

1 MINUTES OF THE LAKE MARY CITY COMMISSION MEETING held May 1, 2014,
2 7:00 P.M., Lake Mary City Commission Chambers, 100 North Country Club Road, Lake
3 Mary, Florida.

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6 I. Call to Order

7
8 The meeting was called to order by Mayor David Mealor at 7:05 P.M.

9
10 II. Moment of Silence

11
12 III. Pledge of Allegiance

13
14 IV. Roll Call

15
16 Mayor David Mealor Jackie Sova, City Manager
17 Commissioner Gary Brender Carol Foster, City Clerk
18 Deputy Mayor George Duryea Dianne Holloway, Finance Director
19 Commissioner Jo Ann Lucarelli John Omana, Community Dev. Director
20 Gary Schindler, City Planner
21 Steve Noto, Senior Planner
22 Bryan Nipe, Parks & Recreation Director
23 Bruce Paster, Public Works Director
24 Tom Tomerlin, Economic Development Mgr.
25 Steve Bracknell, Police Chief
26 Katie Reischmann, City Attorney
27 Mary Campbell, Deputy City Clerk
28

29 V. Approval of Minutes: April 17, 2014

30
31 **Motion was made by Commissioner Lucarelli to approve the minutes of the April**
32 **17, 2014, meeting, seconded by Commissioner Brender and motion carried**
33 **unanimously.**

34
35 VI. Special Presentations

36
37 A. Proclamation – Courtney Miller Day

38
39 Mayor Mealor said this is a resident of our community who has distinguished herself in
40 Florida collegiate athletics. She is not here today because her team is competing in the
41 state tournament in Pensacola.

42
43 The City Attorney read a proclamation proclaiming May 1, 2014, as “Courtney Miller
44 Day”.

1 Mayor Mealor said this past Tuesday, Seminole State had their annual athletic banquet,
2 and President McGee was gracious enough to ask him to present the proclamation on
3 behalf of the Commission and the City. He said Coach Miller received a standing
4 ovation. This is a Lake Mary resident who has distinguished herself and we wanted to
5 recognize those accomplishments.

6
7 Mayor Mealor acknowledged two seniors from Orangewood as part of a government
8 class. We welcome any of those activities and if any member of the Commission or the
9 City Manager may be of help do not hesitate to reach out to us.

10
11 B. FDOT/Metroplan SunRail Quiet Zone Concept Study

12
13 Mr. Schindler said tonight we have three people present who have been instrumental in
14 the study. We have Mark Bertoncini who will be making the presentation. He is with
15 VHB Consultants. We have Libetod Acosta-Anderson who is with FDOT and they were
16 instrumental in the funding and bringing everything together. We have Virginia
17 Whittington with Metroplan and she was the project manager. She was the go-between
18 between the local governments, the state and ramrodded this together. He said he had
19 been here since 2001 and can't count the number of times people have called to see if
20 anything can be done about the train horns. We have looked into it previously and at
21 that time there was nothing that could be done. Now that SunRail is a reality and a fact,
22 a lot of the deficiencies that were very expensive improvements have been made.

23
24 Mr. Schindler said tonight he wanted to put this into perspective. What has been done
25 is a first step and it is a good first step. The product is something that local communities
26 can build on and we are proposing to do that. He asked Mr. Bertoncini to make a
27 presentation about the work that they have done.

28
29 Mark Bertoncini of VHB Consultants came forward. He said this presentation was given
30 to the Metroplan Board back in March so it is the same information he would be sharing
31 with the Commission with some personalized items for Lake Mary. We will go through
32 the project team, background, what the scope of methodology was, the estimates of
33 construction costs and then the next steps. The project team is Ms. Whittington, Ms.
34 Acosta-Anderson, himself and Ryan Verdell with VHB. We were in teaming with folks
35 from GMB, FDOT and the SunRail folks.

36
37 Mr. Bertoncini said along the SunRail corridor the first operating segment starts in
38 Sanford and heads down to Edgewood. There are 92 crossings in the first operating
39 segment and we looked at all 92.

40
41 Mr. Bertoncini said this project was requested by the Municipal Advisory Committee.
42 The board approval allocated \$500,000 from the XU funds to cover the costs of these
43 concepts. The scope was developed in conjunction with Metroplan and FDOT. The
44 basic scope was to develop grade crossing concept plans using supplemental safety
45 measures and to develop an estimate of probable development costs that we could
46 share with the community so they could determine how to proceed. The basis for our

1 development of the grade crossings was the quiet zone rule. It is a federal register and
2 defines how quiet zones are implemented, what they consist of, what works and what
3 doesn't. In 2011 Virginia spearheaded a diagnostic review in which local communities,
4 fire, police, CXS, FDOT and consultants went out and walked every crossing within the
5 corridor to come up with suggested improvements for quiet zones. A lot of work went
6 into where we are today.

7
8 Mr. Bertoncini said SSM is a supplemental safety measure. There are four particular
9 improvements you can do to a crossing to allow you to get quiet zone status. One is a
10 quadrant gate system which has four gates in every direction and completely seals off
11 the crossing so nobody can go around it. The second is median channelization. It is
12 called a non-traversable island. In lieu of putting four quad gates if you have the room
13 and right-of-way and you have the standard gates, you put this median in and no one
14 can jump over and try to get around it would also be an acceptable measure.
15 Converting one-way streets to two-way streets in close proximity to the grade crossing
16 and if you close the street completely off you will get credit for that.

