

1 MINUTES OF THE LAKE MARY CITY COMMISSION MEETING held November 19,
2 2015, 7:00 P.M., Lake Mary City Commission Chambers, 100 North Country Club Road,
3 Lake Mary, Florida.

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1. Call to Order

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

Mayor Mealor thanked the residents of the Forest community that were here earlier and they will rejoin us at our December 3rd meeting.

Mayor Mealor recognized the Forest liaisons. That group does so much for this community.

2. Moment of Silence

Mayor Mealor said we will observe a moment of silence and thought this week especially to be reflective of what we have in this country, and particularly what we have in this community.

3. Pledge of Allegiance

4. Roll Call

- | | |
|--|-------------------------------------|
| Mayor David Mealor | Jackie Sova, City Manager |
| Commissioner Gary Brender | Dianne Holloway, Finance Director |
| Deputy Mayor George Duryea | Steve Noto, City Planner |
| Commissioner Sidney Miller | Bryan Nipe, Parks & Recreation Dir. |
| Commissioner Jo Ann Lucarelli – Absent | Tom Tomerlin, Economic Dev. Dir. |
| | Wanda Broadway, HR Manager |
| | Bruce Paster, Public Works Director |
| | Steve Bracknell, Police Chief |
| | Joe Landreville, Deputy Fire Chief |
| | Katie Reischmann, City Attorney |
| | Mary Campbell, Deputy City Clerk |

5. Approval of Minutes: November 5, 2015

Motion was made by Commissioner Brender to approve the minutes of the November 5, 2015, meeting, seconded by Commissioner Miller and motion carried unanimously.

6. Special Presentations

There were no special presentations at this time.

1
2 7. Citizen Participation – This is an opportunity for anyone to come forward and
3 address the Commission on any matter relating to the City or of concern to our
4 citizens. This also includes: 1) any item discussed at a previous work session;
5 2) any item not specifically listed on a previous agenda but discussed at a
6 previous Commission meeting; or 3) any item on tonight’s agenda not labeled as
7 a public hearing. Items requiring a public hearing are generally so noted on the
8 agenda and public input will be taken when the item is considered.
9

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

11
12 8. Unfinished Business

13
14 There was no unfinished business at this time.

15
16 9. New Business

17
18 Mayor Mealor said Item B is a final plat for the 16-lot Crystal Lake Reserve subdivision.
19 Staff has requested we postpone this to our December 3rd meeting.
20

21 **Motion was made by Deputy Mayor Duryea to postpone the Final Plat for the 16-**
22 **lot Crystal Lake Reserve Subdivision to December 3, 2015, seconded by**
23 **Commissioner Brender and motion carried unanimously.**
24

25 A. Ordinance No. 1534 – Rezone .35 acres of property located at 138 West
26 Crystal Lake Avenue from R-1A, Residential, to DC, Downtown Centre; Shaw
27 Construction Management Services, applicant – First Reading (Public
28 Hearing) (Steve Noto, City Planner)
29

30 The City Attorney read Ordinance No. 1534 by title only.
31

32 Mr. Noto showed the location map of the subject property on the overhead. The current
33 zoning of the property is R-1A, Residential. There is a home on the property that has
34 been there a number of years. The property is owned by Mr. Terry Shaw of Shaw
35 Construction. He has a site plan in review with staff to demolish the home and build two
36 office buildings that will come before the Commission at a later date.
37

38 Mr. Noto said this is within the Downtown and is surrounded by properties with
39 Downtown Development District land use. There is a mixture of zoning districts in this
40 corridor of the Downtown. However, in that block it is primarily C-1 and DC. He
41 showed the future land use map on the overhead. The request is consistent with the
42 Comprehensive Plan, Code of Ordinances, and the Downtown Master Plan.
43

44 Mr. Noto said the Planning & Zoning Board heard this item at their regular October 27,
45 2015, meeting and unanimously recommended approval 5 – 0.
46

1 Mr. Noto said staff is recommending approval per the Findings of Fact A through D in
2 the staff report.

3
4 Commissioner Brender said the parcel directly west of it is already DC. He asked if
5 there was a house on it.

6
7 Mr. Noto said there is a house on it. It was rehabbed and repurposed as professional
8 offices.

9
10 Mayor Meador asked if anyone wanted to speak in reference to Ordinance No. 1534. No
11 one came forward and the public hearing was closed.

