

1 MINUTES OF THE LAKE MARY CITY COMMISSION WORK SESSION held January
2 15, 2009, 5:00 P.M., Lake Mary City Commission Chambers, 100 North Country Club
3 Road.

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Mayor David J. Mealor	John Litton, City Manager
Deputy Mayor Gary Brender	Jackie Sova, Finance Director/ Assistant City Manager
Commissioner George Duryea	Steve Bracknell, Police Chief
Commissioner Shirley Gray	David Prince, Police Lt.
Commissioner Jo Ann Lucarelli	Mary Campbell, Deputy City Clerk

12

13 The work session was called to order by Mayor David Mealor at 5:05 P.M.

14

15 Mayor Mealor said the work session will deal with Lt. Prince's recommendation related
16 to red light cameras. We have slotted 30-minute presentations and then time for
17 questions.

18

19 Mr. Litton asked Lt. Prince to summarize what we did as staff to get to this point and
20 how we went about soliciting proposals.

21

22 Mayor Mealor said he appreciated the information Lt. Prince put together in the
23 workbooks and thanked him for his efforts and diligence.

24

25 Lt. Prince said in August 2008 he was requested by Chief Bracknell to receive direction
26 from Mr. Litton. The City wanted to look into the feasibility of red light cameras. On
27 September 18, 2008, he met with American Traffic Solutions and Greg Parks provided
28 him with a presentation. On September 25, 2008, he met with LaserCraft and Debbie
29 Trainor provided him with a presentation. Based on those two presentations he made a
30 presentation to Mr. Litton and Jackie Sova indicating that he thought the City should
31 look into this. In October 2008 he presented a Power Point presentation to the City
32 Commission and generally explained how the red light cameras would work and how
33 they could be phased into the City. He said it was his understanding at that time that
34 the City wanted to go forward. He said we received RFP's from three vendors.

35

36 Mr. Litton said hopefully later tonight we can select a vendor but if we are going to do
37 this we are going to do it on trial basis first to get some data and see how it works and
38 then make a final decision via ordinance.

39

40 Lt. Prince said he was currently enrolled in a police officers' development course. One
41 of the requirements of each student is to complete a staff study and the topic he chose
42 was the implementation of the red light cameras. He said he did extensive research
43 and found some other cities that had success with this program and found some
44 historical data that is in the study he provided. Within our study we had to have three
45 solutions to the issue of traffic enforcement and the reduction of crashes at
46 intersections. In Solution 1, he had the breakdown of utilizing the red light cameras. He
47 talked about how the cameras work, there is a 30-day warning ticket, and after the 30
48 days they start receiving tickets.

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1 Lt. Prince said Solution 2 is if we did not want to do red light cameras but still wanted to
2 reduce the traffic accidents, the best we would be able to do is pick the highest traffic
3 accident intersections. From his study he chose four intersections, put two officers at
4 each intersection for six hours per day (the highest parts of the day), and that cost was
5 \$216,000. He pointed out the biggest problem in that solution is if the first traffic fatality
6 we had was at 8:00 P.M. The citizens would say we have spent this \$216,000 and that
7 didn't solve the problem because here we are with a traffic fatality at 8:00 P.M. If we
8 were funding it in an overtime basis, we would not be able to afford to have an officer
9 out 24 hours a day.

10
11 Lt. Prince said the third solution would be to do nothing and stay status quo.

12
13 Lt. Prince said our mission statement per the police department is to reduce accidents
14 and to keep the streets safe for the citizens that live within the City, and it would seem
15 we would not be stepping forward if we did not take advantage of the technology that
16 exists. He said it was his recommendation for the City to go forward with red light
17 cameras. It not only offers traffic enforcement cameras 24 hours a day but would also
18 include a video surveillance at each intersection which would not only capture any type
19 of traffic accident but any other crime or suspect vehicle that goes through that
20 intersection. Every vendor he spoke to has the option to put the camera system in at no
21 cost to the City providing they get a percentage of the tickets that are produced. We
22 could take advantage of the technology and implement this camera system at no cost to
23 the City. He said he had statistical data that shows accidents are reduced. There is
24 signage that indicates to the motorists that cameras are in use and it reduces the
25 accidents because it changes the driver's behavior and that's the whole point.

26
27 Cherif Elsadek and Randy Morris of American Traffic Solutions came forward. Mr.
28 Morris stated he was present to answer questions about the legislation. We have met
29 with Seminole County and they are looking at options. Part of the presentation is how
30 we could do this on Lake Mary Boulevard regardless of what Seminole County does.

31
32 Mr. Elsadek said we appreciate and are honored for the opportunity to present our
33 technology to the City of Lake Mary. He said their mission for Lake Mary is to increase
34 the public safety by providing Lake Mary with a self-funding, world class red light photo
35 enforcement safety initiative. Key considerations that we feel are extremely crucial
36 when Lake Mary is looking for a provider of red light enforcement is the experience of
37 the vendor in the State of Florida. Also important is the aesthetics of that vendor
38 system. Technology plays a huge aspect and the local Florida based customer service
39 and maintenance presence of that vendor. He said American Traffic Solutions displays
40 all these aspects strongly. Experience of the red phased detection technology is crucial
41 because we understand that we are not allowed to touch any of the existing electrical or
42 traffic cabinetry of the state or the county.

43
44 Mr. Elsadek said we are U.S. based company with the world headquarters in
45 Scottsdale, Arizona. Today we employ approximately 439 employees nationwide. We
46 currently have 135 code enforcement contracts, 1,300 systems under contract, process
47 726,000+ violations per month, we have five regional offices across the nation, and we
48 are actively seeking a Florida based service center. He said he was a resident of

1 Florida and was at the City's disposal any time they had questions of the program. We
2 currently have two Florida based technicians, and project managers and operations in
3 18 states and three countries. We are American built and engineered systems. We feel
4 it is crucial in today's economic times that all the monies from this program stay in the
5 country.

6
7 Mr. Elsadek said Goldman Sachs came to us and wanted to be a shareholder of the
8 company and is proud to say Goldman Sachs is a 20% shareholder of American Traffic
9 Solutions. We have been chosen by most cities to replace other vendors. We have
10 never failed to return a current customer and never had a criminal investigation. We
11 have the highest resolution camera in the industry which is 16 mega pixels.

12
13 Mr. Elsadek said we are very well versed in the State of Florida which is a true
14 testament to our technology and customer service and our ability to run an efficient
15 enforcement program. We feel ATS is very well positioned to serve the City of Lake
16 Mary. He showed a map of existing clients across the nation. In Florida we are
17 complimented by approximately 25 selections in the state and with respect to other
18 vendors is about a 25:1 ratio. We are the most chosen vendor in the State of Florida.

19
20 Mr. Elsadek showed results of their programs. In New York there was a 73% of
21 reductions in violations followed by a 41% reduction in collisions and a 35% reduction in
22 fatalities. Philadelphia has experienced a 72% reduction in the violation rates and no
23 fatalities at camera enforced intersections.

24
25 Mr. Elsadek said their system is based on three technologies: the RLC 300 which is the
26 camera system, the Axcis VPA which is the violation processing system, and the Axcis
27 Live which is the video capture system. He showed an example of the typical setup.
28 He pointed out it was aesthetically appealing and blends in with the infrastructure of the
29 municipality. He showed the camera/video unit, strobe unit, and the control unit with the
30 electronics in it. We can utilize existing infrastructure and minimize the footprints of the
31 camera. If there is no infrastructure that can be utilized we can use our own poles offset
32 from the easement so there would be no county or DOT issues to deal with.

33
34 Mr. Elsadek said the system proposed for Lake Mary is based on the new 16 mega
35 pixel camera. It is an ultra high resolution system that integrates real time image
36 encryption so nobody can hack into it or manipulate the image. Real time image
37 watermarking assuring that no one can take it into a software editing program and
38 change the images. Integrated encrypted digital video stream to match the data bar so
39 every frame of the video will match the actual digital still shots in terms of data and
40 content of the offenders. Remote lens focus capability minimizing the requirement for
41 the project manager to come here and reset/refocus the lens. Rapid frame for multiple
42 simultaneous violation images captures. Integrated flash image synchronization.
43 Automated license plate recognition capability, optical character recognition capability,
44 and automatic license plate alert systems.

45
46 Mr. Elsadek said regarding video detection of the offenders, we understand that we
47 cannot interface with the electrical box or the traffic box so we suggest a non-invasive
48 video detection. It is a video camera that has rectangles drawn in it and as the vehicles

1 break the rectangle, we sense the presence of a vehicle. This does not require any
2 construction or roadbed implementation of inductive loops. At a later date if the county
3 allows the vendor to place detection in the roadway, we offer a wireless sensor
4 detection that goes into the roadbed and takes about 15 minutes to be core drilled in. It
5 works wirelessly for about 10 years. It is easy installation and no reason to close the
6 intersection. We offer both systems.

7
8 Mr. Elsadek said the typical digital image of the evidence is going to be presented to
9 police and is going to consist of a Scene A image that shows the status of the alleged
10 offender before he crosses the cross bar of the intersection. Scene B will show the
11 image of the violator after they cross into the intersection with the red light in the
12 background. We offer a 12-second video that will show six seconds post-violation and
13 six seconds pre-violation.

14
15 Mr. Elsadek said each digital image we provide for evidence review for the police
16 department will have a data bar. We sit down with the police to find out the key
17 information for that data bar. It will show the red phase fully engaged in the red, it will
18 show the offending vehicle before it crosses the intersection, it will have the location, the
19 length of the red phase, the actual traffic lane of the violating vehicles, the date and time
20 of the occurrence, the length of the previous amber time, and the speed of the vehicle.
21 We can add additional data if the police or engineer feels it is important.

22
23 Mr. Elsadek showed an example of a violation showing Scenes A and B and the license
24 plate. What is important about the license plate is we extract the plate data from the
25 main image, the main image meaning the one that clearly shows the red phase signal
26 fully engaged in the red position. Multiple digital still camera systems have a separate
27 camera that zooms into the intersection location where the plate is assumed to appear
28 after the violation. That plate shot of that technology does not come from the main
29 image that clearly shows the red signal fully engaged in the red phase so when it goes
30 to court it could be challenged. He pointed out there was a secondary violation. The
31 system is able to capture multiple violations.

32
33 Mr. Elsadek said the cameras are perched on poles of varying heights and allows us to
34 accomplish a couple of things. A taller pole gives a wider and deeper view of the lanes
35 being monitored and gives the flexibility to place the camera within 120 feet from the
36 intersection. We think this plays very strongly in Lake Mary's program because we are
37 not allowed to place the equipment on county or FDOT roadways. We have 120 feet
38 from the intersection to position the camera to ideally capture the best image possible.
39 When we compared camera heights to competitors, we notice our camera is taller. We
40 think this plays well, especially when buses hug the right lane to take on or discharge
41 passengers. If you have an offense occurring at that moment it could be missed by
42 lower placed cameras but would certainly be captured by our polar placed configuration.

43
44 Mr. Elsadek said one strong aspect of the single camera technology is that we extract
45 the plate data from the main image. The single camera technology of ATS has two
46 opportunities to extract the plate data. If it is missed on the first shot, it can very easily
47 be captured on the second shot. Multiple camera systems that have a dedicated
48 camera for the plate only get one shot at that particular plate while our single camera

1 technology gets two opportunities to grab that image. He showed examples of violation
2 images. Nighttime violations are captured in full color and are not in monochrome. We
3 are prepared to capture images in inclement weather.
4

5 Mr. Elsadek said one of the most important things and something that differentiates us
6 from other competitors is the 24/7 video capture and recall for up to 60 days. Even
7 though other technologies allow for live video screening, our video capture is done on a
8 DVR with crystal clear video footage. It is not compact or compressed going over the
9 Internet and then recorded where the image is not as good as you could expect it to be.
10 This assists in accident reconstruction, thefts, robberies and amber alerts, and it
11 incorporates audio if desired.
12

13 Mr. Elsadek showed examples of an accident that occurred at an intersection where
14 there was no red light camera on the far end but was a camera on the near end. This
15 was not a red light violation but was a failure to yield right-of-way and was caught by our
16 system. He showed an example of an intersection that was only monitored on one side
17 showing the light going from amber to red but another car changed lanes onto the
18 oncoming traffic and caused a crash. We know there are accidents that result from
19 other things than running red lights such as failure to yield right-of-way. He showed an
20 example. The capability of recording the video 24/7 would assist the police in
21 reconstructing the accident—even those outside the red light running realm.
22

23 Mr. Elsadek said regarding red phase detection, we understand we cannot tap into the
24 electrical box so there has got to be a way where we sense the light change from green
25 to red. We have developed a solution based on an auto scope video camera that's
26 aimed at the red light lens. The video camera will sense the red phase and will make
27 the system live. There is no other provider that has the profound experience of
28 sensing/detecting the red phase through video or non-connected means to the county
29 or FDOT like ATS does.
30

31 Mr. Elsadek said our back office processing is a staff of 439 people who operate 7 days
32 a week, 24 hours a day to deliver and process all the citations, make sure they process
33 all the evidence packages which is approximately 26,000 per month, and be available
34 for the offenders to call in to the service center from 5:00 A.M. to 5:00 P.M. Mountain
35 Standard Time. The back office is a fully web based application and there is no need to
36 put anything on the City's hardware. It is remote self service and can be accessed by
37 the City 24/7, processing 24/7 comprehensive reporting capability and reporting, and
38 24/7 help desk capability. We provide the police with the work stations required to
39 review the evidence. He showed an example of the software and PC work station they
40 will make available to the police where they will review the Scenes A and B images,
41 review the plate information and then click on the video button to look at the 12-second
42 video. They will either accept or reject the offense. It takes about 25 seconds for the
43 police to engage in this review and the rest would be up to American Traffic Solutions to
44 print, mail, collect and assist with adjudication.
45

46 Mr. Elsadek said the sample notices will be printed in full color, and will be sent first
47 class mail to the registered owner of the offending vehicle. When the offender receives
48 the notice, he can go on the City's website through a link or an independent website

1 where they will enter the Notification/Violation number with a PIN that is there so no one
2 can hack in and they will be able to review their footage on violationinfo.com. Once they
3 are on violationinfo.com we will customize the screen to the City's needs. It will be
4 uniquely designed for Lake Mary's specifications.
5

6 Mr. Elsadek said we will also assist with the online or website development. The
7 offenders could go on the Internet and look at a comprehensive information piece on
8 what constitutes a red light violation, that it's civil in nature, you have a right to contest it
9 in court, and we will assist the City quite strongly with that.
10

11 Mr. Elsadek said our reports are comprehensive. Our cameras will deliver the traffic
12 counts by time of day, by lane, day of week, and speed reading so at any time the
13 police or commissioners want to generate a report, we have no less than 18 different
14 reports that can be generated from our software system and technology.
15

16 Mr. Elsadek said world class service after the sale is a must. We understand by placing
17 the camera systems there that we are done with the business. This is a multi-year
18 venture and long-term relationship. We would like to inform the Lake Mary
19 Commissioners that we are the only vendor that has their own bucket brigade of trucks
20 and operate 24/7 with a desk that is staffed 24/7. There is 24-hour repair on critical
21 failures. Critical failures are the ones where the cameras cannot image or catch the
22 offender. All other issues will be addressed within 72 hours.
23

24 Mr. Elsadek said community outreach is vital. We understand the citizenry has to be
25 well informed. We are not here to catch people running red lights for the sake of
26 generating revenue. This is all about safety. We will be assisting the City of Lake Mary
27 with a comprehensive outreach program whether involving slides, website content,
28 brochure design, media press conferences, or presentations at the local schools with
29 teenagers coming of driving age. City website development is important and we want to
30 make sure everybody that accesses the City website understands what the program is
31 about.
32

33 Mr. Elsadek said while we feel it's best for Lake Mary to choose ATS or why we are the
34 best position company, we are a U.S. company and American built and American
35 engineered. We employ 439 employees, are one of the largest vendors in the United
36 States, have a Florida based service center with five regional offices, very well
37 complimented with having 25 selections in the state, highest resolution camera in the
38 industry with 16 mega pixels, proven capabilities to capture multiple concurrent and side
39 by side violations for all turn movements and straight through, back office with
40 exceptional support capability, we currently process 26,000 per month and 26,000
41 pieces of evidence for the police to go to court, operations in 18 states and 3 countries,
42 and Goldman Sachs being a shareholder invokes strong confidence in our company
43 currently and in future years. We are the least intrusive and most aesthetic camera
44 system available in the industry. We have been chosen by more cities to replace other
45 vendors. We never fail to return a current customer. Commitment to the Florida
46 Legislature is a key aspect of our drive and the support of the State of Florida. We
47 believe with our technology and video capability that more law enforcement benefits will
48 be delivered by ATS.

1
2 Commissioner Duryea asked what happens if the owner of the car is not the driver.

3
4 Lt. Prince said once the violation has been sent to the owner and the owner says he
5 wasn't driving, the vendors have a device where the owner will fill out an affidavit. That
6 affidavit and ticket will then go to the City.

7
8 Chief Bracknell interjected there had been some controversy over that.

9
10 Lt. Prince said you have a choice. A traffic ticket will be \$206 and three points on your
11 license. For the red light cameras, they typically start at \$125 and no points because it
12 is a city ordinance violation and not state statute.

13
14 Mr. Elsadek said out of the 28 states that currently have red light enforcement, 24
15 approach it from a civil perspective similar to a parking violation or toll enforcement.
16 Should the offending vehicle not be driven by the owner, there would be an affidavit for
17 the owner to fill out and inform the police or Lake Mary who was driving his vehicle at
18 that time and then the citation could be sent to the person the registered owner said
19 was driving. However, if the secondary person does not pay for the citation, in many
20 states it defaults back to the registered owner of the offending vehicle.

