

**AGENDA
TAVARES CITY COUNCIL**

**July 18, 2012
4:00 P.M.**

TAVARES CITY HALL COUNCIL CHAMBERS

I. CALL TO ORDER

II. INVOCATION & PLEDGE OF ALLEGIANCE

Kathy Long, The “Word” for Life Ministries, Eustis

III. APPROVAL OF AGENDA

(The City Council Agenda is subject to change at the time of the Tavares City Council Meeting)

IV. APPROVAL OF MINUTES

Tab 1) City Council Meeting June 20, 2012

V. PROCLAMATIONS/PRESENTATIONS

Tab 2) Presentation to Vice Mayor Grenier for July 4th Parade Float Mayor Wolfe

Tab 3) Election Proclamation 2012 Mayor Wolfe

VI. SWEARING IN BY CITY ATTORNEY AND DISCLOSURE OF EXPARTE CONTACTS

VII. READING OF ALL ORDINANCES/RESOLUTIONS Nancy Barnett

VIII. CONSENT AGENDA

**Tab 4) Approval of Contract with Advanced Data Solutions Brad Hayes
 For Scanning of Maps and Associated Software**

**Tab 5) Approval of Concession Agreements for Woodlea and TammeY Rogers
 Stover Ballfields**

**Tab 6) Award of Bid for Contractor for Leak Detection Brad Hayes
 Survey and Report**

Tab 7) Fee Waiver for Lake County Special Olympics	Tammey Rogers
Tab 8) Approval of Revised Traffic Control Plan for Roundabout	Jacques Skutt
Tab 9) Change in City's Representative to Metropolitan Planning Organization	Mayor Wolfe
Tab 10) Demolition of Bus Barn Property	Richard Keith

IX. ORDINANCES/RESOLUTIONS

FIRST READING

Tab 11) Ordinance #2012-15 – Rezoning of 416 W. Caroline St. from Residential Multi Family to Mixed Use	Jacques Skutt
Tab 12) Ordinance #2012-16 – Small Scale Future Land Use Amendment for 416 W. Caroline St. from Medium Density Residential to Mixed Use Commercial	Jacques Skutt
Tab 13) Ordinance #2012 – 19 - Alternative Water Supply	Brad Hayes
Tab 14) Ordinance #2012 – 20 - Amendment to Police Officer's Trust Fund (Pension Plan) to Comply with State Statutes	Lori Tucker
Tab 15) Ordinance #2012 – 21 Charter Referendum for Creation of City Council Seats	Nancy Barnett

SECOND READING

Tab 16) Ordinance #2012 – 11 – Extension of Impact Fees Waiver	Bill Neron
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RESOLUTIONS

Tab 17) Resolution #2012 - 10- Finalize Capital Lease Agreement for Stormwater	Lori Houghton
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X. GENERAL GOVERNMENT

Tab 18) Agreement with Lake County Sheriff for Dispatching Services	Stoney Lubins
Tab 19) Pavilion Project – Approval of Guaranteed Maximum Price for Final Design of Structural Component	Tammey Rogers

- | | |
|--|----------------|
| Tab 20) Approval of Ranking of Design Team for Wooton Park Expansion | Bill Neron |
| Tab 21) Approval of Agreement with Waste Management for Commercial Collection and Residential Recycling Services | Chris Thompson |
| Tab 22) Discussion of Billboards | Jacques Skutt |
| Tab 23) Update on Historic Preservation Program | Jacques Skutt |
| Tab 24) Approval of Interlocal Agreement to Secure Grant & Approve Local Match for Railroad Track Improvements | Bill Neron |

XII. OLD BUSINESS

XIII. NEW BUSINESS

XIV. AUDIENCE TO BE HEARD

XV. REPORTS

- | | |
|----------------------------|---------------------|
| Tab 25) City Administrator | John Drury |
| Tab 26) Council Reports | City Councilmembers |

XVI. ADJOURN CITY COUNCIL MEETING AND RECONVENE FOR FISCAL YEAR 2012-2013 CITY COUNCIL BUDGET WORKSHOP

- | | |
|---|---------------|
| <u>CALL TO ORDER</u> | Mayor Wolfe |
| Tab 27) Fiscal Year 2013 General Fund Budget Summary | John Drury |
| Tab 28) Fiscal Year 2013 General Fund Budget Overview | Lori Houghton |
| Tab 29) Discuss General Fund Budget & Fire Assessment | City Council |

ADJOURNMENT OF CITY COUNCIL BUDGET WORKSHOP

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.

CITY OF TAVARES
MINUTES OF REGULAR COUNCIL MEETING
JUNE 20, 2012
CITY COUNCIL CHAMBERS
4:00 p.m.

COUNCILMEMBERS PRESENT

ABSENT

Robert Wolfe, Mayor
Bob Grenier, Vice Mayor
Norm Hope, Councilmember
Lori Pfister, Councilmember
Kirby Smith, Councilmember

STAFF PRESENT

John Drury, City Administrator
Robert Q. Williams, City Attorney
Nancy Barnett, City Clerk
Brad Hayes, Utility Director
Chris Thompson, Public Works Director
Joyce Ross, Communications Director
Bill Neron, Economic Development Director
Tammey Rogers, Community Services Director
Lori Houghton, Finance Director
Richard Keith, Fire Department
Stoney Lubins, Police Department

I. CALL TO ORDER

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

II. INVOCATION AND PLEDGE OF ALLEGIANCE

Carlos Colon, Fire Department Chaplain, gave the invocation and those present recited the pledge of allegiance.

III. APPROVAL OF AGENDA

MOTION

Kirby Smith moved to approve the agenda, seconded by Bob Grenier. The motion carried unanimously 5-0.

IV. APPROVAL OF MINUTES

1 **MOTION**

2
3 **Bob Grenier moved to approve the minutes of the City Council Meeting of June 6, 2012 as**
4 **submitted, seconded by Norm Hope. The motion carried unanimously 5-0.**

5
6 **V. PROCLAMATIONS/PRESENTATIONS**

7
8 **Tab 2) Presentation by T. Scott Walker, Mt. Dora Wine & Blues Event**

9
10 Mr. Walker stated he was one of the promoters for the Blues and Wine Festival held in the City
11 May 19 and 20. He said he had prepared a letter of appreciation for the Mayor and said he
12 wished to thank the city for its assistance on short notice when the promoters were looking for a
13 location for the Leon Russell concert. He commended the city's department heads and staff and
14 said he hoped to be able to work with the city again in the future.

15
16 **VI. SWEARING IN BY CITY ATTORNEY AND DISCLOSURE OF EXPARTE CONTACTS**

17
18 Attorney Williams swore in those who wished to speak on Items 9 and 10 pertaining to the
19 Morgan and Morgan annexation and rezoning. He asked Council if they wished to disclose any ex
20 parte communications on this matter.

21
22 **VII. READING OF ALL ORDINANCES/RESOLUTIONS INTO THE RECORD**

23
24 Ms. Barnett read the ordinances and resolutions by title only:

25
26
27 **ORDINANCE 2012- 11**

28
29 **AN ORDINANCE AMENDING ORDINANCE 2011- 15 OF THE CITY OF**
30 **TAVARES, FLORIDA PERTAINING TO THE EXTENSION OF THE WAIVER OF**
31 **IMPACT FEES; FURTHER EXTENDING THE WAIVER TO DECEMBER 31,**
32 **2012; AND PROVIDING FOR AN EFFECTIVE DATE.**

33
34 **ORDINANCE NO. 2012- 14**

35
36 **AN ORDINANCE AUTHORIZING THE IMPLEMENTATION OF A FIRE**
37 **ASSESSMENT; REPEALING ORDINANCE NO. 2009-19 AUTHORIZING THE**
38 **IMPLEMENTATION OF A FIRE ASSESSMENT USING THE UNIFORM**
39 **METHOD; PROVIDING DEFINITIONS FOR THE PROPOSED FIRE**
40 **ASSESSMENT; PROVIDING APPLICABILITY; PROVIDING FOR THE USE OF**
41 **AN ALTERNATIVE METHOD; PROVIDING FOR LEGISLATIVE**
42 **DETERMINATIONS OF SPECIAL BENEFIT; PROVIDING FOR ADOPTION OF**
43 **FIRE SERVICES ASSESSMENT RATE RESOLUTION; PROVIDING**
44 **COLLECTION METHOD AND LIENS; PROVIDING FOR CORRECTION OF**
45 **ERRORS AND OMISSIONS; AUTHORIZING EXEMPTIONS AND HARDSHIP**
46 **ASSISTANCE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE**
47 **DATE**

1 by staff which indicate sidewalks on the west side of the road made of brick paver to city
2 specifications. He said normally sidewalks are not listed on a plat.

3
4 Councilmember Smith said the reason he had voted against the Consent Agenda was because
5 he thought this had been part of the Consent Agenda. He said he observed 18 lot lines but it is
6 established for nine duplexes. He asked why the lot lines were not re-established for the
7 duplexes. Mr. Skutt said there are 18 attached dwelling units on the plat so there will be 18 lots
8 that will be sold. Attorney Williams said under the Covenants and Restrictions that are already
9 recorded on this plat and under the concept that was proposed and approved, these were zero lot
10 line patio homes. He said these will be duplex structures but there will be separate fee simple
11 ownership of each side of the duplex and the middle lot line actually goes down a “party wall”
12 restriction which means the property line runs through the house.

13
14 Vice Mayor Grenier said he had approved Tab 3 to come off the Consent Agenda as he wanted a
15 “not approve” vote for the record on this item.

16
17 **MOTION**

18
19 **Kirby Smith moved to approve Tab 3, approval of the plat for the Weiss Planned Unit**
20 **Development, seconded by Norm Hope. The motion carried 3-2 as follows:**

21
22 **Robert Wolfe** Yes
23 **Kirby Smith** Yes
24 **Norman Hope** Yes
25 **Lori Pfister** No
26 **Bob Grenier** No

27
28 Attorney Williams commented that on a plat review Council votes just to confirm that the plat
29 meets the requirements of the Land Development Regulations and the technical issues of F.S.
30 Chapter 177. He said this is considered a ministerial approval.

31
32 **IX ORDINANCES/RESOLUTIONS**

33
34 **FIRST READING**

35
36 **Tab 7) Ordinance #2012-11 – Extension of Impact Fees Waiver for Six Months – Read for**
37 **First Reading Only**

38
39 **SECOND READING**

40
41 **Tab 8) Ordinance #2012-14 – Implementation & Methodology for Fire Assessment**

42
43 Ms. Houghton said this is considered an enabling ordinance that establishes the revenue source
44 for a fire assessment. She reviewed the property value decrease anticipated of 3.5% in the
45 coming fiscal year and impact on the city budget. She noted state shared revenues are not
46 expected to find significant increase in revenue collections.

1 Mr. Drury clarified that should Council elect to have a fire assessment through the normal
2 budgeting process one of the things needed is to establish the method of collection which is the
3 purpose of this ordinance. The method of collection would be the utility billing versus the ad
4 valorem process. Ms Houghton advised there is an ordinance on the books to use the uniform
5 method of collection of the property appraiser tax bill and this ordinance will change that to the
6 utility bill method of collection. She said the ordinance only establishes the framework, the
7 method of collection, and the authoritative ability to use this revenue source in the city's budget
8 projections. She said during the regular budget process Council will review the fire assessment
9 and the estimated revenue collections that are hoped to be generated at various percentage
10 levels. Staff will bring back a Request for Implementation Resolution with an assessment roll if it
11 is the Council's direction to do so that will provide an assessment per property for the fire benefit.
12

13 Councilmember Smith noted this ordinance does away with Ordinance #2009-19 for the property
14 tax method and implements a new method. This does not implement the fire assessment.
15

16 Ms. Houghton stated this is correct.
17

18 **MOTION**

19
20 **Bob Grenier moved to approve Ordinance #2012-14, seconded by Kirby Smith. The motion**
21 **carried unanimously 5-0.**
22

23 **Tab 9) Ordinance #2012-12 – Annexation & Rezoning of 1.41 Acres to General Commercial**
24 **– 14229 U.S. Hwy 441 – Morgan & Morgan**
25

26 Mr. Skutt provided the following report:
27

28 *The subject property is located on the north side of U.S. 441 approximately 750 feet east of Lake*
29 *Eustis Drive and west of Lake Junietta (existing Morgan & Morgan law office and adjacent vacant*
30 *parcel). The property is approximately 1.41 acres in size. The property consists of two parcels.*
31 *On the westerly parcel is situated the Morgan & Morgan law office. The easterly parcel abuts*
32 *Lake Junietta and is vacant. The City is concurrently processing a future land use map*
33 *amendment to re-designate the property from Lake County Urban Low to City of Tavares*
34 *Commercial on the Future Land Use Map 2020. The applicant is proposing to erect an LED*
35 *billboard sign on the vacant parcel.*
36

37 *The property is contiguous to the city. The applicant will be required to connect the existing law office*
38 *to the city's waste water system within six months of the effective date of annexation. A pressurized*
39 *sewer line runs in front of the building on Lake Eustis Drive. The City is sharing connection costs to*
40 *the property by providing an appropriately sized sewage pump. A site plan demonstrating*
41 *compliance with all city regulations including applicable state and federal environmental laws must*
42 *be approved prior to the issuance of any building permits for the billboard sign. The billboard*
43 *manufacturer has provided information that confirms that there will be no glancing light intrusion onto*
44 *adjoining properties. It is staff's opinion that a General Commercial (C-1) zoning is the most*
45 *compatible designation for this property.*
46

1 Mr. Skutt noted the impetus for this annexation/rezoning is to facilitate the construction of this
2 billboard which the county regulations would have prohibited. The Planning & Zoning Board
3 recommended unanimously to approve the annexation/rezoning. In a separate motion the P&Z
4 Board recommended that City Council direct staff to review the city's billboard regulations. He said
5 he would bring that recommendation to City Council at the next meeting. He said Clear Channel will
6 be pulling the permit very shortly if this ordinance is approved so any amendments to the billboard
7 regulations that may occur in the future, would not impact this billboard.