12
13 **Motion was made by Commissioner Brender to approve Ordinance No. 1534 on**
14 **first reading, seconded by Commissioner Miller and motion carried by roll-call**
15 **vote: Commissioner Brender, Yes; Deputy Mayor Duryea, Yes; Commissioner**
16 **Miller, Yes; Mayor Meador, Yes.**

17
18 Mayor Meador said the new way of presenting the materials to the Commission is greatly
19 appreciated. The colored coded maps and activities really help in the decision making
20 process.

21
22 B. Final Plat for the 16-lot Crystal Reserve Subdivision; Pulte Homes
23 Corporation, applicant (Public Hearing) (Steve Noto, City Planner) (**Request**
24 **by staff to postpone until 12/3/15**)

25
26 This item was postponed to December 3, 2015, earlier in the meeting. See Page 2,
27 Line 21.

28
29 C. Resolution No. 973 – Supporting the Seminole County School Board’s efforts
30 to replace FSA with nationally norm-referenced tests such as the Iowa
31 Assessment and PSAT/SAT (Jackie Sova, City Manager)
32 1. Letter to Florida Department of Education Commissioner Pam Stewart

33
34 The City Attorney read Resolution No. 973 by title only.

35
36 Mr. Sova said the Seminole County School Board is making an attempt to have the
37 State of Florida change the FSA into another nationally norm-referenced test and they
38 are looking for support in their efforts.

39
40 Mayor Meador said Commissioner Brender sits on the Council of Local Governments as
41 our representative and this item has been discussed. He asked Commissioner Brender
42 if there was anything he would like to add.

43
44 Commissioner Brender said it is an uphill battle. They are looking for support because
45 some of the state agencies are not sold on their plan but sold on their own plan. He
46 said he hears this item talked and there are two sides of it. He did trust that our local

1 leadership on the School Board has more knowledge to how this ought to work than the
2 state does.

3
4 Mayor Meador said Dr. McLaughlin will tell you from a measurement perspective that if a
5 group can't tell you the mean and standard deviation nor can they establish a cut score,
6 you have fundamental flaws in trying to say that this is a direction that is in the best
7 interest of the State of Florida. The City of Lake Mary has been the beneficiary of many
8 successful economic development initiatives. Those people that want to invest multi-
9 million dollar investments to bring their companies here will tell you that one of the
10 primary reasons they come here is because of the quality of our school district. You
11 have an opportunity right now to do something that is better than what is currently in
12 place. As it stands right now, the perception of our school district could be undermined
13 by a practice that has no psychological or statistical foundation to it. This is going to be
14 our cut score and this is where we are going to go. The quality of our school district
15 could be undermined by an arbitrary or capricious decision. This is not right. It is not
16 sound. That is why the school district is getting a great deal of support across the state
17 with other counties and other school boards endorsing what they are doing. He strongly
18 encouraged the Commissioners to support Resolution No. 973.

19
20 **Motion was made by Commissioner Miller to approve Resolution No. 973 and**
21 **authorize the Mayor to execute the letter to the Florida Department of Education,**
22 **seconded by Commissioner Brender and motion carried unanimously.**

23
24 Mayor Meador said this is a serious issue and it has implications statewide. This is not
25 good for business the way that this state is being presented. Our school district works
26 too hard. Go into our classrooms. We had teach-in this week. Look at what is going on.
27 This is not respectful of the quality of practice that we have in our school district. He
28 said he would gladly sign the letter.

29
30 D. Resolution No. 974 – Amending FY 2015 Budget (Dianne Holloway, Finance
31 Director)

32
33 The City Attorney read Resolution No. 974 by title only.

34
35 Ms. Holloway said we have a few items to clean up as we close out the Fiscal Year
36 2015. In the General Fund we need to increase our revenues of \$20,189 to account for
37 some grants we received during the Fiscal Year '15. We received \$16,430 for the JAG
38 Taser Takeover Grant, \$2,049 for the JAG grant called Nothing to See Here which is a
39 security barrier, and we received \$1,710 from the Department of Justice for the
40 bulletproof vest partnership.

41
42 Ms. Holloway said we need to amend our capital outlay in the Recreation Impact Fee
43 Fund. We are reducing it by \$185,000 for the Heritage Park project. We have re-
44 appropriated that project in the Fiscal Year 2016 budget.

1 Mr. Holloway said in the Capital Project Fund we have some grant monies we received
2 for carry-forward projects. It was for the SunRail project of \$258,507. The security
3 grant at the PD was \$68,667 so we are recording revenue there and some of the
4 additional carry-forward expenses.