21
22 Deputy Mayor Brender said there was an article that New Mexico has legitimized the
23 state enforcement of red light cameras which means the state starts taking money for
24 tickets and are now costing the cities about a million dollars a year to continue the
25 operation because the state has taken the ticket funds. He asked what would happen if
26 the state gets involved.

27
28 Mr. Morris said in your case nothing happens. The state came up with a fine system
29 that was so low it was not economically feasible. If the business proposition doesn't
30 work, the City is not liable for the cameras and can cancel the contract and if it is not
31 financially viable then everybody gets out of business. Different states do it different
32 ways. The current senate bill is \$150 and is the one you and the industry would like. It
33 gives the state a small share and the cities a larger share.

34
35 Commissioner Gray asked if ATS would represent the City in court.

36
37 Mr. Esladek said we would provide expert witness to assist the municipality when things
38 go to court. The challenge rate is less than 1%. He said 99.5% of the times that
39 somebody goes on the website and sees the video of him running the red light and he
40 understands this is civil, he doesn't go to court and argue because you can't refute the
41 12-second video. However, if there is a challenge we will provide assistance and expert
42 witness testimony at no cost.

43
44 Commissioner Gray asked how many times a year.

45
46 Mr. Esladek said he was not going to put a number on it but being in the unique
47 situation where he resides in Florida and is two hours away from Lake Mary that would
48 lend itself to unlimited.

1
2 Commissioner Lucarelli asked about vandalism.

3
4 Mr. Esladek said with the size of the opening of the lens and it stands up to 24 feet high,
5 when you compare that to other systems that have a much wider opening and closer to
6 the ground, there have been many cases where people have placed cardboard boxes
7 or sticky notes on top, or spray paint, or paintballs. In the past other vendors showed
8 our systems being put out of alignment. In the four states, the vendors have to identify
9 the driver. In order to identify the driver, any vendor has to place the camera lower to
10 have a direct sighting into the windshield. Those lower cameras are susceptible to
11 being hit with a pole. Any marring of our equipment has to do with the frontal cameras
12 which do not apply in Lake Mary and the rear cameras are out of anybody's capability of
13 defacement.

14
15 Mayor Mealor said you retain video records for 60 days. He asked how long they
16 retained copies of any violation.

17
18 Mr. Esladek said there are multiple forms of retention. The citation/evidence package
19 and the 12-second video are returned for a period as requested by the city, usually two
20 to two and a half years. Aside from that there is the live recording on the DVR and not
21 on the Internet and that is retained for 60 days. It could be longer but we presume if the
22 city isn't looking for it after 60 days there is no issue to address.

23
24 Mr. Morris said the City could download and store for its reports.

25
26 Mayor Mealor thanked Mr. Esladek for his presentation.

27
28 Debbie Trainor and Burbank Herndon of LaserCraft came forward. Ms. Trainor
29 showed a video. She said this video clip was used to prove who was at fault at the
30 intersection accident. It was interesting because at first the white car was faulted.

31
32 **SIDE 1B**
33

34 Ms. Trainor said the videos can be used for investigative purposes in addition to
35 supporting the violation for the red light camera systems.

36
37 Ms. Trainor said she had been with LaserCraft for almost nine years. She started with
38 the company before they had any camera systems in the ground and has been involved
39 from Day 1 with all aspects of the program. She has seen a lot of changes in the
40 industry and a lot of cities and states move forward. She introduced Burbank Herndon
41 who is the VP of Sales and Marketing who was here to support LaserCraft and working
42 with Lake Mary to win the bid process for this program.

43
44 Ms. Trainor said their total service solution and technology makes them stand out in the
45 industry, and customer service is one of the key components of the program. We were
46 incorporated in 1994 and started building laser speed guns in the late '80's. She
47 showed one of the most frequently used speed guns in the U.S. and 30 countries.
48 Approximately 85% of cities and counties in the United States use our speed gun. We

1 have a full manufacturing design support facility and have 112 employees. We have a
2 full engineering department, a full installation team, a full service team, and two
3 processing centers (Metro Atlanta and Maryland). We have two offices in Maryland and
4 are getting ready to open an office in Knoxville, Tennessee. We have field offices in
5 Virginia and Texas.

6
7 Ms. Trainor said we have operated and currently operate red light camera enforcement
8 programs and speed enforcement programs in eight states focusing primarily on the
9 southeast. We started in Atlanta and went from there. We took a majority of the
10 Georgia market, we have been doing several cities in Tennessee, moved into Maryland,
11 expanded into Missouri, Texas, Illinois and Florida. We were selected by the City of
12 Orlando following a competitive bid process. We were recently signed a contract with
13 Juno Beach for camera systems, and about two weeks ago the Deland Commission
14 approved the selection of LaserCraft for their program.

15
16 Ms. Trainor said we are a financially sound company and will be around for the long
17 term. We are a sister company with Custom Signals that distributes the pro laser speed
18 guns, Code 3 that does light bars, PSC Amber, and we are all under the public safety
19 equipment group of companies.

20
21 Ms. Trainor said what is key to the program is the total service solution. She showed on
22 the overhead the tasks that are performed by LaserCraft. We do a complete program
23 from start to finish. Some of the areas are planning, doing surveys at intersections, data
24 collection prior to selecting intersections, and plans for the installation. The technology
25 is actually the data capture phase where we are installing our equipment and
26 downloading violations and probable violation images from the side of the road.
27 Processing is a key component of the program where we use several levels of quality
28 assurance to ensure the events presented to the city are probable violation images. In
29 every city and county we work with we have either law enforcement or code
30 enforcement review all the violation images and sign off on them prior to LaserCraft
31 performing back office functions, which include printing, mailing, retrieving registered
32 owner data, collecting payments, public relations, training, and continued program
33 support throughout the entire program.

34
35 Mr. Herndon said the key to red light enforcement is not just about the technology. A lot
36 of times we get fixated on the technology because it is the fun stuff but that is only the
37 data collection piece. It is really about collecting the information for the citation,
38 providing the citation, and it is about what processes you have around the citation itself
39 that you are able to deliver. The camera system is just the foundation. A very important
40 part of this is that it is not just about the camera but is about having all of the other
41 services with full processing capability and that is what we strive to do.

42
43 Ms. Trainor said she agreed. She said she often used the line that all vendors do the
44 exact same thing. We take pictures of vehicles running the traffic signal and it shows up
45 on a citation and it's held up in court across the U.S. She said in her experience the key
46 is after the cameras go live, who is the company that's going to be there for you
47 throughout the term of the contract. We have consistently proven that with our

1 customers. Four or six years into a contract we are still supporting them daily and
2 believed that is what sets them apart.

3
4 Ms. Trainor said we have what is unique in the industry right now and that is a single
5 pole installation. We have our laser system and camera system on one pole and one
6 box on one pole. Key to our installation is our flash free nighttime operation. We do not
7 use a flash unit in any of our camera systems and as a result we don't need any
8 additional poles at the intersection for the flash units. We are a single pole operation.
9 We monitor the speed of the vehicles as they approach the intersection and use a
10 modified version of the pro laser speed gun we have been producing since 1994 for
11 custom signals to monitor the speed as they come up on the intersection. The camera
12 systems are then told to take pictures in a series of events to show the actual violation.

13
14 Ms. Trainor showed a picture of a school bus indicating they have the ability to capture
15 longer vehicles and to zoom in on the license plate image to clearly identify the tag.
16 She showed the video clip of that file. She said there is a button in the office processing
17 software that you click on to display the video clip.

18
19 Mr. Herndon said the way a lot of systems work is you have to predict what the vehicle
20 is. If you say a car is 8 or 15 feet long you would take a picture of the side of that bus
21 and wouldn't be seeing a license plate. Our system knows it is an extended vehicle.

22
23 Ms. Trainor showed another sample violation of a nighttime image. Through the
24 software it is a simple click of the button. She showed a car going through slowly and
25 said they don't need high speeds to trigger the camera system. Because of our above
26 ground detection we have more flexibility in setting low speeds and because of our flash
27 free operation we don't have to worry about false flashing when a vehicle hasn't
28 proceeded through the intersection.

29
30 Commissioner Gray said the color of the light didn't look red.

31
32 Ms. Trainor said there will be adjustments made to the cameras when they are installed
33 to actually show the light. A lot depends on whether they are LED's or standard traffic
34 lights as far as how it actually looks in the images.

35
36 Mr. Herndon said the video with the projection screen is not the highest quality and we
37 are blowing it up relatively large so there is some distortion. When you see it on the
38 computer screen and on the printed material it becomes much clearer.

39
40 Ms. Trainor said we use multi-camera systems and our system has been designed with
41 multi cameras since Day 1 when we installed our first camera in 2000 in Marietta,
42 Georgia. The reason we selected multi-camera systems is we are able to eliminate any
43 cropping of images and therefore eliminate any human error. One of the big features is
44 being able to capture multiple/different violations occurring in different lanes. As one
45 camera is held up by the capture of an image, with multiple cameras our systems are
46 able to capture multiple images whether they are simultaneous, next to each other, or
47 one after the other. We have a wide angle color camera overseeing the intersection

1 and we have a color camera for the license plate identification. A single camera per
2 lane will ensure that we are positively identifying the actual vehicle that ran the red light.

3
4 Mr. Herndon said the point Debbie (Trainor) is making is that we don't rely on a flash. If
5 you are taking pictures at night, you can't click, click, click right after another because it
6 takes the flash seconds to recharge. We don't rely on that. We use low sensitivity light
7 cameras that are able to capture the images without having the flash which allows us to
8 cycle the system fast enough where we can get those vehicles. The other thing we do
9 is we have a speed laser device in every single lane and we have a camera in every
10 single lane. When your traffic control system turns yellow, we sense it and we know it is
11 in the amber phase and we turn on the lasers. The laser tells us if there is a vehicle that
12 has gone over that white line and if it has it takes a picture but it is per lane. The
13 software knows it is Lane 1 and the camera knows it is Lane 1. We do not have to rely
14 on a processor to say which one it is. The processor is human and the software does it
15 for us. There is no clipping or manipulation of that data. We have a laser per lane, a
16 camera per lane and it tags in right there on the site and puts the speed information, the
17 data bar and sends it back to the processing center.

18
19 Ms. Trainor said each violation has a video clip that accompanies it. We offer real time
20 access to the site. Through our Internet connection and through our software package
21 we will allow the City of Lake Mary to go in and see real time views of the camera
22 systems at the intersection. We offer a third type of video which is a 24-hour video.
23 She said she had video that recorded on green and there was an accident in the
24 intersection and the City of Chattanooga called her up and asked her to pull up the
25 video clip. Even though it wasn't related to the red lights and it wasn't a red light runner,
26 it was one vehicle that turned in front of another on a green light and we were able to
27 provide that portion of the video. We record 24 hours a day, 7 days a week at each site.

28
29 Ms. Trainor said regarding the flash in nighttime operation, it allows us to have one
30 single pole for our camera installations, no additional poles for flash, and most
31 importantly we don't have to worry about the recycled time of a flash unit and any type
32 of distractions caused by the flash unit going off continuously.

33
34 Ms. Trainor said we are a complete above ground system and have been since Day 1.
35 She said 100% of our installations use this and doubt we will switch to anything else.
36 We install, maintain and service this equipment without disrupting traffic. We don't have
37 to dig up the roadway and usually the county and DOT love us. We don't have to worry
38 about interference with existing loops or repaving. All of our camera installations use
39 this method. We have focused and directed all our efforts since 1989 on the laser and
40 how it works and is why we believe we are a superior product as far as our detection
41 method.

42
43 Ms. Trainor said we use a dedicated single laser per lane to identify the vehicle so there
44 is no doubt as to which vehicle or which lane was targeted by the camera system.

45
46 Ms. Trainor said customer service is a huge component of this program. Once you get
47 cameras in the ground and they are taking pictures and you are issuing citations, there
48 is so much more involved in the program. We offer full turnkey operations which include

1 printing and mailing the citations, collecting payments, scheduling court dates both
2 through our online software and by phone. Our 1-800 number appears on citations and
3 citizens will call us for any inquiries, questions on their ticket, how to pay their ticket, the
4 appeals process, and things like that. Our back office software we provide to the city is
5 a web based system and any standard Internet connection is all you need to access the
6 software.

7
8 Ms. Trainor said if we are selected by the City, we find out who the user groups are
9 going to be, who will have access and what type of access, and then apply security
10 protocol to that. We will work with the City to set up the list and what security everyone
11 has.

12
13 Ms. Trainor said the information is available 24 hours a day, 7 days a week through any
14 standard Internet connection. We have thorough reports that will show program
15 operations from collections of payments to average number of vehicles, violations per
16 lane, time of day, who paid, how they paid, how much was paid, who is contesting
17 tickets, the appeal process—all different functions for total program operations.

18
19 Ms. Trainor said part of the program is life cycle maintenance. We will maintain and
20 operate those camera programs with no cost to the City for any type of maintenance or
21 repairs. We have a local technician we hired for the Orlando program and he is always
22 complaining how bored he is. Our cameras run 99.7% of the time on average so very
23 rarely do we have a camera go down and very rarely do we have to visit the site. We
24 do preventive maintenance along the way (changing filters, checking settings), and we
25 have a daily self test log that is generated. Every night the camera systems shut down,
26 reboot, and go through the process of checking the lasers and cameras and the self test
27 report is generated. These are checked in the morning and confirming the system was
28 operational.

29
30 Ms. Trainor said we provide public education campaigns. We have done small ones
31 from fliers only to ones that involved billboards, spots on the radio, we present to rotary
32 clubs, high schools, driver education programs, and hand out information at city
33 functions. We recommend you do some level of education no matter which vendor you
34 select.

35
36 Ms. Trainor said we train City personnel. You will be trained initially. We usually
37 conduct a two-day seminar of training, however, we provide ongoing support. We will
38 support you throughout this program and will have available resources.

39
40 Ms. Trainor said we do expert witness testimony. She said she and a couple of other
41 people are the ones who will come down and for the first several court hearings will be
42 at your side supporting the technology until the City feels comfortable. She said our
43 programs usually don't see more than 2 to 3% rate of appeals on citations so very few
44 of these citations go to the appeal level.

45
46 Ms. Trainor said why LaserCraft. We have completely stood out in the industry for the
47 performance of our company and our system, the technology, and professionalism. We
48 are highly experienced. You will have a dedicated crew of people who have worked at

1 LaserCraft for a number of years dedicated to the red light camera programs. We have
2 hands-on support and encouraged the City to contact any of their references. It is the
3 City's program but we are part of it and want it to be the best it can be.
4

5 Ms. Trainor said our features in technology of above ground installations, all color
6 images, flash free nighttime operations we feel sets us apart in the industry. We believe
7 what is most important is professionalism. We have an excellent reputation and we are
8 starting to see our bids come up for re-bid and so far we are winning all of them. We
9 have customers that are satisfied and continue to give us great references years into
10 their program.

11
12 Commissioner Lucarelli asked how long they retained the images.
13

14 Mr. Herndon said it depends on the information itself. It's usually set by ordinance or
15 statute as far as what you have to keep for evidence. The picture is electronically
16 stored and the video clip that goes with it is set by you but it is usually two years. The
17 video that is running 24/7 we collect and store that information for 30 days. After 30
18 days we start riding over it. If you want it to be longer it can be longer. We keep the
19 violation typically two years or what you tell us and we keep the 24 hours a day video
20 for 30 days unless specified differently.

21
22 Commissioner Lucarelli asked about vandalism.
23

24 Ms. Trainor said we have only had a couple of instances of vandalism.
25

26 Mr. Herndon said the casing and the housing is vandalism proof but you can shoot it
27 with a paintball gun and there is nothing we can do. Someone clipped the wires with a
28 hedge clipper so now the wires are in the poles and you can't get to the wires without
29 knocking the pole over.
30

31 Ms. Trainor said we are responsible for repairs.
32

33 Mayor Mealor thanked Ms. Trainor and Mr. Herndon for the presentation.
34

35 Charlie Buckels of Redflex Traffic Systems came forward. Mr. Buckels distributed an
36 information packet.
37

38 Mayor Mealor welcomed Mr. Buckels. He explained Lt. Prince had given an overview of
39 the premise of why we want to contemplate this as well as the process and procedures
40 involved. He said we go on at 7:00 tonight so we need to get through the presentation
41 and there would probably be questions.
42

43 Mr. Buckels said he would not go through the justification of photo enforcement
44 because he thought the Commission had already been through that.
45

46 Mr. Buckels said he lived in Alafia, Louisiana and was honored to be able to make a
47 presentation. He said he would go through his presentation quickly because the

1 Commission had seen a lot of this. He said he would be glad to answer any questions
2 as the goes through the presentation.

3
4 Mr. Buckels said this is the ultimate partnership between public and private and is a
5 partnership for safety. We have several TV programs that have indicated how well our
6 programs have done for cities. It is also in our RFP and the information just distributed.
7 He asked the time of the Council meeting.

8
9 Mayor Mealor asked Mr. Buckels how much time he needed to go through his
10 presentation. He said he was more interested in the questions of the Commission. He
11 said why don't we give you about six or seven minutes.

12
13 Mr. Buckels showed what they had to offer in the photo enforcement/public safety area.
14 These are the offerings we have throughout the country. He said he would talk about
15 their plate scan program and they are the only company capable of doing that type of
16 program.

17
18 Mr. Buckels said they have more than 230 U.S. jurisdictions that testify to the
19 advantages of Redflex Traffic Systems. There are several important parts when it
20 comes to photo enforcement: the leadership of the company in the industry, the
21 fulfillment factor, customer service, and innovation.