8
9 Councilmember Smith asked if there was not already an LED sign ordinance. Mr. Skutt said that was
10 correct.

11
12 The applicant, Brad Cooper, 731 Southwest 37th Avenue, Ocala, stood to speak. Councilmember
13 Smith asked how many times the advertisements would be changing on the billboard.

14
15 Mr. Cooper said there are FDOT restrictions, however, there are eight ads of eight seconds each or
16 64 seconds that will run through the entire cycle. He said they do not flash and unless a driver was
17 looking at the sign when it was actually changing, there would be no recognition that it had changed.

18
19 Vice Mayor Grenier asked if the hookup to utilities had to occur before the sign could be constructed.
20 Mr. Skutt said the owners have six months to hook up to city services; the applicant has a building
21 permit application ready to be picked up once the ordinance is approved.

22
23 Councilmember Hope asked about the proposed prices for renting the sign. Mr. Cooper said his
24 company would be willing to provide space to the city at affordable rates if the space was available.

25
26 Councilmember Pfister questioned the visibility of the ads. Mr. Cooper clarified how the LED system
27 works.

28
29 **MOTION**

30
31 **Kirby Smith moved to approve Ordinance #2012-12, seconded by Norm Hope. The motion**
32 **carried unanimously 5-0.**

33
34 **Tab 10) Ordinance #2012-13 – Small Scale future Land Use Amendment for Morgan & Morgan**
35 **Clear Channel property at 14229 U.S. Hwy 441**

36
37 Mr. Skutt said all the properties adjacent across the street have a commercial land use
38 designation so the commercial designation will be the most appropriate. The Planning & Zoning
39 Board recommended approval on April 19, 2012.

40
41 **MOTION**

42
43 **Bob Grenier moved to approve Ordinance #2012-13, seconded by Kirby Smith. The motion**
44 **carried unanimously 5-0.**

45
46 **Tab 11) Resolution #2012-08 – Reimbursement for Stormwater**

47

1 Ms. Houghton said the city has a downtown stormwater project. Originally USDA funds were to
2 be utilized but staff brought back an item wherein the project was split into two.

3
4 The project for the pond and the immediate downtown includes two grants that the city received—
5 one from the Florida Department of Environmental Protection or \$750,000 and one from the Lake
6 County Water Authority for \$250,000. The total project is \$3.4 million and the city will need to
7 issue debt to shore up the remainder of that project. There will be some expenditures that the city
8 may incur prior to getting the funding established. This resolution provides a mechanism with tax
9 exempt financing to allow the city to reimburse itself for anything spent prior to that time. The city
10 will go out to bid for the stormwater project and will bring that back to Council for approval before
11 any debt agreement is entered into for this project.

12
13 **MOTION**

14
15 **Norman Hope moved to approve Resolution #2012-08, seconded by Bob Grenier. The**
16 **motion carried unanimously 5-0.**

17
18 **Tab 12) Resolution #2012-09 – Reimbursement for the Meter Project**

19
20 Ms. Houghton said this resolution covers the same process for the meter project. This item was
21 previously brought to Council for approval of a complete retrofit of all outdated meters in the city
22 boundaries. The savings for the annual cost for the meter replacements will be used to fund the
23 debt service. Staff is in the process of issuing an RFP or the debt service for the two million that
24 will be required to replace the meters. This is in order to start the project and have it completed
25 on time. The RFP results will be brought back to Council for approval.

26
27 **MOTION**

28
29 **Bob Grenier moved to approve Resolution #2012-09, seconded by Norm Hope. The motion**
30 **carried unanimously 5-0.**

31
32 **X. GENERAL GOVERNMENT**

33
34 **Tab 13) At Large Seat Referendum**

35
36 Mayor Wolfe stated he felt this issue had been discussed previously and he wished to have
37 another discussion on the topic. He said this has to do with how the councilmembers are elected.
38 The charter calls for the top vote getters to be elected. He said under the current system
39 challenging candidates are not running for a specific seat or incumbent, therefore they are
40 running against all the candidates. He said most of the surrounding cities, other counties, and the
41 federal election system in general, utilizes the system of having candidates run for a specific seat.
42 He proposed that the system be changed to an at large council seat system (not districts) that
43 would not limit the candidates to living in a specific location and would create seats one through
44 five.

45
46 Mr. Drury noted Council would be authorizing the voters to make this decision.
47

1 Vice Mayor Grenier said he agreed with having the voters make the decision. He asked to see
2 the referendum prior to its approval.

3
4 Mr. Drury stated that the City Attorney will develop an ordinance. Attorney Williams clarified that
5 Council has to adopt an ordinance to amend the charter which will take two readings.

6
7 Councilmember Hope asked what had changed when it was turned down before by a prior
8 council. Mr. Drury said he believed the prior council did not want to put it before the voters. Mayor
9 Wolfe said he remembered there had been discussion about not having too many referendums
10 on the ballot.

11
12 Councilmember Pfister said the previous discussion had been around having districts. She said
13 she would support the referendum and clarified that it would go into effect in 2013.

14
15 Attorney Williams said the charter states that the charter stipulates that if the person is appointed
16 mid-term that the councilmember has to stand for election at the next General Election.

17
18 Vice Mayor Grenier expressed concern about what would happen if no one ran against the four
19 councilmembers. Ms. Barnett stated that had happened previously and at that time Council had
20 to approve a resolution to determine how to resolve the issue for the one year term.

21
22 Mayor Wolfe said he thought the charter referendum would be a step forward. Councilmember
23 Smith expressed support as long as it is "at large" seats.

24
25 Mayor Wolfe asked for audience comment.

26
27 Denise Laratta, Fox Run

28
29 Ms. Laratta said she did not support the proposed referendum. She expressed concern about the
30 possibility of two people running unopposed receiving fewer votes than either one of the two
31 people opposing each other. She said she preferred the current system.

32
33 Vice Mayor Grenier said his concern was that there could be voters who might prefer two people
34 and then would have to make a choice. Mayor Wolfe noted there are a lot of over and under
35 voters according to the Supervisor of Elections.

36
37 Betty Burleigh, 214 N. New Hampshire Avenue

38
39 Ms. Burleigh said she agreed with Ms. Laratta. She said she prefers the current system.

40
41 Councilmember Smith asked if a candidate could run for all three seats. Attorney Williams said
42 the person would have to pick one seat.

43
44 Charlotte Hope

45
46 Ms. Hope said she believes this could pit the residents against individual councilmembers and
47 she preferred the current system.

1
2 Mayor Wolfe noted three people have spoken and there are 7500 voters in the city. He said this
3 was just a request to allow the residents to make the decision.

4
5 Denise Laratta

6
7 Ms. Laratta asked about the estimated costs. Mr. Drury said it is approximately \$1800 to get it on
8 the ballot and if the city does some educational activities there would be another \$1000
9 approximately. He said if Council approves this issue, staff will bring back more specific
10 information along with the ordinance.

11
12 Councilmember Hope said he had no objection to changing the system and he agreed that the
13 voters should make the decision.

14
15 **MOTION**

16
17 **Norman Hope moved to direct staff to go forward with the referendum for the voters**
18 **concerning the potential change and bring back a referendum ordinance for council**
19 **approval, seconded by Kirby Smith. The motion carried 5-0.**

20
21 **Tab 14) Request by Disabled Veterans Association to do Fundraising on City Roads**

22
23 Chief Lubins stated the city does not have an ordinance that permits the collection of cash for
24 fundraising at its intersections and has not permitted this activity other than allowing the Fire
25 Union to conduct this activity for Muscular Dystrophy once a year. By state statutes cities may
26 allow his activity if an ordinance is in place.

27
28 Chief Lubins said if Council approves this policy an ordinance will be prepared stipulating that the
29 organization must provide a safety plan, a time frame, number of participants, and other pertinent
30 information. The ordinance would also address the permit process and how the not for profits
31 would be selected.

32
33 Chief Lubins stated that the staff recommendation was to not allow cash collections by
34 fundraising organizations on city streets or state roads within the city limits.

35
36 Chief Lubins noted a representative from the Disabled Veterans Association was present to
37 speak.

38
39 David Bailey, Director of the Disabled Veterans Foundation

40
41 Mr. Bailey stated that the state statutes stipulate that when the Fire Department is collecting cash
42 they are the same as the Disabled Veterans; a nonprofit organization representing Muscular
43 Dystrophy. He discussed the work of the Disabled Veterans Foundation and the services they
44 provide to veterans, particularly to veterans with less than 20 years in the service. He said they
45 are not asking to stop the MDA from collecting funds.
46

1 Mayor Wolfe discussed the actions taken recently and the prior contacts made with the Police
2 Department. Chief Lubins noted contact had been made by the DVA in 2010, however the
3 information given by the city at that time was incorrect; then DVA attempted to set up at the
4 intersections twice in 2012 and were asked to leave each time pending a decision by Council
5 whether or not to allow this. Mr. Bailey apologized to the Chief and the Council. He said the DVA
6 does not come to a community where they are not welcome and would want any agreements to
7 be in writing.

8
9 Councilmember Hope discussed his family's experience with services for the veterans. He
10 questioned Mr. Bailey on the DVA program procedures.

11
12 Councilmember Pfister said she appreciates the work done by the DVA which she has supported,
13 however, her issue is not with the organization or its programs—she said she does not like to
14 have people in intersections (including the Fire Department) collecting on the roads. She
15 suggested the DVA set up in other locations.

16
17 Mr. Drury noted that staff does not have an issue on the merits of the organization; the only issue
18 is safety.

19
20 Vice Mayor Grenier discussed his agreement with the safety issue and driver distraction.

21
22 Councilmember Hope noted his concern about the city vetting the legitimacy of organizations in
23 addition to the safety issue.

24
25 Mayor Wolfe invited public comment.

26
27 Charlotte Hope, Fox Run

28
29 Ms. Hope said the Disabled Veterans is not associated with the Veterans Affairs. She said the
30 vetting process is very important for the residents in addition to the safety issue.

31
32 Denise Laratta, Royal Harbor

33
34 Ms. Laratta said she agreed with the safety issue as the primary reason although she supports
35 the disabled veterans as well as other needy organizations. She said she felt it would be difficult
36 for the city to select the organization. She supported the city not allowing this activity.

37
38 Councilmember Smith said he agreed with the comments made by Council.

39
40 **MOTION**

41
42 Kirby Smith moved to not allow any organization to organize on a state road, a county
43 road, or a city road within the city limits of Tavares, seconded by Norm Hope. The motion
44 carried unanimously 5-0.

45
46 Tab 15) Agreement with Whittaker for Agricultural Water Rate

47

1 Ms. Houghton said she had met with Mr. Whittaker and Mr. Hayes and the attached agreement
2 was negotiated which is the same format previously approved by Council. The agreement calls
3 for 14 million gallons with the ability to interrupt the service if needed. No more than 10% of the
4 capacity of the city will be at a reduced rate. She noted information from ConserveTwo had been
5 provided for comparison. They charge 19 cents per 1000 gallons of reclaimed water. This
6 agreement with Mr. Whittaker is for 30 cents per 1000 gallons. This rate recovers the city's
7 disposal costs and the city will also charge Mr. Whittaker 50% of the meter costs.

8
9 Councilmember Smith asked the cost for residential. Ms. Houghton said she believed it was a
10 little over \$1.00 a gallon. Mr. Drury noted the leadership in providing reduced rate for agricultural
11 is out of Orange County. He said the city's rate is double and the reason is due to the city's cost
12 to deliver the service. Attorney Williams reviewed the ordinance and stated it is \$1.03 for Block
13 One Usage Rate per 1000 gallons.

