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**CITY OF TAVARES  
MINUTES OF REGULAR COUNCIL MEETING  
FEBRUARY 4, 2009  
CITY COUNCIL CHAMBERS**

**COUNCILMEMBERS PRESENT**

**ABSENT**

Robert Wolfe, Vice Mayor  
Bob Grenier, Councilmember  
Councilmember Pfister  
Norb Thomas, Councilmember

Nancy Clutts, Mayor

**STAFF PRESENT**

Lori Houghton, Director of Finance/Acting City Administrator  
Robert Q. Williams, City Attorney  
Nancy Barnett, City Clerk  
Jacques Skutt, Director of Community Development  
Bill Neron, Director of Economic Development/Grants  
Chief Richard Keith, Fire Department  
Chief Stoney Lubins, Police Department  
Heath Frederick, Director of Public Works  
Tamera Rogers, Director of Community Services

**I. CALL TO ORDER**

Vice Mayor Wolfe called the meeting to order at 4:00 p.m.

**II. INVOCATION AND PLEDGE OF ALLEGIANCE**

Pastor William Tyson of Union Congregational Church, gave the invocation and those present recited the pledge of allegiance.

**III. APPROVAL OF AGENDA**

Vice Mayor Wolfe noted that staff had requested to add an item which will be 15A, the award of the bid for the Splash Park. He said that Ms. Barnett had provided an updated agenda.

1 **MOTION**

2  
3 **Bob Grenier moved to approve the revised addition of the agenda, seconded by**  
4 **Norb Thomas. The motion carried unanimously 4-0.**

5  
6 **IV. APPROVAL OF MINUTES**

7  
8 **Norb Thomas moved to approve the minutes of January 21, 2009 with the**  
9 **following correction:**

10  
11 Page 28, line 36 – change “foot” to “food”

12  
13 **The motion was seconded by Bob Grenier. The motion carried unanimously 4-0.**

14  
15 **V. PROCLAMATIONS/PRESENTATIONS**

16  
17 Vice Mayor Wolfe stated that Chief Keith has members from his Boy Scout Troop 154 in  
18 attendance. Chief Keith introduced the three Boy Scouts who were attending to work on  
19 their community merit badge required for the Eagle rank. Kyle Kehoe, Jacob Bates, and  
20 Matthew Keith introduced themselves to Council.

21  
22 **Tab 2) Presentation of Grading Plan for Woodlea Sports Fields**

23  
24 Ms. Rogers presented the following report:

25  
26       Engineering firm DRMP was awarded an Engineering Continuous  
27       Services Contract with the City of Tavares in the fall of 2006 and on July  
28       16, 2008 were selected to provide an environmental due diligence study  
29       and a master grading plan of the land earmarked for the construction of  
30       Woodlea Sports Complex.

31  
32       Results of the environmental due diligence report submitted on August 11,  
33       2008 indicate that major environmental issues that would restrict the  
34       design or permitting of this project do not exist.

35  
36       DRMP was provided with the City of Tavares Parks Master Plan, compiled  
37       by Bellomo-Herbert and Company in January 2008. Included in that plan  
38       was an initial drawing of the Woodlea Sports Complex that featured 10  
39       baseball/softball fields and an additional two (2) multi-purpose fields. That  
40       master plan was based on the land being perfectly flat with no grading

1 issue. While completing the master grading plan for the project site,  
2 DRMP found that the earthwork costs alone, in order to build the complex  
3 as originally drafted, would range in the area of \$3.5 to \$5.9 Million. Their  
4 recommendation for a much more cost-effective project would be to grade  
5 the land and build six (6) baseball/softball fields and three (3) multi-  
6 purpose fields.

7  
8 As presented by DRMP, the updated Woodlea Sports Complex design  
9 would be built in three phases, which are outlined in the Grading Plan  
10 Findings.

11  
12 Ms. Rogers invited Chris Towne and Gene Williford from Dyer, Riddle, Mills, and  
13 Precourt, to make the presentation. Mr. Williford thanked Council for the opportunity to  
14 work on the project and then introduced Chris Towne, Project Manager.