17
18 Mr. Bertoncini said that's not the only way to get a quiet zone and we didn't go down
19 this road for obvious reasons. It is called alternative safety measures (ASMs) and is
20 any improvement not considered in those four. Another tool that the FRA has online is
21 the calculator that takes the level of improvements that you may put in as an SSM. If it
22 is a partial improvement or in some instances you may not have to do anything to a
23 crossing. The calculator takes into account how much traffic goes over the crossing,
24 the history of crashes, the amount of trucks, is it an urban area, what type of crossing
25 and then you add all this stuff into the calculator and it comes up with a statistical
26 number called the quiet zone risk index. That number is measured against the national
27 index and if it is at or below you possibly would not have to do any improvements. We
28 did not go down that road for quite a few reasons. One is we looked at this as a regional
29 project and it would be very subjective on where you would consider doing something,
30 not doing something, and cross all the communities. It would be very hard to do. We
31 felt in talking with Metroplan and FDOT the best information we could provide is looking
32 at supplemental safety measures for every single crossing along the corridor and give
33 that information to the communities that they could take and decide how to proceed with
34 it.

35
36 Mr. Bertoncini said what we did to get to this point was we obtained the most up to date
37 SunRail plans. We walked each of the 92 crossings, conducted field reviews to see if
38 there were any changes to the plans to see what modifications were done by the
39 SunRail team, or if there were any other improvements from any other type of project.
40 From there we looked at our own concept plans looking at what was constructed as part
41 of SunRail. The whole impetus of this project was taking advantage of what SunRail
42 was already installing with the additional equipment and the technology to run the gates.
43 Once we developed our concept plans we coordinated with FDOT, we got their input
44 from traffic ops, and made sure we had concurrence with what we were proposing as
45 well as the SunRail team.

1 Mr. Bertoncini said we had two reviews: one from the design-build team that was doing
2 SunRail and traffic ops itself. Once comments were received and everyone concurred
3 on the design team side we had workshops with each of the municipalities at Virginia's
4 office. We sat down and walked through each of the crossings with the representatives
5 from the local municipalities. Once we got that input if there were any changes that we
6 needed we developed our final concept plan and developed probable construction
7 costs. We had to break it up by community as well as unincorporated Seminole and
8 Orange Counties.

9
10 Mr. Bertoncini said the cost we came up with for the entire corridor with 92 crossings
11 was \$15.5 million. That included 25% contingencies and 20% design fee. There are six
12 crossings in Lake Mary: Airport Road, Egret's Landing, Pedigo Point, Palmetto Street,
13 Lake Mary Boulevard and Country Club Road. The locations with asterisks are
14 considered Seminole County owned and are not included in the Lake Mary cost that is
15 shown. He pointed out at Pedigo Point there is absolutely no improvements on that
16 crossing. It is a private crossing. There are no gates or lights. In order to bring that up
17 to quiet zone speed the biggest expense at that crossing is the traffic signal cabinet. It
18 could be up to \$200,000 just for that technology piece and the rest would go to installing
19 gates and flashing lights. Once a final design is moved forward, we may be able to
20 connect to an abutting crossing and not have that cost. We tried to look at the worst-
21 case scenarios in developing costs. The other two are fairly insignificant costs
22 compared to what's already in place.

23
24 Mr. Bertoncini said the entire corridor is \$15.5 million and the average cost per crossing
25 is \$165,000. The cost would include contingency and design fee. This is planning level
26 costs to give each community an idea of what the impact from costs will be. This is
27 intended to be implemented as a regional quiet zone so we look at the 92 crossings as
28 one quiet zone. Unit prices may have an impact on overall costs. Once SunRail is
29 completely done and there can be a more in-depth inventory of technologies out there
30 could decrease the costs. We tried to use the worst-case scenarios as far as the
31 technology. Each crossing reflects supplemental safety measures. We are finalizing
32 the report and will release that in a week or so which gives more detail than what is
33 presented here. Virginia will continue to work to find funding to implement this.

34
35 Commissioner Brender questioned the 25% contingency. On a \$15 million deal we are
36 talking four million bucks. This is a matter of adding equipment and gates.

37
38 Mr. Bertoncini said it was not just equipment and gates. It's technology and roadway
39 improvements. If SunRail wasn't being implemented and the technologies weren't
40 being put in as part of that project this would be much higher.

41
42 Mayor Mealor said these costs are significantly lower than what we had several years
43 ago when we had some citizens and we asked Commissioner Lucarelli to monitor that
44 for us.

