

1 MINUTES OF THE LAKE MARY CITY COMMISSION MEETING held April 17, 2014, 7:00
2 P.M., Lake Mary City Commission Chambers, 100 North Country Club Road, Lake Mary,
3 Florida.

4
5
6 I. Call to Order

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

9
10 II. Moment of Silence

11
12 Mayor Mealor thanked all the residents who have expressed their sympathy and concern of
13 the passing of what he considers to be one of the most effective servants he had ever served
14 with, and that is Allan Plank.

15
16 III. Pledge of Allegiance

17
18 The Pledge of Allegiance was led by former City Commissioner DeLores Lash.

19
20 IV. Roll Call

21		
22	Mayor David Mealor	Jackie Sova, City Manager
23	Commissioner Gary Brender	Carol Foster, City Clerk – Excused
24	Deputy Mayor George Duryea	Dianne Holloway, Finance Director
25	Commissioner Jo Ann Lucarelli	John Omana, Community Dev. Dir.
26		Steve Noto, Senior Planner
27		Bryan Nipe, Parks & Recreation Dir.
28		Tom Tomerlin, Economic Dev. Mgr.
29		Bruce Paster, Public Works Director
30		Steve Bracknell, Police Chief
31		Katie Reischmann, City Attorney
32		Mary Campbell, Deputy City Clerk
33		

34 V. Approval of Minutes: April 3, 2014

35
36 **Motion was made by Commissioner Brender to approve the minutes of the April 3, 2014,**
37 **meeting, seconded by Commissioner Lucarelli and motion carried unanimously.**

38
39 VI. Special Presentations

40
41 A. Proclamation – Children’s Mental Health Awareness Month

42
43 The City Attorney read a proclamation proclaiming May 2014, as “Children’s Mental Health
44 Awareness Month” and May 8, 2014, as “National Children’s Mental Health Awareness Day”.

45
46 Mayor Mealor presented the proclamation to Judy Creel.

1
2 Judy Creel of Families and Communities Together in Seminole: System of Care for Children's
3 Mental Health, thanked the Commission. We are glad that Lake Mary is part of our Mental
4 Health Awareness Month for our children. We want to make sure you know that mental health
5 challenges are common and are treatable. Mental health is just as important as physical
6 health to the overall well-being of everyone in the community and there are resources in
7 Seminole County to help. One is the number 2-1-1. If you have problems you can call 2-1-1
8 and find out where to get help. There are a lot of other resources as well. She introduced her
9 cohorts: Tracy Olsen with the Department of Juvenile Justice; Tricia Teal who is the Executive
10 Director of Above and Beyond Children Community Services and also chair of the Seminole
11 County Children's Cabinet; and Dawn Wadle who is a family partner with the Youth Advocacy
12 Program working directly with Families and Children.

13
14 Ms. Creel said they were having a special movie event on May 9th, 7:00 P.M. at the Wayne
15 Densch Performing Arts Center called "Hear Our Voices" which is a documentary that tells the
16 story of nine young people who are struggling to overcome their mental health challenges.
17 The young people are national experts who are explaining what's going on to make this better.
18 We also have a local panel that will be discussing the concerns of our community following the
19 movie. She distributed invitations to the Commission.

20
21 Mayor Meador said Ms. Creel left some brochures and we will make sure those are out in the
22 common areas.

23 24 B. Proclamation – YMCA Healthy Kids® Day

25
26 The City Attorney read a proclamation proclaiming Saturday, April 26, 2014, as "YMCA
27 Healthy Kids® Day".

28
29 Mayor Meador presented the proclamation to Debbie Quick.

30
31 Debbie Quick, Executive Director of the J. Douglas Williams YMCA Family Center, said
32 Healthy Kids Day is a national YMCA initiative that is celebrated across the country on the
33 same day at YMCAs. In Lake Mary ours will be on the 26th of April from 10:00 A.M. to 1:00
34 P.M. and we would love to have everyone attend. We are expecting about 500 participants,
35 which is a little over what we had last year. We have over 30 organizations participating that
36 will bring hands-on activities that will stimulate mind, body and spirit of children all over our
37 community.

