

1 and everything that could go wrong did go wrong. As soon as we knew what was
2 happening we did everything in our power to notify as many people as quickly as we
3 could. There are still people out there right now that will tell you they don't know
4 anything about it. We've got reader boards out throughout the City, we have been on
5 every television station, in the newspapers, and information is on our Web site. We
6 used the Reverse 9-1-1 system but that is a very slow process and we know we can't
7 depend on it. We did the E blasts for those who signed up for E-alerts. Unfortunately
8 some of those people had only signed up for police information so they didn't get the
9 blast. He said he directed staff today to eliminate those choices so everybody will get
10 everything.

11
12 Mayor Mealar said he received a number of compliments related to our police and fire.
13 The hallmark of this community is commitment to public safety. We want to reassure
14 the citizens that nothing is more important to our decision making process than the
15 public safety and the public health of our residents and at no time was that in jeopardy.
16 He asked Mr. Paster for an update.

17
18 Mr. Paster said at 5:15 P.M. on April 1st, our treatment facilities experienced plant
19 control failure caused by lightening. The lightening strike caused several components
20 to short circuit. One of the plant's control panels was hit with a power surge. The
21 phone lines to the plant's monitoring system and modem were hit with a power surge
22 thus disabling monitoring. Though the plant stopped producing new water at this time,
23 the stored water of approximately two million gallons continued to be pumped into the
24 system. The City maintained normal pressure until approximately 5:30 A.M. this
25 morning. At 6:00 A.M. the water treatment plant personnel were on site evaluating the
26 situation and determined the water interconnects with Seminole County needed to be
27 opened and proceeded to do so. At 6:45 A.M. the interconnects were open and the
28 system pressure was restored. Sometime between approximately 6:15 and 6:45 this
29 morning, the pressure dropped below 20 psi requiring the City to issue a precautionary
30 boil water notice which we expect to rescind by noon on Saturday. There was no
31 breach in the distribution system and there is no reason to believe contamination has
32 entered the system. The water was appropriately chlorinated at all times.

33
34 Mr. Paster said we successfully troubleshooted the plant and replaced five components
35 that were damaged by lightening. There are four more components that need to be
36 installed and we will have that done by tomorrow morning. We expect to have the plant
37 up and running by tomorrow and we will continue to run off the Seminole County system
38 until that time. We will also be doing a thorough investigation of the incident and
39 updating all of our standard operating procedures to ensure that this type of failure can
40 be avoided in the future.

41
42 Commissioner Lucarelli asked if there was surge protection on all of the components
43 and systems or was that blown out as well.

44
45 Mr. Paster said there is no surge protection that can protect the motor back into the
46 control system.

1 Mayor Meador said once identified the team responded as rapidly as possible and
2 backup systems were in place. At the Strategic Planning meeting you heard that we
3 were going to be extremely frugal and this is one of those times where this will need to
4 be a priority. If additional resources are needed, please bring that request to the
5 Commission immediately. He thanked Mr. Paster for the way this was handled.
6

7 Mr. Litton said notification did not get out as quickly as we wanted it to. He said he got
8 the page at 11:30 this morning that the system went down.
9

10 Deputy Mayor Brender asked if the phone line that alerts the on-call operator was hit.
11

12 Mr. Paster said the on-call operator gets a call from dispatch at the police station.
13 When dispatch realizes there is a problem with the system they call the on-call person.
14 The phone line at the water treatment plant calls the water treatment plant operator with
15 any type of alarm system. There was an alarm, it just wasn't working. What took the
16 computer down came through the phone lines and got the modem.
17

18 Mayor Meador said that is an example where maybe a review of our standard operating
19 procedures needs to be addressed. When you have to call city hall and leave
20 messages to find out what's going on, there is a better way to do business and we will
21 certainly get there.
22

23 A. Proclamation – Water Conservation Month

24
25 Mayor Meador read a proclamation proclaiming the month of April as “Water
26 Conservation Month”.
27

28 VII. Unfinished Business

29
30 There was no unfinished business at this time.
31

32 VIII. New Business

33 34 A. Request for a variance from §157.04, Buffer Standards and Requirements, 35 City Code of Ordinances, 570 Weldon Boulevard; Isadore Hyde, applicant 36 (Public Hearing) 37

38 Mr. Noto said this is a housekeeping variance. The property is north of Lake Road
39 across the street from Lake Mary Landings townhomes and to the south of Seminole
40 Community College. This site was approved for a site plan last summer by P&Z. The
41 owner proposed to run his law firm business out of the house that was on the site. As
42 part of the site plan, he had to comply with the landscaping requirements. To the west
43 and south of the property are residentially zoned areas, therefore, he was required to
44 construct a 6-foot brick wall along the western and southern property lines.
45

1 Mr. Noto showed the site plan that was approved last summer with the brick wall along
2 both property lines and the retention pond within the property boundary limits. Since the
3 site plan was approved, the owner has hired a different engineer who said this survey
4 was incorrect. The retention pond expands beyond the western property line. Because
5 of that the engineer, Tim Shutts, came to the City and asked for a variance to shorten
6 the length of the brick wall. He said Mr. Shutts gave the City a technical letter that was
7 reviewed by Mr. Connelly and he concurred with all the technical items saying that if
8 they were to build the brick wall through the pond, it would damage what the pond was
9 supposed to do.

