

1 MINUTES OF THE LAKE MARY CITY COMMISSION MEETING held December 17,
2 2015, 7:00 P.M., Lake Mary City Commission Chambers, 100 North Country Club Road,
3 Lake Mary, Florida.

4
5 1. Call to Order

6
7 The meeting was called to order by Mayor David Mealor at 7:03 P.M.

8
9 2. Moment of Silence

10
11 3. Pledge of Allegiance

12
13 4. Roll Call

14
15 Mayor David Mealor Jackie Sova, City Manager
16 Commissioner Gary Brender Dianne Holloway, Finance Director
17 Deputy Mayor George Duryea John Omana, Community Development Dir.
18 Commissioner Sidney Miller Steve Noto, City Planner
19 Commissioner Jo Ann Lucarelli Bryan Nipe, Parks & Recreation Director
20 Bruce Paster, Public Works Director
21 Tom Tomerlin, Economic Development Mgr.
22 Frank Cornier, Fire Chief
23 Steve Bracknell, Police Chief
24 Katie Reischmann, City Attorney
25 Mary Campbell, Deputy City Clerk
26

27 5. Approval of Minutes: December 3, 2015

28
29 **Motion was made by Commissioner Lucarelli to approve the minutes of the**
30 **December 3, 2015, meeting, seconded by Commissioner Brender and motion**
31 **carried unanimously.**

32
33 6. Special Presentations

34
35 There were no special presentations at this time.

36
37 7. Citizen Participation - This is an opportunity for anyone to come forward and
38 address the Commission on any matter relating to the City or of concern to our
39 citizens. This also includes: 1) any item discussed at a previous work session;
40 2) any item not specifically listed on a previous agenda but discussed at a
41 previous Commission meeting; or 3) any item on tonight's agenda not labeled as
42 a public hearing. Items requiring a public hearing are generally so noted on the
43 agenda and public input will be taken when the item is considered.

44
45 No one came forward at this time and citizen participation was closed.

1 8. Unfinished Business

- 2
3 A. Ordinance No. 1535 – Amending Chapter 53 of the City’s Code of Ordinances
4 to establish customer user rates and charges for wastewater services
5 provided by the City of Sanford to users located within the incorporated area
6 of the City of Lake Mary – Second Reading (Public Hearing) (Dianne
7 Holloway, Finance Director)

8
9 The City Attorney read Ordinance No. 1535 by title only on second reading.

10
11 Ms. Holloway stated staff had no further comments.

12
13 Mayor Meador asked if anyone wanted to speak in reference to Ordinance No. 1535. No
14 one came forward and the public hearing was closed.

15
16 **Motion was made by Commissioner Brender to approve Ordinance No. 1535 on**
17 **second reading, seconded by Commissioner Lucarelli and motion carried by roll-**
18 **call vote: Commissioner Brender, Yes; Deputy Mayor Duryea, Yes;**
19 **Commissioner Miller, Yes; Commissioner Lucarelli, Yes; Mayor Meador, Yes.**

20
21 9. New Business

- 22
23 A. Final Plat for the 16-lot Crystal Reserve Subdivision; Pulte Homes
24 Corporation, applicant (Public Hearing) (Steve Noto, City Planner)
25 (Postponed 11/19/15, 12/3/15)

26
27 Mr. Noto said this is the last step for the public hearings for the Crystal Reserve project.
28 He showed a copy of Page 2 of the final plat on the overhead for this 16-lot subdivision
29 off of Crystal Drive. The site is currently under construction. There is a five-foot wall
30 easement that runs along the western side of the project boundary from Lot 16 to Lot 8
31 for the precast wall that’s going to be installed along that property boundary. There will
32 be fencing installed adjacent to the stormwater pond.

33
34 Mayor Meador said until development of this particular parcel, vegetation was so thick no
35 one on Crystal Drive knew there was a fence back in there and now you can see it, but
36 the subdivision is going to be such that there will be a wall.

37
38 Mr. Noto said that was correct.

39
40 Mr. Noto said this item was heard by the Planning & Zoning Board at their regular
41 October 27, 2015, meeting and unanimously recommended approval 5-0.

