

1 make sure that is what we want. In Section C we have 436 spaces. We are going to
2 have this surveyed and markers put in.

3
4 Mr. Carrico said one of the issues is whether to go resident/non-resident or just
5 resident. That is something we did not get resolved at the last meeting. There are
6 advantages to both. If we go resident, the cemetery will last for a much longer period.
7 If we go resident/non-resident, they will sell faster because there will be a wider range of
8 customers. That also determines how we staff and work it. If the sales are greater than
9 just resident it changes the ballgame. We have no idea how many burials we will have
10 a year but for the budget submitted to Mr. Litton it was about 15. That is just a guess.
11 He said the Trailblazers have informed him that there are people who have lined up and
12 said they want a grave.

13
14 Mr. Litton said we had talked about limiting sales to Section B.

15
16 Mr. Carrico said we would not sell graves in Section C for the time being. We were
17 talking about just selling graves in the first two rows of Section B. It has diversity with
18 trees, being near the railroad, being near the road, being near none of the above. If the
19 Commission changes its mind at a later date it would leave that open for development
20 or a park. Under no circumstances would we sell in Section C until the Commission
21 gave permission or until something changed that would warrant sales in that area.

22
23 Mayor Mealor asked if the Commission had any objection to centering on Section B only
24 for the time being. There were no objections from the Board.

25
26 Deputy Mayor Brender said as far as numbers per year can you go to the other
27 cemetery in town and ask them.

28
29 Mr. Carrico said we have asked them. There are quite a few people who lived in Lake
30 Mary who are buried there. He said he talked to a young man (18 or 19) recently hired
31 who has lived in this city for years and told him we were talking over the Lake Mary
32 Cemetery and he asked where it was. Marketing may be a simple sign that says Lake
33 Mary Cemetery. We don't have that many residents who know that cemetery is there.
34 He said he didn't think we could compare this to other cemeteries. For other small ones
35 we investigated, it was two or three per month. There is an ordinance in Orlando that
36 you cannot bury a person within the city limits unless you bury them in the Orlando
37 Cemetery. That doesn't mean you can't go outside the city limits but if you bury within
38 the city limits it must be the Orlando Cemetery. It is a difficult question. We have asked
39 people how many and it's a tough one to answer.

40
41 Commissioner Gray said she had no problem with Section B but asked what they were
42 looking for.

43
44 Mayor Mealor said we are not going to allow sales in Section C at this time. He clarified
45 that the original discussion would be resident/non-resident, etc. and then Mr. Litton
46 asked for clarification if we wanted that discussion to be at this time. Rather than talk

1 about B and C we will keep C separate because we have the 18-foot right-of-way, the
2 train right-of-way, and future opportunities that may prove beneficial to the Cemetery
3 Association.
4
5 Mr. Carrico said Mr. Omana needs 14 feet but we are taking 18 for the fence,
6 landscaping, etc. We are not selling in the old Section A because there are some
7 confusing issues.
8
9 Mayor Mealor asked the pleasure of the Board regarding the issue of resident/non-
10 resident.
11
12 Commissioner Duryea said his personal preference would be for it to be a local
13 cemetery—people who live in the City, have a connection to the City, or once lived in
14 the City. The other side of the issue is whether there's enough money in escrow to
15 keep up the cemetery. If we don't open it up to everybody there is going to be a limited
16 number of sales per year. He asked if there was enough money in the escrow account
17 to cover the cost of maintaining that until more people are buried there.
18
19 Mr. Carrico answered negatively. He said he thought they were talking about two
20 different things. Right now we are talking capitalization and improvement to the
21 cemetery. He asked Ms. Gehr to go through that.
22
23 Deputy Mayor Brender said we have to get a handle on the capital so we can figure
24 whether we want to have a resident/non-resident kind of rate.
25
26 Commissioner Duryea asked if they could limit.
27
28 Ms. Reischmann said you can but have to be careful the way you word it so people who
29 move out of the City after they purchase are still eligible.
30
31 Ms. Gehr said we were talking about the cost of maintenance. When we get more
32 graves in there the cost of maintenance is going to go up. We are predicting right off it
33 will be about \$30,000 per year for maintenance and upkeep.
34
35 Commissioner Duryea asked if that included water and so forth. Ms. Gehr answered
36 affirmatively.
37
38 Commissioner Duryea said he didn't think that was unreasonable but thought they
39 should have some sort of marketing plan.
40
41 Deputy Mayor Brender said he thought they should keep it with a local feel. He had no
42 idea why anyone in Kissimmee or Orlando would want to be buried here. If it's a matter
43 of cost then we shouldn't be so cheap. We should have a resident rate and a non-
44 resident rate and if it takes longer to sell out then that's good.
45

1 Mayor Mealor said \$275,000 was discussed six weeks ago when we met. He asked the
2 plan to put those enhancements in place.
3
4 Ms. Gehr said the first thing we need to do is resurvey to exclude the 14 feet from the
5 property and then put in the hardware to mark the graves. We also need to get the
6 software for the sales and record maintenance, which the same surveying company will
7 do that for us and will include Section A. We will have to do the access road. She
8 clarified that landscaping and irrigation is irrigation and sod and not plant material or
9 shrubs. There is currently some rough Bahia sod in there. We need to follow through
10 with some decorative fencing so we can keep the irrigation and turf nice looking and
11 people aren't driving through there. At the same time we are doing the roadway we
12 should do the electric so we have security for the columbaria. She said she didn't know
13 at what point in time they wanted the columbaria to go in. The last thing would be
14 benches and decorative stuff.
15
16 Mayor Mealor said we made a commitment. You have your preferred priorities in terms
17 of scope and sequence. He asked where the money is and would that be coming
18 forward starting next week at our budget discussions.
19
20 Mr. Litton said we were planning on taking that out of fund balance. We haven't
21 formally brought the budget adjustment forward.
22
23 Commissioner Gray felt they should open it up to other people.
24
25 Deputy Mayor Brender said he was saying the cost differential should be significant in
26 order to discourage the non-residents.
27
28 Commissioner Gray felt the columbaria should come right away because more people
29 are being cremated.
30
31 Deputy Mayor Brender asked if we have taken the money that was in the cemetery fund
32 and put it in the General Fund balance.
33
34 Ms. Sova said she created and put the money in the Cemetery Fund but the money is
35 pretty much spent.
36
37 Mr. Carrico said we can't go to work on this until it gets approved. Mr. Litton said they
38 could get started. Mayor Mealor said we are giving direction.
39
40 Mayor Mealor said on Schedule A the cemetery rates are \$2,000 for resident, \$2,500 for
41 non-resident, with a differential for children and military. He asked if that was an
42 established rate.
43
44 Mr. Litton answered negatively.
45

1 Mayor Mealor said the Trailblazers are welcome to comment at any time. They are as
2 much a part of this meeting as the Commission and in some ways are probably more
3 engaged in this.
4
5 Ms. Blake asked if they would do the resident/non-resident like they do the parks.
6
7 Commissioner Duryea said a resident would be someone who lives in the corporate city
8 limits.
9
10 Deputy Mayor Brender said they may have our zip code but if they live in Chase Groves
11 they are non-residents. They can choose to be buried here but it will cost them more.
12
13 Ms. Reischmann said they would be a resident if they lived here at the time they bought
14 it.
15
16 Mr. Litton said if you lived here for 25 years and moved some place else and passed
17 away they could be buried here as a resident.
18
19 Mayor Mealor said Margaret Wesley is a perfect example. There is a woman who
20 dedicated the most productive years of her adult life to making this a better community.
21 Health reasons dictated she move to the northwest part of the state, she passed away
22 and would she be welcome here, I would think absolutely. Hopefully the estate would
23 have dealt with that while she was here in the community.
24
25 Deputy Mayor Brender said establishing some kind of prior residency would be the only
26 requirement and not necessarily a current residency.
27
28 Ms. Gehr questioned who would be tasked with determining who lived here 20 years
29 ago.
30
31 Commissioner Duryea said that wouldn't be our purview. The person would need to
32 show proof.
33
34 Mr. Carrico said we have already had problems with people with exceptions to this and
35 exceptions to that. They need to make clear to us that they are a resident or were a
36 resident.
37
38 Ms. Blake said the non-residents are the ones that are going to be the problem for the
39 City because those are people who have died and need a plot. They are going to say
40 my grandmother lived here for 30 years and now we want her buried here. It is a
41 decision that is going to have to be made very quickly.
42
43 Ms. Sova said there are plenty of records on the Clerk of Court records.
44
45 Commissioner Lucarelli said we should put the burden of proof on them instead of
46 taxing our people.

