

**MINUTES  
TOWN OF MONTVERDE  
TOWN COUNCIL MEETING**

**March 8, 2016**

The Town of Montverde met in regular session on Tuesday, March 8, 2016 at 7:00 pm in the Town Hall Auditorium.

**Council Present:**

President Billy Bates

Vice President Glenn Burns

Jim Ley

Judy Smith

Jim Peacock

**Staff Present:**

Graham Wells, Town Clerk

Terry Burden, Public Works Director

Kevin Rausch, Fire Chief

Anita Geraci-Carver, Town Attorney

Sean Parks – Town Planner

Mayor Wynkoop called the meeting to order at 7:05 pm and led the Pledge of Allegiance.

The invocation was given by Andrew Miller from the First United Methodist Church, Montverde

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

**MINUTE APPROVAL**

**MOTION by Councilman Bates to approve the Special Council Meeting Minutes from January 26, 2016; SECONDED by Councilman Burns**

**For: Bates, Burns, Ley and Smith Peacock**

**Against: None**

**MOTION CARRIED 5-0**

**CITIZEN QUESTION AND COMMENT**

*Jose Gonzales – 17404 3<sup>rd</sup> Street* questioned why the lights on the bike trail remained on all night as they should go off at 10 pm. Terry Burden said that they were on a dusk till dawn light sensor. Councilman Peacock said that to prevent the lights coming on too early a light sensor interlocked with a timer to turn them off at 10 pm would be the best fix.

*Allen Hartle – 16191 Hillside Circle* commended the Montverde Baptist Church for the renovation of the old fish camp and the Academy for the rehab of the house on the corner of 8<sup>th</sup> Street. He said that both had done a great job.

## **MAYOR AND COUNCIL SECTION**

*Councilman Burns* – PASS

*Councilwoman Smith* – PASS

*Councilman Bates* – Brought up a question from a resident about a permit. He would address it directly with the Town Clerk.

*Councilman Ley* – Wanted to compliment the three officers from LCSO who promptly attend a 911 call for a prowler on Magnolia Terrace. He asked why the crosswalk at Seventh and Porter had not been put in. Commissioner Parks said that it should have been done as part of the speed reduction project and would contact Lake County Public Works.

*Councilman Peacock* – said that he wanted the pending list of projects such as the repairs to the Auditorium, the boat ramp and Lowry Road to be kept in the forefront so that an update can be made at each Council meeting. Mayor Wynkoop said that he was going to address the renovation and also Lowry and would ask Sean Parks to update on the boat ramp.

*Commissioner Parks* – With regards to the boat ramp; the grant money was there to fund it as it had been for nearly two years. The issue was the ownership of the land by the Town. In the grant world, control of the land was the key and until the Town had control the project could not go forward.

## **MAYOR WYNKOOP**

*Mayor Wynkoop* said that there were over forty people now actively participating in the Boards and Committees. They have all but one elected a Chairperson and Secretary and were meeting and working on the various projects that had been tasked. He said that the new Deputy Sheriff was doing a great job and that the backfill by FHP was being scheduled to cover the times when he is not on duty. He spoke about the use of Labor Ready, a day worker supply which the Town was starting to use for landscaping and painting to free up the Public Works Department for other prevention maintenance projects.

He thanked Dan Davis for stepping up for the Citizens on Patrol program but needed two more volunteers before a class could be scheduled. The town had sent a letter to the Public Works Department at Lake County formally requesting for help with funding for the resurfacing of Ridgewood Avenue and the intersection at CR455 and Ridgewood. Lowry Road was reviewed at the last Staff Planning meeting. The Town's engineer could not move forward until property owners had been contacted as some would have to give up a small portion of their property for easements for the new water lines and drainage swales. The Town was also looking at different avenues for funding.

The auditorium was about to be repaired and repainted with new lighting being installed from the \$5,000 set aside in the budget. Councilman Peacock asked about new blinds and possibly putting a valance at the top. Terry Burden was to price out simple blinds. The Audit had been completed and the Town should have the report shortly. The Town was bidding out for cleaning services for Town Hall, the Library, Auditorium and the Community Building. Quotations were also being solicited for mowing services for around seventy percent of the Town's property from two businesses. Each had existing contracts with Lake County or the City of Minneola which the Town could piggy back on.