42
43 Mr. Noto said staff finds that the final plat complies with the Code of Ordinances,
44 Comprehensive Plan, and Chapter 177 of the Florida Statutes with one condition that
45 the applicant reimburses the City for costs of consultant review, legal review, and the

1 cost of recording. Two of those items have already been paid. He noted the applicant's
2 rep was present.
3
4 Deputy Mayor Duryea asked if Gehr Lane goes all the way through going east.
5
6 Mayor Mealor said Gehr Lane will dead end at the gated entry.
7
8 Mr. Noto asked Deputy Mayor Duryea if he was talking about if it goes east towards
9 Downtown. He highlighted Gehr Lane with the neon green on the overhead and it does
10 move to the east just one block and then you go south to Lakeview.
11
12 Deputy Mayor Duryea said it doesn't go through all the way to Crystal Drive.
13
14 Mr. Noto said that is correct. It will stop and there will be a gate into the development.
15
16 Deputy Mayor Duryea said the front section on Lake Mary Boulevard was originally part
17 of that plat.
18
19 Mr. Noto said it is part of the PUD but it's a separate office parcel.
20
21 Commissioner Brender asked what that is and how big of a piece is it.
22
23 Mr. Noto said that will be a separate project and it is a couple of acres. We have not
24 received any applications for anything there.
25
26 Commissioner Brender said regardless of what goes in there it will require a wall.
27
28 Mr. Noto said more than likely. It is adjacent to residential so there are buffering
29 requirements.
30
31 Commissioner Miller said Deputy Mayor Duryea's question about Gehr Lane gave him a
32 question also. He asked if Gehr Lane crossed Crystal or does it dead end before it gets
33 to Crystal.
34
35 Deputy Mayor Duryea said it was his understanding that you couldn't go down Crystal
36 and go across as a cut through.
37
38 Mr. Noto said it goes to Crystal Drive but there is a little curve that takes you onto
39 Crystal.
40
41 Mayor Mealor said Lakeview is closed from Wilson to Crystal.
42
43 Mr. Noto answered affirmatively.
44

1 Mayor Mealor asked if anyone wanted to speak in reference to this final plat for Crystal
2 Reserve subdivision. No one came forward at this time and the public hearing was
3 closed.

4
5 **Motion was made by Commissioner Lucarelli to approve the Final Plat for Crystal**
6 **Reserve subdivision with the condition that the applicant reimburses the City for**
7 **costs of consultant review, legal review, and the cost of recording. Seconded by**
8 **Commissioner Miller and motion carried by roll-call vote: Deputy Mayor Duryea,**
9 **Yes; Commissioner Miller, Yes; Commissioner Lucarelli, Yes; Commissioner**
10 **Brender, Yes; Mayor Mealor, Yes.**

11
12 Mayor Mealor said he appreciated the work Mr. Noto and staff has done. We have
13 members of the Forest community with us and knew this had been a concern to them.
14 He thanked them for their patience. He thought the earlier concerns had been
15 addressed.

16
17 B. Resolution No. 977 – Adopting the 2015-2020 Seminole County Floodplain
18 Management Plan (Bruce Paster, Public Works Director)

19
20 The City Attorney read Resolution No. 977 by title only.

21
22 Mr. Paster said the Seminole County Floodplain Management Plan memorializes
23 everything the City, the County and all the other cities in Seminole County are already
24 doing. It is an update to put into one document. The City of Lake Mary had a couple of
25 goals we have implemented. He said he wanted us to develop policies and regulations
26 to support effective floodplain management. As part of that we participated fully in the
27 National Flood Insurance Program and the associated community rating system. We
28 provided updates to the community rating system every year and we try to better our
29 rating. This year we did better our rating. It went from an 8 to a 7. That means if you
30 have to purchase flood insurance, whether you are a resident or commercial property
31 owner, it used to be a 10% discount but now with a better rating you get a 15%
32 discount. The other goal was to work in conjunction with the County and other local
33 governments to create and support floodplain management throughout the County. The
34 document memorializes that effort.

35
36 **Motion was made by Commissioner Brender to approve Resolution No. 977,**
37 **seconded by Commissioner Lucarelli and motion carried unanimously.**

38
39 10. Other Items for Commission Action

40
41 There were no other items to discuss at this time.

42
43 11. City Manager's Report

44
45 A. Items for Approval

46 a. Request approval to attend FBI Academy – Lt. Mike Biles

1
2 Ms. Sova said we are pleased to announce that Lt. Biles has been offered an
3 exceptional opportunity to join the FBI Academy. The Police Chief is a graduate of that
4 program and asked him to tell us about this program and how exciting this is for us to
5 have a second opportunity.

6
7 Chief Bracknell said this is an exceptional opportunity for us to participate in this
8 training. Less than 1% of all police officers worldwide ever get the opportunity to go to
9 the FBI National Academy. In this session there is no one in Seminole going. He
10 believed there may be one officer from the Orlando Police Department which is over
11 500 officers.

