

**MINUTES
TOWN OF MONTVERDE
TOWN COUNCIL MEETING**

October 11, 2016

The Town of Montverde met in regular session on Tuesday October 11, 2016 at 7:00 pm in the Town Hall Auditorium.

Council Present:

President Billy Bates

Vice President Glenn Burns

Jim Ley

Jim Peacock

Judy Smith

Staff Present:

Joe Wynkoop, Mayor

Graham Wells, Town Clerk, Treasurer

Kevin Rausch, Fire Chief

Anita Geraci-Carver, Town Attorney

Sean Parks, Town Planner

Mayor Wynkoop called the meeting to order at 7:00 pm and led the Pledge of Allegiance.

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

The invocation was given by Pastor Arch Fisher of First Methodist Church, Montverde.

MINUTE APPROVAL

MOTION by Councilman Bates to approve the Regular Council Meeting Minutes for September 13, 2016; SECONDED by Councilman Ley

For: Bates, Burns, Ley and Smith Peacock

Against: None

MOTION CARRIED 5-0

MOTION by Councilman Bates to approve the minutes for Final Budget Hearing from September 21, 2016; SECONDED by Councilwoman Peacock

For: Bates, Burns, Ley and Smith Peacock

Against: None

MOTION CARRIED 5-0

CITIZENS QUESTION AND COMMENT

Mayor Wynkoop announced that as there were so many people present that wanted to talk, time would be limited to three minutes. A countdown clock was put on the screen. Almost the entire hour and forty five minutes of question and comment was dedicated to the annexation of the Black East property. Over twenty people voiced an opinion both for and against the annexation and questions were fielded by the Mayor, members of the Council, the Town's Attorney and the Town Planner. A full recording of the discussion is available from the Clerk's Office at Town Hall.

Ruth Ryan commented on the changes that had been made in the auditorium. She did not like the position of the microphone which meant that the speaker either had their back to Council or to the residents. She suggested that it be put back to the side where it had always been. She also criticized the removal of rows of chairs which meant that people had to stand in the hallway and down both side aisles.

MAYOR AND COUNCIL SECTION

COUNCIL MEMBERS

Councilman Burns – PASS

Councilwoman Smith – PASS

Councilman Bates - PASS

Councilman Ley – PASS

Councilman Peacock – PASS

MAYOR WYNKOOP

Mayor Wynkoop gave an update to Council on the refurbishment of the Community Center that the visioning committee had organized. The new kitchen was being finished with a new floor, paint and new appliances including refrigerator, ice machine, stainless steel sink and tables.

Perry Woodruff was now the Chairman of the Public Safety committee which was working on several projects including an ordinance for golf carts and emergency management planning for hurricanes.

The Cemetery Committee, Jan Davis, Ginny Kontny and Rusty Meyers have been working on amending the rules and regulation for the cemetery and would bring their recommendations to Council in the next couple of months.

The parks and recreation Committee were working hard on Montverde Day which is on November 11th and 12th. On Friday from 4pm to 10pm a DJ would play music followed by local band Anita Drink from 7pm. The Carnival would be operating and Beef O'Brady's would be serving food and drinks. On Saturday there were five bands playing and entertainment throughout the day. There will be a massive car show and Trilogy was sponsoring the Globe of Steel Motorcycle Spectacular. The Chili Cook off was also on Saturday in the Community Building.

The Friends of Montverde Halloween trunk and treat and haunted house would take place on Monday December 31st from 5pm. There will be prizes for the best trunk, outfit and kids outfits. Bingo would be on October 18th at 7pm.

At this point in the meeting, 8:55pm a ten minute break was called for. The meeting resumed at 9:07 pm.

COMMITTEES AND BOARDS

Sandy Smith – Historical Committee said that they were working on two projects. First is the fish camp cabin where they are seeking quotes from contractors to see what can be done with it.

Second are the plaques for the Town monuments for which the documentation supporting the 1883 settlement date for Montverde was presented to Council in April. They have been to several places to get pricing and the best has come from local business Awards and More who are in Montverde. They have offered a twenty percent discount to the Town.

The committee met with members of the visioning committee and would like approval from Council to move forward to get them ordered so that they can be installed before Montverde Day. The cost is \$450 each; total for the three is \$1,350. *Dr. Kesselring* said that Montverde Academy would gladly provide funds to the town to pay for the plaques. A resounding thank you was received by the residents and from the Mayor on behalf of the Council.

NEW BUSINESS

RESOLUTION 2016-22 TEMPORARILY ALLOWING THE SALE, POSSESSION AND CONSUMPTION OF ALCOHOLIC BEVERAGES ON PUBLIC PROPERTY DURING SPECIAL EVENTS

The resolution was read by Attorney Anita Geraci-Carver and the Mayor open up for public comment.

Ruth Ryan – Ms. Ryan questioned the need for alcohol to be served at all as this was a family event and the adverse effect that it will have children and the boy scouts. She felt that people should do their drinking at home at not at the event.

