

1 MINUTES OF THE "SPECIAL CALLED" LAKE MARY CITY COMMISSION
2 SWEARING-IN CEREMONY held November 15, 2012, 6:30 P.M., Lake Mary City
3 Commission Chambers, 100 North Country Club Road, Lake Mary, Florida.

4
5 I. Call to Order

6
7 The meeting was called to order by Mayor David Mealor at 6:35 P.M.

8
9 II. Roll Call

10
11 Mayor David Mealor Jackie Sova, City Manager
12 Deputy Mayor Gary Brender Dianne Holloway, Finance Director
13 Commissioner George Duryea Steve Noto, Planner
14 Commissioner Allan Plank Randy Pettit, Human Resources Mgr.
15 Commissioner Jo Ann Lucarelli Bruce Paster, Public Works Director
16 Bryan Nipe, Parks & Recreation Dir.
17 Steve Bracknell, Police Chief
18 Craig Haun, Fire Chief
19 Katie Reischmann, City Attorney
20 Mary Campbell, Deputy City Clerk

21 III. New Business

22
23 A. Swearing In:

24
25 Mayor Mealor relinquished the gavel to Deputy Mayor Brender at this time.

26
27 1. Mayor David Mealor – The Honorable Donna McIntosh

28
29 Judge McIntosh, Mayor Mealor and his wife, Laurie, came forward. Judge McIntosh
30 administered the Oath of Office.

31
32 Deputy Mayor Brender passed the gavel back to Mayor Mealor at this time.

33
34 2. Commissioner Gary Brender – The Honorable Donna McIntosh

35
36 Judge McIntosh and Commissioner Brender came forward. Judge McIntosh
37 administered the Oath of Office.

38
39 3. Commissioner Allan Plank – The Honorable Donna McIntosh

40
41 Judge McIntosh and Commissioner Plank came forward. Judge McIntosh administered
42 the Oath of Office.

43
44 Deputy Mayor Brender said he was continuing and it was hard to believe it has been 20
45 years. As long as this job stays fun and as long as he feels like he is doing something
46 good for the community, he would stay. That has not changed. He continues to enjoy
47 living in Lake Mary but more importantly continues to enjoy being involved in the

1 processes of what he still believes is one of the most well-run cities in the entire state.
2 He said he would bow to staff, department heads, Jackie, and our history with John
3 Litton. We have been so fortunate to have so many great people working with us that
4 we truly are a team, and teams are always more fun than individuals. He said he
5 continues to enjoy it and continues to serve. He wished his colleagues all the best in
6 another two years.

7
8 Commissioner Plank said he was entering his first two-year term and has enjoyed the
9 last year. He said he was honored that former Commissioner Gray was present who is
10 the former occupant of his seat. He said Commissioner Gray has served to inspire him
11 over the years, not only here but in other endeavors. This is a great city. He said he
12 had only been here since 1989 but felt like he was born here. It's a city you want to do
13 things for, it's a city that maintains its small-town atmosphere while being progressive
14 and looking forward to the needs of the citizens. You just can't top an environment like
15 that. He said he was very happy to be here and happy to be serving his second term.

16
17 Mayor Meador said it is an honor to have the title Mayor of the City of Lake Mary. He
18 said he had profound respect for the team that we have in place and the work that
19 Jackie is doing right now. He is so thankful. He thinks back to the privilege they had of
20 having Judge McIntosh swear us in. When Judge McIntosh was the City Attorney for
21 the City of Lake Mary, she set the standard for how a city attorney should conduct
22 themselves. We are honored to say that at no time when the City was contested did
23 she ever not prevail. Even today Donna continues to serve as a role model for so many
24 people. She is now in the judiciary and we are in separate branches but it is reassuring
25 to know that people of her character and integrity speak for those in the community that
26 sometimes don't have a voice. It is always an honor to have Commissioner Gray in our
27 midst and it is a joy to call her a friend.

28
29 Mayor Meador said when he was elected to the Commission in 1988, prior to being
30 interviewed by the *Orlando Sentinel* he was asked his major goal. He answered if he
31 could work with staff and his fellow commissioners and create a community that his
32 daughter would want to return to as an adult then he felt he would have been
33 successful. At that time his daughter was four years of age. He said she was present
34 this evening and was very honored and proud that she has chosen the Lake Mary area
35 to make her home.

36
37 Mayor Meador thanked the members of the Commission for the job they do because it
38 reflects so positively on all of them. When he goes to Publix more people tell him that
39 they vote more for his wife than they do him and all he could respond was "Please keep
40 it up, Laurie. I love you".