12
13 Chief Bracknell said the training is about ten weeks long. It is totally paid for by the FBI.
14 They pay for room, board, they reimburse for mileage, and for stay on the trip up. The
15 purpose of the training is to develop future leaders and also the boots on the ground.
16 The FBI is only as strong as the local law enforcement agencies and they count on us to
17 understand how they do things and it is a give and take. He said he had the opportunity
18 in 2011 and it was the highlight of his professional career. He said Mike applied about
19 five years ago to attend the training. By the FBI rules he is required to do an additional
20 three years in law enforcement if he goes to that training. He requested that the
21 Commission allow the City Manager to allow Mike to attend this training.

22
23 Lt. Mike Biles came forward. He said as we roll into 2016 he will be starting his 22nd
24 year in law enforcement and most of that has been with the City of Lake Mary. This has
25 been an exciting year for him. Five years just waiting on the list to get a phone call is
26 one of those things you think they have forgotten and it will never happen. In March the
27 Chief was called and called him immediately to confirm he was still interested in going.
28 The next phone call was to the City Manager that was met with complete support. This
29 opportunity speaks to what the City does which is put the right people in the right
30 positions and give them the training, experience, and support they need to do the job.
31 He appreciated the opportunity and would be grateful to go.

32
33 Deputy Mayor Duryea thought that was the best thing since sliced bread. He extended
34 congratulations.

35
36 Commissioner Lucarelli extended congratulations. She is proud to support Lt. Biles in
37 that effort. It is great that we will have two of our own going and have that experience.
38 It is going to benefit the City and the community as a whole.

39
40 Commissioner Miller said he had the opportunity to attend the FBI Citizens Academy a
41 few years ago and it's quite an organization. He thought Lt. Biles will be impressed with
42 Quantico and will probably get time in Washington with the deputy directors as well. He
43 extended congratulations and thought it was well deserved.

44
45 Ms. Sova said she needed approval for this since it is quite a bit out of our standard
46 personnel policy.

1
2 **Motion was made by Commissioner Brender to grant Lt. Mike Biles leave of**
3 **absence to attend the FBI Academy, seconded by Commissioner Miller and**
4 **motion carried unanimously.**
5

6 Mayor Meador said this is a compliment to Lt. Biles and to the entire team that Chief
7 Bracknell has put together. His neighbor, the former Chief of Police of Casselberry, was
8 also a FBI Academy graduate. When he returned he was a different person. He
9 thought this was an investment.

10
11 Ms. Sova asked the Commission to schedule a workshop for January 7, 2016, to
12 discuss the recently adopted Seminole County Bear Management Plan. There are
13 several items included in the plan that affect the residents of the City of Lake Mary and
14 the businesses in the City as well. At this point staff hasn't had time to do a full analysis
15 of the implications but we do have some information to share so the Commission is
16 aware because it does affect all the cities up and down the I-4 Corridor. Some of the
17 other commissioners have either heard or are about to hear this same information.

18
19 Ms. Sova said we got an original draft ordinance from the County and it included a
20 buffer on the east side of I-4. It is bear management divided specifically by I-4 with a
21 buffer on the east side of I-4. The program continued to move along at the County. Mr.
22 Tomerlin showed the ordinance and a map of bear sitings on the overhead. Ms. Sova
23 said they would get all of this to the Commission electronically. You can tell there is a
24 very distinct line along I-4. When the County adopted a final plan, which was different
25 than their preliminary plan, they included several areas on the east side of I-4 that are
26 inside the City including the Huntington subdivision and several of our commercial areas
27 on the east side of I-4. This creates conflicts with our own ordinances such as the times
28 the carts can be out to the curb, and blocking mechanisms where you are supposed to
29 store your cart. For commercial customers a closer analysis is needed because the
30 way this is drawn the Tilted Kilt would need a lockable dumpster whereas across the
31 street Arby's wouldn't be included in that. There is the issue of who is going to pay the
32 rate differential for the cost of replacing the dumpster lid and the locks. The County
33 ordinance states that the customer is going to bear that.

34
35 Ms. Sova said a bigger concern is the County has said they believe once they cut off
36 the food supply on the west side of I-4 the bears are going to start migrating east and
37 they don't seem to have a plan to mitigate that. She said it concerned her that they
38 believe the bears are going to go east and they're okay with that. It is an extensive
39 conversation and staff needs more time with this material. She just provided enough
40 information tonight so the Commission can begin to be aware as we go through the
41 holidays. The County is on a fast track with this and want to implement February 1st.