22
23 Mr. Buckels showed a picture of the Redflex Traffic Systems headquarters in Phoenix.
24 We are a Delaware domiciled corporation and are a publicly traded corporation. The
25 parent company is Redflex Holdings in Australia but he would be talking about the
26 operations in the United States where they employ hundreds of people. We have
27 support offices throughout the United States. Redflex has nearly 500 employees,
28 revenue of \$88 million, profitability of \$15 million, and capital funding availability of \$15
29 million.

30
31 Mr. Buckels said he mentioned profitability because when you deal with a photo
32 enforcement company, that company is going to invest hundreds of thousands of
33 dollars, but they have got to have the staying power and the ability to price a program
34 that can stay with you for the life of the program. In this industry there are very few
35 companies that have the financial strength even approaching what Redflex has. We are
36 the largest U.S. digital based company today. We operate in 11 countries. Redflex
37 Traffic Systems has the first photo enforcement program in the nation and started in
38 1986. We still have that program from 1986 and it is a very effective photo enforcement
39 program. We have more digital systems and operations than everyone else combined.

40
41 Mr. Buckels said today we have over 1,400 operational systems throughout the country.
42 When we talk about operational systems, those are actually working. Some companies
43 will include in their operational systems some dummy cameras and while they are in the
44 ground are not operational. Today ours is over 1,400. We operate in 22 states and we
45 pioneered photo enforcement in 16 of those 22 states.

46
47 Mr. Buckels said their commitment to Lake Mary is we will reduce red light running by
48 50% at the enforced intersections. We will reduce serious intersection crashes and we

1 will reduce speeding violations. By reducing red light violations you reduce speeding as
2 well even though you are not enforcing it. We will provide the city police with the most
3 effective public safety technology available and we guarantee no out of pocket costs or
4 any financial risks. In order to guarantee no financial risks you have got to have a
5 company with strong financial roots.

6
7 Mr. Buckels said for fulfillment, promises made are promises kept. That is important
8 and is why Redflex Traffic Systems has been here since 1986 and continues to lead the
9 industry. He gave the example of Marysville, California. At three intersections they had
10 24, 22 and 9 collisions a month, and when they deployed their cameras it dropped to 2,
11 0 and 1 with no rear end collisions. We made these commitments to these cities and we
12 have fulfilled our commitment.

13
14 Mr. Buckels said Chicago expanded their program to 440 intersections. They are not all
15 completed at this point but will now be the largest in the world. We went back into a
16 competitive bid in Chicago and we were awarded that program.

17
18 Mr. Buckels said customer service is the hallmark of their program. Redflex will provide
19 a professional customer service representative dedicated to Lake Mary to make sure
20 the program is working with your project director and you are not having to talk to a
21 different person every other day. The support staff in the Phoenix call center says for
22 violators to call Redflex and not your court or magistrate system. Some companies will
23 have those violator phone calls come to your city and inundate your city with those
24 phone calls. We have hundreds of employees trained to take those calls and a toll free
25 help desk multi-media public outreach program.

26
27 Mr. Buckels said Redflex does not consider itself a “catching” company. We are in
28 business to change driver behavior and improve public safety. That is our hallmark and
29 that is what we have done. The way to do that is to make sure our program is a very
30 overt program that the people will know how the program works, know the purpose of
31 the program, and what we try to do is build a strong community support. We are going
32 to provide a robust public outreach campaign kit that explains how the program works
33 and explains how it affects your community with public safety so your whole community
34 becomes involved. When we do this it saves lives because people get excited about
35 this being a public safety program that’s not going to increase taxes and puts police
36 officers in areas they need to be policing. We have a full public relations firm that can
37 work with you, help do PSA’s, multi-media presentations, and we are committed to do
38 that. We do high school programs and let the young drivers understand what the
39 signals mean, why the red light cameras are out there, and what it means to save lives.
40 This is a vital part of our program because it will have a lasting effect on Lake Mary and
41 its citizens.

42
43 Mr. Buckels said innovation is the hallmark of Redflex Traffic Systems. We are more
44 than a red light enforcement company. The emergency evacuation route monitoring
45 can be used with all of our systems, traffic management tools, accident scene and
46 reconstruction.

1 Mr. Buckels said we are able to offer in our program the plate scan program. Plate scan
2 is a very high level optical character recognition program that will recognize the license
3 plates of wanted or stolen, amber alerts, and homeland security issues. We don't do
4 anything with them but we provide this information to be pinged to your police
5 department. If a perpetrator or someone you are looking for goes through one of our
6 camera locations that has the plate scan technology, we will ping the police department
7 and you will have that information immediately. Separately it would cost \$20-25,000 to
8 add that and we can roll it into our program and charge you on a per-paid citation basis.
9 We can do speed enforcement and certain homeland security issues as well.

10
11 Mr. Buckels said the multi-camera platform is what sets us apart from technology. If this
12 program is going to be effective you've got to get excellent license plate recognition.
13 Mr. Buckels said what every company other than Redflex does is they have one camera
14 that takes a picture of the entire intersection. That camera will fire twice and will get a
15 Scene A and Scene B picture. From one of those scenes they have got to zoom in and
16 enlarge that license plate because if you don't get a license plate image you are not
17 going to get a prosecutable violation. Redflex is offering a multi-camera operation so
18 we take different quadrants of your intersection and can apply multiple cameras. Our
19 Scene A picture is taken from one camera and our plate picture is taken from another
20 camera. If you taking multiple images of a single incident, in order for it to be held in
21 evidence, it's got to be in a single time source; otherwise it is just two independent
22 pictures that cannot be used in an evidentiary position. The reason we do this is
23 because we are the only company that has the patent on the software that puts
24 everything in a single time source. That allows us to use the multi-camera operation.
25 Other companies are capable of getting recognizable license plates but we are going to
26 give you 90%+ prosecutable image plate because of our multi-camera operations.

27
28 Mr. Buckels showed a scene from a typical Scene A or Scene B camera that tries to
29 zoom in on that license plate that was very blurry. He showed what you get from theirs
30 because their camera was already focused down there and is tied in with our computers
31 and our single time sourcing to be able to focus that camera. We are using multiple
32 cameras and in the RFP's that was important.

33
34 Mr. Buckels showed a vehicle doing 107 MPH. The data bar that came with the still
35 picture is our Scene A image. He showed the vehicle going through the intersection
36 and the license plate image at 107 MPH. He said the record today is 146 MPH. That's
37 why you need the multi-camera operation in order to get those kind of images.

38
39 Mr. Buckels said everything we do is in-house and we are not going to third party stuff
40 out to you. He showed the fixed installations.

41
42 **SIDE 2A**
43

44 Mr. Buckels said we are offering a mobile red light solution as your initial option. We
45 can go into phases. From a technical standpoint we are highly capable of doing any
46 type of installation or program that you want to do. We are not going to burden you with
47 a lot of roadside cabinets. With the FDOT requirements of not allowing in-ground loops
48 or in-roadbed structures, that's not a problem with us and we can do video detection.

1 We are going to have to use the video detection to determine when it goes into red
2 phase. We would like to offer you our mobile red light program initially because you can
3 move that around to different locations and then we could phase in our fixed locations
4 as your technical requirements demanded.
5

6 Mr. Buckels said he thought the Commission understood the process flow and it would
7 not be substantially different as far as how it works. The big difference is we have 375
8 employees in Phoenix that are dedicated to a first-rate process flow program. When it
9 comes to the technical aspect of the equipment, we manufacture our own cameras. He
10 said he lived in South Louisiana and understood the weather conditions in this part of
11 the country. Many companies will take off-the-shelf cameras such as Nikon, but if you
12 read the specs on those cameras the environmental operation range is not in the same
13 operational range as your weather conditions here in the summertime when you look at
14 the humidity and weather conditions. We build the cameras specifically for the
15 environmental systems that we have here.
16

17 Mr. Buckels said he wanted to emphasize the fact of their outreach program and what
18 they are able to do with their multiple camera operations that will give you more
19 prosecutable images than any other company in the industry. The photo enforcement is
20 done in 26 states and in 16 of those states we pioneered that, so we have the history of
21 being able to work with new areas and communities starting this program and we
22 understand what you are going through.
23

24 Mayor Mealor said he appreciated Mr. Buckels' input. The packet presented was
25 incredibly informative and quite educational.
26

27 Deputy Mayor Brender asked Mr. Buckels to address the difference between the single
28 camera versus multi camera.
29

30 Mr. Buckels said it's less expensive to use a single camera operation. We use multiple
31 camera operations because we understand if this program is going to be a true public
32 safety program you are going to have to have substantial prosecutable images. We
33 have got to be sure that when these violations occur that you are going to get a good
34 plate image. The only way you are going to consistently get a plate image above 90%
35 is if you've got a separate camera that's already focused where that license plate image
36 is. When you're doing that, you are also freeing up that other camera for the other
37 violation in the sequence. The reason everybody else is going to say don't do it is
38 because they can't do it without violating our patents because they would have to have
39 the time sourcing in order to use multiple cameras. When they go to multiple lanes they
40 have to use multiple cameras but each lane is a separate system. With our quadrant
41 system, we're able to get more detail on every image. When these pictures are clear
42 and people have a high degree of confidence that the license plate is readable and is
43 going to be applied to the right vehicle, the general public is going to have more
44 confidence in the program as well.
45

46 Commissioner Lucarelli asked if there were issues with the flash going out and if so
47 what was the turnaround time to have it repaired.
48

1 Mr. Buckels said typically within 24 hours and usually more often than that because we
2 have our own dedicated maintenance staff. We are not going to outsource that. We
3 only allow our maintenance people to have so many units so that we are not going to
4 stretch our maintenance people.

5
6 Commissioner Lucarelli asked if that statistically happened a lot.

7
8 Mr. Buckels said it doesn't happen a lot. He said the maintenance is higher on video
9 detection because of environmental issues. Most of the time we detect any possible
10 upcoming problems within the software of our program.

11
12 Commissioner Lucarelli asked about power outages and backup systems.

13
14 Mr. Buckels said in some areas we can do backup power systems.

15
16 Commissioner Gray asked about the heights of the poles as it relates to vandalism.

17
18 Mr. Buckels said if you are using video detection, everybody's poles are going to be the
19 same height. In order to get a video detection that pole is going to have to be above 20
20 feet from the detection standpoint. Our multiple camera housing is above 10 feet, is
21 bullet proof, and has no external entry points. If there is a vandal situation, it will be
22 fixed immediately but we do not have much problem with vandals. As far as the height,
23 when you are using non-video detection, everybody but us is going to use a higher pole.
24 In wind conditions that higher pole is going to have a swaying effect. Our fixed system
25 in what we call our bird cage is above 10 feet high and is not going to be a problem for
26 vandals more than anyone else's.

27
28 Commissioner Gray asked if anyone had tried using paintballs.

29
30 Mr. Buckels answered affirmatively but it's the lens and is going to be corrected. We
31 are going to have a maintenance person that's dedicated to just a few systems so we
32 can determine when that happens. That's not going to keep your programs down.

33
34 Mayor Meador thanked Mr. Buckels for the presentation and the information presented.

35
36 Mayor Meador said if anyone wanted to speak on this issue to please join the
37 Commission at the table.

38
39 Henry Stowe, 15107 Plantation Lakes Circle, Sanford, Florida, came forward and spoke
40 in opposition of the red light cameras. He said he was here because Lake Mary was in
41 his backyard and red light cameras were not something he particularly wanted to see.
42 He said he had a PowerPoint for the Commission as well and could reserve that for the
43 public hearing. He asked if the formal presentations by the vendors were over.

44
45 Mayor Meador answered affirmatively.

46
47 Mr. Stowe said he wanted to know the Commission's position.

48

1 Mayor Mealor said we are only taking information and input at this time. We will
2 deliberate later.

3
4 Mr. Stowe distributed copies of some studies. He said the University of South Florida
5 did an extensive study on red light cameras in the spring and it said these devices did
6 not live up to their public billings and that accidents, fatalities, and crashes increased
7 when they are present.

8
9 Mr. Stowe said he had some information to present and would summarize. He had
10 Seminole County Traffic Engineering crash summaries for Lake Mary and Seminole
11 County. He asked the Commissioners to guess how many violations are a contributing
12 factor of disregarding a traffic signal.

13
14 Mayor Mealor said that information had been presented to them by Lt. Prince who is the
15 staff principle for this project.

16
17 Mr. Stowe said if the Commission approves these we will be in deep trouble. He said
18 he would reserve more talking for the next session.

19
20 Mr. Litton said there is no public hearing on this tonight but under his report would ask
21 the Commission to decide whether to go forward and to rank the firms if they decide to
22 go forward so we can negotiate a demonstration project. If that's successful we will
23 bring that data back and then the Commission will decide to go formally with it and if so,
24 an ordinance will be prepared and there will be a public hearing.

25
26 Mr. Stowe asked Mr. Litton if they were going to select a vendor and then go out for
27 public comment.

28
29 Mr. Litton said if the Commission decides they want to go forward tonight, we will
30 organize a demonstration based upon their ranking of the three vendors. If we can work
31 out the intersections that we are going to try this on and see what the data is then we
32 will bring that data back to the Commission and ask for their formal direction as to
33 whether they want to go forward on a permanent basis. To do that we will have to have
34 a corresponding ordinance and that's when there would be public input.

35
36 Mr. Stowe said he thought it was great that the Mayor had him up here because the
37 time for public input is now before this process gets underway. Too many times the
38 next shopping mall or parking lot has been paved before the public even has an idea of
39 what's going on. He said he thought the City Commission ought to take a look at the
40 arguments against these devices seriously—as seriously as you have listened to three
41 self-interested vendors.

42
43 Mayor Mealor said we have heard this for the first time tonight and there has been no
44 discussion about whether we are going forward or not. That discussion will take place
45 later this evening under the City Manager's Report. He said he had no idea how his
46 colleagues feel about it. There has not been a definitive decision made. He said he
47 wouldn't know what his colleagues think until they bring it up tonight. He said at a
48 November or December meeting Mr. Stowe provided him with that information.

1 Mr. Stowe said he would keep providing the City with information as he gets it. We
2 have to look at the proportion of problems of the red light cameras. They are a pretty
3 low proportion of statewide, countywide, and citywide accidents. One hundred out of
4 3,300 vehicle fatalities statewide were caused by red light violation crashes. Red light
5 violation crashes statewide declined by 20% since 2000 to 2006. That's almost a 40%
6 increase in vehicle miles traveled during that time frame. We know who wants to install
7 red light cameras.

8
9 Mr. Stowe said it was his belief this was about revenue and had yet to see otherwise.
10 There are constitutional issues as well, but most of all accidents increase. He said he
11 also had a documented timeline of events about different aspects of red light cameras—
12 the vendors, etc. He said Redflex was fined \$22,000 by the Federal Communications
13 Commission and was ordered to pay those fines and train the employees on how to use
14 their radar equipment. ATS and Redflex executives were also caught ignoring their own
15 camera tickets. He said one of them paid a fine and attended a traffic school but it is a
16 sign of arrogance that surrounds the whole industry. There have been stories of booze
17 cruises in Cape Town, South Africa. There are stories of a bribery case in Edmonton.
18 He said he didn't believe Lake Mary was susceptible to this but it is something to be
19 concerned about.

20
21 Mayor Mealor said for planning purposes, he asked Mr. Stowe how much more time he
22 would need to present his information. Mr. Stowe said about three or four minutes.

23
24 Mr. Stowe said he had compiled several studies. He said these were studies done by
25 departments of transportation or universities. They have shown that intersection
26 crashes rise when red light cameras are put in place. The University of North Carolina
27 and A & T University determined they were a detriment to safety. He said a lot of this
28 information could be found on thenewspaper.com.

29
30 Mr. Stowe referred to some crashes in his study and the T-bone crashes occurred 20
31 seconds after the light turned red and rear end crashes increased. He said the reason
32 he was talking about that is most red light violation crashes happen 5 seconds after the
33 light has turned red. He said 90% of the violations occur within the first second of the
34 light turning red so what we are doing is punishing technical lasers which could be
35 corrected by adding a second of yellow light time to the light cycle. When you add a
36 second of light time according to the Texas Transportation Institute, the collisions and
37 violations drop by 40%. That eclipses any gains that red light camera implementation
38 can show.

39
40 Mr. Stowe said he was asking the Commission to immediately suspend the efforts to
41 install these devices. It is going to make traffic unpleasant, traffic delays are going to
42 increase, aggravation will increase, and people's basic due process rights will be
43 violated. He said he would like to see the City of Lake Mary institute proper engineering
44 solutions as follows:

45
46 Institute uniform and binding rules on traffic light timing which has to also be done at the
47 state level. He said he was trying to work with the state because their current rules on

1 red light timing in the Florida Traffic Engineer Manual do not allow for the intersection to
2 be cleared. He thought Lake Mary and Sanford could take a lead role in that.
3
4 Extend the yellow light duration by at least 40%. He said he had timed the yellow lights
5 at several intersections and on Rinehart Road and Lake Mary Boulevard. They were up
6 4.5 seconds. That's okay but it's not great. If you increase that by a second your
7 violations would drop.
8
9 Mr. Stowe said to keep in mind that red light violations are certainly a problem but we
10 don't want to overstate it.
11
12 DeLores Lash, 213 South Country Club Road, came forward. She said we have a sign
13 ordinance and we have Lake Mary Boulevard that has the power lines underneath. She
14 said she didn't want to see clutter but she also thought they looked like free standing.
15 She asked about hurricane winds.
16
17 Mayor Mealor said the issue of the free-standing pole has been raised by the
18 Commission and performance standards would have to be presented and factored in.
19
20 No one else came forward and the public hearing was closed.
21
22 There being no further business, the work session adjourned at 7:05 P.M.
23

1 MINUTES OF THE LAKE MARY CITY COMMISSION MEETING held January 15,
2 2009, 7:00 P.M., Lake Mary City Commission Chambers, 100 North Country Club Road.

