

1 MINUTES OF THE LAKE MARY CITY COMMISSION WORK SESSION held August 2,
2 2012, 5:00 P.M., Lake Mary City Commission Chambers, 100 North Country Club Road,
3 Lake Mary, Florida.

4
5 The work session was called to order by Mayor David Mealor at 5:04 P.M.

6
7 Mayor David Mealor Jackie Sova, City Manager
8 Deputy Mayor Gary Brender Carol Foster, City Clerk
9 Commissioner George Duryea Dianne Holloway, Finance Director
10 Commissioner Allan Plank John Omana, Community Dev. Director
11 Commissioner Jo Ann Lucarelli Bruce Paster, Public Works Director
12 Bryan Nipe, Parks & Recreation Director
13 Steve Bracknell, Police Chief
14 Craig Haun, Fire Chief
15 Mary Campbell, Deputy City Clerk
16

17 Items for Discussion:

18
19 I. Proposed 2012/2013 Budget
20

21 Ms. Sova said we will proceed as we have in years past looking at the budget and
22 beginning with the General Fund and starting the summary information. There is
23 always an interest in what's going on with fund balance and we finished 2011 at 85%
24 and think we will finish 2012 at 83%. The way this budget is presented will be in the
25 77% range. She said she had lunch with an area finance director and he's struggling to
26 get to 18% so that speaks to our financial strength.
27

28 Ms. Sova ad valorem taxes are about \$46,000 less than last year. It shows that
29 property values are stabilizing as well as our new construction is beginning to happen.
30

31 Commissioner Duryea said that is the number we have to use.
32

33 Ms. Sova answered affirmatively. That is the minimum number we use and that's 95%.
34 We have to budget for at least 95% of the revenues. We could go higher if we wanted
35 and have done that once or twice during the 18 years she has been here but the
36 standard is 95% of anticipated revenues.
37

38 Commissioner Plank asked if this took into account the appraiser's analysis of a 3-5%
39 decrease in values.
40

41 Ms. Sova said that was the estimate at that time but 1.31% decrease is the actual.
42

43 Ms. Sova said next are Franchise Fees. Our electric franchise fees are in a stress
44 position and are dropping a little. We had a warm winter and haven't been using as
45 much air conditioning this summer. She had Progress Energy reviews these numbers.
46 She wouldn't call it dropping dramatically but it isn't going up.

1
2 Commissioner Plank questioned why the decrease was so much smaller with FP&L
3 than it was with Progress Energy. He asked if that was a percentage of homes.

4
5 Ms. Sova said it's just how the usage happens.

6
7 Ms. Sova said propane stays the same. Some people have gas homes with propane
8 but that is mostly for swimming pool heating. The Solid Waste Franchise Fees should
9 go up because of a fee increase we had mid-year. Under Utility Taxes, it is the same
10 thing for Progress and FP&L.

11
12 Ms. Sova said in Telecommunications she had been talking to the Commission for a
13 couple of years about the stress of that one. It is mostly due to people dropping their
14 land lines and figuring out ways to get around the paid TV system by using antennas
15 and interesting methods they come up with like Netflix, Lulu and things that come
16 through their computers. We can look at the monthly numbers but could not say what
17 providers are paying what money.

18
19 Deputy Mayor Brender said that is the state's estimate of what we will take in next year.

20
21 Ms. Sova answered affirmatively.

22
23 Ms. Sova said Business Tax Receipts will stay about the same. We are expecting
24 better Building Permit activity. Epoch should come out of the ground in early spring.
25 Fountain Parke continues to develop, there are a few homes in Tuscany and then
26 miscellaneous build outs.

27
28 Commissioner Duryea asked what contingencies were in there if they don't do that.

29
30 Ms. Sova said if Epoch were to bail we could reduce it and then be back to a fund
31 balance position. She didn't think it would be devastating.

32
33 Ms. Sova said Court Fines continue to drop because the hearing officers take pity on
34 everyone who comes in front of them. She said in Violation of Local Ordinances, Bruce
35 (Fleming) is doing a good job on lawn maintenance and other things so we have a slight
36 uptick. Some of the houses are starting to come out of foreclosure and there is more
37 interest in some of those properties that have been sitting around.

38
39 Commissioner Plank said they had 13 new residents move into Timacuan last month so
40 that's a good sign.

41
42 Ms. Sova said the Local Option Gas Tax is projected to go up. State Revenue Sharing
43 is projected by the state. Mobile Home Licenses are not very much. Alcoholic
44 Beverages looks like it fluctuates but what goes on is sometimes we get a payment at
45 the end of the year and we get paid for things in the County and end up having to give

1 some back. For the One-Half Cent Sales Tax, the state economists say things are
2 getting better and is another projection they put out.

3
4 Ms. Sova said the Firefighter's Supplement is money we get reimbursed from the state
5 for firefighters with degrees and they dictate what we need to pay for that. We have to
6 make those payments in order to qualify for that state revenue sharing for both police
7 and fire.

8
9 Ms. Sova said the County Business Licenses is our share of the County licenses.
10 Zoning Fees is activity that comes through the Community Development Department as
11 well as the Site Plan Fees. In Police Services, some of that are services we provide for
12 security. A lot of it is what we get for the 9-1-1 share from the Sheriff's Office. Rescue
13 and Transport Fees are staying steady. We had a little bump because we did a change
14 in accounting in 2011.

15
16 Ms. Sova said Events Center Revenues will be up near the half million dollar mark but
17 there will be a lot of maintenance costs. The Farmer's Market has been improving. In
18 Skate Park Fees, it is what it is and it gets popular this time of year.

19
20 Commissioner Plank said he noticed there was no breakout of expenses to show what
21 it's costing to operate those versus what we're taking in. He said he would be
22 interested in that figure.

23
24 Ms. Sova said we can estimate that. Most of the costs are combined because of the
25 way we share the help. We had those broken out years ago and then combined them.

26
27 Commissioner Plank said he didn't mean to do it on a regular basis but would like to
28 know every once in a while.

29
30 Ms. Sova said Sports Complex Rentals are mostly related to the ball leagues and it
31 stays pretty stable. Concession Revenues were good when we had Ron Sides but Little
32 League tried to take it over and couldn't get the volunteers. Now we are just getting a
33 share of the revenue from a concessionaire. We are basically just keeping it open.

34
35 Commissioner Duryea said the Tennis Revenue is shrinking down.

36
37 Mr. Nipe said we did see a fluctuation in memberships. Daily fees are staying the
38 same. Memberships have gone down to what would be typical for July. We are
39 working with the tennis contractor and we recently forced upon him that he is going to
40 have to do more marketing. We have done a bit from our standpoint in the City but in
41 his contract a good part of what he does is market the facility, programs, and
42 memberships. He has been out meeting with different hotels and businesses as are
43 we. Hopefully we will see an uptick. If not his contract would be revisited.

44
45 Ms. Sova said we had the tennis camp and Bryan (Nipe) has tried a couple of new
46 things to see if we can make the community more aware.

1
2 Ms. Sova said Interest Income is just as dreadful as it gets. We are looking at some
3 more money market funds to see if we can do a little pickup. We have to remember that
4 our money has to be secure first and not how much money we can make on it.
5
6 Ms. Sova said Streetlighting is stable. Miscellaneous Revenues is the famous
7 "catchall".
8
9 Ms. Sova said the transfer from Water & Sewer she upped \$50,000 this year. We can
10 justify \$1.1 million. We do a calculation every year and justify that number and we've
11 always stayed below it.
12
13 Ms. Sova said for Expenditures she would go department by department. There is not a
14 lot going on in the way of changes. The City Commission budget is stable. We allowed
15 for some change in health insurance because not everybody has it so we did allow in
16 case we have an additional person come on board. We didn't want to have to make a
17 budget amendment.
18
19 Ms. Sova said in the City Manager budget salaries did drop. That spike was the overlap
20 time when she and Mr. Litton were both in the department at the end of the year as well
21 as his vacation and termination payoffs he was due. Expenditure-wise it is very flat and
22 is actually down \$200.
23
24 Ms. Sova said Legal Services is the same with \$95,000 for the City Attorney and some
25 other legal services. We have had usage of other legal services this year with a couple
26 of termination cases. We had to use a labor attorney for them.
27
28 Ms. Sova said the City Clerk budget is meager and is down \$1,900.
29
30 Ms. Sova said everybody did a great job. These people got pretty much everything they
31 asked for. They turned in great budgets. They knew they had to be flat and they did do
32 that.
33
34 Ms. Sova said General Administrative is down mostly because we pulled the employee
35 health clinic out and moved it to the Health Insurance Fund. There is the CRA payment
36 we are required to make for the properties by the college. She included money to look
37 at the pay plan. Longwood got a professional one done and was completed last
38 December so she has one to go by and has looked through it. We probably won't have
39 to use all of that money. We haven't looked at our plan in about five years.
40
41 Ms. Sova said in Risk Management we got it down \$1,000. Since she is not on the
42 Board of PRM, the travel and training will drop a bit.
43
44 Mayor Mealor asked if the City had any representation.
45