10
11 Mr. Noto said the item was heard by the Planning & Zoning Board on March 10th and
12 was approved by a vote of 3 to 2. Since this is a variance from the landscape code,
13 there are some different regulations. There is only one finding of fact and that is there is
14 an unusual site size, location and configuration due to the retention pond going beyond
15 the western property line, and the technical items outlined in the letter did meet that
16 requirement. Staff finds it meets all finding of fact and recommends approval.

17
18 Deputy Mayor Brender asked if they are going to leave the retention pond extending
19 onto that other property.

20
21 Mr. Noto answered affirmatively. Based on some aerials that staff has looked at during
22 the site plan process, the pond has been there that was for over 60 years and has
23 functioned as the retention area for Weldon and the surrounding properties.

24
25 Deputy Mayor Brender said the other property owner has no objection. Mr. Noto said
26 staff has heard no objection.

27
28 Deputy Mayor Brender said it seemed odd. Mr. Noto said it is very odd and it is very
29 unique.

30
31 Mayor Mealor said that was a concern of P&Z in their deliberations but a point of fact
32 was made.

33
34 Commissioner Lucarelli asked if there was a copy of a deed or anything where the
35 former property owners gave an easement or something. Mr. Noto said nothing was
36 found.

37
38 Commissioner Lucarelli expressed concern of what legal issues might come up later.

39
40 Deputy Mayor Brender asked if they had addressed anything like increased landscape
41 buffers or tree planting in order to cover some of the area.

42
43 Mr. Noto said most of the area is heavily wooded. He showed an aerial photograph of
44 the property. He said the owner would probably be able to meet the increased
45 landscaping by what's on the site now.

46

1 Mayor Mealor asked if anyone wanted to speak in reference to this request.
2
3 Tim Shutts, engineer for the project, 111 Central Court, Longwood, came forward. Mr.
4 Shutts said he concurred with the City's findings. It is a very unusual situation. The
5 owner is taking some of the monies that he would save by shortening the wall and
6 enhancing the wall features by putting in columns and making it more consistent with
7 the properties across the street and in the surrounding area.
8
9 No one else came forward and the public hearing was closed.
10
11 Deputy Mayor Brender asked how far the nearest house was to the open part of the
12 wall. Mr. Noto pointed out the nearest house and the childcare center to the north.
13
14 Deputy Mayor Brender said he was trying to pinpoint whose fault this is. Commissioner
15 Duryea interjected that it doesn't matter.
16
17 Mayor Mealor said staff can only interpret what we have approved. In this case, staff is
18 on target because putting a wall in would cause far more disruption to the area than is
19 currently out there and thought it would create a problem.
20
21 Deputy Mayor Brender said it was fair to examine. When the owner changed engineers
22 is when this was discovered.
23
24 Commissioner Lucarelli asked if the only clearing would be in the parking area.
25
26 Mr. Noto said there wouldn't be much clearing. It is pretty flat where they are going to
27 put most of the parking.
28
29 Mr. Shutts said just a few trees in the area where they have to put the additional
30 parking. The remainder of the trees would stay.
31
32 **Motion was made by Commissioner Lucarelli to approve the variance, seconded**
33 **by Commissioner Duryea and motion carried by roll-call vote: Deputy Mayor**
34 **Brender, Yes; Commissioner Duryea, Yes; Commissioner Lucarelli, Yes; Mayor**
35 **Mealor, Yes.**
36
37 B. Ordinance No. 1318 – Rezoning from C-1 (General Commercial) to DC
38 (Downtown Centre), 187 E. Crystal Lake Avenue; Chris Mahnken, applicant –
39 First Reading (Public Hearing) (quasi-judicial)
40
41 The City Attorney read Ordinance No. 1318 by title only on first reading.
42
43 Mr. Omana said this item involves the rezoning of the .24 acre property located within
44 the downtown from C-1, General Commercial, to DC, Downtown Centre. He showed
45 the subject property on the overhead. He noted the property owner was present. The

1 owner is seeking rezoning to pursue redevelopment of his property for purposes of a
2 commuter rail terminal.

3
4 Mr. Omana said the item before the Commission is not a site plan but is strictly a
5 rezoning. In discussions through the DRC process with Mr. Mahnken, we have found
6 the four criteria for the rezoning have been met and DC zoning is consistent with the
7 land use designation on the property. The parties have agreed to enter into a voluntary
8 commitment agreement addressing parking as well as right of first refusal for purchase
9 of the subject property by the City. That voluntary commitment agreement will be
10 coming to the Commission at second reading of this item.

