

1 MINUTES OF THE LAKE MARY CITY COMMISSION MEETING held May 19, 2016,  
2 7:00 P.M., Lake Mary City Commission Chambers, 100 North Country Club Road, Lake  
3 Mary, Florida.

4  
5 1. Call to Order

6  
7 The meeting was called to order by Mayor David Mealor at 7:04 P.M.

8  
9 Mayor Mealor recognized Christopher D'Hedouville of Boy Scout Troop 507 who is  
10 working on his Eagle Scout badge. One of his service projects is working on the Lake  
11 Mary Cemetery and thanked him for that.

12  
13 2. Moment of Silence

14  
15 3. Pledge of Allegiance

16  
17 The Pledge of Allegiance was led by Boy Scout Christopher D'Hedouville.

18  
19 4. Roll Call

20  
21 Mayor David Mealor Jackie Sova, City Manager  
22 Commissioner Gary Brender Carol Foster, City Clerk  
23 Deputy Mayor George Duryea Dianne Holloway, Finance Director  
24 Commissioner Sidney Miller Steve Noto, City Planner  
25 Commissioner Jo Ann Lucarelli Tom Tomerlin, Economic Development Dir.  
26 Bruce Paster, Public Works Director  
27 Bryan Nipe, Parks & Recreation Director  
28 Colin Morgan, Deputy Police Chief  
29 Steve Bracknell, Police Chief – Arrived Late  
30 Frank Cornier, Fire Chief  
31 Katie Reischmann, City Attorney  
32 Mary Campbell, Deputy City Clerk  
33

34 5. Approval of Minutes: May 5, 2016

35  
36 **Motion was made by Commissioner Miller to approve the minutes of the May 5,**  
37 **2016, meeting, seconded by Commissioner Lucarelli and motion carried**  
38 **unanimously.**

39  
40 Mayor Mealor recognized the gentleman from the scout troop working on his Eagle  
41 Scout badge. Any member of the scouts is welcome at any time. Any member of this  
42 Commission or the City Manager would be glad to work with you.

43  
44 Mayor Mealor recognized the representatives from the Forest community. The liaisons  
45 from that group have been very helpful to the City.

46

1 6. Special Presentations

2

3 A. Special Recognition: Pfc. Ionut "Romy" Komives – Lake Mary Police  
4 Department

5

6 Mayor Mealor said one of the joys we have as a Commission is our special  
7 recognitions. First we will be recognizing Pfc. Romy Komives of our Police Department.  
8 He asked Deputy Chief Morgan and Officer Komives to come forward.

9

10 Deputy Chief Morgan said tonight we are here with Officer Komives for special  
11 recognition for a lifesaving award. On March 4, 2016, Patrolman First Class Komives  
12 was responding to International Parkway in reference to a reported car crash.  
13 Information was received that a person at the scene of the crash was not breathing and  
14 Pfc. Komives was the first to arrive and saw the woman in the driver's seat of the  
15 crashed vehicle. The woman was unconscious so he removed her from the vehicle and  
16 discovered she was not breathing and had no pulse. When Fire Rescue responded to  
17 the scene, Officer Komives was performing CPR. The seriousness of the woman's  
18 condition was such that even our Traffic Homicide Unit was called out and that is  
19 usually only called out for death cases. Due to Pfc. Komives' diligence and prompt  
20 efforts and passion for saving the lady's life, he was able to make a difference for this  
21 woman and her family. The City of Lake Mary and the Lake Mary Police Department  
22 would like to thank Officer Komives for a job well done.

23

24 Mayor Mealor presented to Officer Komives a plaque from the City of Lake Mary Police  
25 Department for his dedication to service and protection of life by quickly administering  
26 lifesaving CPR to the victim of a crash. Thank you from the members of the City of  
27 Lake Mary Police Department on a job well done.

28

29 B. City Employee of the First Quarter – Pfc. Ionut "Romy" Komives – Lake Mary  
30 Police Department

31

32 Deputy Chief Morgan said Officer Romy Komives was selected by the City Manager for  
33 the Employee of the First Quarter Award. He presented an award to Officer Komives.

34

35 C. Presentation of leather helmets in recognition of 10 years of service – Lake  
36 Mary Fire Department:

37

38

39

40

41

42

43

44

45

46

Chief Cornier said we would like to recognize several of our firefighters for their ten  
years of service to this community. The Lake Mary Fire Department has a standing  
position to provide leather helmets for members who have successfully completed this  
milestone of ten years with the department. When these firefighters wear their helmets,  
it identifies them as senior members of the department. Also these members have

1 shown their dedication and commitment and excellent service to the citizens and visitors  
2 of Lake Mary. He asked Donnie Mathis, Brandon Zumbum, Jason Roberts, and Kyle  
3 Fuller to come forward.

4  
5 Chief Cornier said he would like to say a few words about each of these individuals and  
6 their accomplishments and character with the department. All of these gentlemen  
7 started in November of 2005. We are doing the recognition later than normal because  
8 these leather helmets are custom made so it takes about four months to fabricate and  
9 come in and then get the individuals together to be recognized at a City Commission  
10 meeting.