Being no further comment the Mayor closed public comment and passed it back to Council.

Councilman Ley thought that *Ruth* had a point and asked if there had been any problems of drunkenness in the past. *Councilman Bates* said that he did not know of any issues and that when this was first brought up several years ago he was uneasy with allowing alcohol to be served. That there have been no issues he is now more comfortable. *Mayor Wynkoop* commented that the sheriff deputy and two FHP off duty officers would be there the whole time.

It should be noted that this resolution covers all special events that take place on town property and is valid for only one year. A new resolution must be put in place each year.

Being no further discussion a motion was requested.

MOTION by Councilman Ley to adopt Resolution 2016-22; SECONDED by Councilman Peacock

For: Bates, Burns, Ley and Smith Peacock

Against: None

MOTION CARRIED 5-0

RESOLUTION 2016-23 APPROVING MINOR SITE PLAN APPLICATION FOR MONTVERDE ACADEMY

Sean Parks said that the academy was proposing to add a temporary modular building to be used as an office for the sports facility. The size of the portable (24' x 60') requires a Minor Site Plan application. The application was heard by the Planning and Zoning Board on September 29, 2016. Conditions of their approval recommendation is that it must be for a period not to exceed two years and that it cannot be used to house students. Any change to the use must come back to Council for approval. *Mr. Parks* said that everything submitted was in line with the Town's code.

The Mayor opened public comment.

Don Hiatt asked if there would be sprinkler system installed. *Mr. Parks* said that it was not a requirement and reminded Council that the developer would have to follow the permitting requirements from Lake County.

There being no further discussion the Mayor closed public comment and passed it back to Council.

MOTION by Councilwoman Smith to adopt Resolution 2016-23 approving the minor site plan application for Montverde Academy; SECONDED by Councilman Ley

For: Bates, Burns, Ley and Smith Peacock

Against: None

MOTION CARRIED 5-0

RESOLUTION 2016-24 APPROVING PRELIMINARY PLAT APPLICATION FROM PILLAR HOMES

Sean Parks explained the process for this Preliminary Plat Application laid out for a subdivision with eight lots. The Preliminary Plat application had gone before the Planning and Zoning Board and if approved by Council would go back to Planning and Zoning for their final plat recommendation and then to Council for final approval. The plat would then be recorded with Lake County.

He added that this is an existing subdivision originally platted in 1925. He had discussed it with the attorney who advised that the re-plat of this development should go through this process. Morningside Park was platted for fourteen lots and the developer, Pillar Homes is applying to re-plat with only eight lots. This is consistent with existing zoning R1M, residential medium density which allows four units per acre.

The Planning and Zoning Board met on September 29, 2016 and recommended approval of the Preliminary Plat application 4-0 with the condition that five foot sidewalks would be installed. After the motion was made it was also recommended that decorative lighting be installed as well. *Councilman Ley* asked what type of lighting was in place; *Mr. Parks* said that there was currently no street lighting.

Ashley Taylor, a Realtor representing a neighbor of the proposed development said that it was very dark on that stretch of CR455 for vehicles to be reversing onto a major highway. *Mr. Parks* said that the County would be involved to address the ingress/egress of cars onto CR455 and also about the street lighting.

Attorney Anita Geraci-Carver suggested that Council approve the resolution with the addition of decorative street lighting. *Ms. Taylor* asked about off street parking on Morninside Drive which was a narrow road. *Mr. Parks* responded that parking was addressed in the existing code for the Town.

The Developer who was present was asked about the type and size of the homes they intended to build. *Michael Boutros* said that they would be between 2,000 and 2,500 square feet of living space priced in the high \$200's. He added that they would be similar to those being built on the Pillar Homes development, Victoria Estates on CR455 towards Publix but without the tile roof.

Being no further discussion the Mayor requested a motion.

MOTION by Councilman Peacock to adopt Resolution 2016-24 approving the preliminary plat application with the requirement to install street lighting as discussed; SECONDED by Councilwoman Smith

For: Bates, Burns, Ley and Smith Peacock

Against: None

MOTION CARRIED 5-0

AGREEMENT WITH THE OWNERS OF "BIG O" CARNIVAL AND THE TOWN OF MONTVERDE

Mayor Wynkoop said that the attorney has reviewed the carnival agreement from Big O and her recommendations on the revised agreement had been sent back to them for signing. Insurance for the event had also been reviewed.

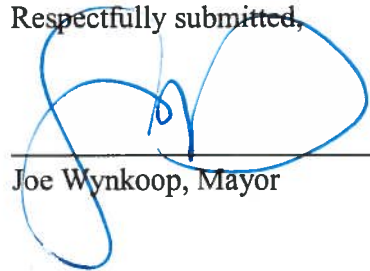
The Mayor opened Public Comment and there being none closed it and requested a motion from Council.

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

Being no further business a motion to adjourn was requested at 9:53 pm

**MOTION TO ADJOURN by Councilman Bates to adjourn; SECONDED by Councilwoman Smith
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

