



# **CITY COMMISSION REGULAR MEETING MINUTES**

**MONDAY, JANUARY 27, 2020 AT 6:30 PM**

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

## CALL TO ORDER

Mayor Charles Lacey called the Regular Meeting of Monday, January 27, 2020 of the City Commission to order at 6:31 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 Ted Johnson, present  
Commissioner Jean Hovey, absent  
Commissioner Kevin Cannon, present  
Commissioner TiAnna Hale, present  
Commissioner Geoff Kendrick, present  
City Manager Shawn Boyle, present  
City Attorney Anthony A. Garganese, present  
Interim City Clerk Christian Gowan, present

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

The agenda was adopted with the note that Item 101 would not be presented.

## AWARDS AND PRESENTATIONS

### 100. Presentation from Sheriff Dennis Lemma

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*Sheriff Dennis Lemma, Seminole County Sheriff* noted that the Seminole County crime rate was the lowest in its history. Sheriff Lemma then spoke about the opioid epidemic nationally and in Seminole County and efforts such as the SCORE team in partnership with Advent Health.

### 101. Presentation of Award to Mr. Levi Parks

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Not presented.

### 102. Employee Service Awards

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Ms. Casey Howard, IT and Administrative Services Director presented the Employee Service Awards to the following individuals:

- 5 years of service
  - o Casey Carman, Claims and Risk Management Specialist
  - o BJ Stevens, Police Officer
- 10 years of service
  - o Corporal Thomas Ballew (not in attendance)

- o Police Corporal Terrence Neisler
- 15 years of service
  - o Police Corporal John Briggie
  - o Evans Cheetal, Park Ranger
  - o Captain Nicholas Romano, Police Operations Bureau
  - o Tim Schumacher, Maintenance Worker III
  - o Corporal Ryan Vonbargen (not in attendance)
- 20 years of service
  - o Jennifer Klepin, Communications Operator

### **103. Annual Accountability Awards**

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Shawn Boyle presented the First Annual Accountability Award to Mr. Clifton Mullis, Public Works Superintendent, Public Works and Utilities Department, for demonstrating the values of Winter Springs.

### **104. Presentation from Public Works Director and Veolia on Water and Wastewater Projects**

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Lena Rivera, Public Works and Utilities Director, and Rob Nicholas, Vice President, Veolia North America - South presented on the Water Works program and progress that has been made.

## **INFORMATIONAL AGENDA**

### **200. Not Used**

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## **PUBLIC INPUT**

*Mayor Lacey opened "Public Input."*

*Mr. Dirk Griffin, General Manager of General Public House, 156 Tuskawilla Road, Suite 1344, Winter Springs, Florida* noted objection to locating food trucks across from restaurants saying they would negatively impact business. Mr. Griffin was not opposed to other locations for food trucks.

*Mr. James Evans, 217 Almaden Court, Winter Springs, Florida* spoke in favor of allowing food trucks and noted that fairness had to be the most important consideration.

*Mr. Jeff Brown, 227 Nandina Terrace, Winter Springs, Florida* asked the Commission to allow him to keep operating his food truck and noted community support.

*Mr. Paul Partyka, 404 Park Lake Drive, Winter Springs, Florida* urged the Commission to develop rules and to make sure these rules were equitable to mobile food vendors and brick and mortar restaurants. Mr. Partyka also commented favorably on the Highland Games and the presentation given by Sheriff Lemma.

*Mr. John Selenica, 200 East State Road 434, Winter Springs, Florida* shared concerns about negative impacts of food trucks on brick and mortar restaurants, noted traffic and tax concerns, and said that food trucks at special events would be ok but he would not be in favor of permanent trucks.

*Mr. Art Gallo, 199 Nandina Terrace, Winter Springs, Florida* spoke in support of Mr. Brown's food truck and urged the Commission to find a fair win-win solution.

