

1 MIINUTES OF THE LAKE MARY CITY COMMISSION MEETING held February 16,
2 2012, 7:00 P.M., Lake Mary City Commission Chambers, 100 North Country Club Road,
3 Lake Mary, Florida.

4
5 I. Call to Order

6
7 The meeting was called to order by Mayor David Mealor at 7:02 P.M.

8
9 II. Moment of Silence

10
11 III. Pledge of Allegiance

12
13 IV. Roll Call

14
15 Mayor David Mealor
16 Deputy Mayor Gary Brender
17 Commissioner George Duryea
18 Commissioner Allan Plank
19 Commissioner Jo Ann Lucarelli

Jackie Sova, City Manager
Carol Foster, City Clerk
Dianne Holloway, Finance Director
John Omana, Community Dev. Dir.
Gary Schindler, City Planner
Steve Noto, Planner
Bruce Paster, Public Works Director
Bryan Nipe, Parks & Recreation Dir.
Colin Morgan, Deputy Police Chief
Craig Haun, Fire Chief
Katie Reischmann, City Attorney
Mary Campbell, Deputy City Clerk

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27
28 V. Approval of Minutes: February 2, 2012 – Work Session
29 February 2, 2012 – Regular Meeting

30
31 **Motion was made by Deputy Mayor Brender to approve the minutes of the**
32 **February 2, 2012, work session, seconded by Commissioner Plank and motion**
33 **carried unanimously.**

34
35 **Motion was made by Deputy Mayor Brender to approve the minutes of the**
36 **February 2, 2012, regular meeting, seconded by Commissioner Lucarelli and**
37 **motion carried unanimously.**

38
39 VI. Special Presentations

40
41 A. FY 2011 Comprehensive Annual Financial Report – McDirmit Davis &
42 Company, LLC

43
44 Ms. Sova said we have Kelly Leary of the audit firm McDirmit Davis & Company to
45 present the 2011 Comprehensive Annual Financial Report and the Commission will
46 need to accept after the presentation.

1
2 Kelly Leary of McDirmit Davis & Company, LLC, came forward. Ms. Leary said we
3 completed the audit for Fiscal Year 2011 and the City got an unqualified opinion which
4 is the best opinion they can get on their financials. The City got the Certificate of
5 Achievement from the Government Finance Officers Association for the 2010 audit
6 report. The Finance Department continues to put a lot of hard work into this document
7 and continues to get the Certificate of Achievement.

8
9 Ms. Leary said there are various reports at the back of the document that state that the
10 City of Lake Mary is in compliance with laws, regulations, and contract matters. There
11 is the Management Letter that is required by the Auditor General for the State of Florida
12 and has various requirements that we address. The City is in compliance with all those
13 and there are no recommendations. The Finance Department continues to do a great
14 job.

15
16 Ms. Leary said the Management Discussion and Analysis is a summary of everything
17 that went on during the year. The City's assets exceed liabilities by about \$97 million
18 which is an increase from the prior year. About 60% of that investment is the capital
19 assets. The assets decreased from the prior year but that is mainly because of
20 depreciation. The City's debt went down almost \$2 million because of the early
21 repayment of the 2003 bonds. The fund balance of the General Fund decreased
22 slightly. The fund balance of the Water & Sewer Fund increased about \$270,000. The
23 Stormwater Fund decreased about \$100,000.

24
25 Ms. Leary said one of the things the Auditor General requires us to do is the Financial
26 Condition and Assessment Procedures where we compare the City of Lake Mary to
27 other cities of comparable size. The City of Lake Mary is all positive.

28
29 **SIDE 1B**
30

31 Mayor Mealor said that was encouraging. We have been able to sustain a high level of
32 service to the residents and it is a credit to our City team. He said he was very
33 appreciative of Ms. Leary's validation of that and the work that her company has done.

34
35 **Motion was made by Commissioner Lucarelli to accept the Comprehensive**
36 **Annual Financial Report for Fiscal Year ended September 30, 2011, seconded by**
37 **Commissioner Duryea and motion carried unanimously.**
38

39 VII. Unfinished Business
40

- 41 A. Ordinance No. 1456 – Convey 2.8 acres of property east of First Street south
42 of Wilbur Avenue to EPOCH Properties, Inc. – Second Reading (Public
43 Hearing)
44

45 The City Attorney read Ordinance No. 1456 by title only on second reading.
46

1 Ms. Sova said this is the sale of City-owned land for a 200 unit luxury apartment
2 complex located at confluence of East Crystal Lake Avenue, Old Lake Mary Road, First
3 Street, Palmetto Street, and the SunRail station.

