

**MINUTES
TOWN OF MONTVERDE
REGULAR TOWN COUNCIL MEETING**

August 12, 2014

The Town of Montverde met in regular session on Tuesday, August 12, 2014 at 7:00 PM in the Town Hall Auditorium.

Council Present:

President Glenn Burns
Arthur Nix
Jim Peacock
Jim Pierce
Joe Wynkoop

Staff Present:

Graham Wells, Town Clerk
Terry Burden, Public Works Director
Mary Gillis, Finance Director
Anita Geraci- Carver, Town Attorney

President Glenn Burns called the meeting to order at 7:02 and led the Pledge of Allegiance.

Roll call was performed, and it was determined that a quorum was present.

MINUTE APPROVAL

MOTION by Joe Wynkoop to approve the regular Council Meeting Minutes from July 8, 2014;

SECONDED by Jim Pierce

For: Burns, Nix, Peacock, Pierce, Wynkoop

Against: None

MOTION by Joe Wynkoop to approve the LPA Meeting Minutes from July 8, 2014; SECONDED by Jim Peacock

For: Burns, Nix, Peacock, Pierce, Wynkoop

Against: None

MOTION by Joe Wynkoop to approve the Budget Workshop Minutes from July 17, 2014; SECONDED by Jim Pierce

For: Burns, Nix, Peacock, Pierce, Wynkoop

Against: None

PRESENTATIONS

Town Planner Sean Parks stated that he and Town Clerk Graham Wells have been working to update the fee schedule. He said that they are adjusting some fees, based on the actual amount of work it takes for staff to complete the work. He stated that he hopes to present the new Fee Schedule to Council next month.

Sean said that the Economic Element of the Comprehensive Plan will also be presented at the September Council meeting.

Sean then explained that the County has completed a speed study along County Road 455. He stated that Lake County Public Works Director Jim Stivender will be coming at a future Council meeting to present the full results of the study to Council. Sean stated that the study showed that 80% of drivers along County Road 455 were driving within the speed limit. The highest speed clocked along the road was 85 miles per hour. Sean explained that he and Jim Stivender have discussed ideas for how to calm traffic along 455, and they will present those ideas to Council at a future meeting.

Councilman Joe Wynkoop asked Sean if he could ask Jim Stivender to be prepared to discuss the roundabout. Sean Parks agreed, and added that he will ask Jim Stivender to discuss the entirety of the plans for Ridgewood Avenue. Councilman Wynkoop stated that he went to a meeting a couple of months ago, where they were discussing what road projects they could fund with future impact fees, and the Ridgewood Avenue area was at the top of the list. Sean Parks added that South Lake County has collected \$800,000-\$900,000 in impact fees since the implementation of the new rates. He stated that there is a lot of growth in South Lake County.

MAYOR AND COUNCIL

Councilman Joe Wynkoop:

Councilman Wynkoop announced that there are theater plays occurring at Town Hall. He went to the play being offered right now called *Dixie Swing Club*, and it was fantastic. He encouraged all residents to see the play being held on weekends at the Franklin Pearce Auditorium.

Councilman Wynkoop also announced that Friday is bingo night, and on Monday, the second event for the Friends and Seniors of Montverde team will occur. There will be an ice cream social, and residents can bring up any issues they would like to discuss.

Councilman Jim Peacock:

Pass.

Council President Glenn Burns:

Council President Burns stated that he went to downtown Orlando for a Lake Apopka Ecotourism Steering Committee meeting. The committee is just getting underway.

Councilman Arthur Nix:

Councilman Nix stated that he called the City of Clermont regarding the Blackstill area, because the contractor is getting really sloppy. The fence around the property is down, and there are other issues. So, he is trying to get the area cleaned up, and to get the contractor to follow proper procedure.

Councilman Jim Pierce:

Councilman Pierce stated that he would like to commend the Fire Chief for diligent postings on Facebook. He also stated that the Town received their updated ISO rating, and he was happy to see the rating was a "3*". Fire Chief Rausch explained that the asterisk indicated that there are areas in Town that are not within 1,000 feet of a fire hydrant. Councilman Pierce explained that the lower rating will help residents with their property insurance costs.

