America's Seaplane City™

AGENDA
TAVARES CITY COUNCIL

August 17, 2016
4:00 P.M.
TAVARES CITY HALL COUNCIL CHAMBERS

(Members of the public wishing to speak on an item that is on the agenda must fill out a Request to Speak form available from the City Clerk or at the Council Meeting prior to the meeting being called to order. In addition, the Mayor will ask for comment under the agendized item titled "Audience to be Heard" for matters not on the Agenda. For further information contact the City Clerk at (352) 742-6209 or nbarnett@tavares.org)

I. CALL TO ORDER — **Mayor Pfister**

II. INVOCATION AND PLEDGE OF ALLEGIANCE

Carlos Colon, Chaplain, Fire Department

III. APPROVAL OF AGENDA — **Mayor Pfister**

IV. APPROVAL OF MINUTES

Tab 1) Approval of Minutes for Regular City Council Meeting July 6, 2016 and July 20, 2016 — **Mayor Pfister**

V.PROCLAMATIONS/PRESENTATIONS

Tab 2) Stemi Star — **Chief Keith**

VI. SWEARING IN BY CITY ATTORNEY AND DISCLOSURE OF EX-PARTE CONTACTS

VII. READING OF ALL ORDINANCES/RESOLUTIONS INTO THE RECORD — **Nancy Barnett**

VIII. CONSENT AGENDA

IX. ORDINANCES/RESOLUTIONS – PUBLIC HEARING
None for First/Second Readings

X. ADOPTION HEARING – LARGE SCALE FUTURE LAND USE AMENDMENTS

Tab 3) Ordinance #2016-18 – Large Scale Future Land Use Map Amendment – Whittaker Family Partnership – 36 Acres – West of SR 19 – North of Slim Haywood Road — **Jacques Skutt**

Tab 4) Ordinance #2016-20 – Large Scale Future Land Use Map Amendment – Whittaker Family Partnership – 14.25 Acres – Southwest Intersection of SR 19 & Camp Road — **Jacques Skutt**

XI. GENERAL GOVERNMENT

Tab 5) Award of Bid for Landscaping & Irrigation for Caroline St./ Alfred Street — **Jacques Skutt**

Tab 6) Proposal from BESH for Design, Permitting & Planning Of Water/Wastewater Infrastructure on Old 441 between David Walker Road and Merry Road — **Brad Hayes**

XII. BUDGET WORKSHOP

Tab 7) Discussion of the FY 2016-2017 Proposed Budgets — **John Drury**

XIII. OLD BUSINESS

XIV. NEW BUSINESS

XV. AUDIENCE TO BE HEARD

XVI. REPORTS

Tab 8) City Administrator — **John Drury**

Tab 9) Council Reports — **City Councilmembers**

F.S. 286.0105 □If a person decides to appeal any decision or recommendation made by Council with respect to any matter considered at this meeting, he will need record of the proceedings, and that for such purposes he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Individuals with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk at least two (2) working days in advance of the meeting date and time at (352) 253-4546.

TAVARES CITY COUNCIL
MINUTES

July 6, 2016
4:00 P.M.
TAVARES CITY HALL COUNCIL CHAMBERS

COUNCILMEMBERS PRESENT **ABSENT**

Robert Wolfe, Mayor
Lori Pfister, Vice Mayor
Bob Grenier, Councilmember
Lisa Johnson, Councilmember
Kirby Smith, Councilmember

STAFF PRESENT

John Drury, City Administrator
Sandy Minkoff, Acting City Attorney
Nancy A. Barnett, City Clerk
Lori Houghton, Finance Director
Lori Tucker, Human Resources Director
Richard Keith, Fire Department
Jacques Skutt, Director of Community Development
Stoney Lubins, Police Chief
Brad Hayes, Director of Utilities
Chris Thompson, Director of Public Works

I. INVOCATION

Glen Chaudoin, minister from First Baptist Church of Tavares gave the invocation and led those present in the Pledge of Allegiance.

II. CALL TO ORDER **Mayor Wolfe**

Mayor Wolfe asked if there were changes to the agenda. Mr. Drury asked to add Tab 3A – Tavares Chamber Monthly Update.

III. APPROVAL OF AGENDA **Mayor Wolfe**

MOTION

Kirby Smith moved to approve the agenda with said change, seconded by Lisa Johnson. The motion carried unanimously 5-0.

IV. APPROVAL OF MINUTES (Tab 1 - Deferred)

V.PROCLAMATIONS/PRESENTATIONS

Tab 2) Observance of the Passing of Mayor Eugene Glenn ("Doc Glenn")

Mayor Wolfe read a proclamation observing the passing of former Mayor Eugene Glenn.

WHEREAS, Dr. Eugene W. Glenn moved his family to Tavares in 1962 when he became the first dentist in the City of Tavares and became known as "Doctor Glenn";

WHEREAS, Dr. Glenn served on City Council from 1968 to 1970 and then as Mayor of Tavares from 1970 to 1995;

WHEREAS, Dr. Eugene W. Glenn, passed away in Tavares on June 27, 2016;

WHEREAS, the City wishes to honor and recognize Dr. Glenn for his leadership and gift of service to the community;

WHEREAS, Dr. Glenn offered encouragement and recognition to his fellow elected officials and city staff with whom he served;

WHEREAS, on April 5, 1995, when Dr. Glenn retired from the City Council, he was given a plaque in appreciation for his counsel and guidance during his tenure as Mayor;

NOW, THEREFORE, BE IT RESOLVED that I, Robert Wolfe, Mayor of the City of Tavares in observance of the passing of Dr. Eugene W. Glenn express gratitude for the life of Dr. Eugene W. Glenn and express the City's condolences to his family and friends.

Mayor Wolfe noted Dr. Glenn's role in the growth of the city and said he will be missed.

Tab 3) Award to Residents of Fox Run Mobile Home Park and Lake Frances Estates

Chief Lubins reported that these communities have provided much needed support to at risk children of Tavares Elementary School for the past five years. He said their charity provides backpacks, school supplies, and other useful items through community fundraisers. He commended the two communities for their civic involvement. He said this approach ties into the Police Department's mission statement that states "Work in Partnership with the community, protect life and property, solve neighborhood problems and enhance the quality of life in the City."

Donna Short, Guidance Counselor, and Carol Peppers, Assistant Principal spoke and expressed their appreciation to the residents. Mary Ann Benny from Lake Frances Estates and Betty Pierce from Fox Run were presented trophies of appreciation for their communities' service by Chief Lubins assisted by Lieutenant Payne, Community Relations Officer for the Police Department.

Ms. Benny and Ms. Pierce spoke on behalf of Lake Frances and Fox Run.

Tab 3A) Update from Tavares Chamber of Commerce

Mr. J. Scott Berry, Interim Director, reported on the Chamber's Kid Zone event at the July 4th event which was free to all children thanks to the sponsorship of Duke Energy. He discussed their upcoming events and speakers at the luncheons.

SWEARING IN BY CITY ATTORNEY AND DISCLOSURE OF EX-PARTE CONTACTS

(Mayor Wolfe asked the audience to complete the Request to Speak forms if they wished to speak on anything on the agenda.)

Attorney Williams said there were no quasi-judicial ordinances on the agenda.

VII. READING OF ALL ORDINANCES/RESOLUTIONS INTO THE RECORD

Ms. Barnett read the following ordinances on second reading by title only:

ORDINANCE 2016-25

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, AMENDING THE TAVARES COMPREHENSIVE PLAN FUTURE LAND USE MAP 2020, PROVIDING FOR A CHANGE OF FUTURE LAND USE DESIGNATION ON APPROXIMATELY 5.78 ACRES OF LAND GENERALLY LOCATED NORTH AND ADJACENT TO FLORIDA WATERMAN HOSPITAL, ADDRESSED AS 2250 WATERMAN WAY FROM HIGH DENSITY RESIDENTIAL TO COMMERCIAL; PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR TRANSMITTAL; PROVIDING FOR AN EFFECTIVE DATE.

(Ordinance #2016-26 was also read by title, by the Clerk in error. See below)

VIII. CONSENT AGENDA

Mayor Wolfe asked if anyone in the audience objected to Tabs 4 [Interlocal Agreement for Distribution of Library Funds] or Tab 5 [Ruby Street Construction – Authorization to Proceed].

MOTION

Lori Pfister moved to approve the Consent Agenda (Tabs 4 and 5) seconded by Bob Grenier.

The motion passed unanimously 5-0.

Attorney Williams noted that the Clerk had not read the title of Ordinance #2016-24 which was on the agenda for first reading. Mr. Skutt stated that the Clerk had read Ordinance #2016-26 which is a Large Scale Future Land Use Amendment scheduled for the July 20th City Council meeting.

Ms. Barnett read Ordinance #2016-25 by title only:

ORDINANCE 2016-24

A PLANNED DEVELOPMENT ORDINANCE OF THE CITY OF TAVARES, FLORIDA, AMENDING AND REPLACING ORDINANCES 94-15, 99-09, 2003-24 IN THEIR ENTIRETY, ALL RELATED TO THE FLORIDA WATERMAN HOSPITAL, BY RESTATING AND ADOPTING AN UPDATED MASTERPLAN FOR THE FLORIDA WATERMAN HOSPITAL PROPERTIES, BY RESTATING THE BOUNDARY AND LEGAL DESCRIPTION TO WHICH THIS PLANNED DEVELOPMENT IS APPLICABLE; AND BY RESTATING THE GOVERNING DEVELOPMENT REGULATIONS TO BE APPLIED TO THIS PLANNED DEVELOPMENT; SUBJECT TO THE RULES, REGULATIONS AND OBLIGATIONS ORDAINED BY THE CITY OF TAVARES COUNCIL; PROVIDING AN EFFECTIVE DATE.

Mr. Drury reminded the audience members that by Council policy the ordinances on First Reading are read by title only but will be fully discussed at the second reading.

IX. ORDINANCES/RESOLUTIONS – PUBLIC HEARING
(All Ordinances under First Reading are not discussed, unless otherwise noted, until the Second Reading)

FIRST READING – Read by title only

SECOND READING - none

X. GENERAL GOVERNMENT

Tab 8) Designation of Parking Spot for Combat Wounded Veterans in Wooton Park

Mr. Drury advised that at Councilmember Bob Grenier's prompting during the last Council Meeting, Council requested that the Board be provided some time to take a look at an appropriate spot in Wooton Park for this parking space. Mr. Drury said he included the article that Councilmember Grenier handed out previously about the program done in Eustis.

MOTION

Kirby Smith moved to allow staff to designate a spot for the Purple Heart Wounded Warriors somewhere in downtown Tavares, seconded by Lori Pfister.

The motion carried unanimously 5-0.

Tab 9) Community Health Center Request for Use of City Property for Mobile Imaging Unit

Mr. Tweedie stated the Community Health Center opened their downtown clinic across from City Hall in July of 2015. Their purpose is to provide affordable medical, pediatric, dental and pharmacy care for underserved clients. The Center has requested to use city property for this mobile unit for one time per month initially.

Discussion followed regarding options for locations and visibility to the clients.

MOTION

Lisa Johnson moved to have the mobile unit bus put on Tavares Square, seconded by Kirby Smith.

Councilmember Smith noted he would want to wait for the information regarding any weight bearing issues to ensure there would be no damage to the field.

Mr. Drury said if the motion passes, staff will ensure that the field can accommodate the weight of the unit. He said if it does not accommodate the unit, Council would need to pick an alternate site.

Mr. Drury noted there is roadway with a driveway that has handicap access recently constructed by Public Works (near the previous Clerk's building) that would be an option and should not present any issues.

The motion failed unanimously 5-0.

MOTION

Kirby Smith moved to approve the request of Community Health Centers to place a diagnostic mobile mammography unit on the area of roadway adjacent to the Tavares Square next to the new ADA ramp (as suggested by Mr. Drury), seconded by Bob Grenier.

The motion carried 4-1 as follows:

Robert Wolfe	**Yes**
Lori Pfister	**No**
Bob Grenier	**Yes**
Kirby Smith	**Yes**
Lisa Johnson	**Yes**

Tab 10) Babe Ruth League vs. Little League International – Information

Mr. Aldrich said staff had prepared a report for Council on the differences between the two organizations. He said he had found in his research that there are not a lot of substantial differences between the two leagues. He said they both provide support from a national level, both let all children play, and they set rules but also allow the local league to develop their own rules as needed. He said the main difference is in who is allowed to play in the league and it is based on where the children live. Babe Ruth has an open boundary which means that a child living in a certain area can go to another area and play baseball or softball in Babe Ruth. In Little League, a child that lives in one area must play in that area's designated boundary. He noted if the city changed to Little League, it might change its participant numbers, as the city currently allows children to play from any surrounding area.

Vice Mayor Pfister thanked Mr. Aldrich for his report; she said it answered all her questions.

Councilmember Johnson thanked Mr. Aldrich for the information and agreed she would not want to see the city's participation numbers be affected.

Tab 11) Budget Workshop

Mr. Drury reviewed the previous presentations that had been made. He said at this workshop the Enterprise and Special Funds will be presented, after which Council will have the opportunity to discuss the previously presented General Fund budget as well as these funds.

He said the enterprise funds include: Water, Wastewater, Reclamation, Stormwater, Solid Waste, and the Seaplane Base/Marina. *(The Pavilion is presented as a Special Revenue Fund).*

The Five Year Capital Plan will be delivered, presented and discussed at the July 20, 2016 budget workshop, and the maximum tentative millage rate will be set at that budget workshop. Two additional Council budget workshops are scheduled for August 3 and August 17th to discuss all budgets followed by two Public Hearings on the budget on September 7th 2016 and September 21, 2016.

Mr. Drury said he had included some attachments. Exhibit A is a high level summary of the Enterprise Funds and Special Funds. Exhibit B is the orientation of the budget book. He noted the city does zero based budgeted versus percentage based budgeting. He said there are three Table of Contents: the first is by numerical order, the second by alphabetical order, and the third by department. He said the proposed budget has been posted on the city's web site.

Mr. Drury added he had also included questions from the previous workshop. Exhibit C lists the questions asked, the research by staff, and the answers.

In addition he said Ms. Houghton has provided the power point in hard copy and added color to the list of budget cuts (about 8 million dollars). He said Council can at any time direct staff to put the budget cuts back into the budget which then could be further discussed as to effect and funding source.

Presentation by Finance Director

Ms. Houghton said the projects had been updated since the last meeting. She noted the following completed projects: Tavares Square project; Gateway Sign for Florida Hospital Waterman; development of passenger service from the Seaplane Base; library expansion; Boo Festival; inaugural Limelight project; and the Sunset View project (construction complete);and water and sewer line replacements in the downtown area. She said projects in progress are: the Master Plan implementation for the downtown; Seaplane Base master; Ruby Street stormwater project; Caroline Street Streetscape; Police and Fire Public Safety Facility (design almost completed); and the Wooton Park project—volleyball court, boat ramp, and Tav-Lee Trail.

Ms. Houghton mentioned the surrounding projects that will help the tax base: new Publix, new

meat processing plant, additional phase for Shantiniketan; multi-family complex near the hospital; and expansion of the Medical Village for Florida Hospital.

Ms. Houghton said the city's population has increased by 51.7% since 2008 and has added almost 1500 new water accounts to the utility billing system since the previous year and to date 7899 water accounts; 7339 Sewer accounts, and 7361 Stormwater accounts.

Ms. Houghton reviewed the structure of the Enterprise Funds and services provided. She discussed the revenues and expenditures of each fund. She presented transfers to the General Fund, renewal and replacement and the FRS debt service fund. The debt service has increased due to several projects coming to completion.

Mayor Wolfe said a request to speak had been received by Bill Stomp of Royal Harbor.

Mr. Stomp discussed various issues on the budget and requested that the city begin to do long range planning to make improvements to the US 441 and SR 19 medians and consider including that in this year's budget.

Councilmember Smith had the following questions:

- Page 79 – 5153410 – questioned the need for two building inspectors in 2017
- Page 80 – 5156425 – West Main Street budget of $133,000 and would all of West Main Street be done. Discussed need for street paving.

Ms. Houghton said the $133,000 has been reduced to $97,737 through budget cuts.

- Page 80, 5156425 – Digital upgrade of wayfinding sign. There were two for $20,000 but then did a budget cut of $10,000. Asked if there would be one digital wayfinding sign. Mr. Drury confirmed.
- Page 96, 5154110 – Questioned the $144 for a Nextel phone for a vacant position. On same lines – Page 96 5194510 – Why is there liability insurance for the Public Communications position that is currently vacant? Ms. Houghton said the amounts will be reallocated but it will not change the total.
- Page 140 and Page 181 –On Page 140 & 141 – 5414822 – Light Up Main Street. Asked for clarification on the total amount as it is divided between General Services and Community Services.
- Page 156 –Youth Specialist for the library. Asked for information on the duties of a Youth Specialist person and the costs, and could the library do without that position Mr. Drury noted staff will provide this information.
- Page 162 – 5716425 – Questioned the expenditure when there is a grant available. Ms. Houghton responded that the costs have been budgeted and offset by the revenues section showing the grant.
- Page 169 in 2014-15 the actual budget had $18,800 in overtime for Public Works. Asked Mr. Thompson if this year's budget for $10,000 is enough and if so what has changed and what will be done to ensure not going over budget.

- Page 170 – 5723410 –Maintenance contract of $23,500 for the beautification or the maintenance on Caroline Street. The question is Caroline Street hasn't started yet and will include Caroline Street and Alfred Street and will probably not be until September/October and little maintenance until March or April of 2017. Do we need that amount in the 2016-2017 budget or can it be deferred to 2017-2018 and use that money for roads?
- Page 183 – 572-4860 –Unboolievable Festival. It is budgeted for $13,000 when the entire event was done for $5,000 last year. Why the increase?
- Page 183 – 5725230 - $11,850 for art and culture. What are the ideas for expanding art and culture and could those funds be moved to roads.
- Page 195 – Fund 105 –Noted that SECO/Duke Energy are giving grants but there appear to be none from the hospital. He asked if Mr. Drury to contact the hospital about providing a donation. Mr. Drury responded that the city refrains from soliciting money from the private sector and not for profits, and if it is done, it is only by Council direction.
- Page 233 – 389900 – Maintenance for the Freedom Flag pole. It is being appropriated out of Reserves. Why? Mr. Drury said staff will respond on that and notes it is a different fund. He said the City should ask the County to contribute as they also get recognition for the Freedom Flag.
- Page 263 – Road improvements – Noted it shows zero. He said he would have liked to see some roads identified and then shown them cut. Mr. Drury discussed the road study that calls for $700,000 to be appropriated every year just to catch up and then $500,000 a year to maintain. He said Mr. Thompson requested the amounts for the roads but he had brought it down to $175,000.
- Five year capital plan is empty. Mr. Drury said it is being presented at the next meeting and will be provided before that meeting.
- Every department had commemorative pins cut. He asked for information about that program.

Vice Mayor Pfister spoke in support of the Library Youth Specialist position as she has seen the number of youth using the library and believes there is a need.

XII. OLD BUSINESS

XIII. NEW BUSINESS

XIII. AUDIENCE TO BE HEARD

Betty Burleigh presented information on the history of the jails and the jail keepers in Tavares in an article she had come across by Sue Nunes, the founder of the Tavares Historical Society.

Vance Jochim expressed concerned about the increase of 40% in councilmember healthcare costs and the costs to the taxpayers.

Mr. Drury explained that the cost depends on whether a councilmember takes single coverage

or family coverage or no coverage. He said the City pays its share of councilmember insurance the same as for the employees.

XIV. REPORTS

Tab 14) City Administrator

Mr. Drury noted the upcoming groundbreaking for Ruby Street which is Friday at 10:00 a.m. He said next Thursday is the new Howey Bridge Meeting regarding the removal of the current bridge and construction of the new bridge across SR 19. The state will be taking public comment from 5:00 to 7:00 p.m. at Adventure Christian Church.

Economic Development Director

Mr. Tweedie reported there is progress on the work in the west end of Wooton Park. Last week some concrete slabs were removed and there is currently work underway to vacate a well to make way for the volleyball courts (two or three weeks for completion).

Mr. Tweedie said in terms of the boat ramp, the consultants are currently continuing their value engineering and the bids should go out to bid by the end of the month. The bids should be ready in September and a construction schedule will be provided subsequent to the bid award. He said FDOT has agreed to construct the Tav-Lee Trail and restrooms subsequent to the city's recent request. Construction should begin in about June 2017 on that project.

Community Services

Ms. Rogers thanked everyone for coming out to the July 4th event and commended her staff. She presented a trophy to Councilmember Grenier and his troops for the "Most Patriotic" parade entry.

Community Development Services

Mr. Skutt said the Caroline Street streetscaping project went out for bid in June which included the landscaping, irrigation, and brick paving on the crosswalks. He said two bids were received and both were comparable but both significantly over budget. He said staff has met with the landscape consultant to review the costs. The cost of brick paving the intersections ended up accounting for about half the total costs of that project. The consultant recommended that the city bid out separately the landscaping and the irrigation from the brick paving.

Staff did re-bid the project for the landscaping of Caroline Street and also Alfred Street and will bring back a report with options.

Tab 15) Council Reports

Vice Mayor Pfister

Vice Mayor Pfister commended staff on the parade and festivities for July 4th. She thanked the residents of Fox Run and Lake Frances Estates and the Police Department for joining together

and contributing to the students which also helps the city take ownership of its schools.

Limelight

Vice Mayor Pfister asked if staff could consider a once a month Limelight event. She said she noticed the elderly especially enjoyed attending the previous event. She thought it was a great project and having a monthly event would hopefully not be too costly.

Councilmember Grenier

- Commended Ms. Rogers and her staff for the great job on the 4th of July. He said receiving the "Most Patriotic Award" was fun and he would share with his colleagues.
- Mentioned the new gazebo on the lawn outside City Hall
- Thanked Council for agreeing to designate the Wounded Warrior parking space
- Recently returned from visiting his parents in Chicago and enjoyed the time with them
- Noted it was sad to hear of Mayor Glenn's passing. He said he had taped an interview with Mayor Glenn some years ago.
- Stated that Saturday morning at 9:00 he will conducting a wellness walk tour around historic Tavares

Councilmember Johnson

Councilmember Johnson noted how much work had gone into the planning and execution of the July 4th event by staff. She thanked the entire staff for all their work. Ms. Rogers noted Mr. Aldrich is responsible for coordinating the event and is very detailed.

Councilmember Johnson added that the city does an excellent job with the summer camp program and thanked the staff.

Councilmember Smith

Councilmember Smith asked for information on commemorative pins that was included in the budget cuts.

Councilmember Smith commended Mr. Aldrich on his presentation. Councilmember Smith said he had received feedback from various individuals regarding the July 4th event. He asked Ms. Rogers to extend his appreciation to all of the front line staff who assisted in the event.

Councilmember Smith said today is National Fried Chicken Day. He said on this day in 1997 the Mars Rover rolled onto Mars.