1
2 Mr. Carrico said if somebody dies and they need to be buried in two days we will be
3 running around like crazy. We could do this on a trial basis to see how it works out.

4
5 Commissioner Lucarelli said it is a rush if you don't have a pre-paid burial plan or
6 something already set up. It's a very emotional and stressful time. She suggested
7 giving them the non-residential rate until they can provide proof and then we could
8 refund the balance.

9
10 Commissioner Duryea said something we don't realize is when funeral directors sell this
11 package to people and want to be buried in Lake Mary, the funeral director doesn't tell
12 them what it costs for that plot. He marks that up. There is a markup with funeral
13 directors and they have a lot to do with directing people one way or another.

14
15 Mr. Carrico said we could do this on a trial basis and do the best we can do and if we
16 have situations or problems, we will go to the City Manager and then to the
17 Commission.

18
19 Mr. Plank said you control the rate of sale on this. You can sell the plots at \$2,000 and
20 at the end of 12 months they go up to \$2,500, or for the next six or eight months it's
21 going to be available at this price or available for City residents only. If you want to
22 generate sales in a short period of time you have to generate some incentive. If you
23 don't you simply inform the residents by letter or whatever that there's an expanded
24 area of the cemetery available. You will get sales but will get them at a much slower
25 rate. You all control the rate of sale on this.

26
27 Deputy Mayor Brender said the price at the end is going to be the determining factor,
28 and also the residents.

29
30 Commissioner Duryea asked if it costs about \$3,000 somewhere else.

31
32 Mr. Carrico said it depends on location. Some start at \$5,000.

33
34 Commissioner Duryea said he agreed with Mr. Plank. Once we get this done and
35 approved, we say for the next six months we have so many lots available at \$2,000
36 apiece. We only guarantee that for residents for that amount of time and after that it
37 goes up.

38
39 Deputy Mayor Brender said we put the Events Center on sale and didn't think anyone
40 would be interested. Mayor Mealor interjected that we raised the rates and have more
41 people applying.

42
43 Commissioner Duryea said there is a time limit and if people are concerned and believe
44 this is where they want to be interred then you have to induce them to come across with
45 some money now because it's going to be more expensive.

1 Deputy Mayor Brender said he believed there should be a larger difference between the
2 resident and non-resident rate.
3
4 Mr. Carrico said on the capital issue, his first priority is the software system which will
5 help with the old cemetery. Next is when do we take over. He and Mr. Litton discussed
6 that and Mr. Litton feels October 1st is the takeover.
7
8 Mayor Mealor asked if there was any objection to a transition date of 1 October. There
9 were no objections from the Board.
10
11 Commissioner Duryea said if we have the software and the capability of sales and
12 people inquiring, he asked who would be in charge of that.
13
14 Mr. Carrico said right now we have a part-time employee who is also selling at the
15 Events Center. She is part time but could go one more day and we think that will work.
16 We say "we think" but we don't know how many we are going to sell. If we get deluged
17 he would have to come back and say we need help. If we don't get deluged he thought
18 they would be fine.
19
20 Mr. Carrico said everything you see in the old cemetery, that \$25,000 for software
21 includes inputting that and would all be done for us. He said Pat (Blake) and Mary Jane
22 (Duryea) worked for two long years and really filled in a lot of blanks.
23
24 Commissioner Duryea noted some black marks on the exhibit. He asked if that meant
25 someone is buried out in the middle of nowhere.
26
27 Mr. Carrico answered affirmatively. All the black marks you see are unknown. We
28 know there is a grave or something there.
29
30 Mr. Carrico asked about financing. If someone came in to buy four plots, that would be
31 \$8,000.
32
33 Ms. Sova said her answer would be no. She expressed concern for keeping track of all
34 those receipts and people making payments. They will not bury you at a private
35 cemetery without full payment up front.
36
37 Deputy Mayor Brender asked when they had to have the rates set. Mr. Carrico said he
38 would think the rates should be set when we take over. Commissioner Duryea asked
39 what they do in the meantime.
40
41 Mr. Carrico said we have an issue. He pointed out some plots on the exhibit. The plots
42 are indicated by the dotted line. People were buried at an angle. He said he got a call
43 from Mrs. Duryea and she received a request from a funeral home to put a grave
44 marker in, but the plots 1 and 2 on the exhibit have been sold. If they put a grave
45 marker there is not enough room. These are people who live in the area and are eligible
46 to receive the resident rate. That has to be worked out on Monday with the people. He

1 talked to Mr. Litton and we are getting into a situation where it's not the City, and Mr.
2 Litton recommended that we become members of that board so we can speak for the
3 board. He said Mrs. Duryea is getting tired of this because of all the issues and that's
4 just one. Some of them encroach into other areas, etc. We have had people come in
5 and say so-and-so is in my side of the plot. We are handling these on a case-by-case
6 basis as well as we can. He said if someone wants to sell a plot and there is no marker
7 or anything there, we know something is down there because of the radar. What
8 happens to them? It brings up who is responsible.

9
10 Commissioner Duryea asked if we could write up something with the Cemetery
11 Association that holds the City harmless for anything that happened prior to our taking it
12 over.

13
14 Ms. Reischmann said she didn't think it would be helpful to have it with the association.

15
16 Mayor Mealor said you are now presenting a scenario of a problem area and
17 Commissioner Gray pointed out several problem areas. He asked if we could say
18 effective 1 October that we will only sell lots in Section B and any lot sales in A will be
19 handled by the current owners so it becomes their legal responsibility rather than ours.

20
21 Commissioner Duryea said we would be putting the onus on somebody else. Let's say
22 someone in that section where you have one grave in the walkway and one behind it
23 not in the walkway. If somebody were to sell that whole thing, obviously they don't
24 know that anybody is there and somebody starts digging.

25
26 Ms. Reischmann said a lot of this happens all the time. Cities take over cemeteries all
27 the time when this happens. We have the responsibility to correct the records to the
28 extent that we can and to make all of the corrections that we can. We do have some
29 responsibility by the fact that none of it was our fault and it certainly wasn't anyone's
30 fault that is on the board.

31
32 Mayor Mealor asked if we have that responsibility because we are a municipality or by
33 the fact that we are transitioning over in October. He questioned why they want to
34 assume a burden of liability that is going to drain staff time and resources beyond
35 anything that we expected in previous discussions. If we need to transition out then we
36 need to get A off the table as quickly as possible and not own every problem that is
37 contained in A if possible.

38
39 Ms. Reischmann said that is true but understand that courts are going to look favorably
40 on cities that are attempting to clear up these problems. It's not like they are held to
41 straighten out everything. Case law says that when you know there's been fraud, you
42 do the best you can to straighten out the records and most of that work has been done.

43
44 Mr. Carrico said these two plots were recently sold. He said he was going to talk to
45 both parties and say they might want to work this out since you own this cellar you
46 might want to give these two plots.

1
2 Ms. Reischmann said we are not talking ownership. These are easements. Once we
3 take over the cemetery it is our fee simple.

4
5 **SIDE 1B**
6

7 Deputy Mayor Brender asked if people would be able to buy a plot and five years from
8 now sell it for \$4,000.

9
10 Commissioner Duryea answered negatively. The rules address that and say any future
11 sales have to come through the City.

12
13 Mayor Mealor said we don't have approved rules and regulations but have an outline
14 but the question about flipping has been dealt with. Once we sell a plot it cannot be
15 resold/reassigned without the City's authorization.

16
17 Mr. Litton said that also applies to Section A.

18
19 Mayor Mealor said Ms. Reischmann is telling me that in terms of rules, we had an issue
20 in the '80's where somebody went after us because they thought we had deep pockets.
21 What I don't want to see us getting into here is somebody coming back in A and be put
22 in harm's way as a city and fiduciary responsibility. The courts look favorably on
23 municipalities, we have done our due diligence, and on Monday we are going to try to
24 intervene on behalf of the association. Those are the types of things that give me a
25 better comfort level.