11
12 Mr. Omana said the Planning & Zoning Board reviewed this item at their March 10,
13 2009, meeting and voted unanimously to recommend approval of the rezoning.

14
15 Mr. Omana said these are issues that will be fully addressed at the time of site plan
16 approval but in light of what is going on with commuter rail and the Transit Oriented
17 Development, he showed some exhibits to summarize the issue. He pointed out Mr.
18 Mahnken's property on the Downtown Master Plan. He showed the commuter rail
19 station 60% plans. He showed the Transit Oriented Development preliminary master
20 plan that will be subjected to the study that was authorized at Strategic Planning. He
21 pointed out Mr. Mahnken's property.

22
23 Mr. Omana said when we discussed these issues with Mr. Mahnken on the potential
24 redevelopment of the area, we coordinated with Mr. Litton and internal staff and set up
25 meetings with Jerry McCollum who is the liaison with the Commuter Rail Commission
26 and he looked favorably on this concept. We took the liberty of getting together with the
27 FDOT folks and their technical engineering team and Mr. Mahnken's technical
28 engineering team and they looked favorably on this concept as well--so much so that
29 they took the liberty of overlaying Mr. Mahnken's idea for his building onto the 60%
30 plans. He pointed out the commuter rail platform and Mr. Mahnken's building that would
31 consist of 10,000 to 12,000 square feet of space which would consist of an open area
32 for kiosks, cafes, restaurants, and offices with full access to the commuter rail terminal
33 platform.

34
35 Mr. Omana said there is approximately a 10-foot gap between Mr. Mahnken's property
36 and the platform. Right now we are looking at a number of options as to how best to
37 meet the two. One is to have the platform expanded which would cost a lot of money.
38 The second alternative is a redesign of that 10-foot gap area through the incorporation
39 of culverts, landscaping, and extensions to the sidewalk areas which would cost
40 considerably less. He said he would bring those figures at a later time. He said he
41 wanted to give a conceptual idea of where they are right now.

42
43 Mr. Omana said having talked extensively about this concept, we then sat down with
44 Mr. Mahnken and he had some ideas of what this could look like. He showed some
45 elevations of the existing and proposed building, a site plan and floor plan.

1 Mr. Omana said we approached the CSX and FDOT folks and so far they are on board
2 with this. He said Mr. Mahnken has to go through the rezoning and eventually come
3 back through the site plan process. He said he wanted to give the Commission a
4 snapshot of where they are.

5
6 Commissioner Lucarelli asked if any portion of that site was the historical site of the
7 Lake Mary Volunteer Fire Department. Mr. Omana answered negatively.

8
9 Commissioner Duryea asked if a survey had been done of that property. He said he
10 always felt like the parking lot was encroaching into the railroad right-of-way. He
11 wondered where the real property ended and began.

12
13 Mr. Omana said he believed Mr. Mahnken had a survey in his possession. He said that
14 was part of staff's questioning and it turns out he owns more property as you go towards
15 Palmetto. When we get into the site plan we will look into the survey issues in more
16 detail and see what exactly is out there. With an expansion of that type, the issue of
17 parking comes into play so this may present an opportunity for a joint venture. We can
18 deal with those issues at site plan.

19
20 Mayor Meador asked if anyone would like to speak in reference to Ordinance No. 1318.

21
22 Chris Mahnken, 135 Linda Lane, Lake Mary, applicant, came forward. He thanked John
23 Omana and Gary Schindler who have been very helpful. He said he came to them for
24 the change in zoning to DC and starting discussing some of the ideas he had with this
25 property for it possibly becoming the front door into Lake Mary as a commuter rail
26 station. He spoke to Mr. Omana and Mr. Schindler in detail regarding the possibility of
27 renovating the building that is there or tearing it down and constructing a new building to
28 maximize the use of the property.

29
30 Mr. Mahnken said in answer to Commissioner Duryea, he had a title search done
31 because there were some questions regarding the size of the property. It is
32 approximately 18,000 square feet. He said he had done a title search and surveys to
33 make sure the two did match up. He said he would confirm these details when he goes
34 into site plan.

35
36 Mr. Mahnken said hopefully the commuter rail does continue and this would be a great
37 spot for Class A offices. We could go from 12,000 to 20,000 square feet with possibly
38 10 to 12 Class A offices, not to mention shops. Accessing the platform would be like a
39 food court in a mall. This is just preliminary. We were excited about the drawing and
40 just wanted to present it to the Commission.

41
42 Commissioner Lucarelli advised Mr. Mahnken to E-mail his senators and tell them his
43 livelihood depends on it and ask them to pass SunRail.

1 Deputy Mayor Brender said there are three or four state reps, mainly in the Jacksonville
2 and Tampa areas. Those five or six districts seem to be the ones that are playing their
3 cards closest to the chest and those are the votes that are needed to make it pass.