Mayor Wolfe

Mayor Wolfe commended the staff for their work on July 4th. He said he had attended Mayor Glenn's funeral which was a celebration of his life.

ADJOURNMENT

There was no further business and the meeting was adjourned at 6:28 p.m.

Respectfully submitted,

Nancy A. Barnett, MMC
City Clerk

TAVARES CITY COUNCIL
MINUTES

JULY 20, 2016
4:00 P.M.
TAVARES CITY HALL COUNCIL CHAMBERS

COUNCILMEMBERS PRESENT **ABSENT**

Lori Pfister, Mayor
Kirby Smith, Vice Mayor
Bob Grenier, Councilmember
Lisa Johnson, Councilmember
Troy Singer, Councilmember

STAFF PRESENT

John Drury, City Administrator
Robert Q. Williams, City Attorney
Nancy A. Barnett, City Clerk
Susie Novack, Deputy City Clerk
Lori Houghton, Finance Director
Lori Tucker, Human Resources Director
Richard Keith, Fire Department
Jacques Skutt, Director of Community Development
Stoney Lubins, Police Chief
Brad Hayes, Director of Utilities
Chris Thompson, Director of Public Works

I. INVOCATION

Former Mayor Sandy Gamble and Pastor, Church of God of Prophecy, gave the invocation and led those present in the Pledge of Allegiance.

II. CALL TO ORDER

III. APPROVAL OF AGENDA

Kirby Smith moved to approve the agenda, seconded by Bob Grenier.

Mayor Pfister said that she would like to move the Budget Workshop to be heard after City Council Reports as the last item of business on the agenda.

Kirby Smith moved to approve the agenda with changes [move the budget portion of the meeting to the end], seconded by Bob Grenier. The motion carried unanimously 4-0.

IV. APPROVAL OF MINUTES

Tab 1) Approval of Minutes - Deferred

V. COUNCIL ORGANIZATIONAL BUSINESS

Tab 2) Submittal by the Mayor of the Recommended Individual to Fill the Council Vacancy

Mayor Pfister said that she has appointed Troy Singer to fill the vacancy for City Council, Seat #4. She said that she has known Mr. Singer for twenty years and he has the same vision for the city as Council. She noted Mr. Singer's resume, biography, and contact information was provided to Council in the agenda packet.

Attorney Williams noted that under the City Charter, the Mayor makes the appointments to fill vacancies. He said that a majority consent would be needed to approve the appointment.

Councilmember Smith said that he has known Mr. Singer for over thirty-five years and cannot think of a better person to represent the City and Council. He said that Mr. Singer has a vision and passion for both family and community.

Councilmember Grenier said he had an opportunity to speak with Mr. Singer and believes he has the same vision to continue to move forward.

Councilmember Johnson said that he knows Mrs. Singer as their children have attended school together. She noted her support.

There was a consensus of support for Troy Singer to be appointed to the Tavares City Council, Seat #4.

Mr. Singer was sworn in by Chief Lubins.

Tab 3) Election of Vice Mayor

Mayor Pfister asked for nominations.

Councilmember Johnson nominated Kirby Smith for Vice Mayor; Bob Grenier nominated himself for Vice Mayor. There were no other nominations.

Mayor Pfister called for a vote for Kirby Smith as Vice Mayor. Lisa Johnson, Troy Singer and Kirby Smith voted for Kirby Smith as Vice Mayor in a 3-2 vote as follows:

Lori Pfister:	**No**
Kirby Smith:	**Yes**
Bob Grenier:	**No**
Lisa Johnson:	**Yes**
Troy Singer:	**Yes**

Mayor Pfister congratulated Vice Mayor Smith.

Tab 4) Approval of Check Signatures

Ms. Houghton said this agenda item is to reaffirm who will sign checks for city business. Staff recommends approval of the Mayor, Vice Mayor, City Administrator and Finance Director as those designated to sign checks. She noted this is consistent with past policy and that city disbursements (checks) will utilize one signature from the Mayor or Vice Mayor and one signature from the City Administrator or Finance Director.

MOTION

Bob Grenier moved to approve staff's recommendation, seconded by Lisa Johnson. The motion carried unanimously 5-0.

VI.PROCLAMATIONS/PRESENTATIONS

Tab 5) 2016 Election Proclamation

Mayor Pfister read the 2016 Election Proclamation in its entirety:

PROCLAMATION
BY ORDER OF THE MAYOR OF THE CITY OF TAVARES

NOTICE OF ELECTION

The 2016 City Election will be held on Tuesday, November 8, 2016 in conjunction with the General Election, at the City Hall Council Chambers, First United Methodist Church, Lake County Agriculture Center, Lake Frances Estates Clubhouse, Tavares Masonic Lodge, Imperial Terrace, and Royal Harbor Social Hall, for the purpose of electing three non-partisan Councilmembers to Seat 1, Seat 3, and Seat 5 to serve at large for 2016-2018.

Voters must be registered with the Lake County Supervisor of Elections on or prior to October 11, 2016 at 5:00 p.m.

Nominations to Seat 1, Seat 3, and Seat 5 shall be by petition signed by at least twenty-five (25) qualified electors of the City of Tavares and must name the individual and the specific Council seat sought. A candidate may qualify for only one seat. The petition must be filed with the City Clerk by Noon at City Hall for the City of Tavares on or before the 15th day of August, 2016 along with all required election documents. Election packets may be

obtained from the City Clerk during usual office hours.

Dated this 20th day of July, 2016.

Lori Pfister, Mayor

VII. SWEARING IN BY CITY ATTORNEY AND DISCLOSURE OF EX-PARTE CONTACTS

Attorney Williams welcomed Councilmember Singer. He noted that Seat #4 is a temporary appointment and would not be included in the upcoming election unless the seat is permanently vacated by Mr. Wolfe prior to the election qualifying deadline (August 15, 2015 at 12:00 noon).

Attorney Williams said there are three quasi-judicial land use items on the agenda; Tab 8) Ordinance 2016-24 – Amendment to the PUD for Florida Hospital, Tab 9) Ordinance 2016-25 – Small Scale Future Land Use Amendment for Florida Hospital, and Tab 10) Ordinance 2016-26 – Transmittal of the Large Scale Future Land Use Comprehensive Plan Amendment for Florida Hospital.

Attorney Williams reviewed the quasi-judicial rules of procedure and ex-parte communication disclosure for land use matters. He asked if any Councilmembers have had ex-parte communications to disclose. There were none. Those present to provide testimony on Tabs 8, 9 and 10 were sworn in by Attorney Williams.

VIII. READING OF ALL ORDINANCES/RESOLUTIONS INTO THE RECORD

Ms. Barnett read the following ordinances by title only:

ORDINANCE 2016-24

A PLANNED DEVELOPMENT ORDINANCE OF THE CITY OF TAVARES, FLORIDA, AMENDING AND REPLACING ORDINANCES 94-15, 99-09, 2003-24 IN THEIR ENTIRETY, ALL RELATED TO THE FLORIDA WATERMAN HOSPITAL, BY RESTATING AND ADOPTING AN UPDATED MASTERPLAN FOR THE FLORIDA WATERMAN HOSPITAL PROPERTIES, BY RESTATING THE BOUNDARY AND LEGAL DESCRIPTION TO WHICH THIS PLANNED DEVELOPMENT IS APPLICABLE; AND BY RESTATING THE GOVERNING DEVELOPMENT REGULATIONS TO BE APPLIED TO THIS PLANNED DEVELOPMENT; SUBJECT TO THE RULES, REGULATIONS AND OBLIGATIONS ORDAINED BY THE CITY OF TAVARES COUNCIL; PROVIDING AN EFFECTIVE DATE.

ORDINANCE 2016-25

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, AMENDING THE TAVARES COMPREHENSIVE PLAN FUTURE LAND USE MAP 2020, PROVIDING FOR A CHANGE OF FUTURE LAND USE DESIGNATION ON APPROXIMATELY 5.78 ACRES OF LAND GENERALLY LOCATED NORTH AND ADJACENT TO FLORIDA WATERMAN HOSPITAL, ADDRESSED AS

2250 WATERMAN WAY FROM HIGH DENSITY RESIDENTIAL TO COMMERCIAL; PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR TRANSMITTAL; PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE 2016-26

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, AMENDING THE TAVARES COMPREHENSIVE PLAN FUTURE LAND USE MAP 2020, PROVIDING FOR A CHANGE OF FUTURE LAND USE DESIGNATION ON APRROXIMATELY 59.3 ACRES OF LAND GENERALLY LOCATED NORTH OF FLORIDA WATERMAN HOSPITAL, FRONTING ONTO LAKE EUSTIS DRIVE AND ANN ROU ROAD; FROM A MIX OF LANDS DESIGNATED AS HIGH DENSITY RESIDENTIAL, LOW DENSITY RESIDENTIAL AND MEDIUM DENSITY RESIDENTIAL ALL TO MIXED USE COMMERCIAL; PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

1X. CONSENT AGENDA

Vice Mayor Smith asked to have Tab 6 pulled for discussion.

MOTION

Bob Grenier moved to approve Tab 7 [Tab 7) Increased Transfer from General Funds to Seaplane Base Fueling System], and pull Tab 6, seconded by Kirby Smith. The motion carried unanimously 5-0.

Tab 6) Termination of Lease Agreement with Niche Development for Ruby Street Parking Lot

Vice Mayor Smith noted the lease termination will save the city and citizens approximately $500 per month with approximately $2682.00 going back into reserves. He asked Council to appropriate the money to roads in the FY2017 budget. Mr. Tweedie confirmed that the current lease is set to expire September 30, 2016.

Attorney Williams said this is a budget allocation motion to take the savings line item into a budget for roads/road repairs in FY2016/2017 instead of reserves.

MOTION

Kirby Smith moved to terminate the lease and move the $2682.50 savings to the Road Budget in FY2016/2017 instead of Reserves FY2016/2017, seconded by Bob Grenier. The motion carried unanimously 5-0.

X. ORDINANCES/RESOLUTIONS – PUBLIC HEARING

(All Ordinances under First Reading are not discussed, unless otherwise noted, until the Second Reading)

First Reading

None.

Second Reading

Tab 8) Ordinance 2016-24 – Amendment to Planned Development for Florida Hospital Development – 137 Acres – 1000 Waterman Way

Mr. Skutt provided the following presentation:

Ordinance 2016-24 is a Planned Development Ordinance that amends and restates in its entirety the PD Ordinances and zonings that presently apply to the Florida Waterman Hospital property on Highway 441.

The Planned Development Ordinance and regulations that presently govern Florida Waterman Hospital were originally passed in 1994. Since that date, the hospital has substantially expanded its land holdings and service interests. The Florida Waterman Hospital desires to update these governing regulations to conform to its current growth and expansion plans.

The hospital has assembled approximately 137 acres of land bounded by Highway 441 to the south and Lake Eustis Drive to the north. The property, that includes the site of the Florida Waterman Hospital, encircles Lake Etowah. Much of the northern part of this property is vacant. Florida Waterman desires to develop a host of ancillary medical facilities that are generally viewed as either commercial or residential in nature, but which will all be supportive of or accessory to the main hospital use. These allowable uses are listed in the proposed ordinance. Except for allowances for increased building height, the development regulations generally coincide with the city's commercial specifications for lands bearing a Commercial Future Land Use designation and to the city's mixed use specifications for lands bearing a Mixed Use Commercial Future Land Use designation. The ordinance exhibits a conceptual plan, that shows the location of proposed uses. To provide flexibility to the plan, the ordinance also exhibits an equivalency matrix, which will permit the interchanging of uses to alternate uses to the extent that impact on city services will be similar. Future Land Use amendments that will consolidate existing designations into either Commercial or Mixed Use Commercial are being considered concurrently with this ordinance.

The approval of this PD ordinance and the development it proposes is in step with the "Medical Village" concept promoted by the City of Tavares as a key economic driver and will essentially accomplish this goal.

At its June 16 meeting, the Planning & Zoning Board voted unanimously to recommend approval of Ordinance 2016-24 and staff recommends approval.

Mayor Pfister asked for questions and comments.

MOTION

Kirby Smith moved for approval of Ordinance 2016-24, seconded by Bob Grenier. The motion carried unanimously 5-0.

Tab 9) Ordinance 2016-25 – Small Scale Future Land Use Amendment for 5.7 Acres to Increase Commercial Property – Florida Hospital – 1000 Waterman Way

Mr. Skutt provided the following presentation:

> *Ordinance 2016-25 is an application for a Future Land Use Map amendment from High Density Residential to Commercial for 5.78 acres of property generally located north of Florida Waterman Hospital (Daycare Facility). Ordinance 2016-25 proposes a small scale amendment to the Future Land Use Map 2020 of the Comprehensive Plan.*
>
> *At its June 16 meeting, the Planning & Zoning Board voted unanimously to recommend approval of Ordinance 2016-25. Staff recommends that City Council moves to approve Ordinance 2016-25.*

Mayor Pfister asked for questions and comments.

MOTION

Bob Grenier moved to approve Ordinance 2016-25, seconded by Lisa Johnson. The motion carried unanimously 5-0.

RESOLUTIONS

None.

XI TRANSMITTAL HEARING

Tab 10) Ordinance 2016-26 – Large Scale Future Land Use Comprehensive Plan Amendment – Florida Hospital Development – 59 Acres – 1000 Waterman Way

Mr. Skutt provided the following presentation:

> *Ordinance 2016-26 is a transmittal hearing for an application for a Large Scale Future Land Use Map amendment from a mix of lands designated as High Density Residential, Low Density Residential and Medium Density Residential to all Mixed Use Commercial for 59.3 acres of property generally located north of Florida Waterman Hospital. He said that this amendment covers all of the remaining land owned by the hospital. Ordinance 2016-26 proposes a large scale amendment to the Future Land Use Map 2020 of the Comprehensive Plan.*
>
> *The subject property is 59.3 acres in size, located generally north of the existing*

Florida Waterman Hospital. This ordinance would amend the current Future Land Use Designation from a mix of High Density Residential, Low Density Residential and Medium Density Residential all to Mixed Use Commercial designation. He the designation is appropriate for the mixed uses that have been proposed by the planned development ordinance that Council just approved. Since this is a Large Scale Amendment over 10 acres in size, Council must first approve the transmittal of the amendment to the State for review and comment before adopting the change.

At its June 16 meeting, the Planning & Zoning Board voted unanimously to recommend approval of Ordinance 2016-26. Staff recommends that City Council moves to approve the transmission of Ordinance 2016-26 to the Department of Economic Opportunity for consideration.

Mayor Pfister asked for questions and comments.

MOTION

Bob Grenier moved to approve the transmittal of Ordinance 2016-26, seconded by Kirby Smith. The motion carried unanimously 5-0.

XII. GENERAL GOVERNMENT

Tab 11) Fox Run Stormwater System – Perpetual Maintenance Agreement

Mr. Hayes made the following presentation:

Mr. Hayes said this is a request to authorize execution of agreement with Fox Run Subdivision that would provide for the emergency construction repair of the subdivision's internal stormwater system in return for the Home Owners Association agreeing to take over the system and maintain it in perpetuity.

Fox Run was originally constructed by a private developer that years later was turned over to the City. This development was constructed in a low lying/wet area.

In 1984, the owners approached the City for a letter to provide to St. Johns Water Management District to show acceptance by the City of the responsibility of the operation and maintenance of their stormwater system. The City Administrator Brenda Von Hartmann provided that letter.
This community has had storm drainage problems for many years. Over the years the City has worked with the community to resolve some of these issues making in service repairs and carrying out other rehabilitation projects of the drainage area and stormwater swale system. The immediate problem is that the main stormwater conveyance pipe that runs between the homes and discharges stormwater into two retention ponds has failed which is causing depressions in the ground and the appearance of small sinkholes. These metal pipes have reached their useful life and need to be replaced.

The proposal is to slip line the existing pipes. Staff originally intended to budget this work over the course of a couple of years, but because of the long distances of the existing pipe runs and the associated costs for mobilization, staff believes it would be cost effective and prudent for the City to do the entire project in one contract. The cost to complete this project is estimated at $302,497.00. Due to the emergency nature and appearance of the sink holes near the pipe and homes, staff will be recommending that the City piggyback on an existing stormwater contract between Shenandoah Construction and Collier County Florida and proceed with the project immediately to do the project this current fiscal year. (See next Agenda Summary - Tab #12)

As a general rule, subdivisions are responsible for their internal stormwater systems and the city takes care of the external city-wide systems, thus the City Attorney has recommended that upon completion of this project that the Fox Run HOA assume responsibility for operation and maintenance of their entire stormwater system and has prepared an agreement with the Fox Run Homeowners' Association to formalize their acceptance. The attorney for Fox Run has indicated concurrence with this arrangement.

Although the city could assess the homeowners for all or some portion of this repair, staff has not recommended an assessment. Staff recommends approval of the agreement with the Fox Run Homeowners Association for the acceptance and perpetual maintenance of the Fox Run stormwater system upon completion of the rehabilitation project to slip line the existing stormwater conveyance pipe to be funded by the City of Tavares.

Mayor Pfister asked for questions and comments.

Vice Mayor Smith said he is in support of this project and asked for confirmation that the city will not repair until an agreement has been executed. Mr. Hayes confirmed.

Attorney Williams said that the Fox Run Homeowners Association has not had its Board meeting to approve the agreement to date, but that it is implicit upon Council's approval of the next agenda item (emergency repairs construction contract) that the City will not spend the money unless they agree to take over the perpetual maintenance.

Attorney Williams noted this is an anomaly that occurred in 1982-1983 when SJRWMD regulations were coming into place. He said all subdivisions that have been approved since the 1980's require HOA's to have perpetual existence formed to take care of stormwater. Attorney Williams noted that in this instance a former City Administrator signed a letter agreeing to accept the maintenance. He said the improvements could be made over a period of time or through an assessment program, but staff recommends that the improvements be made now as long as the agreement is made that Fox Run Homeowners Association accept perpetual maintenance of stormwater.

MOTION

Kirby Smith moved to approve the agreement with Fox Run Homeowners Association and the acceptance of perpetual maintenance for Fox Run stormwater, seconded by Bob Grenier. The motion carried unanimously 5-0.

Tab 12) Fox Run Stormwater System – Emergency Repairs Construction Contract

Mr. Hayes made the following presentation:

> *Mr. Hayes said this item is to consider the approval of the proposal from Shenandoah Construction to slip line the existing failed 52" corrugated internal stormwater piping system between the ponds and discharge point of the Fox Run Subdivision in the amount of $302,497.00.*
>
> *Due to the emergency nature of repairing the failed stormwater conveyance pipe in Fox Run Subdivision, staff solicited a proposal from Shenandoah Construction which is a piggy back contract between Shenandoah and Collier County who went out for bids for stormwater improvements. Shenandoah has provided previous stormwater repair services to the City.*
>
> *Once the Perpetual Maintenance Agreement has been executed by the Fox Run Homeowners Association (discussed in Tab 11) the City will develop a contract with Shenandoah based on the Collier County Contract in the amount not to exceed $302,497.00 which is based on the length of pipe that needs to be slip lined and the Collier County proposal to do that work. Staff recommends Council approve the proposal from Shenandoah Construction in the amount of $302,497.00 and authorize the City Administrator to execute a contract in an amount not to exceed $302,497.00.*

Mayor Pfister asked for questions and comments.

MOTION

Bob Grenier moved to approve staff recommendation [Council approve the proposal from Shenandoah Construction in the amount of $302,497.00 and authorize the City Administrator to execute a contract in an amount not to exceed $302,497.00.], seconded by Lisa Johnson.

Mayor Pfister asked for further discussion.

Vice Mayor Smith said it was recommended by Council to move to approve this item but do not disburse any funds until after a signed contract has been obtained. Attorney Williams said Councilmember Grenier can agree that is included in the motion and Mr. Grenier confirmed.

The motion was carried unanimously 5-0.

Tab 13) Award Bid/Proposal for Financing of Public Safety Complex

Ms. Houghton made the following presentation:

Ms. Houghton said the item before Council is to consider acceptance of Loan Proposal from Florida Community Trust Bank for the Public Safety Complex project. The project costs include costs to acquire, design, engineer, bid, oversee, construct, and to fund related improvements of the project.

On February 3, 2016, the City of Tavares City Council adopted Resolution No. 2016-03, expressing the intent of the City of Tavares to issue debt to design, permit, acquire, install and construct a City owned and operated Public Safety Complex and related improvements.

RFP 2016-0014 for Non-Bank Qualified financing in the amount of $11,200,000 with pledge of Infrastructure Sales Tax Revenues was issued on June 10, 2016 for the project.

RFP responses were due on June 28, 2016. The City received one response from Florida Community Bank on June 28, 2016.

The bid was reviewed by staff, and the City's Financial Advisor, Mark Galvin of First Southwest. Staff recommends awarding the bid for RFP 2016-0014 to Florida Community Bank. The bid is as follows:

- *Florida Community Bank*
- *Loan Amount: $11,200,000 (includes capital project costs and cost of issuance)*
- *Rate – 2.95%*
- *Term – 16 Years – Maturity is October 1, 2032*
- *Prepayment Penalty - none*
- *Pledge of Infrastructure Sales Tax Revenues*
- *Semi-annual loan payments*

Staff recommends Council to move to Approve award of RFP Bid #2016-0014 to Florida Community Bank for non-bank qualified debt in the amount of $11,200,000 pledged with Infrastructure Sales Tax Revenues for a term of 16 years at a rate of 2.95%, and direct staff to work with the City's Financial Advisor and Bond Council to bring back debt resolution and agreement for Council Approval at the next Council meeting.

Ms. Houghton said that Mark Galvin, First Southwest, is available for questions.

Mayor Pfister asked for questions or comments.

Attorney Williams noted the city received only one proposal and staff elected not to rebid because it is not a favorable type of loan as it is not bank qualified loan, it has an unusual payment schedule with 16 year financing which meets the city's needs, and the rate has been negotiated below 3% by Mr. Galvin and which is right on the market. Attorney Williams said he concurred with staff to move forward.

Vice Mayor Smith noted the payment will come from the infrastructure penny sales tax in 2018 and asked if it will come out of the current infrastructure sales tax and then roll over into the new infrastructure sales tax that was approved. Ms. Houghton confirmed.

MOTION

Kirby Smith moved to award the RFP Bid #2016-0014, seconded by Bob Grenier. The motion carried unanimously 5-0.

Tab 14) Approval to Plan a Cornerstone Laying and Groundbreaking Ceremony for the Proposed Public Safety Facility

Chief Keith congratulated Mayor Pfister and thanked Councilmember Singer for his service to the community.

