundabout at the intersection with Tuscora Drive.

Commissioner Dallari pointed out that State Road 417 is controlled by Florida's Turnpike Enterprise and recommended that when that road is set to be widened, Commissioner Dallari thought that that would be the preferred timeframe to bring up any such roundabout projects.



Discussion continued on traffic signalizations, traffic flow, bicycle traffic, as well as roundabouts and traffic calming.

Deputy Mayor Cannon then mentioned speeding traffic along State Road 434 and that he was interested in any suggestions regarding getting the speed limit lowered.

Commissioner Dallari suggested, "If your Board wants to do something, work through your City Manager and your staff; we'll be more than happy to work with you." Commissioner Dallari further spoke of working together and possibly with a Consultant if necessary.

Commissioner Geoff Kendrick also thanked Commissioner Dallari and said he would also contact Commissioner Zembower.

Next, Commissioner TiAnna Hale provided some documents related to roundabouts, said that education would be very helpful and additionally offered her thanks to Commissioner Dallari.

Commissioner Ted Johnson echoed recent comments and asked if crosswalks would be illuminated. Mr. Cunningham said they would be and pointed out, "FDOT requires that all roundabouts be lit, so the entire intersection will be lit."

Furthermore, Commissioner Johnson mentioned previous thoughts that traffic signals at the State Road 417 intersection be coordinated, suggested that speed limits be reduced along State Road 434 to Tuskawilla Road, and hoped that both of these items could be included in the presentation to FDOT. Commissioner Johnson also referenced complaints he had received regarding safety issues at the Creeks Run intersection at State Road 434.

Furthermore, Commissioner Johnson hoped that State Representative David Smith be contacted to see if he could offer any assistance. Commissioner Dallari said they would do that.

Additionally, Commissioner Johnson and Mayor Lacey further expressed their appreciation to Commissioner Dallari.

**"I MOVE THAT WE APPROVE RESOLUTION 2019-21 EXPRESSING SUPPORT FOR THE COUNTY AND DOT MOVING FORWARD WITH THIS PROPOSED PROJECT." MOTION BY DEPUTY MAYOR CANNON. SECONDED BY COMMISSIONER HALE. DISCUSSION.**



**VOTE:**

**COMMISSIONER KENDRICK: AYE**

**COMMISSIONER HOVEY: AYE**

**COMMISSIONER HALE: AYE**

**COMMISSIONER JOHNSON: AYE**

**DEPUTY MAYOR CANNON: AYE**

**MOTION CARRIED.**

Mayor Lacey complimented Commissioner Dallari again on his many efforts, remarked that he has helped the City of Winter Springs on numerous occasions, and thanked him for his years of valued assistance.

Commissioner Dallari thanked the Mayor and Commission and mentioned that if they would like some assistance on any other projects on State Road 434 to let him know, to which Mayor Lacey noted that a roundabout at Tuscora might be of interest.

Commissioner Dallari spoke briefly of a personal matter.

Lastly, Mayor Lacey offered his appreciation to Attorney Garganese for putting the Resolution so quickly.

## **501. Dream Finders Townhomes Contract Obligation**

Mr. Christopher Schmidt, Director, Community Development Department presented this Agenda Item for discussion.

Attorney Garganese gave an overview of aspects related to this Agenda Item.

Mayor Lacey asked Attorney Garganese to provide a brief synopsis of what the City Commission was being asked to do; to which Attorney Garganese said, "The Staff is requesting direction relative to the conveyance obligation that's set forth in the recorded Development Agreements for Neighborhood Parks '#4' and '#5'. If you look at the Preliminary Engineering Plans that are in your package, it's difficult to implement those Plans and proceed with their Applications for Final Engineering, Aesthetic Review and Plat with the understanding that Neighborhood Parks '#4' and '#5' are denoted on their development parcel; so Staff is requesting direction regarding the necessity of such conveyance of such squares in conjunction with the development of their parcel."

Deputy Mayor Cannon referred to the Plans and inquired of Attorney Garganese, "Did they do the required carveouts of the Parks '#4' and '#5'?" Attorney Garganese responded, "As they are depicted, they do not have the necessary carveouts for neighborhood Parks '#4' and '#5'."