15  
16 Mr. Towne stated his firm was asked to develop a grading plan for the site based on the  
17 Bellamo and Herbert master plan. He said they had determined that there would be little  
18 room to utilize the existing contours of the earthworks and had then advised staff of the  
19 level of costs involved in additional grading. He said they then looked at an alternative  
20 to reduce the cost. The recommended plan reduces the softball fields from 10 to six with  
21 three soccer sized fields. This plan also allows for more space in between the fields and  
22 works with the contours.

23  
24 He described the three phases proposed as follows:

25  
26 Phase 1 – Build slow pitch softball field and minor league baseball field. Parking will be  
27 limited however the parking that is currently there for the existing fields will have some  
28 overflow parking and when the public works facility is built there will be some shared  
29 parking. Cost -1.2 million.

30  
31 Phase 2 – Build major league softball field and another softball field. Finish remainder of  
32 grading and add more parking spaces. Cost - 5.1 million.

33  
34 Phase 3 - Total build out. Each remaining field could be built since the grading and field  
35 work will have been completed in Phase 2. Cost - 2.6 million.

36  
37 Total cost for the complete facility will be 8.9 million. This provides six ballfields, three  
38 multipurpose fields and approximately 400 parking spaces.

39

1 Councilmember Thomas asked if one of the existing fields would be lost in this  
2 configuration. Mr. Towne said the plan does not impact the existing fields but he  
3 understood that the city would be losing one of the existing fields because of the  
4 widening of Woodlea Road.

5  
6 Mr. Williford added one of the concerns had been to avoid disrupting the existing  
7 baseball leagues so the phasing has been timed accordingly with the widening of  
8 Woodlea Road and/or building of other facilities for the city.

9  
10 Councilmember Thomas asked Ms. Houghton about funding. Ms. Houghton responded  
11 that at the present time there are funds budgeted of approximately \$400,000 for the  
12 initial design and planning in the sales tax fund. Subsequent to that, it is the city's hope  
13 to apply for grants and there may be some private donations on this project. She stated  
14 that the purpose at this time is to approve the plan and any financing will come back to  
15 Council at the time of construction.

16  
17 Vice Mayor Wolfe asked for public comment.

18  
19 Denise Laratta, Tavares

20  
21 Ms. Laratta said she appreciated the firm's concern regarding fiscal constraints however  
22 having observed the discussions regarding the development of the master plan and the  
23 results of the surveys for future recreational needs, she said she was disappointed that  
24 the plan reduces the softball fields by 40% and the overall fields by 25% because of a  
25 grading issue.

26  
27 Vice Mayor Wolfe closed the public hearing. Vice Mayor Wolfe said the 3.5 to 5.9 million  
28 dollar range in projected earthwork costs was significant. Mr. Towne said the difference  
29 in the range has to do with what stage it will be done and the transporting costs for the  
30 dirt.

31  
32 Councilmember Grenier noted that the design could change if economic conditions  
33 improve. Ms. Houghton said that was correct and any changes from today would come  
34 back to Council. She added that this project was included in the city manager's list of  
35 projects for the president's stimulus plan so the more the city is prepared to begin the  
36 project, the easier it will be to be included in the funding when it is released.

37  
38 Councilmember Thomas discussed the additional 20 acres that the city owns nearby  
39 noting it is separated from the main area of the Woodlea fields.

40

1 Councilmember Pfister said an effort was put into the planning for the 10 fields and she  
2 thought it would be a mistake to go with this plan knowing that in the future the same  
3 problem would be there. Councilmember Pfister said that she would like to make a  
4 motion to continue to try to do the 10 baseball fields not the six.

5  
6 Ms. Rogers said that in earlier discussions it had been concluded that there still be  
7 adequate property if the city chose to build additional fields on the 40 acres. Mr. Towne  
8 said that was correct but it would take additional funds to rebuild the areas after the fact.

9  
10 Mr. Rogers noted this is a concept plan and there is flexibility. Councilmember Pfister  
11 said she had thought she understood the city needed 10 fields. Ms. Rogers said that  
12 was the ideal plan for 20 years out.

13  
14 Attorney Williams noted there was a motion. Councilmember Pfister said she hadn't  
15 been sure about the motion she wanted to make but that she didn't want to approve the  
16 planning for just six baseball fields. She noted the previous work done by the citizens  
17 and staff. She said even though it is going to be done in phases the ground needs to be  
18 prepared for the 10 fields and phase it out as the money comes in.

19  
20 Councilmember Grenier asked how this would be restructured if the decision was made  
21 to do 10 fields.