3
4
5 I. Call to Order

6
7 The meeting was called to order by Mayor David Mealor at 7:30 P.M. He apologized for
8 the late start and explained the Commission had to work through a number of issues in
9 a work session this evening.

10
11 II. Moment of Silence

12
13 III. Pledge of Allegiance

14
15 IV. Roll Call

16	
17 Mayor David Mealor	John Litton, City Manager
18 Deputy Mayor Gary Brender	Jackie Sova, Finance Director/ Assistant City Manager
19 Commissioner George Duryea	John Omana, Com. Dev. Dir.
20 Commissioner Shirley Gray	Gary Schindler, City Planner
21 Commissioner Jo Ann Lucarelli	Steve Noto, Planner
22	Tom Connelly, City Engineer
23	Bruce Paster, Public Works Dir.
24	Bill Carrico, Parks & Rec. Dir.
25	Steve Bracknell, Police Chief
26	David Prince, Police Lt.
27	Craig Haun, Fire chief
28	Katie Reischmann, City Attorney
29	Mary Campbell, Deputy City Clerk
30	
31	

32 V. Approval of Minutes: December 18, 2008

33
34 **Motion was made by Commissioner Gray to approve the minutes of the December**
35 **18, 2008, meeting, seconded by Commissioner Lucarelli and motion carried**
36 **unanimously.**

37
38 VI. Special Presentations

39
40 County Commissioner Michael McLean came forward. The City of Lake Mary has been
41 long-term supporters of the Seminole County Regional Chamber and the Commission
42 has been involved for many years in the State of the County Address that will be
43 occurring on Friday, February 13th, at a lunch meeting at 11:30 A.M. at the Altamonte
44 Springs Hilton. He said last year's Chairman, Bob Dallari, will be delivering that
45 address. He said he had the pleasure of chairing that event through McLean Insurance
46 Group.

1 Commissioner McLean said we are going to try to take a different approach to this
2 year's state of the county. We are going to talk about the partnerships that Seminole
3 County has had with our seven cities, the School Board, Port Authority, EDC, and talk
4 about not only the relationships that we have but what opportunities we may have in the
5 future. Given the fiscal circumstances we have, we want to look at those opportunities,
6 we have to do more with less, and we are going to talk about those. He thought it would
7 be an entertaining and educational lunch for all of them.

8
9 Commissioner McLean said his reason for being here is to ask two things. Part of Lake
10 Mary's financial commitment that you give to the Chamber is that you will have a
11 corporate table for the event that is included in your corporate package. He thanked the
12 City for that. He said he had been going to all the city commission meetings to ask if it
13 was possible to have the mayor and commissioners to attend the lunch. We are trying
14 to do something that to his knowledge has never been done in the history of our county
15 and that is to have every elected official—local, County, and School Board—in
16 Seminole County attend the event on the 13th. He said this was his fifth city commission
17 so far and was batting 1,000. He said he was available for questions.

18
19 Mayor Meador said these are challenging times and the concept of a partnership is most
20 appropriate as we go forward. He thanked Commissioner McLean for the leadership he
21 provided in so many community events. A lot of students from various schools benefit
22 from his work.

23 24 VII. Unfinished Business

- 25
26 A. Ordinance No. 1306 – Small Scale Future Land Use Amendment from Rural
27 Residential to Low Density Residential, 330 Washington Avenue; Patrick
28 Knight, applicant – Second Reading (Public Hearing) (Legislative)

29
30 The City Attorney read Ordinance No. 1306 by title only on second reading.

31
32 Mr. Noto said staff had nothing additional.

33
34 Mayor Meador asked if anyone wanted to speak in reference to Ordinance No. 1306. No
35 one came forward and the public hearing was closed.

36
37 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1306 on**
38 **second reading, seconded by Deputy Mayor Gary Brender, and motion carried by**
39 **roll-call vote: Deputy Mayor Brender, Yes; Commissioner Duryea, Yes;**
40 **Commissioner Gray, Yes; Commissioner Lucarelli, Yes; Mayor Meador, Yes.**

- 41
42 B. Ordinance No. 1307 – Rezone from Rural Country Estates to Residential, 330
43 Washington Avenue; Patrick Knight, applicant – Second Reading (Public
44 Hearing) (quasi-judicial)

45
46 The City Attorney read Ordinance No. 1307 by title only on second reading.

47
48 Mr. Noto said staff had nothing additional.

1 Mayor Mealor asked if anyone wanted to speak in reference to Ordinance No. 1307.

2

3 Judy Dunlop, 409 Maya Street, came forward and asked if they were building more
4 condos.

5

6 Mr. Noto answered negatively.

7

8 No one else came forward and the public hearing was closed.

9

10 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1307 on**
11 **second reading, seconded by Commissioner Gray and motion carried by roll-call**
12 **vote: Commissioner Duryea, Yes; Commissioner Gray, Yes; Commissioner**
13 **Lucarelli, Yes; Deputy Mayor Brender, Yes; Mayor Mealor, Yes.**

14

15 C. Ordinance No. 1311 – Update to the Capital Improvements Element (CIE) –
16 Second Reading (Public Hearing)

17

18 The City Attorney read Ordinance No. 1311 by title only on second reading.

19

20 Mr. Noto said staff had nothing additional.

21

22 Mayor Mealor asked if anyone wanted to speak in reference to Ordinance No. 1311. No
23 one came forward and the public hearing was closed.

24

25 **Motion was made by Commissioner Lucarelli to approve Ordinance No. 1311 on**
26 **second reading, seconded by Deputy Mayor Brender and motion carried by roll-**
27 **call vote: Commissioner Gray, Yes; Commissioner Lucarelli, Yes; Deputy Mayor**
28 **Brender, Yes; Commissioner Duryea, Yes; Mayor Mealor, Yes.**

29

30 VIII. New Business

31

32 A. Request for Conditional Use Approval to allow a dog park at Liberty Park
33 (Public Hearing) (quasi-judicial)

34

35 Mr. Noto said this is a conditional use request to have a dog park within Liberty Park.
36 Liberty Park is on the east side of Country Club Road to the south of Springhurst
37 subdivision. Liberty Park currently has 40 parking spaces, 2 of which are handicapped,
38 2 picnic pavilions, bathroom facilities, and multiple picnic tables.

39

40 Mr. Noto showed a panoramic shot of Liberty Park taken from the parking lot about a
41 month ago. What you can't see on the far left is a pavilion and on the far right is more
42 brush. At that time no one was using the park.

43 Mr. Noto said the request for the dog park requires conditional use approval. As
44 outlined in the code, a community service facility is a conditional use in the A-1 zoning
45 district and this is a deviation from an approved site plan for Liberty Park.

46

47 Mr. Noto said the dog park will take up roughly 3 acres of the 26-acre Liberty Park. He
48 showed an exhibit outlining the area that would be the dog park. To the top left is .45

1 acres for the small dogs and the larger section is roughly 2.6 acres for the large dogs. It
2 would be encompassed by a fence and there may be a small pavilion in that area for
3 shade for the users and the dogs. The plan is preliminary and may extend more to the
4 east to encompass the pavilion, but that is something that would be noted at a later time
5 if this is approved.

6
7 Mr. Noto said the nearest residential lot to the north is 305 feet away and that is to their
8 southern property line. The nearest residential lot to the south is 140 feet.

9
10 Mr. Noto said the Trailblazers that is a non-profit group who also took care of the splash
11 park will be doing fundraising to have the dog park built and will be working with Parks &
12 Recreation to cover maintenance if approved. They would also form a small group
13 within their group to do day-to-day operations.

14
15 Mr. Noto said the dog park would operate from 8:00 A.M. to sunset as Liberty Park
16 does.

17
18 Mr. Noto said staff finds the request meets the six criteria of the conditional use and
19 recommends approval.

20
21 Mr. Noto said on December 23, 2008, the Planning & Zoning Board recommended
22 approval 4 to 0 with 1 recusal. They also had a few recommendations that he would
23 touch on and are outlined in the staff report.

- 24
25 1. Along with the conditional use, a type of agreement with respect to maintenance
26 will be put together with the Trailblazers just in case they cease to exist.
27 2. That citizens have the opportunity to bring the item back to hearing if there are
28 issues.
29 3. If there are funding issues for the Trailblazers or if they cease to exist that the
30 item will come back for review before the Parks & Recreation Department.

31
32 Mr. Noto said the Trailblazers are an independent organization so our ability to set
33 conditions upon them may be limited.

34
35 Mr. Noto said this is a quasi-judicial hearing and a sign-in sheet is in the back.

36
37 Commissioner Gray said she had been a longtime member of the Trailblazers and was
38 straightforward with what she has to say. She said she looked at the Winter Springs
39 Dog Park and had some concerns. Winter Springs Dog Park is a temporary park and
40 they have a FRDAP grant of \$125,000. When they get the matching funds they will
41 build the permanent park.

42
43 Commissioner Gray asked the Winter Springs Parks & Rec. Director if they had any
44 ongoing problems and he said they close the park one day a week to maintain and
45 clean up any leftovers and spray for fleas and ticks. She asked if they had any of the
46 disease that comes from animal feces. She asked about the cost and he said it costs
47 approximately \$20,000 a year, which includes their rental fencing and rental pavilion
48 because it is temporary. She was told about half of that was for maintenance, to supply

1 the bags, and for personnel. They pick up the bags daily. The only problem they could
2 see was that people are stealing the bags so that ups their cost. She said she didn't
3 know if Mr. Carrico had figured out how much maintenance that would take. She also
4 asked the Winter Springs Parks & Rec. Director if they needed an extra license and he
5 said several in his department were licensed and didn't know if they needed an extra
6 one or not. He said some people pick up after themselves and others don't. The
7 concern is maintenance costs and personnel.

8
9 Mayor Meador asked Mr. Carrico to respond to Commissioner Gray's points.

10
11 Mr. Carrico said we have done quite a bit of research with those that run dog parks.
12 Most of what was said is true. He said we want to build a dog park if our residents and
13 citizens want that dog park. Right now Liberty Park receives minimal use and he
14 believed this is the best use of that park. Everybody has different ideas on the cost.
15 The fact that dogs never bark is not true and is like saying human beings in a park
16 never make any noise. Parks are there to have fun and usually when you are having
17 fun there is noise.

18
19 Mr. Carrico said the cost and the spraying depends on which director you talk to. He
20 spoke to John Holland of Winter Park this morning and he said he would spray twice per
21 year and would cost about \$500 per spray. The fact that you have to go in and pick up
22 periodically is true. He said he felt very strongly that if we don't have solid volunteer
23 support that we abandon this and we have plenty of time to do that. If we go into this
24 phase, we clean up parts of the park, we try to raise money, and we are going to find
25 out what that volunteerism is. If it's really not there then he would come back to the
26 Commission and say we probably shouldn't do this because it shouldn't cost the citizens
27 \$10-20,000 a year. He thought there was great interest in a dog park.

28
29 Commissioner Lucarelli said she agreed with Commissioner Gray and although she
30 didn't say what the director said about disease, she was reading the Timacuan
31 Newsletter where they were talking about people not picking up after their dog and a
32 single gram of dog feces contains an average of 23 million fecal coliform bacteria, can
33 also contain salmonella, streptococcus, and any number of parasites. She said that has
34 been her main concern. Although no one will be groveling in it, children will be playing
35 and may fall and the dogs passing diseases to each other are concerns she has as well.

36
37 Mr. Carrico said we need more time to research that more thoroughly and we do have
38 that time. He said he had talked to several people and there are differences of opinion
39 on that. It seems one of the main concerns is the water and the fact that dogs get into
40 the water and that is still up in the air—is it damaging the lakes and rivers, etc. We
41 need to research that better but thought it was something that works and is something
42 people want.

43
44 Commissioner Gray reiterated that her main concern was maintenance and staff. She
45 said it might be \$10,000 for Winter Springs but that park is much bigger.

46
47 Mr. Carrico said his concern was staff also. Parks & Recreation understands problems
48 people are having financially that impacts cities, counties, states and the federal

1 government. We don't want to pay that and don't want to get into a heavy maintenance
2 schedule in that park. We don't have the personnel available to do that. He said that is
3 why he is saying volunteerism is essential if this park is going to work.

4
5 **SIDE 2B**
6

7 Mr. Carrico said the Trailblazers do a lot of work themselves and bring people together.

8
9 Deputy Mayor Brender said the City is already cutting the grass in that park.

10
11 Mr. Carrico said there was not much grass in the park. We are cutting it when we can.
12 He explained the difficulty of getting to it because of the canal and we are going to have
13 to build a bridge whether we build this dog park or not if we want to continue to maintain
14 that park. We can't get the mowers across the canal. The park is used infrequently by
15 kids playing ball and certainly would not deny that but from what he has observed that is
16 infrequent.

17
18 Mayor Meador said the item before the Commission is a conditional use and by its very
19 nature there will be conditions put on anything that we decide to do should we go
20 forward. There will be performance standards. He said the one reassurance he has is
21 this Commission has a longstanding history. If performance standards are not met, we
22 will terminate the activity and we have instances of that in recent history. He said that
23 was an important variable.

24
25 Mayor Meador said there was a great deal of comment at the Planning & Zoning meeting
26 and appreciated the opportunity to review that because there were some excellent
27 points made.

28
29 Mayor Meador asked if anyone wanted to speak in reference to this conditional request.
30 He announced the time to speak will be limited to ten minutes.

31
32 Carl Migden, 452 Alinole Loop, came forward and spoke in favor. He said he has lived
33 at this address since 1995 and is 1-1/2 miles away from this proposed park. He said
34 he was at the last meeting and heard a lot of issues. A lot of people were talking about
35 seeing this park from their house. He showed a GoogleEarth photo and pointed out
36 North Country Club Road and the entrance to Liberty Park. He said he marked where
37 the closest houses are. He pointed out Springhurst in the northern part and the orange
38 circle indicating a house to the south. It was said the one in the south at 355 Second
39 Street is about 140 feet away from the edge of Liberty Park and Springhurst is 305 feet
40 away. He said 300 feet is the distance from one end of a football field to the other
41 which is a big distance. For a dog to hear from Springhurst is quite far. As far as
42 seeing anything in the park, he showed a picture he took last Saturday from the parking
43 lot looking at Springhurst. There is a lot of foliage and trees from the park to where they
44 are. You cannot see Springhurst at all.

45
46 Mr. Migden said when he was there on Saturday which was a nice sunny afternoon,
47 there was only one other car in the park besides his which means the park is very under
48 utilized. He said he was there for a half hour and took lots of photographs. He showed

1 a picture of a sign that is in the park that points out that dogs are allowed to be in this
2 park, it has to be on a leash, and that you should pick up the poop. This park was
3 dedicated in October of 1991. He asked if there had been problems with poop in this
4 park since 1991.

5
6 Mr. Migden showed a panorama of the parking lot that is similar to the one shown
7 before but he went 360°. In the panorama he could not see any house except for 355
8 Second Street which was quite far off. He looked very closely at that point and went to
9 the edge of where the park is and looking at 355 Second Street and you could faintly
10 see the house in the distance. This is the one 140 feet away from Liberty Park.

11
12 Mr. Migden said his point is the park is under utilized, it is very difficult to see from
13 Springhurst and from other areas of the projected park, and it is a very good site to have
14 for a park. He said he has two golden retrievers and would like to see the proposed
15 park here.

16
17 Mr. Migden showed a photo taken the same day and there was nobody in the park
18 except one couple with a dog. The park should be used for people and not just for
19 nothing. He requested to leave the aerial photograph up so when anyone speaking
20 against the park can point out where they live in relationship to the proposed park.

21
22 Mayor Mealor suggested that Mr. Migden hold onto that until it is needed.

23
24 Jordan Smith, 204 Hurst Court, came forward and spoke in opposition. He said he was
25 before the Commission to let them know they should deny or postpone the approval of
26 this conditional use for the proposed dog park until further studies and research are
27 completed. Liberty Park is a passive park and the dog park belongs in an active park or
28 in a setting such as the Downtown or a commercial district. He asked where all the
29 current dog parks are located. Research has shown that dog parks are situated in an
30 active park setting or a commercial neighborhood. A dog park in the agricultural zoning
31 district would be incompatible.

32
33 Mr. Smith said Liberty Park is a natural environment adjacent to Crystal Lake that runs
34 the risk of being destroyed due to disease. The rules of the dog park are usually posted
35 and they usually include pick up after your dog but we know not everybody follows the
36 rules, and there is not going to be a volunteer at the park at all operating hours. We
37 know volunteers come and go.

38
39 Mr. Smith said this morning he forwarded an article to all the commissioners that was on
40 WESH-2 News regarding the Winter Park Dog Park. City leaders met on Wednesday to
41 discuss possible water contamination from the dog waste. A dog park in Liberty Park
42 would be in a flood zone and when it floods—and it will—mud, feces and remnants will
43 end up in the lake. We are concerned about protecting the wetlands and the wildlife in
44 this area. This is what makes our home so special and so valuable.

45
46 Mr. Smith said he believed Lake Mary residents should be concerned about this one
47 and guaranteed if more letters were sent out to the entire City you would have more
48 opposition. Why should we use tax dollars to give dogs a larger area to do there

1 business? Use the tax dollars to beautify the existing parks, enhance the downtown,
2 build sidewalks, or supplement what was cut out of the budget due to the passing of
3 Amendment 1. Why would the City want to spend unnecessary funds to maintain the
4 lawn, trash pickup, and extra security in these economic times? This is not smart
5 spending.