26
27 Mr. Litton said this is an example of where we can push it back to them and say it is a
28 civil matter and they've got to settle it. I don't think we ought to accommodate giving
29 them another plot someplace else.

30
31 Mayor Mealor said that ought to be in the rules and regulations and when we transition
32 on 1 October there is no doubt.

33
34 Ms. Reischmann said it is a definite risk you have to be aware of. There are a lot of
35 lawsuits involving improper burials and people being defrauded and they naturally are
36 going to go after the cities. We just have to do the best we can to correct the records.

37
38 Mayor Mealor asked the percentage of the city manager or city staff that the Winter
39 Park Cemetery consumes.

40
41 Mr. Carrico said it currently has three full-time people and has two cemeteries (Palm
42 Cemetery and Pineywood Cemetery). One person keeps the records and sells. He
43 noted there was very little left to sell.

44
45 Mayor Mealor asked if there were any contentious issues.
46

1 Mr. Litton said Pineywood was basically abandoned and state statute required the city
2 to take over.
3
4 Mr. Carrico said a lot of times graves were discovered in Pineywood by collapse in the
5 granite.
6
7 Deputy Mayor Brender said state statute allows us to take it over but at the same time
8 become liable.
9
10 Ms. Reischmann said under the statute you are allowed to take it over but you don't
11 own it so you don't have liability that we would have when we get a deed from the
12 association.
13
14 Mayor Mealor said if Mrs. Duryea and her team say they're done and out of here then
15 we have no choice.
16
17 Ms. Reischmann said she could not recall if it says you must but know it allows you to;
18 you don't have to worry about ownership.
19
20 Commissioner Duryea asked if that was fee simple title to those little pieces (plots).
21
22 Ms. Reischmann said it shouldn't be. She said there was a recent case where
23 somebody was trying to put up a mausoleum and the city said you can't do that
24 because you don't have the fee simple title and must abide by our rules, but the city had
25 not put into their rules that you need fee simple title. The court ruled in favor of the
26 people and said you can put up what you want because this is your plot. It really
27 depends on how it is structured and worded.
28
29 Mr. Plank said there were only three recorded deeds when we went through the
30 records. There were only three deeds on file that actually identified that specific plot.
31 We found no documentation covering any of the rules and regulations we are proposing
32 now. Those people assume they own that space and we have found nothing to date to
33 contradict that.
34
35 Deputy Mayor Brender said our exposure may be limited to three contracts. Mr. Plank
36 said three legally recorded deeds.
37
38 Mayor Mealor said the discussion he just raised is not to say that we re-evaluate our
39 position. We are having this workshop to try and work out these details and get us to a
40 point so we can be fully operational. We recognize going in that we have a challenge.
41
42 Mr. Carrico said we have 17 pages of rules and regulations. We are going to have
43 somebody out there selling and they can't make decisions like this and are going to be
44 put under tremendous pressure from somebody saying I want this and this and then
45 have to come to Mr. Litton. He felt the rules and regulations must be very firm. He said
46 he would work with these people.

1
2 Commissioner Duryea asked who issued the burial permit.
3
4 Mr. Carrico said the burial permit is issued by the funeral home. We send something
5 saying this person can be buried here and has paid for the plot or whatever.
6
7 Commissioner Duryea asked how they are going to do the location of the spaces. He
8 asked if someone would have to be out there to locate them.
9
10 Mr. Carrico said each of the new ones in Section B will be marked with a small plate
11 and that is part of the surveyor's responsibility. We won't have to do what other people
12 have had to do and go from here to here. It has taken hours to locate a grave—we
13 simply go to that little disk and that will be the spot.
14
15 Mr. Plank said what has caused part of these problems of being buried incorrectly or in
16 the wrong space is because of the way it was measured. If you started at one end it
17 came out one way and if you started from the other then they could be in that person's
18 plot and not realize it. The marker is the corner of the plot.
19
20 Commissioner Duryea said we are going to take out the installment agreement on Page
21 6. Mr. Carrico answered affirmatively.
22
23 Mayor Mealor said there has got to be somebody beyond the parks and recreation
24 director that can be intimately involved in these discussions and knew Mr. Carrico
25 already had a team member assigned.
26
27 Mayor Mealor said we saw preliminary data at our earlier meeting. Let's go look at the
28 costs associated with the plots within the area and staffing associated with municipal
29 owned cemeteries. While there has been a lot of work put into the tentative rules and
30 regulations, this is one time where the City Attorney and staff have got to anticipate
31 unintended consequences and factor them on the front end. He thought those things
32 would help in their deliberations.
33
34 Ms. Reischmann said in the contract for sale the rules and regulations are referenced
35 and it states in there that the rules can change without notice. That is very important.
36
37 Commissioner Duryea said on Page 10 of the rules and regulations it references steel
38 vaults and didn't think we want to go there. They can rust and fall in. Concrete seems
39 to be the way to go in Florida.
40
41 Mr. Carrico said we would contract a person to open and close. That means they dig
42 the grave, have someone there to read the funeral, they provide the tent, 12 chairs, and
43 they would provide the concrete vault which would be in the ground.
44
45 Commissioner Duryea said it references steel.
46

1 Mr. Carrico said that's not going to happen. It will be our person that we contract with
2 so some of this is going to change. The law is you cannot have just a coffin. You have
3 to have some kind of vault. We will ask them what they are going to use just so we
4 know but that will be their responsibility.
5
6 Commissioner Gray asked if we could just tell them no steel vaults and concrete is our
7 requirement.
8
9 Commissioner Duryea said he didn't know what they do for infants. Mr. Litton said we
10 discussed having a designated section for infants.
11
12 Commissioner Duryea said he didn't know if that would work because people would
13 want it to be buried with the rest of the family. Mr. Litton said it is not uncommon to have
14 a section for infants.
15
16 Ms. Blake said the ones that have a spot for children were very large cemeteries, and
17 we are not talking about a large cemetery.
18
19 Mr. Plank said on a percentage basis against the size of the cemetery, it was a very
20 small number of infant graves.
21
22 Mr. Carrico said the reason they have them is if a young couple thinks they are not
23 going to remain in this area, a lot of times those are exhumed and transferred to another
24 cemetery. A lot of this can be taken out. Now that we know what we are going to do
25 and we will be using a funeral home, a lot of what you see in here will no longer apply.
26 We had to put everything in so if we needed it that it was there.
27
28 Mr. Litton asked if they were suggesting not having a designated infant section. Mr.
29 Plank said we discussed it but didn't think the cemetery was big enough.
30
31 Commissioner Duryea said in relation to the monuments, he kept thinking about the
32 sign code. There is no indication that monuments can't be above a certain amount of
33 square feet.
34
35 Ms. Blake said the reason that wasn't addressed is we didn't know if we were going with
36 just flat or with either.
37
38 Mr. Carrico said it does say monuments have to be in a certain area. Height is not a
39 subject but the width of it is because you can't make it any larger than the gravesite.
40 Mr. Jarvis interjected that is why gravesites are now ten foot long. Mr. Carrico said they
41 are ten foot by 40 inches.
42
43 Commissioner Duryea said we could have a piece of marble eight feet high and three
44 feet wide. Mr. Carrico said we could limit the height.
45

1 Ms. Blank said a family might have a plot with six or eight graves and might want to put
2 one large stone with just the last name on it and just have the grave with the name.
3
4 Ms. Reischmann said there have also been issues of people putting up big monuments
5 but not burying anybody so you have to be careful to say you can only get monuments
6 when you bury someone. You have to be careful to allow no discretion because it's like
7 a sign code.
8
9 Commissioner Duryea said someone might want to put the whole book of Genesis on it
10 and we can't say they can't do that because of First Amendment rights.
11
12 Commissioner Gray said in Oaklawn there are sections that are flat and it is attractive
13 and easy to maintain. She questioned if they could do a section like that such as all of
14 Section B. With both it would look like hodge-podge.
15
16 Mayor Meador said it was agreed to by the Commission at our last gathering to give staff
17 direction that we would not limit it to flat only. He suggested height and size restrictions,
18 particularly when we are going with very consistent gravesites in B and if we eventually
19 go to C we know we will have uniformity. We may not have that in A but will in B and C
20 in terms of size.
21
22 Mr. Carrico reiterated the direction. We have decided the boundary lines and will have
23 18 feet for the road and landscaping; we designated B and C and will only bury in B and
24 not in C; we will allow both resident and non-resident with significant difference in fees
25 for non-residents; transition 1 October; no financing; we approved the capital which will
26 mean we begin with the software, fencing, irrigation, and landscaping which really only
27 involves the grass and we start on that immediately. We have direction to limit the
28 height of the monuments and will get with Katie (Reischmann); and determine staffing
29 by visiting other cemeteries to see what they have.
30
31 Mr. Omana asked if he would be able to be buried there in his Ferrari. He said people
32 want to be buried with the prized possession.
33
34 Mayor Meador answered negatively. The casing size would not allow that.
35
36 Mr. Carrico said it also states that only human beings can be interred.
37
38 Mayor Meador thanked the Trailblazers and asked Commissioner Duryea to
39 communicate to Mary Jane the amount of respect we have for what she has done.
40
41 There being no further business, the work session adjourned at 6:25 P.M.
42