*Ms. Gina Shafer, Winter Springs Village, Winter Springs, Florida* requested additional trail crossing signage on Tuskawilla Road and suggested rotating food trucks through city parks. Furthermore, Ms. Shafer asked that the Commission consider putting their meetings on television.

*Mr. Matt Benton, 414 Cedarwood Court, Winter Springs, Florida* agreed that equitable rules should be developed and put in place and noted that Winter Springs is a great place to start a business.

*Mr. Josh Pilacek, 1106 Deer Run, Winter Springs, Florida* spoke in support of Mr. Brown's food truck and was in favor of more variety of food in the City.

*Ms. Nancy Borck, 1196 Tree Swallow Drive #1314, Winter Springs, Florida*, spoke about parking concerns, confusion about the current plans, and the noted that she was in favor of food trucks somewhere in the City.

*Ms. Sheila Benton, 414 Cedarwood Court, Winter Springs, Florida* asked that the Commission and food truck operators consider accessibility in their deliberations and also spoke about traffic and safety concerns.

*Ms. Kimberly Cummings, 671 Cheoy Lee Circle* spoke in support of Mr. Brown and noted a lack of food variety currently within the City that food trucks could help.

*Mayor Lacey closed "Public Input."*

## **CONSENT AGENDA**

### **300. Surplus Assets**

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No discussion.

### **301. Northern Oaks (Final) Site Acceptance**

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No discussion.

### **302. Minutes from the Monday, January 13, 2020 City Commission Regular Meeting**

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No discussion.

**“MOTION TO APPROVE CONSENT AGENDA.” MOTION BY COMMISSIONER CANNON. SECONDED BY DEPUTY MAYOR JOHNSON. DISCUSSION.**

#### **VOTE:**

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

## **PUBLIC HEARINGS AGENDA**

### **400. Approval on Second and Final Reading Ordinance 2020-01 Amending the Solid Waste Franchise Agreement with Waste Pro of Florida in Order to Incorporate Federally-Required Contract Provisions**

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Attorney Garganese read Ordinance 2020-01 by “Title Only.”

*Mayor Lacey opened the Public Hearing for Item 400.*

*Mr. Art Gallo, 199 Nandina Terrace, Winter Springs, Florida noted some difficulties with trash/recycling pickup when holidays are back to back and asked if there were anything Waste Pro could do to address this.*

*Mayor Lacey closed the Public Hearing for Item 400.*

**“MOTION TO APPROVE ORDINANCE 2020-01 ON FINAL READING.” MOTION BY COMMISSIONER CANNON. SECONDED BY COMMISSIONER HALE. DISCUSSION.**

**VOTE:**

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

**REGULAR AGENDA**

**500. Food Truck Discussion**

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Discussion on previous issuance of special events permit, current interpretation of the City Code, and legislative options available to the Commission.

**“MOTION TO EXTEND.” MOTION BY COMMISSIONER HALE. SECONDED BY COMMISSIONER CANNON. DISCUSSION.**

**MOTION PASSED WITHOUT OBJECTION.**

**“MOVE FOR COMMISSION TO DIRECT THE CITY MANAGER TO ISSUE A TEMPORARY USE PERMIT TO JEFF BROWN AND HIS SMOKEHOUSE BUSINESS FOR A NINETY (90) DAY PERIOD OF TIME FOR THAT SPECIFIC BUSINESS ON THE SPECIFIC PROPERTY, COLLECTIVELY CALLED THE OLD PINCH-A-PENNY PROPERTY, WITH DIRECTION TO SHAWN AS THE CITY MANAGER TO ENSURE REASONABLE TERMS AND CONDITIONS – TO ESTABLISH THE HOURS AND TO ENSURE SAFETY - WITH AN OPTION TO RENEW ONE MORE TIME FOR ANOTHER NINETY (90) DAYS.” MOTION BY COMMISSIONER CANNON. SECONDED BY COMMISSIONER HALE. DISCUSSION.**