1 Ms. Sova said she was a board member but not an executive board member. She just
2 offered the job for the HR Manager today and that person will also represent us. We
3 will have a board member and an alternate.
4

5 Ms. Sova said Community Development is up \$4,000 and most of that is salary.
6 Operating expenses are down.
7

8 Ms. Sova said the Finance Department is down and is due to a shift in finance directors.
9

10 Ms. Sova said in the Building Division we did some changing around. In early February
11 when the building official left, we reorganized and put the building functions under
12 Community Development and eventually put the facilities maintenance part under Parks
13 & Recreation. That left a position open. We gave it some time and watched it and
14 realized we could get by without the position so we have cut it out. The position was
15 vacant so we didn't have to cut a person.
16

17 Ms. Sova said the Police Department asked for one additional person. We gave them a
18 late-year person this year and they have asked for another one next year. That should
19 complete their new zone in the northwest corner and give them the coverage they have
20 been looking to get there. The Machines & Equipment is mostly replacements. They
21 need to replace some radar units, a fight suit for the K-9, entry vests for SWAT, some
22 ballistic shields and a couple pieces of furniture. In Support Services there was a
23 request for an additional person but she did not fund that request.
24

25 Ms. Sova said in Fire, this is a large group of people so salaries go up. Expense-wise
26 they did a good job of staying stable. They have some various capital equipment
27 replacements.
28

29 Commissioner Duryea asked about Contractual Services.
30

31 Ms. Sova said they have some software, janitorial service, hazardous waste removal,
32 breathing air compressor services. The big part of that \$35,000 is to pay the billing
33 company for the rescue. They are doing some leadership training for lieutenants and
34 above. The leadership training is very worthwhile and has asked someone to take a
35 long look at their training to make sure they are getting what they need and are keeping
36 up with things. In the end it makes it better for all of us.
37

38 Ms. Sova said Fire Prevention is down a bit. She had requests from citizens to bring
39 back the CERT program. We haven't done anything since two years after the
40 hurricanes. There is \$3,500 to be able to offer at least one CERT class this year.
41

42 Ms. Sova said Public Works Administration is down a bit. We have been watching
43 those costs.
44

45 Commissioner Plank asked the actual costs for road maintenance.
46

1 Ms. Sova said we have some repair materials here for patching but the repaving is
2 under Capital Projects.
3
4 Ms. Sova said Parks & Recreation is another budget we are trying to pay attention to.
5 We've got irrigation, Lake Mary Boulevard, Rinehart Road and all the maintenance
6 contracts is a big part of the expense once we get beyond basic salaries. They did a
7 nice job of keeping their budget together. They asked for a little replacement
8 equipment.
9
10 Ms. Sova said Facilities Maintenance is another piece of the budget that came down
11 from splitting the personnel. There is some extra money in here. Repair and
12 maintenance of buildings is up about \$10,000 because we do the work. The division is
13 only three or four years old so we are growing and learning. We know what we are
14 spending and what we expect to spend. Those guys do a good job and it was a great
15 move to have a facilities group. They are doing great under Bryan's direction and Kathy
16 knows how to whip them into shape.
17
18 Mayor Mealor said if you watch Kathy at an event and watch how her team responds to
19 her. It's hard to put a price tag on something that really is a mutual respect.
20
21 Ms. Sova said the Events Center has some capital for replacements. We moved a lot of
22 stuff out of the old building into the new Events Center. We have already had one of the
23 two refrigerators crash this year so we need to be prepared for things to happen. That
24 equipment is a lot older than the building.
25
26 Deputy Mayor Brender asked the cost of the carpet.
27
28 Ms. Sova said \$60,000 plus a few days of being closed. They are working on the
29 scheduling.
30
31 Commissioner Duryea asked if we had something in reserves for things such as if a
32 window got broken.
33
34 Ms. Sova said that is in the five-year capital projects plan. This carpet has been in the
35 capital projects plan for two years and now it is time. All of this is in the five-year plan.
36
37 Deputy Mayor Brender said refrigerators and kitchen equipment is in there somewhere.
38
39 Ms. Sova said we look at projects at the \$5,000 point. When it is \$5,000 and under it is
40 just current activity. If it is more than \$5,000 it starts to hit our five-year plan.
41
42 Ms. Sova said the Senior Center is getting new flooring too. They are looking at the
43 vinyl to match the flooring they have now rather than carpet throughout. They need
44 something easier to clean and keep mopped up. This is another budget that dropped a
45 bit.
46

1 Commissioner Duryea said there seems to be a never-ending increase in the number of
2 people going there.
3
4 Deputy Mayor Brender said they come from all over.
5
6 Ms. Sova said we have statistics on how many people are from outside the City and
7 whether they are in the County or Sanford.
8
9 Commissioner Duryea said we built that facility for Lake Mary residents. He said he
10 didn't begrudge anybody outside the City from using it but it is the City's residents who
11 are paying for it. He would hate to suggest some sort of fee but asked if anyone had
12 thought of that for non-residents.
13
14 Ms. Sova said a fee structure gets bounced around. It is interesting the people that call.
15 We have had a few people say they don't like this donation of one dollar a class and
16 would like to pay \$35 a year fee. One guy said he would rather drive to Winter Springs
17 because they don't charge a fee. If we want to look at the fee structure we can spend
18 some time doing that. She would like to see scholarships for some of our people who
19 can't afford to go. We have ladies coming in a rickety car and they all put their dollar in
20 and we've got a lady coming from the beauty shop in her Mercedes and whizzes past
21 the donation box. She suggested doing a membership of some sort but also have the
22 scholarship scenario for residents.
23
24 Commissioner Duryea said we only have two people and one is part-time. He
25 expressed concern that Melissa (Palmer) would be out.
26
27 Ms. Sova said Melissa does a good job of getting these instructors. They had a plan
28 and Radley (Williams) has stepped in. We can let the part-timer work some extra hours
29 if we need to but she doesn't have the skills that Radley has to keep the place running.
30 She thought we would carry on. These instructors are pretty much set for the year. For
31 the most part the donation box is covering the instructors and we are paying for the
32 center itself.
33
34 Mayor Mealor asked what the typical week would be in the donation box.
35
36 Ms. Holloway referred to the line that says Senior Center Expenditures of \$18,000. She
37 thought they were bringing in about that much. It matches the revenue.
38
39 Ms. Sova said we moved this to their own account line to help it stand out.
40
41 Deputy Mayor Brender asked how we were on that space. He asked if we were
42 approaching a point where we are going to need that space and then we will be talking
43 about a senior center somewhere.
44
45 Ms. Sova said part of that may depend on a conversation we are going to have in a little
46 bit about a community center.

1
2 Mayor Mealor said we were pretty fair in some of our donations to the various
3 community groups and didn't want to reduce that. If we have seniors that are in need of
4 scholarships, he would like to see something come forward, particularly for our own
5 residents just out of an issue of fairness. He said he didn't know how to do that but
6 knew they were looking at creative ways.
7
8 Commissioner Plank asked how we compare to other centers as to resident/non-
9 resident ratio.
10
11 Mr. Nipe said Winter Park is 40% outside the city limits and 60% inside the city limits
12 versus we are looking at 60% outside the city limits and 40% inside the city limits. He
13 said Winter Park does have a fee structure.
14
15 Ms. Sova said she would be happy to do that and thought it was time. She expressed
16 concern about the folks that can't pay. She was concerned about a flat fee and the
17 small group of people who will stop coming.
18
19 Commissioner Plank said we have to make sure that we don't damage anyone's pride.
20 We have to be very careful.
21
22 Ms. Sova said Melissa will know who needs it.
23
24 Deputy Mayor Brender said a lot of people out of town are friends of people in town and
25 didn't want to punish non-residents but at the same time we have a fee structure that is
26 separate for almost everywhere else. We are talking about a dollar versus two dollars.
27
28 Ms. Sova said we would work this out with Bryan.
29
30 Mayor Mealor said it could be a fee structure for non-residents that covers the others.
31
32 Ms. Sova said the Tennis Center is flat.
33
34 Commissioner Duryea said when we built that we never thought it would make more
35 money than it cost to run, especially since we decided to go to soft courts. He noticed
36 the deficit between what we are budgeting and what we are paying out is increasing.
37 All these years he has seen this deficit get larger and this is another year where that
38 has happened. It's not working as well as it could.
39
40 Ms. Sova said in the Special Revenue Fund, the Police Second Dollar Training Fund is
41 \$2 per traffic ticket that has to be allocated separately and spent on training and
42 education purposes so there are some training monies here. We tend to carry a fund
43 balance and not spend every year what we budgeted. We recently reinstated some
44 tuition reimbursement for the police officers because we have to spend the money on
45 education. We have three taking advantage of it.
46

1 Chief Bracknell said this could be for seminars, college education, anything to do with
2 the employee's position with law enforcement.

