

1 MINUTES OF THE LAKE MARY CITY COMMISSION MEETING held September 18,  
2 2014, 7:00 P.M., Lake Mary City Commission Chambers, 100 North Country Club Road,  
3 Lake Mary, Florida.

4  
5 1. Call to Order

6  
7 The meeting was called to order by Mayor David Mealor at 7:08 P.M.

8  
9 2. Moment of Silence

10  
11 3. Pledge of Allegiance

12  
13 4. Roll Call

14  
15 Mayor David Mealor  
16 Commissioner Gary Brender  
17 Deputy Mayor George Duryea  
18 Commissioner Thom Greene  
19 Commissioner Jo Ann Lucarelli – Absent

Jackie Sova, City Manager  
Carol Foster, City Clerk  
Dianne Holloway, Finance Director  
John Omana, Community Dev. Dir.  
Tom Tomerlin, Economic Dev. Mgr.  
Bryan Nipe, Parks & Recreation Dir.  
Wanda Broadway, HR Manager  
Bruce Paster, Public Works Director  
Joe Landreville, Deputy Fire Chief  
Steve Bracknell, Police Chief  
Katie Reischmann, City Attorney  
Mary Campbell, Deputy City Clerk

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26  
27  
28 5. Approval of Minutes: September 4, 2014

29  
30 **Motion was made by Commissioner Greene to approve the minutes of the**  
31 **September 4, 2014, meeting, seconded by Commissioner Brender and motion**  
32 **carried unanimously.**

33  
34 6. Special Presentations

35  
36 A. Recognition of Lake Mary being named one of America's "10 Best Towns for  
37 Families" – Sheila and Michael Kramer, *Lake Mary Life* Magazine

38  
39 Sheila and Michael Kramer of *Lake Mary Life* magazine, 3232 W. Lake Mary Boulevard,  
40 Lake Mary, Florida, came forward.

41  
42 Ms. Kramer said when *Lake Mary Life* heard that the City had been named one of the  
43 top 10 cities in the country for families, we decided to celebrate by inviting the entire city  
44 to come. We had our photographer on the roof of the Events Center and we took our  
45 first ever double cover. She had a framed print of the double cover to thank the City for  
46 their cooperation and bringing everybody out for that wonderful occasion. She

1 announced they had 20 copies that haven't been scored and are selling them for \$100  
2 for the print and \$100 for the frame, and 100% of the proceeds are going to be donated  
3 to Lake Mary High School's Food Bank for the holidays. We are doing that to thank the  
4 cheerleaders because we had over 100 of them come. We are proud Lake Marians and  
5 we thank the City for being a part of it.

6  
7 Ms. Kramer presented the framed print to Deputy Mayor Duryea.

8  
9 B. Recognition of police personnel:

10 a. Lifesaving Award – Officer Matt Schaefer

11  
12 Chief Bracknell and Officer Matt Schaefer came forward.

13  
14 Chief Bracknell thanked the Commission for the time to recognize Matt Schaefer  
15 tonight. We are fortunate and blessed to live and work in Lake Mary. This event tonight  
16 will dovetail perfectly in recognition of the Fire Department because they were  
17 instrumental in saving this man's life. Sergeant McGowan is Matt's supervisor and  
18 wrote him up for this award.

19  
20 Chief Bracknell said on August 9, 2014, Matt Schaefer came upon a vehicle on Lake  
21 Mary Boulevard blocking traffic. He made contact with a passenger who was frantic  
22 advising that the driver was having a heart attack. The driver was having difficulty  
23 breathing, went unconscious and then stopped breathing all together. Matt Schaefer  
24 could not find a pulse on the male. He removed the male from the vehicle and laid him  
25 on the ground and started CPR by doing chest compressions. Matt Schaefer requested  
26 a defibrillator from PFC Klimes who had just arrived on scene. The male started  
27 breathing on his own but then stopped. PFC Schaefer continued chest compressions  
28 while Klimes retrieved his AED and attached the leads to the male just when the fire  
29 rescue arrived. The Fire Department utilized their equipment and the male developed a  
30 strong pulse. The male was transported to Seminole Hospital where it was later  
31 reported he was awake and speaking.

32  
33 Chief Bracknell said in this case Matt Schaefer was in the right place at the right time;  
34 however, due to his training, expertise and quick actions he performed admirably and  
35 saved the male's life. For that we are giving him our Lifesaving Award.

36  
37 Mayor Mealor presented the award to Matt Schaefer.