22  
23 Ms. Rogers suggested that council could direct staff to determine a new plan. She said  
24 there is an existing concept plan developed by Bellamo and Herbert which is the original  
25 10 fields being discussed. She said Council could deny the new plan and stay with the  
26 original plan adopted 10 months ago.

27  
28 Mr. Williford said part of the work was to grade the 10 field option. He said they had not  
29 prepared the phasing for the 10 fields because of the concern over fiscal constraints but  
30 they did do the grading for the 10 ballfields.

31  
32 Councilmember Pfister said she was concerned about money being wasted by not  
33 looking far ahead enough into the future.

34  
35 **MOTION**

36  
37 **Lori Pfister moved to not change the original plan and to direct staff to plan for**  
38 **the 10 baseball fields. The motion was seconded by Bob Grenier.**

39  
40 **Discussion**

1  
2 Councilmember Grenier noted that the issue was future needs versus the engineering  
3 issues.

4  
5 Councilmember Pfister said the plan is for 10 fields and it will be done in phases as the  
6 city can afford it and as grant money becomes available. It will be phased out as the city  
7 prioritizes it per staff recommendation. Vice Mayor Wolfe noted that this grading plan is  
8 not set up for phases to accommodate the 10 fields so the firm will have to go back and  
9 phase the fields accordingly to three phases. Mr. Williford said it could be done  
10 depending on how much money the city wishes to allocate to each phase.

11  
12 Councilmember Thomas discussed the option of agreeing now on phase 1, considering  
13 the purchase of land to the immediate west, and possibly moving parking to the other  
14 side of Woodlea Road.

15  
16 Vice Mayor Wolfe said it sounded like Councilmember Thomas was trying to amend the  
17 motion. Councilmember Pfister said she did not want to amend her motion. She said the  
18 decision being considered is to go ahead and grade the property for the 10 fields. Mr.  
19 Towne said the size of the dirt would be nearly 500,000 cubic yards and the full cost will  
20 not be known the cost of transporting the dirt is identified.

21  
22 Vice Mayor Wolfe clarified that the motion was to redirect staff, develop a plan to grade  
23 everything at once and implement the 10 fields possibly in four different phases and  
24 have DRMP accommodate the 10 ballfields in four phases. Councilmember Pfister said  
25 that was correct. Mr. Williford said it would actually require five phases: one for the  
26 earthwork grading and then four phases each adding new ballfields. Councilmember  
27 Pfister asked how long it would take to develop a secondary plan.

28  
29 Ms. Rogers said it should not take that long and it could be pursued right away as far as  
30 the funds will provide in the current budget.

31  
32 **The motion carried unanimously 4-0.**

33  
34 **Tab 3) Community Resource Officer Presentation**

35  
36 Chief Lubins introduced Community Resource Officer Paula Crow. Officer Crow gave a  
37 presentation on the various programs that the Police Department offers to the  
38 community: Alzheimer's tracking program, gun locks, vital life, child i.d., teddy bears for  
39 children in distress, bike helmets, internet safety classes, collection of old cell phones

1 that goes to battered women’s shelters, read-a-book program in the schools, Explorer  
2 program and the assistance to individuals who need referral to community services.

3  
4 **VI.SWEARING IN BY CITY ATTORNEY AND DISCLOSURE OF EX-PARTE**  
5 **CONTACTS**

6  
7 Attorney Williams noted that Tab #10 (Baytree Subdivision Special Use Permit) was a  
8 quasi-judicial matter and asked those present who intended to give testimony to be  
9 sworn in.

10  
11 Attorney Williams asked that council disclose any ex-parte contacts they may have had  
12 regarding this matter.