14 Mr. Drury noted it is a three year agreement and Council can review this again at that time.

15
16 Councilmember Smith asked Mr. Thompson if the city has enough water. Mr. Drury answered in
17 the affirmative and reiterated that the agricultural water is limited to 10%.

18
19
20 Mayor Wolfe asked about the meter connection charge. Ms. Houghton said it will be between
21 \$3,000 and \$4,000 and Mr. Whittaker will be charged 50% of that cost. Mayor Wolfe questioned
22 why only 50%. Ms. Houghton said that was the negotiated price.

23
24 Mr. Whittaker said he felt it was a fair agreement.

25
26 Mayor Wolfe invited public comment.

27
28 Denise Laratta, Royal Harbor

29
30 Ms. Laratta asked if the rate captured the cost of the building of the facility and the debt on the
31 facility. Mr. Drury said it does not. Ms. Laratta noted the homeowners will pay \$1.03 and 100% of
32 the meter costs and a connection cost—she said she did not think this was a good deal for the
33 homeowners because the cost of the building was being placed on the homeowners.

34
35 Mr. Drury noted it is not the same quantity as the homeowners. He said the city is trying to get
36 reclaimed water out into the community and this should get the program going and it can be
37 revisited in three years. Ms. Laratta suggested reducing the rates to the homeowners.

38
39 **MOTION**

40
41 **Bob Grenier moved to approve the negotiated price agreement with May & Whittaker, a**
42 **Florida Family Partnership at a rate of \$.30 per 1000 gallons of reclaim water on an**
43 **interruptible service basis, seconded by Kirby Smith. The motion carried unanimously 5-0.**

44
45 **Tab 16) ISO Building Evaluation Report**

46

1 Mr. Skutt said the city received the ISO report in May 2012. He said the report scores the quality
2 of building code enforcement within the municipality and is used by the insurance industry to
3 establish property insurance rates. Municipalities with well enforced up to date codes
4 demonstrate better loss experience which is reflected with lower rates for its citizens. Tavares has
5 received a final classification of 4 for residential, commercial and industrial properties. This score
6 is an upgrade from that established last year after ISO's initial review of the department. ISO
7 allowed the city to implement an improvement program which was done. He noted Tavares had
8 exceeded the state average. He said no action was required by Council.
9

10 Councilmember Smith thanked the Fire Department for its due diligence and for the Community
11 Development Team for keeping the rates as low as possible. Mayor Wolfe added this
12 appreciation.
13

14 **Tab 17) O'Keefe-Ruby Street Partial Sidewalk**
15

16 Mayor Wolfe declared a conflict of interest in this case as he does contracting work for the
17 applicant. He passed the gavel to Vice Mayor Grenier.
18

19 Mr. Thompson presented the agenda item:
20

21 *As Ruby Street becomes one of the primary pedestrian friendly corridors of the entertainment*
22 *district, the placement of sidewalks along the north side of the street has been a master planning*
23 *goal. As projects move forward on the north side of Ruby Street, sidewalks have been inserted.*
24 *At some point in time in the future, all of the sidewalks will be inserted and connected resulting in*
25 *one long sidewalk along the north side of Ruby Street.*
26

27 *The owner of O'Keefe's restaurant has requested that the city eliminate the parking spots in front*
28 *of his restaurant along Ruby Street. He believes that it will improve pedestrian flow and eliminate*
29 *the current situation where cars that pull in to those spots shine their headlights onto people*
30 *dining on the front porch creating an unpleasant dining experience. Staff has reviewed the*
31 *situation and believes that it will improve pedestrian flow, is consistent with the master plan and*
32 *provides better access to the new KIOSK location previously budgeted for and approved by*
33 *Council (see attached sketch).*
34

35 *Staff has obtained a cost estimate from Pillar Construction who was previously selected by*
36 *Council to construct the down town Alleyways as they will be mobilizing this month to construct*
37 *those alleyways. The cost Pillar provided for this additional sidewalk work is \$4,050. Staff has*
38 *also negotiated a draft agreement with O'Keefe's wherein they would donate paver blocks and*
39 *installation for the median by this new sidewalk to match the current paver block patio. Currently,*
40 *a restaurant owner can obtain a permit for outdoor seating under certain conditions. It is*
41 *anticipated that in the future, O'Keefe's may want to provide outdoor seating in that area from*
42 *time to time as the activity along Ruby Street grows consistent with the City's outdoor seating*
43 *permit ordinance. .*
44

45 Mr. Drury said he has an update. He said the survey indicates that the area where Mr. O'Keefe
46 plans to put the paver block will be on his property so it will not be a donation to the city.
47

1 Councilmember Smith asked if a kiosk could be placed at the corner of Rockingham and Ruby
2 Mr. Thompson said that it is the plan.

3
4 Councilmember Hope said he wanted to ensure when Ruby Street is torn up for the new lines
5 that the sidewalk will not have to be torn up again. Mr. Thompson said he had not seen the plans
6 but every effort will be made not to do this. Councilmember Hope asked if the city had received
7 any other bids. Mr. Thompson said no but that Pillar was mobilized nearby and has been
8 competitive in the past bids.

9
10 Councilmember Hope asked Attorney Williams if there was any issue by not getting bids. Mr.
11 Williams answered it is not a legal issue for the city.

12
13 Vice Mayor Grenier asked about flooding. Mr. Thompson said paver blocks will help with that
14 situation.

15
16 Vice Mayor Grenier asked for public comment.

17
18 **MOTION**

19
20 **Lori Pfister moved to authorize staff to enter into a contract with Pillar construction in the**
21 **amount of \$4,050 to convert the parking area in front of O’Keefe’s to a sidewalk t the new**
22 **kiosk utilizing funds from the previously budgeted kiosk installation program, seconded**
23 **by Kirby Smith. The motion carried unanimously 4-0 with Mayor Wolfe abstaining.**

24
25 Vice Mayor Grenier passed the gavel back to Mayor Wolfe.

26
27 **Tab 18) Authorization for the Mayor to Attend the Sister Cities International 2012 Annual**
28 **Conference in Jacksonville, Florida**

29
30 Mr. Drury discussed the Sister City program and noted the annual conference happens to be in
31 Florida this year. The cost is \$600 plus the hotel and it is a two and a half day conference. It will
32 involve networking and educational opportunities to bring back to the city.

33
34 Councilmember Smith spoke in support of the mayor attending the conference. Councilmember
35 Hope said he had no problem with the mayor attending the conference, however, he said he
36 would have preferred the city to have a sister city closer than Taiwan. He asked the mayor to
37 consider whether the city can have two sister cities or one closer. He said he understood the
38 Dragonboat connection. Mayor Wolfe responded that there is no limit to the amount of sister cities
39 with which the city can be associated.

40
41 Mayor Wolfe invited public comment.

42
43 **MOTION**

44
45 **Lori Pfister moved to authorize the Mayor to attend the conference, seconded by Norm**
46 **Hope. The motion carried unanimously 5-0.**

47

1 **XVI. OLD BUSINESS**

2
3 **XVII. NEW BUSINESS**

4
5 **XVIII. AUDIENCE TO BE HEARD**

6
7 Ms. Burleigh said her seat on the Library Board expires June 30th and she did not choose to be
8 reappointed. She thanked the Mayor and Council for the opportunity to have served the last five
9 years.

10
11 Ms. Burleigh said in May another Charter Member of the Historical Society had passed away—
12 Mary Jo Brown Williams. She said Ms. Williams was very involved with the city and service
13 organizations from the time she moved to Tavares in 1970. She said she had been the chairman
14 of the Bicentennial and her husband Obie Brown served two terms on the City Council and he
15 died in 1984.

16
17 Mayor Wolfe thanked Ms. Burleigh for her service on the Library Board.

18
19 **XIV. REPORTS**

20
21 **City Administrator**

22
23 Mr. Drury noted that at the next meeting on July 18 Council will have its first budget workshop in
24 addition to the regular council meeting. The following budget workshop will be on July 25th when
25 Council will set the tentative maximum millage rate and the tentative maximum fire assessment
26 which will be discussed over the next two months. He noted he had listed upcoming meetings.

27
28 Mr. Drury recognized his daughter Jessica Lynn Drury in the audience and stated she is a recent
29 graduate of Stetson University and has been accepted to law school in Jacksonville.

30
31 **City Clerk**

32
33 Ms. Barnett stated she will bring the Election Proclamation to the next Council meeting. She
34 noted there is no Code enforcement meeting in July.

35
36 **City Attorney**

37
38 Attorney Williams said the city will be closing on the Wooton Park property this week.

39
40 **Finance Department**

41
42 Ms. Houghton said the budget will be delivered to Council Saturday, July 14th.

43
44 **Economic Development**

45
46 **Public Communications**

47

1 **Fire Department**

2 Chief Keith thanked Council for its decision on the fundraising. He said he was in agreement with
3 prohibiting the activity even though he had participated for many years as a firefighter for the
4 MDA fundraising. He said he had spoken with the Union president and the MDA coordinator who
5 were also in agreement.

6
7 **Public Works Department**

8
9 **Community Services Department**

10 Ms. Rogers reminded everyone of the Juneteenth celebration this coming Saturday at Ingraham
11 Park from 1 to 5 pm.

12
13 **Human Resources**

14
15 **Community Development**

16
17 **Tab 10) City Council**

18
19 **Councilmember Pfister**

20
21 **Councilmember Hope**

22 Councilmember Hope said it has been a pleasure to tour the different departments and learn
23 about each department. He commented that the employees have a positive attitude about their
24 work for the city.

25
26 **Vice Mayor Grenier**

27 Vice Mayor Grenier encourage Council to attend the Juneteenth event.

28
29 He noted that the War of 1812 began on June 18 - 200 years ago.

30
31 **Councilmember Smith**

32 Councilmember Smith commended the theme of "Fire and Ice" for the July 4th event. He also
33 recognized the actions of an employee [Gene LaJenue] who took the time to assist a resident
34 with a question on the cemetery lot after hours on his own time.

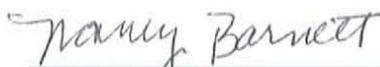
35
36 **Mayor Wolfe**

37 Mayor Wolfe encouraged everyone present to attend the July 4th Wooton Park event.

38
39 **Adjournment**

40
41 There was no further business and the meeting was adjourned at 5:46 p.m.

42
43 Respectfully submitted,

44
45 

46 _____
47 Nancy Barnett, CMC, City Clerk

**AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: July 18, 2012**

AGENDA TAB NO. 2

SUBJECT TITLE: Presentation to Vice Mayor Grenier

OBJECTIVE:

Recognition will be given to Vice Mayor Grenier for his parade entry at the 4th of July parade.

SUMMARY:

Vice Mayor Grenier's parade entry "The Blue and the Grey in United We Stand" won the award for "Most Creative".

OPTIONS:

N/A

STAFF RECOMMENDATION:

N/A

FISCAL IMPACT:

N/A

LEGAL SUFFICIENCY:

N/A

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**AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: July 18, 2012**

AGENDA TAB NO. 3

SUBJECT TITLE: Election Proclamation

OBJECTIVE:

The Mayor will read the 2012 Election Proclamation.

SUMMARY:

The 2012 Election proclamation gives notice of the November 6, 2012 election, including how many positions are up for election and the one year term position.

The Notice of Election ad will appear in the newspapers July 19th. Election packets may be picked up from the City Clerk. All qualifying documents must be filed with the City Clerk by August 15, 2012 at 12:00 noon.

OPTIONS:

N/A

STAFF RECOMMENDATION:

N/A

FISCAL IMPACT:

N/A

LEGAL SUFFICIENCY:

Legally sufficient.

PROCLAMATION
BY ORDER OF THE MAYOR OF THE CITY OF TAVARES
NOTICE OF ELECTION

The 2012 City Election will be held on Tuesday, November 6, 2012 in the City Hall Council Chambers, First United Methodist Church, Haines Creek Baptist Church, Lake County Agriculture Center, Lake Frances Estates Clubhouse, Tavares Masonic Lodge, Imperial Terrace, and Royal Harbor Social Hall, for the purpose of electing four non-partisan Councilmembers to serve at large for the following terms of office:

Three positions will serve two year terms. The fourth position will fill the unexpired term vacated by Sandy Gamble and now filled by Norman Hope by appointment of the Mayor. The candidate receiving the least number of votes shall be declared to fill the remaining unexpired term of one year.

NOTICE IS HEREBY GIVEN that the registration for Lake County is now open for registration of all qualified voters of the City of Tavares at the office of the Supervisor of Elections for Lake County in the Administrative Building of Tavares, Florida, during the usual office hours.

Electors of the City of Tavares who have registered on or prior to October 9, 2012 at 5 p.m. will be processed for voting at the City Election to be held on the 6th day of November, 2012.

Nomination for the four Councilmembers shall be by petition signed by at least twenty-five (25) qualified electors of the City of Tavares and 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, 2012. Election packets may be obtained from the City Clerk.