4
5 Mayor Mealor asked if anyone wanted to speak in reference to Ordinance No.1456. No
6 one came forward and the public hearing was closed.

7
8 **Motion was made by Deputy Mayor Brender to approve Ordinance No. 1456 on**
9 **second reading, seconded by Commissioner Plank and motion carried by roll-call**
10 **vote: Deputy Mayor Brender, Yes; Commissioner Duryea, Yes; Commissioner**
11 **Plank, Yes; Commissioner Lucarelli, Yes; Mayor Mealor, Yes.**

12
13 VIII. New Business

- 14
15 A. Request for Final Plat Approval for the Enclave at Tuscany subdivision, 4149
16 C.R. 46A, Lake Mary, Florida; Encore Enclave Investments, LLC/Jim Bagley,
17 applicant (Public Hearing)

18
19 Mr. Noto said the regulatory table for this item has already been set. The PUD has
20 been approved. The request this evening is for the final plat and is basically the last
21 step the applicant has to take before he can start selling lots. The next step for the
22 applicant after this will be to provide the City with the Mylar version of the plat sheets to
23 record with the County so all 33 lots become legal lots of record.

24
25 Mr. Noto said since the PUD has already been taken care of, recorded, accepted by the
26 Commission, etc. all of the items that go along with that (lot designs, perimeter
27 landscaping, perimeter walls) have already been approved and built. The item this
28 evening is specifically to accept the 33 lots as an actual subdivision.

29
30 Mr. Noto said the project is under construction. The applicant is close to having the first
31 model completed which is at the southwest corner of Via Albina and County Road 46A.
32 They are installing the landscaping and are almost complete with the irrigation.

33
34 Mr. Noto said the plat document included in the staff report was reviewed by the City's
35 consultant. There were a few tweaks along with the way and the applicant's consultant
36 worked closely with the City's consultant to jump over those hurdles and clean up the
37 areas that needed to be cleaned up, mainly in the legal descriptions. The items were
38 also reviewed by the City Attorney.

39
40 Mr. Noto said on the second page of the staff report there were three conditions
41 recommended by staff and by the Planning & Zoning Board. Conditions No. 2 and 3
42 have been addressed already. No. 2 was given to staff within the last couple of weeks
43 and confirmed by the City Attorney. No. 3 is not shown on the Commission's version of
44 the plat but will be included on the Mylar version of the plat as Note No. 10 when it is
45 recorded with the County.

1 Mr. Noto said on January 24, 2012, the Planning & Zoning Board unanimously
2 recommended approval with the three conditions. Mr. Noto stated the applicant was
3 present.

4
5 Mayor Mealor asked if anyone wanted to speak in reference to this request. No one
6 came forward and the public hearing was closed.

7
8 Mayor Mealor clarified that the Findings of Fact 2 and 3 have been addressed and the
9 outstanding issue will be the first one.

10
11 Mr. Noto answered affirmatively.

12
13 **Motion was made by Commissioner Lucarelli to approve the final plat for the**
14 **Enclave at Tuscany subdivision with the three conditions outlined in the staff**
15 **report, seconded by Deputy Mayor Brender and motion carried by roll-call vote:**
16 **Commissioner Duryea, Yes; Commissioner Plank, Yes; Commissioner Lucarelli,**
17 **Yes; Deputy Mayor Brender, Yes; Mayor Mealor, Yes.**

18
19 B. Ordinance No. 1454 – Amending the Future Land Use Element of the
20 Comprehensive Plan creating the Transit Oriented Development Overlay land
21 use designation and amending future land use element to delete maximum
22 heights, deleting footnotes #8 and #9 relating to maximum height limits and
23 revising footnote #7 deleting references to stand alone residential and adding
24 language regarding density bonuses and transfer of development rights and
25 amending Future Land Use designation from Downtown Development District
26 to Downtown Development District and Transit Oriented Development, 6.08
27 acres of City property – First Reading (Public Hearing)

28
29 The City Attorney read Ordinance No. 1454 by title only on first reading.