38
39 Ms. Quick thanked the City of Lake Mary for its recent donation through the police department
40 to our YMCA Scholarship Fund. Right now we are in the middle of our annual campaign and
41 have raised \$72,000 towards our \$90,000 goal towards helping families and individuals in our
42 community to become healthier at the YMCA. We appreciate your support.

43 44 VII. Citizen Participation

45
46 No one came forward at this time and citizen participation was closed.

1
2 VIII. Unfinished Business

3
4 There was no unfinished business to discuss at this time.

5
6 IX. New Business

- 7
8 A. Ordinance No. 1505 – Amending the Code of Ordinances to provide for merging the
9 Board of Adjustment (BOA), Local Planning Agency (LPA) and the Planning and
10 Zoning Board (P&Z) – First Reading (Public Hearing) (Steve Noto, Senior Planner)

11
12 The City Attorney read Ordinance No. 1505 by title only on first reading.

13
14 Mr. Noto said this ordinance is a result of direction staff received earlier this year to move
15 forward in combining the Local Planning Agency and Board of Adjustment into the Planning &
16 Zoning Board. The Board of Adjustment hasn't met since November 2011 and the LPA hasn't
17 met since January 2013. We wanted to take advantage of the strong group we have in P&Z
18 and merge the responsibilities of the BOA and LPA into P&Z. All the sections read were
19 changed so P&Z could take over the responsibilities of the BOA and LPA.

20
21 Mr. Noto said the P&Z heard this item at their March 25th meeting and voted unanimously 5-0
22 to approve.

23
24 Commissioner Brender asked if they will convene as separate boards.

25
26 Ms. Reischmann said they would be one board.

27
28 Deputy Mayor Duryea said he didn't mind having this consolidation but thought it was a good
29 idea to get more people involved in government by having the LPA separate from the Planning
30 & Zoning Board. That worked out well when we were going through comp plan amendments.
31 He asked if this could be changed.

32
33 Mr. Noto answered affirmatively. If we get to the point where we see an increase in comp plan
34 amendments we can revisit this.

35
36 Mayor Mealor asked if anyone wanted to speak in reference to Ordinance No. 1505. No one
37 came forward and the public hearing was closed.

38
39 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1505 on first**
40 **reading, seconded by Commissioner Brender and motion carried by roll-call vote:**
41 **Commissioner Brender, Yes; Deputy Mayor Duryea, Yes; Commissioner Lucarelli, Yes;**
42 **Mayor Mealor, Yes.**

- 43
44 B. Ordinance No. 1506 – Amending the Code of Ordinances to provide for clarifications
45 to the sign code – First Reading (Public Hearing) (Steve Noto, Senior Planner)

1 The City Attorney read Ordinance No. 1506 by title only on first reading.

2
3 Mr. Noto said we have been operating under the modified sign code for about a year and a half
4 that allowed for temporary signs for new businesses. We noticed a couple of things we
5 wanted to tweak based on feedback we received. We have two small changes under
6 prohibited signs. Banner signs provided that they do not meet the new regulations and then
7 subsection 3 as far as where temporary signs can go. Both changes meet the original intent of
8 the code modifications that were done in 2012.

9
10 Mr. Noto said the P&Z heard this at their March 25th meeting and unanimously recommended
11 approval.