Dated this 18th day of July, 2012.

Robert Wolfe, Mayor

**AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: July 18, 2012**

AGENDA TAB NO. 4

SUBJECT TITLE: Proposal from Advanced Data Solutions, Inc. for Digitizing City Maps

OBJECTIVE: To consider the proposal from Advanced Data Solutions, Inc in the amount of \$29,812.50 to convert paper copies of maps, blueprints, and construction as built maps to digital.

SUMMARY:

The City has been storing maps, constructions plans, site plans, and associated documents of the City's infrastructure and commercial buildings since the 1950's. They are kept in offices, in the City's Record Storage facility, and other areas that do not provide an adequate protection for long term storage. Many of the maps must be kept permanently for records retention purposes. They are also critical for the public works and utility staff to access when responding to the public on water and sewer issues. (In more recent years the Planning Department has requested digital copies of As Builts.)

The cost effective solution to maintain this pertinent information is to convert blue prints, maps and associated legal documents to electronic files in a universal format such as pdf. These documents will then be able to be merged into the City's GIS System for quick retrieval and in the future can be merged with an electronic record management system.

Advanced Data Solutions has previously been awarded a state contract and the City is piggybacking off that contract. The proposed contract would include scanning and indexing the documents and the provision of software to retrieve the maps more efficiently. The maps will then be able to be stored on individual laptops for staff in the field and on individual computers in the City. This will resolve the storage and the protection issues that exist currently for these documents.

OPTIONS:

1. **Move to Approve** the Proposal from Advanced Data solutions in the amount of \$29,812.50
2. Do not **Approve** the Proposal from Advanced Data solutions in the amount of \$29,812.50

STAFF RECOMMENDATION:

Move to Approve the Proposal from Advanced Data solutions in the amount of \$29,812.50

FISCAL IMPACT:

Funding Source: This item was specifically previously budgeted for the current fiscal year 2011-2012 in the Utility Budget.

LEGAL SUFFICIENCY: This meets legal sufficiency



ADVANCED DATA SOLUTIONS, INC.

141 Scarlet Boulevard, Suite A
Oldsmar, Florida 34677
813.855.3545 Corporate
www.adsus.net
State Contract 973.561.010.1

Proposal for Services

<p>City of Tavares 201 E. Main Street Tavares, Florida 32778-1068 Nancy A. Barnett, City Clerk 352-253-4546</p>

Date: March 30th, 2012

Quantity	Description	Price	Ext Price
100,000	<p>Letter / Legal Size Scanning Digital Conversion of Letter/Legal size documents to OCR Searchable PDF or Group IV tiff format / 300 dpi / Documents will be scanned into clearly defined Directories. This price includes all doc prep & re-prep of the documents. All Seals will be raised and embossed for visual clarity. All Seals will be raised and embossed for visual clarity. Best of breed image quality achieved through threshold, noise reduction, de-speckle, gamma, control contrast, shadowing and highlight settings. State Contract #: 973-561-010-1 / Job Code #1420 - Data Modeler</p>	\$0.04 each	\$4,000.00
50,000	<p>Large Size Scanning of Drawings & Blueprints Digital Conversion of Large Format Drawings / Blueprints to OCR Searchable PDF or Group IV tiff format / 300 dpi / Drawings will be scanned into clearly defined Directories. This price includes all doc prep & re-prep of documents. All Seals will be raised and embossed for visual clarity. Best of breed image quality achieved through threshold, noise reduction, de-speckle, gamma, control contrast, shadowing and highlight settings. State Contract #: 973-561-010-1 / Job Code #1420 - Data Modeler</p>	\$0.47 each	\$23,500.00
125,000	<p>Indexing: Data Input / Various Index Schemes based on Various Database requirements compatible with existing software tables and City retrieval standards. Per Keystroke rate applicable to all data conversion (paper, wide format, microfilm & microfiche) / Per Keystroke State Contract #: 973-561-010-1 / Job Code #1420 - Data Modeler</p>	\$0.0100	\$1,250.00
5,000	<p>Color Scanning: Letter / Legal / Ledger Size State Contract #: 973-561-010-1 / Job Code #1420 - Data Modeler</p>	\$0.06	\$312.50
0	<p>Microfilm: Conversion of 35mm Microfilm to Group IV TIFF Images 16MM film to image (Price is per roll) 35MM film to image (Price is per roll)</p>	\$38.00 each \$25.00 each	\$0.00 \$0.00
10	DVD Data Disc.	\$25.00	\$250.00
10	Pickup & Delivery (round trip)	\$50.00	\$500.00
	Grand Total		\$29,812.50

**AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: July 18, 2012**

AGENDA TAB NO. 5

SUBJECT TITLE: Renew Concession Agreements with Liberty Christian Academy and the Gridiron Gang

OBJECTIVE: To consider renewing the existing concession agreements between the City of Tavares and Liberty Christian Academy and the City of Tavares and the Tavares High School Gridiron Gang for three additional years to provide concession services at the Fred Stover Sports Complex and the Woodlea Sports Complex respectively. Current agreements expire on July 31, 2012.

SUMMARY: The city has enjoyed a successful working relationship with both parties for the provision of concession services at Fred Stover and Woodlea sports complexes.

It is proposed that the annual lease fee for both groups will be \$1,800/annually; \$150.00/monthly with payments being billed on a monthly basis.

The proposed contract renewal period will be from July 31, 2012 to July 31, 2015 with annual reviews

OPTIONS:

- 1) Approve renewing the agreements with both parties for three additional years
- 2) Do not renew the agreements

STAFF RECOMMENDATION:

Move to approve renewing the agreements for three additional years beginning August 1, 2012 and ending July 31, 2015.

FISCAL IMPACT: Revenues collected: \$3,600.00/annually

CONCESSION AGREEMENT

THIS AGREEMENT made this _____ day of _____, 2012 between the City of Tavares, Florida (hereinafter referred to as "the City") and Gridiron Gang of Tavares, Inc., a Florida not-for-profit corporation, (hereinafter referred to as "the Club").

RECITALS

1. The City desires to enter into an agreement with the Club for the provision of certain concessions at the Woodlea Road Sports Complex located in Tavares, Florida.

2. The Club desires to extend its agreement with the City to provide concession services, and further agrees to be bound by the terms and conditions of this Agreement.

THEREFORE, in consideration of the foregoing recitals and for other good and valuable consideration, receipt of which is hereby acknowledged, the City and the Club hereby covenant and agree as follows:

1. The City hereby grants to the Club the right to sell concessions at the Woodlea Road Sports Complex located in Tavares, Florida, for the term beginning August 1, 2012 and ending July 31, 2015. The Club hereby agrees to provide concessions at all scheduled and special City or City-sanctioned sporting events (including boys and girls varsity and J.V. High School practices and games) at said complex. The concessions to be provided by the Club shall be submitted to and approved by the City.

2. During the term of this Agreement, the Club shall be responsible for the following:

a. Ordering, maintaining and purchasing adequate inventory to provide the services set forth herein;

b. Scheduling an adequate staff of workers to man the concession stand at all times, including the presence in the concession stand of an adult at least twenty-one (21) years of age at

all times during which the concession stand is in operation, as required herein;

c. Providing the necessary equipment to equip, supply and operate the concession stand including, but not limited to, cabinets, countertops, sinks, coolers, ice machine, refrigerator, stove, popcorn machine, hot dog machine, coffee machine, soft drink dispenser and various utensils, all of which must be approved in advance by the City;

d. Keeping the interior area of the concession stand clean and in a sanitary condition, free from waste and rubbish;

3. The City shall be responsible for the following:

a. Providing the Club with access to the concession stand;

b. Furnishing utilities, regular pest control service and building maintenance (not including maintaining or cleaning the interior of building);

c. Notifying the Club at least forty-eight (48) hours in advance of all regularly scheduled or special sporting events during which concession sales are called for under this Agreement.

4. In consideration of the right granted by the City to the Club to sell concessions at the Woodlea Road Sports Complex, the Club agrees to pay to the city \$150.00 per month for the first twelve (12) months of this agreement. Beginning January 1, 2013 and on January 1 of each year after, this amount shall be adjusted based on the City's actual expenses incurred in the operation of the facility for the previous year; provided, however, that the payment amount shall not be less than \$150.00 per month. The first payment shall be made to the City by the Club upon the execution of this agreement, and successive payments shall be paid on the first day of every month thereafter.

5. The Club agrees to indemnify the City and hold it harmless for any claims or damages (including attorney's fees) that it may incur by reason of the operation of the concession stand by the Club. The Club further agrees to obtain and maintain in force, at its cost, liability insurance coverage in the following amounts, which insurance shall add the City as an additional insured with endorsement:

Bodily Injury -- \$100,000 per person; \$300,000 per occurrence

Property Damage -- \$50,000

The Club shall provide the City with proof of said insurance prior to taking possession of the premises.

6. The Club shall provide a copy of the official 501(c)3 designation to the City upon execution of the agreement.

7. The parties agree that if the Club violates the terms and conditions of this Agreement, or violates any other applicable state, county or municipal ordinances, the City shall have the option to immediately terminate this Agreement.

8. The Club shall be responsible for obtaining any and all necessary licenses, health certificates, permits, or other documents required for the operation of the concession stand. The Club shall also be responsible for any and all sales or income tax liability that it may incur by reason of its operation of the concession stand.

9. The Club shall not be permitted to sublet or assign any part of the concession stand premises or the right to sell concessions at the complex as set forth in this Agreement without first obtaining the written consent of the City.

10. The Club shall have the right to make minor renovations to the interior of the concession

stand, only after receiving prior approval from the City Administrator or his designee. All City codes must be met and all necessary permits obtained.

11. Notwithstanding any other provision of this Agreement to the contrary, either party may terminate this Agreement at any time, without cause, by giving thirty (30) days written notice to the other party of its intent to terminate the agreement.

Dated this ___ day of _____, 2012.

Gridiron Gang of Tavares, Inc.

John H. Drury
City Administrator
City of Tavares, Florida

By: 
Gerald G. Guenther, Jr.
AS
Its: President

Attest:

Attest:

Carissa A. Payne

CONCESSION AGREEMENT

THIS AGREEMENT made this _____ day of _____, 2012 between the City of Tavares, Florida (hereinafter referred to as "the City") and Liberty Christian Academy, a Florida not-for-profit corporation, (hereinafter referred to as "the Academy").

RECITALS

1. The City desires to enter into an agreement with the Academy for the provision of certain concessions at the Fred Stover Sports Complex located in Tavares, Florida.

2. The Academy desires to extend its agreement with the City to provide concession services, and further agrees to be bound by the terms and conditions of this Agreement.

THEREFORE, in consideration of the foregoing recitals and for other good and valuable consideration, receipt of which is hereby acknowledged, the City and the Academy hereby covenant and agree as follows:

1. The City hereby grants to the Academy the right to sell concessions at the Fred Stover Sports Complex located in Tavares, Florida, for the term beginning August 1, 2012 and ending July 31, 2015. The Academy hereby agrees to provide concessions at all scheduled and special City or City-sanctioned sporting events (including boys and girls varsity and J.V. High School practices and games) at said complex. The concessions to be provided by the Academy shall be submitted to and approved by the City.

2. During the term of this Agreement, the Academy shall be responsible for the following:

a. Ordering, maintaining and purchasing adequate inventory to provide the services set forth herein;

b. Scheduling an adequate staff of workers to man the concession stand at all times,

including the presence in the concession stand of an adult at least twenty-one (21) years of age at all times during which the concession stand is in operation, as required herein;

c. Providing the necessary equipment to equip, supply and operate the concession stand including, but not limited to, cabinets, countertops, sinks, coolers, ice machine, refrigerator, stove, popcorn machine, hot dog machine, coffee machine, soft drink dispenser and various utensils, all of which must be approved in advance by the City;

d. Keeping the interior area of the concession stand clean and in a sanitary condition, free from waste and rubbish;

3. The City shall be responsible for the following:

a. Providing the Academy with access to the concession stand;

b. Furnishing utilities, regular pest control service and building maintenance (not including maintaining or cleaning the interior of building);

c. Notifying the Academy at least forty-eight (48) hours in advance of all regularly scheduled or special sporting events during which concession sales are called for under this Agreement.

4. In consideration of the right granted by the City to the Academy to sell concessions at the Fred Stover Sports Complex, the Academy agrees to pay to the city \$150.00 per month for the first twelve (12) months of this agreement. Beginning January 1, 2013 and on January 1 of each year after, this amount shall be adjusted based on the City's actual expenses incurred in the operation of the facility for the previous year; provided, however, that the payment amount shall not be less than \$150.00 per month. The first payment shall be made to the City by the Academy upon the execution of this agreement, and successive payments shall be paid on the first day of every

month thereafter.

