

1 **City of Minneola**
2 **Council Meeting**
3 **Minneola City Hall**

Nov. 28, 2006
7:00 P.M.

4
5 The City of Minneola Special Council Meeting was called to order by Mayor Yeager.
6 Present were: Mayor David Yeager, Councilman Ed Earl, Councilwoman Sue Cordova,
7 Vice Mayor Joseph Teri, Councilman Shane Perreault, Scott Gerken (City Attorney), Lt.
8 Greg Link (LCSO), Chief Dave Dobrzykowski (MFD), Bruce Behrens (City Manager),
9 Peter Brandt (GCG), and Jan McDaniel (City Clerk).

10
11 A moment of silence was observed and the Pledge of Allegiance was spoken.

12
13 **Approval of the Minutes**

14
15 City Council Meeting Nov. 14, 2006 @ 7:00 P.M.
16 Quasi-Judicial Hearing Nov. 14, 2006 @ 7:15 P.M.

17
18 **Ed Earl:** Questioned the Mayor's statement on pg. 3 of 7.

19
20 **Mayor Yeager:** Stated that the statement was correct.

21
22 **Ed Earl:** Noted that the percentages listed on pg., lines 20 & 21 were different than on
23 the website. *The City Clerk verified that the percentages listed were correct after the*
24 *meeting.*

25
26 **MOTION by Sue Cordova, SECONDED by Joe Teri to approve the minutes as**
27 **written.**

28
29 **AYE:** Perreault, Cordova, Yeager, Earl, Teri

30
31 **NAY:** None

32
33 **MOTION PASSED: 5-0**

34
35 **Agenda Review**

36
37 **Sue Cordova:** Requested that tab # 8 - Resolution 2006-22 be tabled until the rates
38 could be further examined.

39
40 **Ed Earl:** Requested that the item be discussed and then to table it.

41
42 **Sue Cordova:** Also requested that Ordinance 2006-24, Ordinance 2006-36 and
43 Resolution 2006-24 be considered together, although the motions would be separate.

44
45 Council agreed.

46

1 **Audience to Be Heard**

2
3 **Wally Szkwarko (802 Main Ave.):** Explained that he was very happy that the
4 construction on US 27 had curtailed the speeding on Main Ave. and hoped that the City
5 could find a solution to maintain the change and possibly close the de-cell lane from US
6 27 onto Main Ave.

7
8 **Jim Frana (208 Lace Bark Ct.):** Remarked that although the sheriff's office is doing a
9 good job controlling the speeders, that more attention may be needed on Lakeshore Dr.

10
11 **R. J. Addison (319 E. Chester St.):** Again expressed his concern with the speeding on
12 E. Chester Street, stated that he supported the city's purchase of the property at the end
13 of the street, and asked if construction traffic had specific hours.

14
15 The following items were heard together as requested at agenda review.

16 **Tab # 2 Ordinance 2006-34 Quasi-Judicial Hearing @ 7:13 P.M.**

17 **Tab # 3 Ordinance 2006-36 SSCPA 5.10 acres**

18 **Tab # 4 Resolution 2006-24 ROW Vacation**

19
20 **Tab # 5 Ordinance 2006-32 Irrigation Wells**

21
22 **Scott Gerken:** Read Ordinance 2006-32 by title only for the 2nd time.

23
24 **Sarah Whitaker (Water Consultant):** Explained the pros and cons of the Ordinance.

25
26 **Shane Perreault:** Stated he believed that prohibiting irrigation wells was extortion.

27
28 **Sue Cordova:** Asked if this Ordinance would affect the city's CUP.

29
30 **Sarah Whitaker:** Explained that in general, any irrigation wells less than 6" in diameter
31 would not directly affect the CUP, but that this Ordinance would ensure that water drawn
32 from the aquifer was monitored.

33
34 **Ed Earl:** Expressed his disapproval of the Ordinance and asked how the Council could
35 pass the Ordinance when there was no way to determine how irrigation wells affected the
36 City.