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

15
16 **Motion was made by Commissioner Lucarelli to approve Ordinance No 1506 on first**
17 **reading, seconded by Commissioner Brender and motion carried by roll-call vote:**
18 **Deputy Mayor Duryea, Yes; Commissioner Lucarelli, Yes; Commissioner Brender, Yes;**
19 **Mayor Mealor, Yes.**

20
21 C. Seminole County Day Camp Scholarship Program (Bryan Nipe, Parks & Recreation
22 Director)

23
24 Mr. Nipe said for the first time in seven years we are going to have summer camp in the City.
25 We already have 40 kids signed up and we don't start camp until the end of June. We are
26 getting the word out. This program has been done for several years by the County. It is a
27 scholarship program and it enables families who live just above the poverty level or below the
28 ability to send their kids to camp. It doesn't just enable a kid to engage with other children at
29 summer camp but enables those parents to go to work and not have to fund day care. It fully
30 funds four local children per session throughout all the sessions. We feel it is a good
31 opportunity. We have a maximum size per session of 50 kids so it will allow an additional four
32 kids per session.

33
34 **Motion was made by Commissioner Brender to authorize the Mayor to execute the Day**
35 **Camp Provider Agreement, seconded by Commissioner Lucarelli and motion carried**
36 **unanimously.**

37
38 D. Resolution No. 935 – Requiring candidates in municipal elections to file campaign
39 finance reports electronically (Jackie Sova, City Manager)

40
41 The City Attorney read Resolution No. 935 by title only.

42
43 Ms. Sova said the Seminole County Supervisor of Elections has requested that city candidates
44 utilize their website to file campaign finance reports electronically using the "Online Treasurer
45 Reporting System". We are one of two cities not currently doing this. Florida Statutes
46 authorize a municipality to impose electronic filing requirements on its officers and candidates.

1 It expedites reporting requirements and minimizes mistakes. It is a good program for us to
2 join.

3
4 **Motion was made by Commissioner Brender to approve Resolution No. 935, seconded
5 by Commissioner Lucarelli and motion carried unanimously.**

6
7 X. Other Items for Commission Action

8
9 There were no items to discuss at this time.

10
11 XI. Reports

12
13 A. City Manager

14
15 1. WineART Wednesdays Food Truck Fee

16
17 Ms. Sova said this item is the WineART Wednesdays food truck fee. We have been charging
18 \$50 per truck and we have three or four trucks per event. The promoters have indicated to us
19 it is cost prohibitive to the food trucks. They feel they could bring in eight trucks per event if we
20 drop the cost to \$25 per truck. We would have larger events. In April we moved the trucks to
21 the mulched area and kept the pavers for people to walk around and have tables.

22
23 Mayor Mealor said we reduced the rates for the vendors for the Farmer's Market and reports
24 show an increase in profits from last year. That was a very wise move on staff's part.

25
26 Commissioner Brender said bringing in more trucks will bring in more people and have more of
27 a celebration feel. He encouraged Parks & Rec to bring ideas and concepts forward.

28
29 **Motion was made by Commissioner Lucarelli to approve the rate reduction for food
30 trucks from \$50 per truck to \$25 per truck, seconded by Commissioner Brender and
31 motion carried unanimously.**

32
33 2. Surplus equipment – Police

34
35 Ms. Sova said this is a request to surplus some items from the Police Department:

36
37 LEA-Tactical Recording System with Tactical Repeater and Portable Cassette Recorder.
38 Property Nos. 001993, 001961 and 001962.

39
40 Wireless Guardian 2000 Surveillance Camera System. City property No. 001894.

41
42 Two RCA VCR Recorder/Players. City property Nos. 001472 and 001474.

43
44 25-inch Memorex television. City property No. 001476.

1 **Motion was made by Commissioner Brender to declare LEA-Tactical Recording System**
2 **with Tactical Repeater and Portable Cassette Recorder, property Nos. 001993, 001961**
3 **and 001962; Wireless Guardian 2000 Surveillance Camera System, City property No.**
4 **001894; two RCA VCR Recorder/Players, City property Nos. 001472 and 001474; and 25-**
5 **inch Memorex television, City property No. 001476 surplus and authorize City Manager**
6 **to dispose of. Seconded by Commissioner Lucarelli and motion carried unanimously.**
7