5
6 Mr. Holloway said in the Fire Impact Fee Fund during the year we purchased a rescue
7 in the amount of \$218,000. This is going to increase the number of rescues we have
8 because we are now going to have two spares. We are moving the purchase of that
9 rescue from the vehicle replacement program to the Impact Fee Fund. There are not
10 enough impact fees in there right now but we do expect some over the next several
11 years to cover it. We are going to borrow money from the Vehicle Replacement Fund to
12 the Impact Fee Fund so we can cover that purchase. Over the years we will replace
13 that money.

14
15 Commissioner Brender asked why we are carrying two spares.

16
17 Ms. Holloway said for operational purposes. We have had a lot of rescues down and
18 out of service and we only had one rescue. At one time because of the repairs that had
19 to be made we didn't have any rescues. They are heavily used and they break down.

20
21 **Motion was made by Commissioner Brender to approve Resolution No. 974,**
22 **seconded by Commissioner Miller and motion carried unanimously.**

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. FY 2016 Milling and Paving Program

33
34 Ms. Sova said this is the Fiscal Year 2016 Milling and Paving Program. Several years
35 ago we switched to doing this bi-annually to get the cost savings by getting the
36 quantities of scale and the lesser cost for mobilization. It has worked very well and it
37 worked again this year. We had our contractor, CPWG, perform our pavement analysis
38 and is how we selected the roads by priority. Resurfacing this year will include the Hills
39 of Lake Mary, Cardinal Oaks Phase I, Cardinal Oaks Phase II, Main Road, Webster
40 Street, Bush Hill Court, Stratford Court, Eagle Creek, Timacuan Boulevard from
41 Rinehart Road to Grayling, Mohegan Boulevard from Timacuan Boulevard to Mohave
42 Terrace, Park Place, Smedley, Terry, and Ninth Street from Terry to West Lakeview.

43
44 Mr. Sova said six firms responded to the bid and the most responsive bid was with
45 Ranger Construction. We are familiar with them and they have done work with us
46 before. They provided a base bid of \$967,940.55. We had included a bid alternate for

1 Cardinal Oaks Phase I which makes the total bid award \$1,036,724.95. There was a
2 budget of \$1,665,000.00 so it was a considerable amount under budget.

3
4 Ms. Sova recommended that the Commission authorize her to enter into a contract with
5 Ranger Construction Industries in an amount not to exceed \$1,036,724.95 for this
6 described milling and paving road work.

7
8 **Motion was made by Commissioner Miller to authorize the City Manager to enter**
9 **into a contract with Ranger Construction Industries in an amount not to exceed**
10 **\$1,036,724.95 for milling and paving road work as outlined in the staff report,**
11 **seconded by Deputy Mayor Duryea and motion carried unanimously.**

12
13 b. FY 2016 Milling and Paving Program Change Order #1

14
15 Ms. Sova said now that we have that contract ready to get in place we would like to
16 place a change order to it. There were some other pieces of pavement that we wanted
17 to work on and do the milling and paving. We weren't sure how far our budget was
18 going to go. Now that we know how far our budget is going to go we would like to add
19 in Alokee Court, Keesamo Way, Musago Run from Keesamo to its end, Red Sky Court
20 and Quail Trail Court, True Place, West Goodheart, West Floyd, Wilson Drive and Gehr
21 Lane and then a 192 square yard section of turn lane on Rinehart Road northbound
22 entering onto County Road 46A which is damaged by all the tractor trailer traffic on that
23 surface.

24
25 Ms. Sova said we believe we can get all that additional work done out of \$240,000.00 of
26 savings from the original contract. She requested the Commission authorize the City
27 Manager to negotiate a change order with Ranger not to exceed \$240,000.00.

28
29 Commissioner Miller said the tractor trailer damage, on a number of occasions turning
30 into Timacuan Boulevard from Rinehart he has seen a tractor trailer with automobiles
31 offloading. It's kind of a regular practice. They pull immediately after they turn right off
32 Rinehart and they go off to the side of the road and they are there sometimes an hour
33 and a half to two and a half hours. He asked if that was legal and if that is where the
34 damage is.

35
36 Ms. Sova said the damage is at the intersection of 46A. In regards to Timacuan it's only
37 if they are obstructing traffic.

38
39 Commissioner Miller said there are two lanes there and people can get around them so
40 it's not obstructing traffic. It is a strange practice.

41
42 Commissioner Brender asked why they are doing that and what is there.