Chief Keith provided the following presentation:

> *Chief Keith thanked the Council for the award of bid for the financing of the Public Safety Facility. Chief Keith said this item is to authorize staff to plan a Masonic Cornerstone Laying and Ground Breaking Ceremony for the proposed Public Safety Facility around November 2016, and authorizing one or two members of City Council to assist in planning of the ceremony. He provided a PowerPoint presentation and video of the Masonic cornerstone ceremonies and traditions. Chief Keith noted that two City Council members, Bob Grenier and Kirby Smith, are both active members of Masonic Lodges. Staff would like to have both of these community and civic leaders involved in the planning and implementation of the cornerstone laying ceremony. The meetings would be conducted as "public" meetings and advertised appropriately. In doing so, Council Member Smith and Council Member Grenier can participate equally.*
>
> *Chief Keith said that staff recommends Council move to authorize Staff to plan a ground breaking and cornerstone laying ceremony for the Public Safety Facility, with the planning meeting(s) being "public" meetings with appropriate advertisement and the recording of minutes, authorizing City Council Member Kirby Smith and City Council Member Bob Grenier to work together and with Staff to plan the cornerstone laying ceremony.*

Mayor Pfister asked for questions or comments.

Attorney Williams said the Sunshine Law prohibits two councilmembers from meeting to discuss items that may come before Council for a decision. He said staff recommends that these meetings be declared as public meetings to be noticed and minutes taken to ensure the city meets all Sunshine Law requirements and is fully transparent.

Vice Mayor Smith thanked Chief Keith and said he and Tavares Masonic Lodge 234 are honored.

Councilmember Grenier said he would be honored to participate with Vice Mayor Smith.

MOTION

Councilmember Singer moved to make the meetings public and give Vice Mayor Smith and Councilmember Grenier an opportunity to participate, seconded by Kirby Smith. The motion carried unanimously 5-0.

Tab 15) Approval of Interlocal Agreement with Lake County for Transfer of Jurisdiction of Camp Road to the City of Tavares & Approval of Developer's Agreement with Shantiniketan

Attorney Williams said the Shantiniketan site plan approval and development work have begun which involves the excavation of huge amounts of sand not needed at the site. Shantiniketan would like to sell the sand which has a significant value. This came to the city's attention when they started selling the sand and running trucks over the county roads to Slim Haywood, Lane Park Cutoff and Camp Road. The county was concerned about the truck damage to the roads. The City has had meetings with the county staff, attorneys and engineers and have come up with a proposal/plan that will benefit all. The plan is for the county to turn over jurisdiction of Camp Road to the city which is currently an unpaved county road. The transfer agreement that is before Council is scheduled to go before the County Commission on August 3, 2016. As part of the city taking over Camp Road, the city has prepared a developers agreement with the Shantiniketan developers whereby they agree as a condition of being able to sell all of that excavated sand and haul it from the site, that they would take certain steps to improve Camp Road. In the short term they would improve Camp Road by stabilizing, grading and keeping it open and passable and in better than the current condition. Then in the long term after about 18 months (through December 2017) they would have to haul the sand off and then pave Camp Road to city standards.

Attorney Williams said Shantiniketan will provide security up front to ensure they will complete the paving. He said one of the local churches (Friendship CME Church/Pastor Watkins) is on Camp Road and has been seeking to get the road paved for a long time so this would keep the road open and passable for the church and others that use Camp Road during the period of construction. At the end of construction the road will be paved to city standards. All of the cost is on the developer and no dollars will be spent by the city. Before Council today is the actual transfer agreement to transfer Camp Road to the City of Tavares. The second part will be a developer's agreement with Shantiniketan.

Mr. Drury said the actual project for repaving would be from the Shantiniketan property out to SR19 and not be the entire Camp Road which goes to Lane Park Cutoff. Attorney Williams noted the city will still own the entire road.

Mayor Pfister asked for questions and comments.

Councilmember Singer asked what would have been the cost to the city to pave that portion of Camp Road. Attorney Williams said he is unsure of the cost but that it is .5 miles. He said there will be a base and sub base and will be a significant expense. He said the developer will have to provide engineered plans under the agreement as well as a construction estimate. Once staff

has reviewed then the developer will provide a bond to make sure the city is covered.

MOTION

Bob Grenier moved to approve the Interlocal Agreement with Lake County for transfer of jurisdiction of Camp Road, seconded by Kirby Smith. The motion carried unanimously 5-0.

Mayor Pfister noted item XIII. Budget Workshop has been moved to be heard last on the agenda.

XIV. OLD BUSINESS

None.

XV. NEW BUSINESS

None.

XVI. AUDIENCE TO BE HEARD

Mayor Pfister said she received a request to speak from Mr. Dan Sperry.

Dan Sperry, 1025 Mansfield Road, noted his concern about the weed and grass growth at the home and lots that are both adjacent to his home as well as the surrounding vacant lots in a neighboring subdivision. He said that he and some of his neighbors are concerned about snakes. He said there is also a truck filled with wood and trash frequently parked in an easement.

Chief Lubins said that he will check on the case status for the properties. Mr. Drury said that after the city goes through due process and determines that there is a violation of city codes it can mitigate after the property owner has been notified.

Councilmember Grenier asked of the property owner reimburses the city; Mr. Drury confirmed and noted property can be liened for code violations.

Mayor Pfister thanked Mr. Sperry and said the city will get back with him.

Betty Burliegh, 214 N New Hampshire Ave, commended Chief Lubins on the newsletter and congratulated Councilmember Singer.

Ms. Burleigh gave a presentation on the many duties and accomplishments of Captain Luckock who has been an employee of the city for 31 years and has the longest tenure in the fire department.

Captain Luckock said he is honored and privileged for the years he has been allowed to be a part of the City.

XVII. REPORTS

Tab 17) City Administrator

Attorney Williams noted that Captain Luckock recently assisted one of his employees in putting a car seat in the back of her van for a grandchild. He said she was very appreciative and he thanked Captain Luckock.

Each staff member present congratulated and welcomed Councilmember Singer to the City Council.

Chief Keith thanked Captain Luckock.

Ms. Novack noted candidate election packets are available in the City Clerk's office.

Mr. Drury said he has enjoyed getting to know Mr. Singer over the past week and is glad that he will be serving the community. Mr. Drury noted the great and varied items and discussions held during the meeting and said the city is constantly moving forward.

Attorney Williams said he received an email from an attorney who has petitioned on behalf of the Peninsula to de-annex 18 to19 homes from the city. He said the petition will come before Council within the next 6 months following completion of a study that is required by state statutes. Staff will make a recommendation to Council whether or not the property meets the criteria for de-annexation at that time and according to law. Attorney Williams said that if any of the Councilmembers wish to meet with the petitioner (Ben Johnson) and his attorney (Jimmy Crawford), it is fine and there would be no violation as it is not a quasi-judicial matter. He said Council would be welcome to meet them at his office if they would prefer.

Tab 18) Council Reports

Vice Mayor Smith

- Suggested Councilmember Singer meet with Attorney Williams to review the Sunshine Law. Attorney Williams said he will meet with Councilmember Singer at his convenience and noted Mr. Singer has been a past member of the Planning and Zoning Board. Attorney Williams noted the state requirement for elected officials to take a 4 hour ethics training course.
- In 1969 the Apollo II moon lander landed on the moon; today is National Moon Day.

Councilmember Singer

- Thanked Mayor Pfister. Councilmember Singer said that he is honored and humbled to serve on Council and he has his family's full support. Councilmember Singer said he would like to bring the voice of the citizens to the board and invited those present to contact him if they would like to discuss any concerns. He would like to see the direction that the city has been going to continue.

Councilmember Johnson

- Welcomed Councilmember Singer and said she looks forward to serving with him.

Councilmember Grenier

- Welcomed Councilmember Singer.
- Congratulated Captain Luckock.
- Asked Chris Thompson to meet with him to order the sign for the wounded warrior.
- Said the Lake County Historical Museum is going through major overhaul and urged everyone to stop by to see the changes. He noted the trowel that the Mason Grand Master used for the County Administration Building Groundbreaking Ceremony is on display at the museum.

Mayor Pfister

- Encouraged Council to use the tablets that have been provided instead of paper agenda's.
- Thanked the residents that contacted her during the transition. She said she was impressed with their willingness to serve.

Mayor Pfister adjourned the meeting at 5:46 for a break; Mayor Pfister reconvened the meeting at 5:57 p.m.

XIII. BUDGET WORKSHOP

Mr. Drury provided the following presentation:

Previously at the June 15th and July 6th City Council meetings the City's General Fund, Enterprise Funds and Special Funds budgets were presented to Council.

At this third budget workshop, the Five Year Capital Plan will be delivered, presented and discussed as well as the setting of the maximum tentative millage rates. Two additional Council budget workshops are scheduled for August 3 and August 17th to discuss all budgets followed by two Public Hearings on the budget on September 7th 2016 and September 21, 2016 at which final millage rates will be set.

As it relates to the setting of the Tentative Maximum Millage Rates the following relevant information is provided:

1. *The FY 17 draft budget calls for General Fund millage rate increase of .4834 mills from 6.6166 mills to 7.1000 mills and a Debt Service millage rate decrease of.0378 mills from .4068 mills down to .3680 mills.*
2. *The impact of the General Fund millage rate increase plus the debt service millage rate decrease on a homesteaded property valued at $150,000 is as follows:*

General Fund millage increase of .4834 = $48.34 per year increase ($4.03 per month)
Debt Service millage decrease of (.0388) = (<u>$3.78</u>) per year decrease ($.32 per month)

Total net millage increase = $44.46 per year ($3.71 per month) - <u>with homestead exemption</u>

3. Millage Rate valuation:

- *One (1) mill is equal to approximately $738,314 in city revenues*
- *A half (1/2) is equal to approximately $369,157 in city revenues*
- *One Quarter mill (¼) mill is equal to approximately $184,578 in city revenues*

Mr. Drury said that the Tentative Maximum Millage Rate is set to allow the Property Tax Collector to notify all of the citizens what the upcoming years maximum taxes will be. This is provided by the Tax Collector as a TRIM notice. Once the Tentative Maximum Millage Rate is set, the Council can come down on the millage rate but cannot go higher.

Mr. Drury noted the Five Year Capital Improvement Program has been provided. He said there have been quite a few cuts in order to provide a balanced budget with a de Minimis millage impact and that met the Council's broad goals provided in February 2016. He asked Council to look at those projects at this time and decide whether you want to move forward with them or not.

Ms. Houghton provided a review of the Five Year Capital Improvement Budget in order to orient the Council with the document. She asked Council to contact her with any questions they have after going through their review of the budget document.

<u>Setting of the Tentative Maximum Millage Rate</u>

Vice Mayor Smith suggested that the Maximum Tentative Millage Rate be set at 7.1000 mills for the General Fund and .3680 mills for Debt Service.

Councilmember Grenier concurred.

<u>MOTION</u>

Kirby Smith moved to set the Maximum Tentative Millage Rate to 7.1000 mills and the Debt Service Millage Rate to .3680 mills, seconded by Bob Grenier.

Mayor Pfister asked for further discussion.

Councilmember Singer inquired about the process of adding in programs and items that have been cut from the budget. Mr. Drury said that if you wish to put an item back in then something(s) of equal value will have to be removed. Mr. Drury reviewed the reason for the TRIM notice requirements. Mayor Pfister noted that by the time the budget gets to Council it has been cut to the bare minimum.

The motion carried unanimously, 5-0.

Vice Mayor Smith said he would like to review some of his questions/answers from the July 6, 2016 budget meeting and make recommendations.

Question #3 regarding Building Inspectors – Vice Mayor Smith thanked Staff for the comments and is in agreement.

Question #4 regarding West Main Street Budget – Vice Mayor Smith requested $97,737 be added to the $175,000 road budget. He said he would like the façade program to remain in the budget.

Councilmember Grenier said he concurs with the allocation if the façade program remains and noted that West Main Street is a major Gateway to the City. Mr. Drury said he would need agreement from three Councilmembers to make the change. Vice Mayor Smith, Councilmember Grenier and Mayor Pfister agreed.

Question # 5 regarding Digital Upgrade of Wayfinding Sign – Vice Mayor Smith thanked staff for the clarification.

Question # 6 regarding Nextel Phone – Vice Mayor Smith asked where the money would be going. Mr. Drury said the contract is for the entire city and the money was allocated.

Question # 7 regarding Liability Insurance – Vice Mayor Smith thanked staff for their answer.

Question # 8 regarding Light Up Main Street – Vice Mayor Smith said he is in agreement.

Question #9 regarding Youth Specialist Position for the Library – Vice Mayor Smith thanked staff for the information and said he is in agreement.

Councilmember Grenier noted his support for the position.

Question # 12 regarding Caroline Street Maintenance Project – Vice Mayor Smith asked Mr. Thompson if he feels the entire $23,000 included in the budget will be used due to the timing of the project. Mr. Thompson said the number is based on projections from what the city has spent on Main Street for the same length but he does not have an exact quote. Mr. Skutt said the bids should come in the first of August and the 2nd meeting in August Council will be provided with options to choose from for the Caroline Street project. Mr. Drury said that once the project is done we will go out for proposals for landscaping maintenance; Mr. Thompson confirmed.

Vice Mayor Smith asked if the bids came in at a lesser amount could the money then be re-appropriated to roads. Mr. Drury confirmed. Vice Mayor Smith said he is in agreement. Councilmember Grenier said he is in agreement.

Question # 13 regarding Boo Festival – Vice Mayor Smith recommended a 25-50% increase over last year to $7000, moving $4500 to roads. Mr. Drury noted this is a signature event for the city and discussion was held regarding staff's recommendation. Ms. Rogers noted the budgeted amount is a placeholder. Mr. Drury said that staff will live within the budget that Council sets.

Councilmember Grenier said he would like to put a hold on this item and would like staff to provide more information on the event including a punch list from the previous year; Councilmember Johnson concurred. Councilmember Singer said he agrees with staff but would

like more information on the event. Mayor Pfister said she is in support of keeping the entire budgeted amount and said she is a firm believer in giving back to the community.

Mr. Drury said the item will be flagged for further discussion at an upcoming budget meeting.

Question #14 regarding Arts and Culture – Vice Mayor Smith said he would like to set the budget at $7000, moving the remainder to the Roads Program. Discussion was held regarding expanding the Limelight program. Vice Mayor Smith, Councilmember Grenier and Councilmember Johnson noted their support for changing the budgeted amount to $7000 with the remaining amount being allocated to the Road Program.

Question # 15 regarding Maintenance for the Freedom Flag Pole - Vice Mayor Smith asked to change the wording of 'Reserve'. Ms. Houghton said the accounting term is either 'Reserve Fund' or 'Fund Balance,' Mr. Drury said staff will change the name to 'Fund Balance.'

Question # 17 regarding Commemorative Pins – Vice Mayor Smith asked if there is a program for employment anniversaries. Mr. Drury said that the commemorative pin is a program where each department embedding the logo into what they do. He noted it is a different program than the employee awards that are given each year and where the employees are given milestone employment anniversary pins. Vice Mayor Smith said he is in agreement with the cut.

Mayor Pfister asked for any further comments or topics for discussion.

Councilmember Grenier asked if the cut list that was provided has changed from previous versions Council has received. Mr. Drury said it is the same cut list. He said flagged items will come back for discussion and after the upcoming budget workshops the cut list will be updated.

ADJOURNMENT

There was no further business and the meeting was adjourned at 6:49 p.m.

Respectfully submitted,

Susie Novack

Susie Novack, MMC/FCRM
Deputy City Clerk

AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: AUGUST 17, 2016

AGENDA TAB NO. 2

SUBJECT TITLE: Presentation on STEMI STAR Award with Florida Hospital Waterman.

OBJECTIVE:

Fire Chief Richard Keith, in conjunction with Florida Hospital Waterman (FHW), will moderate a presentation of the STEMI STAR award.

SUMMARY:

The STEMI STAR award is a project of Florida Hospital Waterman. It recognizes the efforts of the emergency medical service to save lives.

"STEMI" is an acronym for "S-T Elevated Myocardial Infarction". The "S-T" segment is one particular part of the pattern created by an Electrocardiogram (EKG) tracing. "Myocardial Infarction" is the medical term for a heart attack. The E in STEMI stands for "Elevated". When the S-T segment of the EKG pattern is elevated, that pattern can indicate that the patient is experiencing a particularly dangerous type of heart attack.

Recognizing that patient survivability of a STEMI patient is directly related to receiving quick and appropriate diagnosis and treatment, Florida Hospital Waterman began this award program to acknowledge the difference first responders make. The process begins with Public Safety Dispatchers, continues on through fire service and Lake EMS first responders, and ends with the medical professionals working at FHW. This process has saved lives, and FHW takes great care to let all those care givers know that they have made a difference for good, in someone's life. In this particular case, the STEMI patient was a member of the City of Tavares employee family.

OPTIONS:

Presentation only.

STAFF RECOMMENDATION: Receive presentation

FISCAL IMPACT: None

LEGAL SUFFICIENCY: Legally sufficient

AGENDA SUMMARY
TAVARES CITY COUNCIL
AUGUST 17, 2016

AGENDA TAB NO. 3 **ADOPTION HEARING**
SUBJECT TITLE: **Ordinance 2016-18**
Large Scale FLUM Amendment-Whitaker Family Partnership
36 Acres-West of S.R. 19-North of Slim Haywood

OBJECTIVE:

To consider an application for a Future Land Use Map amendment from Lake County Urban Low Density to City Mixed Use Neighborhood for 36 acres of property centrally located 600 feet north of Slim Haywood Avenue and 1600 feet west of S.R. 19.

SUMMARY:

Ordinance 2016-18 proposes a large scale amendment to the Future Land Use Map 2020 of the Comprehensive Plan.

The subject property (Parcel Alternate Key Numbers 3870456 & 1454140) is 36 acres in size, centrally located 600 feet north of Slim Haywood Avenue and 1600 feet west of S.R. 19. The property is used for agricultural purposes (orange groves). This ordinance would amend the current Future Land Use Designation from Lake County Urban Low Density to City Mixed Use Neighborhood.

Future Land Use Amendment
The city is required to place a future land use designation on annexed property. The subject property is currently designated County Urban Low Density. A City Mixed Use Neighborhood designation is compatible with surrounding property.

Compatibility
Lands adjacent and in close proximity are either commercial or mixed use in nature.

Site Conditions
The property is presently used for agriculture. Prior to any redevelopment, an approved site plan will be required. All applicable environmental assessments and permitting must be in place before the site plan is approved.

Impact on City Services
The subject property is located in the City's Utility Service Area. The City of Tavares has municipal water and sewer services available to the subject parcel and any new development on this property must connect to city utilities. The City's Concurrency Management System will ensure that Levels of Service (LOS) will not be degraded beyond the adopted levels of service for all regulated public facilities. Adverse impacts on Levels of Service are not implicated.

FINDINGS

This amendment request is considered to be in compliance with the Comprehensive Plan Goals, Objectives and Policies with the following findings:

1. A Mixed Use Neighborhood Future Land Use designation would serve as the most appropriate land use for the subject property in accordance with Future Land Use policy 1-1.1.6.

2. Impacts of the proposed development of the subject property shall be monitored through the City's Concurrency Management System. (Comp Plan, Chapter 8)

DEPARTMENT OF ECONOMIC OPPORTUNITY

DEO has reviewed the proposed amendment and identified no comments related to important state resources and facilities.

OPTIONS:

1. That City Council moves to approve the adoption of Ordinance 2016-18.
2. That City Council moves to deny the adoption of Ordinance 2016-18.

PLANNING & ZONING BOARD RECOMMENDATION:

At the May 19 meeting, the Planning & Zoning Board voted unanimously to recommend approval of Ordinance 2016-18.

STAFF RECOMMENDATION:

Staff recommends that City Council moves to approve the adoption of Ordinance 2016-18.

FISCAL IMPACT:

N/A

LEGAL SUFFICIENCY:

This ordinance has been reviewed by the City Attorney and approved for legal sufficiency.

ORDINANCE 2016-18

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, AMENDING THE TAVARES COMPREHENSIVE PLAN FUTURE LAND USE MAP 2020; PROVIDING FOR A CHANGE OF FUTURE LAND USE DESIGNATION ON APRROXIMATELY 36 ACRES OF LAND CENTRALLY LOCATED APPROXIMATELY 600 FEET NORTH OF SLIM HAYWOOD AVENUE AND 1600 FEET WEST OF S.R. 19; FROM COUNTY URBAN LOW DENSITY TO CITY MIXED USE NEIGHBORHOOD; PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the owner of the property described in **Exhibit "A"** has voluntarily petitioned to annex into the City of Tavares, and

WHEREAS, the City of Tavares is concurrently processing the annexation of this property; and

WHEREAS, the City of Tavares has advertised as required by law for two public hearings prior to adoption of this ordinance; and

WHEREAS, the City has held such public hearings and the records of the City provide that the owners of the land affected have been notified as required by law; and

WHEREAS, the City desires to encourage mixed uses in this particular area of the City, and

WHEREAS, a Mixed Use Neighborhood Future Land Use designation is compatible with surrounding designations and such designation is compatible with both City of Tavares and Lake County surrounding future land use designations; and

WHEREAS, the City of Tavares Planning and Zoning Board, Local Planning Agency, and City Council held duly noticed public hearings providing opportunity for individuals to hear and be heard regarding the adoption of the proposed map amendment; and,

WHEREAS, the City Council has reviewed and considered all relevant evidence and information and testimony presented by witnesses, the public, and City staff; and,

WHEREAS, the City Council finds this amendment in compliance with Chapter 163, Florida Statutes, and the City of Tavares Comprehensive Plan; and

WHEREAS, adoption of this amendment is in the best interest of the health, safety, and general welfare of the citizens of Tavares.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Tavares, Florida as follows

Section 1. Future Land Use Amendment

The Comprehensive Plan and Future Land Use Map of the City of Tavares, Florida, is hereby amended to reflect a re-designation from Lake County Urban Low Density to City of Tavares Mixed Use Neighborhood on certain real property as legally described in Exhibit "A". All provisions of the Comprehensive Plan shall hereby apply to said property.

Section 2. Severability and Conflicts

The provisions of this ordinance are severable and it is the intention of the City Council of Tavares, Florida, to confer the whole or any part of the powers herein provided. If any court of competent jurisdiction shall hold any of the provisions of this ordinance unconstitutional, the decision of such court shall not impair any remaining provisions of this ordinance.

Section 3. Transmittal

The City Administrator is hereby authorized and directed to transmit the adopted Comprehensive Plan amendments to the Florida Department of Economic Opportunity, the East Central Florida Regional Planning Council, the St. Johns River Water Management District, the Department of Environmental Protection, the Florida Department of Transportation, and any other governmental agency in the State of Florida that has filed a written request with the City Council for a copy of the Comprehensive Plan within 10 working days of the adoption of this Ordinance as specified in the State Land Planning Agency's procedural rules.

Section 4. Effective Date

The effective date of this plan amendment, if the amendment is not timely challenged, shall be 31 days after the state land planning agency notifies the local government that the plan amendment package is complete. If timely challenged, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order

determining this adopted amendment to be in compliance. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has become effective. If a final order of noncompliance is issued by the Administration Commission, this amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the state land planning agency.

PASSED AND ADOPTED this _____day of _____, 2016 by the City Council of the City of Tavares, Florida.

