

CITY COMMISSION MINUTES

**FEBRUARY 23 2015
REGULAR MEETING**

The City Commission of the City of Sanford, Florida, met in Regular Meeting on Monday, February 23, 2015, at 7 PM, in the City Commission Chambers, City Hall, 300 North Park Avenue, Sanford, Florida.

Present: Mayor Jeff Triplett
Vice Mayor Velma Williams
Commissioner Art Woodruff
Commissioner Randy Jones
Commissioner Patty Mahany
City Manager Norton N. Bonaparte, Jr.
City Attorney William L. Colbert
City Clerk Cynthia Porter

CALL TO ORDER:

- 1) Meeting was called to order by Mayor Triplett at 7:14 PM.

CEREMONIAL MATTERS:

- 2) Legislative Prayer by Ed Manning, Sanford Police Department Chaplain.
- 3) Pledge of Allegiance.
- 4) Presentations, Proclamations and Awards:
 - Presentation to the Commission by Seminole State College President Dr. E. Ann McGee recognizing Seminole State College's 50th anniversary.

BUSINESS OF THE COMMISSION:

- 5) Minutes:

February 9, 2015 Work Session and Regular Meeting.

Commissioner Jones moved to approve the Minutes. Seconded by Commissioner Woodruff and carried by vote of the Commission as follows:

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| | |
|-----------------------|-----|
| Mayor Triplett | Aye |
| Vice Mayor Williams | Aye |
| Commissioner Woodruff | Aye |
| Commissioner Jones | Aye |
| Commissioner Mahany | Aye |

6) CONSENT AGENDA: [Commission Memo 15-024]

Item F was pulled for separate consideration.

- A. Approve submittal of the FEMA Fire Prevention & Safety Grant application in the amount of \$7,500 with required match funding of 20% (up to \$1,500).
- B. Approve proposal from Evoqua Water Technologies to repair traveling bridge filter at the North Water Reclamation Facility at a cost of \$63,741.
- C. Approve revised aquifer storage and recovery system (ASR) Cost Share Agreement No. 28079 with the SJRWMD which changes the expiration date to September 30, 2016 and the construction start date to August 24, 2015; there is no financial change to the original agreement.
- D. Award bid number IFB 14/15-03 to Vogel Brothers Building Company in the amount of \$12,117,000 for Sanford North Water Reuse Facility Biological Nutrient Removal Improvements.
- E. Approve procurement to The Middlesex Corporation in an amount not to exceed \$100,000 for city wide road rehabilitation projects.
- F. Approve the extension of the 'Food Truck Bazaar' special event permit for March 7 and April 4, 2015, utilizing the parking lot at Hood Avenue and Seminole Boulevard, with a waiver of the requirement that the applicant be "actively

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engaged in a licensed business and maintaining a physical business location within the City”; or until the final candidate from the RFP for food truck managers is selected. (WS-5.A)

Commissioner Mahany moved approve the Consent Items A, B, C, D, and E.

Seconded by Vice Mayor Williams and carried by vote of the Commission as follows:

| | |
|-----------------------|-----|
| Mayor Triplett | Aye |
| Vice Mayor Williams | Aye |
| Commissioner Woodruff | Aye |
| Commissioner Jones | Aye |
| Commissioner Mahany | Aye |

Commissioner Mahany moved approve Consent Item F. Seconded by Vice Mayor

Williams and carried by vote of the Commission as follows:

| | |
|-----------------------|-----|
| Mayor Triplett | Aye |
| Vice Mayor Williams | Aye |
| Commissioner Woodruff | Aye |
| Commissioner Jones | Aye |
| Commissioner Mahany | Aye |

7) PUBLIC HEARINGS:

- A. Second reading of Ordinance No. 4334, to annex 6.22 acres located at 3250, 3274, and 3280 East Lake Mary Blvd.; Seminole County Board of County Commissioners, owner; Ad published February 8 & 15, 2015. [Commission Memo 15-026]

Commissioner Jones moved to adopt Ordinance No. 4334. Seconded by

Commissioner Woodruff and carried by vote of the Commission as follows:

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|-----------------------|-----|
| Mayor Triplett | Aye |
| Vice Mayor Williams | Aye |
| Commissioner Woodruff | Aye |
| Commissioner Jones | Aye |
| Commissioner Mahany | Aye |

- B. First reading of Ordinance No. 4335, vacating and abandoning a portion of an east-west utility easement at 1315 W. 1st Street. Discount Auto Parts LLC/Francisco & Gloria Aviles, owners; Ad published February 22, 2015. [Commission Memo 15-027]

Vice Mayor Williams moved to approve the first reading of Ordinance No. 4335.

Seconded by Commissioner Jones and carried by vote of the Commission as follows:

| | |
|-----------------------|-----|
| Mayor Triplett | Aye |
| Vice Mayor Williams | Aye |
| Commissioner Woodruff | Aye |
| Commissioner Jones | Aye |
| Commissioner Mahany | Aye |

- C. First reading of Ordinance No. 4336, the first Comprehensive Plan for 2015, which provides for amendment of the Future Land Use Element and the Conservation Element of the City of Sanford Comprehensive Plan; Ad published February 22, 2015. [Commission Memo 15-028] (WS-5.B)

Commissioner Jones moved to approve the first reading of Ordinance No. 4336 for the purpose of transmitting to the Florida Department of Economic Opportunity for compliance review, as amended: Conservation Element – under Policy 5-1.8.1, second bullet: Reduce densities or intensities of land uses within floodplains except within the downtown and riverfront districts. Seconded by Vice Mayor Williams and carried by vote of the Commission as

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follows:

| | |
|-----------------------|-----|
| Mayor Triplett | Aye |
| Vice Mayor Williams | Aye |
| Commissioner Woodruff | Aye |
| Commissioner Jones | Aye |
| Commissioner Mahany | Aye |

- D. First reading of Ordinance No. 4337, revising and amending the provisions of Amendments to Article II along with Schedules “B”, “C”, “J”, “N”, “S”, and “U” of the City of Sanford Code/Land Development Regulations; Ad published February 22, 2015. [Commission Memo 15- 029] (WS-5.C)

Commissioner Woodruff moved to approve the first reading of Ordinance No. 4337 to amend the City of Sanford Land Development Regulations as recommended by City Staff and the Planning & Zoning Commission subject to the adoption of the First Comprehensive Plan amendments of 2015; and the change to Schedule B: eliminate community residential homes, nursing homes, and community resource facilities as a permitted use in the SC-3 zoning; and making the change under Policy 5-1.8.1 apply only to bullet 2. Seconded by Commissioner Mahany and carried by vote of the Commission as follows:

| | |
|-----------------------|-----|
| Mayor Triplett | Aye |
| Vice Mayor Williams | Aye |
| Commissioner Woodruff | Aye |
| Commissioner Jones | Aye |
| Commissioner Mahany | Aye |

8) OTHER ITEMS.

- A. Approve Resolution No. 2508, amending the City’s annual operating budget for fiscal year 2014/2015, and authorize procurement of services to Lewis Tree

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Service for tree mitigation. [Commission Memo 15-030]

Commissioner Woodruff moved to approve Resolution No. 2508. Seconded by Vice Mayor Williams and carried by vote of the Commission as follows:

| | |
|-----------------------|-----|
| Mayor Triplett | Aye |
| Vice Mayor Williams | Aye |
| Commissioner Woodruff | Aye |
| Commissioner Jones | Aye |
| Commissioner Mahany | Aye |

- B. Approve or deny the request by Ivy Patrick Ice Cream to operate as a mobile food vendor to operate an ice cream food cart located on the south side of Seminole Boulevard, with conditions as recommended by Staff. [Commission Memo 15-031] (WS-5.D)

Vice Mayor Williams moved to approve this item. Seconded by Commissioner Mahany and carried by vote of the Commission as follows:

| | |
|-----------------------|-----|
| Mayor Triplett | Aye |
| Vice Mayor Williams | Aye |
| Commissioner Woodruff | Aye |
| Commissioner Jones | Aye |
| Commissioner Mahany | Aye |

- 9) CITY ATTORNEY'S REPORT.
- 10) CITY CLERK'S REPORT.
- 11) CITY MANAGER'S REPORT.
- 12) CITIZEN PARTICIPATION.