30
31 Mr. Omana said this is another exciting point in our planning journey. The Commission
32 has heard us talk about the density bonuses, transfer of rights issues, and the flexibility
33 of our codes relative to the Downtown. This helps accomplish that. This sets the
34 regulatory table and by virtue of what's proposed this evening, it will go a long way in
35 making the Downtown happen and hopefully provide a catalyst for the redevelopment of
36 the area.

37
38 Mr. Schindler asked to deal with Items B and C concurrently. The background is the
39 same on both.

40
41 There was no objection from the Board.

42
43 The City Attorney read Ordinance No. 1455 by title only on first reading,

44
45 Mr. Schindler said Item B relates to parcels A, C, D, E, F, G, H, I and J. Item C relates
46 to parcel B.

1
2 Mr. Schindler said in 2003 the City adopted the Downtown Development District land
3 use for the area of downtown west of what was the CSX Railroad. In 2010 we went on
4 the east side of the railroad north of Lake Mary Boulevard to the corporate limits and
5 made that area Downtown Development District. In 2011 the Legislature had a major
6 revision to local government planning. For the first time the Community Planning Act
7 would allow amendments to the text of a comp plan as long as they adopted
8 simultaneously with a land use amendment to the map. We are proposing to amend the
9 text of the comp plan to add the Transit Oriented Development (TOD) Overlay and at
10 the same time amend the land use designation of parcels A, C, D, E, F, G, H, I and J.
11 Those are all city-owned properties. Parcel B is owned by Mr. Mahnken but is a vital
12 link in the overall transit oriented development. We have spoken to Mr. Mahnken and
13 he has given staff the go ahead to act on his behalf.

14
15 Mr. Schindler said staff reviewed the criteria for the adoption of the TOD and the
16 application of that to these properties and find that it meets or exceeds all criteria in the
17 comprehensive plan.

18
19 Mr. Schindler said on January 25, 2012, the Local Planning Agency voted unanimously
20 to recommend approval.

21
22 Mr. Schindler said the proposed revisions to the comprehensive plan comply with the
23 requirements of Section 163.3187 of the Florida Statutes.

24
25 Mayor Mealar said the legislative change last spring gave more flexibility to the local
26 communities.

27
28 Mr. Schindler said without a doubt. Without that change we would not be able to do this
29 tonight. Before the change the creation of the TOD land use designation would have to
30 go through a much longer process. The Commission would have had to vote to
31 transmit to Tallahassee, they would have reviewed it, sent back comments, and we
32 would have 60 days to review their comments, the Commission would adopt it on
33 second reading and then we would have gone through an appeal period. This is very
34 much an abbreviation to the review and adoption process.

35
36 Mayor Mealar asked if anyone wanted to speak in reference to Ordinance No. 1454
37 and/or Ordinance No. 1455. No one came forward and the public hearings were closed.

38
39 Deputy Mayor Brender said we are not discussing what these building heights will be.
40 These are deletions because they are covered in other areas of the code.

41
42 Mr. Schindler said that was correct. Several years ago the former Department of
43 Community Affairs staff strongly urged the City to adopt maximum building heights in
44 the comprehensive plan. We were basically told we would either have floor area ratios
45 or maximum building heights and we opted for maximum building heights. We believe
46 at this point that there have been changes in Tallahassee that would allow us to rely

1 more upon the building maximum building heights in the land development code rather
2 than be redundant.

3
4 Commissioner Plank asked if the building height on an individual building would have to
5 come before the Commission for approval.

6
7 Mr. Schindler said there is a maximum building height in Chapter 154.67 and is three
8 stories. That has not changed. Any deviation from that would need to come before the
9 Commission.

10
11 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1454 on**
12 **first reading, seconded by Commissioner Plank and motion carried by roll-call**
13 **vote: Commissioner Plank, Yes; Commissioner Lucarelli, Yes; Deputy Mayor**
14 **Brender, Yes; Commissioner Duryea, Yes; Mayor Meador, Yes.**

15
16 C. Ordinance No. 1455 – Amend the future Land Use designation from
17 Downtown Development District to Downtown Development District and
18 Transit Oriented Development for approximately .27 acres of property located
19 in the downtown west of the SunRail railroad tracks and north of Lake Mary
20 Boulevard – First Reading (Public Hearing)

21
22 Ordinance No. 1455 was read by title only on first reading, presented, discussed and a
23 public hearing was held under Item B.