4
5 Deputy Mayor Brender said assuming SunRail comes in, we need to start accelerating
6 the visioning process of what we want this TOD to look like. He didn't want Mr.
7 Mahnken to come in with a drawing that his architect did and find out we are not going
8 to design anything like that. We need to make sure that we are getting on board with
9 this process like we did with the downtown area.

10
11 Mr. Omana said that was correct. He said Larry Adams was in the audience who is a
12 consultant with ACI who is heading the TOD study. On April 16th at 5:00 P.M. we are
13 having a workshop to do the kickoff input meeting for the TOD. We have invited Mr.
14 Mahnken and will be inviting other stakeholders.

15
16 Mr. Mahnken said in response to Commissioner Brender's statement, as far as the
17 design, we are open to suggestions and would welcome the Commissioners' input once
18 it gets to the point of final design. This was just a preliminary.

19
20 Deputy Mayor Brender said Mr. Mahnken's building could very well be the lead on this
21 whole thing and is certainly taking a big first step.

22
23 No one else came forward and the public hearing was closed.

24
25 Mayor Meador said he was in agreement and understanding of Commissioner Brender
26 and Commissioner Lucarelli's concerns. He said he had the privilege of representing
27 this community for seven years in Tallahassee. When you are representing 19 million
28 people and you have the geographic disparity that we have in this state, these are very
29 complex issues. They are complex to the degree that the confounding variable of the
30 necessary monetary resources to implement these things presents an interesting
31 dynamic that we wouldn't have looked at two or three years ago. We don't know what
32 the outcome will be but one thing we know right now is that we are so much further
33 along this year than we were last year. He said he didn't want them to think that in
34 Tallahassee it's all or nothing because it is not all or nothing. Regardless of what
35 happens this session, this is something that is absolutely the right thing to do for our
36 region and for the State of Florida. For that he admired what our staff is doing and
37 admired the direction that this Commission is taking in a decision that will be in our
38 community's best long-term interest. Just the fact that the applicant sought input
39 speaks volumes about the probability of why this is going to be an incredibly successful
40 project.

41
42 **Motion was made by Deputy Mayor Brender to approve Ordinance No. 1318 on**
43 **first reading, seconded by Commissioner Lucarelli and motion carried by roll-call**
44 **vote: Commissioner Duryea, Yes; Commissioner Lucarelli, Yes; Deputy Mayor**
45 **Brender, Yes; Mayor Meador, Yes.**

1 C. Ordinance No. 1319 – Water Conservation – First Reading (Public Hearing)

2
3 The City Attorney read Ordinance No. 1319 by title only on first reading.

4
5 Mr. Paster said what is before the Commission are revisions to an existing ordinance.
6 In March 2006 the City adopted a water conservation ordinance which provided for local
7 implementation of St. Johns River Water Management District's water conservation rule
8 for landscape irrigation. In March of this year the District amended their rule. We
9 amended ours to match up with the District's rule. Currently watering is allowed two
10 times per week throughout the year. We are proposing allowing watering one day a
11 week during Eastern Standard Time that begins in the fall. There are still no restrictions
12 on reuse water. It has the same exceptions as the current ordinance. Another change
13 is this ordinance is requiring rain sensors be provided for automatic sprinkler systems
14 that were installed after May 1, 1991. The two main changes are we are going to
15 watering one day a week for half a year and homeowners need to install rains sensors
16 to cut off the irrigation system in the event of a rainstorm.

17
18 Mayor Mealor said we are contemplating an unfunded mandate on the citizens of Lake
19 Mary. He asked the typical cost of a rain sensor.

20
21 Mr. Paster said there are various types of rain sensors and the costs vary. Some are
22 more effective than others and you normally have to hire an irrigation plumber-type
23 person to install it. They range from \$10 to \$100.

24
25 Mayor Mealor apologized for not asking this in advance of the meeting. We have gone
26 to homeowners' groups with reclaimed water and we have had tremendous response.
27 We have not gone before a homeowners' group where we didn't receive a lot of
28 compliments. He asked if this issue had been vetted with any homeowner group.

29
30 Mr. Paster said not that he was aware of.

31
32 Mayor Mealor said he may be a bit reactionary but when we went to single stream
33 recycling we made a change to the way we deliver a service to our residents. In most
34 part they have been on board with it and understand what we are trying to do. We did a
35 reasonably good education campaign in that area. We come in now and say you are
36 only going to be able to water once a week and we have an additional expense for
37 those who have already made an investment. He asked if there was a better way to
38 deal with this ordinance for community feedback.

39
40 Commissioner Duryea asked if we are doing this to comply with the state and St. Johns
41 River Water Management District's proposed regulations.

42
43 Mr. Paster said it is our proposed regulation; that rule is in effect now. It went into effect
44 the first week of March.

45

1 Mayor Meador said the St. Johns River Water Management District is a taxing authority
2 and they already tax our residents. If they are passing something like this then it needs
3 to be discussed.

