

**TOWN COMMISSION REGULAR MEETING
TUESDAY, AUGUST 14, 2018
TOWN MEETING HALL
7:00 P.M.**

CALL TO ORDER:

Mayor Stark called the meeting to order at 7:12 p.m., followed by the Pledge of Allegiance and Invocation.

ROLL CALL:

COMMISSIONERS PRESENT: Commissioner McMullen
 Commissioner Polland
 Commissioner Ramos
 Vice Mayor Satterfield
 Mayor Stark

COMMISSIONERS ABSENT: None

Ex Parte Communication: None.

PRESENTATION(S):

Proclamation – Constitution Week

Mayor Stark read the Proclamation.

PUBLIC FORUM:

None

CONSENT AGENDA:

- a. Minutes – July 10, 2018, Regular Meeting
- b. Minutes – July 24, 2018, Work Session
- c. Minutes – July 24, 2018, Regular Meeting
- d. Renewal of PDCS (Building Official) Agreement
- e. Approval of ASP (After School Programs, Inc.) Agreement
- f. Manager’s Report

MOTION was made by Vice Mayor Satterfield, seconded by Commissioner Ramos, to approve the Consent Agenda as presented.

AYE: McMullen, Polland, Ramos, Satterfield, Stark

NAY: None

ORDINANCE(S):

FIRST READING, ORDINANCE 2018-08, AN ORDINANCE OF THE TOWN OF OAKLAND, FLORIDA, ANNEXING BY VOLUNTARY PETITION CERTAIN REAL PROPERTY OWNED BY GARY M. ENGLISH AND DANA D. ENGLISH BEARING PROPERTY TAX PARCEL IDENTIFICATION NUMBERS (ADDRESSES) 30-22-27-2392-00-010 (17920 W. COLONIAL DRIVE) AND 30-22-27-4180-00-030 (17812 W. COLONIAL DRIVE) AND LOCATED CONTIGUOUS TO THE TOWN OF OAKLAND IN ACCORDANCE WITH THE VOLUNTARY ANNEXATION PROVISIONS OF SECTION 171.044, FLORIDA STATUTES, AND OTHER CONTROLLING LAW; REDEFINING THE BOUNDARIES OF THE TOWN OF OAKLAND TO INCLUDE SAID PROPERTY; PROVIDING FOR FINDINGS; PROVIDING FOR CONDITIONS; DIRECTING THE TOWN CLERK TO RECORD THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT, WITH THE CHIEF ADMINISTRATIVE OFFICER OF ORANGE COUNTY AND WITH THE DEPARTMENT OF STATE; PROVIDING FOR LEGAL DESCRIPTION AND A MAP; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR NON-CODIFICATION AND THE TAKING OF ADMINISTRATIVE ACTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

The Town Clerk read the Ordinance into the record.

Town Planner Marder explained that this is the annexation of the LIV property. It is 11.31 acres containing 2 parcels. He showed a map of the property. The Planning and Zoning Board recommended approval to the Town Commission. Staff also recommends approval.

Commissioner Polland commented that all they were doing at this meeting was annexation.

Mayor Stark stated that this comes under the Moratorium and will be subject to the new design guidelines. That could change everything about this property.

Town Planner Marder stated that annexation is just taking the property out of Orange County and putting it in Oakland. Any other applications for this property will be after the Moratorium is expired. This is the first step.

Mayor Stark asked if the Applicant would like to speak.

Jimmy Crawford, Attorney representing the Applicant, stated that he is present on behalf of the English's. He introduced Bruce Walker and Tim McKeecher from LIV Development.

Mr. Crawford stated that the property owners want Town utilities and that is the reason they are annexing.