42
43 Commissioner Brender asked if we would have somebody from County staff here.
44

1 Ms. Sova said we can have County staff here. The City Attorney has already begun
2 research on this. We have the ability to opt out. We have options. The County is also
3 open to making some changes to what they adopted.

4
5 Commissioner Lucarelli said she would like to see the bear siting map. She thought this
6 was ridiculous.

7
8 Mayor Meador said this is a serious public policy decision that is probably well
9 intentioned but felt it is not well thought out. We have a body called the Mayors and
10 Managers group where the County Commission Chair and the County Manager sit on
11 that. At no time has this been discussed or brought to our attention. What he found
12 disconcerting is the fact that there is a serious financial pass through to our residents
13 and our businesses associated with this and we have had no input. Two Fridays ago
14 when we had the Governor in town we were talking about the incredible collaboration
15 and communication between the County and the City in terms of our economic
16 development efforts. It is one of the absolute bests and the Governor singled that out.
17 This is an example of a breakdown. It's disconcerting for the simple reason that this has
18 an economic development impact to both current and future business locations and
19 sitings. He thought it would have been fairer if we all sat down and talked about this in
20 advance.

21
22 Mayor Meador said he didn't believe the County has done a second reading. He thought
23 the Commission should direct the City Manager to notify the County Manager of our
24 concern and ask that no second reading take place until there has been additional input.
25 He said he was responding differently than he normally would but when you start to see
26 the implications for this, he didn't think it was helpful. He asked the City Manager if she
27 was comfortable or would she prefer he do that or both of them sign it. We need to
28 notify County staff that there is concern.

29
30 Ms. Sova said they have already volunteered to come to a work session.

31
32 Commissioner Miller asked if the expense was for the management of waste.

33
34 Ms. Sova said you will have to see what they say is going to have to happen. All
35 commercial properties are required to place refuse within a bear resistant commercial
36 refuse container. We have had calls from commercial establishments saying they
37 already have this behind a locked gate. They are planning on putting new lids on the
38 containers and a new locking mechanism. All of that is not going to come free. Even if
39 we don't have a rate change now it will be built in the next time they ask for a rate
40 increase. This will be one of the things we talk about.

41
42 Mayor Meador said he thought it was a larger issue. We talk about the frustration we
43 have with the pass throughs from Tallahassee or home rule issues and this is a perfect
44 example at the local level to where we could probably do better.

1 Ms. Sova announced that all non-emergency offices will be closed on December 24th,
2 25th, 31st and January 1st. There will be no garbage or recycling on Christmas Day.
3 Waste Pro will pick up on Saturday, December 26th, for those customers with Friday
4 collection. There will be no change in collection on New Year's Day. Garbage will be
5 on the normal schedule for New Year's Day.
6

7 Ms. Sova said all of our sworn law enforcement officers have been through Color of Law
8 training conducted by the FBI. This training teaches the officers how to respect the
9 constitutional rights of the public. We are the first agency in the County to go through
10 this training.
11

12 Ms. Sova said we are working with the Florida Yards and Neighborhoods Coordinator to
13 hold a workshop in February and invite the property owners on our lakes to discuss
14 aquatic weed control and their options.
15

16 Ms. Sova said Jill Alvarez, our Purchasing Coordinator, lost her husband of over 30
17 years suddenly on Tuesday afternoon. We don't have the arrangements to announce at
18 this time but we will be holding a fundraising breakfast tomorrow morning at the Craig
19 Haun Training Room at Wallace Court. We will have breakfast from 7:00 A.M. to 10:00
20 A.M. Please keep Jill in your thoughts and prayers. Jill is an 18-year employee.
21

22 12. Mayor and Commissioners' Reports 23

24 Mayor Mealor said the first item on his report will be the annual
25 appointments/reappointments to advisory boards. On the Firefighters Pension Board
26 Martin Bel and Karen Gudinas would like to continue serve.
27

28 **Motion was made by Commissioner Lucarelli to reappoint Martin Bel and Karen**
29 **Gudinas to the Firefighters Pension Board, seconded by Commissioner Brender**
30 **and motion carried unanimously.**
31

32 Mayor Mealor said on the Historical Commission, both Cora Rice and DeLores Lash
33 would like to continue. The Historical Commission did a beautiful open house on the 6th
34 of December. He appreciated their hard work and their gracious invitation.
35

36 **Motion was made by Commissioner Miller to reappoint Cora Rice and DeLores**
37 **Lash to the Historical Commission, seconded by Commissioner Brender and**
38 **motion carried unanimously.**
39