8 3. Surplus equipment – Public Works
9

10 Ms. Sova said this is a request to surplus some equipment from the Public Works Department:
11

12 Unit #2233 – 2000 Nissan Maxima.
13

14 Soil plate compactor, Model WP-1550.
15

16 Jumping jack soil compactor, Wacker Model BS527.
17

18 Ms. Sova requested the Commission declare these items surplus and authorize her to dispose
19 of.
20

21 **Motion was made by Commissioner Lucarelli to declare Unit #2233 – 2000 Nissan**
22 **Maxima; soil plate compactor, Model WP-1550; and jumping jack soil compactor,**
23 **Wacker Model BS527 surplus and authorize the City Manager to dispose of. Seconded**
24 **by Commissioner Brender and motion carried unanimously.**
25

26 Ms. Sova said she previously informed the Commission that the consultants for SunRail Quiet
27 Zone Concepts would be here tonight with their findings. However, a representative from
28 MetroPlan requested we move that to May 1st so they could be in attendance.
29

30 Ms. Sova said she has invited Michel Champagne, Vice President and General Manager of
31 Bright House, to attend the next meeting to introduce himself and give an update on
32 programming, rates, and community Wi-Fi installations.
33

34 Ms. Sova said as of today, East Wilbur Avenue is open. Most of the parking spots are there.
35 Old Lake Mary Road, East Crystal Lake Avenue and their connection to Palmetto Street is
36 closed to traffic for the next two months to accommodate the construction of new utilities,
37 parking, paving, and enhanced pedestrian amenities. All traffic is being detoured down Wilbur
38 Avenue. We are working closely with Epoch Property construction managers to coordinate
39 access for their continuing work on The Station House Apartments during this time.
40

41 Ms. Sova said the SunRail Whistlestop Tour Grand Opening is April 30th. We will set up in
42 Lake Mary at 8:45 A.M. with the train arriving at approximately 9:30 A.M. The train will be here
43 for about seven minutes and the Mayor is going to speak. Commissioner Dallari will speak
44 and ring a bell and the train will proceed through all the stations until we get to Sand Lake
45 Road for the grand opening. If you get on the train you have to ride it all the way to Sand Lake
46 Road for the grand opening then you can board the train and come back to Lake Mary.

1
2 Ms. Sova said Fun Day was a huge success as was the SunRail event. They were very well
3 attended.

4
5 Ms. Sova said there is a vacancy on the Commission. In accordance with the Charter, the
6 Commission may fill the vacancy by appointment of a qualified voter that meets the residency
7 requirements if the unexpired term is less than ten months until the next regular election. She
8 asked if the Commission would like to bring recommendations forward or create a selection
9 process. She asked how they would like to proceed.

10
11 Commissioner Brender said he had given this some thought. We are within ten months of the
12 election so we could let it go vacant. The problem with that is if something comes along or one
13 of us gets ill then we are in a position where we are down to three. In an abundance of caution
14 he could see going for an appointment. He thought they should take a couple of weeks or a
15 month to let people know and go from there.

16
17 Deputy Mayor Duryea said he has spoken with the City Manager and there are a lot of things
18 coming up that require another voice or another way of looking at things. We have four
19 commissioners and if two disagree the whole thing goes down the tube.

20
21 Commissioner Lucarelli said she would feel more comfortable appointing someone. She
22 asked if they wanted to do it tonight or go through a selection process.

23
24 Commissioner Brender said he didn't think it was fair to do it tonight. We have no idea who is
25 out there who is interested.

26
27 Deputy Mayor Duryea said it was important that somebody has a history, has been on a
28 commission and knows how we work, and someone who fits in with the style of government
29 we have been accustomed to. It's not an election. He said he didn't want to put it off too long.

30
31 Mayor Mealor said two meetings ago Commissioner Brender was called out of the area.
32 Commissioner Lucarelli was very ill but we called her so we could have a quorum. That
33 speaks to what Deputy Mayor Duryea was saying. We have the budget process coming up,
34 the SunRail presentation and a couple of major initiatives before us. He thought anything
35 needs to be directed through the City Manager and at the first meeting in May it come back to
36 us and we will appoint. We will fill a vacancy with the understanding it is an open seat for the
37 November election. Technically it is not a violation of the Sunshine Law but to keep it fairer
38 anybody expressing interest should deal directly with the City Manager.

