

**Minneola City Council
Minutes
July 16, 2019 at 6:30 PM
Minneola City Hall**

The City of Minneola Council Meeting was called to order by Mayor Pat Kelley. Also present were Councilor Lisa Jones, Councilor Joe Saunders, Grant Wilson (Assistant City Attorney), Mark Johnson (City Manager), and Barbara Hollerand (City Clerk). Vice Mayor Pam Serviss arrived, after the meeting was called to order, and Councilor Kelly Price was absent.

CALL TO ORDER

Mayor Kelley called the meeting to order.

MOMENT OF SILENCE & PLEDGE OF ALLEGIANCE

A moment of silence was observed, and the Pledge of Allegiance was led by **Councilor Jones**.

AGENDA REVIEW

There were no requests to modify the agenda.

Mayor Kelley announced that Vice Mayor Serviss would be late and that Councilor Price was absent due to a death in the family.

MOTION by Councilor Jones, SECONDED by Councilor Saunders, to excuse Councilor Price.

AYE: Jones, Kelley, Saunders

NAY: None

MOTION PASSED: 3-0

PUBLIC COMMENTS

Mayor Kelley asked for public comments. There were no comments.

CONSENT AGENDA

Item 1: City Council Meeting Minutes July 02, 2019

Item 2: City Council Workshop Minutes June 09, 2019

Mayor Kelley asked for public comments. There were no comments.

MOTION by Councilor Saunders, SECONDED by Councilor Jones, to approve the Consent Agenda.

AYE: Jones, Kelley, Saunders

NAY: None

MOTION PASSED: 3-0

DISCUSSION & ACTION ITEMS

Item 3: Resolution 2019-14 - Preliminary Annual Fire Assessment Fee Rate – Fiscal Year 2020

Mayor Kelley noted that for next fiscal year, a fire assessment workshop would be scheduled for January to separate its discussion from the annual budget hearings.

Council discussed tabling the resolution to January 2020.

Mark Johnson stated that the item had been advertised and action was requested to set the rate for the upcoming budget year.

Grant Wilson read Resolution 2019-14 by title only.

Mayor Kelley asked for public comments. There were no comments.

Mayor Kelley explained the fire department budget cannot be funded 100 percent by the fire assessment because of the EMS component and that it also requires an allocation from the general fund.

Councilor Saunders stated he was in favor of incrementally raising the assessment to fund a greater proportion of the fire department budget.

Mayor Kelley said he wanted public input into raising the rate.

Mark Johnson said that while the January workshop will provide an opportunity to develop a consensus for setting the rate in future years, the City has already had to transmit the proposed rate to the property appraiser to insert into the TRIM notices for the upcoming fiscal year.

Councilor Jones noted that the Council's discussion was a moot point since the proposed rate had already been sent.

MOTION by Councilor Saunders, SECONDED by Mayor Kelley after passing the gavel to Councilor Jones, to approve Resolution 2019-14.

93 **AYE:** Kelley, Saunders

94
95 **NAY:** Jones

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97 **MOTION PASSED: 2-1**

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99 **Item 4: Ordinance 2019-17 – Regulation of Donation Bins – First Reading**

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101 **Grant Wilson** read Ordinance 2019-17 by title only.

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103 **Mayor Kelley** mentioned that he received a photo of an oversized bin in Clermont and
104 asked if the size of donation bins could be limited.

105
106 **Mark Johnson** said staff was considering changes to the ordinance based on feedback and
107 additional research.

108
109 **Grant Wilson** said staff was talking with other cities as well and the language in the
110 ordinance may be revised by its second reading.

111
112 **Joyce Heffington** spoke regarding the need to establish a permitting process for donation
113 bins and said the Planning and Zoning Commission was in favor of the ordinance.

114
115 **Mayor Kelley** inquired about anchoring donation bins to the ground.

116
117 **David Yeager**, 1815 Kerry Street, spoke regarding permitting, maintenance, and how other
118 jurisdictions regulate donation bins.

119
120 **Laura Smith**, 226 Magellan Circle, spoke regarding donation bins left on rights-of-way,
121 and she cautioned against dictating sign content.

122
123 *Vice Mayor Serviss arrived at 6:49 p.m.*

124
125 **Councilor Saunders** spoke regarding the substantial requirements and the potential for
126 legal challenges to the ordinance.

127
128 **Councilor Jones** spoke regarding requiring permission from a property owner, requiring a
129 license, and including language that if a donation bin is left in a public right-of-way it can
130 be removed and the owner will have to pay fines and penalties to get it back.

131
132 **Mark Johnson** spoke regarding one donation bin currently operating in the City that
133 advertises that it benefits a charity but is a for-profit business that collects and sells the
134 clothing.

135
136 **Councilor Jones** spoke regarding for-profit donation bins.

Item 5: Ordinance 2019-01 – Update to the Water & Sewer Specifications – Second Reading

Grant Wilson read Ordinance 2019-01 by title only.

Mayor Kelley asked for public comment. There were no comments.