38  
39 Chief Bracknell said as a result of Matt's efforts that night, the City Manager is awarding  
40 him the On the Spot Award, which is a \$25 gift card to Wal-Mart.

41  
42 C. Recognition of fire personnel:

43 a. Star of Life – Driver Engineer Daniel Sanchez, Firefighter Christopher  
44 Long, Paramedic Brandon Zumburum, and Paramedic Brandon Lindeman

1 Deputy Chief Landreville came forward. We have our awards banquet in one week. At  
2 that time we have tangible awards and presentations. It is a very important event for us.  
3 Tonight he wanted to make sure they captured some of the community and share our  
4 pride with them.

5  
6 Deputy Chief Landreville said the first award is the Life Saving Award and is the same  
7 one where that person was in cardiac arrest and due to the efforts of Daniel Sanchez  
8 and Brandon Zumbrum and the rest of their crew a life was saved.

9  
10 b. Star of Life – Lt. Tom O’Neil

11  
12 Mayor Meador said we have a Star of Life award for Lt. Tom O’Neil and the Technical  
13 Rescue award for Lt. Larry Mason, Driver Engineer Shawn Anastasia and Firefighter  
14 Jay Gillon. He asked them to come forward to be recognized. He said to keep in mind  
15 some of them were here with their families and are now on call.

16  
17 c. Technical Rescue – Lt. Larry Mason, Driver Engineer Shawn Anastasia,  
18 and Firefighter Jay Gillon

19  
20 Deputy Chief Landreville introduced Messrs. Sanchez, Zumbrum and Anastasia who  
21 were present. They are a combination of the person being rescued and going home. In  
22 one case the person was sure to drown in a vehicle. A water rescue was done to keep  
23 the person from doing that. A rescue in the water of a vehicle that was upside down.  
24 Also their efforts as far as removing a person from a highly technical rescue where they  
25 showed master skills in getting them out. He wanted to present them to the community.

26  
27 Mayor Meador said the hallmark of a community is its commitment to public safety. It is  
28 a direct representation of the job that you are asked to do on a daily basis. The  
29 community is better served because of your technical expertise, your professionalism  
30 and it is our pleasure to recognize you and wish you continued best wishes.

31  
32 7. Citizen Participation

33  
34 No one came forward at this time and citizen participation was closed.

35  
36 8. Unfinished Business

- 37  
38 A. Ordinance No. 1513 – Proposed FY 2014/2015 Millage Rate – Second  
39 Reading (Public Hearing) (Jackie Sova, City Manager) and Ordinance No.  
40 1514 – Proposed FY 2014/2015 Budget – Second Reading (Public Hearing)  
41 (Jackie Sova, City Manager)

42  
43 The City Attorney read Ordinance No. 1513 and Ordinance No. 1514 by titles only on  
44 second readings.

1 Ms. Sova said tonight is the second and final public hearing for both the millage rate  
2 and budget adoption. The proposed millage rate of 3.5895 mills, which is the same as  
3 the current year, is technically a tax increase of 3.3% over the rolled-back rate of 3.4747  
4 mills. The total budget we are adopting is \$31,737,475.

5  
6 Mayor Mealor asked if anyone wanted to speak in reference to Ordinance No. 1513. No  
7 one came forward and the public hearing was closed.

8  
9 **Motion was made by Commissioner Brender to approve Ordinance No. 1513 on**  
10 **second reading, seconded by Commissioner Greene and motion carried by roll-**  
11 **call vote: Commissioner Brender, Yes; Deputy Mayor Duryea, Yes;**  
12 **Commissioner Greene, Yes; Mayor Mealor, Yes.**

13  
14 Ms. Sova said the budget we are adopting tonight in the amount of \$31,737,475  
15 includes capital projects for the Community Center parking lot, the first phase of  
16 Heritage Park, SunRail Station enhancements, a roundabout at Greenleaf and  
17 Palmetto, and a signal and beautification at Wilbur Avenue and Country Club Road.  
18 Those are the capital highlights of the budget.

19  
20 Mayor Mealor asked if anyone wanted to speak in reference to Ordinance No. 1514. No  
21 one came forward and the public hearing was closed.

22  
23 **Motion was made by Commissioner Brender to approve Ordinance No. 1514 on**  
24 **second reading, seconded by Deputy Mayor Duryea and motion carried by roll-**  
25 **call vote: Deputy Mayor Duryea, Yes; Commissioner Greene, Yes; Commissioner**  
26 **Brender, Yes; Mayor Mealor, Yes.**

27  
28 B. Ordinance No. 1515 – Amending the Police Officers’ Retirement System –  
29 Second Reading (Public Hearing) (Dianne Holloway, Finance Director)

30  
31 The City Attorney read Ordinance No. 1515 by title only on second reading.