11  
12 Chief Cornier said Donnie Mathis has been with us since 2005. In 2011 he was  
13 assigned as a driver/engineer with the department. He has a Bachelor's Degree in  
14 EMS, he is a State of Florida Paramedic, and holds a state certification of Fire Officer I.  
15 Awards he received during his tenure with the department are Star Life and that is for  
16 resuscitating someone in cardiac arrest. He has also been awarded the City Manager's  
17 Award in 2008 and some technical rescue awards. He is an adjunct instructor for EMT  
18 and paramedic at Seminole State College.

19  
20 Chief Cornier said Brandon Zumbum was also hired in 2005. He is currently on the  
21 lieutenant ride-up list so when one of our officers is off, he rides in that position. He has  
22 an AS degree in EMS and fire. He is currently working on his BS in Health Science at  
23 Seminole State College. He is a paramedic and holds a state fire certification as Fire  
24 Instructor I and II and a Fire Officer I and II. He has helped out tremendously on the  
25 awards committee serving two terms. He also teaches at Seminole State as an adjunct  
26 paramedic instructor. He is a preceptor instructor for new paramedics within the  
27 department.

28  
29 Chief Cornier said Jason Roberts was hired in November 2005. He is currently a  
30 driver/engineer with the department which was given to him in 2013. He has an AA and  
31 an AS in Fire Science. He has state certification as an Instructor/Investigator. He also  
32 hosts several technical level classes and certification in road rescue and trench rescue.  
33 He was awarded Firefighter of the Year in 2012, City Employee of the Year in 2012,  
34 received a Chief's Unit Citation and two Stars of Life for resuscitating a victim. He is  
35 also an adjunct instructor at Seminole State College.

36  
37 Chief Cornier Kyle Fuller was hired in 2005 and is currently on the driver/engineer list.  
38 He is currently completing his fire officer certification and is certified in several technical  
39 rescue classes. The awards he received are three Stars of Life for resuscitating people  
40 in cardiac arrest, and two technical rescue awards. He has been instrumental in helping  
41 in several projects within the department.

42  
43 Chief Cornier awarded them the leather helmet for being with the department for ten  
44 years and a certificate of recognition for their accomplishments and the service they  
45 provide.

1 Mayor Mealor thanked the family members here this evening. He thanked the other  
2 men and women of our Public Safety Department that came out in support of this. What  
3 you just heard of these four gentlemen speaks volumes about who we are as a  
4 community. These people are exceptional professionals but what they do goes far  
5 beyond a job title. For the young man here who will strive to be a leader someday, all  
6 you have to do is look at the example and listen to what was read about what these four  
7 individuals do beyond the job title. When we speak of professionalism that personifies  
8 it. On behalf of the Lake Mary City Commission and City Manager, it is an absolute  
9 honor to recognize you this evening and congratulated them on a job well done. We are  
10 thankful to have you in our community.

11  
12 Chief Cornier thanked everyone for their attention and support.

13  
14 Chief Cornier said this week was EMS Week and thanked the members of the Lake  
15 Mary Fire Department for the job they do. They truly provide an excellent service for  
16 our citizens and visitors. That is performed every day. He thanked them for their  
17 service and was sure the Commission and City Manager appreciate everything they do.

18  
19 The City Commission and City Manager responded affirmatively.

20  
21 Mayor Mealor announced under New Business, Item 9-A has been pulled by request of  
22 the applicant.

23  
24 7. Citizen Participation – This is an opportunity for anyone to come forward and  
25 address the Commission on any matter relating to the City or of concern to our  
26 citizens. This also includes: 1) any item discussed at a previous work session;  
27 2) any item not specifically listed on a previous agenda but discussed at a  
28 previous Commission meeting; or 3) any item on tonight’s agenda not labeled as  
29 a public hearing. Items requiring a public hearing are generally so noted on the  
30 agenda and public input will be taken when the item is considered.

31  
32 Paula Smith, Treasurer for the Lake Mary Historic Museum, and Jerry Engle, Curator for  
33 the Museum came forward. Ms. Smith said they were here to announce the publishing  
34 of *The Walking Tour of Old Lake Mary*. She distributed copies to the Commission. It is  
35 something we will have at the museum and will be free to the public. We are excited  
36 about having this finished. It is a labor of love for Jerry.

37  
38 Gerald “Jerry” Engle said every now and then you get the pleasure as an old guy to do  
39 something that is a lot of fun for the community. Of the 61 years he has been in this  
40 world, 52 of them were spent in this area. In that amount of time he has been fortunate  
41 to know a few people, talk to a few people, and have seen a lot of changes. It has been  
42 an eye opener. He never thought he would be right here involved with a museum but  
43 by the grace of God and the grace and mercy of a few fine people he is here and  
44 enjoying this.