5. The Academy agrees to indemnify the City and hold it harmless for any claims or damages (including attorney's fees) that it may incur by reason of the operation of the concession stand by the Academy. The Academy further agrees to obtain and maintain in force, at its cost, liability insurance coverage in the following amounts, which insurance shall add the City as an additional insured with endorsement:

Bodily Injury -- \$100,000 per person; \$300,000 per occurrence

Property Damage -- \$50,000

The Academy shall provide the City with proof of said insurance prior to taking possession of the premises.

6. The Academy shall provide a copy of the official 501(c)3 designation to the City upon execution of the agreement.

7. The parties agree that if the Academy violates the terms and conditions of this Agreement, or violates any other applicable state, county or municipal ordinances, the City shall have the option to immediately terminate this Agreement.

8. The Academy shall be responsible for obtaining any and all necessary licenses, health certificates, permits, or other documents required for the operation of the concession stand. The Academy shall also be responsible for any and all sales or income tax liability that it may incur by reason of its operation of the concession stand.

9. The Academy shall not be permitted to sublet or assign any part of the concession stand premises or the right to sell concessions at the complex as set forth in this Agreement without first obtaining the written consent of the City.

10. The Academy shall have the right to make minor renovations to the interior of the concession stand, only after receiving prior approval from the City Administrator or his designee. All City codes must be met and all necessary permits obtained.

11. Notwithstanding any other provision of this Agreement to the contrary, either party may terminate this Agreement at any time, without cause, by giving thirty (30) days written notice to the other party of its intent to terminate the agreement.

Dated this ___ day of _____, 2012.

Liberty Christian Academy

John H. Drury
City Administrator
City of Tavares, Florida

By: _____

Its: _____

Attest:

Attest:

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**AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: July 18, 2012**

AGENDA TAB NO. 6

SUBJECT TITLE: Request to Award the Bid for the City of Tavares Leak Detection Project

OBJECTIVE: To award the Bid for the City of Tavares Leak Detection Project to Wach's Water Services in the amount of \$29,114.07.

SUMMARY:

By way of background, the CUP expired in October 2010 and presently we are working with a month to month permit until we have received a new permanent permit. The city currently provides approximately 3 MGD of potable water to meet the present demands of the residents and service area. The goal is to secure a future water supply withdrawal status that is adequate for Commercial Enterprises, Governmental Agencies, Hospital, Schools, Residents and other uses in the City of Tavares to meet the City's needs through the year 2030, from the present water supply. Part of this process and the Water Conservation Program is to conduct Leak Detection project every 3 years. The purpose is to locate and repair leaks in the system. The loss of water is also a loss of revenue for the City. For these reason we have bid out a project for leak detection for every area except the CRA which will be receiving some new infrastructure.

The City will be start this process by awarding this bid to Wach's Water Services who was the lowest, qualified bidder from a group of 3 bidders. They are listed below:

Water Systems Optimization, INC	\$37,700.00
Utility Services Associates	\$49,867.66
Wachs Water Services	\$29,114.07

OPTIONS:

1. Award the Bid and the Project to the lowest Qualified Bidder Wach's Water Services in the amount of \$29,114.07 and authorize the City Administrator to execute a contract on behalf of the City.
2. Do **not** Award the Bid and the Project to the lowest Bidder Wach's Water Services in the amount of \$29,114.07

STAFF RECOMMENDATION:

1. That Council Award the Bid and the Project to the lowest Qualified Bidder Wach's Water Services in the amount of \$29,114.07 and authorize the City Administrator to execute a contract on behalf of the City.

FISCAL IMPACT: This item was line item budgeted 401-33-02-533.52-14 in the 11-12 budget

LEGAL SUFFICIENCY: This summary and bid met legal sufficiency



MINUTES OF BID OPENING
June 28th, 2012
Request for Proposals
Leak Detection Program

Bid No. 2012-0025
TAVARES CITY HALL
CITY COUNCIL CHAMBERS

PRESENT

John Rumble, Purchasing Manager, Brad Hayes, Utility Director

Mr. Rumble noted today's date as Thursday, June 28, 2012. This is the opening of bid packages received in response to RFP 2012-0025, Leak Detection program the City of Tavares There were three proposals received:

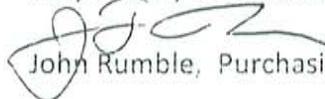
1. Water Systems Optimization Inc
1410 Donelson Pike Suite A1
Nashville TN 37217

2. Utility Services Associates
919 SW 150th St Suite B
Seattle WA. 98166

3. Wachs Water Services
801 Asbury Drive
Buffalo Grove IL 60089

Mr. Rumble noted the packages would be reviewed by the selection committee and a recommendation will be made to City Council.

Respectfully submitted,


John Rumble, Purchasing Manager.

**MINUTES OF RFP Evaluation
July 10th, 2012 2:00 p.m.
Request for Proposals
Leak Detection Program**

Bid No. 2012-0025
TAVARES CITY HALL
Conference Room 3

PRESENT

John Rumble, Purchasing Manager,
Brad Hayes, Utility Director
Burney Vaughn, Water Director
Phillip Clark, Plant Supervisor
Chris Abbott, Water Department Supervisor

Mr. Rumble noted today's date as Thursday, June 28, 2012. This is the opening of bid packages received in response to RFP 2012-0025, Leak Detection program the City of Tavares. There were three proposals received:

1. Water Systems Optimization Inc
1410 Donelson Pike Suite A1
Nashville TN 37217
2. Utility Services Associates
919 SW 150th St Suite B
Seattle WA. 98166
3. Wachs Water Services
801 Asbury Drive
Buffalo Grove IL 60089

Mr. Hayes opened the meeting with his thoughts on the three submittals. He said he examined all the submittals considering technical ability and cost. He stated that WSO was weak in all areas of technical ability, reporting and was middle in the cost. The second firm Utility Services was better overall technically but had the highest cost of the three. Concluding with Wachs Water Services, Mr. Hayes explained that the presentation of the qualifications was the best of the three. In addition they proposed to do the checks every 250 feet as opposed to the other submitters who proposed every 300 feet. This would ensure a greater possibility of detecting all leaks. The price submitted by Wachs was the lowest of the three. The price proposals were as follows

Water Systems Optimization Inc	\$ 37,700.00
Utility Services Associates	\$ 49,867.66
Wachs Water Services	\$ 29,114.07

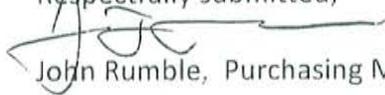
The floor was then opened to the other members who gave their evaluation on the submittals with all concurring with Mr. Hayes. Mr. Abbott also noted that wherever Wachs encountered meter boxes, they would clean them out as a part of the service.

The evaluation sheets were turned in with the following results:

Tabulation 2012-0025	1	2	3	4	TOTAL	RANK
Water Systems Optimization Inc	75	86	60	63	284	2
Utility Services Associates	70	76	56	60	262	3
Wachs Water Services	95	100	88	92	375	1

It was concluded unanimously that Wachs Water Services was the most qualified provider of these services.

Respectfully submitted,



John Rumble, Purchasing Manager.

Orlando Sentinel

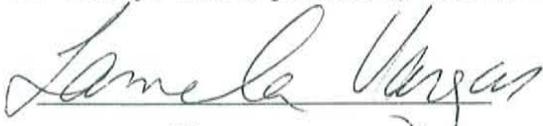
City Of Tavares
PO BOX 1068
201 EAST MAIN ST
TAVARES, FL 32778-1068

Before the undersigned authority personally appeared Pam L. Davis/Tamela Vargas/Deborah M. Toney, who on oath says that s/he is the Legal Advertising Representative of Orlando Sentinel, a daily newspaper published in Lake County, Florida; that the attached copy of advertisement, being a Advertisement for Bid in the matter of RFP 2012-0025 in the Lake County __, was published in said newspaper in the issue(s); of

05/20/12

Affiant further says that the said Orlando Sentinel is a newspaper published in said Lake County, Florida, and that the said newspaper has heretofore been continuously published in said Lake County, Florida, each week day and has been entered as second-class mail matter at the post office in said Lake County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that s/he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

The foregoing instrument was acknowledged before me this 22 day of May, 2012, Pam L. Davis/Tamela Vargas/Deborah M. Toney, who is personally known to me and who did take an oath.






DEBORAH M. TONEY
NOTARY PUBLIC
STATE OF FLORIDA
Comm# DD938521
Expires 11/13/2013

1187866

CITY OF TAVARES
REQUEST FOR PROPOSAL FOR:
LEAK DETECTION PROGRAM

Sealed bids are invited by the City of Tavares, to be received at the office of the City Clerk, 201 East Main St., Tavares, Florida 32778 so as to be received not later than 2:00 p.m. on Thursday, June 27, 2012. Bids received after this specified time and date will not be considered. Please submit one (1) original, four (4) copies and one (1) digital copy, preferably in pdf format.

The purpose of this solicitation is:
LEAK DETECTION SURVEY AND REPORT OF APPROXIMATELY 116 MILES OF WATER MAINS.

All contractors intending to bid on the project must attend a pre-bid conference Tuesday, June 5, 2012 at 10:00 a.m. at the Tavares City Hall Council Chambers, located at 201 East Main Street, Tavares, FL 32778.

Copies of contract (bid) documents, consisting of bidding requirements, contract forms and conditions of the contract may be examined at City Hall, 201 E. Main St., Tavares, Florida, telephone (352) 742-6131. Bidders with access to DemandStar.com can obtain the front end documents by calling 1-800-711-1712, or on the web at <http://www.demandstar.com>.

John Rumble FCPM CPPB
Purchasing Manager
City of Tavares
201 East Main Street, Tavares, FL 32778
jrumble@tavares.org

LAK1187866 05/20/2012

05-24-12 12:02 RCVD

**AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: July 18, 2012**

AGENDA TAB NO. 7

SUBJECT TITLE: Fee Waiver for Lake County Special Olympics

OBJECTIVE: To seek council approval to waive the facility use fees for the Lake County Special Olympics softball program.

SUMMARY:

The City of Tavares was recently approached by an organizer of the Lake County Special Olympics softball program requesting the use of the city's softball field at Woodlea Sports Complex. Their usual home has been the Sleepy Hollow Sports Complex in Leesburg, but recently the facility was shut down and will remain so until the City contracts with another private group to manage that facility.

The request is to use the Woodlea Sports Complex periodically on Saturdays from 9am – 11am from now until the end of November. Our facilities have been used in the past by the Lake County Special Olympics softball program, but only sporadically and infrequently. During those past requests, staff has waived the facility use fee.

It should be noted that the City of Leesburg previously waived their usage fees for this group.

If this request is approved, staff would require that a Certificate of Insurance be issued by the group to the city for liability protection for the city.

OPTIONS:

- 1) Approve the request to waive the facility usage fees.
- 2) Do not approve the request to waive the facility usage fees.

STAFF RECOMMENDATION:

Staff recommends that City Council discuss the request and provide direction to staff.

FISCAL IMPACT:

The baseball/softball fields rent for \$30.00 per hour or \$50.00 per day. It is unclear how often the group will actually use the field.

LEGAL SUFFICIENCY: Meets sufficiency

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**AGENDA SUMMARY
TAVARES CITY COUNCIL
JULY 18, 2012**

AGENDA TAB NO. 8

SUBJECT TITLE: Traffic Control Plan for New Roundabout on Main Street

OBJECTIVE:

To present to City Council Lake County's Traffic Control Plan that will be implemented during the construction of the new roundabout on Main Street.

SUMMARY:

Lake County is nearing the final phase of its Judicial Center expansion which includes the construction of a roundabout at the intersection of Main Street and Sinclair Avenue. The design of the roundabout has been extensively reviewed by both local traffic engineers and by a national roundabout design professional. It is now ready to be constructed. Several meetings have been held with the County's traffic control design team and with business and property owners considered most affected. It is staff's opinion that the proposed Traffic Control Plan provides for expedited construction and reasonable traffic management. The completed roundabout will drastically enhance the functionality and aesthetics of this intersection.

The actual construction of the roundabout, including the underground utility infrastructure, is estimated to take ninety (90) days. It will be necessary to partially close this intersection to traffic during construction. The roundabout will be constructed in two phases while traffic is detoured to Ruby and Alfred Streets. A detailed set of the traffic plans, showing detours and phasing, is attached to this summary.

City staff has is making every effort to fully communicate the details of this Control Plan to businesses along Main Street. Staff is holding a special Development Review meeting for this project and each business or property owner on Main Street will be invited, in writing, to attend this meeting. The complete plan will be displayed, explained and any questions will be answered. It is anticipated that construction of the roundabout will begin in July. The City's Public Communications Director will insure that appropriate news releases are made when exact start and phasing dates are known.

OPTIONS:

No Council action is required. Council may suggest modifications to the plan. Significant changes may delay the commencement of construction.