32  
33 Staff had no further comments.

34  
35 Mayor Mealor asked if anyone wanted to speak in reference to Ordinance No. 1515. No  
36 one came forward and the public hearing was closed.

37  
38 **Motion was made by Commissioner Greene to approve Ordinance No. 1515 on**  
39 **second reading, seconded by Commissioner Brender and motion carried by roll-**  
40 **call vote: Commissioner Greene, Yes; Commissioner Brender, Yes; Deputy**  
41 **Mayor Duryea, Yes; Mayor Mealor, Yes.**

42  
43 C. Ordinance No. 1516 – Amending the Firefighters’ Retirement System –  
44 Second Reading (Public Hearing) (Dianne Holloway, Finance Director)

45  
46 The City Attorney read Ordinance No. 1516 by title only on second reading.

1  
2 Staff had no further comments.

3  
4 Mayor Mealor asked if anyone wanted to speak in reference to Ordinance No. 1516. No  
5 one came forward and the public hearing was closed.

6  
7 **Motion was made by Commissioner Brender to approve Ordinance No. 1516 on**  
8 **second reading, seconded by Deputy Mayor Duryea and motion carried by roll-**  
9 **call vote: Commissioner Brender, Yes; Deputy Mayor Duryea, Yes;**  
10 **Commissioner Greene, Yes; Mayor Mealor, Yes.**

11  
12 D. Ordinance No. 1517 – Repealing Chapter 36 entitled Surplus Ordinance –  
13 Second Reading and Resolution No. 946 – Providing guidance for the overall  
14 management of tangible personal property (Public Hearing) (Dianne  
15 Holloway, Finance Director)

16  
17 The City Attorney read Ordinance No. 1517 by title only on second reading.

18  
19 The City Attorney read Resolution No. 946 by title only.

20  
21 Ms. Sova said Ms. Holloway would outline the specifics of the resolution so you  
22 understand clearly what the policy is we are adopting.

23  
24 Mayor Mealor asked if anyone wanted to speak in reference to Ordinance No. 1517  
25 repealing Chapter 36 Surplus Ordinance. No one came forward and the public hearing  
26 was closed.

27  
28 **Motion was made by Commissioner Greene to approve Ordinance No. 1517 on**  
29 **second reading, seconded by Commissioner Brender and motion carried by roll-**  
30 **call vote: Deputy Mayor Duryea, Yes; Commissioner Greene, Yes; Commissioner**  
31 **Brender, Yes; Mayor Mealor, Yes.**

32  
33 Ms. Holloway said now that we have repealed the original disposal of surplus property,  
34 Resolution No. 946 provides guidance on tangible personal property. We have defined  
35 tangible personal property as fixtures or other personal property owned by the City of a  
36 non-consumable nature with a useful life of one year or more and meets the value or  
37 cost threshold criteria as defined in the Florida Administrative Code 69(I) – 73.002.

38  
39 Ms. Holloway said in addition to defining tangible personal property we have made  
40 provisions for the identification, records management and inventory of that property.  
41 We also have identified the City Manager as providing overall supervision of the  
42 property. We have made provisions for the disposal of the surplus property and have  
43 adopted additional regulations as need be.

44  
45 Commissioner Brender asked if this changed any of the surplus disposal methods.

1 Ms. Holloway said it gives us more flexibility on how we dispose of it. If we have  
2 identified it as a tangible item on our inventory list it will come to the Commission for  
3 surplus and at the recommendation of the City Manager we will dispose of it in the  
4 manner she finds most appropriate.

5  
6 Commissioner Greene presumed we have the right to sell surplus to individuals.

7  
8 Ms. Holloway said that would be at the discretion of the City Manager. Currently if we  
9 choose to sell we have been using the avenue of public auctions.

10  
11 Commissioner Greene said if we sell it to an individual is there a provision where we  
12 could make sure if they dispose of it that they dispose of it properly.

13  
14 Ms. Sova said for emergency vehicles that have lights, we have statutory requirements  
15 that we can only sell to another police agency or fire agency. We can't sell some of  
16 those items to individuals. We also don't do that with any guns. We either do a trade in  
17 with a dealer, sometimes guns are surplus and presented to a retiring officer, but they  
18 are not put on one of the auction websites or sent to the auctioneer. There is a lot of  
19 caution to where sensitive items can be disposed of.