45

1 Mr. Engle said there was not much about him that would be of great interest. He was in  
2 the Navy and got out of the Navy as a lieutenant. He did time on destroyers hunting  
3 submarines and things like that. That was an interesting part of his life. He went to  
4 elementary school at the old Lake Mary Elementary and attended what was then  
5 Seminole Junior College and got his Associates Degree in Art. He went ahead to what  
6 is now UCF but was Florida Tech at the time and got his Bachelor of Fine Arts. He was  
7 a photographer for a number of years.

8  
9 Chief Bracknell arrived at this time (7:20 P.M.).

10  
11 Mr. Engle said he fell in love with history from an early part of his life. There are people  
12 who say if you don't have defined borders, you don't have a country. If a community  
13 doesn't preserve its history or try to find out about its history, how do you have a  
14 community? You just have a free for all of people coming in. He said Paula said it was  
15 a labor of love and indeed it was but was not just him. It was the labor on the part of  
16 quite a few people in the museum and Paula not the least of them going over the work,  
17 correcting his spelling, editing, and making things sound better. He said he was grateful  
18 for that. The book is good for people walking, good for people bicycling, and thought it  
19 was good for people in their cars. They just have to be careful of the traffic we have  
20 now that we didn't used to. He said it was his pleasure to present that on behalf of the  
21 museum and the staff there who are great people as a gift to the people of Lake Mary.  
22 He thanked the Commission for the opportunity to present it. He hopes it lives up to  
23 what we have said about it.

24  
25 Mayor Mealar thanked Mr. Engle. He said just thumbing through it, it is absolutely first  
26 class. Sometimes we overlook those people in this community that do so much. They  
27 don't do it for the recognition but do it because they care. He said your exhibit at the  
28 museum is probably one of the finest he has ever observed and had been in a number  
29 of museums across the country and Europe. All one has to do is to look at American  
30 pickers and to realize the value of what is on exhibit in that museum. He said Mr. Engle  
31 is to be commended. He commended anyone that has any interest in the Civil War or  
32 that period of American history. The book will be a treasure. He thanked Mr. Engle and  
33 Ms. Smith for all they do on behalf of the community and museum.

34  
35 No one else came forward and citizen participation was closed.

36  
37 8. Unfinished Business

- 38  
39 A. Ordinance No. 1541 – Providing for bear-proof commercial containers and  
40 carts for collection services and establishing a service fee for those services  
41 in the West Seminole County Urban Bear Management Area (WSCUBMA) –  
42 Second Reading (Public Hearing) (Dianne Holloway, Finance Director)  
43 a. Resolution No. 981 – Establishing customer charges for solid waste  
44 collection of commercial bear-proof containers, commercial garbage carts  
45 and courtesy service of commercial garbage carts  
46

1 The City Attorney read Ordinance No. 1541 by title only on second reading.

2

3 The City Attorney read Resolution No. 981 by title only.

4

5 Ms. Holloway said what we have done since the last meeting is clarify a few issues.  
6 One is to make sure that it was clear that the surcharges are on a monthly basis and to  
7 clarify the exhibits to the ordinance. Now that we are going to adopt the franchise fee  
8 amendment, we need to adopt the rates to pass through to the customer.

9

10 Commissioner Brender asked if only the 96 gallon had a surcharge.

11

12 Ms. Holloway answered negatively. We have two surcharges. The dumpsters which  
13 we call containers will have a surcharge and any commercial handcarts which could be  
14 the 96 or the 64 gallon. They are different for the different sizes.

15

16 Mayor Mealor asked if anyone wanted to speak in reference to Ordinance No. 1541. No  
17 one came forward and the public hearing was closed.

18

19 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1541 on**  
20 **second reading, seconded by Commissioner Brender and motion carried by roll-**  
21 **call vote: Commissioner Brender, Yes; Deputy Mayor Duryea, Yes;**  
22 **Commissioner Miller, Yes; Commissioner Lucarelli, Yes; Mayor Mealor, Yes.**

23

24 **Motion was made by Commissioner Brender to approve Resolution No. 981,**  
25 **seconded by Commissioner Lucarelli and motion carried unanimously.**

26

27 9. New Business

28

29 A. Weldon Boulevard Streetscape Project – Agreement between the US 17-92  
30 Community Redevelopment Agency and the City of Lake Mary (Tom  
31 Tomerlin, Economic Development Director)

32

33 Dr. Tom Tomerlin, Economic Development Director, came forward. He said this is the  
34 Weldon Boulevard Streetscape Project. This has been going on for about a year. We  
35 first proposed this gateway feature be located on 17-92. It will impact the property  
36 associated with Victoria Square Plaza, the Math & Science Charter School, the triangle  
37 at the end of Weldon Boulevard that is within the jurisdiction of Seminole State College,  
38 and the Publix Plaza. We have worked with those property owners regarding this  
39 project.