**"CAN I MOVE TO EXTEND OUR TIME TO NINE O'CLOCK." MOTION BY COMMISSIONER KENDRICK. SECONDED BY DEPUTY MAYOR CANNON. DISCUSSION.**

**COMMISSIONER JOHNSON SAID, "I AM NOT SUPPORTING ANY MOTION TO EXTEND TIME UNLESS IT INCLUDES PUBLIC INPUT AT THE END." DEPUTY MAYOR CANNON ADDED, "I AGREE." COMMISSIONER KENDRICK NOTED, "PUBLIC INPUT AND REPORTS, YES. ABSOLUTELY."**

**MAYOR LACEY STATED, "THE MOTION IS TO EXTEND UNTIL NINE O'CLOCK. IS THERE UNANIMOUS CONSENT TO AMEND THE MOTION TO EXTEND UNTIL NINE O'CLOCK INCLUDING REPORTS AND PUBLIC INPUT." DEPUTY MAYOR CANNON REMARKED, "YES." COMMISSIONER JOHNSON NOTED, "THAT I WOULD SUPPORT."**

**MOTION CARRIED UNANIMOUSLY.**

*Mr. Rob T. Rosen, Esquire, Burr Forman, 200 South Orange Avenue, Suite 800, Orlando, Florida:* representing Dream Finders Homes, Mr. Rosen provided a history of the Dream Finders Homes project to the present time.

Continuing with his remarks, Mr. Rosen then provided new documents to the City Commission and further addressed their proposed project.

*Mr. Dan Edwards, Vice President of Land, Dream Finders Homes, 8529 South Park Circle, Suite 830, Orlando, Florida:* commented further on their planned project.

Commissioner Kendrick asked if any of the new material had been provided to City Staff prior to this meeting. Manager Boyle responded, "Not that I am aware of." Attorney Garganese added, "No."

Mayor Lacey inquired, "Was the essence of their proposal for this .88 acres communicated to the City prior to tonight?" Manager Boyle stated, "No, not in this capacity that he is showing on the board."



Commissioner Johnson asked how the City got to this point. "Would not the original layout show specifically that these two (2) parks, numbers '#4' and '#5' were part of this property when purchased?"

Attorney Garganese stated, "The Development Agreements that are recorded against the land are public information and would be available and any Title Report relevant to the subject property."

Commissioner Johnson then inquired, "Whose responsibility is it to make sure that these parks are going to be part of any development on this particular parcel?"

Attorney Garganese commented that he thought that "#4" and "#5" were last memorialized in a recorded document in 2010 through a development commitment agreement between the property owner and the City and indicated that the neighborhood parks "#4" and "#5" were an outstanding obligation which ran with the land.

Commissioner Johnson questioned why due diligence was not done by the Developer.

Further, Deputy Mayor Cannon commented on recorded binding obligations, as well as the park locations, and the proposed plans from Dream Finders Homes.

Brief discussion.

Commissioner Kendrick suggested, "The information that we have tonight that is in front of us, these five (5) pages, are brand new. I think we would only be prudent for this to go back to Staff and be brought to us at another time, period." Mayor Lacey noted his agreement.

Addressing the representatives of Dream Finders Homes, Commissioner Hale asked, "So, my understanding is you want us to release you from your contractual obligations to take away green spaces for our children?" Mr. Rosen said, No, however they wanted to be treated like other Developers.

Commissioner Hale then said, "I cannot speak for prior Commission's decisions but it is of utmost importance to me personally, that we maintain the spaces for the children." Commissioner Hale also mentioned that the buffers as presented were not acceptable.



Next, Commissioner Johnson remarked about the importance of green space as often mentioned by residents. Commissioner Johnson then noted, "When I look at this map, I would hope someone would be able to tell me, for example, right in the center of the map, it is depicted as 0.11 acres I believe. I am assuming that that is in fact, part of this project - that doesn't appear to be any type of public space to me."

Furthermore, Commissioner Johnson said, "To the green area at the left hand corner, adjacent to the Trail, can somebody from Dream Finders perhaps tell me what the vision is for that?"