24
25 **Motion was made by Commissioner Plank to approve Ordinance No. 1455 on first**
26 **reading, seconded by Deputy Mayor Brender and motion carried by roll-call vote:**
27 **Commissioner Lucarelli, Yes; Deputy Mayor Brender, Yes; Commissioner Duryea,**
28 **Yes; Commissioner Plank, Yes; Mayor Meador, Yes.**

29
30 D. Request for Conditional Use Approval to allow a City stormwater pond (a
31 Community Service and Facility) in the R-1A (Residential) Zoning district,
32 north side of Seminole Avenue between Fourth Street and Fifth Street (Public
33 Hearing)

34
35 Mr. Schindler said stormwater ponds are one variety of public service and facilities and
36 as such we are bringing it before the Commission for review and action as a conditional
37 use for a proposed stormwater pond. This is the properties the City has recently
38 purchased or is in the process of purchasing. There has been considerable discussion
39 as to what is the best use of these properties. He said Mr. Paster's staff has been
40 working with consultants and it appears this should be developed as a stormwater pond.
41 As a separate but related issue, within the right-of-way the Commission has directed
42 staff to look at on-street parking and opening Seminole Avenue up to Fifth Street. He
43 said Mr. Paster is working with our consultants to develop these plans.

44
45 Mr. Schindler said the issue before the Commission tonight is only the pond. We have
46 criteria that must be looked at regarding a conditional use. Staff has reviewed these

1 criteria and finds the request for a conditional use for a community service and facility, a
2 dry stormwater pond, in the R-1A zoning district does not adversely affect the public
3 interest and meets the six aforementioned criteria for permitting a conditional use.

4
5 Mr. Schindler said on January 24, 2012, the Planning & Zoning Board voted
6 unanimously to recommend approval of the requested conditional use.

7
8 Mr. Schindler said in 2003, the City Commission approved a conditional use for a
9 privately owned stormwater pond for property located on the northwest corner of Fourth
10 Street and Lakeview Avenue.

11
12 Mr. Schindler said we received a telephone call from Mr. Cushman who owns the
13 property on the north side of Seminole Avenue on the west side of Fifth Street. It is
14 developed as a rental property. He said Mr. Cushman met with staff and was very
15 concerned about proper visual screening on the west side of the pond and the north
16 side of Seminole Avenue. He said he directed Mr. Cushman to discuss this with Mr.
17 Paster. He said it was his understanding Mr. Paster explained the proposed
18 landscaping and that Mr. Cushman is satisfied with what is being proposed.

19
20 Commissioner Plank asked what areas of downtown would this serve.

21
22 Mr. Schindler said the stormwater pond will drain the areas shown in yellow and red on
23 the exhibit. It will handle the runoff from the development from a fairly sizable section of
24 Downtown. The City does not have a master stormwater system so it is likely we would
25 be looking at a number of stormwater systems serving various sundry sections of the
26 Downtown. This is one of those ponds that would serve the extreme southwest area of
27 the Downtown.

28
29 Deputy Mayor Brender asked if there was any point in bringing this section of this block
30 into the Downtown Development District.

31
32 Mr. Schindler said that is a policy decision. It depends on whether or not the
33 Commission sees the Downtown extending west to Fifth Street and north of Seminole
34 Avenue.

35
36 Deputy Mayor Brender said what he was thinking of now is just those lots and where
37 that retention pond will be because it is addressing an issue that involves the
38 Downtown.

39
40 Mr. Schindler said in light of the fact that we have community service and facilities and
41 in light of the fact that we own the properties except for the west property on Fifth Street
42 and the east property adjacent to Mr. Shaw, there is nothing that we can do with DC
43 zoning that we can't do now as a community service facility. If it were a policy decision
44 we could.

1 Mayor Meador asked if anyone wanted to speak in reference to this conditional use
2 request. No one came forward and the public hearing was closed.

3
4 **Motion was made by Commissioner Duryea to approve the conditional use to**
5 **allow a City stormwater pond in the R-1A zoning district, seconded by**
6 **Commissioner Lucarelli and motion carried by roll-call vote: Deputy Mayor**
7 **Brender, Yes; Commissioner Duryea, Yes; Commissioner Plank, Yes;**
8 **Commissioner Lucarelli, Yes; Mayor Meador, Yes.**

9
10 E. Ordinance No. 1457 – Amending Chapter 162, Conservation Project,
11 Regulating Firearms – First Reading (Public Hearing)

12
13 The City Attorney read Ordinance No. 1457 by title only on first reading.