NEW BUSINESS

Requalification of the Urban County Cooperation Agreement

Council President Burns explained that Lake County must re-qualify every three years as an Urban County in order to continue to receive Community Development Block Grant funds. Lake County must re-qualify for fiscal years 2015, 2016, and 2017. For the Town of Montverde to continue to benefit from the CDBG funds, they must enter into an agreement with Lake County for these fiscal years. Approval is requested for the Mayor to sign the interlocal agreement.

Councilman Pierce said that that the agreement stated that if the Town elects to enter into this agreement, it cannot go after state funds for small cities. He asked for clarification. Councilman Nix answered that he thought by entering into this agreement, the County would be administering the funds, instead of the Town having to go directly to the State. Anita Geraci-Carver added that the Town has not been eligible for CDBG funds recently, because the Town's average income is above the requirements. She stated it was still a good idea to enter into the agreement in case circumstances change.

Council President Burns opened the floor for comment on the issue. Seeing none, he closed public comment.

MOTION by Jim Pierce for the Mayor to sign the Agreement for the Urban County Partnership;

SECONDED by Arthur Nix.

For: Burns, Nix, Peacock, Pierce, Wynkoop

Against: None

Resident Chris Hopkins asked if he could address Council, as he is part of the Public Safety Committee. Council President Burns agreed. Chris Hopkins asked if the Sheriff's Contract was on the agenda. Council President Burns responded no. Chris said that in that case, the Public Safety Committee would like to meet with Council in a special public meeting since the contract has been put off for months. Finance Director Mary Gillis stated that the contract from the Sheriff's Office was just received, and that the reason it has taken so long is because there has been a volleying back and forth over terms in the

contract. Chris said that he understands that, but it is time for Council to do some work. Councilman Pierce stated that he did not know how this special meeting was going to work, because usually, committees present to Council, not conduct meetings. It was decided that the meeting would be held on August 19, 2014 at 6:30. Councilman Pierce asked if that was enough time to advertise. Mary Gillis confirmed. Council President Burns asked Anita Geraci-Carver if there was any special instruction for this type of meeting. Anita replied that the committee would have to give any documents that they wished to discuss at the meeting to the Town Clerk beforehand, so they could be distributed to Council. Councilman Pierce asked to have the contract included in this packet. Councilman Wynkoop concurred.

Councilman Wynkoop asked about the date of the contract. Anita replied that there has not been a contract signed for this year, but that the terms of the prior-year contract have rolled over into this fiscal year.

DONATION OF ENCLOSED TRAILER BY CLERMONT FIRE DEPARTMENT

Councilman Jim Peacock asked where the trailer would be parked. Fire Chief Kevin Rausch replied that it will be parked behind the firehouse initially. Then after repairs, it will be moved behind the garage at Stecher. He explained that the trailer will be used for training. Councilman Pierce confirmed that the trailer would not be set on fire for training. Chief Rausch replied that it would not. Councilman Peacock stated that the trailer needed to be anchored down. Councilman Peacock also asked what the trailer was constructed of. Chief Rausch responded that it was an aluminum shell. Councilman Burns stated that the trailer should be located as far down on the Stecher property as possible.

MOTION by Councilman Peacock to accept the donation of the trailer and authorize the use of funds up to \$350 to repair and anchor the trailer, SECONDED by Councilman Nix.