6
7 Mr. Smith asked the Commission to consider the following: Has enough research been
8 done regarding dog parks? How do our neighboring municipalities feel about their dog
9 parks? Evidently Winter Park is concerned about theirs and Sanford regrets their dog
10 park. Is this the proper location for a dog park? Dog parks are usually situated in an
11 active park or commercial area. Is this the best use of citizens' tax dollars? What is
12 going to happen to this equipment when the area floods? Is it just going to rust like the
13 playground equipment did?

14
15 Peter Schmal, 377 North Country Club Road, came forward and spoke in opposition.
16 After hearing about his several weeks ago and coming to the other meeting, he had
17 time to think about his and how it is going to impact his family and his property. He said
18 his property borders Liberty Park and he deals with what goes in and out of Liberty Park
19 everyday. His backyard and back porch overlooks Liberty Park. He sits a little bit up on
20 the hill on Country Club Road and sees what goes on in that park day to day. The park
21 has limited use. People do come in and use that park, but the issue is who is going to
22 maintain this park throughout.

23
24 Mr. Schmal asked the impact this dog park is going to have on Liberty Park. The build
25 up of the area in and around Country Club has already had a major impact along our
26 area. We have added in the ball fields, water park, tennis courts, and we've increased
27 traffic on Country Club Road. Adding a dog park where we have numbers of people
28 coming and going and coming in and out of that small entrance and traffic coming over
29 the hill from the bridge area and STOP sign at Rantoul Road, it's almost impossible to
30 get in and out of there now on a weekend let alone trying to add all this extra traffic in
31 and out of Liberty Park with a dog park. That is one issue that needs to be looked at.
32 On Sunday mornings trying to come out of Grace United Methodist Church, it's already
33 an issue trying to fit into traffic. It's an issue coming out of my driveway to get into
34 traffic, and we're going to add this in.

35
36 Mr. Schmal said he had watched Liberty Park. We just finished coming out of a drought
37 and just got water back, but prior to that we were in a flood stage. Some of his
38 neighbors' yards were completely under water. We are going to add a dog park. He
39 said he wasn't worried about the feces because everybody is going to pick those up but
40 the urine on the ground is going to soften into the ground. The first time it floods you
41 are dealing with all of that being introduced back into our lake system. Several years
42 ago my family came to the City to ask permission to do some work on the back of our
43 property. At that time the City fought us because they didn't want us to interfere with
44 the wetlands in and around Liberty Park and in and around the lake. We gave back ten
45 extra feet from our property so the wetlands were protected; we met the City on that. At
46 that time the City was concerned about the wetlands in and around the area, and here
47 we are talking about putting something in there that's definitely going to have an impact
48 to those wetlands.

1 Mr. Schmal said in our last discussion we talked about the other impacts. There is
2 wildlife in that area and knew of two sand hill crane nests that are filled year to year that
3 are within the limits of Liberty Park and my property. When you start bringing dogs in,
4 you start bringing all these other issues and you are chasing the natural wildlife out of
5 the area. When this property was donated to the City, it was designed to be a peaceful
6 park and is one of the few places left in Lake Mary where you can go and take a nice
7 peaceful rest, enjoy the wildlife, and see things. We are getting ready to make a
8 dramatic change to that with the impact of this dog park.

9
10 Mr. Schmal said keeping up the park. He said this past weekend he took several of his
11 cub scouts to Liberty Park. We started at 11:00 in the morning and finished up at 12:30
12 and we picked up over 100 pounds of trash in that park. We are going to add more
13 people to that park, are going to add more trash, and who is going to be responsible.
14 We are talking about a dog park but it impacts the entire area. He said he still deals
15 with the trash that blows across the lake from Liberty Park. He said he picks it up
16 because he wants his property to look nice. Add more people, we continue to add on
17 more issues.

18
19 Mr. Schmal said he was totally against this park, it doesn't do anything for him, and it is
20 meeting the needs of the people not living directly at the park and it is affecting us.

21
22 Eugene Robinson, 355 North Second Street, came forward and spoke in opposition.
23 He said they said he lived 140 foot from it and was opposed to it because of the smell
24 and the noise. He said when he sits on his porch in the back he can see the cars in the
25 parking lot coming and going, so whoever took the pictures said he was too far away
26 but that's not true. He said he could see people walking around in the parking lot and
27 when kids play ball in the afternoons could see them through the brush. When that
28 place floods we are going to have a real problem. It's wet right now where you can't
29 walk in part of where they are figuring on fencing in. It's going to be a mud hole or a
30 pigsty.

31
32 Mr. Robinson said he had the opportunity to talk to people in the businesses around the
33 dog park in Sanford and they assured me there is definitely a smell and it doesn't go
34 away. He said he didn't know how often they clean it, who does the cleaning or
35 whatever, but with the feces and urine, we are going to have a problem and it does
36 flood. With a good rain two or three days at a time, you can't walk on most of that
37 property. He said his backyard was the same way and couldn't use his backyard when
38 it rains like that. He said he was opposed to it.

39
40 Dave Offenbecker, 122 Springhurst Circle, came forward and spoke in opposition. He
41 said he was not opposed to dog parks but was opposed to putting the dog park where
42 they are wanting to put the dog park. Liberty Park is a beautiful park and is a nice
43 wetlands area. It's not used a lot but is a nice wetlands area and there is a lot of
44 wildlife. He said there were hawks and promised if you have the dog park there that
45 some little dog will be taken real fast because those hawks will dive down real fast.
46 They have done that in Springhurst quite often. If you are not aware they will take the
47 dog and it will be gone.

1 Mr. Offenbecker said he appreciated what Commission Gray said about her concerns
2 about the feces and picking it up. At the last meeting it was shared that there was going
3 to be some volunteers that would pick up the dog poop and clean out the trash
4 receptacles once a week. They need it once a day. It is true the parks smell. If you
5 put it in a wetlands area it is going to smell. When it's going to be in your backyard you
6 are little more concerned about it.

7
8 Mr. Offenbecker said the question was raised of why do we need a dog park there. He
9 said he really didn't think that we do and it needs to be left like it is. Regarding traffic
10 conditions, shortly after we had that last meeting, he was stopped on Country Club
11 about 15 minutes to go home one day because there was a major wreck coming out of
12 the park. It's a blind corner where trees are there and wildlife and foliage. It is really
13 nice but it's going to create some major problems.

14
15 Mr. Offenbecker said he didn't need to see the football field to know what 300 feet is;
16 that's totally knowledgeable for him. They talked about dogs not hearing things. Our
17 concern is dogs in our houses are going to react to the other dogs that are over there
18 and start barking. The picture shows a 300-foot football field. He said when his little
19 dog gets skittish and nervous, there is a storm coming, and he promised that was much
20 further away than 300 feet. She smells and these dogs will smell and they will react to
21 the dogs that are over there. We are going to have the problem of barking dogs in our
22 houses and neighborhood barking in our homes and patios to these conditions. He said
23 that was a potential problem and didn't see that was going to be a good thing.

24
25 Mr. Offenbecker said the follow up with cleaning and picking up the trash he didn't see
26 working and thought it would end up coming back on the City. He said he would rather
27 us use the park as it is. A comment was made that there are dogs that go in there now
28 and we don't smell that. That's obvious because there are only a few dogs in there. If
29 you open up a dog park there is going to be multiple dogs going in there urinating, feces
30 are going to be there, it's a wetlands and it's still wet today, and I promise you it will
31 make a conditional difference.

32
33 Mr. Offenbecker said the pictures that show that you can't see anything from the woods,
34 if you sit on my back porch you can see everything that goes on. He said he can see
35 the cars and can see the people walking through there. He thought the pictures were
36 pretty but were very misleading.

37
38 Mr. Offenbecker said he was opposed to the dog park in that location and thought it
39 needs to stay like it is.

40
41 Ingrid Blomgren, 112 Springhurst Circle, came forward and spoke in opposition. She
42 said she was asking the Commission to consider denying the use. She didn't believe a
43 dog park belongs behind a quiet, small subdivision such as Springhurst Park and had
44 several reasons. We keep hearing that Liberty Park is not very active. She said she
45 didn't know why a park has to be extremely active. Why can't it be there for wildlife and
46 for parents and children to enjoy when they are off on the weekends. She said she
47 didn't know why activity is suddenly being defined as success.

1 Ms. Blomgren said there would be new pollution and noise pollution. We are more
2 concerned about the dogs in Springhurst Park because they are out back and on
3 screened porches. They will smell the other dogs and are going to hear the other dogs
4 and they will see the other dogs. They are captive audiences so there is going to be a
5 lot of barking during those areas. There will be water pollution. It is a flood zone and if
6 people don't pick up after their dogs, the feces will get into the water and will get into our
7 lakes. It is hard to depend on volunteers to come on a weekly basis to clean up after
8 others who don't take care of their dogs. There will be air pollution and the air is going
9 to carry.

10
11 Ms. Blomgren said we are concerned about the wildlife. The dog park is going to
12 impact the natural life of those animals.

13
14 Ms. Blomgren said we have to consider the economics of a dog park within the City of
15 Lake Mary in the way that it's being considered that volunteers will maintain the park.
16 Nothing against the Trailblazers or any of the work that they have done, but how many
17 in this room are going to volunteer to pick up feces on a weekly basis and how many
18 years are you going to volunteer to do that. She wondered if Lake Mary has the money
19 to maintain the park on an ongoing basis. When it is flooded that fence is going to rust
20 and asked if we had the money to replace the fencing. It was disappointing at the
21 Planning & Zoning meeting because we brought up the wildlife part and one of the
22 members asked about a wildlife study. It was commented that it would cost money to
23 do a study. If we don't have the money to do a study about the wildlife before we
24 impact that park is just a shame. Surely there is other land in Lake Mary for a dog park
25 that doesn't back up to residential areas.

26
27 Mayor Mealar thanked Ms. Blomgren for her comments. He asked if her recycling bin
28 had been replaced.

29
30 Ms. Blomgren said she had it within a week of the Planning & Zoning meeting and the
31 following week received two more.

32
33 Jamie Smith, 204 Hurst Court, came forward and spoke in opposition. She asked the
34 Commission to deny the approval for this dog park. Some of the residents have
35 commented about the use of the park but an actual study on the use of the park has not
36 been completed to her knowledge. Dogs have very sensitive ears and 300+ feet
37 doesn't seem so far when there are a lot of dogs only 300+ feet away from the houses.
38 She said she had a half cocker and half bichon and that mix is a very yuppy breed and
39 you can imagine what it would be like with that dog in your house while other dogs are
40 300 feet away and your dog is barking from morning until night.

41
42 Ms. Smith said dogs also have a strong sense of smell so when you have urine and
43 feces they also want to know what's going on. That can make uncontrollable barking.

44
45 Ms. Smith said it was brought up at the Planning & Zoning meeting that it was proposed
46 that if the dog park did begin to smell then it would be looked at in the future and that we
47 would give it a smell test. She wondered how they would conduct this smell test and
48 would it be her nose, the panel's nose or a machine conducting the smell test. As a

1 resident backing up to the park 300 feet away, it seems it is very close to a residential
2 area and there are other places in the Lake Mary that a dog park can be placed.

3
4 Judy Dunlop, 409 Maya Street, came forward. She said she was new to this process as
5 well as this issue. She has a golden retriever and a flat coated retriever and for about
6 three years she went to the Sanford Dog Park twice a day (early morning and late
7 afternoon). The way the dog park is being described it really sounds like a dump and
8 personally would not want to live near it if it is as you describe it. Her experience has
9 been that the people who go to dog parks are the ones more conscientious about their
10 dogs than those that don't. We understand the law, we understand we have to pick up
11 after our dogs, we usually are training our dogs more than others—not to say you have
12 to go to a dog park to prove that you are a good dog owner but was saying that the
13 people that normally go to these things are usually conscientious in terms of their
14 animals. They have the shots and all the care that goes along with being good healthy
15 dogs.

16
17 Ms. Dunlop said when she went to the Sanford Dog Park she had never been to one
18 before and it was delightful. The dogs need to be socialized. A lot of times when you
19 are walking along the streets and a dog lunges at you or your dog, it is because they
20 have not had the opportunity to be around other dogs and therefore are more
21 aggressive and antsy. The dog park gives an opportunity for dogs that would normally
22 be nervous, twitchy, and antsy to be calmer in those kinds of situations. When you talk
23 about dogs barking at other dogs, my two dogs bark at dogs walking past my house—
24 sometimes they do and sometimes they don't. If you are in the neighborhood the dogs
25 are probably barking all the time anyway.

26
27 Ms. Dunlop said she didn't know if Liberty Park was the appropriate place for it. She
28 said she was new to the process and to this particular issue. She said she would like to
29 see Lake Mary have a dog park. It's a good, healthy atmosphere for an animal and pet
30 owners to get together, and it beats putting in another bank or condo.

31
32 Ms. Dunlop said her dog does volunteer work in Lake Mary. We go to nursing homes
33 and things like that and it would be really nice if there was a place to take her and let
34 her be off leash and run. She said she didn't have any kids so this is a park she could
35 actually use.

36
37 Susan Arnold, 161 Oak View Circle, came forward and spoke in favor. She said she
38 had a question about the people who were talking about the smell. She asked if they
39 had ever visited a dog park with all the complaints. She said she had never been to a
40 dog park until she brought her dog to Sanford. She made some inquiries to other dog
41 parks in the area (Sanford and Winter Park) to find out if they ever had any complaints
42 from people around the area or anyone who had gone to the dog park and they were
43 struggling to remember any complaint and they couldn't come up with one. She said in
44 Sanford in Dog Fancy, in 2006 had been chosen as one of the top rated dog parks in
45 the country. It is taken care of and is pleasant.

46
47 Ms. Arnold said it sounds like to her that the reasons the people don't want the dog park
48 at Liberty Park she was hearing things like sanctuary, quiet, traffic. If the park was used

1 more and people were there every weekend playing football, we would have noise, we
2 would have traffic so it wouldn't be any more noise if people were bringing their dogs to
3 the dog park.

4
5 Ms. Arnold said if we want to talk about concern about ramifications to sanctuary as far
6 as the water, she walked over to Springhurst and walked her dog and she found dog
7 poop in a front yard and on the sidewalk around 122 and 124. She said she walked in
8 the back in the park and into the drainage area, across the parking lot and into the
9 drainage area and up the side where the backyards are. There are old garbage cans,
10 shredded tires, the paper you put in footers, yard trash so if you want to talk about
11 impacting the environment, there are some things back there.

12
13 Ms. Arnold said she was getting tired of hearing about how dirty a dog park is going to
14 be, talking about the pee and everything else. She said she really wanted the dog park
15 there.

16
17 Ms. Arnold said she went around the neighborhood and had 30 names of people who
18 own dogs and who want a dog park and want places where they want their dog to run.
19 (Attached and made a part of these minutes.) She said she was tired of people coming
20 into Country Club Oaks, letting their dogs run loose and run with them. She said she
21 called the dog catcher and by the time they get there those people are gone, so that
22 person that runs in her neighborhood needs a place to take his dog.

23
24 Steve Kuiper, 305 Raccoon Street, came forward and spoke in favor. He said he had
25 been to the dog park in Casselberry a few times and wanted to address the issues of
26 noise and smell based on that experience and it brings a perspective from having
27 visited the park. He said he had never found smell to be a problem in the dog park
28 there, and that's sitting in the park and not 200 or 300 feet away.

29
30 Mr. Kuiper said as far as noise, he said he usually goes to the dog park when things are
31 getting raucous around his house to get some peace and quiet which pretty much sums
32 up the amount of noise that you hear in Casselberry and that's with eight or ten dogs
33 running around. If they are running with each other they are not barking. They bark
34 when they are cooped up someplace and can't get around to identify what they are
35 smelling or seeing.

36
37 Mr. Kuiper said as far as the issue of the dogs living in the adjoining neighborhoods, if
38 there is more than one dog in that neighborhood there is already going to be barking at
39 whatever they are hearing or smelling. He said having additional dogs he didn't see as
40 being an additional cause of noise or barking.

41
42 Karen Angel, 452 Alinole Loop, came forward and spoke in favor. She said she was a
43 dog park junkie and goes every weekend with her dogs. She said she had been to dog
44 parks all the way to St. Petersburg as well as to St. Augustine. She said she had been
45 to many of them because she liked the experience and liked visiting the different areas
46 and seeing what facilities each of these dog parks have. She said she had never seen
47 a problem with the smell and would say 90% of the people pick up after their dogs. If
48 they don't she was usually telling them to pick up after their dog if she sees it.

1 Ms. Angel said as far as passive parks and active parks, there are some magnificent
2 state parks in the St. Augustine area that have an unbelievable amount of wildlife and it
3 certainly was not an active park. It had lots of nature and lots of animals.

4
5 Ms. Angel said she was in favor of the dog park and wanted a place to bring her dogs
6 because she lives in a subdivision that does not allow fences and her dogs are big dogs
7 that need the exercise. Most of the people bringing their dogs to the dog park have
8 obedience trained dogs to a large extent and are very mindful of their animals and
9 looking out for the well-being of everybody.

10
11 Joe Luckado, 1005 Berlin Road, Orlando, Florida, came forward. He said he was
12 present for the next item on the agenda. He said he worked for an engineering firm and
13 would glad to go an impact study if the Commission wanted to postpone this. He said
14 he would be happy to do an environmental impact study for that area, check the flood
15 zone, wildlife in the area, etc.