1 Deputy Mayor Duryea said assuming we were able to implement this on Lake Mary
2 Boulevard which is a very large road, he asked what would be the effect sound-wise.
3 He asked if they would be allowed to blow the horn for 15 minutes before they get there.
4
5 Mr. Bertoncini answered negatively. If the quiet zone gets implemented the way the
6 rule is written, the horn does not get sounded at all. The only way the horn would be
7 sounded is if there was an emergency or the train engineer felt there was a car or
8 someone close to the track. If he is continuously blowing that horn he could get in
9 trouble. That is the whole purpose of the quiet zone.
10
11 Mayor Mealor asked if there were any in the SunRail system with the current stops. He
12 asked if there were any communities that have implemented this.
13
14 Mr. Bertoncini said none were implemented yet but the Florida Hospital campus in
15 Orlando runs across four crossings and they are currently working with the SunRail
16 team to upgrade the crossings to a quiet zone.
17
18 Libetod Acosta-Anderson with the Department of Transportation, 133 South Semoran
19 Boulevard, Orlando, Florida, came forward. She asked Mark to clarify that
20 improvements can't be done on a single crossing. All crossings have to be done.
21
22 Mr. Bertoncini said there is a rule within a jurisdiction that you can't do one or two
23 crossings then skip one and go to the next one. There has to be at least a half mile
24 between crossings within a jurisdiction. Say if Altamonte wanted to implement a quiet
25 zone and Maitland didn't you may hit a halt depending on how close that crossing is.
26
27 Mayor Mealor said that was a very important variable because one of the primary areas
28 of concern would be impacted by the three in green whether it be Egret's, Pedigo or
29 Airport.
30
31 Commissioner Brender said if Seminole County chooses not to do "their" intersections
32 then we are stuck doing none of ours either.
33
34 Mr. Bertoncini said that would have to be worked out somehow. The three in green are
35 continuous. Depending on how close to the other ones you may not get the benefit of a
36 quiet zone if they are blowing the horn at the south or the north.
37
38 Mayor Mealor asked the direction of staff related to this presentation.
39
40 Mr. Schindler said this is a good foundation. It is looking at the big picture. Unless we
41 get a sugar daddy he doubted we would get the funding to do all the improvements that
42 would will be necessary. Staff is working with a consultant that does only quiet zones.
43 We have a proposal, we sent out a RFP and we have a response. We are looking at
44 the possibility of contracting with this person to come and do the calculator method for
45 us. The one caveat of the calculator method is let's say we have a quiet zone
46 established and then there be an accident with a train and automobile. We could lose

1 the quiet zone and we would have to do this exercise again and look at other
2 improvements. He believed this was a good start. During the summer we should be
3 coming back to the Commission with the results of the study.
4

5 Mayor Meador said the most important message conveyed is the City continues to look
6 at options and possibly alternatives. He thanked everyone for the presentation.
7

8 C. Update from Bright House Networks – Michel Champagne, Vice President &
9 General Manager

10
11 Michel Champagne, Vice President of Operations for Bright House Networks, came
12 forward. He said they were proud to be one of the top communications providers for the
13 City of Lake Mary, Seminole County, and the Central Florida region. We just celebrated
14 our tenth anniversary. Time Warner Cable was our predecessor and we have been
15 Bright House Networks since 2003. He wanted to give an update on Bright House and
16 what's going on with the company and the area.
17

18 Mr. Champagne said first and foremost that's going to impact the City of Lake Mary is
19 that we are converting our network to an all-digital network. You may not have seen
20 any notifications to residents yet because the timeline for conversion for the City of Lake
21 Mary is in July. We typically do 45-day, 30-day, 15-day, 3-day notification ahead of that
22 conversion. All of our competitors are digital and we are the last provider to go to an all-
23 digital network and it provides advantages to the consumers as far as additional HD
24 channels, better picture quality, sound quality as well as an opportunity for us to grow
25 the network and add more services to the residents who are Bright House customers.
26 On that conversion if you happen to have a television that's plugged directly from the
27 wall, the cable is plugged into the back of the TV directly. To a digital or analog
28 television you will need a full-service cable box or an adaptor. He showed the adaptor
29 box which is significantly smaller than the cable box and the price reflects that. We will
30 provide two of these free to each customer through the end of this year. Currently the
31 fee is \$2.00 for each digital adaptor so it is a much lower cost than a full-service cable
32 box. The City of Lake Mary will go through the conversion in July. We are about 30%
33 of the way converting the Central Florida area today. That is probably the biggest
34 change that will affect all the residents.
35

36 Mr. Champagne introduced Drew Gillan, Director of Public and Government Relations
37 and Scott McClellan, Manager of Public and Government Relations.
38

39 Mr. Champagne said another project they were working on with Seminole County Public
40 Schools and Dr. Griffin is a program called Connect to Compete. It is a national
41 program to ensure that residents of Central Florida have access to low-cost Internet
42 services if they are a free lunch student at Seminole County Public Schools, Orange
43 County Public Schools and most of the counties across Central Florida that we serve.
44 We have all heard about the digital divide. We want to make sure everyone has access
45 to the Internet. In today's school environment with Seminole County moving towards a
46 requirement for students to take some of their classes at Florida virtual schools, much of

1 the schoolwork is required to be done online and it is important that all of our students
2 have access. All free lunch students can get service for \$9.00 a month with Bright
3 House Networks. We have been working with Dr. Griffin and getting this launched as a
4 pilot in a couple of schools this year and in the fall we are going to roll out to the rest of
5 the schools throughout Seminole County. We want to ensure that all children in
6 Seminole County have access and equal ability to learn.

7
8 Mr. Champagne said another product we recently launched is home security and
9 automation. It offers traditional home security services, however, it is more feature rich
10 automation services as well with things like being able to remotely control lights, door
11 locks, garage door openers, air conditioning units and other appliances in the home
12 using smart energy technology.

13
14 Mr. Champagne said we are expanding our Bright House television application. It is an
15 app you can download to any Android or Apple device that allows you to watch TV
16 anywhere in your house, on your iPad or other wireless devices. That offering
17 continues to expand. Our remote DVR manager allows you to manage your DVR
18 anywhere you can access the Internet.

19
20 Mr. Champagne said we are rapidly growing our business services. For about eight
21 years we have been providing services to businesses across Central Florida and across
22 the State of Florida. We recently won the contract to be the sole service provider for
23 Orange County Public Schools. We have been awarded a contract from Seminole
24 County Public Schools, Osceola County and a number of other counties across the
25 state. We are partners with such institutions as the University of Central Florida, Florida
26 Hospital and others. That is one of the fastest growing parts of our business.