13  
14 **VII.READING OF ALL ORDINANCES/RESOLUTIONS INTO THE RECORD**

15  
16 Ms. Barnett read the following ordinances and resolutions into the record by title only:

17  
18  
19 **ORDINANCE 2009-01**

20  
21 **AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, REZONING**  
22 **APPROXIMATELY 10.35 ACRES LOCATED ON THE EAST SIDE OF**  
23 **COUNTY ROAD 561 AND NORTH OF THE TAVADORA SUBDIVISION**  
24 **FROM RMF-2 (RESIDENTIAL MULTI-FAMILY) TO RMF-3 (RESIDENTIAL**  
25 **MULTI-FAMILY); SUBJECT TO THE RULES, REGULATIONS AND**  
26 **OBLIGATIONS ORDAINED BY THE CITY OF TAVARES COUNCIL;**  
27 **PROVIDING FOR AN EFFECTIVE DATE.**

28  
29 **ORDINANCE 2009-02**

30  
31 **AN ORDINANCE AMENDING ORDINANCE NUMBER 2006-26 OF THE**  
32 **CITY OF TAVARES CODE OF ORDINANCES PERTAINING TO**  
33 **SANITATION RATES; IMPLEMENTING AN ANNUAL COST OF LIVING**  
34 **RATE INCREASE; SETTING FORTH METHODOLOGY FOR COST OF**  
35 **LIVING INCREASES; PROVIDING FOR CODIFICATION OF THIS**  
36 **CHAPTER IN THE CODE OF ORDINANCES; PROVIDING FOR AN**  
37 **EFFECTIVE DATE.**

38 **RESOLUTION 2009-02**

39 -

1           **A RESOLUTION OF THE CITY OF TAVARES, FLORIDA, APPROVING**  
2           **A TIME EXTENSION OF TWO YEARS FOR A SPECIAL USE PERMIT**  
3           **GRANTED FOR THE STORAGE OF VEHICLES, BOATS, AND**  
4           **TRAILERS ON PROPERTY LOCATED ADJACENT AND EASTERLY**  
5           **OF THE FOX RUN SUBDIVISION, LYING SOUTH OF DEAD RIVER**  
6           **ROAD; SUBJECT TO THE RULES, REGULATIONS AND**  
7           **OBLIGATIONS ORDAINED BY THE CITY OF TAVARES COUNCIL;**  
8           **PROVIDING AN EFFECTIVE DATE.**

9  
10       **VIII) CONSENT AGENDA**

11  
12       Vice Mayor Wolfe asked if anyone in the audience or Council had opposition to any item  
13       on the Consent Agenda.

14  
15       Councilmember Grenier asked to have the sidewalk construction bid (Tab 6) pulled for  
16       discussion.

17  
18       **MOTION**

19  
20       **Norb Thomas moved to approve the Consent Agenda with the exception of Tab 6**  
21       **(award of bid for sidewalks) [Tab 4 – Approval of Two Year Extension of Planned**  
22       **Commercial Development Ordinance #2007-01 – Northwest Corner of State Road**  
23       **19 and Lane Park Road; Tab 5 – Approval of Easement with Progress Energy in**  
24       **Wooton Park for Wooton Splash Park; and Tab 7 – Bid Award for Ruby Street**  
25       **Water Line Improvements]. The motion was seconded by Lori Pfister. The motion**  
26       **carried unanimously 4-0.**

27  
28       **Tab 6) Award of Bid for Sidewalk Construction**

29  
30       Councilmember Grenier said that the staff report indicated that a balance of \$15,782  
31       remains in the \$30,000 budget after this award. He said he remembered that there had  
32       been discussion about sidewalk funds for handicap access in the downtown and he  
33       wanted to know if that would be the recommendation that would be coming back to  
34       Council for the remainder of the funds.

35  
36       Mr. Frederick confirmed that staff had originally proposed doing handicapped  
37       intersections in the downtown CRA district. He said after this is awarded, the ranking for  
38       the other sidewalks or intersections will be brought back to Council.

39  
40       **MOTION**

1  
2 **Councilmember Thomas moved for the approval of Tab 6 [Award of Bid for**  
3 **Sidewalk Construction to Pillar Homes in the amount of \$14,218 or \$2.88 per**  
4 **square foot], seconded by Lori Pfister. The motion carried unanimously 4-0.**

5  
6 **IX. ORDINANCES – PUBLIC HEARING**

7  
8 **(All Ordinances under First Reading will be considered for discussion at Second**  
9 **Reading)**

10  
11 **Tab 8) Ordinance #2009-01 – Rezoning of Hamlets of Tavares from RMF-2 to RMF**

12  
13 [Ordinance #2009-01 was read into the record and will be discussed at second reading  
14 the February 18, 2009 City Council Meeting.]