41 42 IV. Adjournment

43
44 There being no further business, the meeting adjourned at 6:45 P.M. A reception was
45 held immediately following in the West Wing Conference Room.

1 MINUTES OF THE LAKE MARY CITY COMMISSION MEETING held November 15,
2 2012, 7:00 P.M., Lake Mary City Commission Chambers, 100 North Country Club Road,
3 Lake Mary, Florida.

4
5

6 I. Call to Order

7

8 The meeting was called to order by Mayor David Meador at 7:10 P.M. He said earlier
9 this evening they were fortunate to have The Honorable Judge Donna McIntosh conduct
10 the swearing-in ceremonies for the Mayor and Commissioners Brender and Plank. He
11 thanked staff for all they did to make that activity pleasant and enjoyable for those in
12 attendance.

13

14 II. Moment of Silence

15

16 III. Pledge of Allegiance

17

18 Mayor Meador said we are honored to have the scouts from Pack 242 at River Oaks
19 Presbyterian Church present who are working on a scout project. He asked all the
20 scouts from Troop 242 to come forward.

21

22 The Pledge of Allegiance was led by Pack 242.

23

24 Mayor Meador said Pack 242 is led by Den Master Mr. Jim Broman and Mr. Eric Shaffer.
25 We also have Cub Master Mr. David Downer present. Any time a scout, regardless of
26 rank, has a project or activity they are working on, any member of this City Commission
27 stands ready to assist them. All they have to do is reach out and contact them.

28

29 IV. Roll Call

30

31 Mayor David Meador	Jackie Sova, City Manager
32 Deputy Mayor Gary Brender	Dianne Holloway, Finance Director
33 Commissioner George Duryea	Steve Noto, Planner
34 Commissioner Allan Plank	Bruce Paster, Public Works Director
35 Commissioner Jo Ann Lucarelli	Bryan Nipe, Parks & Recreation Dir.
36	Randy Petitt, Human Resources Mgr.
37	Steve Bracknell, Police Chief
38	Craig Haun, Fire Chief
39	Katie Reischmann, City Attorney
40	Mary Campbell, Deputy City Clerk

41

42 V. Approval of Minutes: November 1, 2012

43

44 **Motion was made by Deputy Mayor Brender to approve the minutes of the**
45 **November 1, 2012, meeting, seconded by Commissioner Lucarelli and motion**
46 **carried unanimously.**

47

1 VI. Special Presentations

2

3 There were no special presentations at this time.

4

5 VII. Unfinished Business

6

7 A. Ordinance No. 1474 – Amending Section 30.81 of the Code of Ordinances
8 reducing the membership of the Historical Commission from 9 members to 7
9 – Second Reading (Public Hearing) (Bryan Nipe, Parks & Recreation
10 Director)

11

12 The City Attorney read Ordinance No. 1474 by title only on second reading.

13

14 Ms. Sova stated staff had nothing further on this item.

15

16 Mayor Meador asked if anyone wanted to speak in reference to Ordinance No. 1474. No
17 one came forward and the public hearing was closed.

18

19 **Motion was made by Deputy Mayor Brender to approve Ordinance No. 1474 on**
20 **second reading, seconded by Commissioner Duryea and motion carried by roll-**
21 **call vote: Deputy Mayor Brender, Yes; Commissioner Duryea, Yes;**
22 **Commissioner Plank, Yes; Commissioner Lucarelli, Yes; Mayor Meador, Yes.**

23

24 VIII. New Business

25

26 A. Developer's Agreement for Shaw Construction & Management Services
27 (Steve Noto, Planner)

28

29 Mr. Noto said the request before the Commission is a bit unique. The applicant has
30 redeveloped the area at Fourth and Lakeview over the last several years. We recently
31 approved the site plan for his building at the northwest corner of Fourth and Lakeview.
32 As part of the site plan approval, the work that was to be done was filling in the pond
33 that was existing and that building and other facilities would drain into the Seminole
34 pond the City is working on now. By virtue of that approval the City gave him
35 permission to drain into that public facility. The developer's agreement was requested
36 by the applicant for lending purposes and to make it more official for his bank folks in
37 order to get funding approval for the future. This isn't something we would typically do
38 but this would cover the Shaw properties that are within the Downtown. The only
39 change that has been made to the document is that we have added an indemnification
40 clause releasing the City of any liability and not allowing the applicant to drain any
41 harmful materials into the City pond. The applicant's representative is present.

42

43 Commissioner Duryea said this drainage agreement includes all of the properties on
44 Fourth Street and Crystal Lake Avenue. He asked if all of that was going to drain into
45 the new pond.