_____
Lori Pfister, Mayor
Tavares City Council

First Reading: _____

Second Reading & Final Adoption: _____

ATTEST:

_____
Nancy A. Barnett, City Clerk

Approved as to form:

_____
Robert Q. Williams, City Attorney

EXHIBIT A

AltKey: 1454140
Acres 9.5

Parcel Number
01-20-25-0100-0000-0103

Legal Description

LANE PARK, LANE & JACKSON PLAT E 1/2 OF LOT 1, E 1/2 OF LOT |2 PB 7 PG 52 | ORB 1489 PG 3

And
Altkey: 1263441
Acres 6

Parcel Number
01-20-25-0100-0000-0202

Legal Description

LANE PARK, LANE & JACKSON PLAT E 90 FT OF W 1/2 OF LOT |2--LESS N 185 FT--E 750 FT OF LOT 3 PB 7 PG 52 | ORB 4141 PG 1497

And:

$21.65^{+/-}$ Acres

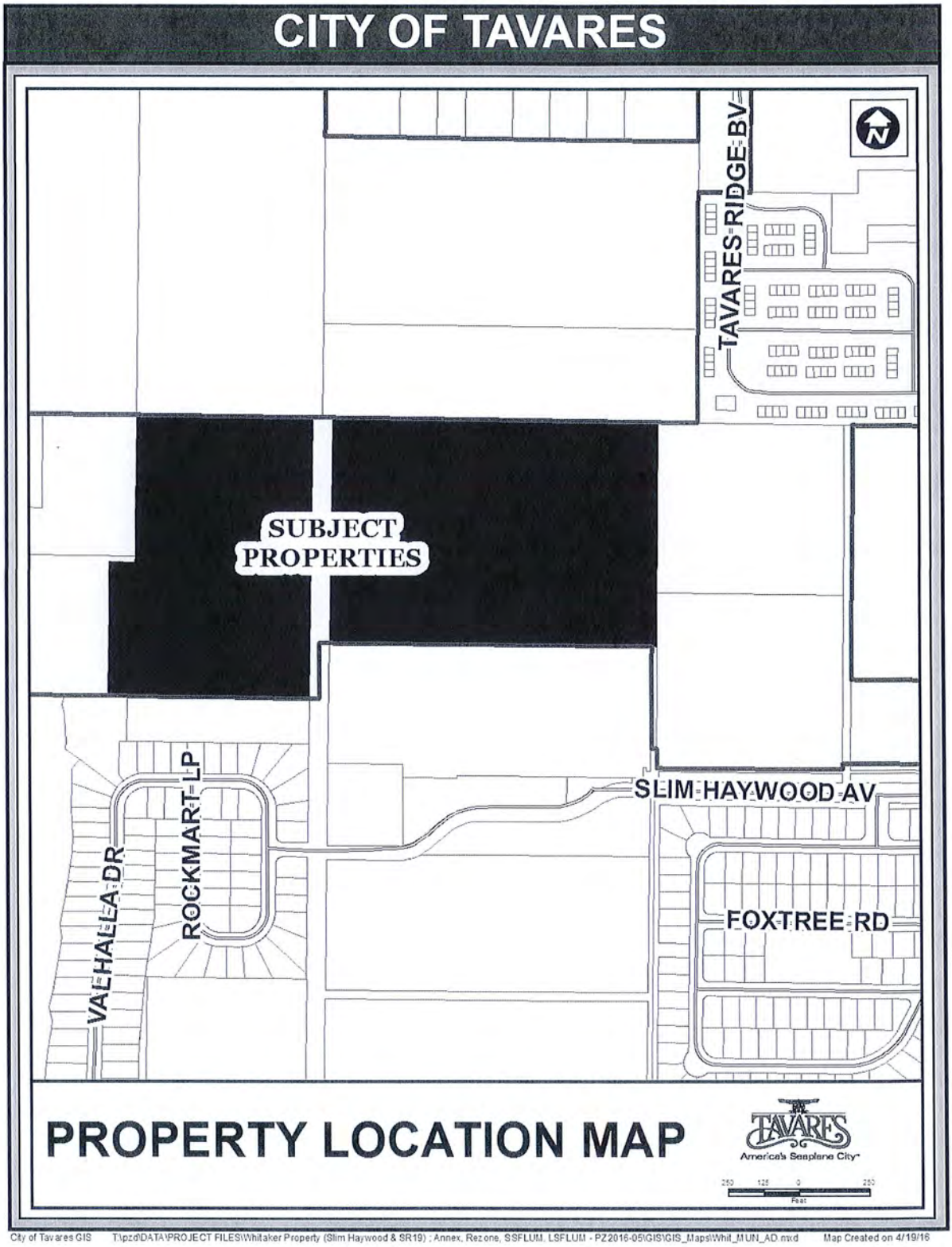
AltKey: 3870456

Parcel Number

01-20-25-0100-0000-1100

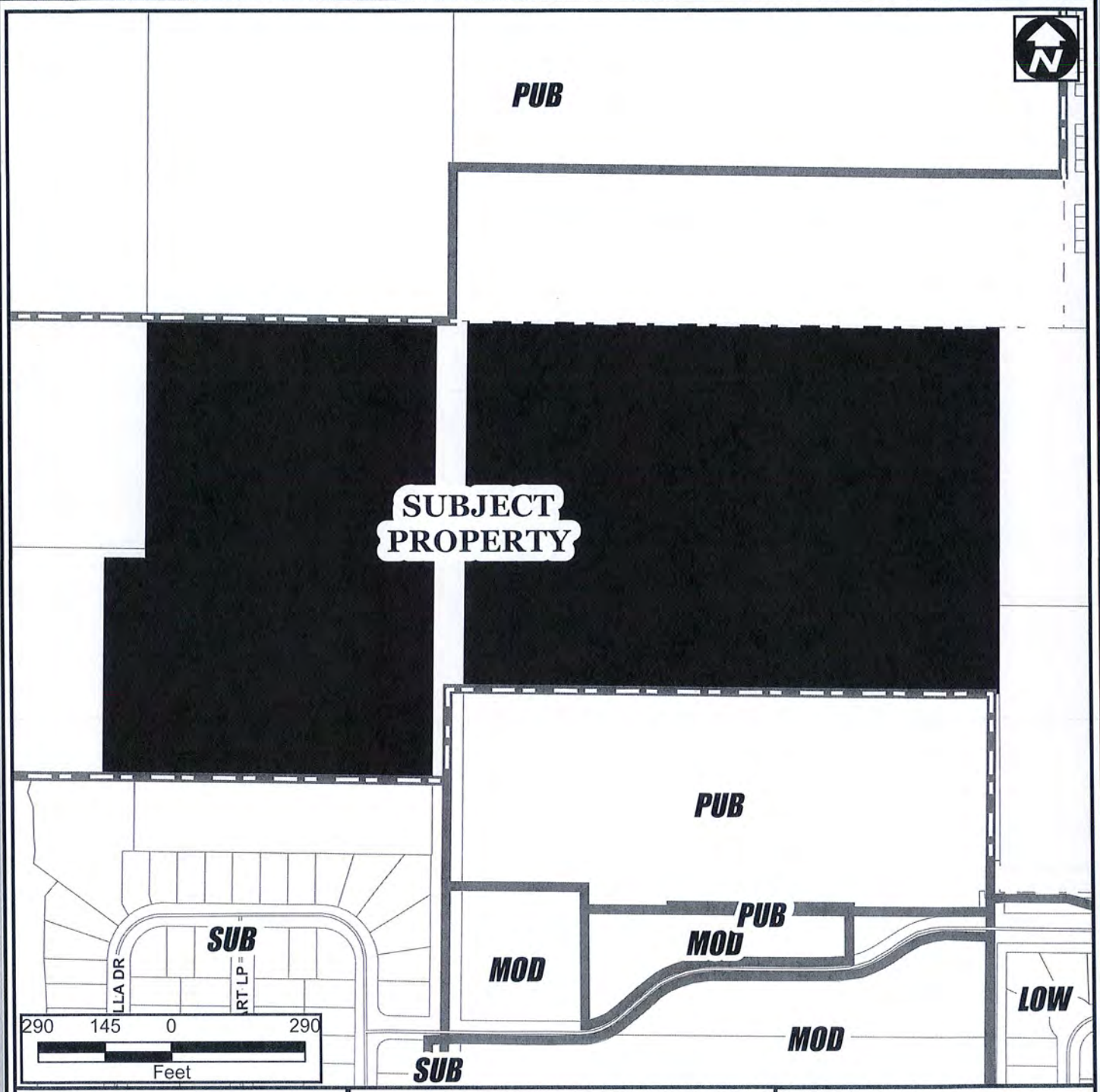
Legal Description

LANE PARK, LANE & JACKSON PLAT LOTS 11, 12 IN SEC 6-20-26 PB 7 PG 52 ORB 1489 PG 3


CITY OF TAVARES
TAVARES RIDGE BV
SUBJECT PROPERTIES
SLIM HAYWOOD AV
ROCKMART LP
VALHALLA DR
FOXTREE RD
PROPERTY LOCATION MAP
TAVARES
America's Seaplane City
250 125 0 250
Feet
City of Tavares GIS T:\pzd\DATA\PROJECT FILES\Whitaker Property (Slim Haywood & SR19) ; Annex, Rezone, SSFLUM, LSFLUM - PZ2016-05\GIS\GIS_Maps\Whit_MUN_AD.mxd Map Created on 4/19/16

1
2
3
4

CITY OF TAVARES ORDINANCE # 2016-18



SUB	Suburban	3.0 DU/Acre
SUB EX	Suburban Expansion	4.0 DU/Acre
LOW	Low Density	5.6 DU/Acre
MOD	Moderate Density	10 DU/Acre
MED	Medium Density	12 DU/Acre
HD	High Density	12-25 DU/Acre
MH	Mobile Home	8.7 DU/Acre
MUN	Mixed Use Neighborhood	12 DU/Acre
MUC	Mixed Use Commercial	25 DU/Acre
COM	Comercial	
CD	Commercial Downtown	25 DU/Acre
IND	Industrial	
PUB	Public Facility/Institutional	
CONS	Westlands & Conservation	

FUTURE LAND USE MAP

ORDINANCE # 2016-18

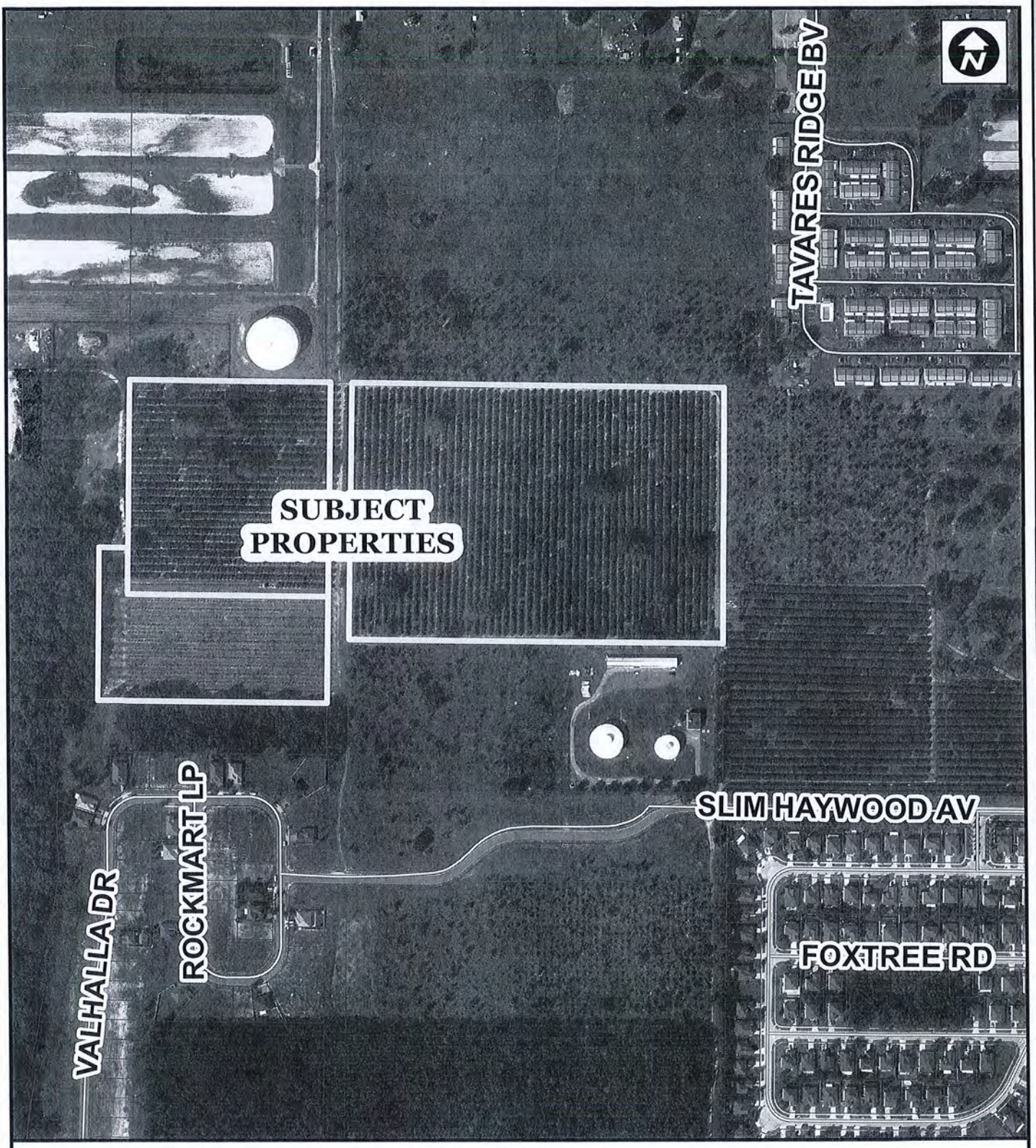
Whitaker Property

Current FLU: County Urban Low
Proposed FLU: Mixed Use Neighborhood
36.09 ± Acres

Legend

- CITY BOUNDARY
- FLU
- SUBJECT PROPERTY
- UNINCORPORATED
- MAJOR ROADS
- STREETS
- CONS/WETLANDS
- PARCELS

CITY OF TAVARES



PROPERTY LOCATION MAP

TAVARES
America's Seaplane City

250 125 0 250
Feet

Orlando Sentinel

Publication Date: 08/05/2016

Ad Number: 4363081-1
Insertion Number:
Size: 3 x 10.5
Color Type: B&W

Client Name:
Advertiser: City of Tavares
Section/Page/Zone: Lake Zone/F004/LAK
Description: Ordinance 2016 -18

This E-Sheet(R) is provided as conclusive evidence that the ad appeared in The Orlando Sentinel on the date and page indicated. You may not create derivative works, or in any way exploit or repurpose any content.

RITCHIE

Continued from Page F1

Jim Runnels left the Orlando Sentinel a quarter century ago, but his old-school dogged determination to get the story still stands a waypost to good journalism and as a model of how communities should be covered.

Former Sentinel Editor L. John Haile described Runnels as a "rough and tumble reporter" who was "always full of stories and intrigue" and who loved newspapering.

In the 14 years he worked for the Sentinel, Runnels drove the same battered, rusty, white pickup. One day, when he was working in Orlando, it broke down.

Former Sentinel reporter Jim Leusner, now a private investigator and consultant, recalled Runnels installing a single paper clip in his transmission so he could get back to his home in Lake County.

"He was a wild man," Leusner said. "He always had lots of drama going on in his life, but he was relentless in investigating monkey business in the Lake County Sheriff's Office.

"He loved being a reporter."

Indeed, he did.

One time, however, Runnels ended up on the other side of the news. He testified in 1997 when one of two killers in the infamous Wall Sink murder case tried to have his conviction overturned.

The case involved two defendants, Robert Craig and Robert Schmidt, who fatally shot a ranch owner and one of his hands after the owner learned that Craig and Schmidt were rustling cattle while working on his Sumter County ranch.

Craig, who had been sentenced to death, alleged that the prosecutor in the case misbehaved by using "improper persuasion" and by taking his co-defendant's former wife and sister-in-law drinking at a hotel bar during the trial, which had been moved to Tampa. Craig's witness was Runnels, who covered the trial for the newspaper and had been in the bar at the time.

Runnels also testified that a member of the State Attorney's Office told him that Schmidt admitted killing both the men after he accepted a plea bargain to testify against Craig. If true, that would have meant Craig would have faced less serious charges and likely wouldn't have been sentenced to death. His lawyer alleged that prosecutors at the time deliberately withheld the statement.

Under his tough-talking shell, Runnels was a softie. He loved his three kids. He loved carpentry. A reporter who worked with him at Lake bureau remarked, "Chasing stories and banging nails — those were his two loves."

However, his colleague left out his third love: art. Runnels worked mostly in oils on canvas, and he wrote an art column for the Lake Sentinel. When I married, he presented me with a blue nude of a woman lying on her back. She looked suspiciously like me. How did that happen? I'd prefer not to consider the question too deeply.

> *"He was a wild man. He always had lots of drama going on in his life, but he was relentless in investigating monkey business in the Lake County Sheriff's Office. He loved being a reporter."*
>
> *Jim Leusner, former Sentinel reporter*

Joe Runnels, 41, said his father always looked for blazing sunsets across Florida, perhaps as an antidote to the grisly topics he covered. He said his dad witnessed at least a half dozen executions for the newspaper.

The younger Runnels, a chef who lives in Clermont, recalled telling his father when he was a young teen that he was happy about the scheduled execution of mass murderer Ted Bundy, whose University of Florida killings had became infamous.

"Dad said, 'Really? You feel that way? Get your coat on,' " the younger Runnels recounted. "He took me to Starke, and we stood in the media pen and saw the famous journalists that I saw on the evening news every night.

"There's a pen for the public, too, and it was a very ugly scene. It reminded me of some kind of orgy or Bacchanalia with people drinking and wearing tin-foil electric chairs on their heads.

"It was a quiet ride home from there."

Like so many journalists, Runnels bonded with other reporters and with those he wrote about, then lost touch when that common factor was gone.

Retired lawyer Jerri Blair of Leesburg, who represented Robert Craig when he was trying to overturn his Wall Sink conviction, remembered Runnels in a post on Facebook with this remark: "He certainly scooped a lot of other reporters a lot of times for the Sentinel, especially back in the days when the [New York] Times owned the Commercial, and Lake County was an open press turf war."

Runnels, she said, "could always make me laugh.

"I'll miss knowing he's in the world."

Lritchie@orlandosentinel.com. Lauren invites you to send her a friend request on Facebook at www.facebook.com/laurenonlake.

MOVIES IN LAKE

CLAY ENOS/WARNER BROS. PICTURES

Ready for more action and adventure on the big screen? A week after Matt Damon's return as the CIA's most dangerous amnesiac secret weapon in "Jason Bourne" comes "Suicide Squad." New in theaters, the film is about a secret government agency that recruits imprisoned super villains for a dangerous mission in exchange for clemency. Stars include Margot Robbie, Will Smith, Cara Delevingne, Ben Affleck and Joel Kinnaman.

Also new at theaters is the comedy "Nine Lives," in which a stuffy businessman about to seal his biggest business deal finds himself trapped in the body of his family's cat. The film stars Kevin Spacey, Jennifer Garner, Robbie Amell and Christopher Walken.

Here is a listing of local movie theaters and contact information to find about what's playing.

Clermont

EPIC Theatre
Clermont Landing
2405 S. U.S. Highway 27
352-242-6684
epictheatres.com

Leesburg

AMC ViaPort Florida 12
ViaPort Florida
10401 U.S. Highway 441
888-262-4386
viaportflorida.com/movie-times

The Villages

- Rialto Theatre
  The Villages Town Square
  1105 Alonzo Ave. (off U.S. Highway 441-27)
  352-259-1111
  thevillagestheatres.com/RIALTO
- Old Mill Playhouse
  Lake Sumter Landing Market Square
  1000 Old Mill Run (south of County Road 466 in Sumter County)
  352-259-1111
  thevillagestheatres.com/PLAYHOUSE
- Barnstorm Theater
  Brownwood Paddock Square
  2720 Brownwood Blvd. (off State Road 44 in Sumter County)
  352-259-1111
  thevillagestheatres.com/BARNSTORM.html

GEEK

Continued from Page F1

ducted for manual assistance given to vehicle, exceeding specified size limits, negotiation skills and inappropriate "bribery!" The library's Elise VanCise, a Geek Fest organizer, is making cookies to bribe judges for the Splenda teapot race she's entering.

"I'm a huge geek myself," she said. "I am super, super excited. I can't wait to get on my costumes."

Dolce said he's been working on the event for months. Characters scheduled to attend include Stormtroopers from the 501st Legion, R2-D2, the Steampunk Darth Vader, Guardians of Justice and knights and armor fencers. "It's all good stuff," Dolce said. "They're all coming for free."

Geek Fest also will feature nearly 30 vendors, including the American Society of Civil Engineers with a hands-on STEM (science, technology, engineering and mathematics) activity. There also will be artists on hand and a Pokemon gaming and card table

" 'Pokemon Go' is big right now," VanCise said. "The library is a 'Gym' and the lot is a 'PokeSpot.' "

Dolce said when he worked at Deltona Public Library, he put on as renaissance faire. He hopes to make Geek Fest an annual event. "I've been wanting to get back to it," he said. "It's a great opportunity."

THE CITY OF TAVARES
NOTICE OF PUBLIC HEARING

Notice is hereby given that the City of Tavares will consider at the public hearings set forth below enactment of proposed Ordinance 2016-20 titled as follows:

ORDINANCE 2016-20

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, AMENDING THE TAVARES COMPREHENSIVE PLAN FUTURE LAND USE MAP 2020, PROVIDING FOR A CHANGE OF FUTURE LAND USE DESIGNATION ON APPROXIMATELY 14.18 ACRES OF LAND GENERALLY LOCATED AT THE SOUTHWEST INTERSECTION OF S.R. 19 AND CAMP ROAD; FROM COUNTY URBAN LOW DENSITY TO CITY COMMERCIAL; PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Proposed Ordinance 2016-20 will be considered at the following public meetings:

1. Tavares City Council meeting on August 17, 2016, at 4 p.m. (Adoption Hearing)

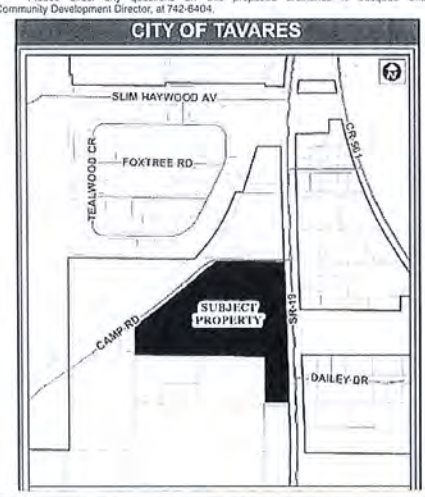
All meetings will be conducted in the Tavares City Council Chambers in City Hall at 201 East Main St., Tavares, Florida.