15  
16 **Tab 9: Ordinance #2009-02 – Amendment to Sanitation Rate Ordinance – Second**  
17 **Reading**

18  
19 Ms. Houghton reported that the city's adopted budget for FY 2009 provided for the  
20 implementation of an annual cost of living rate increase to offset the cost of providing  
21 sanitation services to the residential and commercial customers. She discussed the  
22 current services provided to residents and commercial customers. She said the contract  
23 with Waste Management also provides for an annual rate increase which the city has  
24 always absorbed. The cost of living increase that was budgeted will offset this increase.  
25 The methodology being used is currently used in the water rate. The annual rate  
26 increase would begin February 1, 2009 which coincides with the city's billing cycle  
27 which is four times a month and thereafter it would be October 1 and it would adjusted  
28 annually based on the CPI change that is in effect in March currently used during the  
29 budgeting process.

30  
31 Ms. Houghton said that for the current year the CPI calculation reported by the U.S.  
32 Bureau of Labor Statistics as of March 31, [2008] was 4%. She noted that for the  
33 residential customer the increase is approximately 78 cents. The components of the  
34 rate are the cost to collect and the cost of disposal. The portion that is paid to the  
35 County for disposal is less than 15%. All rate increases will come back to Council during  
36 the budgeting process.

37  
38 Councilmember Thomas suggested this could be written as an annual cost of living  
39 adjustment and if the CPI decreases there could be a lower cost charged. Ms.  
40 Houghton said that was possible and information related to a decrease in cost would be

1 brought to Council. She said the city will probably want to do a full scale rate study in  
2 the future.

3  
4 Vice Mayor Wolfe asked if the audience members wished to speak on this issue.

5  
6 Julia Wilson, resident of Tavares

7  
8 Ms. Wilson said she had not read the amendment yet. Ms. Wilson discussed the current  
9 economic situation and unemployment statistics, various increases approved by the city  
10 in the past year and the upcoming fire assessment fee. She questioned why the  
11 reduction in the tipping fee had not been passed on to the residents. She requested that  
12 the city reconsider the mandatory annual rate increases and re-address the increases to  
13 the water, sewer, and sanitation rates to at least remain the same, or lower.

14  
15 Ms. Wilson asked when the sanitation ordinance was advertised. Attorney Williams  
16 provided Ms. Wilson a copy of the ad that was in the agenda packet. Councilmember  
17 Thomas answered that it was advertised January 25, 2009.

18  
19 Cindy Heffler, Chelsea Oaks Subdivision

20  
21 Ms. Heffler said with the adoption of Amendment One that the citizens had sent a  
22 message that they will not support government programs that are not needed. She said  
23 the city had voted for an increase in the millage rate and an increase in water and sewer  
24 instead of listening to the citizens. She said out of 15 agencies the city is 5<sup>th</sup> highest in  
25 garbage rates. She said the CPI does not given a fair and accurate picture of the costs  
26 associated with this type of work in Lake County and the city should only pass on the  
27 actual costs and not associate it with a national index.

28  
29 Denise Laratta, Tavares

30  
31 Ms. Laratta said she has always had a concern over using the CPI and that using the  
32 CPI leads people to a feeling of entitlement rather than encouraging people to look for  
33 ways to save money. She said she has concerns about the city establishing a budget  
34 but not being able to stay within it. She said changing the rates at will is not fair to the  
35 residents.

36  
37 **MOTION**

38  
39 **Bob Grenier moved for Option #2 [Do not move to approve Ordinance 2009-02,**  
40 **which amends Ordinance 2006-26 for implementation of an annual cost of living**

1 increase effective February 1, 2009, and October 1, each year thereafter as set  
2 forth in the 2009 Adopted Budget equal to the annual Consumer Price Index for  
3 all urban consumers by the Bureau of Labor Statistics of the United States  
4 Department of Labor reported in March of each year.], seconded by Lori Pfister.

5  
6 The motion failed 2-2 as follows:

7		
8	Lori Pfister	Yes
9	Bob Grenier	Yes
10	Norb Thomas	No
11	Robert Wolfe	No

12  
13 **MOTION**

14  
15 Norb Thomas moved to table this ordinance to the next meeting February 18,  
16 2009 with a full council, seconded by Bob Grenier. The motion carried 3-1 as  
17 follows:

18		
19	Lori Pfister	No
20	Robert Wolfe	Yes
21	Bob Grenier	Yes
22	Norb Thomas	Yes

23  
24 Attorney Williams stated that the ordinance will now be tabled until February 18, 2009  
25 and will not be required to be re-advertised. He said this is the notice of that hearing.