40

41 Dr. Tomerlin said on April 26, 2016, the Community Redevelopment Agency, which is  
42 the terminal board (there were two review boards before them but they are the decision  
43 making board), ruled in favor of the project with the funding level of \$355,470.33. What  
44 we have before the Commission is the standard agreement that spells out the  
45 particulars of that grant. The project work according to the agreement should be  
46 completed within two years. There is an option to extend that if we need to. The CRA

1 Board, which is the five County Commissioners sitting as the CRA, did make it known at  
2 that public meeting that should we run into situations where there is some kind of cost  
3 overrun that we could revisit the funding level at a later date.

4  
5 Dr. Tomerlin said he would field any questions but we are recommending that the Mayor  
6 execute this agreement with the CRA.

7  
8 Commissioner Lucarelli thanked Tom (Tomerlin) and our staff for their help and  
9 perseverance to push this through. She said she appreciated it.

10  
11 Mayor Mealor said he commended staff and the Commission for workshopping this and  
12 talking about its importance and also our County colleagues for their support.  
13 Commissioner Lucarelli talked about perseverance and there is a term in Vogue right  
14 now called “grit”, and she has shown a great deal of grit as we worked through this  
15 process and is to be commended.

16  
17 Dr. Tomerlin said Commissioner Lucarelli’s support on this was instrumental in getting  
18 to this point.

19  
20 **Motion was made by Commissioner Lucarelli to authorize the Mayor to execute**  
21 **the agreement for the Weldon Boulevard Streetscape Project, seconded by**  
22 **Commissioner Miller and motion carried by roll-call vote: Deputy Mayor Duryea,**  
23 **Yes; Commissioner Miller, Yes; Commissioner Lucarelli, Yes; Commissioner**  
24 **Brender, Yes; Mayor Mealor, Yes.**

25  
26 Mayor Mealor said the County started the first phase of what will be known as Reagan  
27 Center and this is going to be a wonderful entry feature as one goes toward that  
28 significant project.

29  
30 B. Uber Pilot Project Agreement between Uber Technologies, Inc. and the City  
31 of Lake Mary. Interlocal Agreement between cities participating in the Uber  
32 Pilot Project (Tom Tomerlin, Economic Development Director)

33  
34 Dr. Tom Tomerlin, Economic Development Director, came forward. He said we  
35 workshopped this item on April 7<sup>th</sup>. We talked about several mobility options but one of  
36 the focus areas was on the Uber Pilot. He introduced Jonathan Carden who is  
37 Marketing Director with Uber and could help field questions. We have two items before  
38 the Commission. It is the Uber Agreement with Uber Technologies and the Interlocal  
39 Agreement between five cities. These five cities starting from north and going south is  
40 Sanford, Lake Mary, Longwood, Altamonte Springs, and Maitland. It is the four SunRail  
41 cities in Seminole County plus the first one in Orange County in Maitland. Longwood  
42 heard this item and approved it at this Monday’s City Commission meeting. Both the  
43 Cities of Sanford and Maitland will be considering this at their May 23<sup>rd</sup> meeting.

44  
45 Dr. Tomerlin said the Uber Agreement spells out the particulars associated with it. Two  
46 items were tweaked in the agreement. One is removal of the language referring to this

1 as a partnership between the City and Uber Technologies. The other item of note is  
2 explicitly referencing our sovereign immunity indemnity limits. That was a concern  
3 expressed at the workshop.

4  
5 Dr. Tomerlin said Katie (Reischmann) has reviewed this carefully and would like her to  
6 provide input. Prior to that he wanted to address what the interlocal agreement is all  
7 about. The interlocal agreement between the five cities is establishing a municipal  
8 mobility working group. What municipal mobility working group means is we are going  
9 to meet as cities and try to collectively figure this out when it comes to mobility. This  
10 Uber Pilot Program is one of the tools we would like to have. We think this pilot period  
11 of one year which will begin on July 1<sup>st</sup> and extend to July 5, 2017 is going to be a  
12 period in which we can test this technology out, see how it fits in, and how it actually  
13 moves people within our cities.

14  
15 Dr. Tomerlin said there is a 20% subsidy, or a 20% discount, to an Uber rider that  
16 begins and ends its ride within the city limits of Lake Mary. That discount is bumped up  
17 to 25% provided one of the end points or beginning points is at the SunRail Station stop.  
18 That last mile connection is what we scratch our heads about the most in terms of  
19 where our employment centers are versus where our SunRail Station is.

20  
21 Dr. Tomerlin said the financial exposure for this program is going to depend on how  
22 much this subsidy influences consumer behavior. Any subsidy would be expected to  
23 increase the amount of product that clears the market. That is what a subsidy does.  
24 We are providing an estimate of the direct financial impact of \$4,500 to \$10,000 for this  
25 pilot one-year period. That \$10,000 would be a bump of 125% of ridership. If the  
26 subsidy is that effective, it could be that high. We don't know what the end amount will  
27 be. That is a range.