16
17 Darrell Jarvis, 659 Canyon Stone Circle, member of the Trailblazers, came forward and
18 spoke in favor. He said he wanted to clarify a couple of things, mainly the issue of the
19 cost of the maintenance of the park. We have taken into account that the City cuts the
20 grass now and they do maintain the northern part of the park where there is parking,
21 driveway, rest rooms and another pavilion. What they will be doing for the park would
22 be the same thing as far as mowing. The additional cost of treating the grass within the
23 dog park and the additional maintenance is going to fall on the burden of the new
24 501C3 corporation that we plan on forming called the Friends of the Park. The Friends
25 of the Park will be the dog owners and users of the park and will be responsible for not
26 only following up with rules and making sure the park is operating correctly but also to
27 raise funds for the maintenance of that park. We know there are going to be
28 maintenance issues not only on a daily/weekly/monthly basis but in flooding there is
29 going to be some loss of fencing and we are going to have to work and raise funds to
30 replace that. The idea of going forward with this park is to make it budget zero for the
31 City. We don't want to see that be a burden or additional cost to the City, especially in
32 these times.

33
34 DeLores Lash, 213 South Country Club Road, came forward. She said she had been
35 attending the Trailblazers meetings.

36 **SIDE 3A**

37
38 Ms. Lash said she loved dogs. She said she was here when that park was the mud
39 park for the cars. She said she has had four teenagers—two boys and two girls--and
40 know what they did with their friends and know some of them were leaders. With all the
41 hurricanes--we had the children's area in there and that's gone--this is still a mud park.
42 She said a dog park would be great for the City, but didn't see Liberty Park being a park
43 for dogs. She suggested finding some other area but knew Mr. Litton had done
44 research and didn't think we have that.

45
46 Ms. Lash said she was listening to the people here tonight and was thinking of
47 something that Winter Park has downtown that might be of interest to the Trailblazers
48 and to the City. In that park we are talking about wildlife and beautiful landscaping.

1 Downtown Winter Park has a place for artists. She suggested having a park for artists
2 and getting schools involved and they could go over there and paint scenery.

3
4 Ms. Lash said she hated to see the City waste more money. When she attended the
5 other day she brought up maintenance and knew there was parvo in one of the dog
6 parks. They had to spray it three times. Dogs have diarrhea and she asked a city
7 manager in another city how to get that up and he said you take your bag and you pick
8 up all the bark with it. That's a beautiful park. The Trailblazers will work and do
9 something else for taxpayers of Lake Mary.

10
11 Ms. Lash said you are going to have to notify everybody else in the City. It's not just
12 residential where you notify just people in the area. That property belongs to the
13 taxpayers and everybody in the City needs to be notified. If not then we need to vote on
14 it at the next election. If we put a dog park in there, it's not going to be limited to the
15 taxpayers in Lake Mary. We have other outsiders. There is none at The Crossings or
16 Heathrow. There is another dog park in a city nearby that has problems with theirs and
17 disease in it and they are going to come to Lake Mary. We are fourth and would like to
18 reach the top and be No. 1. She asked the Commission to consider this being the
19 taxpayers' property.

20
21 No one else came forward and the public hearing was closed.

22
23 Deputy Mayor Brender said it was good to hear from everybody and there have been
24 some valid points brought up. He said he didn't need a \$100,000 impact study about
25 the cost of urine and poop in a park, but there must be some factual data available
26 about dog parks and its environmental impacts. There are too many around the country
27 now for us to be going into this blindly.

28
29 Deputy Mayor Brender said the concerns about noise, smell, and location, he was not
30 going to tell the people who spoke against this that they are barking up the wrong tree
31 but would invite them to go to a few parks. He said he didn't have a dog but had a
32 grand dog and in his experience going to these dog parks, it's a nice place to go when
33 you want quiet. He did not find barking to be a problem. There were occasionally little
34 dominance fights but was surprised about how quiet it was. He invited the neighbors in
35 Springhurst to allow this to go forward but at the same time be mindful of the fact that
36 the Commission will be sensitive to issues brought up. If it becomes a problem we are
37 not going to leave it as a problem. We will address it, fix it, or close it if it becomes that
38 much of a problem but his sense is that it won't be.

39
40 Deputy Mayor Brender said one park he went to in Albuquerque, New Mexico was in
41 the middle of a residential neighborhood. That's where a dog park belongs. You don't
42 put a dog park in the middle of an industrial zone; you put it where people live. This dog
43 park was 2-1/2 acres built in the middle of a heavy residential area. There were very
44 few people there the four or five times he went. The most interesting part is it also
45 served as a portion of the flood control methodology for drainage for stormwater. The
46 park was an integral part of a flood control district. When it rains in Albuquerque it
47 floods and the water goes through the park and runs two miles later into the Rio Grande
48 River, but it was constructed as part of a flood control district. We recognize that Liberty

1 Park is going to get wet. He said he would like to get some environmental answers
2 about feces, urine and the impact when it does flood. There has got to be some factual
3 data out there that we can see. If we can address those issues he would probably
4 support going forward.
5

6 Commissioner Duryea said the overall problem of this is we have no experience or
7 basis in it. He asked if it would be more beneficial to do like Winter Springs and rent
8 some fencing and see what happens and if it doesn't work then it doesn't work.
9

10 Commissioner Gray said that was a great idea. She noted Winter Springs also rents a
11 pavilion. She said she had been to several dog parks and when she was in Winter
12 Springs there were half a dozen dogs and no barking and no smell. She talked to a
13 couple of people as they left and one person said most people pick up but there are
14 some that don't. Another person pretty much said the same thing and said often times
15 he picks up the extra drops. This one man also goes to Casselberry and said they shut
16 down once a week and volunteers do the cleanup before the mowers come in. She
17 said Mr. Jarvis of the Trailblazers made her feel better when he said it won't be any
18 more cost to the City because her concern was the extra cost to the City and extra
19 strain on our personnel. The Trailblazers said they make up this other 501C3
20 corporation and if they could keep people going on in a volunteer way she would be
21 comfortable with it. She thought it was a good idea to try and rent the fence.
22

23 Commissioner Lucarelli said she thought having a trial period was a great idea and see
24 how it goes and works with the volunteers. They could coordinate with City staff to
25 know when they are coming to mow, shut it down the day before and the volunteers
26 could come in and clean it up so it is prepared for Lake Mary staff to go in and mow.
27 She said she would like to see more environmental data because she had concern of
28 the wetland, quality of the water and the wildlife.
29

30 Deputy Mayor Brender said he didn't know how much temporary fencing was going to
31 cost but would be willing to see if there is a way to negotiate that and give it a try. In the
32 past we have made some conditional uses with the condition that they come back in a
33 year (or other time certain) and if it doesn't work then they go away. Now it's the City
34 doing it and we can tell ourselves we can try it out for a few months and if we have
35 problems then we will go away.
36

37 Commissioner Gray said several people said they were concerned about their own dogs
38 getting upset and making the noise and that might be the case, but we need to know if
39 the smell happens.
40

41 Mayor Mealor said there is no way we are going to abdicate the ability to control our
42 own property. We are absolutely going to control our own property. We cannot limit
43 ourselves from the liability of this particular situation. The point was brought up about
44 renting. He asked if we could operationalize that type of activity on a trial basis for a
45 time certain. We have very concerned citizens and it is our responsibility to be
46 responsive but being responsive doesn't necessarily mean that we agree with those
47 who come before us. We can set up performance standards, put this in place, and do
48 some of the measurements that need to be done. There are concerned residents from

1 Springhurst that brought up legitimate points. We have the Trailblazers and they have a
2 proven track record in this community to do what they purport to do.

3
4 Mayor Mealor recommended if we go forward with this that we go forward with
5 Commissioner Duryea's recommendation that we rent on a trial basis for a time certain,
6 we monitor that situation and get feedback from those who are most impacted. We
7 heard from Mr. Schmal and Mr. Robinson on one side of the issue. We heard from
8 Springhurst on the other, and they have valid points and will involve them. He asked to
9 work as a team as we try to go forward. We have an opportunity to create something
10 that is an amenity to the community but at the same time do it with the sensitivity that
11 the concerns are addressed and we have measurable standards.

12
13 Commissioner Lucarelli asked if they could stake out where it is going to be so people
14 can have a visual and make sure we are not impacting sand hill crane nests or
15 something like that.

16
17 Mr. Carrico said the Trailblazers and staff staked it out but not so that it's that easily
18 discernable. We would be glad to meet with any group at any time to walk the property
19 and assure them that we are not disturbing nature.

20
21 Mr. Carrico said he didn't know how much rental fence would cost. We will find out. He
22 said studies are being sent to him from the State of Florida and he should have them by
23 tomorrow.

24
25 Mayor Mealor said if this was a genuine public health concern, this item would not have
26 been agended. He said he felt comfortable in that regard. He said as far as renting or
27 buying the fence, if we don't like it we have plenty of uses in this community where we
28 can put a high quality, attractive fence.

29
30 **Motion was made by Deputy Mayor Brender to approve the conditional use as**
31 **directed by the Commission, explore the rental of the fence, and obtain**
32 **environmental data from the state. Seconded by Commissioner Duryea and**
33 **motion carried by roll-call vote: Commissioner Lucarelli, Yes; Deputy Mayor**
34 **Brender, Yes; Commissioner Duryea, Yes; Commissioner Gray, Yes; Mayor**
35 **Mealor, Yes.**

36
37 Mayor Mealor said there is an item on the agenda that directly impacts the residents
38 and asked to change the order of the agenda and discuss Item 8-C at this time. There
39 were no objections from the Board.

- 40
41 C. Ordinance No. 1312 – Amend Chapter 91 of the Code of Ordinances
42 entitled Solid Waste – First Reading (Public Hearing)
43 1. Award of Franchise Agreement
44

45 The City Attorney read Ordinance No. 1312 by title only on first reading.

46
47 Mr. Litton said we have spent extensive time trying to finalize the ordinance and the
48 franchise agreement. In December we went over in detail the contents of the franchise

1 agreement and what we were going to be asking for as a result of negotiations with
2 Waste Management. The main change is going to be the single source recycling. We
3 have a demo project going on in Timacuan and the participation has been phenomenal
4 to date. We are seeing a complete turnaround of garbage to recycling—we are seeing
5 more recycling than garbage. The set-out rate was 68% yesterday.

6
7 Mr. Litton said the goal is to introduce this system citywide. The frequency of pickups is
8 going to change. We are going to continue with garbage twice a week and change
9 recycling pickup to every other week; however, in seeing what's going on in Timacuan
10 he thought we are going to end up with garbage once a week and recycling once a
11 week. We are not going to be using the recycling bins anymore. We are going with the
12 carts and will end up with a 96-gallon for garbage and a 64-gallon for recycling. The
13 recycling cart will have a different color lid and a calendar on it showing the recycling
14 days. He said he thought we would start to see the garbage turned over into the 64-
15 gallon and the recycling in the 96. We already have people in Timacuan requesting a
16 96. If we go to once a week we are going to see it level out and once a week for each
17 should take care of both needs.

18
19 Mr. Litton said the ordinance before the Commission is basically a continuation. There
20 are no major changes to the existing franchise agreement. The reason for that is it
21 helps us establish the “no need to bid” and continue with the extension of the contract
22 with Waste Management.

23
24 George Geletko and Jessica Embry of Waste Management came forward and gave a
25 PowerPoint presentation. Mr. Geletko said Lake Mary has always been an innovator
26 when it comes to our industry. We have some things going on at the state level with
27 Senate Bill 1544 that's going to require the state to reduce their solid waste volume by
28 75%. He said he would walk the Commission through the pilot program. We put
29 together a facts sheet to show that recycling pays.

30
31 Mr. Geletko said the rate (\$14.32/month) is guaranteed through February 2010 and it is
32 one of the most competitive rates in the tri-county area. Capital investment for this
33 project is \$1.2 million and that includes carts and collection equipment. Proposed
34 residential service for Option 1 is with carts, twice weekly garbage and every other week
35 recycling. We threw in Option 2 with garbage collection once weekly, Monday through
36 Friday, and recycling collection once weekly Monday through Friday. Garbage and
37 recycling would be picked up on the same day under Option 2. Yard waste would
38 continue once a week on Wednesday and you would still have your weekly bulk
39 collection.

40
41 Mr. Geletko said two years ago Waste Management came up with some sustainability
42 goals. We are looking to double our waste space energy output and power two million
43 homes per year. Right now we are powered through our code generation plants which
44 are facilities located at 100 of our landfills where we are extracting the methane gas and
45 turning it into electricity. We have 100 projects under construction and by 2020 we
46 expect doubling the power outlet to two million homes. We have a goal of tripling the
47 amount of recyclable materials that we manage by 2020.

1 Mr. Geletko said several of our landfills are certified by the Wildlife Habitat Society. We
2 have a project going on at our landfill in Okeechobee where we partnered with the
3 Zoological Society. We have 4,000 acres and 300 acres are under operation for a
4 landfill. We have a co-generation plant plus we put 300 acres aside and it is a natural
5 environment for elephants. Disney is heading up this project and chairs this
6 organization. Elephants are very social animals and when one passes on at the zoo the
7 other one doesn't do so well and they are setting up a research and study center at the
8 Okeechobee landfill. They will be in a natural environment, they will re-introduce them
9 back into the herd and once they are re-introduced back in they will send the pair back
10 to the zoo. We went into a 40-year program with the Zoological Society and we are
11 talking about zoo elephants. In this project the herd will start coming in in 2009 and it
12 will be set up strictly for research and development and re-introducing the animals back
13 into a herd.

14
15 Mr. Geletko said regarding fuel efficiency, in California we have a fleet of collection
16 vehicles that over the last five years we have been doing test programs on to where
17 they are hybrid engines and run off the methane gases that is extracted from the landfill.
18 We also have a program going on in Texas and are trying to move that program
19 nationwide.

20
21 Mr. Geletko said Florida Senate Bill 1544 was passed last year and their goal is to
22 reduce Florida's waste stream by 75% by 2020. This is based on 2007 numbers. We
23 have had recycling in place since 1998.

24
25 Mr. Geletko said regarding the City of Lake Mary's leadership role, back in 2004 we
26 talked about auto carts for garbage collection. The storms hit in 2004. Because of Lake
27 Mary's innovation and a willingness to try something new, when the storms hit the
28 people had the capacity to put their garbage out to the curb. During those days Lake
29 Mary was out of power for two or three weeks, there was a lot of spoiled food in
30 refrigerators, and our collection crews in Lake Mary pretty much stayed on schedule.
31 Where we had manual collection we were lucky to get a third of the route picked up the
32 first day and we ran about two weeks behind schedule. That was a benefit with the
33 carts at the time that we never realized but it was a huge benefit during the storms.

34
35 Mr. Geletko said regarding the expanded recycling program, he showed a list of items
36 that are in the current program. The items not highlighted: paper, magazines, phone
37 books, bags, junk mail, envelopes, catalogs, corrugated cardboard boxes, food boxes,
38 soda/beer boxes and juice cartons will now expand into the program. As we have been
39 out on recycling day doing the audits, it's amazing how much volume is being put out to
40 the curb in those containers. In talking to the Timacuan Homeowners' association he is
41 being told that a major portion of what they used to throw away as garbage is now being
42 put into the recycling container. The president said he was basically generating one
43 bag a week and really didn't need that extra collection and seems to be the feedback he
44 is getting from many of the residents.

45
46 Mr. Geletko said regarding the City of Lake Mary pilot program, we started the program
47 November 26, 2008. We did our first count with the bins you currently use and had a
48 49% set-out rate and 2.3 tons were collected. There are 564 homes that are

1 participating in Timacuan. We went out on December 3rd and did an audit. The 64-
2 gallon carts were in place and the set-out rate was 65% and we collected 3.99 tons that
3 day. On December 17, 2008, we did another audit and the set-out rate was 82.3% and
4 we collected 8.89 tons. On December 31st the set-out rate was 51% but we collected
5 6.7 tons. He noted the people who had it out that day had it really stacked up. On
6 January 14, 2009, we did an audit and the set-out rate was 68% and we collected 6.89
7 tons. We are now in the process of doing a customer satisfaction survey and will be
8 mailed out Friday.

9
10 Mr. Geletko showed the sticker that will be put on each of the lids on the recycling
11 containers. It will identify the items by picture, and will spell out the items in language in
12 both Spanish and English.

13
14 Ms. Embry distributed recycling fact sheets.

15
16 Mr. Geletko said he has heard comments that recycling doesn't pay. If you look at the
17 one on paper and cardboard and what we are experiencing in Timacuan, probably 80-
18 85% of what we are collecting is in paper and cardboard. One ton of recycled paper
19 saves 4,200 kilowatt hours of energy and 101 gallons of oil. You have 4,800 homes in
20 Lake Mary. With that being said, the amount of oil that can be saved on an annual
21 basis from this city by the amount of recycling that you are currently doing is about
22 4,200 barrels of oil. You are talking about 4,800 homes out of 60,000 homes in
23 Seminole County that can save that much oil. When you look at the State of Florida,
24 90% of Florida is powered by oil electrical generating plants. That's pretty typical
25 nationwide. You have coal power, nuclear power, hydro power but the majority of
26 power in this country is by oil. If every household in this country recycled and we could
27 have that type of savings on oil, which is a small part to end dependence on foreign oil
28 but every little bit helps. He showed statistics on the savings of electrical power.

29
30 Mr. Geletko said regarding future challenges, five years ago the average price of fuel
31 was \$2.25. We saw it go up to \$4.75 and it is back down to \$2.36. We are projecting
32 fuel to go up to \$5.00 a gallon by 2014. Our trucks burn four gallons per hour and that
33 is a lot of fuel consumption. This is another reason we have pilot programs trying to
34 convert our equipment over to hybrid equipment.