With some brief remarks, Mr. Edwards referenced the map and stated, "These are areas that are open space, so the green space, kind of in the center, the intention of that is to be basically a park track, a green space. The original intention based off of the Preliminary and Engineering approval was for that to be owned and maintained by the association that would be set up for this project.

So, what we're proposing is - we will obviously build that green space and if it's the desire of the City, we would convey it over to the City. The same for the space up by the Trail; that is just currently kind of a green space that's been proposed near the Trail, there is access to the Trail there."

With additional comments, Mr. Edwards stated, "We're happy to work with you, figure out those green spaces, and again, convey them to you." Remarks continued.

Commissioner Johnson inquired about a structure shown on the map, to which Mr. Edwards stated that it was an existing Lift Station and added, "There is open space around that but we didn't include that." Continuing, Mr. Edwards, added, "That's certainly something that if the City would like to have though, we would be willing to convey."

Deputy Mayor Cannon said to Mr. Edwards, "Are you telling the Commission that you were not aware in your due diligence and in reviewing through the recorded agreements that run with the land that these two (2) squares, '#4' and '#5' were there before you did your lay out?"

Mr. Edwards mentioned that he was not involved with this project in 2018.

*Mr. Batey McGraw, National Vice President of Land, Dream Finders Homes, 14701 Phillips Highway, Jacksonville, Florida:* stated, "Dan was not involved with the project at the time. I was, and essentially we were under contract on the property. We had not purchased it. We were working with Lochrane (Engineering, Inc.) at the time, now NV5 (Inc.), who was very familiar with the project. We were going through all these documents and we came up with a plan which is materially identical to what you see on the screen today."

With further remarks, Mr. McGraw added, "Again, certainly, the information is clearly there now. In retrospect, we did not identify that those parks were a part of our plan or needed to be a part of the plan."

Again, we didn't buy the property until after we went through that preliminary engineering process and got feedback from the Staff, got feedback from the Council and the City and got that approval. So, at that point, we took that to carry the most weight and not necessarily these voluminous documents that were in the title policy. So, that doesn't excuse us from the fact that those still exist and are still applicable to the property today. But I think that just to give you - it is not as if it was a negligent or even devious attempt to not follow the agreement. It was - something that was missed; we went through a process which then sort of superseded any of those things we felt like. And we used that knowledge and that assumption to proceed forward and purchase the property."

Attorney Garganese noted for the Record the following from the City's Code, "9-49. of the City Code specifically states that 'Approval of the preliminary plan shall be construed as authority for submitting a final plan in accordance with this chapter. Approval of the preliminary plan by the city council shall not be construed as authority for the sale of lots in reference to the preliminary plan, nor as for authority for obtaining building permits, nor for the recording of a plat, nor for the installation of required improvements'."

Further comments.

Commissioner Kendrick pointed out, "A representative from Dream Finders did just state that discrepancies were there and they were available to be caught by them. I mean they were there. What I wanted to do tonight was have solutions. I wanted to find solutions. I wanted to hear alternatives. We have heard one, it was put on our desk right now. We did not have time to review it, Staff has not had time to review it." With further remarks, Commissioner Kendrick suggested that the Developer could sit down with City Staff.

Additional comments continued.



Attorney Garganese pointed out that “Staff is seeking direction regarding the outstanding contractual obligations because tentatively their Final Engineering Plans have been scheduled for Planning and Zoning Board [/Local Planning Agency] consideration, the beginning of October and then the Commission at the next meeting.”