26  
27 **Tab 10) Resolution #2009-02 – Special Use Permit – Fox Run & Baytree**  
28 **Subdivision Storage Area**

29  
30 Mr. Skutt stated this was an application submitted by Fox Run Inc. for a special use  
31 permit to allow the community storage of vehicles, boats and trailers on property located  
32 on the south side of Dead River Road adjacent to the Fox Run Subdivision.

33  
34 Mr. Skutt reported that on March 7, 2007 City Council approved this permit which had a  
35 two year expiration clause. The applicant has requested a two year extension. The  
36 Home Owners Association of Fox Run has indicated in interest in purchasing property  
37 for the continuation of this use and the time extension will allow them time to develop  
38 and finalize arrangements for this plan. The Planning & Zoning Board voted  
39 unanimously to approve this permit.

1 Vice Mayor Wolfe asked if council had questions and if the audience had input.

2  
3 Norman Hope – 3221 Myakka River Road

4  
5 Mr. Hope said he was representing Mr. Holland (Fox Run Inc.) as well as the  
6 Homeowners Association of Fox Run. He said this is a joint request to extend the  
7 permit. He said at the Annual Meeting the homeowners directed the Board to continue  
8 to pursue this effort.

9  
10 **MOTION**

11  
12 **Lori Pfister moved to approve Option #1[approval of Resolution #2009-02 as**  
13 **presented], seconded by Norb Thomas. The motion carried unanimously 4-0.**

14  
15 **XI. GENERAL GOVERNMENT**

16  
17 **Tab 11: Water/Wastewater & Reuse Water Rate Study**

18  
19 Ms. Houghton said in July of 2007 the city contracted with Brown & Caldwell for this  
20 study. The original contract amount was \$72,500. This study was contracted as a  
21 necessary component in meeting the city's water planning initiative and also to ensure  
22 revenue sufficiency for existing water/wastewater debt. In addition revenue sufficiency  
23 analysis is needed to support the proposed debt service for the water re-use and  
24 reclamation facility. She noted that during the contractual period various data was  
25 needed for the plan. Due to various material changes in the planning initiatives for the  
26 facility and other capital improvement planning initiatives, additional analysis is required  
27 for completion of the study. A change order in the amount of \$11,500 for the capital  
28 charge study and \$10,200 for the user rate study has been presented (a "do not  
29 exceed" amount) in order to complete the study.

30  
31 Vice Mayor Wolfe asked if Council had questions and if there was comment from the  
32 audience.

33  
34 **MOTION**

35  
36 **Norb Thomas moved to approve Option #1 [Approve Change Order for in the**  
37 **amount of \$21,700 for the Water/Wastewater, Re-Use User Fees, and Impact Fee**  
38 **Rate Study with Brown & Caldwell and authorize staff to amend the**  
39 **Water/Wastewater Impact Fund Budget in the amount of \$21,700], seconded by**  
40 **Bob Grenier. The motion carried unanimously 4-0.**

1  
2 **X. RESOLUTIONS – PUBLIC HEARING**

3  
4 **Tab 12: Tampa Bay Engineering Change Order Proposal for Engineering Services**  
5 **for the Fox Run Subdivision**

6  
7 Mr. Frederick advised that Council approved the stormwater improvements for Fox Run  
8 Subdivision in the 2007-2008 fiscal year budget. Staff has held several meetings with  
9 the Fox Run Homeowners Association Stormwater Committee and Tampa Bay  
10 Engineering over the past year to discuss affected areas of concern and the proposed  
11 design. During these meetings additional areas of flooding were discussed which  
12 caused the need for additional surveying and design. The change order being  
13 recommended is in the amount of \$15,920.

14  
15 Vice Mayor Wolfe asked for questions from council and comments by the audience.

16  
17 **Norman Hope, Fox Run Subdivision**

18  
19 Mr. Hope thanked the City Council, Mr. Frederick, and the engineers for their assistance  
20 on this project. He said the Board at Fox Run is completely satisfied with the efforts by  
21 the city.