4
5 Commissioner Duryea said he wasn't cutting off discussion but was saying that we have
6 always recognized that one of the biggest problems in the state in the future will be with
7 fresh potable water. It is raining this week but it hasn't for a month or two and it takes a
8 toll.

9
10 Mayor Meador said he agreed and was in concurrence with the one day a week, but
11 questioned if it was fair to put an additional fee on our residents. He said he didn't know
12 if we had their input or the knowledge base that we are going to be doing this and was
13 asking that question.

14
15 Commissioner Duryea said he didn't think Bruce Paster was going to go around
16 checking everybody's roof for a rain gauge.

17
18 Mayor Meador said that is the point he was trying to make. He asked why they would
19 mandate something like this if we know it's going to be a code enforcement nightmare.
20 He said he thought everyone could get on board with the single day irrigation. The
21 other issue is problematic. He said it was the kind of thing that bothered him and he
22 didn't have a good feeling about it.

23
24 Deputy Mayor Brender agreed that it is an unfunded mandate.

25
26 **SIDE 1B**
27

28 Deputy Mayor Brender said the problem is it is a requirement from St. Johns. The
29 question is not so much that we go around asking our citizens if they want to spend
30 \$100 on a rain sensor; the answer is going to probably be a resounding "no". We have
31 to mitigate and figure out what we can do to encourage this or what kind of lead time St.
32 Johns requires and whether or not this can be code enforced on a less than stellar
33 nature.

34
35 Commissioner Lucarelli asked if St. Johns allowed any time period for residents to
36 comply with that. Mr. Paster said it is not mentioned in the ordinance.

37
38 Commissioner Lucarelli said you always give people a time period in order to comply.
39 She said she was of the mind to say let them (St. Johns) enforce it.

40
41 Mr. Litton said the risk you run is St. Johns could theoretically come in and do their own
42 enforcement. They have done it in the past.

43
44 Deputy Mayor Brender said it is true St. Johns goes onto properties and takes care of
45 artesian wells and that sort of thing without asking for property owner approval.

1 Mr. Litton said St. Johns has sent warning letters to residents in the past.
2
3 Deputy Mayor Brender asked for ideas on mitigation. He asked if this could be brought
4 in over a period of five years, enforce it on sale, or when somebody new buys the
5 property.
6
7 Mr. Paster said one of the things we are doing now is when we hear a complaint we
8 respond then. During very dry times if we are getting very high flows at the water
9 treatment plant we will go out and look for abusers. We can look at billing records and
10 find people who are abusing so we will target the abusers of water rather than just go
11 randomly around checking to see if people have a rain sensor. We put the ordinance
12 out there and police it on an as-needed basis.
13
14 Deputy Mayor Brender said if we were to require the installation of a rain sensor on the
15 repurchase of a property, would that meet the spirit of what St. Johns is trying to do.
16 That way we are not sticking hundreds of residents with a \$100 or \$200 fee. When
17 somebody is buying a new home at \$200,000, if it is \$200,100 it's not so bad.
18
19 Mr. Paster questioned what branch of the City would enforce that.
20
21 Commissioner Duryea said when somebody comes in for a permit to do something to
22 the irrigation system or put in a new irrigation system, he asked if the code says they
23 have to put in rain sensor.
24
25 Mr. Paster said he didn't think the current building code does. As long as they follow
26 the state plumbing codes then our inspectors would approve it.
27
28 Deputy Mayor Brender said commercial requires it. Mr. Paster said he was not certain
29 commercial has the requirement for a rain sensor.
30
31 Commissioner Duryea said it is something that can be done and could be a requirement
32 for irrigation systems. Most people do anyway.
33
34 Mr. Paster said it is typical and normal to put in some kind of rain sensor when you put
35 in a new irrigation system. The problem is if you put in a cheap rain sensor then after a
36 year it no longer functions.
37
38 Mayor Mealor asked if the sensor issue was something that was incorporated in Rule
39 40C-2 or in the Florida Administrative Code.
40
41 Mr. Paster answered affirmatively. He said St. Johns included that item as one of the
42 changes from what they had before. We are bringing that same change forward.
43
44 Ms. Reischmann said it looks like there is wiggle room because it talks about automatic
45 lawn sprinkler system and if you put it on manual it would seem that it wouldn't be an
46 automatic sprinkler system. They simply want this rain sensor to override the irrigation

1 system when adequate rainfall has occurred. She said she would think it highly unlikely
2 that St. Johns would enforce this unless there is a violation. It is designed to prevent a
3 violation. We could enact this and have a grace period so long as there are no
4 violations.