46

1 Mr. Noto answered affirmatively. Currently the properties slated for development are
2 south of Crystal Lake Avenue. These are parcels that have had site plans approved.
3 The pond's design will also handle the other two parcels that Mr. Shaw owns. The ones
4 south of Crystal Lake are currently developed. He pointed out the parcels that will be
5 developed in the future and those will drain into the Seminole pond.
6
7 Mr. Paster said it includes additional properties as well.
8
9 Commissioner Duryea asked if the original site plan included the other properties.
10
11 Mr. Paster answered affirmatively. The original site plan was on the permit with the St.
12 Johns River Water Management District and included approximately five acres of land
13 in the Downtown development area. The properties shown on the overhead are within
14 those five acres of land that will all drain to the pond on Seminole Avenue. The pond
15 and the pipes benefit any developer developing within these five acres.
16
17 Commissioner Duryea said so we haven't used it up.
18
19 Mr. Paster said absolutely not. There are inlets on Crystal Lake and the block north of
20 Crystal Lake. That area will also drain into that area.
21
22 Deputy Mayor Brender asked Mr. Paster if he was talking about two full blocks from
23 Wilbur all the way down to City Hall.
24
25 Mr. Paster said that was about right. South of Wilbur, a large portion of that block
26 between Fourth Street and Country Club as well as the block between Crystal and
27 Lakeview from Fourth Street to Country Club.
28
29 Deputy Mayor Brender said the pond now getting grass overflows into West Crystal
30 eventually.
31
32 Mr. Paster said that was correct. It pops off to West Crystal.
33
34 Commissioner Lucarelli asked if this has been permitted and approved through the St.
35 Johns River Water Management District.
36
37 Mr. Paster said that was correct.
38
39 Commissioner Plank asked if this would put that pond at capacity. He was thinking of
40 some of the severe storms we have had. We had talked about one area handling 40%
41 of the stormwater and another area 60% near the Events Center. He asked if this was
42 part of that plan and does it leave us any leeway.
43
44 Mr. Paster said the pond just constructed was designed for the 100-year storm at the
45 time these five acres are fully developed. In the Downtown Development District we are
46 allowed to have 90% impervious. All of that was taken into account in the design of this
47 pond.

1
2 Commissioner Plank said then it does anticipate the complete development.

3
4 Mr. Paster said that was correct.

5
6 Mayor Mealor noted the Shaws are represented this evening by Mr. Steve Coover.

7
8 **Motion was made by Commissioner Duryea to approve the Developer's**
9 **Agreement for Shaw Construction & Management Services as amended (added**
10 **an indemnification clause releasing the City of any liability and not allowing the**
11 **applicant to drain any harmful materials into the City pond), seconded by**
12 **Commissioner Plank and motion carried unanimously.**

13
14 Mayor Mealor asked Mr. Noto to put up the "document" that he gave him. The
15 document is a photograph of the 1982 City of Sanford softball champions and he
16 pointed out Mr. Steve Coover.

17
18 B. Resolution No. 908 – Naming City buildings, facilities, etc. (Bryan Nipe, Parks
19 & Recreation Director)

20
21 The City Attorney read Resolution No. 908 by title only.

22
23 Ms. Sova said as discussed at the work session this does not allow for any naming on
24 any facilities at all unless it comes directly to the City Commission.

25
26 **Motion was made by Commissioner Lucarelli to approve Resolution No. 908,**
27 **seconded by Commissioner Plank and motion carried by roll-call vote:**
28 **Commissioner Duryea, Yes; Commissioner Plank, Yes; Commissioner Lucarelli,**
29 **Yes; Deputy Mayor Brender, Yes; Mayor Mealor, Yes.**

30
31 C. Resolution No. 909 – Creating Neighborhood Improvement Program (John
32 Omana, Community Development Director/Steve Noto, Planner)

33
34 The City Attorney read Resolution No. 909 by title only.

35
36 Mr. Noto said this is as presented to the Commission at the November 1st workshop and
37 no changes have been made. If adopted tonight we will be ready to roll with this
38 tomorrow.

39
40 Deputy Mayor Brender asked if this contained the budget amendments and everything
41 else going forward.

42
43 Ms. Sova said we can fit it into the budget as-is with that \$25,000 number.

44
45 Deputy Mayor Brender said the \$25,000 number includes if there is acquisition of
46 property involved.

1 Ms. Sova said if it qualifies under the terms of the grant.

2
3 Deputy Mayor Brender asked if that was in addition to the \$5,000 that is set up in the
4 grant. He asked if it was a total of \$30,000 or \$25,000.