MOTION was made by Vice Mayor Satterfield, seconded by Commissioner Polland, to approve first reading of **ORDINANCE 2018-08**, AN ORDINANCE OF THE TOWN OF OAKLAND, FLORIDA, ANNEXING BY VOLUNTARY PETITION CERTAIN REAL PROPERTY OWNED BY GARY M. ENGLISH AND DANA D. ENGLISH BEARING PROPERTY TAX PARCEL IDENTIFICATION NUMBERS (ADDRESSES) 30-22-27-2392-00-010 (17920 W. COLONIAL DRIVE) AND 30-22-27-4180-00-030 (17812 W. COLONIAL DRIVE) AND LOCATED CONTIGUOUS TO THE TOWN OF OAKLAND IN ACCORDANCE WITH THE VOLUNTARY ANNEXATION PROVISIONS OF SECTION 171.044, FLORIDA STATUTES, AND OTHER CONTROLLING LAW; REDEFINING THE BOUNDARIES OF THE

TOWN OF OAKLAND TO INCLUDE SAID PROPERTY; PROVIDING FOR FINDINGS; PROVIDING FOR CONDITIONS; DIRECTING THE TOWN CLERK TO RECORD THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT, WITH THE CHIEF ADMINISTRATIVE OFFICER OF ORANGE COUNTY AND WITH THE DEPARTMENT OF STATE; PROVIDING FOR LEGAL DESCRIPTION AND A MAP; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR NON-CODIFICATION AND THE TAKING OF ADMINISTRATIVE ACTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Stark opened a Public Hearing.

Ray Pierce, a resident who lives near the subject property, asked if the annexation was already done at the Planning and Zoning Board meeting.

Mayor Stark replied that it was not decided at Planning and Zoning. That Board makes recommendations to the Town Commission and it has to go through two meetings of the Commission.

Barbara Bennett, also a neighbor of the subject property, asked that someone explain what a moratorium is. She also wanted to know if Commission always takes the Planning and Zoning Board's recommendations.

Mayor Stark answered that the Town will not let anything be built that was not already in process prior to the Moratorium. It prevents any new development.

The Mayor replied that the Town Commission has turned down many things that have been recommended by Planning and Zoning. People have property rights and they have to follow the Town's guidelines.

Planner Marder commented that Design Guidelines are on the Town's website.

Ms. Bennett commented that she hopes the Town's love of being small extends across Highway 50.

Mayor Stark assured her that it does. The bar is set higher in Oakland than it is in Orange County.

Neighbor Randy Bennett stated that they live 2 properties over from the subject property. He wanted to know when the annexation will be official.

Mayor Stark replied that the Commission will vote on it again at the next Town Commission meeting.

Mr. Bennett asked when the project would be breaking ground. He also wanted to know if there were plans for the small lake that was there.

Public Works Director Parker responded that it would be approximately a year.

Planner Marder told them that they could view the applications on the Town's website.

Mr. Bennett stated that Highway 50 was best suited for retail. He asked if the Town envisions a commercial corridor.

Mayor Stark stated that the Commission is planning to have the right things built in the right places.

Assistant Manager Koontz stated that the Town is looking at Mixed Use.

Mr. Bennett wanted to know if Florida Department of Transportation controls the Town.

Planner Marder commented that the Department and the Town sometimes have discussions that could go back and forth.

Mayor Stark stated that the Town's traffic engineers would look at it. She explained the processes that the annexation has to go through.

The current land use is Rural and zoning is Agricultural.

Mayor Stark closed the Public Hearing.

Lori Dumas of 532 W. Hull Avenue asked if there was another retention pond at the subject property.

Director Parker stated that the area she is referring to is going to be a lift station for sewer.

AYE: McMullen, Polland, Ramos, Satterfield, Stark

NAY: None

FIRST READING, ORDINANCE 2018-11, AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE TOWN OF OAKLAND, FLORIDA, BRINGING CURRENT THE EXISTING CODE TO COMPLY WITH CURRENT STATE LAW; UPDATING PROVISIONS THAT WERE ANTIQUATED; CORRECTING SCRIVENER'S ERRORS; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.

The Town Clerk read the Ordinance into the record. She explained that this was the Code revision that has been in process for several years. There are no huge changes. The Commission has been made aware over time as to what changes were made.