Lake Apopka Sound, a new development over by the West Orange Trail is in the final stages of going ahead. The Town has the utility rights and was working towards getting the final agreements in place. *Anita Geraci-Carver* confirmed these as the bulk agreement with Clermont to supply water, emergency back up with Oakland and the developer's agreement. When asked she responded that utilities were good for the town.

*The Mayor* said that he was looking at a piece of the Stetcher property to allow residents to park their trailers there. He was checking with the attorney to ensure that there would be no responsibility or liability to the town before making the decision. *Councilman Peacock* said that Joe Steed who owned the property next door to Stetcher was interested in purchasing part of it. *Councilman Burns* said that there were far better uses that it could be put to rather than parking a bunch of RV's and trailers.

The Historical Committee is looking at moving the Fish Cabin to Truskett Park. They would like to secure grant money to offset the cost. It was suggested that Truskett should be fenced off to prevent some of the issues that have been going on there for some time. It was hoped that the Fish Cabin if moved could be renovated and turned into a museum.

*Councilman Ley* brought up putting a slide gate on 3<sup>rd</sup> Street for the use of the emergency services to gain access to the Montverde Mobile Home Park. Currently vehicles have to go the long way round through the school zone which costs a lot of time. *Councilman Burns* asked how much this would cost. The emergency fire service comes from Ferndale and it was cited that EMS vehicles have gone that route only to have to turn around. *Councilman Ley* said that it should be referred to the Public Safety Committee for their recommendation. *Nancy Fishinger* suggested that we just open the road back up. *Councilman Ley* said that the residents on Bay Street would oppose that as it would greatly increase the flow of traffic past their properties with people trying to bypass the school zone. He felt that solving one problem would create another different problem.

### **ORDINANCE 2016-02 AMENDING THE CODE, CLARIFYING THE DEFINITIONS OF ACCESSORY BUILDINGS CANOPIES AND SHEDS**

*Anita Geraci-Carver* read the title of the ordinance. This ordinance had been thoroughly discussed by the Planning and Zoning Board and also discussed for an hour at a previous Council Meeting before being tabled. Discussions took place but a consensus could not be reached. The issue surrounds just the portion to do with Semi-Permeant Canopies which was to be removed from the code completely. The Mayor suggested that we looked at it again and bring it back to Council at a later date.

**MOTION by Councilman Bates to table Ordinance 2016-02; SECONDED by Councilwoman Smith**

**For: Bates, Burns, Ley, Peacock, Smith**

**Against: None**

**MOTION CARRIED 5-0**

**ORDINANCE 2016-07 PROVIDING FOR AN EXCEPTION TO THE REAR YARD MINIMUM SETBACKS IN CERTAIN ZONING DISTRICTS.**

This is the first reading of Ordinance 2016-07. The title of the ordinance was read by attorney Anita Geraci-Carver. *Sean Parks* outlined that this had been through Planning and Zoning. The original proposal put forward by council had been a complete change for the rear building setbacks from 25 feet to 15 feet. This was vehemently opposed by the Planning and Zoning Board at its meeting on March 2, 2016. Their recommendation was to limit the change to only the situation that it was originally brought for which was where a roof was desired over a screened porch or screened swimming pool.

The ordinance was changed to the one being voted on with the specific exception language:

*The minimum rear yard setback for a roofed screen enclosure or "screened patio or porch with metal roof" is 15-ft. A roofed screen enclosure or "screened patio or porch with metal roof" must be attached to the dwelling structure and contain a metal roof and be fully screened. The roofed screen enclosure or "screened patio or porch with metal roof" can contain an aluminum or other metal kick plate that is no more than 18-inches in height or must be completely screened to the ground. The roofed screen enclosure or "screened patio or porch with metal roof" is prohibited from ever being enclosed with any material other than screen, or utilized in any manner as living quarters.*

*Councilman Bates* asked why the height of the kick plate was so low. *Mayor Wynkoop* explained that it was in line with the screened enclosure for pools and there to prevent damage to the screen from a weed eater. Also walls were prohibited so as not to allow the enclosure being turned into a room.

