



CITY OF WINTER GARDEN

City Commission REGULAR MEETING MINUTES

April 13, 2023

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. An Opening Invocation and Pledge of Allegiance were given.

Present:

Mayor John Rees
Commissioner District 2 - Ron Mueller
Commissioner District 3 - Mark A. Maciel
Commissioner District 4 - Colin Sharman

Also Present:

City Manager Jon C. Williams
City Attorney Dan Langley
City Clerk Angee Grimmage

Absent:

Commissioner District 1 - Lisa L. Bennett

1. **APPROVAL OF MINUTES**

- A. **Motion by Commissioner Maciel to approve workshop meeting minutes of March 23, 2023 as submitted. Seconded by Commissioner Mueller and carried unanimously 3-0.**
- B. **Motion by Commissioner Mueller to approve regular meeting minutes of March 23, 2023 as submitted. Seconded by Commissioner Maciel and carried unanimously 3-0.**

2. **PRESENATIONS:**

- A. **Proclamation 23-01:** Proclaiming Florida's Water Conservation Month was read and presented by Mayor Rees and the City Commission. The proclamation was accepted by the City's Sustainability Coordinator Donna Corbus.

Commissioner Sharman arrived at this point in the meeting.

B. **2023 Drop Savers Poster Contest and Winners**

Sustainability Coordinator Donna Corbus announced the 2023 Drop Savers Contest and Winners as follows:

Division 1 (Kindergarten and First Grade)	Liam Jeske	StarChild Academy
Division 2 (Second and Third Grade)	River Estes	StarChild Academy
Division 3 (Fourth and Fifth Grade)	Emily Morgan Schneck	StarChild Academy
Division 4 (Middle School)	Bailey McLean	Foundation Academy
Division 5 (High School)	Carlin Whitney	West Orange High School

Honorable Mention Recognition:

Spencer Marcus	Oakland Avenue Charter
Christopher Drummond	Drummond Home School
Autumn Tucker	Lakeview Middle School

First Place winners at the State level:

Bailey McLean	Division 4
Carlin Whitney	Division 5

Second Place winners at the State:

River Estes	Division 2
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Teachers were also recognized:

Adriana Ferazzoli	Foundation Academy
Monica Marcus	West Orange High School
Ms. Grey	StarChild Academy
Ms. Temple	StarChild Academy
Ms. Donnelly	StarChild Academy
Ms. Weiss	Foundation Academy
Ms. Brunette	West Orange High School
Carol Kelly	Oakland Avenue Charter
Mrs. Julie Drummond	Drummond Home School
Ms. Daisy Gill	Lakeview Middle School

3. FIRST READING AND PUBLIC HEARING OF PROPOSED ORDINANCES

- A. **Ordinance 22-40:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA PROVIDING FOR THE ANNEXATION OF CERTAIN ADDITIONAL LANDS GENERALLY DESCRIBED AS APPROXIMATELY 30.24 ± ACRES LOCATED ON TILDEN ROAD; SOUTH OF TILDEN ROAD, WEST OF WEST ORANGE COUNTRY CLUB DRIVE, AND EAST OF TINY ROAD INTO THE CITY OF WINTER GARDEN, FLORIDA; REDEFINING THE CITY BOUNDARIES TO GIVE THE CITY JURISDICTION OVER SAID PROPERTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE
- B. **Ordinance 22-41:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA AMENDING THE FUTURE LAND USE MAP OF THE WINTER GARDEN COMPREHENSIVE PLAN BY CHANGING THE LAND USE DESIGNATION OF REAL PROPERTY GENERALLY DESCRIBED AS APPROXIMATELY 30.24 ± ACRES LOCATED ON TILDEN ROAD; SOUTH OF TILDEN ROAD, WEST OF WEST ORANGE COUNTRY CLUB DRIVE, AND EAST OF TINY ROAD; FROM ORANGE COUNTY VILLAGE TO CITY SUBURBAN RESIDENTIAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE
- C. **Ordinance 22-42:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, REZONING CERTAIN REAL PROPERTY GENERALLY DESCRIBED AS APPROXIMATELY 30.24 ± ACRES LOCATED ON TILDEN ROAD; SOUTH OF TILDEN ROAD, WEST OF WEST ORANGE COUNTRY CLUB DRIVE, AND EAST OF TINY ROAD; FROM ORANGE COUNTY A-1 (CITRUS RURAL DISTRICT) TO CITY PUD (PLANNED UNIT DEVELOPMENT) AS SET FORTH IN THIS ORDINANCE; PROVIDING FOR CERTAIN PUD REQUIREMENTS AND DESCRIBING THE

