



REGULAR MEETING OF THE CITY COMMISSION

MARCH 18, 2014

Pursuant to due notice, a regular meeting of the Commission of the City of Altamonte Springs, Seminole County, was held at 225 Newburyport Avenue, in said City on March 18, 2014 at 7:00 p.m.

PRESENT WERE: Commissioners Batman, Reece, Wolfram, Hussey and Mayor Bates

ALSO PRESENT WERE:

Frank Martz	-	City Manager
Skip Fowler	-	City Attorney
Erin O'Donnell	-	City Clerk

The meeting was called to order by Mayor Bates at 7:00 p.m.

INVOCATION:

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

Motion: Moved by Commissioner Wolfram, seconded by Commissioner Batman, to approve the minutes of the regular Commission Meeting of March 4, 2014 as presented. Motion carried unanimously.

INFORMAL COMMUNICATION FROM THE FLOOR: None

1. PUBLIC HEARING **2ND READING**

Ordinance 1674-14 East Town Vision Plan

Mr. Tim Wilson, the City's Growth Management Director, spoke to the Commission and reminded them of the several workshops and meeting progressions this Ordinance has seen. He brought a copy of the presentation given at the 1st hearing if they needed to see any items or have any questions answered.

Lance King, a lawyer of Fishback Dominick in Winter Park, approached the Commission to represent citizen Barbara Rodgers of 928 Morse Street, in opposition of the proposed Ordinance. He claimed that the Ordinance is driving the residents out of their neighborhoods and the longstanding history of the area is not being preserved as they have not particularly had a say in the planning of the future development of the area. Noting that a majority of residents will not literally be forced out, but that the long term plan of this Ordinance will greatly affect the historical makeup of the area. Mr. Martz interjected that his terms and

language were misleading as there are no planned developments from the City at the time. Mr. King pleaded for the Commission to either deny the passage of the Ordinance or delay and perform a more thorough study of the community and social impacts on the area. Additionally he noted that in his interpretation of the Ordinance, it requires the Commission to make future updates to the Land Development Code and Future Comprehensive Plan of the City alleging that the Ordinance violates certain provisions of the Florida Constitution by requiring future action or restraints of the area. Additionally he alleged that the City was not properly following statutory requirements by amending it appropriately.

Paul Snead of 212 Marker Street, Altamonte Springs, approached the Commission and spoke to members of the public present to encourage them to not take this Ordinance personally or fear their properties being sold to the highest bidder. He mentioned that he knows the homes closest to the station are prime suspects in being relocated but he encouraged the residents to stand up for themselves and allow no one to speak for them, including hiring legal counsel prematurely.

The attorney read the title of the ordinance into the record.

Motion: Moved by Commissioner Wolfram, seconded by Commissioner Reece to approve and adopt Ordinance 1674-14 on second and final reading. Commissioner Batman – yes Commissioner Reece – yes; Commissioner Wolfram – yes; Commissioner Hussey – yes; Mayor Bates – yes. Motion carried 5-0.

2. PUBLIC HEARING

Resolution 1289- Determine the need to acquire property on the Northwest Quadrant of Keene Road and South Sheeler Avenue; Apopka, Orange County

No members of the public addressed the Commission on this item.

Motion: Moved by Commissioner Hussey, seconded by Commissioner Reece to pass and adopt Resolution 1289. Commissioner Batman – yes Commissioner Reece – yes; Commissioner Wolfram – yes; Commissioner Hussey – yes; Mayor Bates – yes. Motion carried 5-0.

3. PUBLIC HEARING

Resolution 1290- Determine the need to acquire property located on Vulcan Road; Unincorporated Orange County

No members of the public addressed the Commission on this item.

Motion: Moved by Commissioner Wolfram, seconded by Commissioner Batman to pass and adopt Resolution 1290. Commissioner Batman – yes Commissioner Reece – yes; Commissioner Wolfram – yes; Commissioner Hussey – yes; Mayor Bates – yes. Motion carried 5-0.

4. PUBLIC HEARING

Resolution 1291- Determine the need to acquire property located on the west side of Apopka Boulevard, West of South Orange Blossom Trail (US 441); Apopka, Orange County

No members of the public addressed the Commission on this item.

Motion: Moved by Commissioner Wolfram, seconded by Commissioner Reece to pass and adopt Resolution 1291. Commissioner Batman – yes Commissioner Reece – yes; Commissioner Wolfram – yes; Commissioner Hussey – yes; Mayor Bates – yes. Motion carried 5-0.