28  
29 Dr. Tomerlin said Katie (Reischmann) pointed out that aside from the direct financial  
30 impact of providing that 20% and 25% subsidy, there is also financial exposure in terms  
31 of some liability as well as attorney fees that may be attached to that. He asked Ms.  
32 Reischmann to elaborate on that.

33  
34 Ms. Reischmann said it is only a one-year pilot program and is a one-year contract so it  
35 is limiting our liability. We are agreeing to indemnify Uber in the unlikely event that we  
36 are sued as being somehow at fault for an accident. That would be unlikely the way the  
37 indemnity is written but obviously any indemnity by us of a private party is of concern. It  
38 is also limited to our sovereign immunity limits which sounds good but those limits are at  
39 \$200,000 per incident and \$300,000 per occurrence. It's a lot of money.

40  
41 Ms. Reischmann said the terms of this contract were well negotiated by Altamonte and  
42 their attorney, but they are somewhat at odds with the Public Records Act. Not in a  
43 horrible way but they are not completely in line. The way it is written is if there is a  
44 public records request that Uber isn't willing to fulfill because of trade secrets or whatnot  
45 then we are on the hook for our attorney's fees and ultimately we would potentially be  
46 held responsible for the failure by Uber to provide records. That would be subject to

1 debate by us but in any event, the point is that there is some language in here that  
2 might cause us to incur some additional liability. There are a few other minor things like  
3 we can use each other's logos in a form approved by us. All of this is subject to the fact  
4 that this is a one-year contract and is most likely going to be perfectly fine for a pilot  
5 project.

6  
7 Commissioner Miller asked if we are self-insured for this liability we have.

8  
9 Ms. Reischmann answered affirmatively.

10  
11 Commissioner Miller said so it is our liability 100%.

12  
13 Ms. Reischmann said the indemnity would be in the event we are sued because of a  
14 claim by a person in an Uber vehicle that the City somehow was at fault. This language  
15 doesn't say in part. It implies if we were wholly at fault. The only way we could be is if  
16 we were deemed to be somehow governing the whole Uber driver's actions. It would be  
17 very extreme but when people sue they tend to sue broadly.

18  
19 Ms. Sova said we are members of an insurance pool so while we are self-insured we  
20 are members of a self-insurance pool. This has been run by the pool's attorney as well.

21  
22 Commissioner Miller asked the qualifications for Uber drivers and does that matter to us  
23 in any way.

24  
25 Ms. Reischmann said there aren't any in the State of Florida and there aren't any in the  
26 City of Lake Mary. Many cities have established qualifications but Lake Mary has not.  
27 What is written in here is some background checks and some requirement for them to  
28 provide insurance. It's somewhat equivalent to what other cities have imposed.

29  
30 Dr. Tomerlin said Uber does provide their own liability coverage. In this pilot program  
31 the word pilot is exactly what it means. It's a thing where we come back a year later  
32 with this municipal mobility working group and assess outcomes. There has been  
33 discussion about how we study that, can we bring the group together and bring a third  
34 party in to assess the monitoring reports. Monitoring reports will be provided by Uber.  
35 Just track the performance of it and see if it is a viable option to continue into the future.

36  
37 Commissioner Brender said this indemnification deal we're coming up with, if we are  
38 paying 20% to 25% of the fare, he would imagine that any lawyer that gets involved in  
39 this is going to hold us 25% at fault whether we are at fault or not.

40  
41 Ms. Reischmann said not because we are paying part of the fare but because they  
42 would say in some way we are controlling the actions of the driver through this  
43 agreement. She thought there had been a push to take out anything in here that implies  
44 that we have any involvement in Uber's operations. She thought we are protected but  
45 everybody sues everybody. As the City Manager indicated, our insurance attorney has  
46 looked at this and felt comfortable with the language because it didn't seek to require us

1 to indemnify for even a 1% fault because we didn't properly review the background  
2 checks or something.

3  
4 Commissioner Brender asked if we are obligated to do that kind of stuff. We are not a  
5 partnership with Uber. If we are not a partnership are we obligated to set up rules for  
6 Uber drivers.

7  
8 Ms. Reischmann said the only reason we would be is if it was claimed that we were  
9 endorsing them through the use of Uber over other taxis and things like that. It is a  
10 stretch.

11  
12 Commissioner Brender said he liked the concept and idea and is hoping it is successful.  
13 He wanted to make sure we are covered in as many ways as a good attorney can think  
14 about how to undo it.

15  
16 Ms. Reischmann said she had spoken with a lot of other city attorneys and we all agree  
17 that it is an acceptable document as it reads now for a one-year term.

18  
19 Mayor Mealor said because we are asking for the Uber Pilot Project Agreement and the  
20 Interlocal Agreement, he asked if we should treat those separately or can the motion  
21 include both.

22  
23 Ms. Reischmann suggested treating them separately.