5
6 Mayor Mealar said the premise of his discussion is to ask if we have given our residents
7 proper notification that this is something we are going to pass. The feedback he gets is
8 we probably have not. He proposed that Mr. Paster or the City Manager provide the
9 Commission copies of Rule 40C-2 to review, bring this ordinance back to the next
10 meeting (April 16th) and let the City Attorney look at what she is proposing in terms of an
11 appropriate timeframe. He said his concern is that we work very hard for the trust of our
12 citizens. He said he didn't like passing a fee onto anyone without just cause. Right now
13 he could not tell you there is just cause to do that because he had not reviewed the
14 Florida Administrative Code related to this. He asked that we bring this back to the
15 next meeting, give us time to review it, and have staff to address some of the questions
16 that have surfaced.

17
18 Mr. Litton said the Mayor had indicated he was interested in notifying the citizenry that
19 we are considering this but we have not done that. If the Mayor wants us to do that
20 before we bring the ordinance back we can make it happen.

21
22 Mayor Mealar said we attended the annual Timacuan and Hills of Lake Mary
23 Homeowners' groups. It is an incredible compliment to the work that this Commission
24 and our staff have done over the years because there is a tremendous confidence that
25 they have about the way we do business. He said there was something about this one
26 that doesn't feel right. He apologized for putting Mr. Paster on the spot and should have
27 had this discussion with him a week ago.

28
29 Deputy Mayor Brender said he had no problem in postponing it. He said he wasn't sure
30 we should be telling everybody we are proposing a \$200 fee for rain sensors if in two
31 weeks we decide we are not.

32
33 Mayor Mealar said it may be when we review this that we come back as strongly
34 committed to doing this as we were doing a stormwater fee 15 years ago. It was
35 absolutely the right thing to do for the community but it wasn't a popular decision, but
36 we had an information and knowledge base and we knew we could go forward.

37
38 **Motion was made by Deputy Mayor Brender to postpone Ordinance No. 1319 to**
39 **April 16, 2009, seconded by Commissioner Lucarelli and motion carried**
40 **unanimously.**

41
42 IX. Citizen Participation

43
44 No one came forward at this time and citizen participation was closed.

45
46 X. Reports

1
2 A. City Manager
3

- 4 1. Request Commission authorize Mayor to execute Solid Waste Management
5 Agreement with Seminole County
6

7 Mr. Litton said during negotiations with Waste Management we brought this forward.
8 We have been in negotiations with Seminole County regarding this agreement.
9 Seminole County wants all the solid waste and recycling materials to go to their landfill.
10 They do not want them leaving the county because they have debt to pay. In an effort
11 to be good neighbors, we have come to an agreement that Seminole County will pay us
12 \$3.00 a ton in the form of a rebate for both commercial and residential solid waste along
13 with the recycling material, but since they cannot take single stream we won't see much
14 of that. It has to go to Waste Management's facility. We should get \$30,000 to \$45,000
15 a year in money that we don't get today. Waste Management has agreed to this and
16 after we see how it works they will probably ask for a portion of that just for the
17 inconvenience. Waste Management didn't want to do this to start with because of the
18 inconvenience, but they have agreed to it. This is a good neighborly thing to do with
19 Seminole County and they were already getting 95% of it anyway. This way they get
20 100% and we get \$3.00 a ton back.
21

22 Mr. Litton recommended that the Commission authorize the Mayor to sign the interlocal
23 agreement with Seminole County. It will run for five years. They wanted ten but we
24 went with five because it runs with the franchise agreement and it does have one-year
25 options. He recommended approval.
26

27 **Motion was made by Commissioner Lucarelli to approve, seconded by Deputy**
28 **Mayor Brender and motion carried unanimously.**
29

30 Mr. Litton said we would like to schedule a work session for April 16th at 5:00 P.M. to
31 discuss the TOD Master Plan. There were no objections from the Board.
32

33 Mr. Litton said we have Movie in Central Park on April 9th featuring "Bolt". The movie
34 will begin at 8:00 P.M. The Spring Movie Classic will be held April 18th at 8:00 P.M.
35 and will feature "An Affair to Remember".
36

37 Mr. Litton said the Second Annual Easter Egg Hunt will be held in Central Park on April
38 11th. The Easter Bunny will be here between 9:00 A.M. and 11:00 A.M. Kids up to 11
39 can join the egg hunt beginning at 10:00 A.M.
40

41 Mr. Litton said "An Evening with Thomas Edison" will be held April 18th, 7:00 P.M. at the
42 museum. Reservations are required. Tickets are \$10.00 for adults and \$5.00 for
43 children. For more information call 407-585-1481 or visit info@lakemaryhistory.org.
44

1 Mr. Litton said the Antique Appraisals Show will be held on Saturday, April 25th from
2 10:00 A.M. to 3:00 P.M. at the museum. It is \$5.00 per item for verbal appraisals. For
3 more information call 407-585-1481 or visit info@lakemaryhistory.org.

4
5 Mr. Litton said to stop by the museum to see “The Place, The Thing” exhibit. The
6 museum is open Thursday evenings from 6:30 P.M. to 8:30 P.M. and on Saturdays from
7 10:00 A.M. to 2:00 P.M.