Proposed Ordinance 2016-20 may be inspected by the public between the hours of 8:00 a.m. and 5:00 p.m. Monday through Friday of each week at City Hall.

Interested parties may appear at the meeting and be heard with respect to the proposed ordinance. Any persons wishing to appeal a decision of the public body should ensure himself a verbatim record of the proceedings is made.

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the City Planning Department: City of Tavares, 201 East Main Street, Tavares, Florida 32778, Telephone: (352) 742-6408, at least 2 (two) working days prior to the date of the Public Hearing; if you are hearing or voice impaired, call (352) 742-6433.

Please direct any questions on this proposed ordinance to Jacques Skutt, Community Development Director, at 742-6404.



THE CITY OF TAVARES
NOTICE OF PUBLIC HEARING

Notice is hereby given that the City of Tavares will consider at the public hearings set forth below enactment of proposed Ordinance 2016-18 titled as follows:

ORDINANCE 2016-18

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, AMENDING THE TAVARES COMPREHENSIVE PLAN FUTURE LAND USE MAP 2020; PROVIDING FOR A CHANGE OF FUTURE LAND USE DESIGNATION ON APPROXIMATELY 36 ACRES OF LAND CENTRALLY LOCATED APPROXIMATELY 600 FEET NORTH OF SLIM HAYWOOD AVENUE AND 1600 FEET WEST OF S.R. 19; FROM COUNTY URBAN LOW DENSITY TO CITY MIXED USE NEIGHBORHOOD; PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Proposed Ordinance 2016-18 will be considered at the following public meetings:

1. Tavares City Council meeting on August 17, 2016, at 4 p.m. (Adoption Hearing)

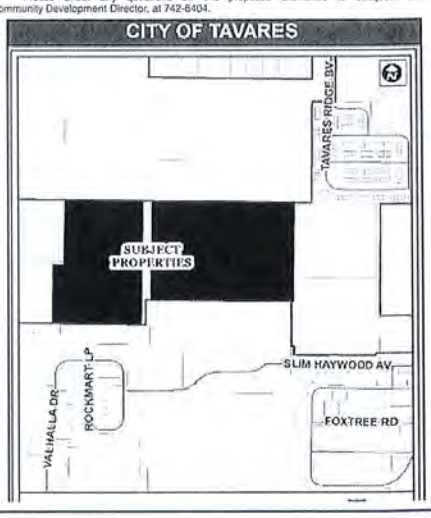
All meetings will be conducted in the Tavares City Council Chambers in City Hall at 201 East Main St., Tavares, Florida.

Proposed Ordinance 2016-18 may be inspected by the public between the hours of 8:00 a.m. and 5:00 p.m. Monday through Friday of each week at City Hall.

Interested parties may appear at the meeting and be heard with respect to the proposed ordinance. Any persons wishing to appeal a decision of the public body should ensure himself a verbatim record of the proceedings is made.

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the City Planning Department: City of Tavares, 201 East Main Street, Tavares, Florida 32778, Telephone: (352) 742-6408, at least 2 (two) working days prior to the date of the Public Hearing; if you are hearing or voice impaired, call (352) 742-6433.

Please direct any questions on this proposed ordinance to Jacques Skutt, Community Development Director, at 742-6404.



8. **Whitaker Property (Slim Haywood Ave.) - LSFLUM – Whitaker Family Partnership – 36 Acres West of SR 19 North of Slim Haywood - Recommendation on Ordinance 2016-18**

Mr. Skutt provided the following testimony:

Ordinance 2016-18 proposes a large scale amendment to the Future Land Use Map 2020 of the Comprehensive Plan. The subject property is 36 acres centrally located 600 feet north of Slim Haywood Avenue and 1600 feet west of SR19. The property is used for agricultural purposes (orange groves). This ordinance would amend the current Future Land Use Designation from Lake County Urban Low Density to City Mixed Use Neighborhood. Staff recommends that the Planning and Zoning Board move to recommend approval of Ordinance 2016-18.

DISCUSSION

Chairman Santoro asked if anyone in the audience wished to speak.

William Ray, Ray and Associates, representative for the applicant, concurred with staff findings and asked that the Board support their request.

Chairman Santoro asked for comments and questions from the Board.

MOTION

Lou Buigas moved to approve [for the Planning and Zoning Board recommend approval of Ordinance 2016-18], seconded by Richard Root. The motion carried unanimously 4-0.

9. **Whitaker Property (Camp Rd & US441) - Annexation, Rezoning – Whitaker Family Partnership – 14.25 Acres at Southwest Intersection of SR19 and Camp Road - Recommendation on Ordinance 2016-19**

Mr. Skutt provided the following testimony:

The subject property consists of two parcels of property located at the southwest intersection of SR19 and Camp Road. There is an older existing single family dwelling located on the parcel that fronts onto SR19. The property is currently zoned Agricultural in the County and the owner is requesting a City Highway Commercial (c-2) zoning. The property is currently being used for agricultural purposes (orange groves). SR19 is rapidly becoming a major commercial corridor for Tavares. It is staff's opinion that a Highway Commercial (C-2) zoning is the most compatible designation for the property. The City is concurrently processing a future land use map amendment to re-designate the property from Lake County Urban Low to City of Tavares Commercial on the Future Land Use Map 2020. Staff recommends the Planning and Zoning Board move to recommend approval of Ordinance 2016-19.

DISCUSSION

William Ray, Ray and Associates, representative for the applicant, concurred with staff findings and asked that the Board support their request.

Chairman Santoro asked if anyone in the audience wished to speak.

AGENDA SUMMARY
TAVARES CITY COUNCIL
AUGUST 17, 2016

AGENDA TAB NO. 4 **ADOPTION HEARING**
SUBJECT TITLE: **Ordinance 2016-20**
Large Scale FLUM Amendment- Whitaker Family Partnership
Southwest Intersection of S.R. 19 & Camp Road

OBJECTIVE:

To consider an application for a Future Land Use Map amendment from Lake County Urban Low Density to City Commercial for 14.25 acres of property located at the southwest intersection of S.R. 19 and Camp Road.

SUMMARY:

Ordinance 2016-20 proposes a large scale amendment to the Future Land Use Map 2020 of the Comprehensive Plan.

The subject property (Parcel Alternate Key Numbers 1650658 & 1441200) is 14.25 acres in size, located at the southwest intersection of S.R. 19 and Camp Road.
There is an older existing single family dwelling located on the parcel (1441200) that fronts onto S.R. 19. This ordinance would amend the current Future Land Use Designation from Lake County Urban Low Density to City Commercial.

Future Land Use Amendment
The city is required to place a future land use designation on annexed property. The subject property is currently designated County Urban Low Density. A City Commercial designation is most compatible with surrounding property.

Compatibility
Lands fronting onto S.R. 19 in this vicinity are all designated as Commercial under the City's Future Land Use Map.

Site Conditions
The property is used for agricultural purposes (orange groves). Prior to any redevelopment, an approved site plan will be required. All applicable environmental assessments and permitting must be in place before the site plan is approved.

Impact on City Services
The subject property is located in the City's Utility Service Area. The City of Tavares has municipal water and sewer services available to the subject parcel and any new development on this property must connect to city utilities. The City's Concurrency Management System will ensure that Levels of Service (LOS) will not be degraded beyond the adopted levels of service for all regulated public facilities. Adverse impacts on Levels of Service are not implicated.

FINDINGS

This amendment request is considered to be in compliance with the Comprehensive Plan Goals, Objectives and Policies with the following findings:

1. A Commercial Future Land Use designation would serve as the most appropriate land use for the subject property in accordance with Future Land Use policy 1-1.1.6.

2. Impacts of the proposed development of the subject property shall be monitored through the City's Concurrency Management System. (Comp Plan, Chapter 8)

DEPARTMENT OF ECONOMIC OPPORTUNITY

DEO has reviewed the proposed amendment and identified no comments related to important state resources and facilities.

OPTIONS:

1. That City Council moves to approve the adoption of Ordinance 2016-20.
2. That City Council moves to deny the adoption of Ordinance 2016-20.

PLANNING & ZONING BOARD RECOMMENDATION:

At the May 19 meeting, the Planning & Zoning Board voted unanimously to recommend approval of Ordinance 2016-20.

STAFF RECOMMENDATION:

Staff recommends that City Council moves to adopt Ordinance 2016-20.

FISCAL IMPACT:

N/A

LEGAL SUFFICIENCY:

This ordinance has been reviewed by the City Attorney and approved for legal sufficiency.

ORDINANCE 2016-20

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, AMENDING THE TAVARES COMPREHENSIVE PLAN FUTURE LAND USE MAP 2020, PROVIDING FOR A CHANGE OF FUTURE LAND USE DESIGNATION ON APRROXIMATELY 14.18 ACRES OF LAND GENERALLY LOCATED AT THE SOUTHWEST INTERSECTION OF S.R. 19 AND CAMP ROAD; FROM COUNTY URBAN LOW DENSITY TO CITY COMMERCIAL; PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the owner of the property described in **Exhibit "A"** has voluntarily petitioned to annex into the City of Tavares, and

WHEREAS, the City of Tavares is concurrently processing the annexation of this property; and

WHEREAS, the City of Tavares has advertised as required by law for two public hearings prior to adoption of this ordinance; and

WHEREAS, the City has held such public hearings and the records of the City provide that the owners of the land affected have been notified as required by law; and

WHEREAS, the City desires to encourage commercial uses in this particular area of the City, and

WHEREAS, a Commercial Future Land Use designation is compatible with surrounding designations and such designation is compatible with both City of Tavares and Lake County surrounding future land use designations; and

WHEREAS, the City of Tavares Planning and Zoning Board, Local Planning Agency, and City Council held duly noticed public hearings providing opportunity for individuals to hear and be heard regarding the adoption of the proposed map amendment; and,

WHEREAS, the City Council has reviewed and considered all relevant evidence and information and testimony presented by witnesses, the public, and City staff; and,

WHEREAS, the City Council finds this amendment in compliance with Chapter 163, Florida Statutes, and the City of Tavares Comprehensive Plan; and

WHEREAS, adoption of this amendment is in the best interest of the health, safety, and general welfare of the citizens of Tavares.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Tavares, Florida as follows

Section 1. Future Land Use Amendment

The Comprehensive Plan and Future Land Use Map of the City of Tavares, Florida, is hereby amended to reflect a re-designation from Lake County Urban Low Density to City of Tavares Commercial on certain real property as legally described in Exhibit "A". All provisions of the Comprehensive Plan shall hereby apply to said property.

Section 2. Severability and Conflicts

The provisions of this ordinance are severable and it is the intention of the City Council of Tavares, Florida, to confer the whole or any part of the powers herein provided. If any court of competent jurisdiction shall hold any of the provisions of this ordinance unconstitutional, the decision of such court shall not impair any remaining provisions of this ordinance.

Section 3. Transmittal

The City Administrator is hereby authorized and directed to transmit the adopted Comprehensive Plan amendments to the Florida Department of Economic Opportunity, the East Central Florida Regional Planning Council, the St. Johns River Water Management District, the Department of Environmental Protection, the Florida Department of Transportation, and any other governmental agency in the State of Florida that has filed a written request with the City Council for a copy of the Comprehensive Plan within 10 working days of the adoption of this Ordinance as specified in the State Land Planning Agency's procedural rules.

Section 4. Effective Date

The effective date of this plan amendment, if the amendment is not timely challenged, shall be 31 days after the state land planning agency notifies the local government that the plan amendment package is complete. If timely challenged, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this adopted amendment to be in compliance. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has

become effective. If a final order of noncompliance is issued by the Administration Commission, this amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the state land planning agency.

PASSED AND ADOPTED this _____day of _____, 2016 by the City Council of the City of Tavares, Florida.

_____
Lori Pfister, Mayor
Tavares City Council

First Reading: _____

Second Reading & Final Adoption: _____

ATTEST:

_____
Nancy A. Barnett, City Clerk

Approved as to form:

_____
Robert Q. Williams, City Attorney

EXHIBIT "A"

Parcel Number

01-20-25-0100-0000-3500

Legal Description

LANE PARK, LANE & JACKSON PLAT LOTS 35, 36 PB 7 PG 52 |
ORB 1485 PG 3 |

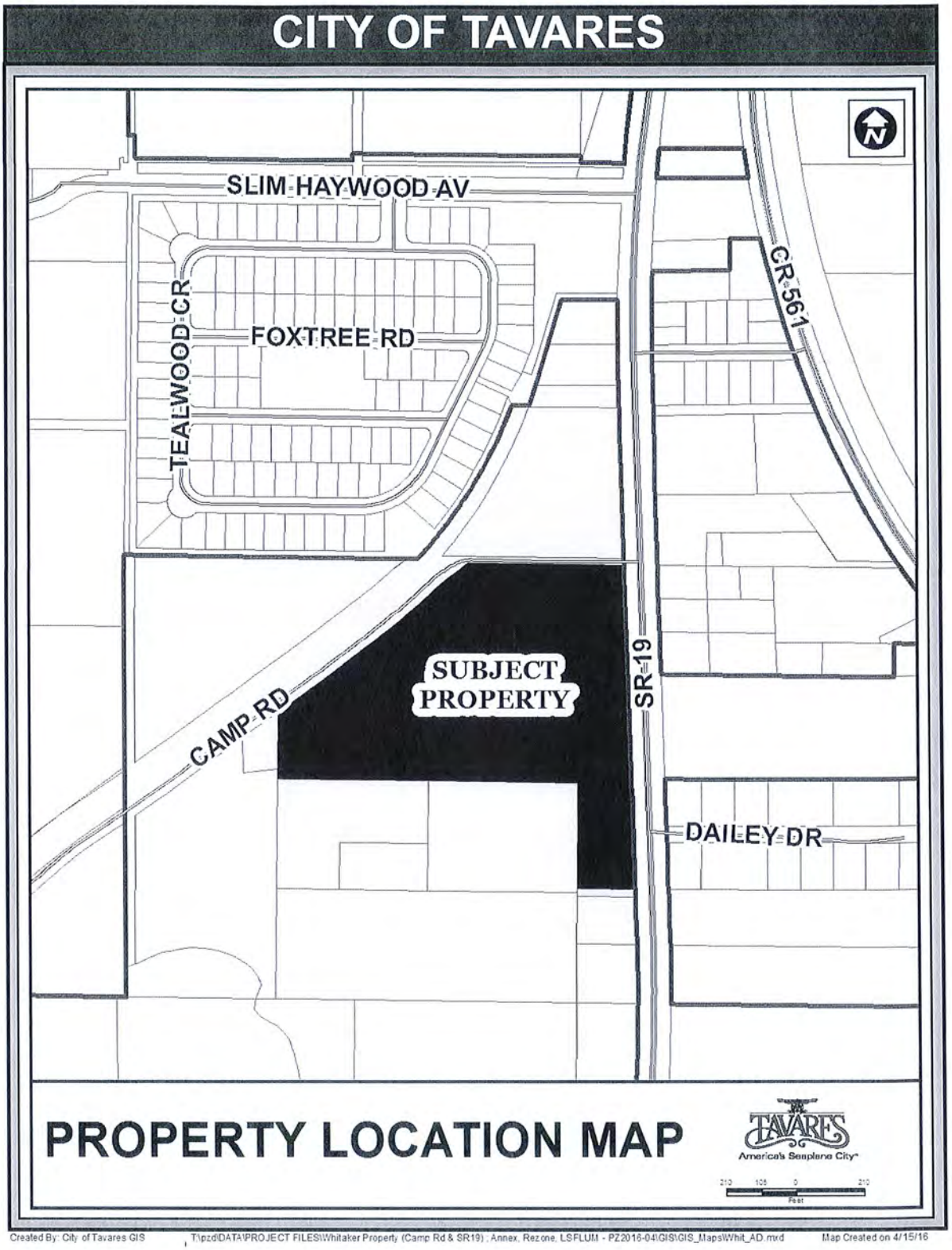
And

Parcel Number

06-20-26-0002-0000-0900

Legal Description

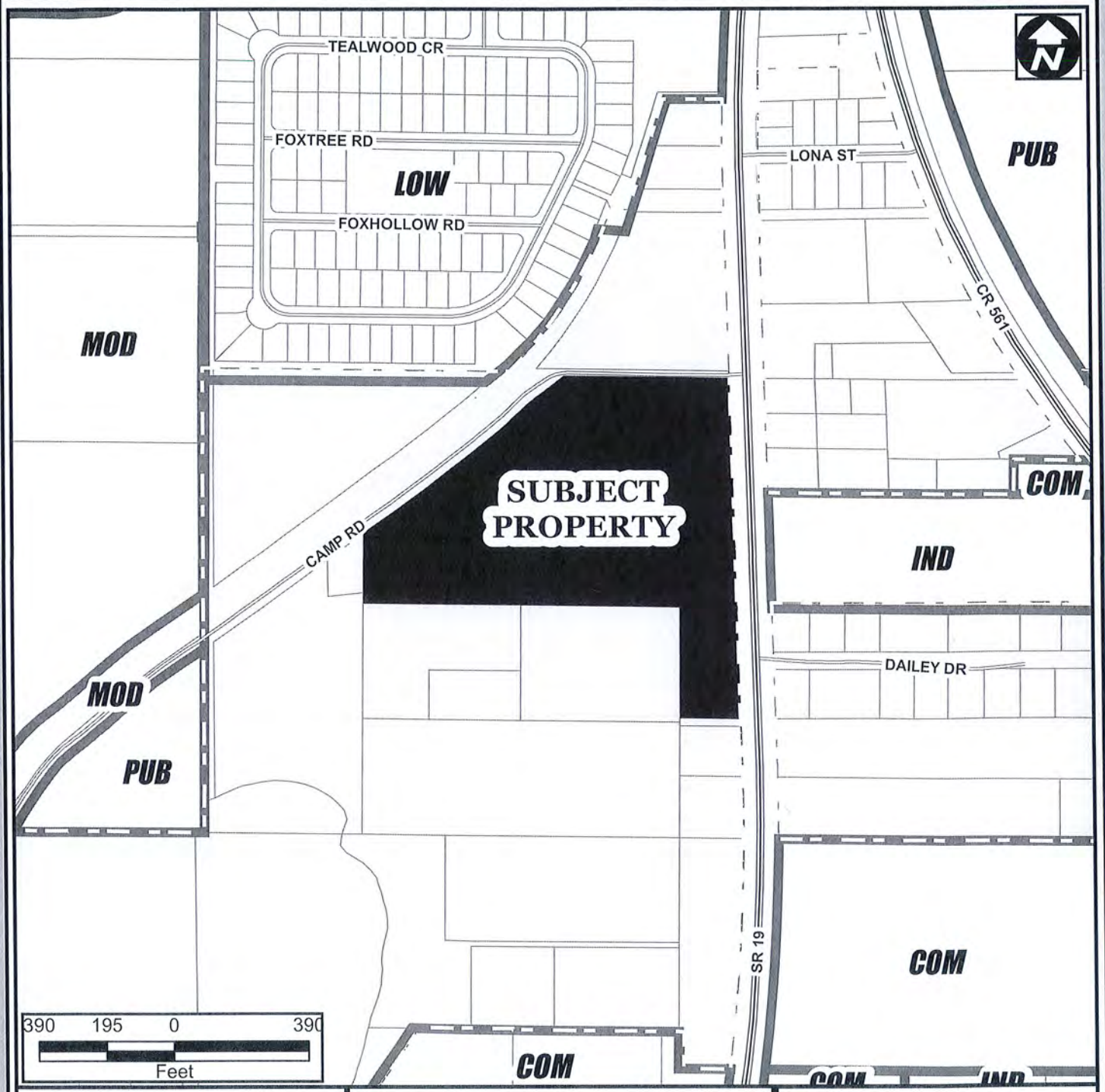
N 3/4 OF GOV LOT 7 W OF HWY 19 --LESS N 20 FT-- |
ORB 1485 PG 3 |



Created By: City of Tavares GIS T:\pzd\DATA\PROJECT FILES\Whitaker Property (Camp Rd & SR19) ; Annex, Rezone, LSFLUM - PZ2016-04\GIS\GIS_Maps\Whit_AD.mxd Map Created on 4/15/16

1
2
3
4

CITY OF TAVARES ORDINANCE # 2016-20



SUB	Suburban	3.0 DU/Acre
SUB EX	Suburban Expansion	4.0 DU/Acre
LOW	Low Density	5.6 DU/Acre
MOD	Moderate Density	10 DU/Acre
MED	Medium Density	12 DU/Acre
HD	High Density	12-25 DU/Acre
MH	Mobile Home	8.7 DU/Acre
MUN	Mixed Use Neighborhood	12 DU/Acre
MUC	Mixed Use Commercial	25 DU/Acre
COM	Comercial	
CD	Commercial Downtown	25 DU/Acre
IND	Industrial	
PUB	Public Facility/Institutional	
CONS	Westlands & Conservation	

TAVARES

FUTURE LAND USE MAP

ORDINANCE # 2016-20

Whitaker Property

Current FLU: County Urban LOW
Proposed FLU: Commercial

14.18 ± Acres

Legend

- CITY BOUNDARY
- FLU
- SUBJECT PROPERTY
- UNINCORPORATED
- MAJOR ROADS
- STREETS
- CONS/WETLANDS
- PARCELS

CITY OF TAVARES

PROPERTY LOCATION MAP

TAVARES
America's Seaplane City

180 90 0 180
Feet

Orlando Sentinel

Publication Date: 08/05/2016

Ad Number: 4363092-1
Insertion Number:
Size: 3 x 10.5
Color Type: B&W

Client Name:
Advertiser: City of Tavares
Section/Page/Zone: Lake Zone/F004/LAK
Description: Ordinance 2016 -20

This E-Sheet(R) is provided as conclusive evidence that the ad appeared in The Orlando Sentinel on the date and page indicated. You may not create derivative works, or in any way exploit or repurpose any content.

RITCHIE

Continued from Page F1

Jim Runnels left the Orlando Sentinel a quarter century ago, but his old-school dogged determination to get the story still stands a waypost to good journalism and as a model of how communities should be covered.

Former Sentinel Editor L. John Haile described Runnels as a "rough and tumble reporter" who was "always full of stories and intrigue" and who loved newspapering.

In the 14 years he worked for the Sentinel, Runnels drove the same battered, rusty, white pickup. One day, when he was working in Orlando, it broke down.

Former Sentinel reporter Jim Leusner, now a private investigator and consultant, recalled Runnels installing a single paper clip in his transmission so he could get back to his home in Lake County.

"He was a wild man," Leusner said. "He always had lots of drama going on in his life, but he was relentless in investigating monkey business in the Lake County Sheriff's Office.

"He loved being a reporter."

Indeed, he did.

One time, however, Runnels ended up on the other side of the news. He testified in 1997 when one of two killers in the infamous Wall Sink murder case tried to have his conviction overturned.