24  
25 **Motion was made by Commissioner Lucarelli to approve the Uber Pilot Program**  
26 **Agreement and authorize the Mayor to execute, seconded by Commissioner**  
27 **Brender and motion carried by roll-call vote: Commissioner Miller, Yes;**  
28 **Commissioner Lucarelli, Yes; Commissioner Brender, Yes; Deputy Mayor Duryea,**  
29 **Yes; Mayor Mealor, Yes.**

30  
31 **Motion was made by Commissioner Miller to approve the Interlocal Agreement**  
32 **between cities participating in the Uber Pilot Program and authorize the Mayor to**  
33 **execute, seconded by Commissioner Lucarelli and motion carried by roll-call**  
34 **vote: Commissioner Lucarelli, Yes; Commissioner Brender, Yes; Deputy Mayor**  
35 **Duryea, Yes; Commissioner Miller, Yes; Mayor Mealor, Yes.**

36  
37 C. Resolution No. 982 – Accepting Improvements and approving a Utility  
38 Easement for Feather Edge Condominium Association and Feather Edge II  
39 Condominium Association (Bruce Paster, Public Works Director)

40  
41 The City Attorney read Resolution No. 982 by title only.

42  
43 Mr. Paster said what is before the Commission is some public records cleanup. Feather  
44 Edge Condominium Association and Feather Edge II were constructed many years ago  
45 and the City has owned and maintained the utilities in the respective developments. In  
46 a records request someone asked for copies of our easements. Looking through the

1 public record he found some easements for Feather Edge II and found some bills of  
2 sale for some water lines, but the public records did not include all of the utilities we  
3 have been maintaining over the years. He talked with both condominium associations  
4 and explained this to them. They very much want to keep things the way they were and  
5 wanted the City to officially own and maintain the utilities and they have easement  
6 rights to do that. The documents were written up and signed by them. He requested  
7 we accept the Bill of Sale and the easements and have them properly recorded.

8  
9 **Motion was made by Commissioner Lucarelli to approve Resolution No. 982,**  
10 **authorize the Mayor to execute Utility Easement Agreements for Feather Edge**  
11 **Condominium Association, Inc. and Feather Edge II Condominium Association,**  
12 **Inc., and City to accept respective Bills of Sale to officially convey the public**  
13 **utility improvements to the City. Seconded by Commissioner Miller and motion**  
14 **carried unanimously.**

15  
16 Mayor Mealar said the next three items will be discussed as a group and we will vote on  
17 them separately.

18  
19 D. Ordinance No. 1542 – Amending Chapter 130 of the Code of Ordinances  
20 entitled “General Provisions” to repeal Sections 130.01 – 130.05 and amend  
21 Section 130.06 and adding a new section governing curfews – First reading  
22 (Public Hearing) (Jackie Sova, City Manager)

23  
24 The City Attorney read Ordinance No. 1542, Ordinance No. 1543, and Ordinance No.  
25 1544 by title only on first reading.

26  
27 Ms. Sova said these are ordinances that have been superseded by State Statute. They  
28 are old and antiquated and probably should have been repealed years ago. Recently  
29 we had a raffle with City employees related to Relay for Life and somebody got  
30 themselves all nervous that we were breaking the law. We took the stand that we were  
31 finally going to clean these matters up. We are going to repeal Chapter 130 but adopt a  
32 regulation related to curfew. We are going to repeal Chapter 131 and Chapter 133.  
33 Chapter 132 will be coming back to you because we need to move a couple of pieces to  
34 the Land Development Code and we are going to take those to Planning & Zoning first.

35  
36 Mayor Mealar asked if anyone wanted to speak in reference to Ordinance No. 1542,  
37 Ordinance No. 1543, and/or Ordinance No. 1544. No one came forward and the public  
38 hearings were closed.

39  
40 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1542 on**  
41 **first reading, seconded by Commissioner Miller and motion carried by roll-call**  
42 **vote: Commissioner Brender, Yes; Deputy Mayor Duryea, Yes; Commissioner**  
43 **Miller, Yes; Commissioner Lucarelli, Yes; Mayor Mealar, Yes.**

1 E. Ordinance No. 1543 – Repealing Chapter 131 of the Code of Ordinances  
2 entitled “Morals and Gambling” – First Reading (Public Hearing) (Jackie Sova,  
3 City Manager)  
4

5 Ordinance No. 1543 was read by title only, presented and public hearing held under  
6 Item D.  
7

8 **Motion was made by Commissioner Miller to approve Ordinance No. 1543 on first**  
9 **reading, seconded by Commissioner Brender and motion carried by roll-call vote:**  
10 **Deputy Mayor Duryea, Yes; Commissioner Miller, Yes; Commissioner Lucarelli,**  
11 **Yes; Commissioner Brender, Yes; Mayor Mealor, Yes.**  
12

13 F. Ordinance No. 1544 – Repealing Chapter 133 of the Code of Ordinances  
14 entitled “Safety” – First Reading (Public Hearing) (Jackie Sova, City Manager)  
15