*Mayor Wynkoop* opened it up for public comment. There being none it was closed and a motion requested.

**MOTION by Councilman Bates to approve Ordinance 2016-07 as written; SECONDED by Councilwoman Smith**

**For: Bates, Burns, Ley, Peacock, Smith**

**Against: None**

**MOTION CARRIED 5-0**

## **ADDITION OF NEW COMMITTEE MEMBERS FOR 2016**

Approval of the following residents to join the Parks and Recreation Committee was requested.

Claudia Stefanici, Sandi Fields, Rebecca Dargis, Sharlene Helman and Denarvise Thornton. Claudia Stefanici has resigned from the Cemetery Committee.

**MOTION by Councilwoman Smith to approve new members to the Parks and Recreation Committee; SECONDED by Councilman Burns**

**For: Bates, Burns, Ley, Peacock, Smith**

**Against: None**

**MOTION CARRIED 5-0**

## **ALLOWING THE SALE AND CONSUMPTION OF ALCOHOL DURING THE SPRING CONCERT SERIES AND MONTVERDE IDOL OR MONTVERDE'S GOT TALENT**

*Mayor Wynkoop* outlined that permission was required annually by the Council for the food vendor at the Town's events to sell beer and wine. Being no discussion a motion was requested.

**MOTION by Councilwoman Smith to approve the sale and consumption of alcohol during the spring concerts, Montverde Idol and Montverde's got talent; SECONDED by Councilman Ley**

**For: Bates, Burns, Ley, Peacock, Smith**

**Against: None**

**MOTION CARRIED 5-0**

## **RENEWAL OF THE COPIER / PRINTER / SCANNER / FAX MACHINE LEASE IN TOWN HALL**

*The Mayor* explained that the copier lease was up for renewal later in the year and would yield a saving of \$103 on what the Town was currently paying. He asked *Graham Wells* to explain the comparative analysis provided to the Council which he did. *Councilman Ley* asked about the buyout portion. This was because the existing lease did not end until November and the charges for the eight month period were amortized over the period of the new lease. The saving of \$103 was after the buyout was taken into consideration. An alternative quotation was received and used to negotiate the best possible deal with our current provider, Zeno Solutions.

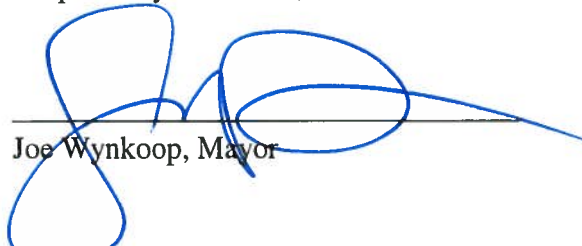
The new machine provides better quality and enables more to be printed in house such as the posters and flyers for events that would normally be vended out. It also prints an extra ten pages per minute which is beneficial when on a deadline to get out the water bill, newsletters and flyers. The lease period has also been reduced from sixty three to sixty months. *Graham Wells* explained that the Town had had great service from Zeno over an eight year period and also that the manager was a resident of Montverde. *Councilman Peacock* concurred that Zeno was an excellent company. Following a series of questions from both the public and Council a motion was requested.

**MOTION by Councilman Bates to approve the Mayor to sign the lease agreement;  
SECONDED by Councilman Peacock  
For: Bates, Burns, Ley, Peacock, Smith  
Against: None  
MOTION CARRIED 5-0**

Being no further business a motion to adjourn was requested.

**MOTION by Councilman Peacock to adjourn; SECONDED by Councilman Bates  
For: Bates, Burns, Ley, Peacock, Smith  
Against: None  
MOTION CARRIED 5-0**

Respectfully submitted,



Joe Wynkoop, Mayor



Billy Bates, Council President

ATTEST:



Graham Wells, Town Clerk