22  
23 **MOTION**

24  
25 **Lori Pfister moved to approve Option #1 [approve the change order for Design**  
26 **and Permitting Services for Fox Run Subdivision by Tampa Bay Engineering in**  
27 **the amount of \$15,920.00.], seconded by Bob Grenier. The motion carried**  
28 **unanimously 4-0.**

29  
30 **Tab 13) Priority Ranking of Alleyways for Paver Blocking**

31  
32 Mr. Frederick advised that in 2008, Council approved a capital improvement project for  
33 alleyway paver blocking and funding in the FY 2009 budget of \$100,000. He noted he  
34 had provided a map of all the numbered alleyways in the downtown. Alleyways have  
35 been ranked according to use by the Sanitation vehicles.

36  
37 Alleyway #6 between Maude St. and Alfred St. was completed in 2007 through a  
38 public/private partnership agreement to be used as a model for the alleyway paver  
39 blockers. The cost of paver blocking is \$10.88 per square feet. Alleyway #2, at an  
40 estimated cost of \$83,688 is the highest ranked alleyway that can be paver blocked

1 within the current \$100,000 budget. (This provides sufficient funds for unforeseen  
2 contingencies.)

3  
4 Mr. Frederick said he had provided several options for the paver blocking but that staff  
5 was recommending Alleyway #2 (Option #1).

6  
7 Council Discussion

8  
9 Councilmember Pfister asked if the homes that receive alleyway pickup do not have  
10 frontage on a main road. Mr. Frederick said that most do but that the alleyways have  
11 been used traditionally for trash pickup and that it provides relief for residents who live  
12 in the CRA district who are on high traffic roads and has an overall slowing effect for  
13 traffic in the downtown area. Vice Mayor Wolfe noted that it helps with the stormwater  
14 issue as well. Councilmember Pfister asked for information on the estimated cost. Mr.  
15 Frederick said that the median price on the previous alleyway was calculated along with  
16 costs for surveying and engineering which came to the \$10.88 cost per square foot.

17  
18 Ms. Houghton noted that the alleyway improvements are part of the downtown CRA  
19 master planning initiative.

20  
21 Vice Mayor Wolfe noted this provides paving for residents to be able to drive on the  
22 alleyway in addition to the needs of the garbage truck. He added that he believes that  
23 the master plan includes a paving program for all alleyways and roads in the city. Ms.  
24 Houghton commented that maintaining and preserving the historical aspect of the city  
25 was also discussed during the visioning process.

26  
27 Vice Mayor Wolfe asked for public input.

28  
29 **MOTION**

30  
31 **Bob Grenier moved to paverblock alleyway #2 seconded by Norb Thomas. The  
32 motion carried unanimously 4-0.**

33  
34 **Tab #14) Application for State Recreational Trail Grant for Construction of Tav  
35 Lee Trail Extension and Request to Hold Public Hearing**

36  
37 Mr. Neron stated that one of the missing links in the Tav Lee Trail is between the  
38 intersection of Sinclair and Main Street and the Tav Lee Trail building at Wooton Park.  
39 Staff has prepared a proposed grant in the amount of \$250,000 to assist in construction  
40 of that trail which would go down the Sinclair Avenue right of way to Lake Dora. An

1 easement has been provided as part of the Tavares Station project in front of their  
2 property along the lake, to bring the trail into Wooton Park. In addition a public hearing  
3 at 3:45 p.m. on February 18 will need to be held.

4  
5 **MOTION**

6  
7 **Bob Grenier moved to approve holding a public hearing at 3:45 p.m. on February**  
8 **18, 2009 and authorize staff to file a state recreational trail grant application in the**  
9 **amount of \$250,000 for construction of the Tav Lee Trail extension, seconded by**  
10 **Norb Thomas. The motion carried unanimously 4-0.**

11  
12 **Tab 15: Contract with Florida Central Railroad Company, Inc. for Infrastructure**  
13 **Improvements**

14  
15 Mr. Neron advised that at the January 21, 2009 meeting Council approved the list of  
16 projects for federal stimulus funds. Four of those projects related to railroad  
17 infrastructure related improvements which are rail improvements, crossing  
18 improvements, and the replacement of Dora Canal bridge. Since the railroad is exempt  
19 from federal and state permits, they can proceed quickly with project approval. He noted  
20 that part of the stimulus package is a requirement that the project can start within 60 to  
21 90 days. If the money is received for these projects the funds will be passed on (through  
22 this contract) on a work order basis to the railroad so they can make the improvements  
23 on behalf of the city.