39
40 Ms. Reischmann said once someone becomes a candidate for office they are subject to the
41 Sunshine Law so it is a good idea for people to contact the City Manager.

42
43 Mayor Mealor said and we avoid any perception of impropriety.

44
45 B. Mayor
46

1 Mayor Meador said the Mayors/Managers met this week and our Economic Development
2 Manager, Dr. Tom Tomerlin, was the presenter. He did a good job and the presentation was
3 on how a county presents itself as opposed to a municipal-specific presentation. We got nice
4 feedback on that and we are fortunate to have that kind expertise on our team.

5
6 Mayor Meador said earlier this evening we had the ribbon cutting at Front Running Sports.
7 They have been active and engaged in the community. They gave a plug to the Trailblazers
8 5K race that will take place on Saturday, April 26th. It's interesting we have a race that morning
9 and later the YMCA Healthy Kids Day. We are pleased to say the Trailblazers have done a
10 good job of advertising and organizing this. Lake Mary resident Stan Van Gundy will present
11 the awards.

12 13 C. Commissioners (2)

14
15 Deputy Mayor Duryea said one often comes across somebody of value when they are no
16 longer able to be in the capacity they are used to them being in. The Historical Commission
17 and the Historical Society are devastated with the loss of Allan Plank. One does not know how
18 much one person does until they are not doing it anymore. That is a huge loss to the City. He
19 wished his family the best.

20
21 Deputy Mayor Duryea asked how we were doing on the van program. We are getting close to
22 May 1st and it would be nice to have something going on.

23
24 Mr. Tomerlin said we have reached out to Verizon, we have gotten feedback from 21st Century
25 and Duke Energy. We had an inquiry from AAA but AAA is not in the City's jurisdiction. These
26 are big organizations. They don't have a real clear read on how many people will be riding it.
27 Once it gets up and running is when things will be more active. We have been partnering with
28 reThink and Courtney Miller has offered to go in and provide internal surveys. Right now it is
29 an assessment process for the employers. First they have to get things vetted internally and
30 second there is a little bit of wait and see. There is a great deal of interest and it is an
31 attractive option.

32
33 Deputy Mayor Duryea said if there is no way to get from the SunRail Station to the workplace
34 then nobody is going to use it.

35
36 Mr. Tomerlin said there is a chicken and egg element on how they actually assess whether or
37 not there is internal demand within their firm. Maybe reaching out to these firms and doing an
38 internal survey to have that last mile covered would get them off the fence. We have
39 forwarded it to ABB on Wallace Court. Right now there is an assessment of first running it
40 internally and then what kind of demand. The good news is we have an option for them.

41
42 Commissioner Lucarelli said Family Fun Day was awesome. She thanked all City staff that
43 helped make it great.

1 Commissioner Lucarelli said she attended the Boy Scout dinner and they honored Buddy Dyer
2 and Teresa Jacobs for their contributions to the community. They had Jimmy Hewitt, the
3 Magic founder, lead a rendition of "God Bless America" before they were dismissed.

4
5 Commissioner Brender complimented Commissioner Lucarelli on Family Fun Day. There were
6 200 to 300 at the SunRail Station.

7
8 Commissioner Brender announced he would be out of town on the 26th.

9
10 D. City Attorney

11
12 Ms. Reischmann said her firm had a big win in the 11th Circuit Court of Appeal involving an
13 ordinance that Winter Park enacted where you can't picket within 50 feet of a residential home.

14
15 XII. Adjournment

16
17 There being no further business, the meeting adjourned at 7:50 P.M.

18
19
20
21
22 _____
23 David J. Mealor, Mayor

Mary Campbell, Deputy City Clerk

24
25 ATTEST:

26
27
28
29 _____
30 Carol A. Foster, City Clerk