27
28 Mr. Champagne said lastly from a product standpoint is the Wi-Fi hot spots. Bright
29 House Networks in partnership with other cable providers has a nationwide footprint of
30 250,000 Wi-Fi hot spots. If you happen to be traveling you might see one pop up that
31 says cable Wi-Fi. If you are a Bright House customer you have free access to these Wi-
32 Fi hot spots throughout the country. They blanket New York City, Los Angeles,
33 Chicago, Dallas, Atlanta and most major cities. We have about 20,000 of those hot
34 spots across Central Florida with 580 around Lake Mary and the Seminole County area
35 and it is growing every day. If you are a Bright House customer and you have a log-in
36 account through Roadrunner e-mail or Easy Gadget, once you set it up one time it
37 automatically recognizes and authenticates every time you hit one of those Wi-Fi hot
38 spots so you don't have to re-log in if you are traveling. That network is expanding
39 rapidly. We are partners with Comcast, Cox, Time Warner and others and expect by
40 the end of the year to hit a million Wi-Fi hot spots nationwide. If you are traveling to
41 most major cities and are a Bright House customer you can use the Wi-Fi and save your
42 cellular minutes.

43
44 Commissioner Brender said Bright House customer means getting Internet through
45 Bright House but not just TV. He asked if that was correct.

1 Mr. Champagne said to use the Wi-Fi hot spots if you are an Internet customer that is
2 correct.

3
4 Commissioner Brender said service with Bright House and their ability to deliver
5 information to his home during the entire hurricane season back in 2004 was admirable.
6 Most of his neighbors had systems that were out and electricity was off. He said he
7 lived in an underground power area and the cable and electricity stayed on and was
8 impressed. He said the thing he was not impressed with is since then the bills have
9 gotten progressively high. Generally the rates are going up 7, 8, 10, 12% per year.
10 Now on top of that we are getting another \$2.50, \$5.00 or \$7.50 added to the bill
11 because we have the extra boxes.

12
13 Mr. Champagne said in 2013 our average customer rate increase was 1.8% and in
14 2014 the average customer rate increase was 1.6%.

15
16 Commissioner Brender said to quote what you want but that wasn't his bill. He said he
17 hadn't changed his service but his bill has gone from around \$76.00 to over \$112.00 in
18 eight years.

19
20 Mr. Champagne said he didn't know what services Commissioner Brender has so it's
21 hard to talk about rates because they are very individual.

22
23 Commissioner Brender said in one year after the switch to digital video you are going to
24 charge \$2.50 per box each month.

25
26 Mr. Champagne said the current rate for each digital adaptor is \$2.00 per month.

27
28 Commissioner Brender said it is \$2.00 per month for each one and the first two were
29 free but only free this year. Next year everybody with three TVs will have an extra
30 \$6.00 added to their bill.

31
32 Mr. Champagne said a number of customers choose to have full service boxes on every
33 television so these are only for people who don't have a box today. That price
34 compared to our competitor's price is extremely favorable. Our competitor's minimum
35 price is \$9.00 per box. They don't provide a low cost digital box like we do. But yes
36 there will be a charge for each box going forward.

37
38 Mayor Mealor said last evening he and Commissioner Lucarelli had the pleasure of
39 being at the school board district offices where each high school did the Character Key
40 Video contest that was sponsored by Bright House. It was a beautiful evening and a
41 great community outreach effort. It is an incentive to young people, particularly in TV
42 production and other areas in our high schools. He commended Bright House for their
43 sponsorship.

44
45 VII. Citizen Participation

46

1 Clem Polidoro, 692 Longwood-Lake Mary Road, came forward. He said he never used
2 garbage in the 30 years he has been in Lake Mary. His house sits about 200 feet from
3 the road. He had a meeting with the City Manager last September. In January his
4 brother gets a letter that if he doesn't pay the bill that he would be taken off. He said he
5 called in and talked to Dianne (Holloway) and she said she was going to start billing him
6 now. From February to April he got bills of almost \$600 for trash. He was told he could
7 go to the governing body. He had a meeting with the City Manager on Monday
8 afternoon and she said he had to pay or could talk to the Commissioners to see what
9 they think.

10
11 Mayor Meador asked Mr. Polidoro what was his specific question.

12
13 Mr. Polidoro said in three months almost \$600 was a little strong.

14
15 Mayor Meador said he didn't know the background and the particulars.

16
17 Commissioner Brender asked if that was just for garbage.

18
19 Mayor Meador said they would listen to Mr. Polidoro's concern and then bring it back to
20 the Board.

21
22 Mr. Polidoro said his concern is \$600 in three months for services he doesn't use and
23 never intends to use. He wanted to see what the Commissioners think about this.

24
25 Ms. Sova said we have been dealing with Mr. Polidoro and his brother for close to 18
26 months. We found in an audit situation we had two parcels along Longwood-Lake Mary
27 Road that were within the city limits but abutting Seminole County and these parcels
28 had not been billed for stormwater or garbage service. Both of those are mandatory
29 fees and are required to be paid. We back billed for a one-year period. We worked
30 very hard to get someone in and talk to us, to sign up for service, to acknowledge us at
31 all. After 20 years of the stormwater fee being in place, we back billed for one year and
32 have continued with the monthly amounts since then. It is stormwater and garbage and
33 both are mandatory services.

34
35 Mayor Meador said by our ordinance we don't have an option, do we?

36
37 Ms. Sova answered negatively.

38
39 Ms. Reischmann said that was also by statute and sometimes bond covenants.