37
38 **Mark Odell:** Cautioned the Council of the possibility of private wells contaminating the
39 City water supply.

40
41 A lengthy discussion pursued regarding cross connection, back flow prevention and
42 maintaining the safety of the public water supply.

43
44 **Jim Frana (208 Lace Bark Ct.):** Stated he was unsure if this was the best thing for the
45 City.

1 **Wally Szkwarko (Main Ave.):** Urged the Council to do the safest way to protect the
2 city's water supply.

3
4 **Debbie Veit (High Ridge Ct.):** Expressed her support of irrigation wells and asked the
5 Council not to approve the Ordinance.

6
7 **Mayor Yeager:** Stated that there will not be enough reclaimed water to support
8 irrigation in the future and that irrigation wells would fill the gap.

9
10 **Joe Teri:** Stated that his primary concern was for the safety of the water supply.

11
12 **MOTION by Ed Earl to table until after a workshop to rethink the Ordinance.**

13
14 *No Second; Motion Died.*

15
16 **MOTION by Sue Cordova, SECONDED by Ed Earl to approve Ordinance 2006-32**
17 **changing Ch. 14-2, to add Public Works Director in conjunction with the City**
18 **Manager and Fire Chief, also making the same change in Ch. 70 -61, subsection (b) .**

19
20 Council continued to discuss the Ordinance.

21
22 **AYE:** Cordova, Yeager, Teri

23
24 **NAY:** Perreault, Earl

25
26 **MOTION PASSED: 3-2**

27
28 **Tab # 6 Ordinance 2006-35 Transportation Concurrency – Proportionate Share**

29
30 **Scott Gerken:** Read Ordinance 20006-35 by title only for the 2nd time.

31
32 **T. J. Fish (Lake County MPO Executive Director):** Explained the purpose of the
33 Ordinance, the definition of concurrency and proportionate share. He urged the Council
34 to adopt the Ordinance.

35
36 Council suggested changing the required length of time to meet concurrency.

37
38 **MOTION by Joe Teri, SECONDED by Sue Cordova to pass Ordinance 2006-35**
39 **changing Section 90-4 (B) (3) from three yrs. length of time to two yrs.**

40
41 **AYE:** Perreault, Cordova, Earl, Teri

42
43 **NAY:** Yeager

44
45 **MOTION PASSED: 4-1**

1 A ten minute recess was called at 8:35 p.m. The meeting reconvened at 8:45 p.m.

2
3 **Tab # 7 Ordinance 2006-38 Reclaim Water Rates**

4
5 **Scott Gerken:** Read Ordinance 2006-38 by title only for the 1st time.

6
7 A general discussion pursued regarding the rates.

8
9 **Mark Walch:** Explained that reclaimed water will be more expensive than potable
10 water.

11
12 **Sarah Whitaker:** Stated that in the near future irrigation of property will be a luxury
13 and reclaimed water will be used for that purpose.

14
15 **Jim Frana (208 Lace Bark Ct.):** Asked if the water and sewer rates would be the same.

16
17 *First reading; no action taken.*

18
19 **Tab # 8 Resolution 2006-22 Amending Facility Rental Rates**

20
21 **Scott Gerken:** Read Resolution 2006-22 by title only.

22
23 **Shane Perreault:** Stated that the rates need to be increased.

24
25 **Sue Cordova:** Stated she wanted to see the new rates, and believed that the City
26 Manager should be able to approve a rate increase.

27
28 **Ed Earl:** Commented that the stipulation of chaparones not being allowed to smoke
29 should be removed, although he agreed that they should not be allowed to drink, asked
30 that HOA's only reserve space one month in advance; and asked that disputes should be
31 resolved by the City Manager, not the Public Works Director.

32
33 **Joe Teri:** Agreed that the City Manager should approve rate increases.

34
35 Consensus of the Council was that a confirmed rental date could not be changed or
36 cancelled by staff.

37
38 **Sue Cordova:** Requested that the set fee of \$25.00 for the security guard be changed to
39 read the current rate plus 10%, that the security deposit be raised, and that the general
40 auditorium rates should be consistant.