16 Ordinance No. 1544 was read by title only, presented and public hearing held under  
17 Item D.  
18

19 **Motion was made by Commissioner Brender to approve Ordinance No. 1544 on**  
20 **first reading, seconded by Commissioner Lucarelli and motion carried by roll-call**  
21 **vote: Commissioner Miller, Yes; Commissioner Lucarelli, Yes; Commissioner**  
22 **Brender, Yes; Deputy Mayor Duryea, Yes; Mayor Mealor, Yes.**  
23

24 10. Other Items for Commission Action  
25

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

28 11. City Manager’s Report  
29

30 A. Items for Approval  
31

32 a. Surplus of several water and sewer maintenance items  
33

34 Ms. Sova said this is a request to surplus several water and sewer maintenance items:  
35 a portable generator, a water line pressure tester, and a sewer inspection camera kit.  
36 These are not serviceable any longer and requested authorization to dispose of these  
37 items.  
38

39 **Motion was made by Commission Brender to declare McCulloch MITE-E-LITE**  
40 **1200 watt model portable generator LM ID #71001010, water line pressure tester**  
41 **LM ID #71001004, and UEMSI DDU1 sewer inspection camera kit surplus and**  
42 **authorize City Manager to dispose of same. Seconded by Commissioner**  
43 **Lucarelli and motion carried unanimously.**  
44

45 B. Items for Information  
46

1 a. Monthly Department Reports – March & April

2  
3 C. Announcements

4  
5 Ms. Sova said all non-emergency offices will be closed Monday, May 30<sup>th</sup>, in  
6 observance of Memorial Day. Waste Pro will collect as regularly scheduled so there will  
7 be no change in waste collection.

8  
9 12. Mayor and Commissioners' Reports

10  
11 Commissioner Lucarelli said the Seminole State College Alumni Association had their  
12 first annual meeting and Legacy Awards. Don Eslinger received the Legacy Award.  
13 They had a recent graduate telling her story which was heartwarming. She said she got  
14 voted in as an officer on the new incoming board. They voted to start a new scholarship  
15 fund and will be having fundraisers to support that.

16  
17 Commissioner Lucarelli said she attended the Seminole County Sports Complex grand  
18 opening and it was a great event. It is a beautiful facility.

19  
20 Commissioner Lucarelli said she attended a post Mother's Day celebration with the men  
21 and women of Love Ministry Group and it was a lot of fun. They help support at-risk  
22 families like domestic violence and things like that. Some are reaching out to the  
23 homeless and finding solutions for people who need help, especially if there are children  
24 involved. They had some talented musicians there.

25  
26 Commissioner Lucarelli said she attended the new University of Florida Cancer Center  
27 grand opening and toured the center. She was impressed and glad we have a local  
28 cancer center. She thought it was cool getting this medical corridor on Rinehart.

29  
30 Mayor Meador congratulated Commissioner Lucarelli on being selected as one of the  
31 inaugural officers for the alumni group.

32  
33 Commissioner Brender said he was glad to be back in the good old USA. He always  
34 tells friends that if they ever want to become a patriot just travel overseas for a few  
35 weeks and come back and would realize how lucky we are to live in the US. It was a  
36 great experience. He travels with a new view of infrastructure and city planning. When  
37 you walk into a city that was built in 200 B.C. there wasn't a great deal of planning that  
38 went into it. It gives you a new perspective on how incredibly different things are.

39  
40 Commissioner Brender said he, Mr. Nipe and Admiral Dedman had been discussing  
41 Heritage Park. We have discussed some other ideas and asked Mr. Nipe to give an  
42 overview. He asked for the Commission's input. We are looking at breaking ground on  
43 the first phase late in the summer and Phase 2 will come about next year.

44  
45 Mr. Nipe said seen in prior work sessions and at the State of the City, we have had a  
46 different iteration come to us working with Admiral Dedman and

1 Commander/Commissioner Brender. We came up with a new Veteran's Memorial as  
2 part of Heritage Park. He showed a rendering on the overhead. The central area  
3 becomes the Veteran's Memorial. It has two walls to memorialize those veterans who  
4 served and live or have lived in Lake Mary as well as a monolith set within a fountain  
5 with emblems of military branches. Those will be set in a circular fashion. Leading you  
6 out of the veteran's area and into our Heritage Park area that focuses on the history of  
7 Lake Mary will be our memorials of our public safety folks (police and fire). He showed  
8 a 3-D overview of the veteran's portion on the overhead. The police and fire is to the  
9 right and the memorial wall to the left.

10  
11 Mr. Nipe said looking at this conceptually, we have these two walls that can  
12 commemorate all those veterans. Symmetrically speaking it fits well. The walls are  
13 large and can fit quite a few names. As it stands in concept, one of those walls is about  
14 the size of what Oviedo has and they are up to 1,400 names at this point. We thought  
15 we could keep both walls and eventually fill them both up. In the short run focus on a  
16 new idea and a new educational opportunity and that would be memorializing the wars  
17 that the United States have had boots on ground or overseas. We looked at creating  
18 panels going across the left wall that would conceptually identify each war beginning  
19 with the Revolutionary War and going through what we are dealing with post-9/11 in the  
20 Middle East and elsewhere. We will give a brief summary of our involvement. Because  
21 we have a lack of geography classes nowadays, we will identify through an atlas and  
22 some hash marks throughout the world exactly where those wars were fought. To the  
23 right shows how the panel might sit. There will be a dozen or so panels.