14
15 Ms. Sova said last year the state preempted us from regulating firearms and we
16 amended our code to deal with that. It has been brought to our attention that in Chapter
17 162, Conservation Project, we do have a violation because it regulates firearms. This
18 ordinance deletes all references to firearms within the Conservation Project. It's
19 cleanup.

20
21 Mayor Meador asked if anyone wanted to speak in reference to Ordinance No. 1457. No
22 one came forward and the public hearing was closed.

23
24 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1457 on**
25 **first reading, seconded by Commissioner Plank and motion carried by roll-call**
26 **vote: Commissioner Duryea, Yes; Commissioner Plank, Yes; Commissioner**
27 **Lucarelli, Yes; Deputy Mayor Brender, Yes; Mayor Meador, Yes.**

28
29 IX. Other Items for Commission Action

30
31 There were no items to discuss at this time.

32
33 X. Citizen Participation

34
35 James Thompson, 108 Oaks Court, Sanford, came forward. He said he lived in Sanford
36 but had a vested interest in Lake Mary. He has been coming to City Commission
37 meetings off and on for a good while. He thought this Commission was one of the most
38 earnest and best that we have had in years. Commissioners come and go, some good
39 and some bad. He had been to other cities' commission meetings and they don't run
40 nearly as well and don't get along as well. He felt the people in Lake Mary should be
41 proud of their Commission and Mayor. You have to remember that you have a
42 dedicated staff that works for you and employees that are dedicated. He said he had
43 seen employees go because they were so good they were enticed away. He wanted to
44 thank the Commission for their feeling for the citizens. That is what they are here for
45 and were elected to do that. You work together trying to solve these various problems.
46 He thanked the Commission.

1
2 Mayor Meador said he was honored because he served with four people that in their
3 respective areas are much better at what they do than what he does. It makes us
4 stronger. We have the opportunity to make the decisions we made tonight because of
5 people such as Mr. Thompson who set a standard for this community. He said Mr.
6 Thompson lives just outside the city limits but had a lot of property in the community.

7
8 No one else came forward and citizen participation was closed.

9
10 XI. Reports

11
12 A. City Manager

13
14 1. Request Commission approve concept of new 5K route in Downtown Lake Mary
15 and associated requests
16

17 Ms. Sova said this is the Lake Mary Trailblazer 5K Run. This year the Trailblazers
18 would like to hold the run Downtown. They have a map included in the packets. That is
19 something new for the Seventh Annual Be A Trailblazer 5K. The event will start and
20 finish on Lakeview Avenue which will require the road to be closed from 6:00 A.M. to
21 10:00 A.M. and some interim closing as people traverse Country Club Road. She said
22 Melissa Flippin was present.

23
24 Melissa Flippin, Special Events Coordinator, and Darrell Jarvis of the Trailblazers came
25 forward. Ms. Flippin said in years past the Trailblazers' 5K has been held at Timacuan
26 Country Club, down through the community and down the trail on Rinehart. This year
27 we would like to do something different and bring it to the Downtown area with beautiful
28 streets and scenery. We would like to get approval to hold this race on Saturday, April
29 21st. The race would begin at 7:30 A.M. and we would block off the road from Country
30 Club Road to Fourth Street from 6:00 A.M. to 10:00 A.M. so we could have the start and
31 finish line in front of City Hall on Lakeview. We would use volunteers from Lake Mary
32 PD to help us along the route.

33
34 Mayor Meador said Mr. Jarvis and Commissioner Plank are the cofounders of the
35 Trailblazers. In the past it has been one of the most enjoyable runs and received
36 compliments from those taking part. That is going to be a beautiful route and thought it
37 would rival the Track Shack series through Winter Park.

38
39 Mr. Jarvis said Timacuan was great and we did a lot of stuff exposing the trail but it's
40 time to move to Downtown. With all the things happening down here he thought it
41 would be a great addition to the activities.