**“I AM PREPARED TO MAKE A MOTION THAT WE AS A CITY PRESERVE OUR CONTRACTUAL RIGHTS UNDER THESE RECORDED INSTRUMENTS THAT HAVE BEEN ON FILE FOR YEARS, AND THEN IF THAT IS THE GUIDANCE STAFF IS LOOKING FOR, I AM PREPARED TO SAY, YES, WE SHOULD PRESERVE OUR CONTRACTUAL RIGHTS AS A CITY UNDER THESE RECORDED INSTRUMENTS AND ALLOW THE APPLICANT TO GET BACK WITH STAFF AND WITH YOU ANTHONY, TO SEE WHAT CAN BE MODIFIED, WHAT LAYOUTS, OR WHATEVER CAN BE ADDRESSED.” MOTION BY DEPUTY MAYOR CANNON. SECONDED BY COMMISSIONER KENDRICK. DISCUSSION.**

**VOTE:**

**COMMISSIONER JOHNSON: AYE**

**COMMISSIONER HOVEY: AYE**

**COMMISSIONER HALE: AYE**

**DEPUTY MAYOR CANNON: AYE**

**COMMISSIONER KENDRICK: AYE**

**MOTION CARRIED.**

## **REPORTS**

### **600. City Attorney Anthony A. Garganese, Esquire**

No Report.

### **601. City Manager Shawn Boyle**

No Report was given.



## **602. City Clerk Andrea Lorenzo-Luaces, MMC**

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No Report.

## **603. Seat One Commissioner Jean Hovey**

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No Report was given.

## **604. Seat Two Commissioner/Deputy Mayor Kevin Cannon**

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Deputy Mayor Cannon expressed his concern with decorum issues by a resident at recent City Commission Meetings, spoke for the Record regarding a particular instance, and cited several provisions of the City Code.

Next, Deputy Mayor Cannon requested that a statement, with language which could be drafted by the City Attorney, be read at the beginning of each City Commission Meeting to inform everyone in attendance of the rules of civility and decorum.

Mayor Lacey noted his personal concerns with issues related to decorum.

Deputy Mayor Cannon then referenced a document from Mr. Ken Spalthoff which had been addressed earlier in this Meeting, and read the document into the Record.

Continuing, Deputy Mayor Cannon asked for the Consensus of the City Commission to have language drafted which summarizing the rules of decorum and that they would be read at the start of each City Commission Meeting.

**“MOTION TO EXTEND TIME TO 9:30 PM. - TO INCLUDE REPORTS AND PUBLIC INPUT.” MOTION BY COMMISSIONER KENDRICK. SECONDED BY DEPUTY MAYOR CANNON. DISCUSSION.**

**MOTION CARRIED UNANIMOUSLY WITH NO OBJECTIONS.**

Further comments followed.

Mayor Lacey noted, "I have no objection to doing that. I would like the verbiage to come from Anthony (Garganese)." Deputy Mayor Cannon stated, "Absolutely." Mayor Lacey added, "Any Commissioner is welcome to provide input to Anthony."

Mayor Lacey asked, "Is there objection to the Deputy Mayor's proposal?"

Commissioner Kendrick remarked, "I completely agree with everything you said. I am not a fan of- reading it at the beginning of each Meeting; however, the Mayor has said he has no problem with it and that is - his responsibility. So, if the Mayor has no problem with it, I have no problem with it." Further comments continued.

Deputy Mayor Cannon then spoke briefly about the LMARS (Lake Monroe Amateur Radio Society) Inaugural First Responder Amateur Radio Class and recognized Lieutenant Will Maxwell, Winter Springs Police Department for his participation. Deputy Mayor Cannon then encouraged other first responders to participate in any future classes that will be offered, and also thanked Chief Deisler for the use of Police Department facilities.

Concluding his Report, Deputy Mayor Cannon congratulated Commissioner Kendrick on his work with the Tri-County League of Cities and Virgin Trains' presentation at a recent meeting.

### **605. Seat Three Commissioner Ted Johnson**

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Commissioner Johnson mentioned a resident's concerns with an electric services provider as well as billing, State regulations of electric utilities, and also mentioned a Petition effort to deregulate Utilities which was being proposed for the November 2020 ballot.

Mayor Lacey mentioned a Franchise Agreement between the City and Duke Energy Corporation.

## **606. Seat Four Commissioner TiAnna Hale**

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Commissioner Hale mentioned that the City received several Ovation Awards through the Oviedo-Winter Springs Regional Chamber of Commerce – for the City's Hometown Harvest event, for the Scottish Highlands Games, and for Central Winds Parks.