35
36 Mr. Geletko said the other problem we face that we will never have in Lake Mary is DOT
37 has projected over the next ten years a 200,000 shortage of CDL drivers. All of our
38 drivers have to be certified by CDL. All our drivers have to go through a hiring process
39 to where they have a ten year background check. If they have a felony, they are not
40 hireable. They all to through a physical that includes drug screening and if they can't
41 pass that then they are not hireable. They also have a DMV check. If they have one
42 point on their driving record they are not hireable, plus they have to have a good report
43 from their previous employer. One out of 15 folks that apply for a job cannot qualify.
44 Mr. Geletko said having the fully automated trucks in operation allows us to be more
45 diversified with who we can put in those trucks. You don't have to be in Marine Corps
46 shape to operate the joystick of that truck like you do on a rear loader. In some areas
47 we have women applying for those jobs and they handle the job nicely. We also have

1 people that aren't quite physically fit that can operate those trucks because what those
2 trucks require is an operator and not a laborer.

3
4 Mr. Geletko said regarding recycling cart collection, you already have carts for garbage
5 collection and you know the benefits of it. One of the things we find with recycling is if
6 you make it convenient for people they will participate. A 64-gallon cart is a lot easier to
7 move to the curb than a 14-gallon bin, plus a lot of people like privacy in their recycling.
8 You put the lid on it and everything is self contained and you don't have materials
9 blowing over the neighborhood.

10
11 Mr. Geletko showed a rate chart. As you compare Lake Mary with the City of Sanford,
12 your price covers all collection and everything. The City of Sanford has two cleanups a
13 year. If you have something to throw out other than in those two cleanups, you are
14 going to pay a minimum charge of \$66. That source of information came from the Solid
15 Waste Department. It's the same with your commercial rates. Four years ago you had
16 a lot of ancillary charges: opening and closing gates, casters, locking devices, etc.
17 What you see in the chart is covered in one base charge. In Sanford you pay an
18 additional fee. When we did the calculations on that, the cost was much higher to the
19 City to add on those charges and to manage that system than packaging everything into
20 one rate.

21
22 Mr. Geletko said another thing important to note is when you look at the Lake Mary
23 program, a second cart is included in that rate. In the other cities if you want a second
24 cart, Winter Springs charges \$6.68 extra and in Oviedo it's \$7.00 extra for another cart.

25
26 Mr. Geletko thanked the Commission and was looking forward to keeping Lake Mary
27 clean and green.

28
29 Commissioner Duryea asked if there was any provision in the contract if we decide that
30 one residential trash pickup a week is not going to handle it. He asked if there was the
31 possibility of throwing in the other day.

32
33 Mr. Geletko answered affirmatively. He said it was in the contract and the City is
34 protected. You have the option of going either way.

35
36 Mr. Litton said we provide the flexibility to end up on the one/one/one if that's what we
37 decide is in the best interest and thought that is where it's going to end up. It will be up
38 to the resident as to what size cart they want for each. They may have a 96-gallon
39 recycling and a 64-gallon garbage and vice versa.

40
41 Commissioner Duryea asked if Waste Management requires people to crush their cans.
42 Mr. Geletko answered negatively.

43
44 Commissioner Gray said she heard the rate was guaranteed to February 2010. She
45 asked if there was a cap on the rate increase.

46
47 Ms. Sova said there was no cap and was based on cost of living, CPI and fuel.
48

1 Mr. Litton said the rate chart will be attached to the ordinance. Ms. Sova put up the rate
2 chart. Mr. Litton said residential is going from \$15.50 to \$17.35 a month and the
3 commercial will be going up an average of 7% effective March 1st. The City's revenue is
4 neutral and we are not gaining any additional monies. The additional costs are going to
5 Waste Management and that was the goal from the very beginning. One of the other
6 items is the performance standards. If they don't perform there can be penalties
7 associated and the City Commission is the ultimate authority on that.

8
9 Mr. Litton said he also discussed the agreement with Seminole County that we will be
10 bringing back where all of the solid waste generated in Lake Mary will go to the
11 Seminole County landfill or transfer station. In return for that we will be eligible for a
12 rebate depending on the tonnage and is estimated at \$50,000 a year.

13
14 Mr. Litton said the City Attorney had some recommended scrivener changes in the
15 franchise agreement to bring it into compliance with the one five years ago. He said Mr.
16 Geletko has looked at those and is in agreement.

17
18 Ms. Reischmann said the first is to Article 4 and in the last clause we add the term "in
19 whole or in part" where it says which is caused by a negligent or intentionally wrongful
20 act...

21
22 **SIDE 3B**

23
24 Ms. Reischmann said Article 7.1, last clause, eliminate "nor shall such create a cause of
25 action for damages". In 7.6 we add "the bins shall be located on private property". In
26 7.13 we add to the audit provision the clause "whenever the City deems it necessary".
27 There are typos in 7.14.1 and 7.15(1).

28
29 Ms. Reischmann said in 8.2 we add to the second to the last sentence "naming the City
30 as an additional insured for general liability, automotive liability insurance and worker's
31 compensation policies". In 8.3 we add a reference to the Franchise Collector where it
32 was omitted. In 8.5 we changed the title to "Questions Regarding Performance of
33 Agreement" and added at the end that "disputes are appealable to the courts". In 8.6
34 there is a typo correction where words got missed. In 8.6 (1) and (3) we added some
35 words that the notice will go to the City. In 8.7 we take out what is in there and put in
36 what was in the 2003 franchise agreement which said "If any provisions or portions of
37 provisions of this agreement proves to be unconstitutional and found unlawful or
38 unenforceable it shall not be held invalid or impair the validity, force, or effect of any
39 other provisions or any part of this Agreement. The provisions of this section shall not
40 prevent the entire Agreement from being void should a provision which is of essence of
41 the Agreement at the option of the City be held void". There are typos in 8.9 and 8.10.

42
43 Ms. Reischmann said there was one typo in the ordinance that will be corrected before
44 second reading.

45
46 Mr. Litton said since we are not regulating commercial recycling, which we cannot do,
47 there is a provision in the ordinance that there will be a licensing fee of \$250 associated

1 with that. It mirrors off Sanford's ordinance so we will require those who work in
2 commercial recycling in the City to have a Lake Mary license.

3
4 Mr. Geletko said Lake Mary's recycling program is one of a kind in Seminole County.
5 He said he didn't think for a few years coming that any other city will be able to do a
6 single source program/expanded program like you have here. Because of our
7 programs in Orange County we have the ability to take it to Orange County and Orange
8 County is not taking on any more single source because of the economy and the way
9 the markets are. It will be a one of a kind program in Seminole County.

10
11 Mayor Meador asked if anyone wanted to speak in reference to Ordinance No. 1312. No
12 one came forward and the public hearing was closed.

13
14 Mayor Meador said he appreciated those comments because this city took a quantum
15 leap in the early '90's with curbside recycling and this is an opportunity to provide the
16 most effective service in the most efficient manner. He said we are enhancing the
17 service delivery and maintaining the costs to the residents, particularly when you look at
18 what current and future rates will be for municipalities. He said he was thankful for the
19 work Mr. Geletko and his team did and also Mr. Litton and city staff for the negotiations.
20 He said the citizens are the beneficiaries tonight.

21
22 **Motion was made by Commissioner Duryea to approve Ordinance No. 1312 on**
23 **first reading with the correction stated by the City Attorney, seconded by**
24 **Commissioner Lucarelli and motion carried by roll-call vote: Deputy Mayor**
25 **Brender, Yes; Commissioner Duryea, Yes; Commissioner Gray, Yes;**
26 **Commissioner Lucarelli, Yes; Mayor Meador, Yes.**

27
28 **Motion was made by Deputy Mayor Brender to authorize the City Manager to**
29 **award the franchise agreement to Waste Management with changes noted,**
30 **seconded by Commissioner Lucarelli and motion carried by roll-call vote:**
31 **Commissioner Duryea, Yes; Commissioner Gray, Yes; Commissioner Lucarelli,**
32 **Yes; Deputy Mayor Brender, Yes; Mayor Meador, Yes.**

33
34 Mr. Geletko said he appreciated the opportunity to serve this great city for another five
35 years.

36
37 Commissioner Duryea asked when they could expect to receive the carts.

38
39 Mr. Geletko said they would start delivering the carts the third week in February and
40 service will start the first week in March.

41
42 Mr. Geletko introduced his colleague Terrence Youmans, District Manager. He said
43 Terrence comes by the way of West Point and is a West Point and MIT graduate. It's a
44 privilege to work with him. He introduced Jessica Embry, Municipal and Community
45 Relations Manager for the North Florida market.

46
47 The Commission returned to the regular order of the agenda at this time.

1 B. Request for Conditional Use Approval for allow construction of a new two-
2 story funeral home in the A-1 zoning district located at 5000 C.R. 46A, Lake
3 Mary, Florida; LEFTI/Joey Luckado, applicant (Public Hearing) (quasi-judicial)
4

5 Mr. Noto said the Oak Lawn Funeral Home is located in between 46A westbound and
6 eastbound. He showed a preliminary plan on the overhead. To the left is the existing
7 facilities and the darker portion is the proposed funeral home. Because of the deviation
8 from an already approved site plan and an already approved conditional use, the
9 proposal requires a new conditional use approval.

10
11 Mr. Noto said the new funeral home will be a 13,909 square foot facility with two stories.
12 It is a deviation so it does require a new conditional use approval. The applicant will
13 have to meet three conditions laid out in the staff report:

- 14 1. The applicant will be entering into a developer's commitment agreement at the
15 site plan stage which would require they tie into sewer when it becomes available
16 along 46A.
- 17 2. Prior to the site plan stage the applicant must show compliance with comments
18 given by the Seminole County Health Department that came up during the DRC
19 review.
- 20 3. The applicant has indicated that there will be no crematorium facilities
21 constructed at the site and in the event a crematorium is proposed a new
22 conditional use review will be required. He noted this condition came up after
23 P&Z heard the item in December 2008.

24
25
26 Mr. Noto said P&Z unanimously recommended approval at their December 9th meeting
27 with the two conditions and the third was added a couple of weeks ago.

28
29 Mr. Noto said staff finds the request meets all six criteria and recommends approval.

30
31 Mr. Noto said this was quasi-judicial and a sign-in sheet was in the back.

32
33 Commissioner Duryea said that was a landlocked peninsula as far as the traffic flow
34 goes. He asked the size of that building. Mr. Luckado stated from the audience that it
35 is 7,500 square feet.

36
37 Commissioner Duryea said if we are going to allow them to increase the footprint that
38 means they expect more people to show up. He said he was wondering if the parking
39 was adequate because it is not adequate right now.

40
41 Mr. Noto said when they come in for site plan review, parking and traffic will be brought
42 up and will be taken care of at that time.

43
44 Deputy Mayor Brender said he happened to drive up there the other day and one of our
45 officers had 46A blocked to allow a funeral to come out and it was a really bad time of
46 the day. 46A is getting clobbered. While it may come up later in the process, the
47 applicant better be aware these issues about parking are going to come up and should
48 be addressed. We don't often believe traffic counts.

1 Mr. Noto said he believed when we did the DRC review they are meeting the parking
2 requirements as is. We haven't talked about traffic but will make note of the concerns.

3
4 Joe Luckado with LEFTI, 1005 Berlin Road, Orlando, Florida, applicant, came forward.
5 He said currently we are exceeding the parking.

6
7 Mr. Omana said since it is on 46A, as part of the site plan we will be coordinating very
8 closely with Seminole County through the right-of-way utilization permit process. That
9 enables that agency to look at traffic issues and coordinate it with the City of Lake Mary.

10
11 Deputy Mayor Brender asked if this meets all the open space requirements.

12
13 Mr. Noto said we haven't reviewed open space at this point in the game but it is safe to
14 say they won't have much trouble. As it stands now the site is heavily wooded.

15
16 Mayor Mealor asked if anyone wanted to speak in reference to this conditional use
17 request. No one came forward and the public hearing was closed.

18
19 Mayor Mealor said there was a service at this facility today for the City Clerk's family
20 and our thoughts and prayers are with her at this time, but one thing that became very
21 apparent is this is a most appropriate request.

22
23 **Motion was made by Commissioner Duryea to approve the conditional use with**
24 **the three conditions outlined by staff and P&Z, seconded by Commissioner**
25 **Lucarelli and motion carried by roll-call vote: Commissioner Gray, Yes;**
26 **Commissioner Lucarelli, Yes; Deputy Mayor Brender, Yes; Commissioner Duryea,**
27 **Yes; Mayor Mealor, Yes.**

28
29 D. Resolution No. 834 – Intent to use the uniform method of collecting non-ad
30 valorem special assessments for providing fire services commencing for the
31 fiscal year beginning October 1, 2009 (Public Hearing)

32
33 The City Attorney read Resolution No. 834 by title only.

34
35 Mr. Litton said this is housekeeping and allows us the opportunity should we decide as
36 we proceed through the budget year that we want to add the charges for fire service as
37 a MSTU then we can do that based on the study we did two years ago. We need to do
38 this annually. We have no intent of doing it as we speak now but if don't do it then we
39 have to start the whole process over.

40
41 Mayor Mealor asked if anyone wanted to speak in reference to Resolution No. 834. No
42 one came forward and the public hearing was closed.

43
44 **Motion was made by Commissioner Duryea to approve Resolution No. 834,**
45 **seconded by Deputy Mayor Brender.**

46
47 Commissioner Gray clarified that this was something they were going to have in their
48 hip pocket. Mr. Litton said that was correct.

1 Mayor Mealor said that was an excellent point because of you look at the efficiency of
2 our fire department, the level of service that we are providing coupled with some of the
3 other issues, this is probably not something that is going to be needed, but forewarned
4 is forearmed.

5
6 **Motion carried by roll-call vote: Commissioner Lucarelli, Yes; Deputy Mayor**
7 **Brender, Yes; Commissioner Duryea, Yes; Commissioner Gray, Yes; Mayor**
8 **Mealor, Yes.**

9
10 E. Resolution No. 835 – Authorizing the demolition of an unsafe structure and
11 executing a lien on property located at 480 Lake Road

12
13 The City Attorney read Resolution No. 835 by title only.

14
15 Mr. Litton said in the packets is an outline of the findings of the building official who has
16 the authority to so find. The demolition order is also included. The owner of the
17 property agrees, however, he does not have the money to complete the demolition.
18 The total amount of the lien will be \$9,638. Because of the building official's findings,
19 staff recommends that we take it down since it is a public safety and public health issue.
20 The demolition cost is \$8,500, attorney's fees are \$1,050, and recording fees are \$88.
21 He recommended that the Commission authorize him to issue the lien.

22
23 Commissioner Duryea asked if the City had done everything they needed to do as far
24 as this lien goes so it doesn't come back and shoot us in the foot.

25
26 Ms. Reischmann said we have complied with the due process requirements of the code
27 in question.

28
29 Commissioner Duryea asked if the owner needed to give the City some kind of hold
30 harmless.

31
32 Ms. Reischmann said he did.

33
34 Deputy Mayor Brender asked if there was any possible use for this facility by the fire
35 department to practice in.

36
37 Chief Bracknell said not with this building because it is in poor shape and you fall
38 through the floor when you are inside.

39
40 Mr. Litton interjected that they talked about that.

41
42 **Motion was made by Commissioner Duryea to approve Resolution No. 835,**
43 **seconded by Deputy Mayor Brender and motion carried unanimously.**

44
45 F. Resolution No. 836 – Amending Personnel Policy re: Family Medical Leave
46 Act Policy

47
48 The City Attorney read Resolution No. 836 by title only.