42
43 **Motion was made by Commissioner Duryea to approve concept of new 5K route**
44 **in Downtown and associated requests as outlined in the staff report, seconded by**
45 **Commissioner Lucarelli and motion carried unanimously.**
46

- 1 2. Request Commission authorize purchase of two new police vehicles from Don
2 Reid Ford under Florida Sheriffs Association Bid #11-19-0907, and associated
3 appurtenances from Emergency Vehicle Supply for a total amount not to exceed
4 \$40,765.44; declare Vehicles #2212 and #2213 surplus and authorize City
5 Manager to dispose of
6

7 Ms. Sova said this is a request to purchase two replacement detective vehicles for the
8 Police Department. We are recommending 2012 Ford Fusions. We looked at the
9 potential to lease vehicles and is why we didn't bring these forward in December with
10 the other vehicle purchases. We decided purchase was the best for us at this time.
11 The total purchase cost for the two vehicles and their appurtenances is \$40,765.44. We
12 will need to surplus Vehicles #2212 and #2213.
13

14 Commissioner Plank asked if these would be for general use or for supervisors.
15

16 Ms. Sova said these are unmarked detective cars.
17

18 **Motion was made by Deputy Mayor Brender to approve the purchase of two new**
19 **police cars from Don Reid Ford under Florida Sheriffs Association Bid #11-19-**
20 **0907, and associated appurtenances from Emergency Vehicle Supply for a total**
21 **amount not to exceed \$40,765.44, declare Vehicles #2212 and #2213 surplus and**
22 **authorize the City Manager to dispose of. Seconded by Commissioner Plank and**
23 **motion carried unanimously.**
24

- 25 3. Request Commission authorize purchase of mini hydraulic excavator from Ring
26 Power Corporation under Florida Sheriffs Association Bid #11-19-0907 in an
27 amount not to exceed \$41,819.00
28

29 Ms. Sova said this is a request to purchase a mini hydraulic excavator. This is a
30 budgeted item. The excavator would be used for water and sewer line breaks. On
31 Lake Mary Boulevard where things get tight, the Parks Department could use it for
32 irrigation and in residential locations where traffic, landscaping, and space are
33 concerned. We rent one from time to time. Both departments would like to have the
34 use of one of these. The price is \$41,819.00 to be purchased through Florida Sheriffs
35 Association Bid #11-19-0907, and the budget was \$42,000.00.
36

37 **Motion was made by Commissioner Lucarelli to authorize the purchase of a mini**
38 **hydraulic excavator from Ring Power Corporation under Florida Sheriffs**
39 **Association Bid #11-19-0907 in an amount not to exceed \$41,819.00, seconded by**
40 **Commissioner Duryea and motion carried unanimously.**
41

- 42 4. Request Commission authorize expenditure from Law Enforcement Trust Fund
43 for donation to Leadership Seminole/Harvest Time International in an amount not
44 to exceed \$100.00 and authorize City Manager to execute associated budget
45 adjustment
46

1 Ms. Sova said at the last meeting Commissioner Lucarelli brought up that Leadership
2 Seminole Class 21 is working with Harvest Time International to raise money to build a
3 dental clinic. This would be to buy a brick with the engraving "City of Lake Mary –
4 Mayor & Commission". The balance in the Law Enforcement Trust Fund is \$219,842.00
5 and this is a \$100.00 request.

6
7 Commissioner Lucarelli said on Friday, February 24th from 5:00 P.M. to 9:00 P.M. they
8 will have the official groundbreaking ceremony with a wine tasting and food with a cash
9 bar to follow. It's at Harvest Time International.

10
11 **Motion was made by Deputy Mayor Brender to authorize the expenditure of**
12 **\$100.00 from the Law Enforcement Trust Fund for donation to Leadership**
13 **Seminole/Harvest Time International for an engraved brick, seconded by**
14 **Commissioner Duryea and motion carried unanimously.**

15
16 5. Request Commission direction on placing five remaining Charter amendments on
17 the ballot

18
19 Mr. Sova said this is a request for direction on the five remaining Charter amendments.
20 On November 3, 2011, we placed four amendments on the January ballot. That has
21 now come and gone and we need direction on when to bring back an appropriate
22 ordinance for the remaining five.

23
24 Mayor Mealor said the options are the Primary in August or the General in November.
25 He said he was open to whatever the group feels. Based on past experience with both
26 August and November elections, he thought with this being a presidential election year
27 the ballot would be pretty full. He thought if they wanted citizen attention we would
28 probably have greater feedback during the Primary. He asked if they wanted to go
29 forward with the five as presented. The Charter Review Committee offered to be
30 available for any community forums or education outreach. He said he would like to
31 take advantage of that whenever it's appropriate.

32
33 Deputy Mayor Brender said if we are going to put these on that particular cycle, we
34 need to let everybody know that it's going to be out there. We don't even know at this
35 point who is on the ballot or if there is even going to be an election as far as primaries.
36 We need to make sure this is thoroughly advertised.