43
44 Commissioner Miller said he didn't know. It's a regular occurrence.

1 Ms. Sova said it must be easier to offload there than pulling out of some of those car lot
2 parking lots.

3
4 Commissioner Miller said it occurred to him that maybe they were doing some damage
5 there. If they are not doing any damage he didn't care.

6
7 Mayor Meador said at that time of day there are other options than the entry to Timacuan
8 and encouraged Commissioner Miller to call Chief Bracknell or staff should he observe
9 any of that. That is not the place for that.

10
11 Ms. Sova said one of Commissioner Miller's concerns might be the pavers at the
12 entrance to Timacuan because those aren't the City's but are the HOA's. She would
13 think they would have a concern.

14
15 **Motion was made by Commissioner Brender to authorize the City Manager to**
16 **negotiate a change order with Ranger Construction Industries in an amount not**
17 **to exceed \$240,000.00 for the milling and paving road work as outlined in staff**
18 **report, seconded by Commissioner Miller and motion carried unanimously.**

19
20 c. FY 2016 Vehicle and Equipment Replacements

21
22 Ms. Sova said this is the 2016 vehicle and equipment replacements. This is going to
23 include of the Public Works brush chipper; one Building Department vehicle; five Parks
24 & Recreation vehicles, and that is mowers and work carts and is not all on-road
25 vehicles; and nine Police vehicles. The vehicles are listed below:

26
27 Public Works: 2015 Morbark Beaver brush chipper.

28
29 Building Department: 2016 Ford F-150 4x2.

30
31 Parks & Recreation: 2016 Ford F-250 Utility 4x4, two 2016 Workman Heavy Duty Utility
32 vehicles, 2016 Workman Mid Duty Utility Vehicle, and 2016 Toro Z-Master mower.

33
34 Police Department: 2016 Ford F-250 4x4 and is what they pull their equipment trailer
35 with, two 2016 Ford Interceptor AWD Explorers for the sergeants, five 2016 Ford
36 Interceptor AWD Explorers for marked patrol, and one 2016 Ford Interceptor AWD
37 Explorer for the Community Service Officer. All of these will be purchased through the
38 City of Tallahassee Contract #1489.

39
40 Ms. Sova said there is a list of the vehicles being replaced in the staff report.

41
42 Ms. Sova said the total cost of these 16 vehicles with all the equipment is \$555,151.93.
43 The total budget was \$604,000.00.

44
45 Ms. Sova requested the Commission surplus Vehicles Nos. 42, 626, 547, 553, 555,
46 556, 557, 533, 2238, 2240, 2255, 2257, 2258, 2259, 2260, and 2261.

1
2 Ms. Sova asked the Commission to authorize the purchase of the vehicles and the
3 surplus of the listed vehicles.

4
5 **Motion was made by Commissioner Miller to Proceed with purchase of one new**
6 **Public Works chipper, one new Building Department vehicle, four new Parks &**
7 **Recreation vehicles and one new mower, nine new Police vehicles under FSA Bid**
8 **#15-23-0904 and appurtenances as outlined in staff report in an amount not to**
9 **exceed \$555,151.93; declare Vehicles 42, 626, 547, 553, 555, 556, 557, 533, 2238,**
10 **2240, 2255, 2257, 2258, 2259, 2260, and 2261 surplus and authorize City Manager**
11 **to dispose of same. Seconded by Deputy Mayor Duryea and motion carried**
12 **unanimously.**

13
14 B. Items for Information

15 a. Monthly Department Reports – September & October

16
17 C. Announcements

18
19 Ms. Sova said she would like to schedule a December 3rd workshop regarding large
20 parcel development in our Downtown. We haven't revisited our Downtown plan in
21 several years. There has been some activity Downtown that has been completed and
22 we are beginning to receive development questions. We would like clarification from
23 the Commission. We would request that at 5:00 P.M. on December 3rd. There were no
24 objections from the Board.

25
26 Ms. Sova reminded everyone that the dedication of the training room in honor of former
27 Fire Chief Craig Haun at Fire Station 37 will be November 24th at 11:00 A.M.

28
29 Ms. Sova said all non-emergency offices will be closed November 26th and 27th in
30 observance of Thanksgiving. Solid waste and recycling will be picked up as scheduled.
31 There will be no interruption in garbage service those days.

32
33 Ms. Sova said while we will do our best to have the agenda packet posted prior to us
34 leaving on Wednesday, we may not make it but we will for certain finish on Monday if
35 we can't make it on Wednesday afternoon.