DEVELOPMENT AS THE TILDEN CLUB PUD; AND PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE

Mayor Rees stated that a motion was needed to postpone this item to the next meeting.

Motion by Commissioner Sharman to POSTPONE Ordinances 22-40, 22-41 and 22-42 to April 27, 2023 at 6:30 p.m. Seconded by Commissioner Mueller and carried unanimously 4-0.

4. **REGULAR BUSINESS**

A. Recommendation to approve additional Traffic Unit staff

Police Chief Steve Graham spoke of traffic complaints and the need for enforcement greatly increasing. He noted that the complaints are overwhelming the current staff dedicated to those concerns. He shared that the City Manager is working to complete a strategy to formulate a transportation plan with other measures. The Police Department would work in conjunction to educate and enforce traffic laws, gaining increased compliance. Police Chief Graham stated that staff requests the addition of three sworn officers (one staff officer and two motor officers) and two civilian staff community service officers, who would be dedicated to addressing downtown parking and complaints.

Motion by Commissioner Sharman to approve additional Traffic Unit staff. Seconded by Commissioner Maciel and carried unanimously 4-0.

Police Chief Graham thanked the City Commission for their support and the City Commission voiced their appreciation for the Police.

B. Recommendation to declare vehicles and equipment as surplus and authorize sale or disposal in a manner to be determined by the City Manager

Fleet and Facilities Division Manager Mike Caines stated that the City has accumulated another stash of excess vehicles and equipment. He informed of the need to dispose of these items and requested permission to do so. There was discussion on some of the items being vintage.

Motion by Commissioner Mueller to declare vehicles and equipment as surplus and authorize sale or disposal in a manner to be determined by the City Manager. Seconded by Commissioner Maciel and carried unanimously 4-0.

C. Recommendation to approve Traffic Signal Improvements Fair Share Agreement with Pulte Home Company, LLC

Planning Director Kelly Carson stated that this is an agreement between the City and the Pulte Group. It is part of the conditions for approval for the Duppenenthaler subdivision to pay for the projects future traffics impact. This is for the proposed traffic signal located

at the intersection of Winter Garden Vineland Road and Roper Road. She noted that the developer submitted a traffic study to the City, which determined that the 87-lot subdivision would contribute 1.6 percent of the traffic volume at that signal. She informed that the fair share amount is \$4,800 and staff recommends approval of the agreement. Discussion ensued on the amount of the fair share versus the \$20,000 amount to actually do the study. Mayor Rees voiced he would be in favor of charging the \$20,000 and not doing a study.

Motion by Commissioner Mueller to approve the Traffic Signal Improvements Fair Share Agreement with Pulte Home Company, LLC in the amount of \$4,800. Seconded by Commissioner Sharman and carried unanimously 4-0.

D. Recommendation to approve FINAL PLAT for 30 North Park Ave and Recreation Fair Share Agreement

Planning Director Kelly Carson stated that this is a request for final plat approval for 30 North Park Avenue, located on the corner of North Park Avenue and Plant Street. She stated that the plat would create nine townhome lots and associated common area tracts for shared elements such as stormwater and open space. The applicant also requests approval of a Parks and Recreation Fair Share Agreement to mitigate required active recreation space not provided for on the subject property. She informed that \$12,269.94 is the fair share amount. Staff reviewed the application and recommends approval of the final plat as well as the Parks and Recreation Fair Share Agreement, subject to staff conditions.