FISCAL IMPACT:

N/A

LEGAL SUFFICIENCY:

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

HEERY

4700 Millenia Boulevard
 Suite 550
 Orlando, FL 32839
 407-992-6300

Shop Drawing Transmittal

To: Charles Perry Partners, Inc.
 129 N. Sinclair Avenue
 Tavares, FL 32778
 Attn: Clay Elliott
 Phone: 352-508-5090

Received Date: 6/18/12
 Review Date: 6/19/12
 Return Date: 6/19/12
 Project No: 0535905
 Spec. Section: 02741
 Number: 0003-01

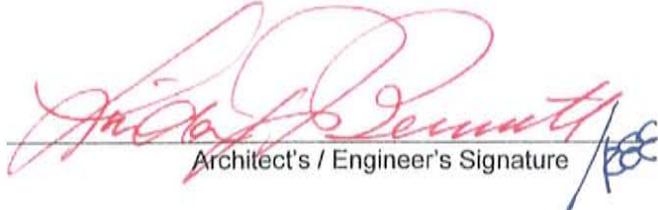
Re: Lake County Courthouse, Phase 2

This letter transmits the Shop Drawings identified below. If the transmitted documents are not as noted below, please advise this office at once.

Quantity		Date Submitted	NO EXCEPTIONS TAKEN	MAKE CORRECTIONS NOTED	MAKE CORRECTIONS NOTED & RESUBMIT	REJECTED	NOT REQUIRED FOR REVIEW	DESCRIPTION
Samples	Prints or Brochures							
	1	6/18/12		X				Revised Traffic Control Plans

Comments:

ALSO PROVIDE PEDESTRIAN DETOUR AND
 SIDEWALK CLOSURE MOT. COULD BE
 A SEPARATE SUBMITTAL.


 Architect's / Engineer's Signature

We offer the following comments:

1. Reviewing is only for conformance with the design concept of the Project and compliance with the information given in the Contract Documents. The Contractor is responsible for dimensions to be confirmed and correlated at the site; for information that pertains solely to the fabricator process or to the means, methods, techniques, sequences and procedures of construction; and for the coordination of the work of all trades.
2. Maintain one set of shop drawings bearing the Architect's approval stamp and the General Contractor's approval stamp at the job site. All shop drawings used for construction at the site must bear the Architect's approval stamp and must be accessible to the Architect's representative during visits to the site.

PPI Construction Management

129 N. Sinclair Ave

Tavares, FL 32778

Phone: 352-508-5090
Fax: 352-508-5386

TRANSMITTAL

No. 00596

PROJECT: Lake County Courthouse - Phase 2

DATE: 6/14/2012

TO: Heery
4700 Millenia Blvd
Orlando, FL 32839

RECEIVED
HEERY

REF: Submittals

ATTN: Bob Egleston

06/18/2012

WE ARE SENDING:	SUBMITTED FOR:	ACTION TAKEN:
<input checked="" type="checkbox"/> Shop Drawings	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Approved as Submitted
<input type="checkbox"/> Letter	<input checked="" type="checkbox"/> Your Use	<input type="checkbox"/> Approved as Noted
<input type="checkbox"/> Prints	<input checked="" type="checkbox"/> As Requested	<input type="checkbox"/> Returned After Loan
<input type="checkbox"/> Change Order	<input checked="" type="checkbox"/> Review and Comment	<input type="checkbox"/> Resubmit
<input type="checkbox"/> Plans		<input type="checkbox"/> Submit
<input type="checkbox"/> Samples	SENT VIA:	<input type="checkbox"/> Returned
<input type="checkbox"/> Specifications	<input checked="" type="checkbox"/> Attached	<input type="checkbox"/> Returned for Corrections
<input checked="" type="checkbox"/> Other: Signed & Sealed	<input type="checkbox"/> Separate Cover Via: Mail	<input type="checkbox"/> Due Date:

ITEM NO.	COPIES	DATE	ITEM	NUMBER	REV. NO.	DESCRIPTION	STATUS
1	2	6/14/2012	SUT	02741-003	001	Revised MOT Plan - Requested by City of Tavares	NEW

CC:

Signed: 

Michael Shinsky

SUBMITTAL COVER SHEET



Project: Lake County Judicial Center Phase 2
Date: June 14, 2012
Submittal No: 02741-003-01
Description: Revised MOT Plan -- Requested by City of Tavares
Subcontractor: Paqco

Review Stamp:

THIS DOCUMENT HAS BEEN CHECKED FOR GENERAL DESIGN CONSTRUCTION SIZE AND CONFORMITY TO CONTRACT DOCUMENTS THE CONTRACTOR/SUPPLIER PROVIDING THESE DOCUMENTS SHALL VERIFY ALL DIMENSIONS, QUANTITIES, AND CAPACITIES APPROVAL DOES NOT RELIEVE THE CONTRACTOR/SUPPLIER FROM COMPLIANCE WITH CONTRACT DOCUMENTS.

REVIEWED 06/14/12 MDS
REVIEWED AS NOTED _____
REJECTED-RESUBMIT _____
PPI CONSTRUCTION MANAGEMENT, INC.

PPI Construction Management

Submittal Review Stamp

Project # 0535905
Submittal# 02741-0003-01

NO EXCEPTION TAKEN REJECTED
 MAKE CORRECTIONS NOTED NOT REQUIRED FOR REVIEW
 MAKE CORRECTIONS AS NOTED & RESUBMIT

Approval does not authorize changes to the Contract Documents absent a separate letter or Change Order. The Contractor is not relieved of responsibility for compliance with requirements of the Contract Documents by this review, which is only for conformity with the design concept and general agreement with information given in the Contract Documents. The Contractor is responsible for reviewing and correcting all dimensions, etc. for consistency information pertaining solely to the fabricator processes or to means, methods, test plans, sequences and procedures of construction, and for coordinating the Work with Work of all other trades.

HEERY
Date 6/19/12 By LFB

Architect / Engineer

TRAFFIC CONTROL GENERAL NOTES

- 1) TRAFFIC SHALL BE MAINTAINED IN ACCORDANCE WITH THE FOOT STANDARD INDEX 602 AND THE MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES
- 2) REGULATORY SPEEDS SHALL REMAIN AT THE EXISTING ADJUSTED SPEED OF 35 MPH EXCEPT THAT AN ADVISORY 15 MPH TURN SHALL BE UTILIZED IN PHASE 1 AND A ROUNDABOUT SPEED OF 25 MPH SHALL BE USED
- 3) THE CONTRACTOR SHALL NOTIFY THE ENGINEER IMMEDIATELY IF THE LEGALS CAUSE EXCESSIVE DELAY OF EXISTING SIGNAL TIMING SHOULD BE ADJUSTED
- 4) SPECIAL ATTENTION IS DIRECTED TO THE HIGH NUMBER OF PEDESTRIANS AROUND THE WORK ZONE PEDESTRIAN PATHWAYS SHALL BE CLEARLY DISTINGUISHED, SIGNED, AND ACCESSIBLE TO PEOPLE WITH DISABILITIES
- 5) FOR THE INDETERMINATE DURATION, THE CONTRACTOR SHALL STOP WORK AND MAKE REASONABLE EFFORT TO OPEN SAFE NON-WORKING AREAS FOR PUBLIC USE

TRAFFIC CONTROL PHASE NOTES

- PHASE 1
- 1) INSTALL ALL ADVANCED SIGNING, DETOUR SIGNING, AND CHANNELIZATION DEVICES IN ACCORDANCE WITH THIS TRAFFIC CONTROL PLAN FOR PHASE 1

- PHASE 2
- 1) DEMO CONSTRUCT SIGNAGE CONSTRUCT ROADWAY AND INSTALL SIGNING WITHIN THE PHASE 1 WORK ZONE

- PHASE 3
- 1) INSTALL ALL ADVANCED SIGNING, DETOUR SIGNING, AND CHANNELIZATION DEVICES IN ACCORDANCE WITH THIS TRAFFIC CONTROL PLAN FOR PHASE 3

- PHASE 4
- 1) SHIFT TRAFFIC TO PARTIAL ROUNDABOUT ALREADY CONSTRUCTED IN PHASE 1

- PHASE 5
- 1) DEMO CONSTRUCT DRAINAGE AND CONSTRUCT ROADWAY WITHIN THE PHASE 3 WORK ZONE

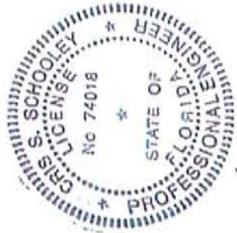
PHASE 6

- 1) OPEN ROUNDABOUT TO FULL OPERATION
- 2) INSTALL ANY NECESSARY ADVANCED SIGNAGE AND DEVICES ACCORDING TO FOOT INDEX 602
- 3) COMPLETE FINAL ROADWAY CONSTRUCTION ITEMS NOT DONE IN PREVIOUS PHASES

TRAFFIC CONTROL PLAN INDEX OF SHEETS:

- TCP-1 TRAFFIC CONTROL PLAN NOTES
- TCP-2 TRAFFIC CONTROL PLAN PHASE 1 (SHEET 1 OF 3)
- TCP-3 TRAFFIC CONTROL PLAN PHASE 1 (SHEET 2 OF 3)
- TCP-4 TRAFFIC CONTROL PLAN PHASE 1 (SHEET 3 OF 3)
- TCP-5 DETOUR PLAN PHASE 1
- TCP-6 TRAFFIC CONTROL PLAN PHASE 2 (SHEET 1 OF 3)
- TCP-7 TRAFFIC CONTROL PLAN PHASE 2 (SHEET 2 OF 3)
- TCP-8 TRAFFIC CONTROL PLAN PHASE 2 (SHEET 3 OF 3)
- TCP-9 DETOUR PLAN PHASE 2

PEDESTRIAN DETOURS TO
 BE ADDRESSED. THIS
 COULD BE A SEPARATE
 SUBMITTAL. HD

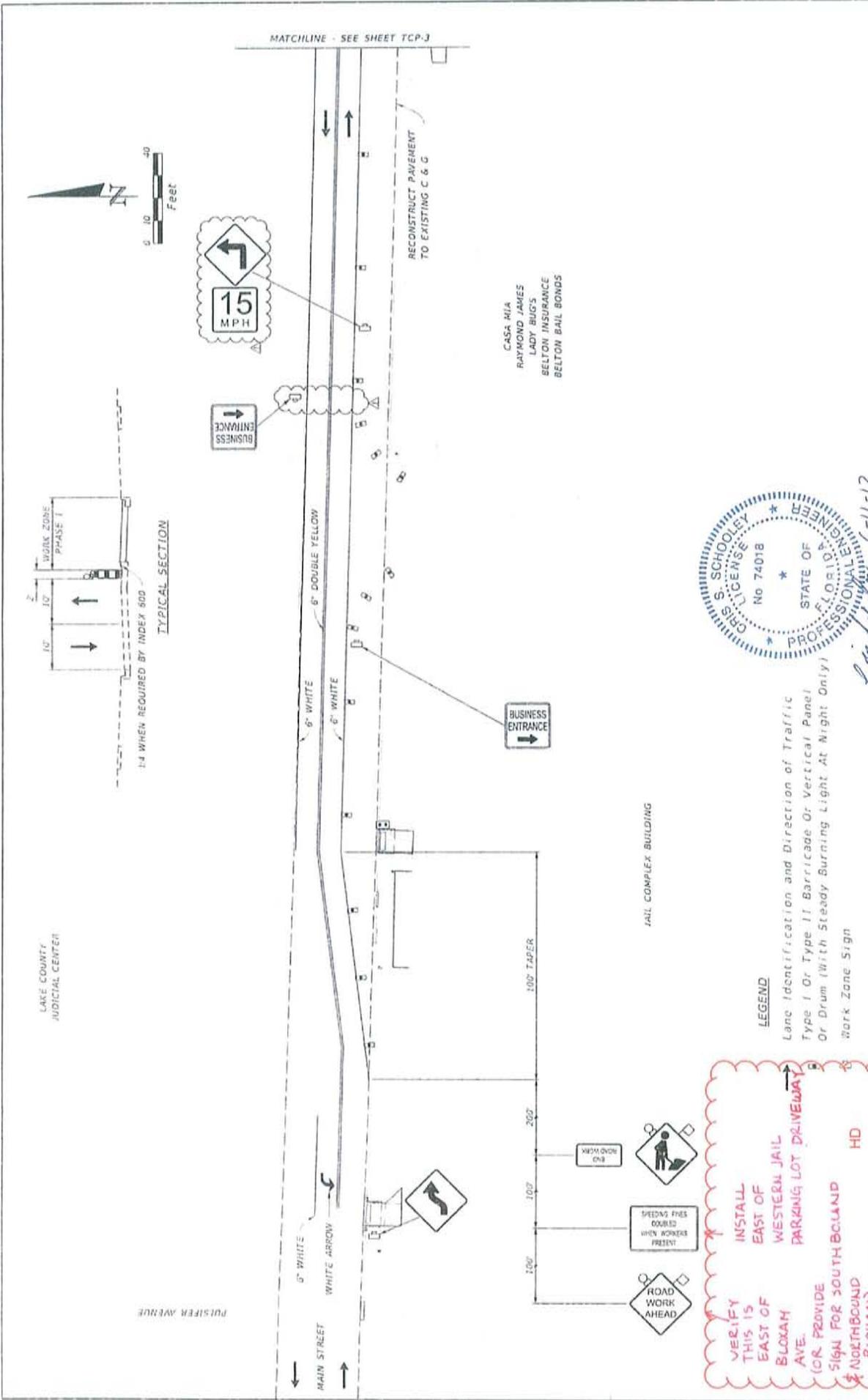


Chris Schooley 5-22-2012



Wicks Consulting Services, Inc.
 3335 230th Ave SE, Suite 100
 Palm Bay, FL 32909
 Phone: 888-233-2333
 Fax: 888-233-2333