3
4 Ms. Sova said we are asking these people more and more for promotions and expecting
5 them to have those formal educations before we promote them. It seemed reasonable
6 since funding was available. They have to sign a commitment to stay with us a while or
7 pay it back so we have both sides of that covered.

8
9 Ms. Sova said in Police Impact Fees, we are looking at a T-3 which is more like what
10 you see at the mall as opposed to a strict Segway. It's a three wheel. Not only can they
11 use it at events but it would be helpful at the golf course when they are doing activities.

12
13 Commissioner Duryea asked how they would implement that.

14
15 Chief Bracknell said as far as transporting it they have a trailer to transport it.

16
17 Commissioner Duryea asked the range. Ms. Sova said 25 miles.

18
19 Ms. Sova said we also have in this fund all of the equipment and vehicle to furnish the
20 new officer.

21
22 Ms. Sova said in Fire Impact Fee Fund they have asked for a special events cart and
23 that will take a trailer to get it around. Community involvement is important.

24
25 Commissioner Duryea asked if this was like an EMS cart like they use in a football
26 game and the guy breaks his knee. Chief Haun said it was similar to that.

27
28 Ms. Sova said in Public Works Impact Fee Fund there is not a lot of money there and
29 we are not going to buy anything any different.

30
31 Ms. Sova said in the Law Enforcement Trust Fund we are not allowed to budget
32 revenues because it is drug busts and things and we can't plan to do that. We account
33 for the money when it comes in and we need to spend it.

34
35 **SIDE 1B**

36
37 Ms. Sova said there are operating expenses of \$3,000. When we confiscate a car there
38 is title work and legal work that has to be done so there are some expenses that go
39 along with drug busts.

40
41 Ms. Sova said we need to talk about the Recreation Impact Fees Fund. We budgeted
42 \$25,000 for design work and we did the concept for Heritage Park. We moved
43 \$175,000 to 2014 for some of the actual construction. What this number represents is
44 what we think we are going to have on hand in impact fees. If we want to go outside of
45 that we can budget that next year. She calculated this to be what we could afford in

1 impact fees. We can use those fees for growth. We may end up with a little more
2 landscape or hardscape and we can develop over time.
3
4 Mayor Mealor said in 2014 we will have a better idea on the SunRail and we may be
5 able to get additional right-of-way. There are a lot of unknowns right now.
6
7 Ms. Sova said it is a little messy over there now but will get really messy when the road
8 construction starts. There will be a lot of dirt being turned.
9
10 Ms. Sova said in the Lake Mary Cemetery Fund, the money is left over money. When
11 we took it over we calculated what it was going to cost to refurbish it and we haven't
12 spent all that money. We are pretty careful. The cemetery is not going to hold its own
13 as far as sales and annual expenses and Parks is going to be absorbing some of that.
14
15 Commissioner Plank asked if they made a final decision on the marketing standpoint or
16 did they just want to wait until somebody asks. We looked at several alternatives and
17 thought that was the consensus.
18
19 Ms. Sova said that is what we have been doing and we were going to split off Section C
20 and build a park. She said a couple of funeral homes know there are spaces here.
21
22 Commissioner Plank asked if we were permitting multiple purchases by the funeral
23 homes.
24
25 Ms. Sova answered negatively. It has been one at a time. She signs all the certificates.
26 We have learned from statistics about burials versus cremation but the columbariums
27 are in now. Along with that is no expense for putting the ashes somewhere else.
28
29 Commissioner Plank said originally we looked at a combination. Not necessarily did
30 cremations have to be in a columbarium but could be in a small area within the
31 cemetery.
32
33 Ms. Sova said in the Debt Service Fund, the good news is \$100,000 less in debt service
34 payment. That is helpful. One of our issues sunsets in 2018.
35
36 Ms. Sova said the Capital Projects Fund is where the action is. We are beginning our
37 Downtown improvements. We have \$58,648 to bring forward for landscaping and
38 lighting on East Crystal Lake Avenue. For Downtown land acquisition, the \$201,287 left
39 over is for the Mixon property as well as turning it into parking and that is going very
40 slow. Mrs. Mixon deeded her property to all of her children separately and one of them
41 is in the middle of a messed up bankruptcy so they are having a hard time getting that
42 freed up. She said she didn't want to back out of the deal but it will just take longer.
43
44 Commissioner Plank said regarding the roundabouts on Country Club, he asked if they
45 were going to run into the same right-of-way problem as we ran into on East Crystal and
46 Palmetto.

1
2 Mayor Meador said there would be 101 parking spaces on Seminole. He thought the
3 residents from Fourth to Fifth on Lakeview are not considered part of the Downtown
4 Development District. That was pretty dramatic and pretty abrupt when we went in
5 here. We do have assurances that buffering and that type of thing would be in place for
6 those residents.

7
8 Ms. Sova said we have buffering and had Progress Energy in there to look at how to
9 light that. We can't make that parking and leave it dark but we have brought up to them
10 the lighting has to be shielded from their back yards.

11
12 Mr. Paster said he met with Progress Energy regarding the lighting on Seminole Avenue
13 and they have a lot of experience in shielded light so all those homes on Lakeview that
14 back up to this area will not be affected.

15
16 Deputy Mayor Brender asked if the \$270,000 was for the roundabouts.

17
18 Ms. Sova said that was to engineer and build them. They are about \$135,000 each.
19 We are hoping they will be large enough to have a center feature.

20
21 Mr. Omana said CPH has done a preliminary template and would provide a more
22 detailed layout. As to Commissioner Plank's question of how this compares to what we
23 are looking to do on the other side of Palmetto, here we have a full right-of-way and the
24 geometry is not as tight. We have 97 feet across as far as the potential layout so there
25 is more flexibility. It is just a matter of how the engineers design and lay it out.

26
27 Commissioner Duryea said we are assuming the County is going to give us the road.

28
29 Mr. Omana said we had the agreement approved by the Commission and it is now at
30 the County for their execution.

31
32 Commissioner Plank asked if the County had any concerns.

33
34 Ms. Sova said their only concern is that we can't post the speed limit lower than 30
35 MPH.

36
37 Ms. Sova said the next item is the contribution to the parking garage that is going to be
38 offset by the sale of the land. They are working on names for the development and the
39 latest she saw was Station House. They want to pick up on the fact that they are near
40 the rail station. They are enjoying the land clearing at Palmetto because of the way
41 they designed their buildings is to have a lighted feature at the corner so it can be seen
42 from Lake Mary Boulevard. Until the trees grow in the parking lot their feature will be
43 pretty prominent.

44
45 Ms. Sova said the next item is the Community Center. This is for either purchase or
46 construction. We have to remember with construction we will have to find some land

1 and that is going to change the price. She made an initial offer to Meritas for the
2 building on Wilbur. They hired a broker and made an offer through the broker. Meritas
3 called her back directly. They had talked to the previous city manager. He told her he
4 had an appraisal for \$1.1 million. Ms. Sova told them that appraisal was several years
5 old but he said he re-appraised everything last year and the appraisal came back at
6 \$1.1 million again but he understood that was not going to happen. She said she made
7 an offer of \$625,000 and he said we needed to get closer to \$700,000. One of his
8 comments was he had to pay a broker. She said she couldn't understand how he didn't
9 know we were looking and were interested.

10
11 Mayor Mealor said he could understand his concern about that but we have saved
12 Meritas a significant amount of money in the last two years by the way we were
13 cooperative in some of their infrastructure projects.

14
15 Ms. Sova said they did say their buildings would be expanded at their campuses.

16
17 Commissioner Duryea asked if it was their intent to sell that building.

18
19 Ms. Sova answered affirmatively but they have nobody else looking.

20
21 Commissioner Duryea suggested to just sit and wait.

22
23 Commissioner Lucarelli said there were some issues with that building.

24
25 Ms. Sova said the building official has looked and we are trying to get back into it again
26 to get some firm estimates and we are having trouble getting somebody locally with the
27 keys to let us in. The exterior walls are the loadbearing walls so we can pretty much
28 take out everything inside. We can reconfigure their shower and bathroom space and
29 we are going to need that plumbing. All the dorm room walls can come down. We don't
30 have structural issues in doing that but it won't be free.

31
32 Deputy Mayor Brender asked how much square footage they needed for the community
33 center and secondly bring back to the table discussion about a senior center. He asked
34 about expanding the building because the property goes around the corner.

35
36 Ms. Sova said the problem is the jag for parking. There isn't room for expansion
37 because we have to have parking.

38
39 Commissioner Duryea said we will probably have close to a million bucks in that
40 property when we're finished. He said if we were going to build that out we would easily
41 put in \$200,000.

42
43 Ms. Sova said she didn't know because we are talking about a pair of large rooms.