37
38 Mayor Mealor said maybe the City Attorney at a future meeting could brief us because
39 there are certain things with the new statutes where we should not be seen as
40 promoting certain types of ballots.

41
42 Deputy Mayor Brender said he was talking about awareness and not promoting.

43
44 Ms. Sova said we notified homeowners' associations and did as much outreach as we
45 could with the previous questions. We could go back to at least all of those.

1 Commissioner Plank said he thought it worked very well in what staff did to get the
2 earlier amendments out. He suggested following the same pattern.

3
4 **SIDE 2A**

5
6 6. Request Commission make appointments/reappointments to Code Enforcement
7 Board

8
9 Ms. Sova said this is a request to make appointments/reappointments to the Code
10 Enforcement Board. The terms of Joel Ivey and Ronald Goodrow expire February 29th
11 and both men have indicated their willingness to serve another term. She said Mr. Ivey
12 has served since 1985 and Goodrow was appointed in 2011. We have attached board
13 appointment information forms from residents interested in serving on the board. She
14 said Brian Hess who is currently on the LPA and George Ludwig who is on the Board of
15 Adjustment have expressed a desire to be appointed as their boards don't meet that
16 often.

17
18 Mayor Mealor said he believed in December is when we review all board appointments.

19
20 Ms. Foster said except for Code Enforcement.

21
22 **Motion was made by Deputy Mayor Brender to reappoint Joel Ivey and Ronald**
23 **Goodrow to the Code Enforcement Board, seconded by Commissioner Lucarelli**
24 **and motion carried unanimously.**

25
26 Ms. Sova said she informed the Commission at the beginning of the week that the 2011
27 Regional Assistance to Firefighters Grant Subrecipient Agreement for Purchase of Fire
28 Rescue Equipment had been approved. The City of Casselberry will perform all the
29 responsibilities federally required on behalf of the cities and the County who are a party.
30 They have asked each city to execute a subrecipient agreement outlining the
31 responsibilities of each party. She asked the Commission to approve and authorize the
32 Mayor to execute. Our match portion of the grant is \$44,308.00. We had a March 1st
33 deadline to do this so we didn't have time other than tonight to bring it forward.

34
35 **Motion was made by Commissioner Duryea to approve the 2011 Regional**
36 **Assistance to Firefighters Grant Subrecipient Agreement for the Purchase of Fire**
37 **Rescue Equipment and authorize the Mayor to execute, seconded by**
38 **Commissioner Plank and motion carried unanimously.**

39
40 Ms. Sova said Little League opening day ceremonies will be Saturday, February 25th at
41 9:00 A.M. at the Sports Complex.

42
43 Ms. Sova said our contract with Waste Management calls for automatic annual rate
44 increases and they have not exercised that option up to now, but they have come
45 forward with a request for a rate change. She said she is in the process of negotiating
46 that with them and hope to get them to give us a rate that will take us through the end of

1 their contract term (2013). We are a little better than halfway through and they have not
2 asked for anything up to this point.

3
4 Ms. Sova said we all got the letter from the Hills of Lake Mary. She said she forwarded
5 to the Commission some resolution about the medians that's upcoming. As far as the
6 entrance on private property we just can't resolve that issue.

7
8 B. Mayor

9
10 Mayor Mealor said we have a new group under the auspices of the Greater Seminole
11 County Regional Chamber of Commerce and it is the Lake Mary Area Council.
12 Yesterday they hosted a beautiful State of the City presentation at the Events Center.
13 There was a wonderful turnout and we received tremendous feedback. He thanked the
14 City Manager and the Director of Community Development.

15
16 C. Commissioners (3)

17
18 Commissioner Plank said the State of the City was an outstanding presentation. We
19 have a new City Manager, we have staff changes taking place, and it was like a well-
20 oiled machine. He thought it raised the bar for the other cities in Seminole County in
21 what they are going to have to live up to.

22
23 Commissioner Plank said the Antiques and Collectibles Exhibit is at the museum
24 through March 10th. The museum is open Thursdays from 6:30 P.M. to 8:30 P.M. and
25 on Saturdays from 10:00 A.M. to 2:00 P.M.

26
27 Commissioner Plank said Lake Mary Celebrates will be at City Hall on March 3rd from
28 10:00 A.M. to 3:00 P.M. He invited everybody to come. Admission is free and we have
29 a lot of vendors and entertainment.

