



# CITY OF WINTER GARDEN

## CITY COMMISSION REGULAR MEETING MINUTES

April 9, 2020

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 via Remote Electronic Attendance as per State of Florida, Office of the Governor (Executive Order Number 20-69). An Opening Invocation and Pledge of Allegiance given.

**Present:** Mayor John Rees and Commissioners

Lisa L. Bennett – District 1

Bob Buchanan – District 2

Mark A. Maciel – District 3

Colin Sharman – District 4

**Also Present:** City Manager Mike Bollhoefer, City Attorney A. Kurt Ardaman, City Clerk Angee Grimmage, Assistant City Manager of Administrative Services Frank Gilbert, Assistant City Manager of Public Services Jon Williams, Community Development Director Stephen Pash, Information Technology Director Chad Morrill, Fire Chief Matt McGrew and Police Chief Stephen Graham

### 1. **APPROVAL OF MINUTES**

**Motion by Commissioner Buchanan to approve regular meeting minutes of March 12, 2020 as submitted. Seconded by Commissioner Sharman and carried unanimously 5-0.**

### 2. **GENERAL ELECTION RESULTS**

A. **Resolution 20-02:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA, DECLARING THE RESULTS OF THE GENERAL ELECTION HELD ON MARCH 17, 2020 FOR MAYOR/COMMISSIONER DISTRICT 5 AND COMMISSIONER DISTRICT 1, AUTHORIZING ISSUANCE OF CERTIFICATES AND OTHER SUCH MATTERS AS PERMITTED BY LAW

City Attorney Ardaman read Resolution 20-02 by title only. City Clerk Grimmage stated that Resolution 20-02 declares results of the 2020 General Election for Mayor/Commissioner District 5 and Commissioner District 1; also noting that this Election was a Piggyback of the Presidential Preference Primary Election. She read the results as Mayor/Commissioner District 5 John Rees duly elected by virtue of no opposition and Commissioner District 1 Lisa L. Bennett duly elected by receiving the majority of votes cast. Staff recommends approval of Resolution 20-02 and request authorization to issue certificates of election to the candidates elected.

**Motion by Commissioner Buchanan to approve Resolution 20-02. Seconded by Commissioner Maciel and carried unanimously 5-0.**

B. **Resolution 20-03:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA, DECLARING THE RESULTS OF THE CHARTER ELECTION HELD MARCH 17, 2020

City Attorney Ardaman read Resolution 20-03 by title only. City Clerk Grimmage stated that Resolution 20-03 declares results of the Charter Election of March 17, 2020. There were nine amendment questions presented to the electorate; seven amendments passed and two amendments failed. The amendment questions, official results, and statistical data are all a part of Resolution 20-03. Staff recommends approval.

**Motion by Commissioner Bennett to approve Resolution 20-03. Seconded by Commissioner Maciel and carried unanimously 5-0.**

3. **OATH OF OFFICE**

- A. Mayor/Commissioner District 5 – John Rees was administered the Oath of Office by City Clerk Grimmage
- B. Commissioner District 1 – Lisa L. Bennett was administered the Oath of Office by City Clerk Grimmage

4. **REGULAR BUSINESS**

- A. Recommendation to approve Eighth Amendment to the Restated Interlocal Agreement for Joint Planning Area Between Orange County and the City of Winter Garden  
City Manager Bollhoefer displayed a map and referred to the Joint Planning Area (JPA) for Winter Garden. He noted an area on the map the City wishes to add. He stated that this does not mean that the City will annex and is not required to annex. He explained that the JPA is an area the City could annex without challenge from the County should the City so desire to do so. Staff recommends approval of the JPA.

Commissioner Buchanan inquired as to how much this would add to the JPA. City Manager Bollhoefer responded that it is approximately 10 acres and is a very small piece.

**Motion by Commissioner Sharman to approve Eighth Amendment to the Restated Interlocal Agreement for Joint Planning Area between Orange County and the City of Winter Garden. Seconded by Commissioner Buchanan and carried unanimously 5-0.**

- B. Recommendation to approve FINAL PLAT for 707 West Plant Street (Garden West)  
City Manager Bollhoefer referred to a PowerPoint display and noted the property's proximity to the Winter Oaks subdivision. He noted the lengthiness of the project and informed of past approval of the planned development by the City Commission. He indicated that the approval of this final plat allows the developer to sell the lots.