METRO CONSULTING ENGINEERS
 3335 230th Ave SE, Suite 100
 Palm Bay, FL 32909
 Phone: 888-233-2333
 Fax: 888-233-2333



DATE: 01/17/12		REVISIONS: 1. Moved Business Sign, Changed Sign	
Wicks Consulting Services, Inc. 9536 CROWN PRINCE LANE WINDERMERE, FL 34786 CERTIFICATE OF AUTHORIZATION 29325 CRIS S. SCHOOLEY, P.E. No. 7401B		METRO CONSULTING GROUP, LLC 9536 CROWN PRINCE LANE WINDERMERE, FL 34786 CERTIFICATE OF AUTHORIZATION 29325 CRIS S. SCHOOLEY, P.E. No. 7401B	
ROAD:	MAIN ST	CITY:	LAKE
ROAD:	TAVARES	CITY:	LAKE
PROJECT: LAKE COUNTY JUDICIAL CENTER EXPANSION ROUNDABOUT TRAFFIC CONTROL PLANS			
SHEET NO.: TCP-2 PHASE 1 (SHEET 1 OF 3)			



LEGEND
 Lane Identification and Direction of Traffic
 Type I Or Type II Barricade Or Vertical Panel
 Or Drum (With Steady Burning Light At Night Only)
 Work Zone Sign

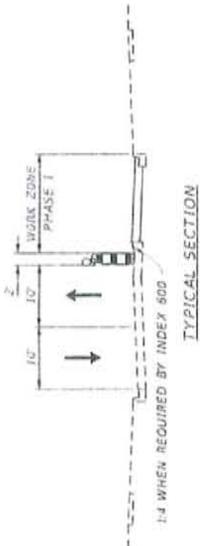
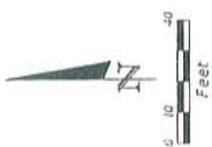
VERIFY THIS IS EAST OF BLOMAH AVE.
 INSTALL EAST OF WESTERN JAIL PARKING LOT DRIVEWAY
 (OR, PROVIDE SIGN FOR SOUTH BOUND & NORTHBOUND BLOMAH)
 HD

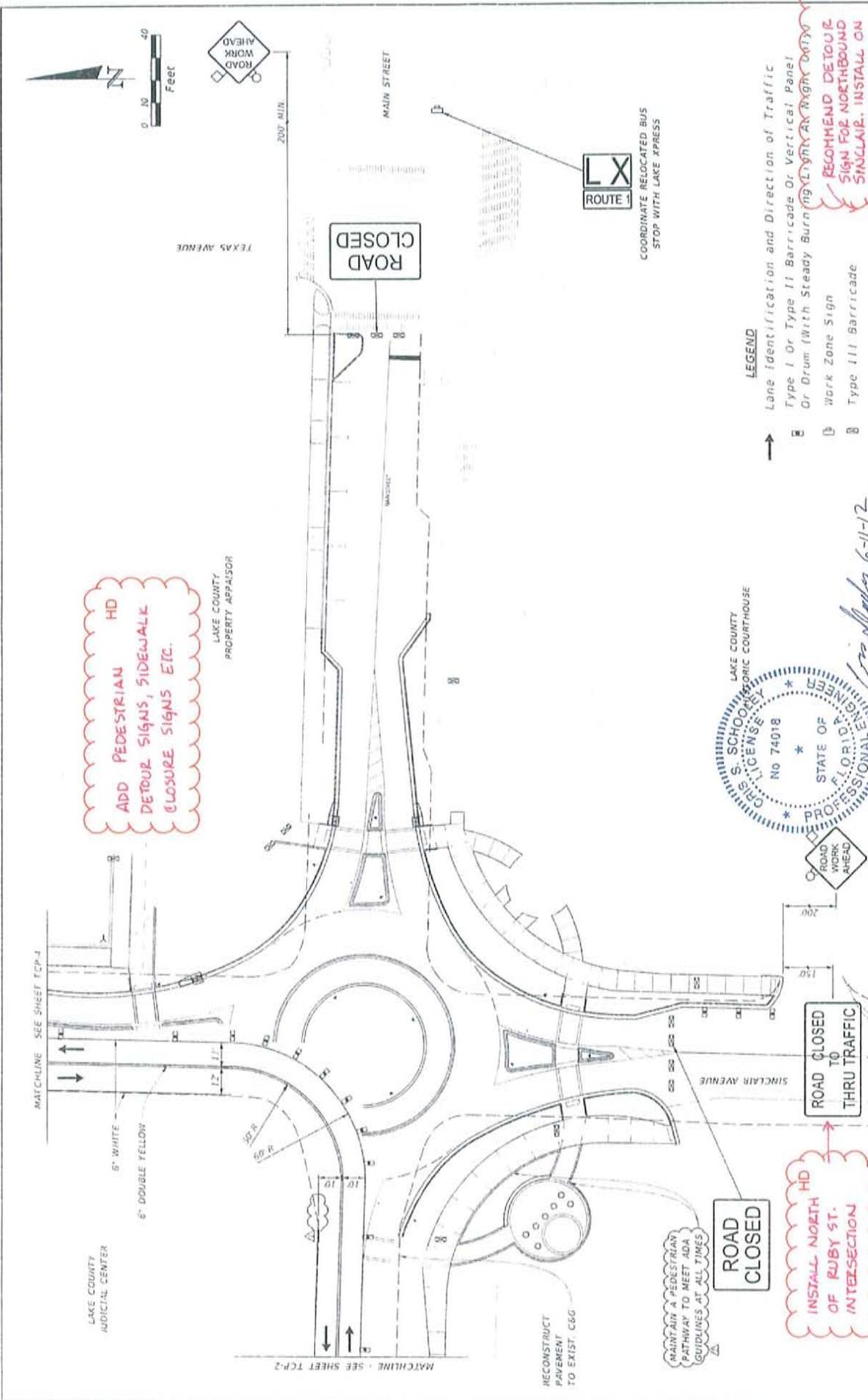
CASA MIA
 RAYMOND JAMES
 LADY BUG'S
 BELTON INSURANCE
 BELTON BAIL BONDS

BUSINESS ENTRANCE

TAIL COMPLEX BUILDING

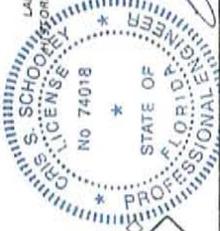
MATCHLINE - SEE SHEET TCP-3





ADD PEDESTRIAN HD DETOUR SIGNS, SIDEWALK CLOSURE SIGNS ETC.

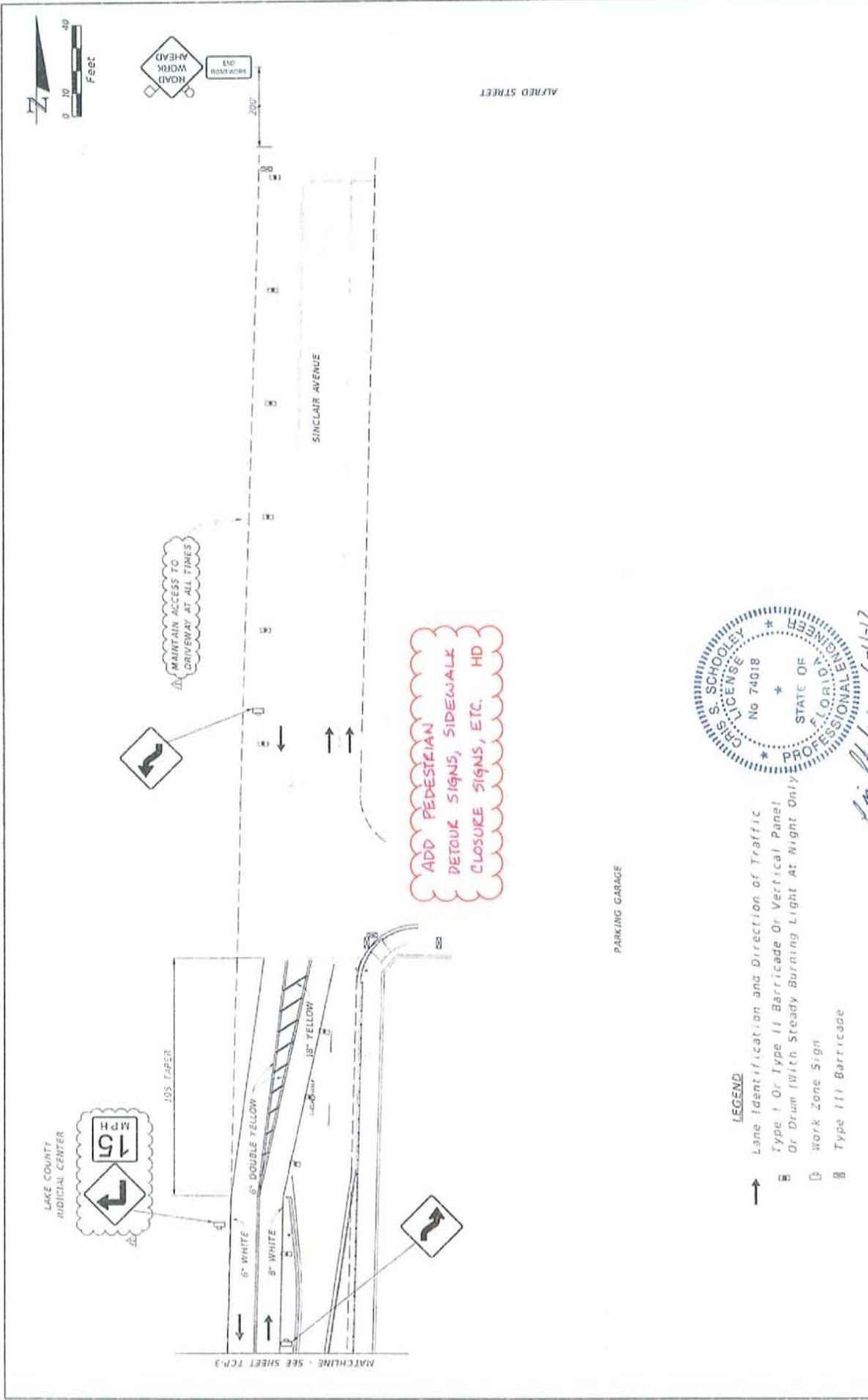
RECOMMEND DETOUR SIGN FOR NORTHBOUND SINCLAIR. INSTALL ON WEST-BOUND RUBY ST.