30
31 Commissioner Lucarelli said she attended a ribbon cutting/open house for Inner Beauty
32 Skin Care on Fourth Street. There was a great turnout. She said she was pleased with
33 the excellent quality of businesses opening in Downtown and there is more coming.
34 Susan's Treasure Chest will be moving next to Dalli's Pizza. There is more interest
35 since the buzz is out there about our Downtown redevelopment. She attended a
36 Sanford Chamber event this morning and there were a lot of Lake Mary business
37 owners there.

38
39 Commissioner Lucarelli said today Channel 9 interviewed her and Lisa York about the
40 Victim Recovery Center as well as her stalking initiatives. We are having support
41 groups every Wednesday at Grace United Methodist Church. She encouraged any
42 victims of crime, male or female, to not be afraid to come forward. It's a peer support
43 group and is totally confidential. You do not have to sign in and there is no paperwork.
44 We are there to give love and support to crime victims.

1 Deputy Mayor Brender said regarding the Hills of Lake Mary we are stuck at status quo.
2 The lawyer who owns the properties in question maintains them to the most minimum
3 level possible up to a point where the Code Enforcement Board does some action and
4 then he fixes the problem just prior to the Code Enforcement Board getting to the point
5 where they are going to levy fines. He spoke at length with the Hills of Lake Mary
6 Homeowners' Association President and they have adopted a plan with the County to
7 address the median on 46A and that will help in getting the median repaired and
8 serviced with Bahia grass. The other areas are on the corner and we will be able to cut
9 those areas because it is City right-of-way but unfortunately the status quo is going to
10 remain for the fountain areas and the retention pond in the back. He said Mr. Roy is
11 asking large sums of money for the purchase of those useless pieces of properties.
12 The HOA is trying to negotiate with him but they are miles apart.

13
14 Deputy Mayor Brender said the Shred-A-Thon was a huge success. He had mentioned
15 the idea of doing this twice a year. He asked that someone bring that up to the folks at
16 the Senior Center and see if there is interest in doing it twice a year.

17
18 Mr. Nipe said we could bring it up again. It was brought up in discussion at a follow-up
19 meeting after the Shred-A-Thon with the Shred-A-Thon Committee which is run by
20 Rotary. One of the issues with that is logistics for Shred-It. For them to provide trucks
21 twice a year is a high expense because all of their staff is on overtime and they have to
22 get the trucks over here. There was discussion about moving the venue or taking
23 advantage of some more parking areas. There were 700 cars that came through.

24
25 Deputy Mayor Brender said the State of the City turned out to be informational for a lot
26 of people. He thanked Jackie (Sova) for thinking ahead. Most of that information is out
27 on the Internet.

28
29 Deputy Mayor Brender said he attended the State of the County luncheon today.

30
31 Deputy Mayor Brender said the Seminole County Expressway Authority is still in limbo
32 land. He spoke to Senator Simmons and he does have a bill coming through the
33 legislative process to reappoint the Seminole County Expressway Authority. We expect
34 that will make it out of committee and probably get a vote. As mentioned at the County
35 luncheon today, the Orlando-Orange County Expressway Authority, turnpike, and all the
36 other authorities involved in this process have gotten down to an agreement. It is as yet
37 unsigned but the lawyers are drafting the final documents. We expect it to be signed
38 and work could begin as early as late this year or early next.

39
40 Commissioner Duryea said he attended the State of the County luncheon and optimism
41 was oozing. You would never know there is a recession when you listen to the
42 politicians talk about the economy, but it was good.

43
44 Commissioner Duryea said Mike and Sheila Kramer from *Lake Mary Life* are very active
45 in the community. Their grandson is going to be on the Today Show on Monday from
46 8:00 A.M to 8:30 A.M. He is one of those children who loves the presidency and they

1 are going to ask him questions about different presidents. He said Mike (Kramer) was
2 proud of that and was happy for him.

3
4 D. City Attorney

5
6 Ms. Reischmann said she wanted to mention a couple of interesting bills. There is a bill
7 that will allow cities to regulate smoking around their own building. Another one is about
8 red light cameras to eliminate all funding for cities and give it all to the state.

9
10 XII. Adjournment

11
12 There being no further business, the meeting adjourned at 8:15 P.M.

13
14
15
16 _____
17 David J. Mealor, Mayor

Mary Campbell, Deputy City Clerk

18
19
20
21 ATTEST:

22
23
24
25 _____
26 Carol A. Foster, City Clerk