24  
25 Vice Mayor Wolfe invited public comment.

26  
27 **MOTION**

28  
29 **Norb Thomas moved to approve option #1 [approve the attached contract with**  
30 **Florida Central Railroad Company, Inc. for railroad infrastructure improvements],**  
31 **seconded by Bob Grenier. The motion carried unanimously 4-0.**

32  
33 **Tab 15A) Award of Bid for the Construction of the Splash Park**

34  
35 Mr. Neron reported that at the December 17<sup>th</sup> meeting staff was authorized to re-bid this  
36 project due to some bid protests. Staff has re-bid the project. Eight bids were received  
37 and the bids were reviewed by the construction design team engineer. References were  
38 checked and the low bidder had good references. Staff is recommending to award the  
39 bid and authorize the contract with Johnson Laux Construction in the amount of

1 \$285,947. Part of the funds are being funded in the Wooton Park project and there is a  
2 \$200,000 grant application which will offset some of the costs.

3  
4 **MOTION**

5  
6 **Lori Pfister moved to approve Option #1 [ Move to approve the award of the bid**  
7 **for the Wooton Park Splash Park to Johnson-Laux Construction and authorize**  
8 **staff to negotiate contract in the amount of \$285,947.00], seconded by Bob**  
9 **Grenier. The motion carried unanimously 4-0.**

10  
11 **XII. OLD BUSINESS**

12  
13 None.

14  
15 **XIII. NEW BUSINESS**

16  
17 None.

18  
19 **XIV. AUDIENCE TO BE HEARD**

20  
21 Vice Mayor Wolfe said he had not received any requests from the audience to speak.

22  
23 **XV. REPORTS**

24  
25 **Councilmember Pfister**

26  
27 Councilmember Pfister complimented staff on the success of the recent fishing  
28 tournaments.

29  
30 **Councilmember Grenier**

- 31  
32
- Complimented staff on the fishing tournaments
  - Abe Lincoln's Birthday 200<sup>th</sup> anniversary is next week
  - Thursday at 7:30 at the Civic Center will be a trio playing live music from the Ken Burns civil war documentary
  - Mentioned the upcoming Tavares African American Festival
- 33  
34  
35  
36  
37

38 **Vice Mayor Wolfe**

1 Vice Mayor Wolfe said he had received a lot of positive feedback on the fishing  
2 tournaments.

3  
4 **Acting City Administrator**

5  
6 Ms. Houghton thanked Council for allowing her to serve in Mr. Drury's absence and  
7 noted the list of meetings that had been provided.

8  
9 **Mr. Neron**

10  
11 Mr. Neron said the city experienced two very successful back to back fishing  
12 tournaments. He discussed the number of participants and the activity that had taken  
13 place. He thanked the various departments for their assistance.

14  
15 **Ms. Rogers**

16  
17 Ms. Rogers invited everyone present to attend the dance performance on Friday night in  
18 celebration of Black History month which will be at the Tavares High School gymnasium  
19 at 6 p.m. She discussed the festival and parade at Wooton Park.

20  
21 **Councilmember Thomas**

- 22  
23
- Thanked Mr. Frederick for addressing issues on Hidden Cove and signage.
  - Thanked Chief Lubins for continuing diligence on issue with garage sale on Greenway St.
  - The League of Cities has asked for feedback from the various cities as to whether the Executive Director should provide letters on two issues. The first would be a letter to the Sheriff requesting him to develop a plan to transport prisoners to the jail via a paddy wagon in which the cities would participate in the funding. The second letter would be to the Legislature regarding the cities' objection to unfunded mandates and their impact on the citizens..
- 27  
28  
29  
30  
31  
32

33 **Consensus that the city would not be interested in the first letter but agreed with**  
34 **taking a position of objection to unfunded mandates.**

35  
36 **Bill Neron**

37  
38 Mr. Neron discussed the upcoming Crappie Tournament and the Bassmasters  
39 tournament and the economic impact expected for the city.

1 **Adjournment**

2

3 There was no further business and the meeting was adjourned at 5:53 p.m.

4

5 Respectfully submitted,

6

7

8

9

10 \_\_\_\_\_  
11 Nancy A. Barnett, C.M.C.

City Clerk