44
45 Commissioner Plank used St. Peter's as an example. That is an approximately 5,000
46 S.F. building. The base building was \$476,000 but they had additional costs related to

1 land preparation and things like that. When we said \$700-750,000 we were thinking of
2 that as the total package between the purchase and/or construction. There is an
3 additional lot tied to the Wilbur Avenue building but it is around the corner. The space
4 that looks like it's available next to it is the retention pond. He agreed they should just
5 sit and wait. We made a fair offer on the building and they've had no other people
6 looking at it.

7
8 Deputy Mayor Brender asked how long the Senior Center could be where it is. If we
9 could do a community center with a senior center next to it, he said to do it now. On the
10 other hand if the senior center in our current building can be left there for ten years then
11 let's not bother.

12
13 Ms. Sova said her thought was the only time we are going to run out of space at
14 Wallace Court is if for some reason we are able to sell our way out of the police station.
15 Economically right now that is too tough; we have too much money in it and nobody is
16 going to pay what we need to get out of it. We are just over ten years in that building.
17 There are ways to reconfigure Wallace Court. It doesn't make everybody excited and
18 happy but there are ways to reconfigure that building. The other thing that has to
19 happen is for Community Development and Public Works Admin to come out and we
20 would be looking for more space someplace else. We are at least five years away from
21 economics coming out of that police station working. We were over \$6 million into there
22 and nobody could pay us that right now.

23
24 Commissioner Duryea said we built that so we wouldn't have to build another one.

25
26 Ms. Sova said that was right. She has had pressure to parcel out some of the land and
27 she told everybody absolutely not. On the other side of the evidence building there are
28 a lot of trees and Mr. Mahnken would like some parking there but she looked at those
29 trees and said absolutely not. We need to hold as much of that parcel together as we
30 can.

31
32 Mayor Mealor said the old public safety complex at the front of Crystal Lake Elementary
33 is currently with the school. He asked if there was any way that would ever be a viable
34 option for the discussion we are having now.

35
36 Ms. Sova said she didn't know if they could do that. That was negotiated in the sale.

37
38 **It was the consensus of the Commission to sit and wait regarding acquisition of**
39 **the property on Wilbur Avenue.**

40
41 Ms. Sova said next is the annual computer replacements. We have over 20 servers
42 now and we need to keep them up to date. We have an AS-400 plus 20 servers. The
43 police department has to have theirs segregated, our phone system is on a server, and
44 there are a couple for the water plant and SCADA system. We are trying to work
45 toward virtual servers. We have a lot of equipment between the three buildings. We

1 have an IVR system to take phone calls for inspections, regular network servers, and e-
2 mail servers.

3
4 Ms. Sova said we are going to use some carry forward money from this year for some
5 disaster recovery. When we did our disaster drill in the City, part was taking out the
6 east side of City Hall and it opened our eyes. We are looking to do some virtualization
7 and redundancy so if equipment goes down here we can count on it somewhere else.

8
9 Ms. Sova said the laptop computers for the police department didn't get ordered this
10 year and are going to hold off and order them after October and it will take another
11 \$1,000. Mobile radio replacements is kind of an annual thing. We do about three a
12 year. The portable radios are the same kind of thing. The county net radios are moving
13 to a new platform so we've got some upgrade costs to deal with. In-car cameras are
14 annual expenditures as well.

15
16 Ms. Sova said in the Fire Department it is time to replace some of their mobile data
17 terminals. Those get expensive because the fire trucks have quite a bit of vibration so
18 we have to get the hard computers whereas we can put regular laptops in police cars.
19 Thermal imaging cameras we have slated for once a year.

20
21 Ms. Sova said there is the Events Center carpet replacement at \$60,000. They are
22 looking to do it in February. For the Senior Center floor replacement we are looking at
23 heavy duty vinyl rather than carpet.

24
25 Ms. Sova said replacement of the dugout roofs is something we have put off. It's kind of
26 scary and we have to get those right because we have kids in those. Parking lot rehab
27 is keeping our own facilities looking good and in good shape. Sidewalk replacements
28 are done annually in the rights-of-way. Streetlighting is money we keep carrying
29 forward for a while but we do use it when people call in and ask for another streetlight. If
30 the police department or public works think it is necessary then we get a streetlight.

31
32 Ms. Sova said next is the Second Generation Sales Tax Fund and we use this until we
33 use it up and we will use a lot of it this year. Part is for the Downtown right-of-way
34 upgrades, annual street resurfacing and cold mix. We are going to end up with a
35 double year because we didn't do any this year. She is working with Bruce (Paster).
36 We have used a product for a couple of years that she didn't think gave the best result
37 we could get and had to have some re-done in Timacuan. Where she does her walking
38 she sees what she thinks is not an optimal job and should last longer.

39
40 Deputy Mayor Brender asked if that was a factor of the product or the job.

41
42 Ms. Sova said we are going to look at both things. We have had a new bid written and
43 are going to look for warranties, a walk through a year after the job is done, and are
44 going to tighten this up. It is big money. We had a contractor come after us this year
45 because he didn't like we were piggybacking which is what caused us to re-write the
46 bid.

1
2 Ms. Sova said in the Water & Sewer Fund there is a slight uptick in water sales. The
3 drier it gets the more water is used. It's all about spring and summer and irrigation
4 usage. That's why the sewer doesn't correspond. More than half our homes have
5 irrigation meters and sewer doesn't get charged and we have a couple of
6 neighborhoods without sewer. We are looking at some improved impact fees due to
7 Epoch coming on board and probably another development at Colonial.

8
9 Ms. Sova said Water Treatment is up a bit with the cost of chemicals going up and
10 contractual services to put that plant in the SCADA system to keep the water plant
11 running. That is important when our manpower can't be there.

12
13 Deputy Mayor Brender asked if there was any long-term capital projects that we need to
14 look at for the water treatment facility.

15
16 Mr. Paster answered negatively. We have in the five-year plan equipping one of the
17 wells and a fourth air stripping tower but didn't see that happening in the next five years.

18
19 Ms. Sova said that fourth air stripping tower would be paid for out of the Siemens
20 settlement.

21
22 Ms. Sova said Wastewater Distribution is up a bit. We are getting a handle on our lift
23 stations. Some have not had the maintenance they might have had. We have
24 neighborhoods that get a lot of junk in them and they made these new impellers called
25 grinders to take care of what's going through there. Timacuan sent out in their
26 newsletter a clip that Bruce sent them about what not to throw down your toilet and what
27 not to get in your sewer system. These people don't get that there is a real risk to their
28 own system on their own property.

29
30 Ms. Sova said Meter Reading/Utility Billing is flat. The capital is the meter reading
31 wand.

32
33 Ms. Sova said in Capital Equipment we need some maintenance for the storage tank,
34 the ground storage stripper needs some maintenance, water treatment plant control
35 upgrades, commercial meter testing and repair. Those commercial meters are
36 beginning to age and are not registering correctly and need to be replaced or repaired.
37 Lift station flow meters to make sure we capture the readings right so when we pay the
38 County for sewage we are paying the proper amounts and not just out of estimates.
39 SCADA replacement. SCADA is running on radios right now and can't be replaced or
40 repaired. We are behind the County. The County is trying to go to a cellular system
41 and when they get their bid done we can probably use the same system. That is the
42 electronic controls for the sewage system and the warning system. We have carried
43 forward the money for sewer and reuse. They would like to have a camera system to
44 check out sewer laterals.

45

1 Commissioner Duryea said this may be premature but we don't have anything in the
2 Water & Sewer Fund as far as being new wastewater facilities.
3
4 Ms. Sova said we don't have anything planned. We only have one big parcel left on the
5 other side of the cemetery. We might ask the contractor to put a lift station in over
6 there.
7
8 Commissioner Duryea said around the lakes and so forth.
9
10 Ms. Sova said around the lakes and so forth we don't but we are talking about the
11 connector under Palmetto so we can have sewer on the other part of town. That's a
12 couple of years out before we would do that and it would probably come with additional
13 development as opposed to making those people hook up.
14
15 Deputy Mayor Brender asked if we had any long term plan to go into older parts of the
16 City and hook sewer up.
17
18 Mr. Paster said about five years ago we submitted a sewer master plan and was \$70
19 million to sewer the rest of the City. Around the train station is the only area in the
20 Downtown area that doesn't have sewer.
21
22 Ms. Sova reminded the Commission that Lake Mary Woods ended up costing \$43,000 a
23 home and we assessed about \$5,500 of that.
24
25 Commissioner Duryea said the City did everything from soup to nuts.
26
27 Ms. Sova said you end up having to do that because you need that sewer line in the
28 middle of the road and not under sidewalks. Just by the nature of that retrofit you end
29 up in that same situation. For reclaimed retrofit they have some nifty ways to do it
30 where they can get under the sidewalk and driveways.
31
32 Commissioner Plank asked if there were plans to extend reclaimed water.
33
34 Ms. Sova said a couple of years ago we talked to the Hills of Lake Mary Homeowners'
35 Association. Because we get that water from Sanford and Sanford has an automatic
36 escalator, we can't make it worthwhile. It would cost people more to use reclaimed
37 water and then they have to pay their share of getting the reclaimed connection. They
38 end up paying it off over ten years and we just can't make the numbers work.
39
40 Ms. Sova said in the Stormwater Utility Fund things are changing. We are beginning to
41 run low on funds but we are asking for a \$1 rate increase for each of the next three
42 years and that will take us to the range where Longwood is right now. Who knows
43 where everyone will be in three years but we are on the low end of the scale. We are
44 burning through the money with projects. She thought that was a subtle change. This
45 is the first rate increase in 18 years. In here are some stormwater upgrades which are
46 very much related to getting the design done and in 2014 the work for the Station House

1 Apartments. There is a lot of activity this year--the design work in '13 and we've got
2 expenditures happening in '14 but most of that will be covered by the proceeds of the
3 land sale.