41
42 *No action taken; item tabled at Agenda Review.*

1 **Tab # 9 Resolution 2006-23 Historical Grant – Old School House**

2
3 **Scott Gerken:** Read Resolution 2006-12 by title only for the 1st time and explained that
4 the request for approval of a Resolution came from the grant writer.

5
6 **MOTION by Sue Cordova, SECONDED by Shane Perreault, to approve Resolution**
7 **2006-23.**

8
9 **AYE:** Perreault, Cordova, Yeager, Earl, Teri

10
11 **NAY:** None

12
13 **MOTION PASSED: 5-0**

14
15 **Tab # 10 Founder Ridge Reservation Agreement**

16
17 **Scott Gerken:** Explained that this agreement would be the first of several seeking
18 reservation of wastewater capacity for a development; and that the agreement provides
19 that the developer prepays impact fees to guarantee capacity. He recommended approval
20 of the agreement.

21
22 A general discussion pursued regarding the fees in the agreement.

23
24 **MOTION by Sue Cordova, SECONDED by Shane Perreault to approve the**
25 **Founders Ridge Waste Water Agreement under the most current update, and**
26 **correct the spelling of constitute in Sec. 10.**

27
28 **AYE:** Perreault, Cordova, Yeager, Earl, Teri

29
30 **NAY:** None

31
32 **MOTION PASSED: 5-0**

33
34 **Tab # 11 Solid Waste Consultant**

35
36 **Scott Gerken:** Explained that the current franchise with Waste Management would
37 expire at the end of 2006, and that RCG Consulting was seeking approval to handle the
38 RFP's and bids received, and to make recommendations to the Council.

39
40 **Bruce Behrens:** Stated that Mr. Bill Redman was present to answer Council's questions.

41
42 **Bill Redman (New Smyrna Beach):** Explained that his firm was presenting a proposal
43 for services not to exceed \$10,000.00; and further explained what his company could do
44 for the City.

45
46 A lengthy discussion pursued regarding the cost of the service.

1 **Jim Frana (208 Lace Bark Ct.):** Asked if the City is paid a percentage for the recycled
2 items; and question why the City would need a consultant for the RFP/Bid process.

3
4 Council continued to discuss the cost of the consultant and the costs for garbage pick up
5 service.

6
7 **MOTION by Shane Perreault, SECONDED by Joe Teri to approve the consulting**
8 **contract with RCG, Inc. not to exceed \$7500.00**

9
10 **AYE:** Perreault, Yeager, Earl, Teri

11
12 **NAY:** Cordova

13
14 **MOTION PASSED: 4-1**

15
16 **Tab # 12 Council Meeting Day**

17
18 **Scott Gerken:** Stated that the residents of Minneola had passed a charter change that
19 allowed the Council to change the Council meeting days. He requested that before
20 Council move to that subject, that they officially cancel the 2nd meeting in December.

21
22 **MOTION by Ed Earl, SECONDED by Shane Perreault, to cancel the 2nd meeting in**
23 **December.**

24
25 **AYE:** Perreault, Cordova, Yeager, Earl, Teri

26
27 **NAY:** None

28
29 **MOTION PASSED: 5-0**

30
31 **MOTION by Ed Earl, SECONDED by Shane Perreault to make the Council**
32 **meeting day of the week Wednesday at 7:00 P.M. beginning Jan. 1st 2007.**

33
34 Changing workshop dates already scheduled were discussed.

35
36 Council agreed to keep the already scheduled dates, but beginning Feb. 1st, workshops
37 would also be held on Wednesday's at 7:00 P.M.

38
39 Council then discussed different times on Wednesday's to meet.

40
41 **Jim Frana (208 Lace Bark Ct):** Stated that because of his work, he would not be able
42 to attend meetings if they were held during regular business hours.

43
44 **Pat Murphy (202 E. Osceola St.):** Stated that she would not be able to attend daytime
45 meetings.