1 Weldon, Lake Mary Boulevard, and Lake Emma Road. In the packets are images of
2 what those shelters will look like.

3
4 Mr. Noto showed the locations of the shelters on the overhead. There are two stops
5 that exist on Weldon that will be getting new shelters. Those shelters will basically
6 match the rest that are on 17-92. The other shelters will be located on Lake Mary
7 Boulevard and on Lake Emma. The size differences are minor. There are two at
8 Longwood-Lake Mary Road that are going to be 10' X 10' and the rest, including those
9 on Lake Emma, will be 6' X 9'. He showed the location map. On Lake Mary Boulevard
10 there are two at Longwood-Lake Mary Road, two at Middle Street, and a couple by the
11 Forest. The one on Lake Emma is by Greenwood.

12
13 Mr. Noto showed the shelter styles. The picture at the top is the one that exists at
14 Fourth Street and the Boulevard. That is the style they are proposing at four of the
15 stops and is the 6' X 9' that will be put up on Lake Emma Road and on the Boulevard.
16 He noted Jeff Reine of Lynx was present to take input and suggestions. If there are any
17 extra bells and whistles the Commission would like to see on the shelters, Jeff is here to
18 take those down and has said they are flexible in working with the municipalities to add
19 benches or what have you on these shelters.

20
21 Jeff Reine, Capital Planner with Lynx, 455 North Garland Avenue, Orlando 32801, came
22 forward.

23
24 Deputy Mayor Brender asked if there were any plans to place advertising on these.

25
26 Mr. Reine said advertising would be up to the City.

27
28 Deputy Mayor Brender asked if these would have metal roofs.

29
30 Mr. Reine said it is a corrugated metal roof exactly the same as the one at Lake Mary
31 Boulevard and Fourth Street. The ones on Lake Mary Boulevard will be the copper coat
32 that will match what is already out there in terms of color scheme. It is a corrugated
33 metal roof and then an aluminum shelter.

34
35 Commissioner Gray asked if there was a bus stop at the Medplex.

36
37 Mr. Reine said by Sun Drive is an existing 10' X 10' shelter. We don't have any bus
38 shelters on the south side because there is a continuous right-turn lane and putting a
39 bus in a continuous right-turn lane would conflict with all the turning movements there.

40
41 Mr. Reine said he didn't look at putting shelters there (Medplex) initially but just east of
42 Rinehart Road there are two stops but there is the pedestrian overpass and we can look
43 at that as a future location.

44
45 VII. Unfinished Business

46

1 Mayor Mealor said we will read Items A through P (Ordinance Nos. 1354 through 1369).
2 The vast majority of these have been initiated by the City. The City Attorney will read all
3 the ordinances by title only. All public hearings for any item will be held at the
4 conclusion of the readings. We will vote on each ordinance individually.

5
6 The City Attorney read Ordinance Nos. 1354 through 1369 by title only on second
7 reading.

8
9 **SIDE 2A**

10
11 Mr. Schindler stated staff had nothing further to add.

12
13 Mayor Mealor asked if anyone wanted to speak in reference to any of the ordinances
14 read, Ordinance Nos. 1354 through 1369. No one came forward and the public
15 hearings were closed.

- 16
17 A. Ordinance No. 1354 - Small scale land use amendment to the
18 Comprehensive Plan revising the Future Land Use designation from LMDR
19 (Low Medium Density Residential) to DDD (Downtown Development District),
20 105 Palmetto Avenue; Jon Rose, applicant – Second Reading (Public
21 Hearing)

22
23 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1354 on**
24 **second reading, seconded by Commissioner Duryea and motion carried by roll-**
25 **call vote: Deputy Mayor Brender, Yes; Commissioner Duryea, Yes;**
26 **Commissioner Gray, Yes; Commissioner Lucarelli, Yes; Mayor Mealor, Yes.**

- 27
28 B. Ordinance No. 1355 - Small scale land use amendment to the
29 Comprehensive Plan revising the Future Land Use designation from LMDR
30 (Low Medium Density Residential) to DDD (Downtown Development District),
31 127 N. Hollis Street; Carol Temmel, applicant – Second Reading (Public
32 Hearing)

33
34 **Motion was made by Deputy Mayor Brender to approve Ordinance No. 1355 on**
35 **second reading, seconded by Commissioner Lucarelli and motion carried by roll-**
36 **call vote: Commissioner Duryea, Yes; Commissioner Gray, Yes; Commissioner**
37 **Lucarelli, Yes; Deputy Mayor Brender, Yes; Mayor Mealor, Yes.**

- 38
39 C. Ordinance No. 1356 - Small scale land use amendment to the
40 Comprehensive Plan revising the Future Land Use designation from LMDR
41 (Low Medium Density Residential) to DDD (Downtown Development District),
42 145 N. Palmetto Street; Ella Brooklyn, applicant – Second Reading (Public
43 Hearing)

44
45 **Motion was made by Commissioner Gray to approve Ordinance No. 1356 on**
46 **second reading, seconded by Deputy Mayor Brender and motion carried by roll-**

1 **call vote: Commissioner Gray, Yes; Commissioner Lucarelli, Yes; Deputy Mayor**
2 **Brender, Yes; Commissioner Duryea, Yes; Mayor Mealor, Yes.**

3
4 D. Ordinance No. 1357 - Small scale land use amendment to the
5 Comprehensive Plan revising the Future Land Use designation from LMDR
6 (Low Medium Density Residential) to DDD (Downtown Development District),
7 149 N. Palmetto Street; Jean Brooklyn, applicant – Second Reading (Public
8 Hearing)

9
10 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1357 on**
11 **second reading, seconded by Deputy Mayor Brender and motion carried by roll-**
12 **call vote: Commissioner Lucarelli, Yes; Deputy Mayor Brender, Yes;**
13 **Commissioner Duryea, Yes; Commissioner Gray, Yes; Mayor Mealor, Yes.**

14
15 E. Ordinance No. 1358 - Small scale land use amendment to the
16 Comprehensive Plan revising the Future Land Use designation from LMDR
17 (Low Medium Density Residential) to DDD (Downtown Development District),
18 141 Lake Street; Wayne & Karen Starling, applicants – Second Reading
19 (Public Hearing)

20
21 **Motion was made by Commissioner Deputy Mayor Brender to approve Ordinance**
22 **No. 1358 on second reading, seconded by Commissioner Gray and motion**
23 **carried by roll-call vote: Deputy Mayor Brender, Yes; Commissioner Duryea, Yes;**
24 **Commissioner Gray, Yes; Commissioner Lucarelli, Yes; Mayor Mealor, Yes.**

25
26 F. Ordinance No. 1359 - Small scale land use amendment to the
27 Comprehensive Plan revising the Future Land Use designation from LMDR
28 (Low Medium Density Residential) to DDD (Downtown Development District),
29 143 N. Hollis Street; Richard & Sheryl Schultz, applicants – Second Reading
30 (Public Hearing)

31
32 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1359 on**
33 **second reading, seconded by Deputy Mayor Brender and motion carried by roll-**
34 **call vote: Commissioner Duryea, Yes; Commissioner Gray, Yes; Commissioner**
35 **Lucarelli, Yes; Deputy Mayor Brender, Yes; Mayor Mealor, Yes.**