40
41 Mr. Polidoro asked the Commission if they thought it was a fair deal for three months of
42 \$600.

43
44 Mayor Meador said what our City Manager just said it is not just for three months. It was
45 for the past year and currently through this year.

1 Mr. Polidoro said he was told he was going to continue to get billed.
2
3 Mayor Meador said he would continue to get billed.
4
5 Mr. Polidoro said this is a fair deal, huh?
6
7 Deputy Mayor Duryea said he didn't know if the City Manager and City Attorney made it
8 clear. He told Mr. Polidoro when he met with him that certain bond covenants force us.
9 In order for us to borrow money we have to prove a revenue stream. Anyone within 100
10 feet of a water line has to hook up. In 1993 we passed a resolution to rectify some of
11 the problems with drainage and stormwater runoff in the City. In order to fund these
12 major improvements we had to make everybody get charged \$3.00 on their bill.
13 Somehow or other Mr. Polidoro slipped through the cracks. Legally the City can go
14 back to the beginning and say you never paid these things and need to pay them. He
15 thought they did the right thing and said since we found out that particular situation has
16 occurred, we are only going to charge for a year. He asked how much that would be.
17
18 Ms. Sova said currently the stormwater fee is \$4.00 so it would be \$48.00 of that
19 amount. The garbage is \$15.22.
20
21 Deputy Mayor Duryea said Mr. Polidoro said he didn't use the trash pickup.
22
23 Mr. Polidoro said his house is 200 feet from the road and he has never used it. He said
24 he didn't intend to use it in the future and has an open pit. He said he was not on a
25 water line.
26
27 Deputy Mayor Duryea said we're not talking about water at this point. Given the fact
28 that Mr. Polidoro thinks he has been treated unfairly, he asked him what he thinks he
29 should pay.
30
31 Mr. Polidoro said in three months it should at least be mitigated. It is a little strong. It
32 hasn't been 18 months.
33
34 Ms. Sova said we worked very hard to get in contact and get a conversation going and
35 come to something before we back billed for the year. He doesn't like the way his bill
36 has grown. The original bill was \$232.00 and then there are the current charges but
37 when you don't pay it the late fees start happening. We back billed for the year and
38 have been billing him for several months but no payments.
39
40 Mr. Polidoro asked how he could pay it if he never got a bill until February. You back
41 charged me and my first bill was February.
42
43 Ms. Sova said that is because we worked so hard to create a dialogue with you and get
44 you to come in and talk to us.
45

1 Mayor Meador said we have Mr. Polidoro's comments on public record. He thought it is
2 the will of the Commission to direct the City Manager and Finance Director to sit down
3 and work out how to mitigate your circumstance. We are bound by certain covenants
4 and you are now aware of those.

5
6 **SIDE 1B**
7

8 We will direct our City Manager and Finance Director and they will work with Deputy
9 Mayor Duryea and see if they can find a compromise or a way to mitigate your
10 circumstance. He thought that was the best we could do right now and thought Mr.
11 Polidoro should be thankful Deputy Mayor Duryea came up with that recommendation.
12 He asked Mr. Polidoro to please respond when the City reaches out to him.

13
14 Mr. Polidoro said he did respond. He said the first letter he got was in March and then
15 called up and told them...

16
17 Mayor Meador said Mr. Polidoro had shared a letter with him that was prior to that time
18 but out of respect we have his information, staff has direction from the Commission.
19 Staff will find a way to work with you and your brother. He thanked Mr. Polidoro for
20 bringing this to their attention.

21
22 Mr. Polidoro said he brother didn't live there.

23
24 Mayor Meador said then we will work directly with you.

25
26 No one else came forward and citizen participation was closed.

27
28 **VIII. Unfinished Business**

- 29
30 A. Ordinance No. 1505 – Amending the Code of Ordinances to provide for
31 merging the Board of Adjustment (BOA), Local Planning Agency (LPA) and
32 the Planning & Zoning Board (P&Z) – Second Reading (Public Hearing)
33 (Steve Noto, Senior Planner)
34

35 The City Attorney read Ordinance No. 1505 by title only on second reading.

36
37 Mr. Noto stated staff had no additional comments.

38
39 Mayor Meador asked if anyone wanted to speak in reference to Ordinance No. 1505. No
40 one came forward and the public hearing was closed.

41
42 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1505 on**
43 **second reading, seconded by Commissioner Brender and motion carried by roll-**
44 **call vote: Commissioner Brender, Yes; Deputy Mayor Duryea, Yes;**
45 **Commissioner Lucarelli, Yes; Mayor Meador, Yes.**
46

1 B. Ordinance No. 1506 – Amending the Code of Ordinances to provide for
2 clarifications to the sign code – Second Reading (Public Hearing) (Steve
3 Noto, Senior Planner)
4

5 The City Attorney read Ordinance No. 1506 by title only on second reading.
6

7 Mr. Noto stated staff had no additional comments.
8

9 Ms. Reischmann said in Section 1 the reference to Exhibit A got blocked off. “As shown
10 in Exhibit A” should be added to Section 1.
11

12 Mayor Mealor asked if anyone wanted to speak in reference to Ordinance No. 1506. No
13 one came forward and the public hearing was closed.
14

15 **Motion was made by Commissioner Brender to approve Ordinance No. 1506 on**
16 **second reading with the City Attorney’s note to add “as shown in Exhibit A” to**
17 **Section 1, seconded by Commissioner Lucarelli and motion carried by roll-call**
18 **vote: Deputy Mayor Duryea, Yes; Commissioner Lucarelli, Yes; Commissioner**
19 **Brender, Yes; Mayor Mealor, Yes.**
20