The case involved two defendants, Robert Craig and Robert Schmidt, who fatally shot a ranch owner and one of his hands after the owner learned that Craig and Schmidt were rustling cattle while working on his Sumter County ranch.

Craig, who had been sentenced to death, alleged that the prosecutor in the case misbehaved by using "improper persuasion" and by taking his co-defendant's former wife and sister-in-law drinking at a hotel bar during the trial, which had been moved to Tampa. Craig's witness was Runnels, who covered the trial for the newspaper and had been in the bar at the time.

Runnels also testified that a member of the State Attorney's Office told him that Schmidt admitted killing both the men after he accepted a plea bargain to testify against Craig. If true, that would have meant Craig would have faced less serious charges and likely wouldn't have been sentenced to death. His lawyer alleged that prosecutors at the time deliberately withheld the statement.

Under his tough-talking shell, Runnels was a softie. He loved his three kids. He loved carpentry. A reporter who worked with him at Lake bureau remarked, "Chasing stories and banging nails — those were his two loves."

However, his colleague left out his third love: art. Runnels worked mostly in oils on canvas, and he wrote an art column for the Lake Sentinel. When I married, he presented me with a blue nude of a woman lying on her back. She looked suspiciously like me. How did that happen? I'd prefer not to consider the question too deeply.

"He was a wild man. He always had lots of drama going on in his life, but he was relentless in investigating monkey business in the Lake County Sheriff's Office. He loved being a reporter."

Jim Leusner, former Sentinel reporter

Joe Runnels, 41, said his father always looked for blazing sunsets across Florida, perhaps as an antidote to the grisly topics he covered. He said his dad witnessed at least a half dozen executions for the newspaper.

The younger Runnels, a chef who lives in Clermont, recalled telling his father when he was a young teen that he was happy about the scheduled execution of mass murderer Ted Bundy, whose University of Florida killings had became infamous.

"Dad said, 'Really? You feel that way? Get your coat on,' " the younger Runnels recounted. "He took me to Starke, and we stood in the media pen and saw the famous journalists that I saw on the evening news every night.

"There's a pen for the public, too, and it was a very ugly scene. It reminded me of some kind of orgy or Bacchanalia with people drinking and wearing tin-foil electric chairs on their heads.

"It was a quiet ride home from there."

Like so many journalists, Runnels bonded with other reporters and with those he wrote about, then lost touch when that common factor was gone.

Retired lawyer Jerri Blair of Leesburg, who represented Robert Craig when he was trying to overturn his Wall Sink conviction, remembered Runnels in a post on Facebook with this remark: "He certainly scooped a lot of other reporters a lot of times for the Sentinel, especially back in the days when the [New York] Times owned the Commercial, and Lake County was an open press turf war."

Runnels, she said, "could always make me laugh.

"I'll miss knowing he's in the world."

Lritchie@orlandosentinel.com. Lauren invites you to send her a friend request on Facebook at www.facebook.com/laurenonlake.

MOVIES IN LAKE

CLAY ENOS/WARNER BROS. PICTURES

Ready for more action and adventure on the big screen? A week after Matt Damon's return as the CIA's most dangerous amnesiac secret weapon in "Jason Bourne" comes "Suicide Squad." New in theaters, the film is about a secret government agency that recruits imprisoned super villains for a dangerous mission in exchange for clemency. Stars include Margot Robbie, Will Smith, Cara Delevingne, Ben Affleck and Joel Kinnaman.

Also new at theaters is the comedy "Nine Lives," in which a stuffy businessman about to seal his biggest business deal finds himself trapped in the body of his family's cat. The film stars Kevin Spacey, Jennifer Garner, Robbie Amell and Christopher Walken.

Here is a listing of local movie theaters and contact information to find about what's playing.

Clermont

EPIC Theatre
Clermont Landing
2405 S. U.S. Highway 27
352-242-6684
epictheatres.com

Leesburg

AMC ViaPort Florida 12
ViaPort Florida
10401 U.S. Highway 441
888-262-4386
viaportflorida.com/movie-times

The Villages

- Rialto Theatre
  The Villages Town Square
  1105 Alonzo Ave. (off U.S. Highway 441-27)
  352-259-1111
  thevillagestheatres.com/RIALTO
- Old Mill Playhouse
  Lake Sumter Landing Market Square
  1000 Old Mill Run (south of County Road 466 in Sumter County)
  352-259-1111
  thevillagestheatres.com/PLAY-HOUSE
- Barnstorm Theater
  Brownwood Paddock Square
  2720 Brownwood Blvd. (off State Road 44 in Sumter County)
  352-259-1111
  thevillagestheatres.com/BARN-STORM.html

GEEK

Continued from Page F1

ducted for manual assistance given to vehicle, exceeding specified size limits, negotiation skills and inappropriate "bribery." The library's Elise VanCise, a Geek Fest organizer, is making cookies to bribe judges for the Splenda teapot race she's entering.

"I'm a huge geek myself," she said. "I am super, super excited. I can't wait to get on my costumes."

Dolce said he's been working on the event for months. Characters scheduled to attend include Stormtroopers from the 501st Legion, R2-D2, the Steampunk Darth Vader, Guardians of Justice and knights and armor fencers. "It's all good stuff," Dolce said. "They're all coming for free."

Geek Fest also will feature nearly 30 vendors, including the American Society of Civil Engineers with a hands-on STEM (science, technology, engineering and mathematics) activity. There also will be artists on hand and a Pokemon gaming and card table

" 'Pokemon Go' is big right now," VanCise said. "The library is a 'Gym' and the lot is a 'PokeSpot' "

Dolce said when he worked at Deltona Public Library, he put on as renaissance faire. He hopes to make Geek Fest an annual event. "I've been wanting to get back to it," he said. "It's a great opportunity."

THE CITY OF TAVARES
NOTICE OF PUBLIC HEARING

Notice is hereby given that the City of Tavares will consider at the public hearings set forth below enactment of proposed Ordinance 2016-20 titled as follows:

ORDINANCE 2016-20

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, AMENDING THE TAVARES COMPREHENSIVE PLAN FUTURE LAND USE MAP 2020, PROVIDING FOR A CHANGE OF FUTURE LAND USE DESIGNATION ON APPROXIMATELY 14.18 ACRES OF LAND GENERALLY LOCATED AT THE SOUTHWEST INTERSECTION OF S.R. 19 AND CAMP ROAD; FROM COUNTY URBAN LOW DENSITY TO CITY COMMERCIAL; PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Proposed Ordinance 2016-20 will be considered at the following public meetings:

1. Tavares City Council meeting on August 17, 2016, at 4 p.m. (Adoption Hearing)

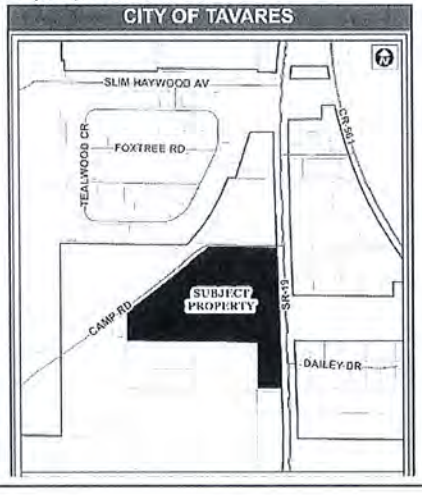
All meetings will be conducted in the Tavares City Council Chambers in City Hall at 201 East Main St., Tavares, Florida.

Proposed Ordinance 2016-20 may be inspected by the public between the hours of 8:00 a.m. and 5:00 p.m. Monday through Friday of each week at City Hall.

Interested parties may appear at the meeting and be heard with respect to the proposed ordinance. Any persons wishing to appeal a decision of the public body should ensure himself a verbatim record of the proceedings is made.

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the City Planning Department: City of Tavares, 201 East Main Street, Tavares, Florida 32778, Telephone: (352) 742-6408, at least 2 (two) working days prior to the date of the Public Hearing; if you are hearing or voice impaired, call (352) 742-6433.

Please direct any questions on this proposed ordinance to Jacques Skutt, Community Development Director, at 742-6404.



THE CITY OF TAVARES
NOTICE OF PUBLIC HEARING

Notice is hereby given that the City of Tavares will consider at the public hearings set forth below enactment of proposed Ordinance 2016-18 titled as follows:

ORDINANCE 2016-18

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, AMENDING THE TAVARES COMPREHENSIVE PLAN FUTURE LAND USE MAP 2020; PROVIDING FOR A CHANGE OF FUTURE LAND USE DESIGNATION ON APPROXIMATELY 36 ACRES OF LAND CENTRALLY LOCATED APPROXIMATELY 600 FEET NORTH OF SLIM HAYWOOD AVENUE AND 1600 FEET WEST OF S.R. 19; FROM COUNTY URBAN LOW DENSITY TO CITY MIXED USE NEIGHBORHOOD; PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Proposed Ordinance 2016-18 will be considered at the following public meetings:

1. Tavares City Council meeting on August 17, 2016, at 4 p.m. (Adoption Hearing)

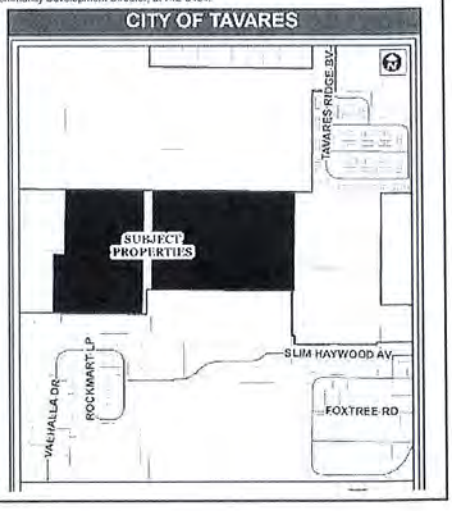
All meetings will be conducted in the Tavares City Council Chambers in City Hall at 201 East Main St., Tavares, Florida.

Proposed Ordinance 2016-18 may be inspected by the public between the hours of 8:00 a.m. and 5:00 p.m. Monday through Friday of each week at City Hall.

Interested parties may appear at the meeting and be heard with respect to the proposed ordinance. Any persons wishing to appeal a decision of the public body should ensure himself a verbatim record of the proceedings is made.

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the City Planning Department: City of Tavares, 201 East Main Street, Tavares, Florida 32778, Telephone: (352) 742-6408, at least 2 (two) working days prior to the date of the Public Hearing; if you are hearing or voice impaired, call (352) 742-6433.

Please direct any questions on this proposed ordinance to Jacques Skutt, Community Development Director, at 742-6404.



~~**Lou Buigas moved to approve [for the Planning and Zoning Board to recommend approval of Ordinance 2016-19], seconded by Richard Root. The motion carried unanimously 4-0.**~~

10. Whitaker Property (Camp Rd & US441) - LSFLUM – Whitaker Family Partnership – 14.25 Acres at Southwest Intersection of SR19 and Camp Road - Recommendation on Ordinance 2016-20

Mr. Skutt provided the following testimony:

Ordinance 2016-20 proposes a large scale amendment to the Future Land Use Map 2020 of the Comprehensive Plan. The subject property is 14.25 acres in size, located at the southwest intersection of SR19 and Camp Road. There is an older existing single family dwelling located on the parcel that fronts onto SR19. This ordinance would amend the current Future Land Use Designation from Lake County Urban Low Density to City Commercial which is most compatible with surrounding property. Staff recommends the Planning and Zoning Board move to recommend approval of Ordinance 2016-20.

DISCUSSION

Chairman Santoro asked if anyone in the audience wished to speak.

William Ray, Ray and Associates, representative for the applicant, concurred with staff findings and asked that the Board support their request.

Chairman Santoro asked for comments and questions from the Board.

MOTION

Richard Root moved for approval [to recommend approval of Ordinance 2016-20], seconded by Norb Thomas. The motion carried unanimously 4-0.

ADJOURNMENT

Norb Thomas moved to adjourn the meeting, seconded by Richard Root. The motion carried unanimously 4-0.

There was no further business and the meeting adjourned at 3:34 p.m.

Respectfully submitted,

_____

Susie Novack, MMC/FCRM
Deputy City Clerk

AGENDA SUMMARY
TAVARES CITY COUNCIL
AUGUST 17, 2016

AGENDA TAB NO. 5

SUBJECT TITLE: Approval of Bid Award- Alfred & Caroline Street Landscaping

---

OBJECTIVE:

To receive Council's authorization to award a bid for the landscaping and right of way irrigation for the newly reconstructed Alfred/Caroline one-way pair to Down to Earth Landscape, LLC in the amount of $411,252.48.

SUMMARY:

In 2014, Lake County reconstructed Alfred/Caroline Streets to a one-way pair configuration. Lake County paid for the engineering design and road construction for this project. A second component of this project, funded solely by the City, was to develop a "standardized' streetscaping plan that the city could use to uniformly restore our downtown streets, including Alfred and Caroline Streets, as we systematically refurbish our underground infrastructure systems. This "themed" design included carefully selected landscaping with appropriate irrigation, branded furnishings and brick paver crosswalks and alleyways. The City of Tavares chose to allow the County to complete the basic road construction with the intent to phase in the streetscaping as funding became available.

Under the 2015-2016 Approved Budget, Tavares has approved funds ($450,000) to complete the Caroline Street Streetscaping. This was to include engineering oversight, landscaping, irrigation, brick paved crosswalks, accents and themed furniture. Phase Two, Alfred Street, has been suggested as a priority for next year.

Only two bids were submitted for the Caroline Street work and both were significantly over budget. It was noted however that in both bids, the brick paving of the intersections accounted for over half the cost.

On the advice of our landscape consultant, it was decided to rebid the project for both Alfred and Caroline Street, excluding the brick paving.

The City advertised for submission packages for Bid No. 2016-00016, Caroline/Alfred Street Landscaping. The City received three bids for the project:

1. Down to Earth Landscaping, LLC $411,252.48
2. Earthscapes Unlimited, Inc $419, 840.26
3. Santa Cruz Construction $729,032.49

The three bids were opened and read on August 4, 2016 at the City Council Chambers for the City of Tavares. The submission packages were forwarded to our Landscape Architect for review and recommendation.

After review, it is the recommendation of Michael Pape & Associates, our Landscape Consultant, to award the contract in the amount of four hundred eleven thousand, two hundred and fifty two dollars and forty eight cents ($411,252.48) to Down to Earth Landscaping, LLC for the landscaping and irrigation of Alfred and Caroline Streets.

OPTIONS:

1. That City Council moves to accept and award a contract in the amount of four hundred eleven thousand, two hundred and fifty two dollars and forty eight cents ($411,252.48) to Down to Earth Landscaping, LLC for the landscaping and irrigation of Alfred and Caroline Streets.
2. That City Council does accept or award the contract.

STAFF RECOMMENDATION:

That City Council moves to accept and award a contract in the amount of four hundred eleven thousand, two hundred and fifty two dollars and forty eight cents ($411,252.48) to Down to Earth Landscaping, LLC for the landscaping and irrigation of Alfred and Caroline Streets.

FISCAL IMPACT:

Total cost for this project is $473.252.48.

- $411,252.48 for construction
- $62,000 for consulting fees (*design, bid, construction management)*

$450,000 has been allocated in the current year's budget (FY16) for this project (*debt proceeds*).
$23,252 is available in various accounts in the Community Development Budget due to staff vacancies.

LEGAL SUFFICIENCY;

This contract has been reviewed by our City Attorney and approved for legal sufficiency.

America's Seaplane City™

CITY OF TAVARES
MINUTES OF BID OPENING
August 4, 2016
Caroline Street Landscaping (Re-Bid)
BID NO. 2016-0016

TAVARES CITY HALL

PRESENT

John Rumble, Purchasing Manager
Kay Mayes, Admin Assistant, Finance

Mr. Rumble noted today's date as Thursday, August 4, 2016. This is the opening of submission packages received in response to Bid No. 2016-00016, Caroline Street Landscaping (Re-Bid). There were three proposals received:

Earthscapes Unlimited, Inc. 500 E. Gulf to Atlantic Highway Wildwood, FL 34785	$419,840.26
Down to Earth Landscape, LLC. P.O. Box 738 Tangerine, FL 32777	$411,252.48
Santa Cruz Construction, Inc. 4205 N. Courtenay Parkway Merritt Island, FL 32953	$729,032.49

Mr. Rumble noted the submission packages would be forwarded to the engineer for review and recommendation to council.

Respectfully submitted,

Kay Mayes

Kay Mayes
Admin Assistant, Finance

2016-0016

INVITATION TO BID

201 East Main St.
Tavares, Florida 32778
(352) 742-6400
Fax (352) 742-6351
Website: http://www.tavares.org

Bid No.: **2016-0016**

Bids Due: **Thursday August 4th**
2:00 PM

Bidder's Name & Address:
Down To Earth Landscape, LLC.
27185 County Road 448A
Mount Dora, FL 32757

FOR: CITY OF TAVARES BID NUMBER 2016-0016

Alfred and Caroline Street Landscaping

Bids are due in the City Hall by 2:00 pm on Thursday August 4th. Proposals will be opened and publicly read aloud at the City Council Chambers, City of Tavares, 201 East Main St, Tavares, Florida at **2:05 pm**, on **the same date**. Proposals must be SUBMITTED ON THE FORM FURNISHED BY THE CITY and in accordance with specifications and list of quantities desired.

This completed form must appear as the top sheet for all bids submitted. A Bid Bond is **required** and may be in the form of a Bond, Cashier's Check or Certified Check.

Amount of Bid Bond five percent (5%) of total bid	$ 20,562.62
Total Amount of Bid or Base Bid (including P&P Bond Cost)	$ 411,252.48

All Items Bid?	Yes	X	No	___
Bidder's Certifications?	Yes	X	No	___
Addendum Acknowledgement?	Yes	X	No	___
Signature Form?	Yes	X	No	___
Subcontractor Listing?	Yes	X	No	___
Material Suppliers or Manufacturers?	Yes	X	No	___
Schedule of Bid Items?	Yes	X	No	___
Statement of Experience?	Yes	X	No	___
References?	Yes	X	No	___
Bid Bond?	Yes	X	No	___

Trench Safety Affidavit?	Yes	X	No	___
Certificate as to Corporate Principal?	Yes	X	No	___
Affidavit of Non-Collusion?	Yes	X	No	___
Affidavit on Public Entity Crimes?	Yes	X	No	___

It is the intent and purpose of the City of Tavares that this Invitation to Bid promotes competitive bidding. It shall be the bidder's responsibility to advise the Purchasing Department at the address noted in the Special Conditions, if any language, requirements, etc., or any combination thereof, inadvertently restricts or limits the requirements stated in this Invitation to Bid to a single source. Such notification must be submitted in writing and must be received by the Purchasing Department not later than ten (10) days prior to the bid opening date.

Please Make This the First Sheet of your Submittal

2016-0016

SCHEDULE OF BID ITEMS

For the **City of Tavares Bid Number 2016-0016**
Accordingly, the Bidder proposes to furnish all materials, equipment, services, and labor for the completion of the project listed above in full accordance with the Contract Documents, for the following Unit Price Sum Amount of money:

TOTAL UNIT PRICE BID AMOUNT INCLUDING PERFORMANCE AND PAYMENT BOND COST (*written in words*):

FOUR HUNDRED ELEVEN THOUSAND, TWO HUNDRED FIFTY TWO DOLLARS, AND FORTY EIGHT CENTS

PROJECT SUBSTANTIAL COMPLETION TIME: 78 **calendar days**
PROJECT FINAL COMPLETION TIME: 90 **calendar days**

Bidder: Down To Earth Landscape, LLC.

By: [signature]

Name: Michael Mosler II

Title: Director

Date: 8/4/2016

PLEASE MAKE THIS THE SECOND PAGE OF YOUR SUBMITTAL

Commented [M2]: Conflicts with same statement provided on Page #2.

PLEASE MAKE THIS THE 3rd Page of your Submittal

MPA

M I C H A E L P A P E & A S S O C I A T E S , P A

L A N D P L A N N I N G • S I T E D E S I G N • L A N D S C A P E A R C H I T E C T U R E

REVISED BID FORM

CAROLINE & ALFRED STREETS - STREETSCAPE IMPROVEMENTS
TAVARES, FLORIDA
MPA #4042

BIDDER: Down To Earth Landscape, LLC.

BID FORM NOTES:

1. **See plan for landscaping unit specifications.**
2. Bid prices shall include all required equipment, material, labor, and other costs as necessary to perform the contract work in accordance with the plans and specifications
3. **Unit prices are required where noted.** Incomplete bids may not be acceptable. Where required, mulch, sod, and other quantities shall be bid as lump sum, based on the amount needed for the areas indicated to achieve the design intent of the plans. Associated unit prices may be used for changes in the extent of work.

CAROLINE STREET

ITEM	QTY	UNIT	UNIT COST	ITEM TOTAL
A. Site Preparation for Landscaping:	1	-LS-		$ 8,997.45
Herbiciding, removal of existing grass and soil, including hauling and disposal, to establish proper grades (Refer to Specs, Section 2.2B, Part3, Item H)				
Addition of Planting Mix/Peat: (Refer to Specs, Section 2.2B, Part3, Item H)	181 *	cy	$ 28.50	$ 5,158.50
Root Barrier	385 *	lf	$ 12.00	$ 4,620.00
Site Preparation Subtotal:				$ 18,775.95 st

*(Bidder shall insert quantity).

B. Hardscape:				
Bench Pads	3	ea	$ 1,016.55	$ 3,049.65
Misc. Concrete	1	-LS-		$ 504.00
Hardscape Subtotal:				$ 3,553.65 st

2351 S.E. 17th Street
Ocala, Florida 34471

(352) 351-3500
Fax: (352) 351-5894
email: mail@mpala.net

C. Irrigation:	1	-LS-		$ 72,463.03	st
D. Landscaping:					
Lily-of-the-Nile	207	ea	$ 4.50	$ 931.50	
African Iris, white	35	ea	$ 10.00	$ 350.00	
Bottle Brush, Standard	24	ea	$ 395.00	$ 9,480.00	
Crape Myrtle, lavender	11	ea	$ 195.00	$ 2,145.00	
Crape Myrtle, small Tonto	4	ea	$ 295.00	$ 1,180.00	
Crape Myrtle, small	11	ea	$ 195.00	$ 2,145.00	
Dwarf Confederate Jasmine	2163	ea	$ 4.00	$ 8,652.00	
Dwarf Yaupon Holly	802	ea	$ 9.25	$ 7,418.50	
Emerald Goddess Liriope	2457	ea	$ 4.50	$ 11,056.50	
Ligustrum, tree-type	3	ea	$ 750.00	$ 2,250.00	
Parson's Juniper	379	ea	$ 9.25	$ 3,505.75	
Shumard Oak	2	ea	$ 700.00	$ 1,400.00	
Live Oak	5	ea	$ 700.00	$ 3,500.00	
Live Oak, large	1	ea	$ 2,750.00	$ 2,750.00	
Indian Hawthorn, white	550	ea	$ 9.25	$ 5,087.50	
Society Garlic	793	ea	$ 4.00	$ 3,172.00	
Coontie	41	ea	$ 15.00	$ 615.00	
Argentine Bahia	7,200 *	sf	$ 0.25	$ 1,800.00	
St. Augustine 'Floratam'	4,000 *	sf	$ 0.35	$ 1,400.00	
Pine Bark Nuggets **Landscaping**	270 *	yd	$ 40.00	$ 10,800.00	
Subtotal:				$ 79,638.75	st
E. Maintenance of Traffic:	1	-LS-		$ 7,894.29	st
F. Payment & Performance Bond:	1	-LS-	Rate 5 %	$ 4,140.00	st

*(Bidder shall insert quantity).