8
9 Mr. Litton recognized Lake Mary Police Officer First Class Chris Dye for taking first
10 place in the fourth annual “Coppers and Choppers” police motorcycle skills competition
11 two weeks ago riding the only Honda motorcycle. He beat out 16 other officers. In
12 another event Officer Dye and his partner, Deputy Rick Cummings of the Seminole
13 County Sheriff’s Office, placed first in the team competition. He extended
14 congratulations to Chris and he represented the City well.

15
16 Mr. Litton said the South Country Club Road speed limit between Lake Mary Boulevard
17 and Main Road has changed from 30 to 35 MPH.

18
19 Mr. Litton extended condolences and sympathy to the family of Jennifer Kelly who
20 passed away last Sunday. She was a Seminole County Commissioner.

21
22 Commissioner Lucarelli said Altamonte Springs Commissioner John Batman’s wife also
23 passed away and extended condolences.

24
25 Mayor Mealar said several people have commented that they are most appreciative of
26 what we doing at Central Park but many times they are not aware of it until after the
27 fact. He asked the City Manager and staff to investigate how to better make the citizens
28 aware of what might be taking place.

29
30 Commissioner Lucarelli said the County won’t allow the signs in the medians. She
31 asked if it would work if a private property owner would let us.

32
33 Mayor Mealar said there might be a private property owner that would let us. Let’s seek
34 some alternative solutions. We want to do a better job of getting the word out. He
35 asked for that to be looked at.

36
37 B. Mayor

38
39 Mayor Mealar said he attended the Seminole County Prayer Breakfast and we had
40 wonderful representation from the City. It was a very inspired message and an
41 incredible turnout at the Marriott.

42
43 Mayor Mealar said we had Lake Mary Celebrates.

1 Mayor Meador said the Retired Educators of Chicago held their meeting at the Lake
2 Mary Events Center and he received positive comments about the facility and the
3 community.

4
5 Mayor Meador said the Florida League of Cities held their monthly meeting at the Events
6 Center and the comments related to the Events Center were extremely complimentary
7 to the direction and the foresight of this community.

8
9 Mayor Meador said the Trailblazers 5K race was conducted on March 21st. We had so
10 many citizens tell us how much they appreciated public service people being there and
11 also they way they responded. They had smiles on their faces and were there to help at
12 any time.

13
14 Mayor Meador said he attended the Timacuan Homeowners' Association and the
15 hospitality was incredibly good.

16
17 Mayor Meador said this past Monday the Rotary Club of Lake Mary hosted the "Taste of
18 Lake Mary". It was an incredible success and a beautiful setting. A number of people
19 gave compliments on that event and the beautiful setting that it was held. He thanked
20 everyone who made those events possible.

21
22 C. Commissioners (2)

23
24 Commissioner Duryea said he had a copy of a letter from the City to Chairman Dallari.
25 He asked what they were referring to.

26
27 Mr. Litton said that was the rest of International Parkway between Lake Mary Boulevard
28 and AAA Drive. That was in the original agreement and this is just the formality of the
29 process.

30
31 Commissioner Lucarelli apologized for not being present at the last meeting but she had
32 some family festivities. Her oldest daughter turned 13 and she had her 21st wedding
33 anniversary.

34
35 Commissioner Lucarelli said she attended the prayer breakfast. She is on the
36 committee and it was a lot of fun putting it together and was looking forward to next
37 year.

38
39 Commissioner Lucarelli said she attended Lake Mary Celebrates. She thanked
40 Chief Bracknell and Chief Haun for all the work they did.

41
42 Commissioner Lucarelli said she attended the Teal Magnolia Luncheon for ovarian
43 cancer. They have a lot coming up in May that she would be participating in.

1 Commissioner Lucarelli said she attended a meeting where there was a presentation
2 from the Susan G. Komen Foundation for the cure for breast cancer. It's an
3 organization who helps women who have little to no health insurance.
4

5 Commissioner Lucarelli said she attended a grand opening at Harbor Isle in Longwood.
6 There was a green building that was not finished and you could actually see the foam
7 insulation in the roof and the construction of the walls. It is similar to a company out of
8 Tampa that did a presentation at a CRA meeting where they are doing affordable
9 housing that is very energy efficient. It's like Styrofoam on the outside and there are
10 beams holding it together. It snaps together and then they pour concrete with rebar and
11 it is the equivalent of R-30 in the walls.
12

13 Commissioner Lucarelli said she attended "An Evening in Vienna" at Lake Mary
14 Preparatory School. They want to get more involved in the community. They want to
15 help with the arts festival and did last year with the judges. They had some art students
16 escort the judges and be their assistant and it was a good experience. They are also
17 offering shuttle service because they don't use their vans on the weekends.
18

19 Commissioner Lucarelli said she attended the Timacuan HOA meeting. There was a
20 good turnout and it was a nice event.
21