21 IX. New Business
22

23 A. Resolution No. 936 – FY 2014 Mid-Year Budget Amendment (Dianne
24 Holloway, Finance Director)
25

26 The City Attorney read Resolution No. 936 by title only.
27

28 Ms. Holloway said we have a few items to clean up for this current year’s budget. We
29 have a couple of carry forwards for Fiscal Year 2013. We need to appropriate \$455,315
30 from the Second Generation Sales Tax Fund. That is to cover \$157,988 for street
31 resurfacing and \$297,327 for cold mix paving. We need to carry forward \$5,500 from
32 the Capital Projects Fund for the replacement of the IVR server.
33

34 Ms. Holloway said in the Public Works Impact Fees we budgeted \$18,000 for the
35 purchase of the vibratory asphalt roller and the quote came in \$1,800 more.
36

37 Ms. Holloway said we have a couple of items from the Capital Projects Fund. We had
38 the SunRail enhancements with the Joint Participation Agreement with the Florida
39 Department of Transportation. We need to budget a total of \$369,238. FDOT will
40 reimburse \$276,928. The City budgeted \$73,848 but will need to budget a little more
41 because our share is about \$92,000. We also have the traffic signal at the Verizon
42 complex and that is \$200,000. We received \$100,000 from Verizon and \$5,000 from
43 ACS developer. We have the Lakeview Avenue parking lot that has been completed for
44 a total of \$111,737. We received contributions for the Community Center. From the
45 CIA we received \$183,233.55 and \$20,000 from the Trailblazers. We are appropriating
46 \$20,000 of that for additional items for the Community Center.

1
2 **Motion was made by Deputy Mayor Duryea to approve Resolution No. 936,**
3 **seconded by Commissioner Brender and motion carried by roll-call vote:**
4 **Commissioner Lucarelli, Yes; Commissioner Brender, Yes; Deputy Mayor Duryea,**
5 **Yes; Mayor Mealor, Yes.**

6
7 B. Resolution No. 937 – Authorizing the City Manager to execute the Traffic
8 Signal Maintenance and Compensation Agreement between the City and the
9 Florida Department of Transportation

10
11 The City Attorney read Resolution No. 937 by title only.

12
13 Mr. Paster said what is before the Commission is our agreement with FDOT. We have
14 had an agreement with FDOT since 2002 to compensate the City to maintain a signal
15 on a state road, the state road being 17-92 at the intersection of Weldon Boulevard.
16 They have made a few changes in the agreement mainly benefiting the City. They are
17 going to compensate us for the actual signals and also other amenities. One that we do
18 have out there is the pedestrian beacon. Not this year but next year they are going to
19 reimburse us for maintenance of that item. There are some language changes from the
20 original agreement. He recommended approval.

21
22 **Motion was made by Commissioner Lucarelli to approve Resolution No. 937,**
23 **seconded by Commissioner Brender and motion carried unanimously.**

24
25 X. Other Items for Commission Action

26
27 There were no items to discuss at this time.

28
29 XI. Reports:

30
31 A. City Manager

- 32
33 1. Appointment of citizen to serve the remainder of Commissioner Plank's term on
34 the City Commission (Seat #3)

35
36 Ms. Sova said this is a request for an appointment of a citizen to serve the remainder of
37 Commissioner Plank's term on the City Commission which is Seat 3. Per direction of
38 the Commission at their April 17th meeting we received expressions of interest in
39 serving the rest of that term and the Commission has that roster. Thom Greene, Mike
40 McLean, Sid Miller, Joe Rosier and Justin York have previously served. We have listed
41 the dates of that service. There was an expression at that meeting that maybe we
42 wanted to select someone who had previously served. We also received interest from
43 Fran Masse and Karen Feldman.

44
45 Mayor Mealor said Ms. Masse is a resident of the Timacuan community and Ms.
46 Feldman is a professor at Seminole State College.

1
2 Mayor Mealor said there was some discussion as to whether we would fill this seat. By
3 our Charter we technically don't have to and could go with an open seat until the
4 November election. The City Attorney advised us based on some previous precedent
5 that it would be in the City's best interest to do this. This will be treated as an open seat
6 in the November election. He asked for nominations.

7
8 Commissioner Brender nominated Thom Greene.

9
10 Deputy Mayor Duryea said that was fine with him.

11
12 Commissioner Lucarelli agreed.

13
14 Mayor Mealor thanked everyone for their interest and willingness to serve.

15
16 Commissioner Brender said as a point of order he was just informed we may need a
17 vote on this.

18
19 **Motion was made by Commissioner Lucarelli to appoint Thom Greene to serve**
20 **the remainder of the term of Seat 3, seconded by Commissioner Brender and**
21 **motion carried unanimously.**

22
23 Mayor Mealor announced our next meeting would be May 15th and the swearing-in
24 ceremony will take place at that time.

25
26 Mayor Mealor said Commissioner Plank served with the public school system and some
27 time ago there was a great deal of controversy about the potential of school closings.
28 Dr. Griffin did a great thing where they put together a group of elected officials and it is
29 the Seminole County Public Schools Facilities Task Force. He asked if any member of
30 the Commission had a willingness to serve on that. They will be meeting in June to
31 formalize the agreement and Mr. Omana will brief him on that.

32
33 Commissioner Brender volunteered to serve.