5
6 Ms. Sova said we have a total budget of \$25,000 for the total grant program no matter
7 which element of the grant you would apply for.

8
9 Commissioner Plank said the Commission has the right to approve additional funding
10 over the \$5,000 cap but it still comes out of the \$25,000.

11
12 Ms. Sova answered affirmatively unless the Commission wanted to go beyond the
13 \$25,000.

14
15 **Motion was made by Commissioner Plank to approve Resolution No. 909,**
16 **seconded by Commissioner Lucarelli and motion carried unanimously.**

17
18 D. Resolution No. 910 – Amending FY 2012 Budget (Dianne Holloway, Finance
19 Director)

20
21 The City Attorney read Resolution No. 910 by title only.

22
23 Ms. Sova said this is a budget amendment to clean up some items that happened
24 through Fiscal Year 2012. One of them is \$18,220 to account for miscellaneous
25 revenues and insurance proceeds. We had a lightning strike at the Public Works
26 building and it burned down the shed and everything in it. In the Police Impact Fee
27 Fund there is an increase to account for capital equipment related to new police officers.
28 In the Fire Impact Fee Fund the increase is to account for the purchase of the new
29 rescue. In the Lake Mary Cemetery Fund there is a transfer back to the General Fund
30 for an over appropriation from a couple of years ago that has stayed in that fund. The
31 new Internal Service Fund is established for the health clinic and the insurance amounts
32 that need to go with that. These are the items this budget amendment resolves.

33
34 **Motion was made by Commissioner Lucarelli to approve Resolution No. 910,**
35 **seconded by Deputy Mayor Brender and motion carried unanimously.**

36
37 IX. Citizen Participation

38
39 No one came forward at this time and citizen participation was closed.

40
41 X. Reports

42
43 A. City Manager

44
45 Ms. Sova said the monthly departmental reports are in the packets.

46

1 Ms. Sova reminded everyone that the health clinic grand opening is tomorrow from
2 11:30 A.M. to 1:30 P.M. Employees have been actively going there this week for their
3 initial health assessments. So far the feedback is very good.

4
5 Ms. Sova said you are all invited to attend a DARE graduation at Crystal Lake
6 Elementary School tomorrow at 8:00 A.M. in the school auditorium and Lake Mary Prep
7 is Monday, November 19th at 1:15 P.M. in the auditorium.

8
9 Ms. Sova said "Santa Paws in the Park" will be in Central Park on Saturday, December
10 17th, from 10:00 A.M. to 1:00 P.M. with Mr. and Mrs. Claus making a special trip for
11 people to have pictures with their pet friends. Dogs must be leashed and cats must be
12 contained or held. This is a fundraising event for the American Cancer Society Relay
13 for Life.

14
15 Ms. Sova said all non-emergency offices will be closed on November 22nd and 23rd in
16 observance of Thanksgiving. There will be no solid waste pickup on Thanksgiving Day
17 but Waste Management will have a make-up day on Saturday, November 24th for the
18 usual Thursday customers.

19
20 Ms. Sova said the Food Truck Crave will be back in Central Park on November 25th
21 from 4:00 P.M. to 7:00 P.M.

22
23 Ms. Sova said the annual Holiday in the Park will be held December 7th in Central Park
24 from 6:00 P.M. to 8:00 P.M. The tree lighting is at 6:30 P.M. with Mr. and Mrs. Claus
25 arriving at 6:45 P.M. We will have music by Dreamscape Entertainment.

26
27 Ms. Sova said employees are holding the annual food and toy drive. Non-perishable
28 food items and toys are needed to sponsor local needy families. Collection boxes are at
29 City Hall, the Senior Center, and the Municipal Complex.

30
31 B. Mayor

32
33 Mayor Mealor had no report at this time.

34
35 C. Commissioners (4)

36
37 Commissioner Lucarelli said the Arts Festival was a tremendous event and the weather
38 was perfect. Attendance was incredible and was the biggest we have had in a number
39 of years. The food truck event helped add to that. We had two separate stages with a
40 lot more entertainment. We received a lot of compliments from not only the visitors but
41 the artists. She thanked Lake Mary High School, Lyman High School, Lake Mary Prep,
42 and the entire School Board system. We are one of the few festivals that gives back to
43 public education by providing art scholarships, supplies to the teachers, and
44 scholarships to graduating high school students. She thanked all of the Lake Mary staff
45 for an incredible job. She said she was looking forward to next year.

1 Commissioner Lucarelli said she attended a Veterans Day memorial ceremony at
2 Greenwood Lakes. It was very moving. Some of the students' grandparents were there
3 so we were able to honor them with breakfast and at the flagpole. It was a very nice
4 event.