There was discussion on inspections and the anticipated completion. Joe Hoffer was recognized and provided these project details. Also discussed was the painting and its completion.

Motion by Commissioner Mueller to approve the FINAL PLAT for 30 North Park Avenue and the Recreation Fair Share Agreement in the amount of \$12,269.94. Seconded by Commissioner Maciel and carried unanimously 4-0.

E. Recommendation to approve SITE PLAN for property located at 13500 West Colonial Drive, subject to conditions

Planning Director Kelly Carson stated that the applicant is requesting to demolish the existing Burger King building and rebuild a new contemporary, but much smaller Burger King building in its place. She described elements of the new building and some proposed site improvements.

Commissioner Mueller inquired of the businesses' ownership and commented on the current as well as the future upkeep of the site.

Motion by Commissioner Maciel to approve SITE PLAN for property located at 13500 West Colonial Drive, subject to conditions. Seconded by Commissioner Sharman and carried unanimously 4-0.

- F. Recommendation to approve SITE PLAN for property located at 680 & 690 Garden Commerce Pkwy (Image Builders), subject to conditions

Planning Director Kelly Carson stated that this is a request to construct an office warehouse building located in the Garden Commerce Parkway Industrial Center. She described some of the proposed site improvements and informed that staff reviewed the site plan and recommends approval, subject to conditions.

Motion by Commissioner Maciel to approve SITE PLAN for property located at 680 & 690 Garden Commerce Pkwy (Image Builders), subject to conditions. Seconded by Commissioner Sharman and carried unanimously 4-0.

- G. Recommendation to approve SITE PLAN for property located at 902 Avalon Road (Temporary Fire Station 21)

Planning Director Kelly Carson stated that this item is a request by the City of Winter Garden to construct a temporary fire station on property located at 902 Avalon Road. She informed that they would construct two buildings on the site and provide two access points on Avalon Road. She also noted that the configuration was in an effort to save the existing trees on the site. Staff recommends approval of the Temporary Fire Station, subject to staff conditions.

Commissioner Mueller thanked staff for their work in this effort.

Motion by Commissioner Sharman to approve the SITE PLAN for property located at 902 Avalon Road (Temporary Fire Station 21), subject to conditions. Seconded by Commissioner Mueller and carried unanimously 4-0.

- H. Recommendation to approve COMMUNITY EVENT – For the Culture Community Day/Basketball Tournament - Zanders Park, Saturday, April 29, 2023 from 9:00 a.m. to 5:00 p.m.

Planning Director Kelly Carson stated that the local community organization called Global Not Local requests partnering with the City of Winter Garden to hold a community outreach event and basketball tournament. This event would be held at Zanders Park on Saturday, April 29, 2023 at 9:00 a.m. to 5:00 p.m. She described the event, some activities, assistance to be provided by the City and street closure. Staff recommends approval.

Mayor Rees made inquiry and confirmation was provided that this event would be the same as last year.

Motion by Commissioner Maciel to approve the COMMUNITY EVENT for the Culture Community Day/Basketball Tournament at Zanders Park, Saturday, April 29, 2023 from 9:00 a.m. to 5:00 p.m., with staff recommendations. Seconded by Commissioner Mueller and carried unanimously 4-0.

5. MATTERS FROM PUBLIC

Ronald Kash, 944 Copenhagen Way, Winter Garden, Florida, noted that he is a longtime resident of the City of Winter Garden and addressed the homelessness issue in the City. He asked what the City's plans were for addressing the issue.

Mr. Kash also requested status information on the Dillard Street project, the potential for roundabouts and maintenance of the potholes in the meantime.