36
37 G. Ordinance No. 1360 - Small scale land use amendment to the
38 Comprehensive Plan revising the Future Land Use designation from LMDR
39 (Low Medium Density Residential) to DDD (Downtown Development District),
40 for property located at N. High Street; Patricia & Sandra Fletcher, applicants –
41 Second Reading (Public Hearing)

42
43 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1360 on**
44 **second reading, seconded by Deputy Mayor Brender and motion carried by roll-**
45 **call vote: Commissioner Gray, Yes; Commissioner Lucarelli, Yes; Deputy Mayor**
46 **Brender, Yes; Commissioner Duryea, Yes; Mayor Mealor, Yes.**

1
2 H. Ordinance No. 1361 - Small scale land use amendment to the
3 Comprehensive Plan revising the Future Land Use designation from LMDR
4 (Low Medium Density Residential) to DDD (Downtown Development District)
5 for property located on N. Hollis Street; Steven DeBole, applicant – Second
6 Reading (Public Hearing)
7

8 **Motion was made by Commissioner Gray to approve Ordinance No. 1361 on**
9 **second reading, seconded by Commissioner Lucarelli and motion carried by roll-**
10 **call vote: Commissioner Lucarelli, Yes; Deputy Mayor Brender, Yes;**
11 **Commissioner Duryea, Yes; Commissioner Gray, Yes; Mayor Mealor, Yes.**
12

13 I. Ordinance No. 1362 - Small scale land use amendment to the
14 Comprehensive Plan revising the Future Land Use designation from LMDR
15 (Low Medium Density Residential) to DDD (Downtown Development District),
16 139 N. Hollis Street; Jorge Tellez, applicant – Second Reading (Public
17 Hearing)
18

19 **Motion was made by Deputy Mayor Brender to approve Ordinance No. 1362 on**
20 **second reading, seconded by Commissioner Gray and motion carried by roll-call**
21 **vote: Deputy Mayor Brender, Yes; Commissioner Duryea, Yes; Commissioner**
22 **Gray, Yes; Commissioner Lucarelli, Yes; Mayor Mealor, Yes.**
23

24 J. Ordinance No. 1363 - Small scale land use amendment to the
25 Comprehensive Plan revising the Future Land Use designation from LMDR
26 (Low Medium Density Residential) to DDD (Downtown Development District),
27 142 N. Hollis Street; David Toarmina, applicant – Second Reading (Public
28 Hearing)
29

30 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1363 on**
31 **second reading, seconded by Commissioner Gray and motion carried by roll-call**
32 **vote: Commissioner Duryea, Yes; Commissioner Gray, Yes; Commissioner**
33 **Lucarelli, Yes; Deputy Mayor Brender, Yes; Mayor Mealor, Yes.**
34

35 K. Ordinance No. 1364 - Small scale land use amendment to the
36 Comprehensive Plan revising the Future Land Use designation from LMDR
37 (Low Medium Density Residential) to DDD (Downtown Development District),
38 199 Greenleaf Lane; David & Teddi Dovan, applicants – Second Reading
39 (Public Hearing)
40

41 **Motion was made by Commissioner Gray to approve Ordinance No. 1364 on**
42 **second reading, seconded by Commissioner Lucarelli and motion carried by roll-**
43 **call vote: Commissioner Gray, Yes; Commissioner Lucarelli, Yes; Deputy Mayor**
44 **Brender, Yes; Commissioner Duryea, Yes; Mayor Mealor, Yes.**
45

1 L. Ordinance No. 1365 - Small scale land use amendment to the
2 Comprehensive Plan revising the Future Land Use designation from LMDR
3 (Low Medium Density Residential) to DDD (Downtown Development District),
4 139 Palmetto Street; Linda Locke, applicant – Second Reading (Public
5 Hearing)
6

7 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1365 on**
8 **second reading, seconded by Deputy Mayor Brender and motion carried by roll-**
9 **call vote: Commissioner Lucarelli, Yes; Deputy Mayor Brender, Yes;**
10 **Commissioner Duryea, Yes; Commissioner Gray, Yes; Mayor Mealor, Yes.**

11
12 M. Ordinance No. 1366 - Small scale land use amendment to the
13 Comprehensive Plan revising the Future Land Use designation from LMDR
14 (Low Medium Density Residential) to DDD (Downtown Development District),
15 125 N. Lake Street; Michael Meadors, applicant – Second Reading (Public
16 Hearing)
17

18 **Motion was made by Deputy Mayor Brender to approve Ordinance No. 1366 on**
19 **second reading, seconded by Commissioner Duryea and motion carried by roll-**
20 **call vote: Deputy Mayor Brender, Yes; Commissioner Duryea, Yes;**
21 **Commissioner Gray, Yes; Commissioner Lucarelli, Yes; Mayor Mealor, Yes.**

22
23 N. Ordinance No. 1367 - Small scale land use amendment to the
24 Comprehensive Plan revising the Future Land Use designation from LMDR
25 (Low Medium Density Residential) to DDD (Downtown Development District),
26 148 N. Lake Street; Lorie McMurray, applicant – Second Reading (Public
27 Hearing)
28

29 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1367 on**
30 **second reading, seconded by Commissioner Gray and motion carried by roll-call**
31 **vote: Commissioner Duryea, Yes; Commissioner Gray, Yes; Commissioner**
32 **Lucarelli, Yes; Deputy Mayor Brender, Yes; Mayor Mealor, Yes.**

33
34 O. Ordinance No. 1368 - Small scale land use amendment to the
35 Comprehensive Plan revising the Future Land Use designation from PUB
36 (Public) to DDD (Downtown Development District), 260 Greenleaf Lane;
37 Suzanne Sweatt, applicant – Second Reading (Public Hearing)
38

39 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1368 on**
40 **second reading, seconded by Commissioner Duryea and motion carried by roll-**
41 **call vote: Commissioner Gray, Yes; Commissioner Lucarelli, Yes; Deputy Mayor**
42 **Brender, Yes; Commissioner Duryea, Yes; Mayor Mealor, Yes.**

43
44 P. Ordinance No. 1369 - Small scale land use amendment to the
45 Comprehensive Plan revising the Future Land Use designation from PUB

1 (Public) to DDD (Downtown Development District), 294 E. Lake Mary
2 Boulevard; Seminole County, applicant – Second Reading (Public Hearing
3

4 **Motion was made by Deputy Mayor Brender to approve Ordinance No. 1369 on**
5 **second reading, seconded by Commissioner Lucarelli and motion carried by roll-**
6 **call vote: Commissioner Lucarelli, Yes; Deputy Mayor Brender, Yes;**
7 **Commissioner Duryea, Yes; Commissioner Gray, Yes; Mayor Mealor, Yes.**
8

9 VIII. New Business

10
11 A. Resolution No. 866 – Vacate rights-of-way west of Palmetto Avenue for
12 CFCR Station, Railroad Avenue and Myrtle Avenue; City of Lake Mary,
13 applicant (Public Hearing)
14

15 The City Attorney read Resolution No. 866 by title only.
16

17 Mr. Omana said per Commission direction, any time we consider vacate of rights-of-way
18 we were directed not to give it away. In light of that direction, we have included in the
19 findings of fact that an amount to be compensated will be determined by the City. At the
20 same time we want to bring to the Commission's attention that the rights-of-way shown
21 on ELMO are located within the confines of the proposed commuter rail station. He
22 showed the boundaries of the commuter rail station and the rights-of way are located
23 within those boundaries. We followed Commission direction and included the comment
24 related to the compensation in the findings of fact.
25

26 Mr. Schindler said per the City Attorney's request, we are appending the sketch of
27 description document to the legal description in the resolution.
28

29 Mr. Schindler said this is a request to vacate two rights-of-way. Railroad Avenue is in
30 two pieces and Myrtle Avenue is a separate piece. These properties are located in
31 what is proposed to be developed as the commuter rail station. Without the vacations
32 the rail station would not be able to be developed in its final proposed form.
33

34 Mr. Schindler said staff has reviewed the request and the requirements for vacation of
35 right-of-way in Chapter 155.43. We have looked at the various requirements and we
36 believe there is no negative impact. Staff finds the request to vacate a portion of
37 Railroad Avenue and Myrtle Avenue to be consistent with the Comprehensive Plan and
38 the City's Code of Ordinances. It is a policy decision as to whether or not there will be
39 compensation.
40

41 Mr. Schindler said the Planning and Zoning Board voted unanimously to recommend
42 approval of the vacations.
43

44 Jerry McCollum, Seminole County Engineer, 520 West Lake Mary Boulevard, Sanford
45 32773, came forward. He said he understood the City's policy but when it comes to
46 funding of all the commuter rail stations as well as paying all the costs, the county,

1 federal government, and FDOT are paying for those. We also worked very hard with
2 Congressman Mica's office and the state on getting grants for each of the cities and the
3 City of Lake Mary got \$460,000. The City has to pay a 20% match but still got
4 \$368,000. He said they would appreciate the Commission waiving the compensation
5 because the federal government would not pay for it and the state and county who are
6 footing 50% of the bill would be the ones with that cost. Any right-of-way that is
7 unopened and not being used the County has given to the state and has not been
8 compensated. He said he understood the City's policy but asked for consideration on
9 that.