24  
25 Mr. Nipe said we bring this to the Commission as an idea. He, Commissioner Brender  
26 and Ms. Sova have spoken about it. We think it is a nice idea and an educational  
27 opportunity. We think it fits well in this Veteran's Memorial.

28  
29 Commissioner Brender said hopefully we will encapsulate the concept we have been  
30 trying to build into this that it is both memorial and educational as well as something that  
31 brings us forward. He read where somebody had done surveys among 14 and 15-year-  
32 olds and they asked about 9/11. There was a substantial number of them who said was  
33 that the thing in New York or I don't know what it is. We having lived through it know it  
34 but there is an entire generation that to them that was just another day in history. This  
35 introduces the sites and the potential for education. We can get help from the School  
36 Board to let classes see it.

37  
38 Mayor Meador said Commissioner Lucarelli mentioned the dedication of the Seminole  
39 County Sports Complex. It is a remarkable facility. It is first class. He says that as a  
40 lead into Commissioner Brender being selected as a representative to the Tourism  
41 Council and that group will have some remarkable opportunities ahead of them. He  
42 was pleased Commissioner Brender was selected for that role. It will be very helpful to  
43 this community.

44  
45 Deputy Mayor Duryea had no report at this time.

1 Commissioner Miller said he attended the Ethics Training in Longwood. The two  
2 presenters were dynamite. He said he had a list of things and would be speaking with  
3 Ms. Reischmann.

4  
5 Commissioner Miller said he and the Mayor attended Metro Orlando EDC's James B.  
6 Greene Awards Tuesday night where Lars Houmann and Randy Berridge were  
7 recognized and awarded.

8  
9 Commissioner Miller said Lake Como used to be a lake but is now a swamp. We have  
10 five or six entities that back up to Lake Como. With all the attention going on with the  
11 Zika virus, he heard that there are insecticide companies going around and selling and  
12 offering where they can spray something which attaches to the underside of the plants  
13 which continues to kill mosquitoes 30 to 60 days. There is some new way other than  
14 just smoking them out. He asked if that was a role for the City or should the HOA of  
15 these communities band together to try to fix that. He thought the City should worry  
16 about it from the parks standpoint.

17  
18 Ms. Sova said our Assistant Public Works Director attended a meeting this morning with  
19 the County Mosquito Control folks. He asked Mr. Paster to bring them up to date.

20  
21 Mr. Paster said Dave Dovan is on the committee with Seminole County. They meet  
22 monthly. The County takes care of the aerial spraying and puts larvicide in the water  
23 bodies. They have a hotline number and they take complaints. Based on the number  
24 of calls and the areas of the calls, they can do more targeted spraying in those areas. It  
25 is all coordinated throughout the entire county. He said he would bring this specific area  
26 up to the County and will also look into other products. He said he wasn't familiar with  
27 the product Commissioner Miller mentioned but is something he would look into.

28  
29 Commissioner Miller said someone just told him about it a couple of days ago. He said  
30 he could back up and try to find out who is selling it.

31  
32 Commissioner Lucarelli said they spray here because she hears the truck late at night  
33 and early morning.

34  
35 Mr. Paster answered affirmatively. We kept our sprayer and if the weather is just right  
36 and we get complaints we can go above and beyond the County's program and do our  
37 own spraying.

38  
39 Commissioner Miller said he was contacted by the Timacuan Homeowners' Association  
40 about stormwater management. They wanted to get rid of their own stormwater  
41 management and try to find competent people to help manage this. He said there is a  
42 tax for stormwater that everybody pays. We do main roads. Typically subdivision  
43 HOAs have an agreement that says they are responsible for managing their own  
44 stormwater. He told them who they should call because they wanted to figure out some  
45 way to pay us to manage it for them but Mr. Paster has not had a phone call yet.

1 Commissioner Miller said he attended the Municipal Advisory Committee with Metroplan  
2 Orlando. He hoped the City Manager has received the bill and understands that we are  
3 to pay that in order to have a voice.

4  
5 Ms. Sova said she believed it did come through already and would double check.  
6

7 13. City Attorney's Report

8  
9 Ms. Reischmann had no report at this time.

10  
11 14. Adjournment

12  
13 There being no further business, the meeting adjourned at 8:10 P.M.

14  
15  
16  
17  
18 \_\_\_\_\_  
19 David J. Meador, Mayor

\_\_\_\_\_

Mary Campbell, Deputy City Clerk

20  
21  
22 ATTEST:

23  
24  
25  
26 \_\_\_\_\_  
27 Carol A. Foster, City Clerk