

CITY OF WINTER SPRINGS, FLORIDA
MINUTES
PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY
REGULAR MEETING
DECEMBER 6, 2017

CALL TO ORDER

The Regular Meeting of Wednesday, December 6, 2017 of the Planning and Zoning Board/Local Planning Agency was called to Order at 5:30 p.m. by Chairperson Bob Henderson in the Commission Chambers of the Municipal Building (City Hall, 1126 East State Road 434, Winter Springs, Florida 32708).

Roll Call:

Chairperson Bob Henderson, present
Vice-Chairperson Rick Brown, absent
Board Member Kok Wan Mah, present
Board Member Sarah Miller, present
Board Member Bart Phillips, absent
Assistant to the City Clerk, Jessica Wright, present

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

No changes were made to the Agenda.

AWARDS AND PRESENTATIONS

AWARDS AND PRESENTATIONS

100. Not Used

INFORMATIONAL AGENDA

INFORMATIONAL

200. Not Used

PUBLIC INPUT

Chairperson Henderson opened "Public Input".

No one spoke.

Chairperson Henderson closed "Public Input".

CONSENT AGENDA

CONSENT

300. Office Of The City Clerk

The Office Of The City Clerk Requests That The Planning And Zoning Board/Local Planning Agency Review And Approve The Wednesday, September 6, 2017 Planning And Zoning Board/Local Planning Agency Regular Meeting Minutes.

“I MAKE A MOTION TO APPROVE THE MINUTES FROM THE SEPTEMBER 6TH MEETING.” MOTION BY BOARD MEMBER MAH. SECONDED BY BOARD MEMBER MILLER. DISCUSSION.

VOTE:

CHAIRPERSON HENDERSON: AYE

BOARD MEMBER MILLER: AYE

BOARD MEMBER MAH: AYE

MOTION CARRIED.

PUBLIC HEARINGS AGENDA

PUBLIC HEARINGS

400. The Community Development Department Requests The Planning And Zoning Board/Local Planning Agency Hold A Public Hearing To Consider First Reading Of Ordinance 2017-13 Which Proposes The Small-Scale Future Land Use Map Amendment Of Several Parcels Totaling Approximately 3.4 Acres, Generally Located North Of State Road 419 Near Layer Elementary School.

Mr. Brian Fields, Director, Community Development Department stated, “We have two (2) public hearings, and just for the record Mr. Phillips is in the audience tonight due to the fact that he has a voting conflict on the only two (2) items on tonight’s Agenda based on his being the property owner affected by both items. So just again, for the record, Mr. Philips will be filling out what’s called a Form 8B and filing that with the City Clerk after the meeting.”

Continuing, Mr. Fields gave a brief overview of both Agenda Items and some history regarding both Items. Further discussion followed.

Images of a map were shown with additional comments.

Finishing his presentation, Mr. Fields highlighted the zoning changes that would be occur and briefly discussed the Developer’s Agreement.

PUBLIC INPUT

Chairperson Henderson opened "Public Input".

No one spoke.

Chairperson Henderson closed "Public Input".

"I MAKE A MOTION TO APPROVE ITEM '400'." MOTION BY BOARD MEMBER MAH. SECONDED BY BOARD MEMBER MILLER. DISCUSSION.

VOTE:

BOARD MEMBER MILLER: AYE

BOARD MEMBER MAH: AYE

CHAIRPERSON HENDERSON: AYE

MOTION CARRIED.

PUBLIC HEARINGS

401. The Community Development Department Requests The Planning And Zoning Board/Local Planning Agency Hold A Public Hearing To Consider Ordinance 2017-14, Which Proposes The Rezoning Of Several Parcels Totaling Approximately 3.4 Acres, Generally Located North Of State Road 419 Near Layer Elementary School.

No additional information was provided for this Agenda Item as it had already been discussed.

PUBLIC INPUT

Chairperson Henderson opened "Public Input".

No one spoke.

Chairperson Henderson closed "Public Input".

"I MAKE A MOTION TO APPROVE ITEM '401'." MOTION BY BOARD MEMBER MAH. SECONDED BY BOARD MEMBER MILLER. DISCUSSION.

VOTE:

BOARD MEMBER MAH: AYE

BOARD MEMBER MILLER: AYE

CHAIRPERSON HENDERSON: AYE

MOTION CARRIED.

REGULAR AGENDA

REGULAR

500. Not Used

600. REPORTS

Brief discussion ensued on upcoming meetings.

PUBLIC INPUT

Chairperson Henderson opened "Public Input".

No one spoke.

Chairperson Henderson closed "Public Input".

ADJOURNMENT

Chairperson Henderson adjourned the Regular Meeting at 5:46 p.m.

RESPECTFULLY SUBMITTED:



JESSICA WRIGHT
ASSISTANT TO THE CITY CLERK

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Phillips Bartholomew Dinsmore</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Planning and Zoning</i>
MAILING ADDRESS <i>212 Morton Ln</i>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY <i>Winter Springs</i>	NAME OF POLITICAL SUBDIVISION: <i>City of Winter Springs</i>
COUNTY <i>Seminole</i>	MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE
DATE ON WHICH VOTE OCCURRED <i>12/6/17</i>	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Burt Phillips, hereby disclose that on 12/6, 20 17.

(a) A measure came or will come before my agency which (check one or more)


- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____ ;
- inured to the special gain or loss of my relative, _____ ;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Change of zoning on property over

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

12/21/17
Date Filed


Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.