10
11 Mayor Meador reiterated that many of the amenities we enjoy in our community have
12 been because of the partnership--and in some cases the generosity--of the County.

13
14 Deputy Mayor Brender said we are giving up 8,000 to 9,000 square feet which is about
15 a sixth of an acre. We are buying quarter acre pieces of property downtown for
16 \$150,000 to \$200,000. We are being asked to give up a piece of land valued at a fair
17 amount of money. He said he was trying to figure out what other cities are doing.

18
19 Mr. McCollum said Mr. Carlton with the Department of Transportation was present. He
20 said to the best of his knowledge any right-of-way of this nature we have had given to
21 us by the cities. He knew Altamonte and Longwood did. The County has gotten grants
22 for everyone so the cities will get amenities. He said he understood the point but
23 Seminole County is the only county out of all the funding partners who have come
24 forward and said we are paying for this. We have not asked the cities for anything
25 except vacate some unopened right-of-way.

26
27 Mayor Meador asked if anyone wanted to speak in reference to Resolution No. 866. No
28 one came forward and the public hearing was closed.

29
30 **Motion was made by Commissioner Gray to approve Resolution No. 866 without**
31 **the condition (compensation to the City to be determined), seconded by**
32 **Commissioner Duryea.**

33
34 Deputy Mayor Brender asked if we had confirmation from DOT that there have not been
35 other cities that have been paid for right-of-way.

36
37 Steve Carlton, Florida Department of Transportation, 719 South Woodland Boulevard,
38 Deland, Florida, came forward. We are buying some property from Longwood where
39 they have their current public works building and water plant, but they are donating the
40 right-of-way we are acquiring. The same thing occurred in Altamonte. He said those
41 were the only stations he was familiar with where we needed right-of-way but we have
42 not paid for it.

43
44 **Motion carried by roll-call vote: Deputy Mayor Brender, No; Commissioner**
45 **Duryea, Yes; Commissioner Gray, Yes; Commissioner Lucarelli, Yes; Mayor**
46 **Meador, Yes.**

1
2 B. Ordinance No. 1370 – Rezone from R-1A to C-1 and voluntary Developer's
3 Commitment Agreement for Lake Mary Professional Offices, LLC, east side of
4 Middle Street, Land Trust Administration, LLC for Flozell Mitchell, applicant –
5 First reading (Public Hearing) (quasi-judicial)
6

7 The City Attorney read Ordinance No. 1370 by title only on first reading.
8

9 Mr. Schindler said there are two items in this report. There is the rezoning and the
10 proposed voluntary Developer's Commitment Agreement. He said he would discuss
11 these items jointly but would need separate action.
12

13 Mr. Schindler said the rezoning is from R-1A to C-1. The property has a commercial
14 land use designation and the Comp Plan indicates C-1 zoning is compatible with
15 commercial land use. We addressed the issues of justification, effect of change in and
16 around the area, amount of similar zoned land and comparable undeveloped land in the
17 area, relationship to comprehensive plan, and findings of fact A through D are
18 determined to provide support for the request to rezone the subject property from R-1A
19 Residential to C-1 General Commercial by establishing consistency and compatibility.
20

21 Mr. Schindler said at the March 11, 2010 meeting, the P&Z Board voted unanimously to
22 recommend approval to rezone from R-1A to C-1.
23

24 Mr. Schindler said the developer's commitment agreement is a result of the fact that the
25 developer does not want to entertain medical uses for the office building. In the pre-
26 application meeting for the site plan, we informed the developer that if there were
27 certain medical uses that the Florida State Building Code required handicapped parking
28 spaces over and above what ADA requires which is one per 25. The applicant said he
29 did not care to provide additional handicapped parking spaces and asked how he could
30 make it known that medical uses are not going to be permitted. Mr. Schindler said the
31 easiest thing to do was a developer's commitment agreement. The applicant did and it
32 says medical offices, dental offices, and psychiatrist offices shall not be permitted.
33

34 Mr. Schindler said staff has no problem with these uses being there or not being there.
35 It's simply a matter that if certain medical offices go in then the Florida Code says you
36 will have more than one handicapped parking space. The applicant has said he did not
37 build his buildings for medical uses, will not have medical uses in the building and
38 wished to propose this agreement to memorialize that.
39

40 Mr. Schindler said staff has reviewed the proposed developer's commitment agreement
41 and recommends that the Commission approve the rezoning and the developer's
42 commitment agreement which prohibits the subject property for medically related uses.
43

44 Mr. Schindler said at the March 11, 2010, meeting, P&Z voted 3 to 1 to recommend
45 approval of the proposed developer's commitment agreement.
46

1 Commissioner Duryea asked the reasoning why one of the P&Z members voted against
2 the developer's agreement.

3
4 Mr. Schindler said she is an attorney and she thought there was not enough specificity
5 in the document. He said he disagreed. It is a lot like a fast food restaurant. Fast food
6 restaurants are hard to describe but you know them when you see them. We can
7 determine what is a medical office, dental office, and psychiatrist office. That is not
8 going to be an issue.

9
10 Ms. Reischmann said it is not an issue because we know what it is. Even if we weren't
11 sure what it is, this is not a problem for us one way or the other if they record it or don't
12 record it. It requires a certain number of spaces. If they have a medical office they are
13 going to have to comply with that. If they don't have a medical office then they don't.

14
15 Commissioner Gray asked if a chiropractor's office considered a medical office. Mr.
16 Schindler answered affirmatively. It is considered a medical office and we charge it like
17 medical for water and sewer impact fees. It is a medical use.

18
19 Ms. Reischmann said for purposes of the building code and when the ADA kicks in is all
20 defined. We don't have to worry about defining that.

21
22 Commissioner Lucarelli asked how the City would know if they were trying to put in a
23 medical office.

24
25 Mr. Schindler said this will not be a shell building and will be built out during its initial
26 construction. It will not have the requisite plumbing or electrical to support medical
27 uses. Someone would have to go into a complete turnkey building and rip out all of the
28 interior and reconfigure. When they came for their building permit they would indicate
29 the type of use, we would see medical office, and we would say no.

30
31 Mayor Mealor asked if anyone wanted to speak in reference to Ordinance No. 1370
32 and/or the Developer's Commitment Agreement. No one came forward and the public
33 hearing was closed.

34
35 **Motion was made by Commissioner Gray to approve Ordinance No. 1370 on first**
36 **reading, seconded by Commissioner Lucarelli and motion carried by roll-call**
37 **vote: Commissioner Duryea, Yes; Commissioner Gray, Yes; Commissioner**
38 **Lucarelli, Yes; Deputy Mayor Brender, Yes; Mayor Mealor, Yes.**

39
40 **Motion was made by Commissioner Lucarelli to approve the Developer's**
41 **Commitment Agreement, seconded by Commissioner Gray and motion carried by**
42 **roll-call vote: Commissioner Gray, Yes; Commissioner Lucarelli, Yes; Deputy**
43 **Mayor Brender, Yes; Commissioner Duryea, Yes; Mayor Mealor, Yes.**

44
45 IX. Citizen Participation
46

1 No one came forward at this time and citizen participation was closed.

2
3 X. Reports

4
5 A. City Manager

- 6
7 1. Request Commission approve insurance contracts for group health, vision, and
8 dental and authorize City Manager to execute

9
10 Mr. Litton said this is the group health insurance renewal which includes dental and
11 vision. He apologized for the lateness of this item getting to the Commission but the
12 numbers were going back and forth as of this morning trying to get the best deal and
13 coverage that we could. He thanked Kathryn Zink for her due diligence on this matter.
14 Unfortunately, claims are claims and we haven't had a good year, especially on the
15 dental side. We were over 104% as of February and that goes to July. We only got two
16 companies to bid and we are still facing an 18% increase.