1 **R.J. Addison (319 E. Chester St.):** Stated he preferred evening meetings.

2
3 **Scott Gerken:** Asked for clarification of which Wednesday's.

4
5 **Council agreed to keep the meetings on the 2nd & 4th days.**

6
7 **AYE:** Perreault, Cordova, Yeager, Earl, Teri

8
9 **NAY:** None

10
11 **MOTION PASSED: 5-0**

12
13 **Reports**

14
15 **Bruce Behrens:** Stated that he had distributed a report (Exhibit A) for Council's review,
16 asked for Council's permission to do consulting work after hours.

17
18 Council agreed to allow the City Manager to do consulting work.

19
20 **Chief Dobrzykowski:** Stated he had applied for program grants, as well as a grant for
21 additional personnel.

22
23 Council discussed new equipment may be needed for the new developments approved by
24 the City and agreed that staff should be looking into grants for new equipment.

25
26 **Lt. Link:** Explained that the sheriff's department had not been able to add the three new
27 deputies as required in the contract, and that the quarterly amount for those officers had
28 been refunded to the City. He stated that the Sheriff would like to meet individually with
29 each Council Member, that the Sheriff had agreed to a motorcycle patrol, with the cycle
30 being purchased with Minneola forfeiture funds, and that his officers had been issuing
31 speeding tickets.

32
33 **Mayor Yeager:** Asked for Council consensus for the purchase of the motorcycle.

34
35 Perreault, Cordova, Yeager & Teri were in favor of the purchase.

36
37 **Joe Teri:** Suggested that the refund could be used for a clerk for Lt. Link.

38
39 Council discussed the salary of a clerk for the sheriff's office and agreed that Lt. Link
40 should hire a clerk.

41
42 **Scott Gerken:** No Report

43
44 **Shane Perreault:** Asked why the Council needed to approve a grant application.

45

1 **Bruce Behrens:** Explained that when matching funds are required, that the Council had
2 to approve those funds.

3
4 **Sue Cordova:** Reported that she would be meeting on Monday with Senior Meals
5 representatives, to hopefully get the program up and running; reported that she had
6 spoken with Steve Richey regarding rezoning the Ladd/Lowndes property as commercial
7 instead of residential; requested that the off ramp from US 27 onto Main be closed and
8 requested the City consider speed tables on Chester Street, South Street, Oakland and
9 Pearl Street; and suggested that each agenda item be given 30 minutes for discussion to
10 help shorten the length of the meetings.

11
12 Council directed the City Manager to go through the City and determine where stop signs
13 or speed tables could be installed.

14
15 **Ed Earl:** Stated that if the Council would go by the rules the meetings would not last as
16 long; requested that a workshop be set for the Park at the Reserve, requested that Lt. Link
17 look into the traffic pattern around the school, asked when the “No Truck” signs would
18 be installed on Washington and Grassy Lake Rd., asked if DOT had been informed of the
19 Council decision for grass to be placed in the median on Hwy 27, and asked for Council
20 consensus for individual laptop training sessions.

21
22 Consensus of the Council was for individual laptop instruction.

23
24 **Joe Teri:** Asked when the Park Impact Study would be complete, requested that the Park
25 at the Reserve plans be carefully looked at, and requested that the owners of the Reserve
26 be contacted regarding the purchase of some property to allow for parking at that park.

27
28 **Mayor Yeager:** Stated that DOT was aware of the City’s wishes for the median on
29 Hwy. 27, asked for Council consensus to further look into the purchase of the property
30 next to City Hall and on E. Chester Street, reported that the closing on the old school
31 property would be on December 8th, and asked for consensus to check into building a
32 post office on the public works property on W. Pearl Street.

33
34 Consensus was to look into the purchase of the property on E. Chester for \$450,000.00.

35
36 Council also agreed to allow the Mayor to look into locating the post office on W. Pearl.

37
38 The meeting adjourned at 11:20 P.M.

39
40
41
42 _____
Mayor David Yeager

43 Attest:

44
45 _____
46 Jan McDaniel, CMC