MOTION was made by Commissioner Ramos, seconded by Commissioner Polland, to approve first reading of **ORDINANCE 2018-11, AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE TOWN OF OAKLAND, FLORIDA, BRINGING CURRENT THE EXISTING CODE TO COMPLY WITH CURRENT STATE LAW; UPDATING PROVISIONS THAT WERE ANTIQUATED; CORRECTING SCRIVENER'S ERRORS; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.**

AYE: McMullen, Polland, Ramos, Satterfield, Stark

NAY: None

OTHER POLICY MATTERS:

Appointment of Board Member(s)

The Mayor and Commission took a vote for who to appoint to the Planning and Zoning Board. The majority vote was for Ms. Evelyn Pabon to be appointed to the Board.

The Town Clerk was directed by Commission to offer Mr. Zac Brown a position on the Appearance Review Board and Mr. Steve Osborne a position as Alternate on the Appearance Review Board.

MOTION was made by Vice Mayor Satterfield, seconded by Commissioner Polland, to appoint Evelyn Pabon to the Planning and Zoning Board, Zac Brown to the Appearance Review Board and Steve Osborne as an Alternate on the Appearance Review Board, if they would accept those positions.

AYE: McMullen, Polland, Ramos, Satterfield, Stark

NAY: None

Discussion of Art & History Center Name

Assistant Town Manager Koontz reported that he and the Mayor had met with Winter Garden Heritage Foundation about Capital Campaigns.

They have agreed to do a Memorandum of Understanding between the Town and the Heritage Foundation. It would be brought to Commission at the next meeting.

Mr. Koontz pointed out three options on a slide for the name of the Town's Art & History Center. He also stated that if a sponsor comes forward, there is the option to add that name.

There was discussion of the names between the Commission.

MOTION was made by Commissioner Polland, seconded by Commissioner Ramos, to choose "Arts & Heritage Center" as the name for the project.

Mayor Stark commented that she is happy that a sign will be going up with their names that does not have sewer on it.

Mr. Koontz explained how the archival works and said that a date can be set to send the historical items to the Winter Garden Heritage Foundation.

Commissioner McMullen suggested reaching out to the City of Sanford. They have railroad items.

AYE: McMullen, Polland, Ramos, Satterfield, Stark

NAY: None

Interlocal Agreement with Winter Garden

Assistant Manager Koontz gave a brief summary of the Interlocal Agreement. This agreement relates to the Oakland Park project. Everything is straight-forward. He informed the Commission

that the closing with the new Developer would be ten days after the Winter Garden meeting to approve the Interlocal Agreement.

MOTION was made by Commissioner Polland, seconded by Vice Mayor Satterfield, to approve the Interlocal Agreement with Winter Garden.

Mayor Stark stated that the developer will need to do community meetings.

There are 269 units proposed for the Oakland side.

AYE: McMullen, Polland, Ramos, Satterfield, Stark

NAY: None

Oakland Park Development Agreement

Assistant Manager Koontz explained that this agreement is between the Town and the current Developer. It will move to the new developer upon closing. He briefly described what the agreement consisted of.

MOTION was made by Vice Mayor Satterfield, seconded by Commissioner Ramos, to approve the Oakland Park Development Agreement.

AYE: McMullen, Polland, Ramos, Satterfield, Stark

NAY: None

MAYOR & COMMISSION REPORTS:

Director Parker spoke about the turning lanes that would be on Oakland Avenue at the Longleaf project. There is an oak tree that will need to be removed for traffic safety purposes. He thought Pulte Homes may replace it with one near that area.

Mayor Stark suggested communicating before getting too aggressive with tree pruning.

Manager Foltz commented that Ms. Dumas' lot was supposed to be a split lot when a past Planner was here. He reported that the first day of school went well.

Mayor Stark reported that the Open House for Town Manager Foltz's retirement is September 20.

Vice Mayor Satterfield reported that neither the fence nor the portables at the School have been completed. The Principal has been good with it and is working around it.

Mayor Stark asked when the History Center would be started.

Director Parker said that they are waiting on a permit.

Mayor Stark stated that she spoke with Assistant Manager Koontz about a field trip to Winter Park to see Deming Park.

ADJOURNMENT

There being no further business, Commissioner McMullen adjourned the meeting at 8:24 p.m.

TOWN OF OAKLAND:



KATHY STARK, MAYOR

ATTEST:



KIMBERLY GAY, TOWN CLERK