34
35 Mayor Mealor thanked Commissioner Brender. He said Mr. Omana would be getting
36 together with him. He asked the City Manager to notify the school district of that
37 appointment.

38
39 2. Landscape maintenance contract

40
41 Ms. Sova said this is the landscape maintenance contract that covers Lake Mary
42 Boulevard, Rinehart Road and the trail, and 911 Wallace Court. Additionally we now
43 have the SunRail parking lot and the parking lots on Seminole and Lakeview Avenues.
44 We went out for bid and the lowest bid was from Luke Brothers, Inc. in an annual
45 amount of \$160,480. Our current provider, Valley Crest, did not bid.

1 Ms. Sova asked the Commission to authorize her to enter into a contract with Luke
2 Brothers, Inc. for landscape maintenance in an annual amount not to exceed \$160,480.
3 The terms of the agreement would be for one 12-month period with the option to renew
4 for two additional 12-month periods.

5
6 **Motion was made by Commissioner Lucarelli to authorize the City Manager to**
7 **enter into an agreement with Luke Brothers, Inc. for landscape maintenance in an**
8 **annual amount not to exceed \$160,480 for one 12-month period with the option to**
9 **renew for two additional 12-month periods. Seconded by Commissioner Brender**
10 **and motion carried unanimously.**

11
12 3. Employee Group Health, Dental, Vision, and Life Insurance
13

14 Ms. Sova said this is the employee group health, dental, vision and life insurance
15 renewals. July 1st that is our annual renewal period. We have just completed our
16 second full year of being self-insured and having our employee wellness center at the
17 same time. We have been operational about 18 months. Our insurance brokers have
18 advised us the average claims experience in our area is 12% for medical inflation and
19 that doesn't include about 2% for self-funded plans for the American Affordable
20 Healthcare Act. They worked diligently on our behalf and thought they got us a good
21 renewal.

22
23 Ms. Sova said there were three components to the health plan, the largest being
24 medical and prescription claims and then we have administrative and reinsurance fees.
25 Our maximum insurance claim is at \$75,000 for our exposure and then we reinsure
26 above that. Our experience this year has decreased 3.3%. Our overall plan costs have
27 dropped 0.4%. It is small but we did manage a reduction. We have calculated that we
28 can reduce the employee dependent coverage contribution by \$1.89 bi-weekly. It is not
29 a lot but it is not upwards which is terrific. She thought it shows that the wellness clinic
30 has worked for us and employees have taken well advantage of that. That has all
31 worked to create a successful plan for the year.

32
33 Ms. Sova asked the Commission to authorize her to execute contracts with Aetna for
34 health and reinsurance benefits, Cigna for dental insurance, Lincoln Financial for basic
35 life and AD&D and long-term disability, voluntary supplemental plans with Lincoln
36 Financial for short-term disability and supplemental life, and EyeMed for vision. All the
37 supplemental insurances stayed flat and there were no rate changes.

38
39 **Motion was made by Commissioner Brender to authorize the City Manager to**
40 **execute contracts with Aetna for health and reinsurance benefits, Cigna for dental**
41 **insurance, Lincoln Financial for basic life and AD&D and long-term disability,**
42 **voluntary supplemental plans with Lincoln Financial for short-term disability and**
43 **supplemental life, and EyeMed for vision. Seconded by Commissioner Lucarelli.**

44
45 Deputy Mayor Duryea said since we are closing in on two years with being self-insured,
46 he asked the savings.

1
2 Ms. Sova said we are saving enough to operate the clinic which is \$185,000 a year. We
3 are able to operate the clinic at no additional cost and we're not funding a big insurance
4 company.

5
6 **Motion carried unanimously.**
7

8 4. Agreement with the State of Florida to accept the award of the Recreational
9 Trails Program Grant

10
11 Ms. Sova said this is the agreement with the State of Florida to accept the award of the
12 Recreation Trails Grant for a 50% match up to \$75,000. We were notified last June that
13 we received the full amount of \$75,000. The work is out to bid at this time. She
14 requested the Commission authorize her to execute the agreement with the State of
15 Florida DEP to accept the Recreational Trails Program Grant in the amount of \$75,000.

16
17 Deputy Mayor Duryea asked the hook.

18
19 Ms. Sova said we had to match it 50%.

20
21 Deputy Mayor Duryea asked if there were any other requirements.

22
23 Ms. Sova answered negatively and thought this was pretty straight forward.

24
25 **Motion was made by Commissioner Lucarelli to authorize the City Manager to**
26 **execute the agreement with the State of Florida Department of Environmental**
27 **Protection to accept the Recreational Trails Program Grant in the amount of**
28 **\$75,000. Seconded by Commissioner Brender and motion carried unanimously.**
29

30 5. Expenditures from Law Enforcement Trust Fund for Crime Prevention/D.A.R.E.

31
32 Ms. Sova said this is a request to expend Law Enforcement Trust Fund monies for the
33 D.A.R.E. Program for K-9 officers. They interact with our school kids and need tee
34 shirts, D.A.R.E. and K-9 wristbands, trading cards, badge stickers, and pins in the
35 amount of \$5,208.31. In Crime Prevention, the black light markers so people can write
36 on their belongings. One thousand pens would be \$890.00. The total impact would be
37 \$6,098.31.

38
39 **Motion was made by Commissioner Lucarelli to approve the expenditures from**
40 **the Law Enforcement Trust Fund for purchase of D.A.R.E./K-9 supplies and Crime**
41 **Prevention pens in an amount not to exceed \$6,098.31, seconded by**
42 **Commissioner Brender and motion carried unanimously.**
43

44 Ms. Sova announced that registration is open for summer camp for children 6 – 11
45 years old. Camp begins June 2nd and running through August 1st. The two-week

1 session is \$200 for residents and \$250 for non-residents. You can receive additional
2 information at 407-585-1416.