5. REQUEST FOR APPROVAL

Interlocal Agreement- Infrastructure Sales Tax

Mr. Martz noted that the item was in front of them for review and gave one last overview of the Interlocal agreement. He noted that other local governments and the County agree that it is a good idea and noted that the School Board has adjusted their taxes as was foreseen early in the process concerning double taxation.

Motion: Moved by Commissioner Wolfram, seconded by Commissioner Hussey to approve the Interlocal Agreement for the Infrastructure Sales Tax. Motion carried unanimously.

6. REQUEST FOR APPROVAL

Waive Formal Solicitation and Approve Additional Contract Purchases in Excess of Formal Solicitation Threshold – Decorative Sign Posts and Accessories

Motion: Moved by Commissioner Hussey, seconded by Commissioner Wolfram to waive the formal solicitation process. Motion carried unanimously.

7. DISCUSSION

Board Appointments

Commissioner Batman appointed Bruce Doig to fill the term rest of the term left of Ellen Parcell on the Code Enforcement Board. This item is still continued for further appointments.

8. REQUEST FOR APPROVAL

Duke Energy Lighting Proposal and Stonewood Subdivision Lighting Agreement

Mr. Martz introduced Denise Reddy, President of Stonewood Homeowner’s Association Inc., who then thanked the Commission for the great cooperation and service the City provided to them during this process.

Mr. Martz thanked her for all her assistance navigating through all the homeowners’ opinions in her association during the development of this agreement. He thanked them and representatives from Duke Energy for their new partnership.

Motion: Moved by Commissioner Wolfram, seconded by Commissioner Hussey to approve the proposal and agreement. Motion carried unanimously.

INFORMAL COMMUNICATION FROM THE FLOOR:

David Leavitt of 1000 Ridgepoint Cove, Seminole County, spoke to the Commission about his opposition on Item #5 noting that a one percent increase equates to a large amount of money over time and that the School Board has not agreed to rollback and waive their millage rate. Mr. Martz replied that the School Board hasn't agreed to waive any fees; just adjust on budgetary needs. Mr. Leavitt noted that other cities he's visited do not support it as some feel they don't need the extra tax money. He asked the Commission what services they'd be able to stop operating should they not get this tax money. Mr. Martz replied that each city determines the level of service they want to provide residents, and should the tax not pass after the election, cities will maintain or adjust their current level of services and should not be viewed as cutting services.

Ed Young of 940 Douglas Avenue, Altamonte Springs, approached the Commission about an issue he's been having in his townhome complex. He was concerned because he received conflicting answers on how his property is zoned because he needs to handle excessive tree overgrowth and find a way to deal with the financial hardship he's had because of it. Depending on his zoning classification, the city's requirement to maintain trees to too restrictive for the area. He described several issues he's been dealing with in recent years caused by trees to his property and his neighbors. Mr. Martz noted that some communities are transitioning from suburban to urban and landscaping once meant for a type area is taking over. He told Mr. Young that this is a problem they are facing in other areas of the City and encouraged him to speak with members of Growth Management in Chambers to resolve his matter and gain further clarification on his situation. Mr. Martz added that this will be an issue the Commission will need to address in a few years in other areas around the City.

REPORTS:

CITY ATTORNEY- None

CITY CLERK- None

CITY MANAGER

Updated the Commission concerning an item he brought before them approximately a year ago regarding a Supreme Court case for stormwater fees being paid by educational facilities. He noted that the Seminole County School Board is trying to waive paying exclusive franchise fees for solid waste. Fortunately, Altamonte Springs has non-exclusive franchises but there is a concern that language may be drafted between the cities and the School Board to agree in consideration of other things to pay the fees irrespective of what the law states. There is a future concern that the inclusion of utilities may be covered under the interpretation. Should we need to act; discussions will need to be had between members of this Commission on our course of action.

In reference to the Sales tax adopted tonight, the Interlocal Agreement if passed additionally by the voters in May, will not be effective until January 2015. Additionally, if this does not pass, the City will not have any structural impacts but it may affect the County and cause a ripple effect throughout the cities. It will place a greater pressure on the City to maintain the services the County primarily handled like landscape maintenance in the medians.

COMMISSIONER BATMAN

Informed the Commission that the City is doing several innovative things with Geographic Information Systems (GIS). He was fortunate to experience what project's we've been working on and encouraged the Commission to understand better what we can do with technology.

COMMISSIONER REECE- None

COMMISSIONER HUSSEY- None

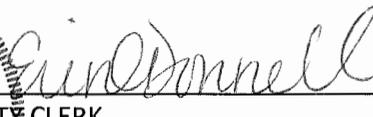
COMMISSIONER WOLFRAM- None

MAYOR BATES- None

The meeting adjourned at 7:52 p.m.

ATTEST:


MAYOR


CITY CLERK

