



REGULAR MEETING OF THE CITY COMMISSION FEBRUARY 7, 2017

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 February 7, 2017 at 7:00 p.m.

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

ALSO PRESENT WERE:

Frank Martz	-	City Manager
Skip Fowler	-	City Attorney
Angela Apperson	-	City Clerk
Mark DeBord	-	Finance Director
Tim Wilson	-	Mobility Director
Daniel Smutz	-	Chief of Police
Ed Torres	-	Public Works & Utilities Director

Mayor Bates called the meeting to order at 7:00 p.m.

INVOCATION: A moment of silence was observed.

PLEDGE OF ALLEGIANCE: Mayor Bates led the Pledge of Allegiance.

APPROVAL OF MINUTES:

Motion: by Commissioner Hussey, seconded by Commissioner Reece, to approve the minutes of the Regular City Commission Meeting of January 17, 2017. The motion carried unanimously.

INFORMAL COMMUNICATION FROM THE FLOOR: Dr. Nallan Chari thanked the Commission for working with him on the issues related to the Developer's Agreement for his property. Dr. Chari expressed appreciation to Growth Management Director John Sember for his ability to navigate the conflicting issues and extending the opportunity for the tenants to continue to do business until September 2017.

- 1. PUBLIC HEARING
(2ND READING)** Ordinance No. 1717-17 – Amending Code of Ordinance Section 13-16 – Qualification of Electors

Mayor Bates opened the Public Hearing. No members of the public appeared before the Commission. Mayor Bates closed the Public Hearing. City Attorney Skip Fowler read the Ordinance title into the record.

Motion: by Commissioner Reece, seconded by Commissioner Cushman, to pass and adopt Ordinance No. 1717-17 on second and final reading. Commissioner Batman – Yes; Commissioner Cushman – Yes; Commissioner Hussey – Yes; Commissioner Reece – Yes; Mayor Bates – Yes. The motion carried 5-0, after a roll call vote.

2. DISCUSSION Appointment of Citizen Board/Committee Members

Commissioner Hussey appointed Ginna Arevalo to the Board of Zoning Appeals and Russel Hauck to the Code Enforcement Board.

Commissioner Cushman appointed Adam Crust to the Board of Zoning Appeals.

Commissioner Batman appointed Jeff Hartley to the Planning Board and Sheila Rashy to the Board of Zoning Appeals.

3. DISCUSSION Police Pension Board of Trustees Reappointments

Motion: by Commissioner Reece, seconded by Commissioner Batman, to reappoint Jim Perry and Chuck Stansel to the Police Officers' Pension Plan Board of Trustees. The motion carried unanimously.

Mayor Bates requested Chief Smutz express the City's appreciation to Mr. Perry and Mr. Stansel for their continued service on the Board. City Manager Martz indicated Mr. Perry and Mr. Stansel enjoy serving on the Board.

4. REQUEST FOR APPROVAL Utility Enhancement Credit Payment

Motion: by Commissioner Hussey, seconded by Commissioner Reece, that the Commission approve the Utility Enhancement Credit payment in the amount of \$80,000 for I-4 Ultimate utility relocation Betterment Package 7B. The motion carried unanimously.

- 5. FINANCE ITEMS**
- A. Solicitation Award RFP No.: 17-020-BK – Professional Engineering Services – Construction Engineering, and Inspection Services for the I-4 Ultimate Utility Relocations and other potential projects** – Approve RFP-17-020-BK proposal rankings, authorize staff to negotiate a master contract with CPH, Inc., and authorize the Mayor to execute the final negotiated master contract
 - B. Emergency repair and replacement of sanitary force main at Interstate 4 and Northlake Boulevard, contract BVP14156** – Approve Change Order No. 2 for a contract decrease of \$14,101.46 and final payment to Killebrew, Inc. in the amount of \$18,501.95 and accept the closeout documents

Mayor Bates read the item titles into the record.

Motion: by Commissioner Reece, seconded by Commissioner Hussey, to approve Finance Items A and B. The motion carried unanimously.

ADD ON ITEM:

- 6. REQUEST FOR APPROVAL** Appointment to Metroplan Orlando Community Advisory Committee

Motion: by Commissioner Reece, seconded by Commissioner Hussey, to approve Russ Hauck as the City of Altamonte Springs representative on the Metroplan Orlando Community Advisory Committee. The motion carried unanimously.

INFORMAL COMMUNICATION FROM THE FLOOR: None

REPORTS:

CITY ATTORNEY SKIP FOWLER provided background information about litigation related to brick installation problems along Gateway Drive; the request for liquidated damages from Sema and the litigation against the engineer, who designed the project. Attorney Fowler indicated the court has ruled the City may be entitled to reimbursement; however, it would be from the contract-in-chief and not from the subcontract for removal/reinstallation of the bricks. City Manager Martz indicated the roadway was problematic for a while; we are actually getting closer to clarity, but are not sure if we will win in court against the contractor; however, we are trying to make sure we are right with everyone. Attorney Fowler requested a **motion** to approve final payment to Sema for the balance of the settlement agreement, which he believed was 274,000.00 in total, of which we withheld \$52,910.00. The requested **motion** was made by Commissioner Reece, seconded by Commissioner Batman and carried unanimously.

CITY MANAGER FRANK MARTZ:

- Extended condolences to Attorney Fowler and his family regarding the passing of his father-in-law.
- Provided an update regarding a news article featuring one of the Altamonte Springs Police Officers.
- Explained the details of a Settlement Agreement reached with VHB related to a mistake that was made on the Festival Drive Project. City Manager Martz requested a **motion** to approve a Settlement Agreement with VHB in the amount of \$170,512.00, that they will pay to us to fix the items that needed to be fixed. The suggested **motion** was made by Commissioner Batman; seconded by Commissioner Hussey and carried unanimously.

A brief discussion ensued regarding mobility of pedestrians/bicyclists and the work done by former Commissioners and Staff members, which has positioned the City for the mobility improvements.

COMMISSIONER REECE provided information from the recent Council of Local Government (CALNO) meeting, which included the redevelopment efforts of the City of Casselberry. Commissioner Reece encouraged individuals to visit the area around Casselberry City Hall to view the improvements. Commissioner Reece complemented Public Works & Utility Director Torres for his efforts towards the redevelopment as a former employee of the City of Casselberry. Commissioner Cushman echoed the sentiments.

The meeting adjourned at 7:25 p.m.

ATTEST:



MAYOR



CITY CLERK