Toby Wells expressed concern about Hopper, wants to know what the Commission plans to do, and said that he would contact each Commissioner to discuss his

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concerns.

Erik Freddie said that Sanford is like Mayberry RFD and asked what the City is going to do to upgrade. He has traveled all over the world in the military and is tired of hearing bad things about his home town. He asked what the City's public relations person is going to do to get Sanford out of the world news in a bad way.

Frank Hale, Executive Director, Sanford Chamber of Commerce, said that the Chambers' Bikefest event is scheduled to take place on October 9-12, 2015, which is the same weekend as the Celebrate Sanford event. He asked the Commission to make a decision on which event should take place that weekend. The Commission said that there is a Special Events Review Committee which reviews and makes recommendations to the Commission. Both of the applications will be submitted to the Commission independently when final information is received for each event.

13) CITY COMMISSIONER'S REPORTS.

Mayor Triplett said that the Hopper Academy building was discussed at today's Work Session. There are \$325,000 in State grants that have been identified for funding Hopper Academy which needs a 50% match from the City in order to get all of the funds. Because the grant is due Friday for whether the City is going to support the grant efforts, he said that he would make a motion for \$43,211 in cash match from the City with the insurance proceeds from the Little Red School House to put in a side fund to get \$86,422 from the State. The question is if that money is ever going to be spent there are two things that have to come to fruition: there needs to be a final identification of how much the dollar level is for the property to be brought up

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to code and sustainable; if it is not sustainable via the State grant, what is the final number to make the building operational. Before any money is expended with that final number he will sit down with Commissioner Woodruff, developers, community activists, and anybody who is interested in saving the historic building and the history associated with Hopper Academy; and that he would help raise the additional funds to see if we can get to the point that the building can again be operational. There will not be any more than \$43,211 from the City of Sanford put into the building. The conversation that the Commission will need to have on the back end is the stop gaps, going to the next level of who owns the building, who is going to run the building, if the property gets sold the money comes back to the City, State, Historic Society, and to the grants; and where that money goes and how it flows to make sure that if we do move to the level to make that building sustainable in a partnership between the community, the City, and the State and that it remains viable and does not fall back into the disrepair that we have today and for the last thirty years.

Mayor Triplett passed the gavel to Vice Mayor Williams and moved to set aside \$43,211 so that the Community Improvement Association, working with Art Woodruff, has the ability to get the \$86,422 in additional funds; but not a dollar of that is to be spent so that the additional funds can be raised; if the additional funds are not raised for the amount to make the building sustainable and sufficient, then no money will be spent and the money will be sent back to the State and the City of Sanford gets its money back. A legal agreement between the City and the Community Improvement Association will be executed prior to any money being provided to that Association. Seconded by Commissioner Mahany and carried by vote of the

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, Arthur Woodruff, hereby disclose that on February 23, 20 15 :

(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 Community Improvement Association of Seminole County, 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.

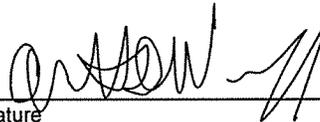
(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Authorizing \$43,211 as match for state grant that I prepared and for which I am the contract manager. There is no personal financial compensation provided through this activity.

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.

3-9-2015

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.

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Commission as follows:

| | |
|-----------------------|-----------|
| Mayor Triplett | Aye |
| Vice Mayor Williams | Aye |
| Commissioner Woodruff | Abstained |
| Commissioner Jones | Nay |
| Commissioner Mahany | Aye |

Commissioner Woodruff expressed his appreciation for the work put into Hopper.

Vice Mayor Williams returned the gavel to the Mayor.

There being no further business, the meeting was adjourned at 11:08 PM.



Mayor Jeff Triplett

Attest:



City Clerk

cp