**VOTE:**

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

**I MAKE A MOTION THAT THE COMMISSION DIRECT STAFF AND THE CITY ATTORNEY TO BEGIN DRAFTING AN ORDINANCE, INCLUDING MODIFICATIONS OF OUR LAND DEVELOPMENT REGULATIONS, TO ADDRESS THE ISSUE OF FOOD TRUCKS, INCLUDING THE LOCATIONS WITHIN THE CITY THAT THAT USE WILL BE PERMISSIBLE, AND THAT STAFF WORK WITH THE COMMISSION IN THE UPCOMING LAND DEVELOPMENT REGULATION SPECIAL MEETINGS AND**

**COMPREHENSIVE PLAN UPDATE SPECIAL MEETINGS SO THAT WE CAN TAKE INTO CONSIDERATION FACTORS OF LOCATION, TIMING, AND SO FORTH.” MOTION BY COMMISSIONER CANNON. SECONDED BY COMMISSIONER HALE. DISCUSSION.**

**VOTE:**

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

Commissioner Cannon asked that Manager Boyle work with the Parks and Recreation Department to see if food trucks could be incorporated at specific planned City events and asked that this be included when reporting back to the Commission.

**501. Interlocal Agreement with Seminole County School Board**

*Mr. Joseph Rinaldi, Executive Director of Operations, Seminole County Public Schools, 400 East Lake Mary Boulevard, Sanford, Florida* spoke to the Commission about Concurrency Service Areas (CSAs), proposed changes, and state requirements.

Asked Anthony to brief on a Florida Statute which requires Seminole County School Board to go to the CSA with the most capacity when developing SCALD Letters.

Mr. Rinaldi said he would develop maps showing single elementary school CSAs and present that at a later date.

**REPORTS**

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

- No report

**601. City Manager Shawn Boyle**

- No report

**602. Interim City Clerk Christian Gowan**

- Asked to set a date for the Annual Board Dinner. Commission agreed that July 17<sup>th</sup>, 24<sup>th</sup>, and 31<sup>st</sup> should all be considered and brought back to the next meeting so Commissioner Hovey could offer input.

### **603. Mayor Charles Lacey**

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- Noted the Highland Games were a great success and commended the work of Chris Caldwell and the Highland Society.

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

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- Not present

### **605. Seat Two Commissioner Kevin Cannon**

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- Spoke about a meeting of the Florida Department of Health Onsite Septic System Research Review and Advisory Council and noted the high cost of potential septic tank replacement throughout the state. Furthermore, mentioned a need for an open dialogue with the Count on this issue.

### **606. Seat Three Commissioner/Deputy Mayor Ted Johnson**

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- Echoed comments on success of the Highland Games;
- Looking forward to Tallahassee trip with Chamber of Commerce.

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

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- Thanked Lena Rivera, Veolia, and Representative David Smith for their work on improving water and infrastructure in the City;
- Agreed the Highland Games was amazing;
- Mentioned a Cops in Cars event she attended and said it was a great time;
- Urged residents to be involved at the state level and contact state representatives.

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

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- Thanked staff for attending Tri-County League of Cities event where he was sworn in as First Vice-President;
- Noted the Father-Daughter Dance was being held on February 7, 2020 and was sold out;
- Mentioned an Oak Forest planter problem that he was happy to report was being resolved;



- Announced that Representative David Smith got \$2.5 million dollars pushed through for wastewater and commended the work of Lena Rivera and Veolia;
- Echoed the sentiments about the Highland Games.

## **PUBLIC INPUT**

*Mayor Lacey opened "Public Input".*

No one spoke.

*Mayor Lacey closed "Public Input".*

## **ADJOURNMENT**

Mayor Lacey adjourned the Regular Meeting at 9:41 p.m.

*RESPECTFULLY SUBMITTED:*



CHRISTIAN GOWAN  
INTERIM CITY CLERK

*APPROVED:*



MAYOR CHARLES LACEY

NOTE: These Minutes were approved at the February 24, 2020 City Commission Regular Meeting.