22 Commissioner Lucarelli said she attended an open house at the Hampton Inn. That is
23 where they had their VIP for the arts festival last year. They did a mock wedding to
24 show their capabilities.
25

26 Commissioner Lucarelli said the CRA meeting was held at city hall and Mr. Omana
27 showed off the TOD overlay.
28

29 Commissioner Lucarelli said Tallahassee was frustrating and disappointing.
30

31 Commissioner Lucarelli said she attended the Tri-County lunch and there was a
32 SunRail presentation.
33

34 Commissioner Lucarelli said there was a CRA ribbon cutting at the new Patio Grill on
35 17-92 in Sanford. That is one of the first grant recipients that is completed and we are
36 looking forward to many more, as well as Lake Mary's portion getting done this year.
37 She received some new information on the proposed SCC sign and we need to
38 negotiate with them as to what we want. We will be tossing around ideas and then
39 presenting to the City Commission.
40

41 Commissioner Lucarelli said at CALNO, Winter Springs did a presentation on the "Are
42 You OK?" program and thought Lake Mary had something similar. She said Winter
43 Springs also has a lock box program and asked if Lake Mary had anything like that.
44

45 Chief Bracknell said we don't have anything like that.
46

1 Commissioner Lucarelli said it's for seniors and developmentally or physically
2 handicapped people. If something happened and you need to get in, typically there is
3 damage because you have to force your entry. This will prevent that by putting a lock
4 box outside and the police would be the only ones to have a combination. There is a
5 medical ID program that goes with that where you put all the doctors and medication
6 information in a yellow magnetized container that goes on the refrigerator. She was
7 interested in looking into doing that.

8
9 Deputy Mayor Brender said this lock box program that was introduced is interesting.
10 The locks cost \$17.00 and they were using forfeiture funds to buy them for people who
11 couldn't afford them. They only had 20 people signed up. There may be 50 people in
12 the Forest and in other areas of the City and it may be beneficial to have. He said Chief
13 Brunelle of Winter Springs has all the information on it.

14
15 Deputy Mayor Brender said the City of Longwood hosted CALNO and Café Paisano
16 brought in some great Italian food. The presentation was on SunRail. We will know
17 next week whether it will come out of the Transportation Committee and then if it
18 successfully comes out of the Senate Committee, Lee Constantine seemed to think he
19 could get it on the floor and passed.

20
21 Deputy Mayor Brender said Lake Mary Celebrates came off exceptionally well and
22 around 4,000 people attended over the course of the day.

23
24 Deputy Mayor Brender saluted Timacuan. He said he was pleased to see that
25 neighborhood has been kept up and managed so well. It is pride and joy for the City of
26 Lake Mary.

27
28 Deputy Mayor Brender said next month the City of Oviedo would host CALNO and there
29 would be a presentation from a researcher of the Burnham Institute.

30
31 Mayor Meador said Commissioners Lucarelli and Brender give so much of their time to
32 different groups and it reflects positively on all of them. He said he was thankful they
33 have the talent to do that.

34 35 D. City Attorney

36
37 Ms. Reischmann said Casselberry is implementing the lock box and she had a form
38 ready. Casselberry got a donation from Wal-Mart to pay for the locks.

39
40 Ms. Reischmann said we rescinded our draw request on the Rinehart Place letter of
41 credit after being furnished with a renewal of the letter of credit for the full amount
42 (\$470,000) all the way to the end of the year, and a business plan was provided by the
43 developer to finish out the infrastructure.

44
45 Mr. Litton said in getting down to the details we found out that nobody was going to
46 complete that job for \$471,000 and was going to cost well over \$1 million between what

1 they already owed and what it was going to take. They owed the contractor some
2 money and what else it was going to take to finish the job. After further negotiations
3 they were able to get that letter of credit extended and we ended up doing what was in
4 the best interest of the City because the new tenants were going to look to us to finish it
5 right away and we couldn't do it for that money. This is the best solution but didn't think
6 anybody knows when it is going to get done, but they are on the clock.
7

8 Ms. Reischmann said she received an E-mail yesterday about the Red Light Camera
9 Bill which last week was sailing through and this week was stalled, and it will take a lot
10 of movement for it to happen.
11

12 Ms. Reischmann said on the last page of *Quality Cities* there is a law being enforced
13 more frequently against elected officials called the "Honest Services Fraud". It is a
14 strange kind of a law and is being used on a broad brush basis. A Palm Beach County
15 Commissioner was sentenced five years and one of the aspects of his sentence did
16 involve a conviction on this federal law which is basically a duty to serve the public with
17 honesty.
18

19 XI. Adjournment
20

21 There being no further business, the meeting adjourned at 8:27 P.M.
22
23
24

25 _____
26 David J. Mealor, Mayor
27

Mary Campbell, Deputy City Clerk
28

29
30 ATTEST:
31
32
33

34 _____
35 Carol A. Foster, City Clerk