40 Mayor Mealor said on the Planning & Zoning Board, Colleen Taylor and Scott Threlkeld
41 wish to continue.
42

43 **Motion was made by Commissioner Miller to reappoint Colleen Taylor and Scott**
44 **Threlkeld to the Planning and Zoning Board, seconded by Commissioner**
45 **Lucarelli and motion carried unanimously.**
46

1 Mayor Mealor said on the Parks & Recreation Advisory Board, Robert Boardman and
2 Danny Williamson would like to continue to serve; however, Robert Sebald and Michael
3 Gaudio are no longer able to serve so we have two vacancies. We have a board
4 appointment form from a Mr. Christopher Mullins. He asked the pleasure of the Board
5 in relation to the Parks & Recreation Advisory Board.
6

7 **Motion was made by Commissioner Lucarelli to reappoint Robert Boardman and**
8 **Dan Williamson and appoint Christopher Mullins to the Parks & Recreation**
9 **Advisory Board, seconded by Commissioner Brender.**

10
11 Commissioner Miller and he and Bob Sebald had a conversation at the art festival and
12 he told me he would not continue and his reason for not continuing is they never had a
13 quorum. They met and nobody showed up. He said he was stepping down in part
14 because he thought it should be a smaller advisory board. He said he was sorry he
15 hadn't spoken to the man in charge of that before this meeting.
16

17 Mayor Mealor said if it would be acceptable to the motion maker and seconder, why
18 don't we say at this time that the appointment for Mr. Christopher Mullins will be for the
19 appointment currently held by Michael Gaudio. If we want to follow up with Mr. Sebald
20 we could do that at a later time.
21

22 **Amended motion was made by Commissioner Lucarelli to reappoint Robert**
23 **Boardman and Dan Williamson to the Parks & Recreation Advisory Board, and**
24 **appoint Christopher Mullins to replace Michael Gaudio, seconded by**
25 **Commissioner Brender and motion carried unanimously.**
26

27 Mayor Mealor said Florida Power & Light did an excellent presentation on affordable
28 and clean energy. It is work Florida Power & Light is currently doing statewide as well
29 as locally. Almost the majority of our residents receive their service through Florida
30 Power & Light. He asked the City Clerk to pass those materials to you and if there are
31 any questions, feel free to contact the regional manager. He will be happy to meet with
32 you individually. One of the things he found illuminating is we have a statewide ballot
33 initiative with two competing groups for solar. If you look at the intent of that it could be
34 quite good but the costs associated with that may be passed on to the individual
35 taxpayer. He thought there might be a better alternative and thought what Florida
36 Power & Light and others are doing might meet that need.
37

38 Commissioner Lucarelli had no report at this time. She wished everyone a Merry
39 Christmas and have a wonderful holiday with your families.
40

41 Commissioner Brender said he attended the museum open house. Compliments to the
42 Historical Commission. They put together a nice program and it was well attended.
43

44 Commissioner Brender extended best wishes to everybody, especially fire and police.
45 They do so much for us over the holidays. He thanked them for being out there so we
46 can share with our families even though they can't share with theirs. It is appreciated.

1
2 Mayor Mealor said the Christmas parade for the two Saturdays in December, what Mr.
3 and Mrs. Dave Dovan do is exceptional. For the families of our public safety officials to
4 come with them is delightful. He had a number of new residents say thank you for
5 doing that. It is something that is appreciated.

6
7 Deputy Mayor Duryea thanked the Parks & Rec people—Kathy Gehr and her whole
8 crew. Every year it is astounding and there is no place like it. He has been all over
9 Central Florida and some people have lights but we have “LIGHTS”.

10
11 Deputy Mayor Duryea congratulated Lt. Biles and wished everyone a Merry Christmas.

12
13 Commissioner Miller echoed everything that has been said. He thanked everyone for
14 their service.

15
16 Mayor Mealor said this is a time of giving and wanted to give thanks to this Commission
17 and staff. It is a delight to work with you. One of his colleagues from other groups talk
18 about what we have, it is a time to stop and pause and give thanks. He said he was
19 truly appreciative that he has the pleasure to serve and work with this Commission.

20
21 12. City Attorney

22
23 Ms. Reischmann said she was sure you haven't been following closely the bill that is
24 going through the legislature about changing city election dates. It does appear now
25 that it doesn't apply to anything except for municipal office. Charter amendments and
26 referendums can be at other times.

27
28 Ms. Reischmann wished everyone a Merry Chrismahannakwanzaranna. She said it
29 was a pleasure working with everyone.

30
31 14. Adjournment

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

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

Mary Campbell, Deputy City Clerk

40
41 ATTEST:

42
43
44
45 _____
46 Carol A. Foster, City Clerk