

**MONTVERDE TOWN COUNCIL
SPECIAL MEETING MINUTES
DECEMBER 23, 2024, AT 6:30 P.M.**

TOWN COUNCIL MEMBERS PRESENT

Joe Wynkoop, Mayor
Carol Womack, Vice Mayor
Jim Ley Councilmember
Allan Hartle, Councilmember
Joe Morganelli, Councilmember

STAFF

Paul Larino, Town Manager
Anita Geraci-Carver, Town Attorney
Paddy Daitnarayan, Permitting Clerk

CALL TO ORDER AND OPENING CEREMONIES

Mayor Wynkoop called the meeting to order and lead the Pledge of Allegiance.

DISCUSSION AND ACTION ITEMS

Approval for the Mayor and the Town Manager to return approximately \$2.2 million in ARPA fund to Lake County in accordance with Resolution.

Town Manager Larino stated we need an approval from the Council to allow the Mayor and Town Manager to return the \$2.2 Million ARPA funds to the County.

Councilmember Ley moved to approve returning the \$2.2 Million ARPA funds to the County.

Councilmember Morganelli seconded the motion. Return of funds approved 5-0.

PUBLIC HEARINGS, ORDINANCES AND RESOLUTIONS

RESOLUTION 2024-159 A Resolution of the Town Council of the Town of Montverde, Lake Count, Florida, accepting proposal submitted by Onsyte Performance, LLC pursuant to the Town's Request for Proposal 2024-WW003 for Distributed Wastewater Treatment System; approving the agreement; authorizing the Town Manager to execute a contract between the Town of Montverde and Onsyte Performance, LLC in an amount not to exceed \$1.3 million; providing for conflicts, severability, and effective date.

Town Attorney Geraci-Carver read the Resolution by title only and explained while going through the contract between OnSyte and Lake County the Town discovered several items from the Town's bid documents that were omitted such as permitting cost, sampling cost, allowing the Town to us their proprietary software even if they terminate the contract.

The all -in-one price quoted in the bid did not include permit fees, inspection fees, silt fencing, licensing the units through the DEP, and had \$1M of aggregated insurance instead of the \$2M required in the bid.

Damage to irrigation systems, electrical systems, etc. occurring during installation was not included in the overall price. All of these would increase the cost of the unit and the maintenance cost. I was also determined that looking at the City of Apopka's data the systems are not achieving the requirements of a DEP permit.

Councilmember Hartle stated it looks like 40% of Apopka's units are not in compliance in the random testing of 10% of units.

Councilmember Morganelli asked why the numbers for December 2024 are just cut off.

Town Attorney Geraci-Carver stated that this was a last-minute request to Apopka for these numbers.

Councilmember Ley asked if doing a small percentage of units as a test, does that mean this doesn't meet the standards.

Town Manager Larino from that perspective this would not meet requirements.

Vice Mayor Womack looks like an additional cost of \$800 for the tank only and \$1800 for tank and drain field increase.

The Town would be responsible for the Performance bond and paying for the license from the DEP.

Town Manager Larino stated that they also would not give an estimate of annual increases.

Councilmember Ley asked what the County's opinion of the system.

Town Attorney Geraci-Carver stated the County said they are slow on the install; you will need to oversee their work and progress.

Mayor Wynkoop stated we will look at other alternatives in the future but based on the fact the submitted paperwork did not have all the information requested and there are too many unanswered questions, I think we refuse the terms of the contract and return the ARPA funds to the County.

Mayor Wynkoop invited the public to speak.

Randy Ellman, 16603 Lowry Road, just want to confirm this doesn't mean you are going to start with the sewers again.

Mayor Wynkoop said that with the new subdivisions having either sewer or the advanced septic system, we are making improvements as the DEP requires.

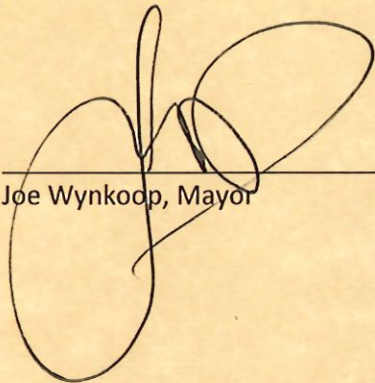
Aaron Wadsworth, 17647 Ninth Street it doesn't seem the company has the financial solvency to run these systems adequately.

Vice Mayor Womack moved to deny the contract for Onsyte. Councilmember Hartle seconded. Motion carries 5-0.

Mayor Wynkoop moved to send all ARPA funds back to the County. Councilmember Hartle seconded. Motion carries 5-0.

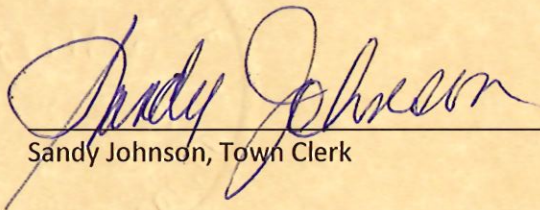
REMINDERS AND ADJOURNMENT

Councilmember Hartle moved to adjourn the meeting. Councilmember Morganelli seconded. Meeting adjourned at 7:28 p.m.



Joe Wynkoop, Mayor

Attest:



Sandy Johnson, Town Clerk