4
5 Ms. Sova said we have the Vehicle Replacement Fund with our annual vehicle
6 replacements.

7
8 Ms. Sova said on Page 184 is the Health Insurance Fund. This accounts for the fact
9 that we have gone self-insured, how we are getting the money and who is making
10 contributions. Those are charges that have been in individual funds for the benefit and
11 the proceeds come over here to help pay for insurance costs. Included in here is the
12 cost of the health clinic to get it started, get it open, as well as fund it for the first year.
13 In the end we think it will be a cost savings. We talked to the City of Titusville and they
14 are receiving savings from theirs that they started in 2009. They also went with
15 CareHere. She said she is ready to ask CareHere for a contract to bring forward so we
16 can keep moving and piggyback Mt. Dora. It will probably be a three-year, renewable
17 each one year.

18
19 Commissioner Duryea said we don't have a facility.

20
21 Ms. Sova said we have the house at 174 Seminole Avenue. We have to refurbish it and
22 make it handicapped accessible because of the change in the use of the house. There
23 has to be a handicapped ramp out onto the porch, a handicapped ramp to get into the
24 front door, and from the house to the garage even though the garage is designed to
25 only be storage. We looked at it as an exercise room and a couple of other things and it
26 became really costly. She decided right now that was a bigger program than we wanted
27 to tackle. If we use it for an exercise room we've got to use it when the building is
28 manned or have to have it cameraed. It became a situation where she thought we
29 might want to wait until we are established and see how many hours someone could be
30 at the clinic. We have to make one of the bathrooms, if not both, handicapped. The
31 Building Official said he would let us get away with making just one handicapped but we
32 would probably have to pull the other one out and close it up. Those are some of the
33 things that have to go on. She thought they could get the house refurbished for under
34 \$15,000. We have people and can do a lot of the work ourselves. We took all the
35 cabinets out of the other house, including the granite cabinet tops, and we can reuse
36 them. We left the kitchen intact, although it doesn't have a stove but we put another
37 refrigerator in there, so we could have a triage area. Kathy has these great people and
38 they have looked and given their ideas. We will kind of be our own contractor but we
39 will have to do some work to make it handicapped accessible.

40
41 Deputy Mayor Brender said setup-wise we are looking at \$357,000.

42
43 Ms. Sova said she thought they would come in well under that but that also runs the
44 clinic for the first year. Also included in that number is money for an X-ray machine.
45 The CareHere guy said we could get one in the high sixty thousands. The Building
46 Official told her that it has a low enough radiation that we won't have to lead line the

1 rooms. She thought we have waited long enough to get some savings. Longwood is a
2 little behind us but are still interested in partnering. We have Sanford and Oviedo willing
3 to step up.

4
5 **There were no objections to the City Manager bringing forward a contract with**
6 **CareHere.**

7
8 **SIDE 2A**
9

10 Commissioner Lucarelli said it seemed like everyone was going with CareHere. She
11 asked if any city had ever RFP'd that out to make sure they are being competitive bid-
12 wise.

13
14 Ms. Sova said we will be piggybacking a 2010/2011 RFP with the City of Mt. Dora. It
15 was a 54-page RFP and was very thorough. Orlando, Apopka and Ocoee have gone
16 together as a group.

17
18 Mayor Mealor asked the Commission if they felt they needed another work session.

19
20 **It was the consensus of the Commission that another work session related to the**
21 **budget was not needed.**

22
23 Mayor Mealor said over the last couple of years there have been a lot of stressors and
24 we asked our employees to recognize what we are trying to do and we wanted to be
25 fair. We have been fairer than many and this year with the pay plan and some of the
26 other things we are recognizing their hard work and showing as a community they are a
27 reflection of what we value. He said he appreciated the work Ms. Sova put into this. It
28 is probably one of the smoother processes that we have had.

29
30 There being no further business, the work session adjourned at 6:40 P.M.

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

4
5 I. Call to Order
6

7 The meeting was called to order by Mayor David Mealor at 7:15 P.M. He explained the
8 late start was due to a budget workshop earlier in the evening. He commended staff,
9 City Manager and Finance Director for an excellent presentation related to that.

10
11 II. Moment of Silence
12

13 Mayor Mealor said August 2nd is the anniversary of the time the Declaration of
14 Independence was signed. It took until August 2nd of that year to get all the signatures.
15 He said to keep in mind that those who signed that document signed it under threat of
16 death. In many ways the courage of those that came before us are some of the very
17 reasons that we can do what we do this evening.

18
19 III. Pledge of Allegiance
20

21 IV. Roll Call
22

23 Mayor David Mealor	Jackie Sova, City Manager
24 Deputy Mayor Gary Brender	Carol Foster, City Clerk
25 Commissioner George Duryea	Dianne Holloway, Finance Director
26 Commissioner Allan Plank	John Omana, Community Dev. Director
27 Commissioner Jo Ann Lucarelli	Bruce Paster, Public Works Director
28	Bryan Nipe, Parks & Recreation Director
29	Gunnar Smith, Events Center Manager
30	Steve Bracknell, Police Chief
31	Craig Haun, Fire Chief
32	Katie Reischmann, City Attorney
33	Mary Campbell, Deputy City Clerk
34	

35 V. Approval of Minutes: July 19, 2012
36

37 **Motion was made by Deputy Mayor Brender to approve the minutes of the July**
38 **19, 2012, meeting, seconded by Commissioner Lucarelli and motion carried**
39 **unanimously.**
40

41 VI. Special Presentations
42

43 A. Agenda 21 – The International Threat to Private Property Rights – Dan
44 Peterson, Coalition for Property Rights
45

1 Dan Peterson of the Coalition for Property Rights came forward. He thanked the Mayor,
2 Commission and particularly Commissioner Lucarelli for facilitating this time together.

3
4 Mr. Peterson said the Coalition for Property Rights was founded 11 years ago by a
5 small group of businessmen in Orlando who began to feel like their private property
6 rights were being eroded and decided to do something about that. That movement has
7 since grown to more than 3,000 members in 40 states. It is a growing movement and
8 one that is timely and needed.

9
10 Mr. Peterson said one of the threats to private property rights is Agenda 21. He said
11 everything he will say tonight is documented from firsthand sources and is not hearsay.
12 He wrote an executive summary and is on their website at www.proprights.com. The
13 Commission has a folder that will give an idea of what they do. We try to educate
14 people, try to advocate with people, and try to train or activate people into the
15 movement. On the website is an electronic library.

16
17 Mr. Peterson said Agenda 21 is defined as a new global partnership for sustainable
18 development. This was officially launched in 1992 at the UN Earth Summit in Rio de
19 Janeiro. "Sustainable development" is the key word and means meeting today's needs
20 without compromising future generations to meet their own needs. It falls into three
21 categories and is the three E's of sustainability: sustaining the environment, sustaining
22 the economy, and sustaining equity. Equity means social justice.

23
24 Mr. Peterson said he didn't know anything about this until last December when he was
25 on a radio interview regarding property rights. The host said you are probably against
26 Agenda 21 and I said I'm not sure that that is. He began to investigate it and found
27 Agenda 21 on the UN website which is 300 to 400 pages and he has read through
28 every page.

29
30 Mr. Peterson said according to the manual on the Earth Summit it says that sustainable
31 development will require a substantial flow of new and additional resources to
32 developing countries. That means it has to come from a developed country. It calls for
33 a global transfer of wealth. Their main goal is to eradicate poverty, hunger, ill health
34 and illiteracy. This is a predecessor conference to the 1992 Rio conference and read a
35 quote from their preamble: "Land cannot be treated as an ordinary asset controlled by
36 individuals and subject to the pressures and inefficiencies of the market". You as a
37 property owner should not be in control of your property and should not think of it as an
38 asset and it should not be subject to free market principles. It says that private land
39 ownership is also a principle instrument of accumulation and concentration of wealth
40 and therefore contributes to social injustice. If unchecked it may become a major
41 obstacle in the planning and implementation of development schemes, i.e. Agenda 21.
42 Private property is an impediment to what they would like to do. It concludes by saying
43 the public control of land use is therefore indispensable to its protection as an asset and
44 the achievement of the long-term objectives of human settlement policies and
45 strategies. He said that was why he became interested because sustainable
46 development requires not just a transfer of wealth but a transfer of private property

1 ownership and control to public ownership and control. That should be a concern to all
2 of us.