CAROLINE STREET SUBTOTAL: $ 186,465.67 st

2351 S.E. 17th Street
Ocala, Florida 34471

(352) 351-3500
Fax: (352) 351-5894
email: mail@mpala.net

ALFRED STREET

ITEM	QTY	UNIT	UNIT COST	ITEM TOTAL
A. Site Preparation for Landscaping:	1	-LS-		$ 9,363.42
Herbiciding, removal of existing grass and soil, including hauling and disposal, to establish proper grades (Refer to Specs, Section 2.2B, Part3, Item H)				
Addition of Planting Mix/Peat: (Refer to Specs, Section 2.2B, Part3, Item H)	216 *	cy	$ 28.50	$ 6,156.00
Root Barrier	540 *	lf	$ 12.00	$ 6,480.00
Site Preparation Subtotal:				**$ 21,999.42 st**
B. Hardscape:				
Bench Pads	6	ea	$ 1,016.55	$ 6,099.30
Misc. Concrete	1	-LS-		$ 3,564.00
Hardscape Subtotal:				**$ 9,663.30 st**
*(Bidder shall insert quantity).				
C. Irrigation:	1	-LS-		**$ 63,964.80 st**
D. Landscaping:				
Lily-of-the-Nile	435	ea	$ 4.50	$ 1,957.50
African Iris, white	35	ea	$ 10.00	$ 350.00
Bottle Brush, Standard	24	ea	$ 395.00	$ 9,480.00
Crape Myrtle, lavender	16	ea	$ 195.00	$ 3,120.00
Crape Myrtle, Small Tonto	41	ea	$ 295.00	$ 12,095.00
Crape Myrtle, white	20	ea	$ 195.00	$ 3,900.00
Dwarf Confederate Jasmine	2021	ea	$ 4.00	$ 8,084.00
Dwarf Yaupon Holly	692	ea	$ 9.25	$ 6,401.00
Emerald Goddess Liriope	1603	ea	$ 4.50	$ 7,213.50
Ligustrum	77	ea	$ 29.00	$ 2,233.00
Ligustrum, tree-type	12	ea	$ 750.00	$ 9,000.00
Parson's Juniper	796	ea	$ 9.25	$ 7,363.00
Shumard Oak	5	ea	$ 700.00	$ 3,500.00
Live Oak	15	ea	$ 700.00	$ 10,500.00

2351 S.E. 17th Street
Ocala, Florida 34471

(352) 351-3500
Fax: (352) 351-5894
email: mail@mpala.net

Live Oak, large	1	ea	$ 2,750.00	$ 2,750.00	
Indian Hawthorn, white	616	ea	$ 9.25	$ 5,698.00	
Society Garlic	1205	ea	$ 4.00	$ 4,820.00	
Coontie	308	ea	$ 15.00	$ 4,620.00	
Argentine Bahia	7,200 *	sf	$ 0.25	$ 1,800.00	
St. Augustine 'Floratam'	0 *	sf	$ 0.35	$ 0.00	
Pine Bark Nuggets	306 *	yd	$ 40.00	$ 12,240.00	
Landscaping Subtotal:				**$ 117,125.00**	**st**
E. Maintenance of Traffic:	1	-LS-		**$ 7,894.29**	**st**
F. Payment & Performance Bond:	1	-LS-	Rate 5 %	**$ 4,140.00**	**st**

*(Bidder shall insert quantity).

ALFRED STREET SUBTOTAL: **$ 224,786.81 st**

JOB TOTAL, CAROLINE & ALFRED STREETS **$ 411,252.48**

Alternates: (See landscape plans for sizes)

Crape Myrtle 'Centennial Spirit'	ea	$ 550.00
Crape Myrtle 'Pink Velour'	ea	$ 550.00
Live Oak - 6" cal (QVM)	ea	$ 1,200.00
Canary Island Date Palm (CIDP)	ea	$ 7,500.00
Wild Date Palm (WDP)	ea	$ 5,600.00

BIDDER: Down To Earth Landscape, LLC.

SIGNATURE: DATE: 8/4/2016

ADDRESS: 27185 County Road 448A Mount Dora, FL 32757 PHONE: 352-385-7227

PLEASE MAKE THIS THE 3rd Page of your Submittal

Down To Earth Inc.
PO Box 738
Tangerine, Fl 32777

Landscape and Irrigation Contractors

Estimate

Date	Estimate #
8/4/2016	4549

Customer

CITY OF TAVARES
JOHN RUMBLE
201 EAST MAIN STREET
PO BOX 1068
TAVARES, FLORIDA 32778

Project
CAROLINE STREET LANDS...

Description	Qty	Rate	Total
CITY OF TAVARES - ALFRED AND CAROLINE STREET LANDSCAPING - BID # 2016-0016 / JR			
WE HEREBY PROPOSE TO PROVIDE ALL LABOR, MATERIALS AND EQUIPMENT NECESSARY TO COMPLETE THE FOLLOWING WORK AS PER PLANS AND SPECIFICATIONS.			
INSTALLATION OF THE FOLLOWING:			
CAROLINE STREET			
A - *SITE PREPARATION*			
SITE PREPARATION FOR LANDSCAPING (INCLUDES HERBICIDING, REMOVAL OF EXISTING GRASS AND SOIL, HAULING AND DISPOSAL, ENSURE PROPER GRADES)	1	8,997.45	8,997.45
SOIL AMENDMENTS PER CUBIC YARD (ADDITION OF PLANTING MIX/PEAT PER SPECIFICATIONS) (INCLUDES ADDITIONAL EXCAVATION OF EXISTING SOIL, HAULING AND DISPOSAL. REFER TO SPECS, SECTION 2.2B, PART 3, ITEM H)	181	28.50	5,158.50
ROOT BARRIER ($12.00 PER LF)	385	12.00	4,620.00
SITE PREPARATION SUB TOTAL			18,775.95
B - *HARDSCAPE*			
BENCH SLAB	3	1,016.55	3,049.65
MISC. CONCRETE	1	504.00	504.00
HARDSCAPE SUB TOTAL			3,553.65
C - *IRRIGATION SYSTEM INSTALLATION*			
IRRIGATION SYSTEM	1	72,463.03	72,463.03
IRRIGATION SUB TOTAL			72,463.03
D - *LANDSCAPING*			
AGAPANTHUS "LILY OF THE NILE" 1 GALLON	207	4.50	931.50
AFRICAN IRIS WHITE 3 GALLON	35	10.00	350.00
BOTTLE BRUSH STD 10'	24	395.00	9,480.00
CRAPE MYRTLE "MUSKOGEE" 30 GALLON MULTI TRUNK, 10' MIN HEIGHT X 5-6' SPREAD, 6'CT	11	195.00	2,145.00
CRAPE MYRTLE "TONTO" 30 GALLON MULTI TRUNK, 9' MIN HEIGHT X 4-5' SPREAD, 5' CT	4	295.00	1,180.00
CRAPE MYRTLE "NATCHEZ" 30 GALLON MULTI TRUNK, 10' MIN HEIGHT X 5-6' SPREAD, 6'CT	11	195.00	2,145.00
DWARF CONFEDERATE JASMINE 1 GALLON	2,163	4.00	8,652.00
DWARF YAUPON HOLLY 3 GALLON	802	9.25	7,418.50
EMERALD GODDESS LIRIOPE 1 GALLON	2,457	4.50	11,056.50
LIGUSTRUM 10 X 10	3	750.00	2,250.00
	Total		

Down To Earth Inc.
PO Box 738
Tangerine, Fl 32777

Landscape and Irrigation Contractors

Estimate

Date	Estimate #
8/4/2016	4549

Customer

CITY OF TAVARES
JOHN RUMBLE
201 EAST MAIN STREET
PO BOX 1068
TAVARES, FLORIDA 32778

Project
CAROLINE STREET LANDS...

Description	Qty	Rate	Total
JUNIPER PARSONII 3 GALLON	379	9.25	3,505.75
SHUMARD OAK 4" CALIPER	2	700.00	1,400.00
LIVE OAK 4" CALIPER	5	700.00	3,500.00
LIVE OAK 8" CALIPER	1	2,750.00	2,750.00
INDIAN HAWTHORN, WHITE 3 GALLON	550	9.25	5,087.50
SOCIETY GARLIC 1 GALLON	793	4.00	3,172.00
COONTIE 3 GALLON	41	15.00	615.00
ARGENTINE BAHIA SOD PER SQUARE FEET	7,200	0.25	1,800.00
ST. AUGUSTINE SOD PER SQUARE FEET	4,000	0.35	1,400.00
PINE BARK MULCH PER CY	270	40.00	10,800.00
LANDSCAPING SUB TOTAL			79,638.75
E - *MAINTENANCE OF TRAFFIC*			
MISC SERVICES (MOT)	1	7,894.29	7,894.29
SUB TOTAL			7,894.29
F - *PAYMENT AND PERFORMANCE BOND*			
BOND %	1	4,140.00	4,140.00
	Total		$186,465.67

Down To Earth Inc.
PO Box 738
Tangerine, Fl 32777

Landscape and Irrigation Contractors

Estimate

Date	Estimate #
8/4/2016	4550

Customer

CITY OF TAVARES
JOHN RUMBLE
201 EAST MAIN STREET
PO BOX 1068
TAVARES, FLORIDA 32778

Project
CAROLINE STREET LANDS...

Description	Qty	Rate	Total
CITY OF TAVARES - ALFRED AND CAROLINE STREET LANDSCAPING - BID # 2016-0016 / JR			
WE HEREBY PROPOSE TO PROVIDE ALL LABOR, MATERIALS AND EQUIPMENT NECESSARY TO COMPLETE THE FOLLOWING WORK AS PER PLANS AND SPECIFICATIONS.			
INSTALLATION OF THE FOLLOWING:			
ALFRED STREET			
A - *SITE PREPARATION*			
SITE PREPARATION FOR LANDSCAPING (INCLUDES HERBICIDING, REMOVAL OF EXISTING GRASS AND SOIL, HAULING AND DISPOSAL, ENSURE PROPER GRADES)	1	9,363.42	9,363.42
SOIL AMENDMENTS PER CUBIC YARD (ADDITION OF PLANTING MIX/PEAT PER SPECIFICATIONS) (INCLUDES ADDITIONAL EXCAVATION OF EXISTING SOIL, HAULING AND DISPOSAL. REFER TO SPECS, SECTION 2.2B, PART 3, ITEM H)	216	28.50	6,156.00
ROOT BARRIER ($12.00 PER LF)	540	12.00	6,480.00
SITE PREPARATION SUB TOTAL			21,999.42
B - *HARDSCAPE*			
BENCH SLAB	6	1,016.55	6,099.30
MISC. CONCRETE	1	3,564.00	3,564.00
HARDSCAPE SUB TOTAL			9,663.30
C - *IRRIGATION SYSTEM INSTALLATION*			
IRRIGATION SYSTEM	1	63,964.80	63,964.80
IRRIGATION SUB TOTAL			63,964.80
D - *LANDSCAPING*			
AGAPANTHUS "LILY OF THE NILE" 1 GALLON	435	4.50	1,957.50
AFRICAN IRIS WHITE 3 GALLON	35	10.00	350.00
BOTTLE BRUSH STD 10'	24	395.00	9,480.00
CRAPE MYRTLE "MUSKOGEE" 30 GALLON MULTI TRUNK, 10' MIN HEIGHT X 5-6' SPREAD, 6'CT	16	195.00	3,120.00
CRAPE MYRTLE "TONTO" 30 GALLON MULTI , 9' MIN HEIGHT X 4-5' SPREAD, 5' CT	41	295.00	12,095.00
CRAPE MYRTLE "NATCHEZ" 30 GALLON MULTI TRUNK, 10' MIN HEIGHT X 5-6' SPREAD, 6'CT	20	195.00	3,900.00
DWARF CONFEDERATE JASMINE 1 GALLON	2,021	4.00	8,084.00
DWARF YAUPON HOLLY 3 GALLON	692	9.25	6,401.00
EMERALD GODDESS LIRIOPE 1 GALLON	1,603	4.50	7,213.50
LIGUSTRUM JAPONICUM 7 GALLON	77	29.00	2,233.00
	Total		

Down To Earth Inc.
PO Box 738
Tangerine, Fl 32777

Landscape and Irrigation Contractors

Estimate

Date	Estimate #
8/4/2016	4550

Customer

CITY OF TAVARES
JOHN RUMBLE
201 EAST MAIN STREET
PO BOX 1068
TAVARES, FLORIDA 32778

Project
CAROLINE STREET LANDS...

Description	Qty	Rate	Total
LIGUSTRUM TREE TYPE 10 X 10	12	750.00	9,000.00
JUNIPER PARSONII 3 GALLON	796	9.25	7,363.00
SHUMARD OAK 4" CALIPER	5	700.00	3,500.00
LIVE OAK 4" CALIPER	15	700.00	10,500.00
LIVE OAK 8" CALIPER	1	2,750.00	2,750.00
INDIAN HAWTHORN, WHITE 3 GALLON	616	9.25	5,698.00
SOCIETY GARLIC 1 GALLON	1,205	4.00	4,820.00
COONTIE 3 GALLON	308	15.00	4,620.00
ARGENTINE BAHIA SOD PER SQUARE FEET	7,200	0.25	1,800.00
ST. AUGUSTINE SOD PER SQUARE FEET	0	0.35	0.00
PINE BARK MULCH PER CY	306	40.00	12,240.00
LANDSCAPING SUB TOTAL			117,125.00
E - *MAINTENANCE OF TRAFFIC*			
MISC SERVICES (MOT)	1	7,894.29	7,894.29
SUB TOTAL			7,894.29
F - *PAYMENT AND PERFORMANCE BOND*			
BOND %	1	4,140.00	4,140.00
	Total		$224,786.81

AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: August 17, 2016

AGENDA TAB NO. 6
SUBJECT TITLE: Agreement with BESH for Planning and Design of Water & Wastewater on Old 441 Rd. from David Walker to Merry Rd.

OBJECTIVE: To consider approval of an agreement for the Planning, Design, Permitting, Bidding and Construction Administration of Water & Wastewater on Old 441Rd. from David Walker to Merry Rd. with Booth Ern Straughan & Hiott Engineering in the amount of $47,190.00.

SUMMARY:

The City created a vision for enabling the future growth of businesses, medical facilities, and residential developments in Tavares. The goal of the Utility Department is to meet and support that plan by providing appropriate levels of water, wastewater, reclaimed water, and stormwater infrastructure, which will enhance and sustain the growth and development of the community.

The City is experiencing growth in the Utility service area for the Old 441 corridor from David Walker Blvd. to Bay St. The first area that needs attention is from David Walker to Merry Rd. This area is part of the new ISBA interlocal agreement with the Lake County Government. Presently the City has to design and install a new water Main to provide fire flow protection along Old 441 to complete the water service to the back side of Shanti Nikitan. The Verandah parcel of land that will be breaking ground in the near future. There are commercial and residential properties, as well as, vacant lots along the roadway.

In order to better provide the necessary and appropriate sized infrastructure for this expanding area, a planning tool, along with a set of design documents will be developed. This will provide the necessary information to maintain capacity requirements for both the water and the wastewater systems. This work is typical and necessary to keep the City's utilities operational and support the additional growth the City is currently experiencing. The work allows the City to continue to provide an appropriate level of utility support to existing as well as new customers.

Staff has negotiated a contract with BES&H that is consistent with the lower end of industry standards for percentage of overall project cost.

OPTIONS:

1. Approve this Work Authorization for the Planning, Design, Permitting, and Construction Administration of Old 441 from David Walker to Merry Rd in the amount of $47,190.00

2. Do Not Approve this Work Authorization for the Planning, Design, Permitting, and Construction Administration of Old 441 from David Walker to Merry Rd in the amount of $47,190.00

STAFF RECOMMENDATION:

1. Approve this Work Authorization for the Planning, Design, Permitting, and Construction Administration of Old 441 from David Walker to Merry Rd in the amount of $47,190.00

FISCAL IMPACT:

$130,000 is budgeted and available in Account #441-3301-533-6425 for this project.

$15,000 is budgeted and available in Account #441-3501-535-6425 for this project.

LEGAL SUFFICIENCY:

This summary meets Legally Sufficiency.

BOOTH ERN STRAUGHAN HIOTT

VIA E-MAIL
bhayes@tavares.org

July 22, 2016

Brad Hayes
Utility Director
CITY OF TAVARES
201 East Main Street
Tavares, Florida 32778

RE: **PROPOSAL/AGREEMENT FOR OLD 441 EXTENSION PROJECT**

Dear Mr. Hayes:

Enclosed please find Booth, Ern, Straughan & Hiott, Inc.'s proposal for civil engineering necessary to complete the above-referenced project, as requested. Our proposal includes survey, design, permitting, bidding and construction management. We look forward to working with you on this project!

Should you have any questions with regards to this matter, please feel free to contact our office.

Sincerely,

BOOTH, ERN, STRAUGHAN & HIOTT, INC.

Robert A. Ern, Jr., P.E.
Principal
rern@besandh.com

RAE\ml

Enclosure

ENGINEERS ♦ SURVEYORS ♦ LAND PLANNERS
350 North Sinclair Avenue ♦ Tavares, Florida 32778
Phone: 352.343.8481 ♦ Fax: 352.343.8495
E-Mail: Info@besandh.com ♦ www.besandh.com

ENGINEERING PROPOSAL/AGREEMENT

FOR

CITY OF TAVARES
OLD 441 UTILITY EXTENSION PROJECT

ENGINEERS:
BOOTH, ERN, STRAUGHAN & HIOTT, INC.
Robert A. Ern, Jr., P.E.
902 North Sinclair Avenue
Tavares, Florida 32778
(352) 343-8481 - Phone
(352) 343-8495 - Fax

CLIENT:
CITY OF TAVARES
Brad Hayes, Utility Director
201 East Main Street
Tavares, Florida 32778
(352) 742-6485 - Phone
(352) 742-6351 - Fax

PROPOSAL/AGREEMENT

Scope: Booth, Ern, Straughan & Hiott, Inc., is pleased to submit this proposal for the design of the Old 441 Utility Extension Project. The scope of the project includes the design and permitting of approximately 2100 LF of 8" gravity sewer along David Walker Road and Old 441, from the existing lift station located on David Walker Road just south of Bexley Drive, and extending south on David Walker Road and then east on Old 441 to Merry Road. The project will also include an extension of a 10" waterline along Old 441, from the intersection of David Walker Road east to Merry Road. Also included are utility locating services, surveying services, bidding assistance and construction administration. Permitting will include both FDEP and Lake County r/w permitting, as well as completing the required FDEP certification of completion. The scope of work is as follows:

TASK I UNDERGROUND UTILITY LOCATES

BESH shall utilize the services of Precise Locating Services to obtain the locations of existing below-grade utilities along the proposed corridor within the r/w. Information obtained by this Task shall be utilized during the route survey portion of the project.

FEE: $7,750.00

TASK II ROUTE SURVEY

BESH shall conduct a route survey from the existing lift station along only the eastern portion of the roadway r/w of David Walker Road, south to Old 441. The survey shall then continue east along Old 441, from r/w to r/w, to the termination point at the intersection of Merry Road. The survey shall attempt to locate all above ground and below grade utilities and improvements along the route.

FEE: $12,190.00

TASK III GRAVITY SEWER LINE AND WATERLINE DESIGN AND PERMITTING

Prepare detailed design drawings for the construction of the proposed waterline and gravity sewer line, as outlined above. The water distribution system and gravity sewer system shall meet FDEP and City of Tavares Land Development Regulations. The scope of these services shall include the following:

1. Prepare detailed design drawings for +/- 2,100 linear feet of 8" gravity sewer line, and +/- 1,350 linear feet of 10" waterline.

2. Prepare the FDEP water supply system permit application
3. Prepare the Lake County R/W Utilization permit applications

FEE: $13,200.00

TASK IV CONSTRUCTION BID DOCUMENTS

Services to include preparation of construction contract bid documents and specifications. Booth, Ern, Straughan & Hiott, Inc., shall coordinate with all qualified bidders during bid processes and prepare final bid evaluations with recommendations to client. Booth, Ern, Straughan & Hiott, Inc., shall also prepare final contract documents between Owner and Contractor.

FEE: $3,750.00

TASK V PROJECT ADMINISTRATION

The scope of services shall include administrative services necessary to coordinate all aspects of the project through the planning, design and permitting phase. These services shall include project scheduling with all regulatory agencies and public utility companies during the design and permitting phase of the project.

FEE: $2,500.00

TASK VI CONSTRUCTION ADMINISTRATION SERVICES

Booth, Ern, Straughan & Hiott, Inc., will advise and consult with Owner and act as its representative during construction. Booth, Ern, Straughan & Hiott, Inc., will make periodic visits to the site to observe the progress and quality of the executed site work and to determine in general if the work is proceeding in accordance with the construction drawings. Booth, Ern, Straughan & Hiott, Inc., will review and approve shop drawings, results of tests and inspections and other data that the contractor is required to submit.

Based upon the on-site observations and field survey as-builts to be provided by Contractor, Booth, Ern, Straughan & Hiott, Inc., shall prepare and submit certifications of completions to the following State and local agencies as required:

1. City of Tavares.
2. Florida Department of Environmental Protection.
3. Lake County Public Works

Fee: $7,800.00

SUMMARY FEE SCHEDULE

TASK I	$ 7,750.00
TASK II	$ 12,190.00
TASK III	$ 13,200.00
TASK IV	$ 3,750.00
TASK V	$ 2,500.00
TASK VI	$ 7,800.00
TOTAL	**$ 47,190.00**

Project Scope does not include:

THIS PROPOSAL DOES NOT INCLUDE THE FOLLOWING ITEMS:

1. Environmental Assessments
2. Geotechnical Investigations
3. Sketch and Descriptions for Easements
4. NPDES Permitting
5. Advance of permit fees, impact fees, title search fees, recording or advertising fees
6. Reimbursables to be billed based upon direct expense incurred by Booth, Ern, Straughan & Hiott, Inc., blueprints, copies, mylars, reproductions, postage, etc.