Mayor Rees shared that in relation to the homelessness issue, the City is working to address it; looking into possible groups. He surmised that since the orange groves and woods have disappeared, it is much more prevalent, also reasoning that it is the change in the economy. He assured that the City is trying to address this issue in a humane way in its effort to try and help.

Mayor Rees informed Mr. Kash that the City Manager would address the status of the Dillard Street Project under the City Manager's address as noted on the agenda.

Allison Painter, 393 N. Lakeview Avenue, Winter Garden, Florida, shared history of her living in the City for 55 years, noting that her parents owned the home since 1960. She shared that she has seen good and bad for the City and listed areas where homelessness has been problematic.

Ms. Painter thanked Police Chief Graham for meeting with her on issues related to traffic problems. She suggested Lakeview from Crest be turned into a one-way street.

Ms. Painter also spoke of the need for a new Police Station and pointed out the old age of the current police station.

6. MATTERS FROM CITY ATTORNEY – There were no items.

7. MATTERS FROM CITY MANAGER – Jon C. Williams

Sewer Smoke Testing

City Manager Jon C. Williams announced that smoke testing of the sanitary sewer system would be done April 17 – 21 and indicated that notices had been mailed.

Dillard Street Project Update

City Manager Jon C. Williams stated that the City is still in the process of acquiring right-of-way before being able to bid out the project. He informed that street resurfacing has been identified for certain portions of that road.

Upcoming Events

City Manager Jon C. Williams announced some upcoming events such as the FOLA Charity Bike Ride, Earth day, PAL Batter Batter Swing Softball Event, 1,000 Trees Work Day at Tucker Ranch, Arts in April VIP Night and the Global Not Local Basketball Tournament.

Commissioner Mueller inquired of a timeline on the land acquisition for the Dillard Street roundabouts. City Manager Williams responded that this would all be dictated by the property owners. Discussion ensued on the possibility of soon looking for other options.

8. MATTERS FROM MAYOR AND COMMISSIONERS

Commissioner Mueller commented on a great Spring Festival and commended the Bloom and Grow Society. He also shared some of the sentiments noted by the vendors and mentioned the welcomed Police security, which allowed vendors to leave their setup overnight. An approximate attendance of 50,000 was also a topic of discussion.

Commissioner Maciel inquired of a date for the community meeting in East Winter Garden. City Manager Jon C. Williams noted that he would confirm the date, which he believed would be in early May. Commissioner Maciel shared that the City has met with its partner Polis Institute relating to some non-profits. He shared that the community meeting would begin a series of events that would equate to some more real progress in East Winter Garden that is coming soon.

Commissioner Maciel mentioned the homeless issue, noted the talk about it on the social media platform Next Door and the conversation a few months ago on starting a committee. He spoke of now possibly being the time to think about starting an action committee to address this issue and possibly make some recommendations, as there are many facets to this issue. He shared that the City does not have the same resources and the staff as that of the County and State. He expressed that this might mean an additional duty for a staff member. He expressed that the City could use all the help it can get on this issue.

Commissioner Maciel addressed the speeding issue and commended the Police department on its efforts to hire new staff, but he emphasized the use of technology as the way to go in solving many of these issues.

Commissioner Sharman noted that he seconds the use of technology relating to the traffic issue and appreciates the Police Chief for creating other positions. City Manager Jon C.

Williams shared some of the progress the City has seen in addressing the speeding issue and mentioned items such as meetings, speed tables and technology review.

Mayor Rees also spoke of the technology and some of its capabilities, but noted there might be some State of Florida restrictions.

Mayor Rees thanked the Bloom and Grow Society for all the work they put into the festival, and he especially recognized all of the husbands who work in assisting their wives for a successful Bloom and Grow event.

The meeting adjourned at 7:12 p.m.

APPROVED:

/s/
Mayor John Rees

ATTEST:

/s/
City Clerk Angee Grimmage, CMC