5
6 Commissioner Lucarelli said she attended PBAS and Larry Dale and Diane Crews were
7 presenting the incredible growth and opportunities that are going on at the Sanford
8 Airport. They are moving into that top notch of being the fastest growing airport in the
9 nation. They have a lot planned for the perimeter as far as growing sites for
10 businesses. They are a self-funded airport and do not rely on taxable income. They
11 are doing great.

12
13 Commissioner Lucarelli said tomorrow morning she would be speaking at the Seminole
14 Prevention Coalition about her stalking initiative. She is seeking to get 501(C) 3 status
15 for her group, the Alliance to End Stalking. She is getting support for that from state
16 and local communities. She said Jeannie Gold is going to be speaking on teen dating
17 violence because there is a lot of bullying in the schools right now so we are looking at
18 youth initiatives to reach out to them.

19
20 Deputy Mayor Brender said CALNO had its meeting at Seminole State College at the
21 Heathrow campus. He said Ann McGee and Joe Sarnovsky presented the entire layout
22 of the proposed Seminole State College development in the Altamonte area. They are
23 looking at developing upwards of 1.6 million square feet on a 45 to 50-acre parcel.
24 They are talking the possibility of seven-story buildings. It will be a mixed use where
25 you will see retail and office on floors one and two and the college will be using
26 academic areas on floors three through seven. As far as state colleges go, it is going to
27 be a unique environment. It is going to be an urban downtown college campus. Most of
28 it will be funded through development of the parcels by people that want to develop
29 businesses in those first few floors along with the possibility of a hotel. Depending on
30 the funding which will come in by private and not state funds, it could take anywhere
31 from five years to 20 years. It will significantly change 434 and Maitland Boulevard.

32
33 Deputy Mayor Brender said he had been continuing work with the Hills of Lake Mary
34 Homeowners' Association. The Hills have approved by majority vote a special
35 assessment for the purchase of the property on Bright Meadow Drive and the property
36 that has been in dispute for a number of years. The homeowners will take a single year
37 assessment but they haven't figured out how much. They are going to be one of the
38 first associations coming in under the newly passed Neighborhood Improvement
39 Program.

40
41 Mayor Meador said tomorrow when we do the dedication of the health clinic, he was
42 pleased to know that Deputy Mayor Brender would be offering comments because that
43 has been an initiative of his and is with a successful outcome. He thanked Deputy
44 Mayor Brender for his hard work in that area.

45
46 Commissioner Duryea wished the Commission, employees, visitors present this
47 evening, and all the citizens of Lake Mary a very healthy and happy Thanksgiving. It is

1 a good time to get together with family and remember what is important. He wished
2 everyone prosperity.

3
4 Commissioner Plank said he attended the first workshop by the Seminole County
5 School Board on rezoning. During the four-hour session, they were being very diligent
6 in beginning the process to make absolutely sure that they can minimize any changes
7 that occur. Lake Mary is represented along with the other municipalities and we will
8 keep everyone up to date as to what is going on.

9
10 Commissioner Plank said the Festival of Trees display is at the museum until December
11 15th. They are open on Thursdays from 6:30 P.M. to 8:30 P.M. and on Saturdays from
12 10:00 A.M. to 2:00 P.M. We have a number of groups come through, such as scouts,
13 and there is a permanent display of the history of Lake Mary that they would find
14 interesting. It goes back to when we started in the late 1800's all the way up until today.

15
16 Mayor Meador said the veterans and students at Seminole State College this past Friday
17 put on a remarkable Veterans Day program. He thanked them for the invitation. We
18 had Congressman Mica's office and other elected officials represented. It was an honor
19 to be part of that. Members of the Commission and staff have family members currently
20 serving in the military and we thank them for that service as we prepare for
21 Thanksgiving. We have great opportunity and every reason to be thankful.

22
23 D. City Attorney

24
25 Ms. Reischmann said the Florida Supreme Court is considering a red light camera
26 challenge which was before the statute was enacted when all the cities used home rule
27 power to adopt the red light cameras program. This should be a very important decision
28 because it will involve home rule and preemption by statute. It is something to watch for
29 and she will report on that when it comes in.

30
31 XI. Adjournment

32
33 There being no further business, the meeting adjourned at 7:40 P.M.

34
35
36
37
38 _____
39 David J. Meador, Mayor

40
41
42
43
44
45
46 _____
47 Mary Campbell, Deputy City Clerk

42 ATTEST:

46
47 _____
Carol A. Foster, City Clerk