36
37 Ms. Sova said the Benefits Fair is Wednesday, December 2nd, at the Events Center.
38 We will be closing city buildings from 11:15 A.M. to 1:15 P.M. so all our employees can
39 attend. It is our best event of the year.

40
41 Ms. Sova said WineART Wednesday featuring the DaileyCity.Com Food Truck Bazaar
42 will be here December 2nd from 5:00 P.M. to 9:00 P.M. with the arts stroll, beer and wine
43 garden, and live music.

1 Ms. Sova said Holiday in the Park will be held Friday, December 4th at Central Park
2 from 6:00 P.M. to 8:00 P.M. with the tree lighting at 6:30 P.M. Santa Claus and Mrs.
3 Claus arrive at 6:45 P.M. We will have the light show and music that evening.
4

5 Mr. Sova said she has approved the closing of the Farmer's Market on December 26th.
6 The market vendors have requested that. They don't feel it is in their interest to be
7 open that day.
8

9 12. Mayor and Commissioners' Reports

10
11 Mayor Mealor thanked City staff. The 29th Annual Lake Mary-Heathrow Festival of the
12 Arts was this past weekend. The weather was fantastic. Our team really distinguished
13 themselves. We had so many compliments as we walked around just thanking us for
14 the work we do. He particularly would like to thank the vendors and those Lake Mary
15 businesses that contributed their time and effort to a very successful weekend.
16

17 Deputy Mayor Duryea said he had been contacted by a number of people around Big
18 Lake Mary and Little Lake Mary and there seems to be an increased growth of hydrilla
19 and lilies that are choking both lakes. He has been asked what we can do about that.
20

21 Mr. Paster said we have treated the pond the City owns on Country Club with carp. We
22 also own interest in west Lake Mary because the City owns properties on West Crystal
23 Lake and we have added carp to that lake. We believe that has helped to control some
24 of the weed growth. The City has contracted with The Lake Doctors. They go out and
25 test the water and make recommendations on chemical treatment, which we don't
26 usually do, or natural ways like adding carp. We add sterilized carp so they don't over
27 produce. They do a good job of keeping the growth down. He wasn't sure if the City
28 had any property interests in those lakes but the homeowners can get together and fund
29 that. For West Crystal Lake the cost was in the range of \$1,000 to \$2,000 for the carp.
30

31 Mayor Mealor said that is an issue that has been going on. He had heard a number of
32 comments and concerns. At the December 3rd workshop he asked Ms. Sova to update
33 them on the options available. He said a number of people have been calling him about
34 this issue and we need to look at what options are available so we can communicate
35 with them because it is not getting better. There were no objections from the Board.
36

37 Commissioner Miller said on Monday he met with the Parks & Recreation Department
38 and the Trailblazers to discuss Heritage Park and the 5K. For the 5K there was
39 discussion about who the benefactor would be of the money that we raise. Brian Loe
40 agreed to investigate it for us with the Wounded Warrior Project who we had decided to
41 go with this year. That is a change for the Trailblazers because that is a national
42 organization and they have always done local charities. The Trailblazers have agreed
43 to be aggressive in helping Parks & Recreation find sponsors for the 12 historical signs
44 that are going into the park.
45

1 Commissioner Miller said he facilitated a day with Leadership Seminole and had the
2 honor of being assigned to James Hollingshead who was the representative of the St.
3 Johns River Water Management District. He thought he learned more in the hour he
4 spent with him than 72 years of being around water. The more I learn about it the more
5 I think it is the No. 1 issue all of us face. If we want to continue to grow and continue to
6 have the quality of life that we have, we all have to pay more attention to water. The
7 aquifer is done. They can't increase what we draw from the aquifer ever again. We are
8 getting all we are ever going to get out of it now. Whatever we do new that requires
9 water it has to come from conservation, reclaimed water, or scooping it off the St. Johns
10 River or other places. That was an enlightening day for a lot of future leaders.

11
12 Commissioner Brender had no report at this time.

13
14 13. City Attorney's Report

15
16 Ms. Reischmann had no report at this time.

17
18 14. Adjournment

19
20 There being no further business, the meeting adjourned at 7:40 P.M.

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24
25 _____
26 David J. Mealar, Mayor
27
28 _____
29 Mary Campbell, Deputy City Clerk

30 ATTEST:

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33 _____
34 Carol A. Foster, City Clerk
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