3
4 Ms. Sova said the Community Center opened today. Radley (Williams) and crew are
5 working out of that building. They are busier than they expected. They are receiving
6 referrals from our own Events Center. We have some classes lined up already. We
7 have Zumba and are looking at martial arts and other types of classes. We have eight
8 other events scheduled so they are off to a good start.

9
10 Ms. Sova said this morning Tom Tomerlin took SunRail to a meeting in Winter Park and
11 Steve Noto took SunRail to a Metroplan meeting. They both had a good ride to their
12 meetings but coming home was a different story because there was significant success
13 with the free rides today.

14 B. Mayor

15
16
17 Mayor Meador said the Sharing Center which serves all of Seminole County and is
18 located in Longwood had an information-sharing breakfast this morning. This is a
19 communitywide resource and does great work. What's of note is one of our own, Pastor
20 Paul Hoyer of Holy Cross Lutheran Church, really was the Genesis for the formation of
21 that. It is an amazing legacy project for him and they do great work. He thanked them
22 for the invitation.

23
24 Mayor Meador said Lake Mary Prep invited him and other City people to meet with
25 students taking part in their summer camp. These are children from kindergarten to fifth
26 grade. It is a wonderful opportunity for City staff to get out and tell our story and the role
27 that we play.

28
29 Mayor Meador said last Friday we had the ribbon cutting at Verizon. He had more
30 compliments about the interaction with our staff on that project than anything else. It is
31 a real credit to the City Manager and the direction she has set and if people want to
32 invest in Lake Mary we will minimize costs and maximize the outcome of their efforts.

33
34 Mayor Meador said this past Saturday was the Trailblazers 5K. We were very fortunate
35 in that Stan Van Gundy, a Lake Mary resident, served as the MC for the awards
36 ceremony. He thought that was remarkable seeing that the next day he had to be on
37 the West Coast to cover a particular NBA game. He thanked the Trailblazers and Stan
38 Van Gundy for their participation.

39 C. Commissioners (4)

40
41
42 Commissioner Lucarelli said aside from the Leadership Character Key Video contest
43 and the Sharing Center Breakfast, this morning we had the RPA meeting. Seminole
44 County is talking about sunsetting the whole CRA corridor up and down 17-92. There
45 were some objections because cities still have things going on. One thing they did
46 clarify was even if it does sunset the CRA will continue to manage and complete those

1 projects but there would be nothing new coming in. She spoke up and said Lake Mary
2 has never gotten anything out of it after all these years and we have been putting in.
3 She said Mr. Omana was there. It is not their fault so much as it is DOT has been
4 delaying us with the improvements on 17-92. That is supposed to start next year some
5 time and Virginia (Whittington) is going check on dates to see if it is spring or fall or
6 whatever so we have a heads up. She said she and Mr. Omana would be keeping on
7 top of that to make sure if they do decide to sunset that there is a set aside for our
8 project so we can be sure we get that done. We have had previous talks in a joint
9 project where 427 comes in on 17-92 just beyond the college entrance. We will keep
10 our eyes on that and make sure we get our project.

11
12 Commissioner Brender said on the CRA he had some misgivings about that because
13 we are such a short space of that. It's best to be out of it and let it come back home.
14

15 Commissioner Brender said he missed the Verizon opening as he was in Boulder,
16 Colorado, visiting his grandson but it was all over the Internet. There was some terrific
17 press on it. He complimented staff for working closely with them. He has received
18 numerous comments about what a pleasure they have had working with our staff even
19 months before they had announced they were coming.
20

21 Commissioner Brender said he would be out of town next week and would not be able
22 to attend CALNO at the City of Oviedo. He wondered if Commissioner Lucarelli could
23 attend or the City Manager appoint a staff member.
24

25 Commissioner Lucarelli said she wasn't sure she could make it because her daughter
26 Jessica has Marionette tryouts and depended on how late that goes.
27

28 Commissioner Brender asked Commissioner Lucarelli to keep in touch with the City
29 Manager.
30

31 Deputy Mayor Duryea confessed he missed the train. He wanted to ride the
32 Whistlestop Tour but had a medical appointment. He heard that his morning there were
33 lines at 5:00 in the morning in DeBary so they could be the first to ride the train.
34

35 D. City Attorney 36

37 Ms. Reischmann said we have a matter pending in court and is the variance appeal.
38 That matter is fully briefed and is in front of Judge Rudisill. Generally there is no oral
39 argument in those matters and the timeline for getting a decision is up in the air. It
40 could be any day or infinity and beyond.
41

42 Ms. Reischmann said she may not be able to make it to the next meeting or be late
43 because she has an obligation in Tampa.
44

45 Mayor Mealor asked the scheduled time for the swearing-in on the 15th.
46

1 Ms. Sova said it will do that at the beginning of the meeting. We will open the meeting,
2 do the swearing-in, have our appointee sit down and keep going.

3
4 Mayor Meador thanked everyone who expressed interest in serving and looked forward
5 to working with Thom Greene.

6
7 XII. Adjournment

8
9 There being no further business, the meeting adjourned at 8:25 P.M.

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11
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17
18
19
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21
22
23

David J. Meador, Mayor

Mary Campbell, Deputy City Clerk

ATTEST:

Carol A. Foster, City Clerk