1 Mr. Litton said there is a new provision in the FMLA (Family Medical Leave Act) that
2 addresses military personnel. While we were at it we redid our whole policy so it is all
3 current. The basic changes are the new provisions that take effect on January 15th. He
4 asked the Commission to approve the resolution.
5

6 **Motion was made by Commissioner Duryea to approve Resolution No. 836,**
7 **seconded by Commissioner Lucarelli and motion carried unanimously.**
8

9 IX. Citizen Participation

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

11 X. Reports

12 A. City Manager

13 1. Request Commission direction on Red Light Traffic Cameras (work session
14 presentation)
15
16
17
18
19

20 Mr. Litton said earlier this evening the Commission heard three presentations on red
21 light cameras. He said Lt. Prince was still present if there were any technical questions.
22 He asked the Commission to make a decision as to whether they want to enter into a
23 demo project with one of the companies. If the Commission wants to proceed the best
24 way is to rank the companies. This is not a commitment to go forward on a permanent
25 basis. If we do we will have to come back and do the legislative actions, the ordinance
26 that will set fines, and the due process. The first thing they need to decide is whether or
27 not they want to experiment. Staff has indicated they thought it was a good project. We
28 believe that statistics bear out the program does work and helps reduce accidents. He
29 said Lt. Prince did an outstanding job in his research on this.
30

31 Commissioner Duryea said there were some facts presented that indicated there was
32 an increase in rear end collisions that would far offset the intersection collisions due to
33 the use of the red light cameras. He asked Lt. Prince to call the Houston Chief of Police
34 or whoever was doing that to get a feel for how it was working. He asked if that might
35 be something we want to table or approve conditionally.
36

37 Lt. Prince said from the research he had conducted in some instances there had been a
38 slight increase (3-5%) initially. At each location there will be signage so a motorist will
39 know there is a red light camera in use. Most people travel the exact same way to and
40 from work or grocery store. Once they are aware that the camera system is in place
41 that will go away. Once that process starts the accidents and violations we have will
42 start to decrease. It is a learning process. He thought all the vendors would tell them
43 that if they put a camera in one of the busiest intersections at first we may see some
44 rear end accidents that we didn't have before, but that would be very minimal. It is a
45 learning experience so as drivers start to notice there is a red light camera that is going
46 to diminish. The camera system and signage changes driver behavior so there is a
47 learning process.
48

1 Deputy Mayor Brender said he still was not sure about the debate between single
2 versus multi-camera use. We have one company telling us you can get better pictures
3 with a single and another company telling us you can get better pictures with a multi.
4 He said he needed an answer to that. He said he was willing to go ahead with an
5 approval on this tonight but would like that issue cleared up.
6

7 Deputy Mayor Brender said he had a serious concern about the idea of a strobe versus
8 no strobe. He said if he was driving through an intersection on a dark night and all of a
9 sudden I see a bright flash of white light from the other side of the intersection, it's going
10 to distract me. He said he had a problem with the fact that he lived about 300 feet away
11 from a certain intersection that will be covered and wondered whether or not those
12 strobes are going to be visible and every time somebody clicks that light was he going
13 to get a flash of lightening into every window within 100 yards of this thing.
14

15 Lt. Prince said in regard to multi-camera versus single camera, the only thing he could
16 tell them with any certainty is that he was not an expert in that field and was
17 uncomfortable responding to that because he didn't know.
18

19 Deputy Mayor Brender said aside from the three applicants, we need to get some
20 impartial advice.
21

22 Lt. Prince said in regard to the flash, one of the vendors has a system that does not
23 incorporate a flash. He said he had spoken in detail with Michael Rhodes, Director of
24 Code Enforcement for the City of Orlando, regarding that issue and that issue was of
25 great importance to the City of Orlando. Because of that they selected one vendor that
26 was represented here tonight that does not incorporate the use of a flash. They were
27 concerned about complaints from citizens as well as complaints from businesses that
28 wouldn't want that flash. That was of great significance to the City of Orlando and was
29 one of the determining factors in one of the vendors they chose. He said he would look
30 into multi-camera versus single.
31

32 Mr. Litton said they would go with No. 1 and try to work out the test. The test program
33 would be brought back to the Commission before it is implemented.
34

35 Commissioner Duryea said the test program is going to be on a system that we may not
36 approve. Mr. Litton said it could be.
37

38 Mayor Meador asked which one of the presenters the City of Orlando chose because of
39 the fact there was no strobe. Lt. Prince said LaserCraft.
40

41 Commissioner Gray recommended that they not rank them tonight. She said she was
42 in favor of the idea overall. She suggested the police department and somebody else
43 get together and pick out six or eight things that are really important and make a matrix
44 for all three of these and that would be the ranking. She recommended signs be put up
45 at least one month in advance of installation of the camera so people will know it is
46 coming and maybe avoid most rear-end collisions.
47

48 Lt. Prince said he thought that could be arranged.

1 Mayor Mealor said the one thing he had always done, particularly in the area of public
2 safety, is what are the resources you need, we tell you what we want, and then stay out
3 of your way. He said he had heard three presentations in an area that he was not
4 sophisticated and based on Commissioner Brender's comments would lean toward one.
5 He asked if the team had put together a preference. If the City of Orlando has an issue
6 and Commissioner Brender as a resident has a concern about an issue, and only one of
7 the three vendors has addressed that issue, it is pretty obvious where I would go. But is
8 that the most effective way to make a decision in this setting. This is the first time we
9 have had this kind of thing come before us. Historically we have scenarios and have
10 been told it is staff's opinion that it would be in our best interest to go in a particular way
11 based on the facts presented. He said he found it interesting that he didn't see that this
12 evening.

13
14 Mr. Litton asked Lt. Prince if he talked to Apopka because they used the flash.

15
16 Lt. Prince said he talked to Apopka and Winter Springs. He said Winter Springs chose
17 ATS and their system has not come on line as yet and they chose ATS 16 months ago.
18 He said Apopka told him they had not had any complaints on the strobes but didn't
19 know the number of locations and was not aware of the proximity of residential areas.
20 He said he wasn't sure that would be a good snapshot of our city.

21
22 Commissioner Lucarelli said Casselberry chose ATS and they have been on line since
23 November so that would be another one to ask.

24
25 Commissioner Lucarelli asked what it would hurt to delay.

26
27 Mr. Litton said it wouldn't. If you want staff to make a recommendation we will do that.
28 He said he didn't think there was anybody on staff or on the Commission that is an
29 expert. It's one of those things where we don't have the expertise. We can do all the
30 studies and read one report and get one thing and read another and get something
31 else. That's why we wanted the Commission to hear it because it is going to be
32 controversial.

33
34 Mayor Mealor asked the Commission if they wanted to go forward with this process.

35
36 Deputy Mayor Brender. Voted Yes
37 Commissioner Duryea Voted Yes
38 Commissioner Gray Voted Yes
39 Commissioner Lucarelli Voted Yes

40
41 Mayor Mealor asked the Commission for their ranking.

42
43 Deputy Mayor Brender LaserCraft, ATS, Redflex
44 Commissioner Duryea ATS, Reflex, LaserCraft
45 Commissioner Gray LaserCraft, Redflex, ATS
46 Commissioner Lucarelli LaserCraft, ATS, Redflex
47 Mayor Mealor LaserCraft, ATS, Redflex
48

1 Mayor Meador said Mr. Litton has direction that their first preference would be for him to
2 enter into discussion with LaserCraft. The second is ATS should the negotiations fall
3 through and if those do not work out we will move to Redflex.

4
5 Deputy Mayor Brender said he found the discussions interesting and thought they would
6 be well served by any of the three.

- 7
8 2. Request Commission make appointment/reappointment to Fire Pension Board to
9 serve remainder of term

10
11 Mr. Litton said this is an appointment to the Fire Pension Board for the seat currently
12 held by Ken Rummel. We have not been able to make contact with him although he did
13 indicate to the City Clerk at one time that he was willing to continue to serve. He said
14 Mr. Rummel has a code enforcement case on his residence. He said Karen Gudinas
15 had expressed an interest in serving on the Police Pension Board but she had a conflict
16 because her son-in-law is a police officer. He said she has indicated a desire to serve
17 on the Fire Pension which is a completely separate plan and she would not have that
18 conflict, or the Commission can appoint anybody else.

19
20 **Motion was made by Deputy Mayor Brender to appoint Karen Gudinas to the Fire**
21 **Pension Board, seconded by Commissioner Duryea and motion carried**
22 **unanimously.**

- 23
24 3. Request Commission authorize expenditure from Law Enforcement Trust Fund
25 for Lake Mary High School's "Challenge Day" in an amount not to exceed \$750
26 and authorize City Manager to execute associated budget adjustment

27
28 Mr. Litton said we all got e-mails from Lake Mary High School regarding "Challenge
29 Day" which sounds like a great program dealing with bullying. They asked for
30 donations. He said he talked to Chief Bracknell about using some Forfeiture Fund
31 money and we came up with \$750 as a contribution toward that program. It requires
32 Commission approval to use that money. It is statutorily eligible since it is dealing with
33 crime prevention. He recommended approval along with the associated budget
34 adjustment of \$750.

35
36 **Motion was made by Commissioner Duryea to approve the expenditure and the**
37 **associated budget adjustment, seconded by Commissioner Lucarelli.**

38
39 Mayor Meador said he spoke with the Lake Mary Women's Softball Coach yesterday
40 and she was incredibly enthusiastic about this program. If you have that kind of
41 leadership there's a high probability it's going to be successful.

42
43 Commissioner Gray asked if this was new and was it the only bullying program around.

44
45 Chief Bracknell explained this was human diversity type training. He thought it was an
46 exciting program and well worthwhile.

47
48 **Motion carried unanimously.**

1 4. Request Commission approve Comprehensive Plan Amendment Schedule for
2 2009
3

4 Mr. Litton said this is a request for the Commission to approve the large scale future
5 land use amendment cycle as outlined on the overhead and in the staff report. This is
6 done in accordance with Florida Statutes 163.3187 and the Commission must establish
7 these dates.
8

9 Mr. Omana said the first large scale future land use amendment cycle will open up on
10 January 19th and go until February 13th with the Commission's adoption hearings in
11 August of this year. The second large scale amendment cycle will open up May 4th and
12 close on June 1st with Commission adoption hearings in December of this year. These
13 are standard per Florida Statute and procedure.
14

15 **Motion was made by Deputy Mayor Brender to approve the establishment of the**
16 **dates for the Large Scale Future Land Use Amendment Cycle, seconded by**
17 **Commissioner Lucarelli and motion carried unanimously.**
18

19 Mr. Litton asked Mr. Omana to give an update on the commuter rail landscape plan.
20

21 Mr. Omana said this past Friday a property owner submitted a small scale
22 comprehensive plan amendment for the triangular property located next to the
23 commuter rail station. We have taken that conceptual design submitted with the
24 application and internally have taken the commuter rail station under the 60% plan
25 design and added the building. We would like to pursue discussions with the owner and
26 FDOT to see if we could have a portion of that building (conceptually the first floor) act
27 as the commuter rail station stop amenity area where you can get coffee, a bagel, and
28 watch a flat screen TV while you're waiting for your train. The distance from the building
29 to the platform stop is approximately 700 feet. He and Mr. Litton went over some
30 concepts and it would be interesting to have a covered walkway lead up to the platform
31 area. This is something we would like to pursue and explore with this property owner.
32 We have identified it as a legislative opportunity through the Comp Plan Amendment
33 process. Hopefully we can get some details to the Commission and seek direction.
34

35 Commissioner Gray questioned who would walk 700 feet.
36

37 Mr. Omana said his staff asked the same thing. He said when he rode TriRail in South
38 Florida they had a similar situation at the Boca Raton stop.
39

40 **SIDE 4A**

41
42 Mr. Omana said we would hang out at the restaurant and have a drink until the train
43 came.
44

45 Commissioner Duryea said it is an important part that you (Mr. Omana) were on the
46 same side as the train was going. This is on the wrong side.
47

48 Mr. Omana said it is on the opposite side but there is a platform connector.

1 Deputy Mayor Brender asked if the building was proposed as a commercial use.

2
3 Mr. Omana said they are proposing a Comp Plan Amendment to office with PO zoning.
4 It would be the corporate headquarters for their real estate division. It's a local family
5 that does real estate development. We were approaching the idea of these guys taking
6 the top floor and we take the bottom floor and see if we can work out a deal.

7
8 Deputy Mayor Brender said he could see where they are coming from having just gotten
9 back from Atlanta. There are restaurants all around a station and can be quite distant
10 from the station but the value of being within that kind of radius distance seems to be
11 attractive to all those restaurants.

12
13 Mr. Omana said what was also interesting is their conceptual plan showed an access off
14 Lake Mary Boulevard. As you can see from our drawing we are saying no access there
15 and to come in and do cross access easements with the train station and also do
16 potential cross drainage easements with the station itself. He said FDOT has to come
17 back before the Commission for a vacate of right-of-way.

18
19 Commissioner Duryea said he didn't know if something like that could work. Whatever
20 amenity we provide should be on the north side of the tracks. That either means the old
21 Zeuli property on the corner, which we don't own, but we do own the property across
22 the street.

23
24 Mr. Omana said he would love to have the property to the north and that's going to take
25 a dollar consideration. This is a legislative consideration because he is in for a Comp
26 Plan Amendment. We will keep the Commission posted on this matter.

27
28 Mr. Litton said Seminole County has notified us that they will be increasing their sewer
29 rates from \$2.73 to \$2.98 per 1,000 gallons. We cap at 10,000 gallons—15,000 gallons
30 for Huntington--but will passing that through to our customers.

31
32 Mr. Litton said the Seminole County Tax Collector has opened a new office at 845
33 Primera Boulevard and is considered a full service branch. They will be handling
34 driver's license functions, vehicle and vessel registrations and titles, handicapped
35 parking permits, property tax payment processing, occupational tax receipts, and
36 hunting and fishing licenses.

37
38 Mr. Litton said the annual Shred-A-Thon done by the Elder Affairs Commission will be
39 this Saturday at the Municipal Services building at 911 Wallace Court from 9:00 A.M. to
40 1:00 P.M. The first three boxes are free and each additional box is \$5.00. Donations
41 are always accepted.

42
43 Mr. Litton said there are currently two vacancies on the City's Elder Affairs Commission
44 and their advisory board meets the second Monday of every month at 4:30 P.M. at the
45 Senior Center. Anyone interested in volunteering should contact the City Clerk.

46
47 Mr. Litton extended condolences to Carol Foster and her family on the passing of her
48 stepmother.

1 B. Mayor

2
3 Mayor Mealor had no report at this time.

4
5 C. Commissioners (3)

6
7 Commissioner Gray said today she attended the Tri-County League of Cities and it
8 looks like the commuter rail is going to happen. There is one snag and that is Senator
9 Dockery in Lakeland. She suggested that anyone in favor of commuter rail to write not
10 only their own representative but Senator Dockery too and maybe we can move her
11 along to the other side.

12
13 Commissioner Lucarelli said last week she attended the CALNO meeting in Mr.
14 Brender's stead. Elections were held and Commission Brender was re-elected
15 Chairman. It was hosted by the City of Altamonte Springs at their new public works
16 facility and the title of the presentation was "Greenies & Ecocentric Effort". It's an
17 unofficial green building. Part of it is underground. It is two-story so it is not certified but
18 some of the creative ideas they implemented came from the employees who were
19 organized as a group called EPIQ (Excellent People Improving Quality). They offered
20 incentives to employees who came up with good, usable ideas. She thought that was
21 something neat to pass on to other cities to consider.

22
23 Commissioner Lucarelli said they reused an old water storage tank to house their data
24 processing facility. It is virtually indestructible and can withstand hurricane force winds.
25 At their emergency op center at the public works facility there is plenty of room in a
26 disaster situation for people to sleep there. There is a huge cafeteria with a full kitchen.
27 They have it set up nice for people to be able to work and sleep there and do what they
28 need to do to serve the community.

29
30 Commissioner Lucarelli said teams were created to investigate energy savings and one
31 solution they are considering is to replace fluorescent Christmas bulbs with LED bulbs.
32 Their investigation said they could save approximately \$3,000 per year by replacing just
33 200 of those Christmas bulbs with LED bulbs.

34
35 Commissioner Lucarelli said Altamonte has a citywide tree inventory which shows open
36 areas where trees could go. They are trying to expand canopies and shade in the city.
37 They have a program where if a citizen wants a tree planted, their motto is "right
38 tree/right place". You can plant a tree under power line if it is the right tree such as a
39 small understory tree. They have a program where an arborist will come out and
40 analyze the spot and say what they can plant and they will give it to them for free and
41 plant it for them. She said she didn't know what caliper tree.

42
43 Commissioner Lucarelli said they boast that they have several recycling stations
44 throughout the city that are used a lot. She was able to say that Lake Mary's recycling
45 percentage of participation by the residents is much higher than many of the other cities
46 were.

1 Commissioner Lucarelli said Casselberry reported they have had great success with
2 their red light cameras that began in November. They have been issuing warnings and
3 on February 1st citations will be used. They are starting their improvements in their
4 downtown and senior center.

5
6 Commissioner Lucarelli said Oviedo was just rated with FEMA. This rating affords the
7 citizens in the flood prone areas a 10% discount on their flood insurance.

8
9 Commissioner Lucarelli said on Thursday, January 29th, at 7:30 A.M. at the Progress
10 Energy building there will be an economic summit hosted by Fred Lenhardt and Lee
11 Sullivan, the new CEO of SunTrust Bank. It is free but space is limited.

12
13 Commissioner Lucarelli said the next CALNO meeting would be hosted by Casselberry
14 and the March meeting would be hosted by Lake Mary.

15
16 Commissioner Lucarelli said she attended PBAS and the speaker talked about small
17 business and how they need to reinvent themselves and try to find the dollars out there.

18
19 Deputy Mayor Brender thanked Commissioner Lucarelli for handling CALNO.

20
21 Deputy Mayor Brender said the School Board voted 4 to 1 to approve the expenditure of
22 about \$270,000 of capital funds. These are not the funds they pay teachers with or fill
23 classrooms with but are capital expenditures only and it is limited to those expenditures.
24 The Booster Club is still planning and is in discussion with some banks to get a
25 \$100,000 loan which is about the maximum they are going to be able to do. With that
26 change the pools became the pool. He voiced an opinion previous to the meeting to
27 Commissioners Morris and McLean that he had long said if there aren't two pools then
28 he was skeptical about how much use the City of Lake Mary could get out of it and
29 whether or not it is worth \$300,000 for the City to put into it.

30
31 Deputy Mayor Brender said it was his understanding the pool would be constructed off
32 center on the site so there will be room for the other pool. The design team working on
33 the pool will be designing the facility and the filtration system and piping will be in place
34 for the addition of a second pool at hopefully a minimum cost some time in the not-too-
35 distant future. The School Board approved it and it may or may not have to come back
36 for approval at the county and city levels. If everything gets approved we are looking at
37 construction in about three months and completion in about 18 months.

38
39 Deputy Mayor Brender said he noticed the December numbers for the police
40 department were down so whatever we did in December to do it again.

41
42 Commissioner Duryea said he noticed the noise complaints have gone down
43 substantially.

44
45 Commissioner Duryea said last Thursday he had the honor of swearing in the new
46 executive committee for the Lake Mary Historical Society which is the support society
47 for the Historical Commission. They do a great job and it is amazing how some of the
48 same people do all the volunteering.

1 Commissioner Duryea said Commissioner Gray mentioned the commuter rail and he
2 read recently that another glitch is the company they had the order in for the rail cars
3 (American Rail Cars out of Colorado) has quit making them. They have a set they have
4 lent to Miami-Dade Metro that they are using in the meantime. As far as us getting new
5 ones is going to be interesting because we would like them to be American made but
6 they have to come from overseas.

7

8 D. City Attorney

9

10 Ms. Reischmann had no report at this time.

11

12 XI. Adjournment

13

14 There being no further business, the meeting adjourned at 10:30 P.M.

15

16

17

18

19

David J. Mealor, Mayor

Mary Campbell, Deputy City Clerk

20

21

22

23

ATTEST:

24

25

26

27

28

Carol A. Foster, City Clerk