20  
21 **Motion was made by Commissioner Greene to approve Resolution No. 946,**  
22 **seconded by Commissioner Brender and motion carried unanimously.**

23  
24 9. New Business

25  
26 A. Resolution No. 947 – Amending Emergency Medical Services (EMS)  
27 Transport Fees (Jackie Sova, City Manager)

28  
29 The City Attorney read Resolution No. 947 by title only.

30  
31 Ms. Sova said we have not addressed our EMS fees in nearly ten years and it is time to  
32 take a look at them. What we have selected is the Seminole County rate as many of  
33 our calls are actually in Seminole County through the interlocal agreement. It would  
34 appear that is the least confusing way to upgrade these calls. With the Medicare and  
35 Medicaid rates we are only going to get paid their maximum so that won't change.  
36 What we are doing here is probably with other insurance we might be able to collect  
37 additional. This is certainly not a full cost recovery service. She recommended the  
38 Commission adopt the fees.

39  
40 Commissioner Brender said he noticed the billing recovery runs about 70%. He asked  
41 how that is reflected elsewhere in the County or other cities.

42  
43 Ms. Sova said she thought it was pretty typical. We use the same billing firm as most of  
44 the County.

45  
46 Commissioner Brender said we are not undercutting ourselves as far as the collections.

1  
2 Ms. Sova answered negatively as far as the collections no.

3  
4 Commissioner Greene said historically the services are provided first and then are sent  
5 a bill.

6  
7 Ms. Sova answered affirmatively.

8  
9 Commissioner Greene asked if there were any people who actually charge the people  
10 on the spot for the transport.

11  
12 Ms. Sova said she didn't know about that. They are using a tablet style computer on  
13 the scene and they gather insurance information. We have as much information as we  
14 can collect. She said she didn't know of anybody swiping credit cards.

15  
16 Commissioner Greene said if it is an emergency he could understand that but there are  
17 situations where we are making transports in non-emergency situations where that  
18 might be practical and not offensive.

19  
20 Ms. Sova said we will have Deputy Chief Landreville bring that up at the chiefs  
21 meetings.

22  
23 Deputy Chief Landreville said when we looked at the research on this, it is a reasonable  
24 rate. To collect money at the scene is usually a non-emergency pre-planned transport  
25 such as if nobody can fit into a vehicle or are disabled to the point where they have to  
26 go from bed to bed, a nursing home to a physician visit and then come back, a child  
27 going to Nemours or something along those lines. Those are usually pre-arranged and  
28 pre-billed or easier billed through the company. What we do is not that easy. He said  
29 he would check with the other chiefs. He worked at EVAC and even with just the  
30 ambulance service it was always a matter of after the fact unless it was a pre-scheduled  
31 appointment.

32  
33 **Motion was made by Commissioner Brender to approve Resolution No. 947,**  
34 **seconded by Commissioner Greene and motion carried by roll-call vote:**  
35 **Commissioner Greene, Yes; Commissioner Brender, Yes; Deputy Mayor Duryea,**  
36 **Yes; Mayor Mealor, Yes.**

37  
38 10. Other Items for Commission Action

39  
40 There were no items to discuss at this time.

41  
42 11. City Manager's Report

- 43  
44 a. Approval of building inspection and plan review services contract with PDCS,  
45 LLC

1 Ms. Sova said is this a request for approval of building inspection and plan review  
2 services. Our contract with PDCS has expired and we would like to renew. What this  
3 contract does for us is we can have contract plan review and inspection services should  
4 our workload exceed our personnel's capacity. Right now we are down one inspector  
5 but we are handling the load without the services. We have found in the few occasions  
6 in the last three years we have used these folks we have been very happy with them.  
7 They are very responsive, especially with advance notice. We would like the ability to  
8 continue to use this contract.

9  
10 Commissioner Brender said we have had no problem with them enforcing our codes.

11  
12 Ms. Sova said none at all. They work under the guidance of our Building Official.

13  
14 **Motion was made by Commissioner Brender to authorize the City Manager to**  
15 **execute the contract with PDCS, LLC for building inspection and plan review**  
16 **services, seconded by Commissioner Greene and motion carried unanimously.**

17  
18 Ms. Sova requested to schedule a work session for 5:30 P.M. on October 2<sup>nd</sup> prior to  
19 the next meeting to discuss Washington Avenue development and infrastructure. There  
20 were no objections from the Board.