HOURLY RATE SCHEDULE
(2016)

Professional Services shall be charged at the following rate schedule:

ENGINEERING

PROFESSIONAL ENGINEER (PRINCIPAL)	$160.00/HOUR
PROFESSIONAL ENGINEER	$135.00/HOUR
PROJECT ENGINEER	$115.00/HOUR
ENGINEER TECHNICIAN I	$100.00/HOUR
ENGINEER TECHNICIAN II	$80.00/HOUR
BUILDING INSPECTOR	$65.00/HOUR
CONSTRUCTION ENGINEER	$90.00/HOUR
EXPERT TESTIMONY PROFESSIONAL ENGINEER	$300.00/HOUR

SURVEYING

PROFESSIONAL SURVEYOR (PRINCIPAL)	$160.00/HOUR
PROFESSIONAL SURVEYOR	$115.00/HOUR
3 MAN FIELD CREW	$150.00/HOUR
2 MAN FIELD CREW	$130.00/HOUR
SURVEY TECHNICIAN I	$100.00/HOUR
SURVEY TECHNICIAN II	$80.00/HOUR
SURVEY TECHNICIAN III	$35.00/HOUR
TITLE RESEARCHER	$115.00/HOUR
EXPERT TESTIMONY PROFESSIONAL SURVEYOR	$300.00/HOUR

All printing for this project shall be billed out at the following rate schedule, plus sales tax:
(Outside Copying Services will be billed at cost)

Engineering Bond Copies

Black & White
11 x 17.....$1.25
24 x 36.....$2.50

Color Copies
11 x 17.....$2.00
24 x 36.....$6.00

Black & White Copies
8 ½ x 11.....$0.10
8 ½ x 14.....$0.10
11 x 17.....$0.20

Color Copies
8 ½ x 11.....$0.25
8 ½ x 14.....$0.25
11 x 17.....$0.45

Other Printing Services
24 x 36 Mylar.....$12.00
24 x 36 Photo Paper, Color..... $36.00
24 x 36 Foam Board.....$30.00

Other Services
Fax/Scan.....$0.05/Page
Postage (Fed-Ex, Certified Mail, Etc)...@ cost
Concrete Monuments..... $11.00
Rebar..... $2.00
Mileage (T/M Projects Only)..... $0.59

TERMS AND CONDITIONS

I. GENERAL CONDITIONS

A. AGREEMENT:

These terms and conditions are attached to and made part of the proposal for services (the "Proposal for Services") by which Booth, Ern, Straughan & Hiott, Inc. ("BESH") has agreed to perform certain professional engineering and/or surveying services for and on behalf of City of Tavares ("Client"). The Proposal for Services, these terms and conditions, the hourly rate schedule, and the executed authorization to proceed attached to these terms and conditions shall constitute a contract (hereinafter referred to as the "Agreement") for the provision of services by BESH to and on behalf of Client.

B. TERMINATION:

This Agreement may be terminated by either party by furnishing written notice to the other party at least thirty (30) days prior to the effective date of termination. In the event that this Agreement is terminated by either party, Client shall pay BESH for all services performed and expenses incurred through the date of termination.

C. DOCUMENTS:

ENGINEERING DOCUMENTS

All original drawings, computations, details, design calculations, and electronic media that result from engineering services performed by BESH pursuant to this Agreement are and at all times shall remain the property of BESH. Signed and sealed construction plans, pdf files and AutoCad files will be issued to the Client as needed for permitting, bidding and construction. In doing so, Client agrees that no additions, deletions, changes or revisions shall be made to any of said documents without the express written approval of BESH. If payment for services is not received in accordance with Section II.(C)(Payment) of this Agreement, BESH reserves the right not to release any documents until payment is made current.

SURVEYING DOCUMENTS

All original drawings, computations, details, design calculations, field notes, and electronic media that result from surveying services performed by BESH pursuant to this Agreement are and at all times shall remain the property of BESH. Signed and sealed surveys may be obtained for a period of time up to ninety (90) days after issuance of the survey, and certifications may be revised during that same period of time for a fee of $50.00 for each revision. Upon payment in full for services completed, and within the same period of ninety (90) days, Client, at Client's expense, may obtain copies of any documents or reproducible copies of drawings. In doing so, Client agrees that no additions, deletions, changes or revisions shall be made to any of said documents without the express written approval of BESH. After ninety (90) days and within one hundred eighty (180) days following issuance of the survey, BESH will revise certifications and will visually inspect the subject property for the purpose of reissuing a signed and sealed survey, charging its then-current hourly rates for performing said services and reissuing the survey.

INIT.

D. FEE RENEGOTIATION:

The Proposal for Services describes the specific services to be performed and tasks to be undertaken by BESH for and on behalf of Client, and states the fee (the contract price) for each service and task. Except as otherwise provided in this Agreement, the contract prices quoted in the Proposal for Services shall remain in effect for a period of two (2) years from the date of execution of this Agreement. After the expiration of two (2) years from the date hereof, the contract prices stated in the Proposal for Services shall by renegotiated between BESH and Client with respect to all services and tasks that have not been completed by that date. The hourly rates set forth in the hourly rate schedule that is part of this Agreement shall apply to all **additional services** requested by Client outside the scope of the services and tasks described in the Proposal for Services. Said hourly rates are applicable through December 31st of the year in which this Agreement was executed, and are subject to renegotiation on January 1 of each year thereafter.

E. REGULATORY REQUIREMENTS:

The contract prices and hourly rates set forth in this Agreement have been quoted based on all federal, state and local regulations in effect as of the date that the authorization to proceed work is signed by the latter of BESH and Client. If any of said regulations change during the permitting and design phase of this project, BESH reserves the right to increase fees for services that may be affected by regulatory changes upon written notice to the Client.

F. PERMIT ACQUISITION

BESH cannot guarantee the acquisition of any or all of the permits and/or approvals that shall be required for Client's project. BESH agrees that it shall exercise its best efforts try to obtain all of the necessary permits and/or approvals. Nevertheless, Client shall be responsible for payment of all consulting fees due BESH regardless of agency/governmental actions, including without limitation the failure of one or more governmental agencies to give the necessary approval for the project.

II. COMPENSATION

A. ADDITIONAL SERVICES:

BESH shall be fully compensated by Client for all additional services performed by BESH, including, without limitation, the following:

1. Changes made at Client's request to the scope of services defined in this Agreement.

2. Revisions made necessary as a result of changes to local, state or federal governmental requirements after the date of this Agreement.

3. Redesign per Client after preliminary design has been submitted to the relevant approving agency.

   Client must sign a separate authorization to proceed form (a "Change Order') for each change in scope of services requested by Client before BESH is obligated to perform the revised scope of services.

INIT.

B. OUT-OF-POCKET EXPENSES:

In addition to the fee schedule set forth in the Proposal for Services and the hourly rates to be charge for all additional services performed by BESH, BESH shall be reimbursed for all out-of-pocket expenses incurred by BESH, including, without limitation: blueprints, copies, plots, aerials, express deliveries, specialized postage, overnight courier services (such as Federal Express and UPS) and travel outside of the Central Florida area (greater than 25 miles from BESH's office located in Tavares, Florida). Printing and mileage expenses are set forth on the hourly rate schedule that is part of this Agreement. All other charges shall be billed to and paid by Client based on the actual costs incurred by BESH.

C. PAYMENT:

BESH shall submit invoices to Client on a semi-monthly (twice per month) basis. On each invoice, BESH will bill for its services in accordance with the hourly rate schedule included as part of this Agreement. The invoice also will identify the task or the tasks from the Proposal for Services on which BESH performed services during the billing period. If the Proposal for Services states a lump sum dollar figure for any particular task, the lump sum amount will represent a "not to exceed" figure for the task in question, and BESH will continue to bill by the hour for its services on that task until the "not to exceed" figure has been billed in full. Thereafter, unless the scope of services to be performed by BESH pursuant to said task has been changed and the compensation to be paid to BESH has been modified pursuant to Section II.A. of these Terms and Conditions, BESH will continue to perform its services under that task without additional charges for its services until BESH has performed all work required by that task. Client shall notify BESH in writing within ten (10) days from the date of the invoice if Client has any questions about the services performed or the charges for those services as reflected on the invoice. Client waives any and all challenges to the services performed and the charges for those services not raised within said ten (10) day timeframe. All invoices shall be due and payable in full within fourteen (14) days from the date of the invoice. All unpaid balances that remain unpaid after fourteen (14) days from the date of the invoice shall be subject to interest on the unpaid balance at the rate of 1.5% per month.

<u>All outstanding invoices</u> shall be paid in full by Client prior to plan submittal to any permitting agency, preparation of Final Plans for building purposes, Final Recording of Record Plat, and/or Final Certification of Completion to state and local agencies. BESH shall have no obligation under this Agreement to submit or prepare any of the foregoing materials unless and until Client complies with this requirement. In addition, in the event that any balance remains unpaid for at least 45 days from the date of the invoice which included the unpaid balance, BESH shall have the right to terminate any and all further work on the project until Client has paid said balance in full.

III. MISCELLANEOUS

A. FORCE MAJEURE:

BESH shall not be liable for any delays or failure in performance due to contingencies beyond BESH's reasonable control including, without limitation, acts of God, war, fire, explosion, flood, epidemic, severe weather, earthquake, rainstorm, riots, theft, accidents, strike, work stoppage, acts or regulations of a governmental entity, shortages of vehicles, fuel, power, labor or material, delays of other companies or

INIT.

contractors, or any other causes whatsoever whether similar or dissimilar to those previously enumerated. In the event of delay caused by any of the foregoing, BESH's time for performance shall be extended for such time as may be reasonably necessary to enable BESH to perform.

B. LIMITATION OF LIABILITY:

UNDER NO CIRCUMSTANCES SHALL BESH BE LIABLE FOR ANY SPECIAL, INCIDENTAL, INDIRECT OR CONSEQUENTIAL DAMAGES, INCLUDING WITHOUT LIMITATION LOST PROFITS, LIQUIDATED DAMAGES, DELAYS, LOSS OF PRODUCTIVITY, INEFFICIENCY, LOSS OF GOOD WILL, OR ANY OTHER DAMAGES WHICH ARE SPECIAL, INCIDENTAL, INDIRECT OR CONSEQUENTIAL. THE LIABILITY OF BESH TO CLIENT, FOR ANY CAUSE OR COMBINATION OF CAUSES ARISING OUT OF OR RELATED TO THIS AGREEMENT, SHALL BE LIMITED TO THE TOTAL AMOUNT OF THE COMPENSATION PAID BY CLIENT TO BESH PURSUANT TO THIS AGREEMENT.

C. ENTIRE AGREEMENT:

This Agreement constitutes the entire agreement between BESH and Client and supercedes any and all prior or contemporaneous understandings, representations and agreements, oral or written. No amendment, modification or waiver hereof will be binding on BESH unless made in writing and duly executed by an authorized representative of BESH.

D. WAIVER:

The failure of BESH to enforce any provision of this Agreement or to exercise any right accruing through the default of the Client hereunder, shall not constitute a waiver of any other rights of BESH with respect to this Agreement.

E. COSTS AND ATTORNEY'S FEES:

In the event of any litigation to enforce the terms of this Agreement, BESH shall be entitled to recover court costs and reasonable attorney's fees for all proceedings, including at the trial court level, on appeal, and in connection with bankruptcy court proceedings. In the event that BESH retains the services of an attorney to collect from Client any sums due hereunder, BESH shall be entitled to recover from Client all fees and costs incurred with said attorney, whether suit is brought or not.

INIT.

F. GOVERNING LAW; VENUE:

This Agreement shall be governed by and construed under the laws of the State of Florida. Venue for any proceeding based upon this Agreement shall lie exclusively in the state court of competent jurisdiction in Lake County, Florida.

G. SEVERABILITY:

If any provision of this Agreement is held invalid or otherwise unenforceable, the enforceability of the remaining provisions shall not be impaired thereby but rather this Agreement shall be construed as if not containing the particular invalid or unenforceable provision or provisions and the rights and obligations of the parties shall be construed and enforced accordingly.

H. STATEMENT REGARDING DESIGN PROFESSIONALS (ABSENCE OF LIABILITY).

THIS AGREEMENT HAS BEEN ENTERED INTO BETWEEN CLIENT AND BESH. CLIENT ACKNOWLEDGES AND AGREES THAT THE INDIVIDUAL EMPLOYEES AND AGENTS OF BESH, INCLUDING WITHOUT LIMITATION THE DESIGN PROFESSIONALS WHO ARE EMPLOYEES OR AGENTS OF BESH, ARE NOT PARTIES TO THIS AGREEMENT. PURSUANT TO SECTION 558.0035, FLORIDA STATUTES, THE INDIVIDUAL EMPLOYEES OR AGENTS OF BESH (INCLUDING WITHOUT LIMITATION ALL ENGINEERS, SURVEYORS, AND OTHER DESIGN PROFESSIONALS WHO ARE EMPLOYEES OR AGENTS OF BESH), SHALL NOT BE HELD INDIVIDUALLY LIABLE FOR NEGLIGENCE ARISING OUT OF OR RELATED TO ANY WORK PERFORMED BY SAID EMPLOYEES OR AGENTS PURSUANT TO THIS AGREEMENT.

INIT.

AUTHORIZATION TO PROCEED

PROPOSAL FOR ENGINEERING SERVICES AS DESCRIBED IN THE ATTACHED PROPOSAL

To acknowledge your agreement with the terms and conditions set forth in this Agreement (consisting of the Proposal for Services, the Terms and Conditions, the Hourly Rate Schedule and this Authorization to Proceed), and to provide Booth, Ern, Straughan & Hiott, Inc. (BESH) with Client's authorization to proceed with the work described in the Agreement, please fill out and sign the Authorization to Proceed below and return it to our office. We will schedule the work upon receipt of the executed Authorization to Proceed. The contract prices, hourly rates, and costs for printing and similar expenses set forth in this Agreement shall be valid for ninety (90) days from the date of this proposal. If this Agreement is not accepted by Client within said period of ninety (90) days, BESH reserves the right to modify any and all of the contract prices, hourly rates and cost figures set forth herein.

Retainer Amount: $ _____

THIS PROPOSAL/AGREEMENT ACCEPTED THIS _____ DAY OF _____, 2016.

Booth, Ern, Straughan & Hiott, Inc.		**Client**	
Signature		Signature	
By:	Robert A. Ern Jr.	By:	
Title:	Principal	Title:	

CLIENT INFORMATION FORM

To assist Booth, Ern, Straughan & Hiott, Inc., to prepare the requested proposal, please complete the information below:

PRINT NAME & TITLE: _____

COMPANY NAME: _____

BILLING ADDRESS: _____

_____

PHONE: _____

FAX: _____

E-MAIL: _____

DATE: _____

CLIENT REPRESENTATIVE: _____

IS CLIENT THE OWNER OF THE SUBJECT PROPERTY?:

YES: _____

NO: _____

(If no, Booth, Ern, Straughan & Hiott, Inc., reserves the right to require a retainer prior to commencing services.)

Is the property accessible? If gated/locked, who shall BESH contact to gain access to the property?

NAME AND PHONE NUMBER: _____

I HEREBY CERTIFY THAT THE ABOVE INFORMATION IS TRUE TO THE BEST OF MY KNOWLEDGE.

SIGNATURE: _____

AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: August 17, 2016

AGENDA TAB NO. 7
SUBJECT TITLE: Budget Workshop for FY2017 Proposed Budget

OBJECTIVE:

To provide Council and opportunity for discussion of the Fiscal Year 2017 Proposed Budget (October 1, 2016 through September 30, 2017), all funds.

SUMMARY:

Previously, all FY2017 Proposed Budgets for the General Fund, Special Revenue Funds, Special Funds, and the Capital Improvement Plan (CIP) were presented to the City Council on June 15, July 6th, and July 20th. On August 3, Council held its fourth (4) budget workshop.

The City Council has asked good questions at previous workshops, and staff has researched and presented responses to Council. In addition changes have been made to the budget based on the budget workshops. Changes are identified on the attachment titled "Exhibit A – Budget Changes"

An opportunity exists to continue to discuss and deliberate the FY2017 Proposed Budgets at this fifth (5th) budget workshop.

RECOMMENDATION: That Council discuss and deliberate the FY2017 Proposed Budgets at this fifth (5th) budget workshop

.

FY 2017 Budget Questions
August 3, 2016 Budget Workshop

Exhibit A

1. $97,737 has been moved from West Main Streetscape to Street Paving

2. Boo Festival decreased from $12,000 to $11,000

3. Freedom Flag Fund re-named to "Fund Balance"

4. Art in the Square budget reduced from $11,850 to $7,000 (note: at last meeting there was discussion about leaving it at $11,850 but consensus was not reached)

5. Cost to rehabilitate Civic Center bathrooms to be ADA compliant currently at $0 but has been flagged as a clean-up item to be considered as soon as cost estimates are provided by General Contractor (note: it may be appropriate to put a figure in the budget as a place holder until cost estimates are received)

6. Revenues are being adjusted to reflect most current projections

7. Health Insurance and General Liability Insurance adjusted to reflect most current projections

AGENDA SUMMARY
TAVARES CITY COUNCIL
AUGUST 17, 2016

AGENDA TAB NO. 8
SUBJECT TITLE: City Administrator Report

OBJECTIVE: To inform Council on city related matters.
SUMMARY: Will be presented at meeting

City Council Regular Meetings & Public Hearings for Millage & Budget	*September 7, 2016 – 4:00 p.m. (5:05 p.m. for Public Hearing on Budget 2016-2017)* *September 17, 2016 – 4:00 p.m. (5:05 p.m. for Public Hearing on Budget 2016-2017)*
Library Board	*September 21, 2016 – 2:30 p.m. – Library Conference Room*
Planning & Zoning Board	*August 18, 2016 – 3:00 p.m. – City Council Chambers*
Code Enforcement Hearing	*August 22, 2016 – 5:00 p.m. – City Council Chambers*

CITY SPONSORED OR AFFILIATED EVENTS

Tavares Chamber Business of the Year Gala	*September 8, 2016*
Rifles, Rails & History	*September 23-25, 2016 – Wooton Park*
Rocktober Fest	*October 8, 2016 – Wooton Park*
Un-Boo-Lievable Family Fall Festival	*October 28, 2016 – 6 pm to 9 pm* *Wooton Park*
Monster Splash	*October 29, 2016*
Hydro-Turf Jet Ski	*November 5-6, 2016 World Championship*
General Election	*November 8, 2016 (City Hall is a Precinct)*
Tavares Chamber Taste of Tavares	*November 10, 2016*
CRA Fall Thunder Regatta	*November 18-20 – Wooton Park*
Christmas Parade & Celebration	*December 3, 2016* *Parade at 5:00 p.m. on Main Street*

OTHER COMMUNITY EVENTS

Chamber Business Luncheon	*August 24, 2016 – Civic Center 11:30 – 1:30*
MDA Walk	*September 17, 2016 – Wooton Park*
Golden Triangle	*November 24, 2016 – 8:00 a.m.*

YMCA Turkey Trot	

OTHER OUTSIDE AGENCY MEETINGS

Lake County League of Cities	*Friday, September 9, 2016 – 12:00 noon* *Elks Lodge*
Lake Sumter MPO	*August 24, 2016 – 2:00 p.m. – Leesburg MPO office*

AGENDA SUMMARY
TAVARES CITY COUNCIL
August 17, 2016

AGENDA TAB NO. 9
SUBJECT TITLE: City Councilmembers Report

OBJECTIVE:

To inform Council on city related matters.

SUMMARY:

Council will be offered an opportunity to provide a report at the meeting.

OPTIONS:

N/A

STAFF RECOMMENDATION:

N/A

FISCAL IMPACT:

N/A

AGENDA SUMMARY
TAVARES CITY COUNCIL
AUGUST 17, 2016

AGENDA TAB NO. 8
SUBJECT TITLE: City Administrator Report

OBJECTIVE: To inform Council on city related matters.
SUMMARY: Will be presented at meeting

City Council Regular Meetings & Public Hearings for Millage & Budget	*September 7, 2016 – 4:00 p.m. (5:05 p.m. for Public Hearing on Budget 2016-2017)* *September 17, 2016 – 4:00 p.m. (5:05 p.m. for Public Hearing on Budget 2016-2017)*
Library Board	*September 21, 2016 – 2:30 p.m. – Library Conference Room*
Planning & Zoning Board	*August 18, 2016 – 3:00 p.m. – City Council Chambers*
Code Enforcement Hearing	*August 22, 2016 – 5:00 p.m. – City Council Chambers*

CITY SPONSORED OR AFFILIATED EVENTS

Tavares Chamber Business of the Year Gala	*September 8, 2016*
Rifles, Rails & History	*September 23-25, 2016 – Wooton Park*
Rocktober Fest	*October 8, 2016 – Wooton Park*
Un-Boo-Lievable Family Fall Festival	*October 28, 2016 – 6 pm to 9 pm* *Wooton Park*
Monster Splash	*October 29, 2016*
Hydro-Turf Jet Ski	*November 5-6, 2016 World Championship*
General Election	*November 8, 2016 (City Hall is a Precinct)*
Tavares Chamber Taste of Tavares	*November 10, 2016*
CRA Fall Thunder Regatta	*November 18-20 – Wooton Park*
Christmas Parade & Celebration	*December 3, 2016* *Parade at 5:00 p.m. on Main Street*

OTHER COMMUNITY EVENTS

Fight for the Cure	*August 27, 2016 – Wooton Park*
Chamber Business Luncheon	*August 24, 2016 – Civic Center 11:30 – 1:30*
MDA Walk	*September 17, 2016 – Wooton Park*

Golden Triangle YMCA Turkey Trot	*November 24, 2016 – 8:00 a.m.*

OTHER OUTSIDE AGENCY MEETINGS

Lake County League of Cities	*Friday, September 9, 2016 – 12:00 noon* *Elks Lodge*
Lake Sumter MPO	*August 24, 2016 – 2:00 p.m. – Leesburg MPO office*

AUTHORIZATION TO PROCEED

PROPOSAL FOR ENGINEERING SERVICES AS DESCRIBED IN THE ATTACHED PROPOSAL

To acknowledge your agreement with the terms and conditions set forth in this Agreement (consisting of the Proposal for Services, the Terms and Conditions, the Hourly Rate Schedule and this Authorization to Proceed), and to provide Booth, Ern, Straughan & Hiott, Inc. (BESH) with Client's authorization to proceed with the work described in the Agreement, please fill out and sign the Authorization to Proceed below and return it to our office. We will schedule the work upon receipt of the executed Authorization to Proceed. The contract prices, hourly rates, and costs for printing and similar expenses set forth in this Agreement shall be valid for ninety (90) days from the date of this proposal. If this Agreement is not accepted by Client within said period of ninety (90) days, BESH reserves the right to modify any and all of the contract prices, hourly rates and cost figures set forth herein.

Retainer Amount: $ _____

THIS PROPOSAL/AGREEMENT ACCEPTED THIS _____ DAY OF _____, 2016.

Booth, Ern, Straughan & Hiott, Inc.		**Client**	
Signature	_____	Signature	_____
By:	_____	By:	_____
Title:	_____	Title:	_____