3
4 Mr. Peterson showed a map of the end product of where Agenda 21 wants to go called
5 the Wild Lands Project. You can't see the black dots that would represent the urban
6 areas of America but all of the yellow, red and orange places are to be free from
7 humans. The urban areas are called "human settlements" and is where we will live.
8 Human settlements will be marked by rapid transit, transportation, bicycles, and low
9 carbon emission people living in high rise apartments. Around the human settlements
10 there will be "buffer zones" and will be restricted to humans and highly regulated. The
11 majority of land on the map is called "core wilderness area" and is where man is the
12 stranger. He said he lived in Moscow, Russia for 14 years and it looked like the wild
13 lands project. There were 15 million people living in one urban area and not one single-
14 dwelling home and everyone traveled on public transportation for the most part. It was
15 a difficult place to live. In between the cities of the former Soviet Union were vast
16 territories of wilderness.

17
18 Mr. Peterson said this plan calls upon all the nations of the world to shape public
19 opinion through Agenda 21-friendly public relations campaigns, organizing for what they
20 say are legal mechanisms and regulatory systems to write and pass Agenda-friendly
21 laws, ordinances, standards, rules and regulations. He had a document from the
22 American Planning Association. It was formed and funded to write a manual on how
23 city, county and state governments could pass friendly Agenda 21 legislation. It talks
24 about how legislators, independent study groups, and task forces come together to
25 create these laws that regulate our lives and private property. It also calls for the
26 establishment of agencies to monitor and enforce compliance. The EPA would be a
27 great example. It calls for teaching all personnel and students of public education,
28 institutes colleges and universities. Today you can get degrees in sustainable
29 development projects. It calls upon the nations to prepare the media, business and
30 industry to accept and promote these concepts and standards. It calls on the nations of
31 the world to train and certify all government, administrative, planning and management
32 personnel. It was not called Agenda 21 but they have been certified in these principles
33 under a different name. It also calls to elect and influence Agenda 21-friendly public
34 officials. This goes in 100 different directions but his focus was on property and the
35 transfer of private property to public property.

36
37 Mr. Peterson showed a UN score card five years after Agenda 21 was launched. There
38 are 33 categories of things they tracked the nations on such as do you have a
39 sustainable development plan, are you working sustainable development into your
40 energy and education, are you working to change the consumption patterns of your
41 citizens, and it goes on and on.

42
43 Mr. Peterson said the thing that has been the catalyst for Agenda 21 is global warming.
44 It has since been changed because of a lack of scientific evidence and is now called
45 "climate change". Most people don't know there is a growing global support network for
46 Agenda 21. There is a government system globally called "regional councils". The

1 regional councils are the policy setters and the governments become nothing more than
2 the administrative implementation branches and this is how the Soviet Union worked.
3 The regional councils dictated to the Parliament. The word "council" in Russian is the
4 word "soviet".

5
6 Mr. Peterson said it also calls for a financial network and is out there in the form of the
7 World Bank and the International Monetary Fund. There is a trade network in place
8 because this is going to require the transfer of wealth from the developed nations to the
9 developing nations so we have the world trade organization to sort that through. There
10 is a whole system of jurisprudence globally. In one of the treaties that the Obama
11 Administration is checking on there was a call for a global EPA. There is an
12 organization called Systems of Environmental Economic Accounts. These are global
13 mandated standards that will be placed on the nations and if nations don't comply with
14 carbon footprints and things like that, there will be some sort of penalties or fines to pay.
15 Undergirding all of this and tying it all together there is a system of data collection,
16 information, and technology.

17
18 Mr. Peterson said his question is if this was so huge and has been around for 20 years,
19 why don't I know about it. One reason we don't know about it is President George H.W.
20 Bush was at the conference in 1992 and he signed the treaty. It never had to be ratified
21 in the United States and was never debated by Congress. He just did that on his own.
22 After Bill Clinton was elected he implemented the plan through an executive order
23 without the approval of Congress and established the President's Council on
24 Sustainable Development and that authorized the implementation of Agenda 21 in our
25 nation. This included 35 members, mostly Cabinet members, but a cross section of
26 other business and banking leaders.

27
28 Mr. Peterson said another reason we don't know about it is how this plan is
29 implemented. The implementation in the United States has been done through a
30 number of non-government organizations (NGO's) and non-profits and almost always at
31 the local level. The most influential and biggest organization is ICLEI (International
32 Council of Local Environmental Initiatives). They are in the process of changing their
33 name to Local Governments for Sustainability. How it works is we pay our tax dollars to
34 the government and then the federal government takes those tax dollars and divvies
35 them up to the various departments (Departments of State, Defense, Labor, Interior,
36 etc.). Each of those departments contribute money for varying projects up to the UN but
37 the UN gets that and they set up a grant program of those funds. They go to ICLEI or
38 ICLEI comes to them and says we need X number of dollars for a project and would you
39 give us a grant. ICLEI gets huge amounts of money through grants. He said he had a
40 document entitled Stimulus Funded Programs and Opportunities from the ICLEI website
41 on where they get their money, local governments and how they spent the money.
42 They were given by the Obama Administration nearly \$13 billion for varying projects and
43 the projects are listed in the document. The American Planning Association was
44 granted by the Clinton Administration several million dollars to put that manual together
45 on how to write and implement regulation. The US Green Building Council is part of an
46 international building council. These are three of hundreds that are out there.

1
2 Mr. Peterson said in the United States ICLEI has 550 member cities and counties and in
3 Florida are about 30. Tallahassee, Orlando and Key West are some of the cities that
4 are members and pay dues on an annual basis to be a member. Alachua County,
5 Miami-Dade County, and Orange County are members of this. Globally they have more
6 than 1,200. These are some sizable organizations and there are sizable dollars out
7 there.

8
9 Mr. Peterson said rather than the federal government coming in with a huge program
10 and announcing it, that's not the way they have done it. This has all been done at the
11 local level. Rather than one big fireball they have lit small fires everywhere in our
12 country over the last 20 years.

13
14 Mr. Peterson said the fourth reason that is important to understand is there is a special
15 jargon that goes along with the sustainable development groups in Agenda 21. It
16 sounds warm and harmless when you first look at it. He showed a quote from one of
17 President Clinton's advisors who is on the Council of Sustainable Development. He
18 was speaking at a UK conference and was speaking on a paper he wrote and was
19 discussing how people could be elected to public office: "Participating in a UN
20 advocated planning process would very likely bring out the conspiracy, fixated groups,
21 and individuals in our society. This segment of our society who fear one world
22 government and a UN invasion of the United States through which our individual
23 freedom would be stripped away would work actively to defeat any elected official who
24 joined the conspiracy by undertaking local Agenda 21. We call our process something
25 else such as comprehensive planning, growth management, and smart growth." A lot of
26 these became buzz words in the United States in the late '90's and after 2000. These
27 are other words commonplace when you hear people discussing sustainable
28 development but they don't want to call it that and you never hear it called Agenda 21
29 because there is this whole jargon that goes with it.

30
31 Mr. Peterson said I want to be careful and say I am 100% for clean water, air, and soil.
32 I believe in conservation and recycling. I do those things and we have a great quality of
33 life in Seminole County. This is not to detract. I am saying all those good things by a lot
34 of people are being undergirded by those whose ultimate objective is to take private
35 property and to transfer to the public sector where it can be controlled. Roughly 50% of
36 the western United States is already under either federal or state ownership or control.
37 Here in Florida 42% of our land is already under government ownership and control.
38 For every acre you take out of the private sector and put into the public sector, that's tax
39 revenue that the city, county or state doesn't get anymore and how much property do
40 we need to have in conservation. While it doesn't generate tax revenue we have to pay
41 for it in tax dollars to maintain it and have to buy it in the first place so it's expensive.

42
43 Mr. Peterson said the trend I see is communities and states and the federal government
44 are trying to buy property to get it into their control. This was an issue in the *Orlando*
45 *Sentinel* a couple of weeks ago and something like \$99 million to purchase land
46 between here and the Everglades. He said he was speaking at a conference in

1 Gainesville and a man from Alachua County who was in charge of the Alachua County
2 version of Florida Forever and he said their job was to buy as much land as they could
3 in Alachua County but because of the economic downturn we ran out of money and
4 couldn't buy any more land. He said what they did was go throughout the county and
5 started declaring private property to be conservation easements. Mr. Peterson said one
6 of the strategies he is seeing is if they can't buy the land then they render the land
7 useless in terms of the private owner.