**Motion by Commissioner Buchanan to approve FINAL PLAT for 707 West Plant Street (Garden West). Seconded by Commissioner Bennett and carried unanimously 5-0.**

- C. Recommendation to approve change order with Engineered Sprayed Solutions, LLC in the amount of \$600,000 for the rehabilitation of fiberglass manhole structures on SR50  
City Manager Bollhoefer reminded the City Commission of issues on State Road 50 where the road was starting to sink. After investigation, the discovered problem was the manholes. He described the repair and noted that initially budgeted was \$650,000 to do approximately 25 manholes. He described the completion of two repairs on Ninth Street; noting that they were checked and worked very well. Staff recommends adding an additional \$592,000 that includes a contingency for the completion of all 48 manholes on State Road 50. He mentioned savings for completing them all at once.

Commissioner Buchanan asked would contributions come from the Florida Department of Transportation (FDOT). Mr. Bollhoefer responded no. Commissioner Buchanan noted his previous inquiry into a repair for this issue in front of the Seacoast Bank; noting that it was shared at that time, that FDOT would do the repair. Mr. Bollhoefer stated that he believes in that instance, because the City paid for part of the project out of the Superfund, repairs were at the City's cost for those manholes. There was discussion on the repair and its durability.

**Motion by Commissioner Buchanan to approve change order with Engineered Sprayed Solutions, LLC in the amount of \$600,000 for the rehabilitation of fiberglass manhole structures on SR50. Seconded by Commissioner Maciel and carried unanimously 5-0.**

- D. Recommendation to approve CDBG Rehab Debt Forgiveness for 526 S. Boyd Street (Michelle Ford Gentry), with public comment

City Manager Bollhoefer stated that when using a Community Development Block Grant, a mortgage, which is placed on the home, remains for 10 years. He explained that this is so that the owner for a profit does not immediately sell it after the rehabilitation. He explained there was interruption of the homeowner's employment due to the Coronavirus pandemic and she now has an opportunity to refinance her home and lower the payments. He noted that she does not intend on selling the home, this will not cost the City, and would not put the City in jeopardy of having to pay anything in the future. Staff recommends approval in order to help this resident; noting also there is no perceived risk of losing the home.

Mayor Rees opened the public hearing. He read a dedicated phone number and instructions for the public's participation in this meeting. After waiting several minutes and receiving no public calls or comments, he closed the public hearing.

**Motion by Commissioner Bennett to approve CDBG Rehab Debt Forgiveness for 526 S. Boyd Street (Michelle Ford Gentry). Seconded by Commissioner Buchanan and carried unanimously 5-0.**

5. **MATTERS FROM PUBLIC**

Mayor Rees opened the public hearing. He read a dedicated phone number and instructions for the public's participation in this meeting. After waiting several minutes and receiving no public calls or comments, he closed the public hearing.

6. **MATTERS FROM CITY ATTORNEY** - There were no items.

7. **MATTERS FROM CITY MANAGER**

Coronavirus Update

City Manager Bollhoefer gave updates on steps the City is taking to address the Coronavirus pandemic. He spoke of suspended recreation programs, shift adjustments for staff, and supplies instituted for safety precautions and maintaining healthy work environments. He noted the suspension of late fees for utility bills and no turn-off of services due to the suspension of in-person payments at the Utility Billing office; noting other payment options.

He spoke of businesses curbside services setup within the downtown. He recognized Economic Development Director Tanja Gerhartz for her work in assisting businesses with getting small business loans noting the challenge of programs rapidly changing.

Aid to East Winter Garden

City Manager Bollhoefer noted that this pandemic has hit low-income communities hard. Staff requests budgeting \$40,000 for collaborating a food delivery program with Healthy West Orange who have already set aside \$25,000. He noted that they would target seniors and those stay-at-home seniors in East Winter Garden community who are unable to get out and get food and toilet paper. He noted that the actual cost is unknown at this time and gave an estimated breakdown for a short time period. He noted that not only would the City work with Healthy West Orange, but also with churches and non-profits in the area in order to identify the needs of the community.

**Motion by Commissioner Buchanan to approve \$40,000 to assist East Winter Garden low-income seniors and shut-in residents during the Coronavirus pandemic.**

Commissioner Bennett suggested also checking with Anthony Hodge of Finding the Lost Sheep as a good source.

**Motion seconded by Commissioner Maciel and carried unanimously 5-0.**

Program Updates

City Manager Bollhoefer informed that new dates would later be provided for events such as Bloom 'N Grow and Evening at the Pops; discussion ensued on event dates and locations.