21  
22 Ms. Sova asked to schedule the swearing-in ceremony for 6:30 P.M. on November 6<sup>th</sup>  
23 prior to the regular meeting. There were no objections from the Board.

24  
25 Ms. Sova said if the Commission had no objection she would allow non-emergency  
26 personnel to use accrued leave to take the Fridays after Christmas and New Year's Day  
27 off, thereby closing City offices and allowing employees to have long holiday weekends  
28 on those two occasions. There were no objections from the Board.

29  
30 Ms. Sova said National Night Out will be held Tuesday, October 7<sup>th</sup> from 5:30 P.M. to  
31 8:30 P.M. in Central Park. There will be K-9 and Taser deployment demonstrations,  
32 DUI simulation, displays of police equipment and much more. Bring the family to this  
33 annual event designed to strengthen our communities by creating stronger relationships  
34 between citizens and law enforcement.

35  
36 12. Mayor and Commissioners' Reports

37  
38 Mayor Mealor had no report at this time.

39  
40 Commissioner Brender said he attended the Leadership Seminole Government Day.  
41 He got the report today that it was very successful and got some great ratings. He said  
42 he would love to bring every person in Seminole County through that program just so  
43 people can understand what local government does.

44  
45 Commissioner Brender said on Tuesday he had the Public Schools Facilities Committee  
46 meeting. We are meeting with the Seminole County School Board in a joint session.

1 This is an approval of the interlocal agreement which generally none of us have any  
2 objections. This allows our planning department to talk to the School Board's planning  
3 department so everybody knows if we are going to build a new apartment complex then  
4 the School Board gets to know about it and they can plan accordingly. What is in the  
5 background of the whole thing was some of the disagreements the cities of Seminole  
6 County are having with the School Board over some fees that in the past have been  
7 paid such as the stormwater fees which now the School Board is trying to get out of and  
8 some other processes that we have. We are planning to adopt the interlocal agreement  
9 and there will be a real back and forth discussion between the School Board and the  
10 representatives of the cities on this facilities planning board to make sure we get down  
11 to the bottom of this before it becomes a sticky point for the cities. He said he would  
12 provide a report on October 2<sup>nd</sup>.

13  
14 Mayor Meador said to avoid conflict and to operate in a collaborative manner, he asked  
15 the City Manager to put together the impact the schools have on stormwater and  
16 compare it and contrast it with some other current businesses within the City and what  
17 their fees would be.

18  
19 Commissioner Brender said we might as well take a look at trash/garbage contracts.

20  
21 Mayor Meador said we want to be a good neighbor and be fair. We have certain  
22 expectations and deliver a certain level of service in a product. In those two requests  
23 for stormwater and the haulers if you will compare and contrast the impact of the school  
24 as an entity with some other comparable businesses in terms of size and impact.

25  
26 Commissioner Brender thanked the department heads and City Manager for the  
27 monthly reports. It gives a good picture of what's happening and is a valuable thing.

28  
29 Deputy Mayor Duryea asked the status of the traffic study for the Downtown.

30  
31 Mr. Omana said we received the study last week and just wrapped up his initial review  
32 of it. We looked at it from a functional standpoint of what the activities were going to be  
33 then did a cost estimate analysis of each dollar figure associated with the narrative  
34 description. We found some places that could be cut back and modified to our  
35 advantage. He expects to get back with the consultant tomorrow on those issues and  
36 ask for a revised traffic study which we'll coordinate with the City Manager and based  
37 on that come back to the Commission with an update as to where we are headed with  
38 this.

39  
40 Deputy Mayor Duryea asked if there were any preliminary reports.

41  
42 Ms. Sova answered negatively. We are still trying to isolate the costs. They were  
43 extremely high and we narrowed the scope.

44  
45 Commissioner Greene had no report at this time.

46

1 13. City Attorney's Report

2

3 Ms. Reischmann had no report at this time.

4

5 Mayor Meador thanked the Chiefs of Police and Fire for the recognition of personnel.

6

7 Mayor Meador thanked the liaisons from the Forest community. They are always  
8 welcome and we stand ready to be of assistance if needed.

9

10 14. Adjournment

11

12 There being no further business, the meeting adjourned at 7:48 P.M.

13

14

15

16

17 \_\_\_\_\_  
David J. Meador, Mayor

\_\_\_\_\_ Mary Campbell, Deputy City Clerk

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19

20

21 ATTEST:

22

23

24

25

26 \_\_\_\_\_  
Carol A. Foster, City Clerk