17
18 Mr. Litton said the good news from an employee perspective is we have an opportunity
19 to go back to United Healthcare. We have had a considerable amount of problems with
20 Cigna. There were some coding mistakes and a lot of hidden costs that the user had to
21 pay. They were costs that were unknown at the time, both co-pays and deductibles. It
22 got expensive for some routine things. A colonoscopy was over \$600. We had some
23 tell us that even though the City pays over a million dollars a year in premiums that they
24 couldn't afford to go to the doctor. He said that sent a bad message to him. We are
25 going to pay significantly more, over \$80,000. It's going to be a more friendly system for
26 the employee and is going to benefit them. He said he was concerned with the people
27 in the field on an hourly wage. They live paycheck to paycheck and we tried to
28 minimize the impact as much as we could, although there is still going to be some.

29
30 Kathryn Zink, Human Resources Administrator, came forward. She showed
31 comparison of the current primary and buy-up option plans and the one we are
32 proposing. There are no changes to the HSA plan other than the premiums. It is still
33 \$2,000 for individual and \$4,000 for family.

34
35 Ms. Zink said the primary plan currently has a \$250 deductible for individual and \$500
36 for family. We will be moving to a \$500 deductible for individual and \$1,000 for family
37 on the United plan. The out-of-pocket maximums change. On the current plan it is
38 \$2,500 for individual and \$5,000 for family, and United will be \$2,000 and \$4,000. The
39 deductible went up but the out of pocket came down. In conjunction with additional
40 changes being made, employees won't feel like they can never meet that deductible.
41 Under the Cigna plan we have co-pays in conjunction with deductibles.

42
43 Ms. Zink said office visits will not be changing. For specialists under Cigna, their plan
44 design provides for a Cigna Care Network (CCN). If you go to a specialist in the Cigna
45 Care Network it is a \$40 co-pay. If you go outside the network it is a \$55 co-pay. One
46 of the things we experienced this past year in dealing with the CCN is that not all

1 specialists fall under that network. There are some specialties that they don't even
2 have a specialist for so it is automatically \$55. We also had experiences where
3 employees went to their physician that was in the network and the next time they went
4 they weren't in the network. Under United it would be a straight \$40 co-pay for a
5 specialist office visit.

6
7 Ms. Zink said the colonoscopy under the current plan is calendar year deductible then
8 20% of the contracted amount. We asked the provider to move that to preventative
9 care items to be covered at 100%. Under the new medical plan being implemented on
10 October 1st, it would go to that anyway so we just asked them to move that forward so
11 we could have that benefit change now.

12
13 Ms. Zink said mammograms are covered at 100% and is no change. Emergency room
14 co-pay is \$125 and will remain the same. Major medical, in-patient and out-patient
15 hospitalization is the same. This is an 80/20 plan so they have to meet the calendar
16 year deductible and then are responsible for 20% of the contracted amount. Lab and x-
17 ray are still covered at 100%. The advanced imaging such as MRI's and PET scans is
18 currently \$250 and we will be going to \$150. The short term rehab co-pay is \$20 and
19 chiropractic is \$40. That particular specialty was in the Cigna Care Network so
20 depending on who you went to and whether or not that provider was in the network
21 would depend on what you would pay.

22
23 Ms. Zink said prescription drugs are currently \$20, \$40, \$60. We did review many
24 options on the pharmacy plan and the proposal we are covering tonight is \$10, \$35, \$70
25 so there is a decrease in the first two tiers and an increase in the third tier.

26
27 Commissioner Gray clarified that for hospitalization, the employee pays the calendar
28 year deductible and then 20% up to their maximum out of pocket.

29
30 Ms. Zink said that was correct. Once they meet their out of pocket maximum they are
31 done.

32
33 Commissioner Gray said for prescription drugs, she gets one of her generic drugs at
34 Wal-Mart for \$10 for a 90-day supply and with the plan, no matter where she went and
35 showed her insurance it was \$60. Everybody should try to test those kinds of things
36 out.

37
38 Ms. Zink said we remind employees on a periodic basis on the Intranet about the \$4
39 drug list for Target and Wal-Mart and the free antibiotics at Publix.

40
41 Ms. Zink said for the buy-up option, the deductible is currently \$500 individual and
42 \$1,000 family and that will remain the same. The office visit co-pay will go up to \$20
43 from the current \$15. The emergency room and urgent care did not change.
44 Hospitalization was where employees were experiencing the calendar year deductible
45 and then the co-pay. Even if they met their calendar year deductible and their out-of-
46 pocket max, they would still be responsible for that \$250 co-pay if they had to go again

1 because those are not applied to the out-of-pocket max. They are not applied to
2 anything and recurred as many times as you need one of these services. Advanced
3 imaging would go from \$250 to \$100. Short term rehab and chiropractic are both \$20.
4 The pharmacy on this plan is the same as the primary plan. The proposals from both
5 United and Cigna had a significant increase in the family rate.

6
7 Ms. Zink said the dental plan is identical to the benefits we currently have. The only
8 difference is the premium. Up until this afternoon we were trying to negotiate with Cigna
9 on reducing the family rate but unfortunately it didn't work. There is an 18% increase
10 above what we currently have. We had 104% utilization as of February. We were
11 hoping United would pick up the dental but they came back with 50% above where we
12 are now.

13
14 Commissioner Gray said last year when we moved to Cigna we saved quite a bit of
15 money. She asked if we are ahead of the game from last year.

16
17 Ms. Zink said she didn't have any annual numbers as to whether or not we are in the
18 black. The savings were over \$100,000. The employee has to pay the additional cost
19 for the buy-up option. The single coverage proposed by the buy-up option is \$8.94 per
20 pay period. Last year when we left United employees were paying \$18.84 per pay
21 period. The family rates from a year ago June until now do reflect an increase. We
22 were shocked by the dollar amount on the premiums for the family coverage, but it
23 wasn't just one provider; they all came back with a significant increase on the family
24 side. We asked if they would give us a bid for a three and four tier to possibly make a
25 difference but when we did that our employees would never be able to afford coverage
26 at all. We looked at quite a few modifications and different plan designs and did
27 everything we could to save money.

28
29 **SIDE 2B**

30
31 Deputy Mayor Brender asked how this would be impacted if we set up the community
32 clinic.

33
34 Mr. Litton said he thought over time it would reduce the rates but not immediately. It
35 would take a couple of years to see anything.

36
37 **Motion was made by Deputy Mayor Brender to approve insurance contract for**
38 **group health and vision with United Healthcare and contract for dental with**
39 **Cigna, and authorize City Manager to execute same, seconded by Commissioner**
40 **Lucarelli and motion carried unanimously.**

- 41
42 2. Request Commission make appointment/reappointment to Police Pension Board
43 of Trustees and reappointment to the Historical Commission
44

1 Mr. Litton said this is a request for appointments to two advisory boards. He said Dick
2 Fess has served as the Commission's appointee on the Police Pension Board for many
3 years, is up for reappointment and has agreed to continue to serve.

4
5 Mayor Mealor noted there was a board application in the packets but that gentleman
6 has been appointed to the Parks and Recreation Board, so at this time there are no
7 additional applications.

8
9 **Motion was made by Deputy Mayor Brender to reappoint Dick Fess to the Police**
10 **Pension Board, seconded by Commissioner Lucarelli and motion carried**
11 **unanimously.**

12
13 Mr. Litton said Lois Jackson on the Historical Commission missed three meetings and
14 per policy they have to request to be reappointed. The explanation is in the packets.
15 He said Ms. Jackson would like to continue serving and has been a loyal and dedicated
16 member of that board for many years. He recommended she be reappointed.