8
9 Mayor Meador asked Mr. Peterson to give his name, title and way the community could
10 reach out to him.

11
12 Dan Peterson, Executive Director of the Coalition for Property Rights, and the e-mail
13 address is info@proprights.com and the website is proprights.com. The phone number
14 is 407-481-2289.

15
16 Mayor Meador thanked Mr. Peterson for his presentation.

17
18 VII. Unfinished Business

19
20 There was no unfinished business at this time.

21
22 VIII. New Business

- 23
24 A. Resolution No. 902 – Annual Local Improvement and Essential Service
25 Assessment for Lake Mary Woods Wastewater Improvements (Jackie Sova,
26 City Manager)

27
28 The City Attorney read Resolution No. 902 by title only.

29
30 Ms. Sova said this is the eighth year in which we have sent the assessment role to be
31 on the tax bills as a non-ad valorem assessment in the amount of \$574.43 for the
32 improvements we made in the Lake Mary Woods area.

33
34 **Motion was made by Commissioner Plank to approve Resolution No. 902,**
35 **seconded by Commissioner Lucarelli and motion carried unanimously.**

- 36
37 B. Skyline Drive and Sand Pond Road Roadway Construction Change Order No.
38 3 (Final) (Bruce Paster, Public Works Director)
39 1. Resolution No. 903 – Amend Fiscal Year 2012 Budget to fund Work Order
40 No. 3 for Skyline Drive and Sand Pond Road Roadway Construction
41 (Dianne Holloway, Finance Director)

42
43 The City Attorney read Resolution No. 903 by title only.

44
45 Ms. Sova said she would have Mr. Paster go over the change order since it is quite
46 sizable.

1
2 Mr. Paster said hopefully the Commission has had the chance to drive down Skyline
3 Drive and Sand Pond Road. It looks absolutely beautiful. At the end of June we had
4 three straight days of rain and we got to see the collection systems and stormwater
5 ponds in action. All the roads drained very well and the pond filled up the way it was
6 supposed to and in a few days was empty again. Everything worked out really well.
7

8 Mr. Paster said in front of the Commission was the final change order for this project
9 and will close out the project. It was a \$2.2 million project and the change is for an
10 additional \$90,000 and there are a lot of small items in there. He brought the
11 Commission's attention to why the costs went up. The original design for Sand Pond
12 Road called for a 1-inch mill and overlay of the existing road. When we actually got on
13 site and started looking at it we realized that just a 1-inch milling would tear up the road
14 and it wasn't feasible. We had to do a 2-inch milling and overlay. The cost for milling
15 and the cost for asphalt doubled for that portion of the project. The cost for milling and
16 overlaying Sand Pond Road was about \$100,000 more than the original budget. All the
17 other costs are things that come up during construction. There were a lot of items that
18 were less. A lot of the utility relocations that were planned we found ways around them
19 so everything else would be awash if we didn't have the \$100,000 extra for the Sand
20 Pond Road milling and overlay work. Putting all those numbers together we end up with
21 approximately \$90,000 additional monies needed to finish the project as a whole. The
22 resolution is to pull \$2,500 out of the available fund balance.
23

24 Commissioner Lucarelli expressed concern because it is a substantial amount. She
25 said in her experience typically the engineer or whoever is bidding on it would have
26 expected some of the stuff to already have been accounted for. She said she was
27 confused as to why they are coming back and why did we award them the contract. It
28 seems there should have been more due diligence done to prevent this kind of an
29 overrun.
30

31 Mr. Paster said on projects this large a 4% overrun is usually not considered that much.
32 You can only do so much in design because you can't see what's underneath. We
33 poked holes in the ground all over the place and looked for existing utilities and then
34 when they actually started digging, the actual conditions are always different in the field
35 than the design,
36

37 Commissioner Lucarelli asked if there was any coordination with the utility companies or
38 they didn't have good plans of where their own utilities were.
39

40 Mr. Paster said there is always a lot of coordination but even the utility companies can
41 say these are our as-builts but who knows how accurate they are. He said CPH did a
42 very good job on the design and did an excellent job during construction. There were a
43 lot of small issues and they do add up. There were very many issues and they handled
44 it very well with the contractor and were very fair with the contractor. The contractor did
45 a good job in making sure the final product was good. When you spend \$2 million you

1 want to make sure the final product is something that is going to last. It is very high
2 quality.

3
4 Commissioner Plank asked if we had any other options.

5
6 Mr. Paster answered negatively and the work has already been done.

7
8 Commissioner Plank said his point was there is not much point in discussing it further.

9
10 **Motion was made by Deputy Mayor Brender to authorize the City Manager to**
11 **execute Change Order No. 3 to the contract with Masci General Contractors, Inc.**
12 **in an amount not to exceed \$89,728.17 and approve Resolution No. 903, seconded**
13 **by Commissioner Plank and motion carried unanimously.**

14
15 IX. Citizen Participation

16
17 No one came forward and citizen participation was closed at this time.

18
19 X. Reports:

20
21 A. City Manager

22
23 1. WSBL Sunshine Youth Sports contract for youth flag football at the Sports
24 Complex

25
26 2. Soccer Shots of Orlando contract for youth soccer instructional classes at Liberty
27 Park

28
29 Ms. Sova said the first two items Bryan Nipe and Gunnar Smith would present.

30
31 Bryan Nipe, Parks & Recreation Director, and Gunnar Smith, Events Center Manager,
32 came forward.

33
34 Mr. Nipe said we have been approached by two different groups to provide new
35 recreational programming, somewhat on a small scale but we don't have a lot of space
36 to be able to provide much new recreational activities. We have a flag football program
37 that has come to us that has been successful in Winter Springs and other areas and we
38 have Soccer Shots coming to us and they have been successful in other areas even
39 outside the state. These two programs will be provided to youth. Flag football is 6 to 14
40 years old and soccer is 3 to 9 years old. Soccer will be located at Liberty Park and the
41 flag football will be at the soccer field at Sports Complex.

42
43 Deputy Mayor Brender asked how much use were they talking about. He questioned if
44 we were talking about having to redo the fields.

1 Mr. Nipe said the impact would be minimal. Flag football will be nightly in the fall during
2 the weeknights and Saturday mornings. Liberty Park is Bahia grass. We are not
3 looking at any additional maintenance on our part other than striping at the soccer
4 complex but the striping will be covered through our revenue sharing with the group.

5
6 Commissioner Duryea asked if there were any restrictions or did they have an
7 agreement that they will try to keep the screams down to a reasonable level.

8
9 Mr. Nipe said we can assure they won't get too loud. They are just practicing during the
10 week and the games would be Saturday mornings so the real yelling and screaming will
11 occur on Saturday mornings.

12
13 **There were no objections to these two requests.**

14
15 3. Surplus of vehicles taken out of service

16
17 Ms. Sova said she had a list of vehicles that have been taken out of service and would
18 like to dispose of them on GovDeals online auction. We found that when we post our
19 vehicles in groups on GovDeals we have a better result and get better money. She
20 requested the Commission surplus Units 354, 620, 2202, 2207, 2208, 2226, and 2235.

21
22 **Motion was made by Commissioner Duryea to declare Vehicles Nos. 354, 620,**
23 **2202, 2207, 2208, 2226, and 2235 surplus and authorize the City manager to**
24 **dispose of on GovDeals online auction, seconded by Deputy Mayor Brender and**
25 **motion carried unanimously.**

26
27 Ms. Sova reminded everyone of the retirement celebration in honor of Division Chief
28 Rick Fudge tomorrow morning from 9:00 A.M. to 11:00 A.M. at the Municipal Services
29 Complex Training Room.

30
31 Ms. Sova invited everyone to come out to Central Park next Tuesday night from 6:00
32 P.M. to 9:00 P.M. to take part in the National Night Out. There will be a bicycle rodeo,
33 K-9 and Taser demonstrations, a women's self-defense class, good food, lots of games
34 and fun. Bring your families and enjoy.

35
36 Ms. Sova reminded everyone that we will hold a special referendum election in
37 conjunction with the primary election on August 14, 2012, to allow voters to vote on the
38 five amendments to the City's Charter. All voting will take place at your respective
39 precincts as assigned by the Supervisor of Elections between the hours of 7:00 A.M.
40 and 7:00 P.M. Everyone should have received a new voting card and some information
41 has changed and should pay attention to that. Early voting will begin tomorrow (August
42 3, 2012) and end on Saturday, August 11, 2012, between the hours of 10:00 A.M. and
43 6:00 P.M. at the Supervisor of Elections office in Sanford or at any Seminole County
44 Library except the Sanford Library. Absentee ballots may be obtained from the
45 Seminole County Supervisor of Elections.

1 Ms. Sova announced that Michelle Pavlik has resigned from the Local Planning Agency
2 so if anyone is interested in volunteering we have that opening.