For: Burns, Nix, Peacock, Pierce, Wynkoop

Against: None

DISCUSSION OF NEW PROPOSED LIBRARY HOURS

Councilman Nix stated that he thought the new Library hours were a good idea. He said his wife, Julia, who is on the Library Committee, liked the hours as well. Councilman Pierce added that the proposed new hours have been advertised, and nobody has objected. Councilman Peacock asked if Saturday hours were needed, now that school is back in session. Librarian Kathleen Gifford answered that there are usually seven to ten patrons on Saturdays, and usually those are people returning books. She said that she has spoken to many of the patrons, and most of them have been in favor of the new hours, because there would be uniformity of hours from day to day. She also said that more people come to the Library on weekday afternoons than on Saturdays. Kathleen said that during school months, that she thought that more adults and students would use the Library on weekday evenings. Councilman Peacock asked if Cooper Memorial Library in Clermont was opened on Saturday. Kathleen answered yes. Councilman Peacock said that residents would at least have access to a library in the area on Saturdays. Councilman Wynkoop stated that he also felt school children would come to the Library on Saturdays, now that school was back in session. Councilman Nix stated from his personal experience, that his kids did not want to go to the library on a Saturday.

Consensus was that Council was in favor of the new Library hours.

CITIZEN QUESTION AND COMMENT

Jose Gonzales, Third Street. Mr. Gonzales stated that he wanted to commend the Town on the new trail being opened, and he is happy to see it being used. He stated that the property on the corner of Third and Porter is a problem area, as the property has trash, furniture, and debris in the front yard. He asked if the Town or the realtor of the property could clean the property. Town Clerk Graham Wells answered that the Town is in the process of sending out code enforcement letters, and he will be sure to include one to this property owner.

Ruth Ryan, Kirkland Road. Mrs. Ryan stated that there were a lot of overgrown lots in Town, including Tom Dougherty's properties. Graham Wells responded that he has code-enforced the Dougherty properties, and Mr. Dougherty indicated that he would take care of the problems. Councilman Wynkoop asked who the Town's Code Enforcement Officer was. Finance Director Mary Gillis stated that the Town Clerk is the Code Enforcement Officer, but that the Town policy is that code enforcement is complaint-driven. Nobody drives around Town looking for properties to code-enforce; instead, letters are only sent if the Town receives a complaint about a property.

Mrs. Ryan then mentioned that the Town was becoming overrun with signs on the Town right-of-way.

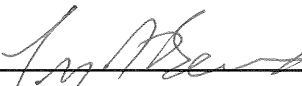
Bob Tomlinson: Magnolia Terrace. Mr. Tomlinson stated that in Phase I of Magnolia Terrace, the water system is not looped, so there is a build up of sediment at his property, which is at the bottom of a hill. He said that the sediment clogs up his filter. He asked who handles the fire hydrants and hydrant openings. Fire Chief Rausch answered that the Fire Department does. Chief Rausch stated that the hydrants are flushed in the winter, and tested in June. He added that these times are always advertised in the newsletter. Mr. Tomlinson asked if his area could be flushed out more than once a year, since Phase I is not looped. Councilman Pierce stated that Phase I should be looped. Public Works Director Terry Burden confirmed that Phase I is looped, and that the line comes in at Magnolia Terrace, then back out on Ridgewood, and stops at Alpha. Councilman Peacock stated that a house located on the low end would get some sediment problems, even if the line was looped. Mr. Tomlinson stated that additional flushing would make his problem easier, so he hopes the Town can increase flushing.

Anita Geraci-Carver asked to discuss a matter with Council. She reminded Council that they approved the purchase of the Brecheen property at the last Council meeting. She stated that when Mr. Brecheen foreclosed on the property, some parties were not named in the lawsuit, which has created issues with title work. She said that Mr. Brecheen has asked Anita to clean it up. She stated that she wanted to make sure it was okay with Council that she cleans up the title work on his behalf. She said she does not see a conflict. Councilman Wynkoop asked if Mr. Brecheen would be paying Anita for the title work, and Anita said yes. Consensus of Council was that they saw no problem with Anita cleaning up Mr. Brecheen's title work.

ADJOURN

MOTION to Adjourn by Jim Peacock; SECONDED by Arthur Nix at 8:03. Passed unanimously.

Respectfully submitted,



Troy A. Bennett, Mayor



Glenn Burns, Council President

ATTEST:



Graham Wells, Town Clerk