Councilor Saunders explained that the ordinance provides protection for the City's sewer and water systems and updates a 2001 ordinance.

Mark Johnson requested that should the Council approved the ordinance, that it be contingent upon legal counsel review and minor staff modifications.

MOTION by Councilor Jones, SECONDED by Vice Mayor Serviss, to Approve Item 5 with minor modifications as needed.

AYE: Serviss, Jones, Kelley, Saunders

NAY: None

MOTION PASSED: 4-0

Item 6: Interlocal Agreement – Library Services

Mark Johnson stated that this three-year extension replaces the existing agreement that expires this year. He stated that the fiscal year 2020 estimated revenue is \$34,000, which is higher than the \$15,000 base amount due to a 9.25 percent increase in circulation at the Minneola Schoolhouse Library.

MOTION by Vice Mayor Serviss, SECONDED by Councilor Jones, to Approve Item 6.

Councilor Jones asked that the City recognize Library Manager Josie Dix.

AYE: Serviss, Jones, Kelley, Saunders

NAY: None

MOTION PASSED: 4-0

FINAL PUBLIC COMMENTS

Mayor Kelley asked for final public comments.

David Yeager asked if RaceTrac will be given a certificate of occupancy if the related road improvements have not been completed.

183 **Mayor Kelley** said the CO will not be issued until the road is built.

184
185 **Mayor Kelley** mentioned the traffic signal poles were going up for the Fosgate Road
186 extension.

187
188 **Joyce Heffington** stated that the building department has been advised not to issue the CO
189 for RaceTrac until the road is approved. She said a recent Lake County Board of County
190 Commissioners agenda included an item for the RaceTrac road agreement.

191 192 REPORTS

193 194 **Mark Johnson:**

- 195 • Minneola's ISO rating has improved from a 4 to a 3, and he thanked Fire Chief Otero
196 and his staff for their efforts.
- 197 • A potential Vista Grande workshop is still being discussed with the developer's
198 attorney.
- 199 • Budget workshop proposed for August 27 with the tree workshop rescheduled to August
200 13 or the second Tuesday in September.
 - 201 ○ **Councilor Jones** stated she will not be here on August 27 but said she could send
202 her comments by email to be included in the public record.
 - 203 ○ **Mark Johnson** offered to propose new dates.
- 204 • Fire assessment workshop proposed for Tuesday, January 14, 2020.
- 205 • Skate park bids are due on July 19.
- 206 • Staff is looking into making changes to plans review and building fees for re-
207 inspections.
 - 208 ○ **Council** expressed support for the proposed changes.
- 209 • Consideration for creating a resident parking pass ordinance.
 - 210 ○ **Council** discussed waiting until after the school year started to evaluate the need for
211 a resident parking pass ordinance.

212
213 **Council** thanked Mark Johnson.

214 215 **Vice Mayor Serviss:**

- 216 • Reminded everyone about the Back-to-School Forum on July 25, 6:30-8:30 p.m., in
217 the gymnasium.
 - 218 ○ **Ray Nivarel**, 839 Whisper Sound Street and president of the Quail Valley
219 homeowners association, mentioned their July 25 meeting and asked if there would
220 be a conflict with the Back-to-School Forum.
 - 221 ○ **Staff** answered that it would not present a conflict.

222 223 **Mayor Kelley:**

- 224 • Mentioned his recent conversation with School Board Member Bill Mathias regarding
225 the school site on Hancock Road and said that the city attorney is looking into drafting
226 an interlocal agreement with the school board.

- 227 • Stated a future school on the site is now part of the district's five-year plan, but that he
228 would like to see language in an agreement that will protect the City's interests if the
229 district's priorities change and the City would like to move forward with other options
230 for building a school on the property.
231 ○ **Grant Wilson** said that their office was reaching out to the school district's attorney
232 regarding an agreement.
233 • Expressed an interest in having a joint meeting with the school board prior to moving
234 forward. He stated the plan for the site was to open a K-5 school initially and then add
235 grades 6-8 as a later phase.
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237 **MOTION by Vice Mayor Serviss, SECONDED by Councilor Jones, to adjourn.**

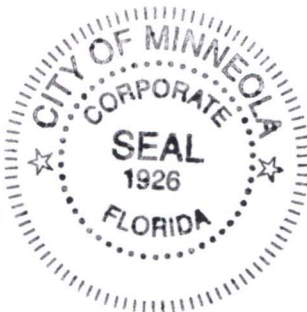
238
239 **AYE:** Serviss, Jones, Kelley, Saunders


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241 **NAY:** None

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243 **MOTION PASSED: 4-0**

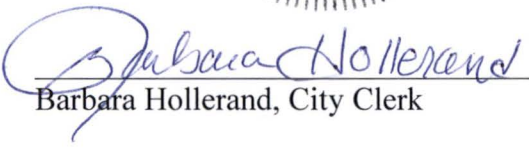
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245 *(Meeting adjourned at 7:16 P.M.)*
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252 **ATTEST:**



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Pat Kelley, Mayor



Barbara Hollerand, City Clerk