3
4 Ms. Sova announced there are still openings on the Fire Pension and Parks &
5 Recreation Boards and we are looking for volunteers.

6
7 B. Mayor

8
9 Mayor Meador said on Sunday evening our First Presbyterian Church hosted a
10 community dinner/reception for Master Sergeant Patrick Durr. Patrick Durr was a
11 ranking enlisted person in Afghanistan and just returned. He is a 30-year member of
12 the United States Army and he did an amazing presentation. Commissioner Duryea
13 represented the City. Master Sergeant Durr presented a bound copy of his entire year
14 day by day. It is a fascinating account and we will make that available to our City
15 Manager for all of you to review at your convenience. It is a fascinating story and talks
16 about the professionalism and sacrifice of those who are willing to serve this country.
17 He said Congresswoman Sandy Adams was a guest.

18
19 Mayor Meador said on Monday evening the Seniors Intervention Group, under the
20 leadership of Debra Bracknell and Dr. Cora Rice, presented a community reception for
21 Officer Zach Hudson. Officer Hudson is a CNN Hero. We were very fortunate that
22 Congressman John Mica attended and presented for the congressional record a
23 proclamation for Zach as well as a flag that was flown over the United States Capitol in
24 his honor. He thanked all those involved.

25
26 C. Commissioners (1)

27
28 Deputy Mayor Brender thanked Debra Bracknell and Dr. Rice for the wonderful
29 reception for Zach (Hudson). We are going back 40 or 50 years to when people simply
30 reached out and helped other people. Somewhere in the last 25 or 30 years we lost
31 that and here it takes a police officer to find it again. That's the beauty of this program.
32 It is simply people who have the ability and wherewithal to reach out and help people in
33 their community. It's a sad thing that we got away from it because it was common years
34 ago with barn building and other things. Unfortunately when the government is going to
35 do it nobody bothers with it. It's nice to see Zach leading a charge back to a simple
36 "people helping people" concept.

37
38 Deputy Mayor Brender said regarding the earlier presentation by Mr. Peterson, it is a
39 well-known fact from historical perspectives that a lot of the Marxists in the Soviet Union
40 when the Soviet Union collapsed ended up running into the global warming and the
41 sustainability efforts realizing that there is their method and their methodology that is in
42 addition to the ones that didn't escape by coming to the White House in this country.
43 When you look at the United Nations, the United Nations is 193 nations of which 86 are
44 considered to be democracies. The rest are run by despots, dictators, rulers, princes,
45 kings and everything else. Of those 86 that are democracies that includes Venezuela
46 which we know is hardly a democracy and a lot of other places where there's one party

1 running and one ruler ruling. There are really about 40 democracies in the United
2 Nations so to think the United Nations comes out with this kind of a plan is perfectly
3 fitting of what the United Nations is and that is a group of despots and dictators trying to
4 run their respective countries. That is the majority of the United Nations. He extended
5 thanks for coordinating that with Mr. Peterson. It is interesting to observe.

6
7 Commissioner Duryea said both events the Mayor spoke of earlier brought out a
8 singular attribute and that is the people who volunteer who don't want accolades.

9
10 **SIDE 2B**

11
12 Commissioner Duryea said Sergeant Durr was actually annoyed that people were
13 clapping for him because he said it was not about him but about all the people over
14 there and diverting whatever accolades went to him. When we went to the Events
15 Center to honor Zach Hudson and it was his time to speak, he was telling us about all
16 the evils we have and the problems of the older people. To him that event was not
17 about him yet we went there to honor him. He said to him that was an astounding
18 realization.

19
20 Mayor Meador said it really does speak to the power of what an individual can do.

21
22 Commissioner Plank said we are very fortunate in Lake Mary to have the level of
23 volunteerism that we do and those are two great examples of people out there working
24 to make our city and world better.

25
26 Commissioner Plank said he was appointed to the PSFPC which is the Public Schools
27 Facilities Planning Committee and he attended the first meeting. Their function is to
28 coordinate the land use and school facilities planning for and with the public school
29 system including overall population and student population growth, development trends,
30 schools needs including off-site improvements, potential school closures, major
31 renovations to existing schools, and new school site selection before acquisition, co-
32 location and joint use of facilities. We are represented in Lake Mary by Mr. Noto who is
33 on the Planning Technical Advisory Committee and their function is to support our
34 committee. It is a good group of people and the cities are well represented as is the
35 County. We can probably exert some influence as we go forward. The school system
36 has found \$5 million but is still having problems. It's good to have things like this to help
37 the cities be involved and to get their opinion.

38
39 Commissioner Plank announced that the entire museum has been redone. It opens
40 again on Saturday and you can walk through the history of Lake Mary from its
41 beginnings in the 1800's to today. We are happy with the changes and he invited
42 everyone to attend.

43
44 Commissioner Lucarelli thanked Commissioner Plank for serving on that committee.
45

1 Commissioner Lucarelli said she attended the Freight Committee meeting. They talked
2 about how they were going to re-route some of the freight when SunRail comes online
3 and how the scheduling is going to work.

4
5 Commissioner Lucarelli said at Metroplan they talked about the quiet zones. They had
6 sub-committees with someone from each city looking at it and trying to come up with an
7 estimate of how much it was going to cost for each crossing. There are different
8 options. Metroplan has decided to do away with the sub-committees and the main
9 board is tackling it. Orlando and Winter Park are partnering. They have a draft of a
10 preliminary concept plan. They are encouraging the other cities to follow suit. They are
11 talking about a regional partnership because there is power in numbers to look for
12 grants. They said we have to do it all at once. If it's not done all at once and you have
13 a couple of crossings that are close together, there is some requirement from the
14 railroad people that they have to have a quarter mile in between them or else you can't
15 do it and then there is the negotiating with DOT. Everybody is concerned about how
16 challenging that is going to be because DOT said if you haven't already talked to us
17 then it's too late. It sounds like Orlando and Winter Park are working that negotiation
18 and are wanting to mentor the rest of us. She asked John Omana to be aware of what's
19 going on and the railroad association is supposed to be having meetings with staff and
20 going over options for quiet zones and funding. It is probably going to be presented to
21 the Tri-County League of Cities to see if they can help intervene. They are also asking
22 for us all to do resolutions. She said she had a sample from Winter Park but Virginia is
23 supposed to send her a draft that we can all use as a go by. They would like us all to
24 adopt these resolutions promoting and supporting quiet zones. She said she would
25 keep the Commission updated.

26
27 Deputy Mayor Brender asked if we knew the cost.

28
29 Commissioner Lucarelli said it depends on what you use. There are quad gates which
30 are costly. There are other options but she didn't know what they were. We are talking
31 hundreds of thousands. Winter Park said theirs originally ranged from \$300,000 to \$1.5
32 million which is a huge range. That's why they partnered with Orlando and are trying to
33 do these concept plans so they can get a more firm number. It sounds like the quad
34 gate is the most expensive form of treating a quiet zone. They didn't present the other
35 options but they should be presenting that information to our staff.

36 37 D. City Attorney

38
39 Ms. Reischmann said there was a case that relates to the red light cameras that came
40 out favorably saying that there could be a difference in enforcement between the
41 traditional police officer seeing the violation versus the camera seeing the violation.
42 There could be two different tiers of penalty. The trial court said it was an equal
43 protection violation but the appellate court found that it was not.

44
45 Ms. Reischmann said regarding the school committee meeting, it was a wonderful thing
46 when Anthony Garganese and she dusted off the interlocal and discovered there was

1 the opportunity for the elected officials and staff to get involved because it had not come
2 to everyone's attention. We ferreted that out and as a result it especially affected
3 Winter Springs, Casselberry and Longwood with the closing of the schools. A key part
4 of this is that the cities have involvement because if these schools close then the uses
5 change and the school board is going to have to come to the cities and request changes
6 in comp plan and rezoning. It's better to work those things out from the get-go.

7
8 Commissioner Plank said the agreement was constructed in 2008 and this is the first
9 meeting that group has ever had. If nothing else it is a realization on the part of the
10 school board that they had better be working with the parents, cities and counties and
11 not just arbitrarily decide the future of our school system. He said he found it
12 encouraging.

13
14 Mayor Meador said the last thing that anyone in Seminole County needs again is what
15 Longwood and Casselberry experienced. He thought with Commissioner Plank's
16 leadership and some of the other people on that board that kind of behavior will be
17 diverted and we won't be subjected to that in the future. We will all benefit in that
18 regard. He thanked Commissioner Plank for serving.

19
20 XI. Adjournment

21
22 There being no further business, the meeting adjourned at 8:15 P.M.

23
24
25
26 _____
27 David J. Meador, Mayor

Mary Campbell, Deputy City Clerk

28
29
30
31 ATTEST:

32
33
34
35 _____
36 Carol A. Foster, City Clerk