17
18 **Motion was made by Commissioner Gray to reappoint Lois Jackson to the**
19 **Historical Commission, seconded by Deputy Mayor Brender and motion carried**
20 **unanimously.**

21
22 Commissioner Lucarelli asked if there were any other openings on the Historical
23 Commission. Mr. Carrico said there was one opening.

24
25 Mayor Mealor asked the City Clerk to bring the applications for the Historical
26 Commission to the next meeting.

27
28 Mr. Litton said we received notice from the County that our estimated taxable value is
29 going down 12.02% for next fiscal year which equates to approximately \$866,000. That
30 coupled with 8% last year. The economy is catching up with us right now.

31
32 Commissioner Lucarelli asked how that compared with some of the others. Mr. Litton
33 said they used to list all the cities but this time they just listed Lake Mary.

34
35 Mr. Litton said the next meeting would be July 1st and requested to schedule a work
36 session at 5:00 P.M. to hear the presentations from the consulting engineering list that
37 we are in the process of reviewing. Hopefully we will be at a point then to make some
38 recommendations.

39
40 Mr. Litton congratulated Fire Inspector Jennifer Pierce and Police Officer Zach Hudson
41 for the recognition they received from the Longwood-Lake Mary Lions Club as
42 Firefighter and Police Officer of the year respectively. It is a great tribute and they both
43 have done a great job this year.

44 B. Mayor
45
46

1 Mayor Meador commended Commissioners Gray and Lucarelli. At today's Greater
2 Seminole Chamber of Commerce Chamber Choice Awards, we were the only
3 municipality with two commissioners nominated. It is a reflection of what they do
4 beyond serving on the Commission. They are both invaluable to the community and
5 admire what they do.

6
7 Commissioner Gray said Mayor Meador was also nominated.

8
9 Mayor Meador said he was a past recipient and asked that his name be removed
10 because there are too many talented people out there that deserve recognition.

11
12 Mayor Meador said this past Monday the City of Sanford hosted a Memorial Day Parade.
13 The unfortunate thing is the City of Sanford held the only Memorial Day Parade in all of
14 Central Florida. The turnout was fantastic and it was an amazing event. Money is
15 going to be very tight this year. He believed the Mayors and Managers will bring a
16 proposal forward where there will be a Seminole County cooperative effort to help
17 support the Memorial Day Parade. He thought we ought to ask how as a greater
18 community we can work with the City of Sanford to make sure that is a continued event
19 that truly honors those who have paid the ultimate price.

20
21 C. Commissioners (3)

22
23 Commissioner Gray said she attended the Leadership Seminole graduation.

24
25 Commissioner Gray said she attended the Chamber Choice this morning.

26
27 Commissioner Lucarelli said she attended the Mayors Summit. It was an interesting
28 discussion and she liked the input Jim Swann had from Kissimmee. He is really down
29 to earth and tells it like it is. It wasn't good but was honest. It was interesting hearing
30 what some of the other cities and counties have done as far as cost saving measures.
31 She said Buddy Dyer mentioned using Google for their website and they have saved a
32 substantial amount of money doing things like that.

33
34 Commissioner Lucarelli said she attended the unveiling of the new Lake Mary High
35 School logo. You can go on their website and check out the sideways mean-looking
36 ram. The student body president gave an awesome speech. She commended the local
37 Dodge dealership for helping.

38
39 Commissioner Lucarelli said she attended the Lake Mary High School 5K run. There
40 was a good turnout and raised a lot of money for their Booster Club.

41
42 Commissioner Lucarelli said she attended the Lake Mary High School Awards
43 Ceremony and they gave out two scholarships from the Lake Mary-Heathrow Festival of
44 the Arts to some deserving students.

1 Commissioner Lucarelli said she attended an open house at Stella Tagliavore's art
2 studio. She recommended everyone stop by. Stella is really booming and is a great
3 asset to the community. She said she would like to see the City help build her up.
4 Winter Park and Sanford have an art gallery and she saw Stella as being the art section
5 of our downtown. She's opening a gallery and is getting performing arts classes going.
6 Stella also helps out at the schools and is a great part of the community.
7

8 Commissioner Lucarelli said she attended the Chamber Choice Awards and *Lake Mary*
9 *Life* Tina Calderone got Chamber Member of the Year and it was well deserved. She
10 was glad to see Blue Chip Energy and Advanced Solar Photonics get Innovation
11 Business of the Year.
12

13 Commissioner Lucarelli said a passion of hers was helping abuse victims. She is
14 working on changing the stalking laws. She has been asked to be on the Board of
15 Directors for a new up and coming not for profit that will be called the Abuse Recovery
16 Clearinghouse. The website is in process. We are looking to raise funds. The mission
17 is to provide money that will pay for free counseling, psychological and emotional for
18 trauma for abuse victims, legal counsel, and a loving support group to sit and talk. She
19 said she was looking forward to building that up.
20

21 Deputy Mayor Brender said the City of Sanford hosted CALNO last night at the new
22 Downtown Sanford UCF Business Incubation Center. It is a beautiful old building
23 restored to an extremely modern interior and they have a full complement of incubation
24 businesses in there. He said Mr. Hogan did a rundown of what the process is, how
25 people get in, how they graduate, etc. It seems to be a worthwhile function for
26 education as well as for the cities and County to be involved in. It is estimated that for
27 every \$1.00 invested there is a \$5.00 return in taxable value once these businesses are
28 established and jobs are set up.
29

30 Deputy Mayor Brender said they also talked about the upcoming attempt by the School
31 Board to put the half penny sales tax to a vote in November. The School Board plans to
32 go ahead with the half penny sales tax on its own this year. We will have to see what
33 happens.
34

35 Mayor Meador stated that this was a new tax.
36

37 Deputy Mayor Brender said for those who have not been involved there is money we
38 are currently spending for schools which is a quarter penny of a one-cent sales tax that
39 was done with the County. A quarter penny went to schools, a quarter penny went to
40 cities, and half penny went to the County. That tax is retiring next year. The School
41 Board is saying they can't wait until 2011 so they going ahead with a new tax of a half
42 penny and letting the County and the cities argue over what we are going to do with the
43 retiring one-cent sales tax in 2011. There are some interesting discussions yet to
44 happen.
45

1 Deputy Mayor Brender said the discussion we are going to have at the Expressway
2 Authority next week is the concept of a transit tax and where we are going to get the
3 money to support the SunRail system seven years from now when FDOT pulls out and
4 at the same time where we are going to get the money to support the expansion of Lynx
5 that is going to be required in order to get people to the SunRail corridor which is going
6 to be an immediate problem. Everyone is talking about a transit tax and that would
7 preclude the cities from getting any kind of transportation sales tax. A lot of decisions
8 are going to be made.

9
10 Deputy Mayor Brender said everybody announced what happened to their taxable
11 values. Everybody is hanging on and making adjustments. The consensus of that
12 board is maybe in 2012 things will level off and maybe by 2013 or 2014 there may be
13 some growth in the residential and commercial markets.

14
15 Deputy Mayor Brender said we have a special meeting of the Seminole County
16 Expressway Authority next week at 4:30 P.M. at the County Commission Chambers to
17 discuss with the Orange County Expressway Authority whether or not the Seminole
18 County Board will have a seat on the Orange County Board, whether or not legislatively
19 that can be arranged in next year's legislative session, and how we go about doing it.
20 Funding for the continuation of the expressway is now off FDOT's funding board so the
21 only way we can fund it is through tolling. That was part of the reason for the quarter
22 increase in tolls for the Orange County Expressway Authority's system. That quarter
23 allows them to bond long term enough money to complete the beltway system around
24 Orlando which is a top priority of Metroplan and other organizations. Still no public
25 hearing announcements but are hoping there will be formal public hearings in October
26 or November which means Seminole County could get down to the business of doing
27 the final layout some time late this year.

28
29 Commissioner Duryea announced that the Historical Commission has its annual Train
30 Exhibit starting this Saturday of antique trains, memorabilia, pictures and things like that
31 which are always very popular among the younger set and him.

32
33 D. City Attorney

34
35 Ms. Reischmann had no report at this time.

36
37 XI. Adjournment

38
39 There being no further business, the meeting adjourned at 8:30 P.M.

40
41
42
43
44 _____
45 David J. Meador, Mayor

46 _____
Mary Campbell, Deputy City Clerk

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ATTEST:

Carol A. Foster, City Clerk