Continuing, Commissioner Hale reminded everyone that the Grand Opening of a new playground at Central Winds Park would be September 26<sup>th</sup> at 6:00 p.m.

Commissioner Hale then noted that she had attended the Seminole County Legislative Delegation Meeting and had spoken with Representatives David Smith and Scott Plakon, as well as Senator David Simmons regarding funding for wastewater treatment plants.

Next, Commissioner Hale commented that she attended a Rotary Club BBQ held for exchange students which she thought was a fun and informative event.

Concluding her Report, Commissioner Hale spoke about her apprehension with keeping residents safe, noted that everyone should be able to share their opinions, and no one should feel threatened. Commissioner Hale added that people should be kind to one another, and suggested contacting the City's Elected Officials if someone had any concerns.

## **607. Seat Five Commissioner Geoff Kendrick**

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Commissioner Kendrick spoke of the 3<sup>rd</sup> Annual First Responders Luncheon that he attended on September 11<sup>th</sup> at Keeth Elementary School and said that Chief Deisler and Captain Matt Tracht, Police Department also were in attendance.

Further brief comments.

Continuing, Commissioner Kendrick remarked about a recent Tri-County League of Cities meeting in which Virgin Trains addressed about their transportation plans.

Commissioner Kendrick then mentioned that as a Director for the Florida League of Cities, he had recently attended a meeting in which they addressed their Legislative Agenda which included water infrastructure projects. Commissioner Kendrick also noted that Representative David Smith had filed two (2) new Bills.



Lastly, Commissioner Kendrick referenced the upcoming Grand Opening of a new playground at Central Winds Park which will be held on September 26<sup>th</sup> at 6:00 p.m.

Commissioner Kendrick added, "Thank you very much Manager Boyle as well, your hard work and persistence has really been bringing our Parks into another category – better than anyone else in Seminole County."

## **608. Mayor Charles Lacey**

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No Report.

In other City business, Deputy Mayor Cannon spoke briefly about attending a remembrance ceremony at City Hall on September 11<sup>th</sup>, and thought this should be an annual event and also open to residents.

Deputy Mayor Cannon then remarked, "Kudos to Staff for arranging that and for those that attended."

## **PUBLIC INPUT**

*Mayor Lacey opened "Public Input".*

*Ms. Bobbie Demme-SanFilippo, 108 View Point Place, Winter Springs, Florida:* spoke in favor of roundabouts, urged the City Commission to consider pedestrian safety, commented on the need for a balance between the preservation of green space and homeownership, and remarked about parking solutions for the Town Center.

*Mr. Kevin McCann, 1109 Pheasant Circle, Winter Springs, Florida:* addressed development, commended previous Commissioners who had the foresight to set aside land for City Parks, thanked the City Commission as well as Manager Boyle for their due diligence, and pointed out that he did not think that sidewalks and streets were a suitable replacement for green space.

*Ms. Gina Shafer, Winter Springs Village, Winter Springs, Florida:* commented on her concern with the costs of parking spaces, that employees of [Town Center] businesses could park further away than customers, did not think The Blake apartments had an area for walking dogs, that there was a need for green space, and mentioned there was a piece of property near Winter Springs Village that was for sale, and thought this land would be great as green space.


Mr. Matthew Benton, 414 Cedarwood Court, Winter Springs, Florida: thanked the Mayor and City Commission for discussing rules of decorum, expressed gratitude for the 6:30 p.m. start time for meetings, however he suggested the City Commission should consider changing the end time of City Commission meetings as he thought it was good that residents were able to offer comments during the second "Public Input" section.

Mayor Lacey closed "Public Input".

## ADJOURNMENT

Mayor Lacey adjourned the Regular Meeting at 9:25 p.m.

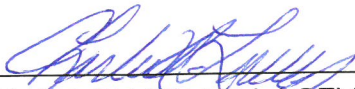
RESPECTFULLY SUBMITTED:



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ANDREA LORENZO-LUACES, MMC  
CITY CLERK

APPROVED:



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MAYOR CHARLES LACEY

NOTE: These Minutes were approved at the October 14, 2019 City Commission Regular Meeting.