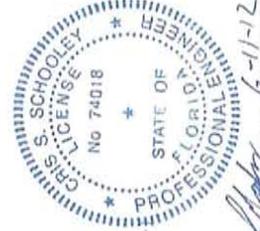
6-11-12

INSTALL NORTH HD OF RUBY ST. INTERSECTION

TRAFFIC CONTROL PLAN		TCP-3	
PHASE 1 (SHEET 2 OF 5)			
ROAD	CITY	COUNTY	LAKE
MAIN ST	TAVARES		
Wicks Consulting Services, Inc. <small>www.wicksinc.com</small>		METRO <small>9536 CROWN PRINCE LANE WINDERMERE, FL 34786</small> CERTIFICATE OF AUTHORIZATION 29325 <small>CRIS S. SCHOOLEY, P.E. No. 74018</small>	
DATE:	DESCRIPTION:		
6/1/12	Shortened gapline to Taper, Changed Nbc		

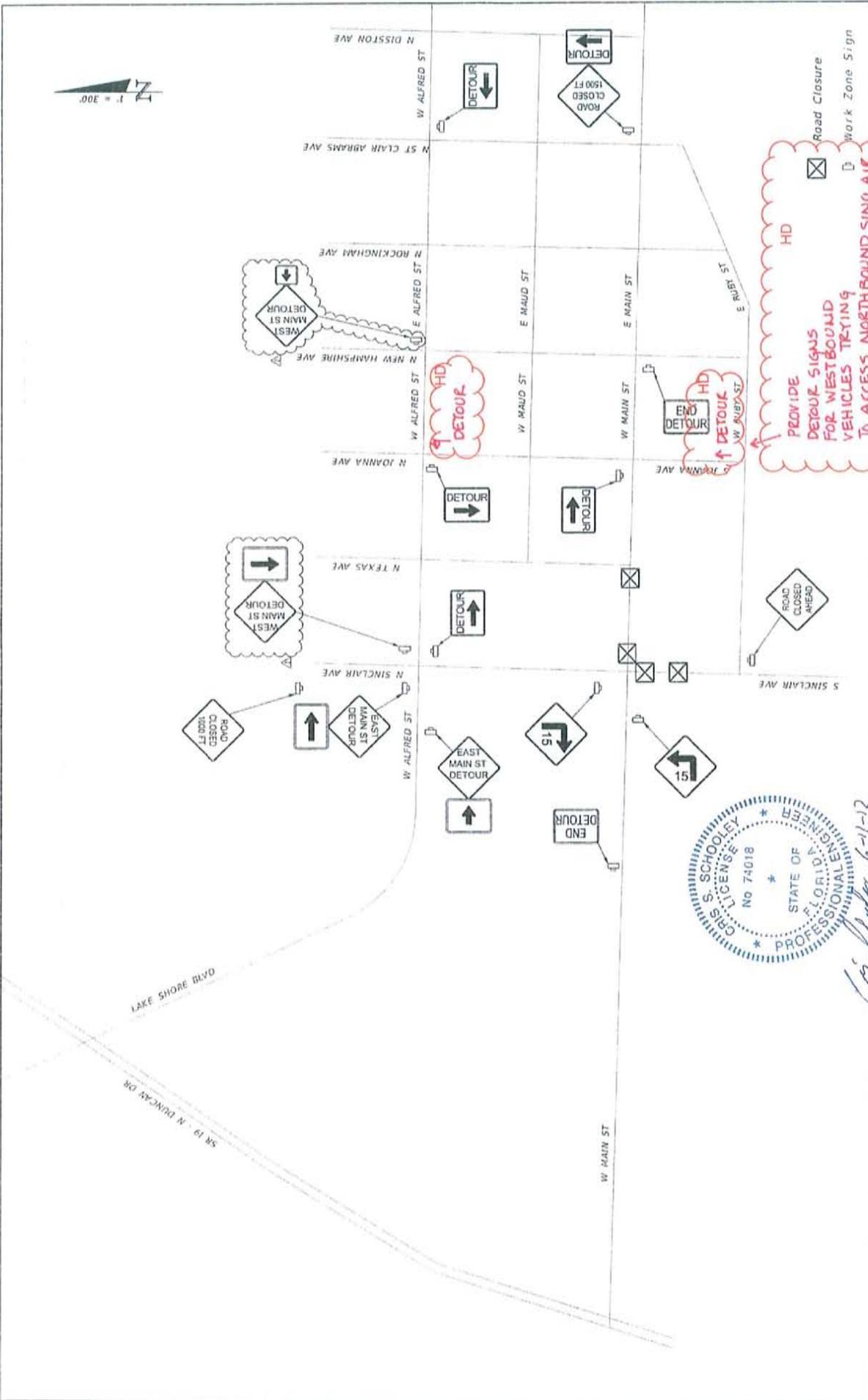


ADD PEDESTRIAN
 DETOUR SIGNS, SIDEWALK
 CLOSURE SIGNS, ETC. HD



- LEGEND**
- ↑ Lane Identification and Direction of Traffic
 - ▣ Type I Or Type II Barricade Or Vertical Panel
 - ⊞ Or Drum (with Steady Burning Light At Night Only)
 - ⊞ Work Zone Sign
 - ⊞ Type III Barricade

DATE 6/11/12	REVISIONS DESCRIPTION △ Added Note, Changed Sign	METRO CONSULTING GROUP, LLC 9535 CROWN PRINCE LANE WINDERMERE, FL 33496 CERTIFICATE OF AUTHORIZATION 29375 CRIS S. SCHOOLEY, P.E., No. 74018			COUNTY LAKE	SHEET NO. TCP-4
		CITY TAVARES	ROAD MAIN ST	LAKE COUNTY JUDICIAL CENTER EXPANSION ROUNDABOUT TRAFFIC CONTROL PLANS TRAFFIC CONTROL PLAN PHASE 1 (SHEET 3 OF 3)		

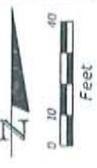


DATE	REVISIONS	DESCRIPTION
6/11/12	1	Changed Sign Adapt Sign

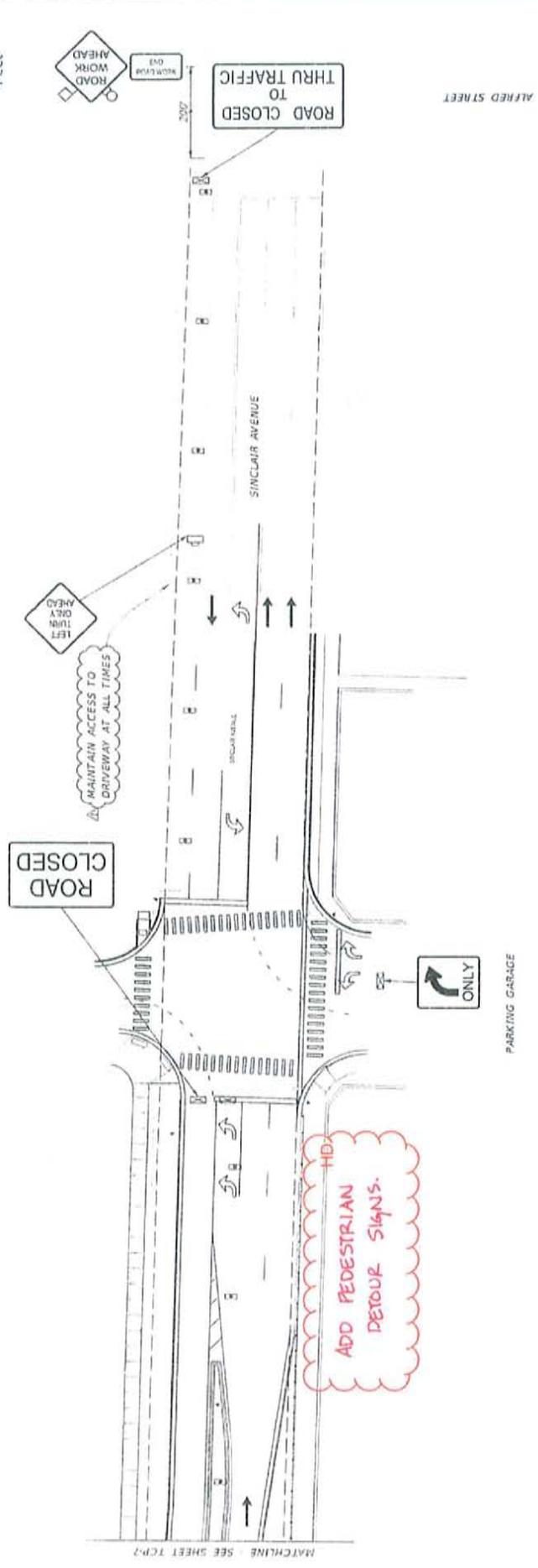
Wicks Consulting Services, Inc. <small>1000 W. US Highway 1, Suite 100, Tallahassee, FL 32304</small>		METRO CONSULTING GROUP LLC <small>ADDRESS: 1000 W. US Highway 1, Suite 100, Tallahassee, FL 32304</small> 9536 CROWN PRINCE LANE WINDERMERE, FL 34786 CERTIFICATE OF AUTHORIZATION 29325 CRIS S. SCHOOLEY, P.E. No. 74018
ROAD	CITY	COUNTY
MAIN ST	TAVARES	LAKE

LAKE COUNTY JUDICIAL CENTER EXHIBITION ROUNDABOUT TRAFFIC CONTROL PLAN		DETOUR PLAN PHASE 1
SHEET NO.	TCP-5	





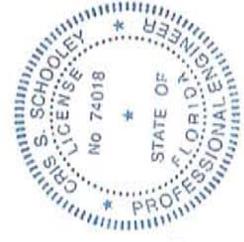
LAKE COUNTY
JUDICIAL CENTER



NOTE: ADJUST SIGNAL AT SINCLAIR/PARKING GARAGE SO SOUTBOUND SINCLAIR THRU PHASE IS ALL RED AND ANY WESTBOUND GARAGE LEFT TURN SIGNAL, IF PRESENT, IS COVERED OR ALL RED.

LEGEND

- Lane Identification and Direction of Traffic
- Type I Or Type II Barricade Or Vertical Panel
- ⊞ Or Drum (With Steady Burning Light At Night Only)
- ⊞ Work Zone Sign
- ⊞ Type III Barricade



Cris Schooley 6-11-12

REVISIONS		LAKE COUNTY JUDICIAL CENTER EXPANSION - ROUNDABOUT TRAFFIC CONTROL PLANS				SHEET NO.	
DATE	DESCRIPTION	ROAD	CITY	TOWNSHIP	COUNTY		
6/11/12	Added Note, Changed Signal Note	MAIN ST	TAVARES	LAKE	TCP-8		
		<p>Wicks Consulting Services, Inc. <small>1111 W. UNIVERSITY AVENUE, SUITE 200, GAITHERSBURG, MD 20878</small></p>				<p>METRO CONSULTING GROUP, LLC <small>9536 CROWN PRINCE LANE, WINDERMERE, FL 34786</small> CERTIFICATE OF AUTHORIZATION 20325 CRIS S. SCHOOLEY, P.E. No. 74018</p>	
		<p>TRAFFIC CONTROL PLAN PHASE 2 (SHEET 5 OF 5)</p>					

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**AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: July 18, 2012**

AGENDA TAB NO. 9

SUBJECT TITLE: Change in Representative to MPO Board

OBJECTIVE:

To consider the approval of a change in the City's representative to the Metropolitan Planning Organization Board.

SUMMARY:

Currently Councilmember Kirby Smith represents the City on this Board. Due to Councilmember Smith's recent promotion and his expanded duties covering four counties he has found it difficult to attend the MPO Board meetings on a regular basis. Therefore Mayor Wolfe is seeking Council's support to appoint Councilmember Norman Hope as the City's primary representative and have Councilmember Smith be the alternate.

OPTIONS:

- 1) Move to ratify the Mayor's appointment of Norman Hope as the primary city representative to the Metropolitan Planning Organization and Kirby Smith as the alternative representative.
- 2) Do not approve the Mayor's recommendation.

STAFF RECOMMENDATION:

N/A

FISCAL IMPACT:

N/A

LEGAL SUFFICIENCY:

Legally sufficient.

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**AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: July 18, 2012**

AGENDA TAB NO. 10

SUBJECT TITLE: Seeking Council approval to demolish “bus barn” buildings in the City’s “Gateway” property consistent with the Interlocal Agreement between Tavares, Lake County and Lake County School Board

OBJECTIVE:

To obtain approval to demolish “bus barn” buildings in the City’s “Gateway” property consistent with the Interlocal Agreement between Tavares, Lake County and Lake County School Board.

SUMMARY:

A horizon project team was established by City Administrator for the purpose of reviewing the City’s current public safety facilities and making recommendations, if necessary, for their replacement. The Horizon Project Team had recommended for replacement of the current facilities. Council approved the recommendation, and has been working towards that outcome.

The City recently purchased and took possession of the Lake County School Board’s old Bus Barn property at the corner of West Caroline Street and Old 441. That property is the City’s “Gateway” property and will be the site of the City’s new public safety facility.

As stipulated in the Interlocal Agreement (paragraph 3.C), the City has the option of 1) handling the demolition, removal, and proper disposal of all the buildings, structures and pavement on the property at the City’s expense or 2) have the County School Board take care of the demolition with the City paying the County School Board the sum of \$100,000 within thirty days of the completion of the demolition.

The City has 60 days from the actual date of the School Board’s vacation of the property (which occurred on July 9, 2012) to notify the School Board as to which demolition option the City will pursue.

Staff has reviewed the two options and has concluded that it is in the best interest of the city that the County School Board be responsible for the demolition, removal, and proper disposal of buildings, structures, and pavement, with the City paying the flat fee of \$100,000.

Staff's conclusion of this recommendation is based on the following:
Based on the age of the buildings and their prior use (garage, fueling, oil, tanks) the cost and liability of the demolition to address soil or ground-water contamination, asbestos issues, in-ground tank removal, permitting issues etc. are better addressed by the School than by the city because the County School Board has a demolition contractor under a continuing services contract who is most versed in this area and the city does not. Staff does not believe that there would be any cost savings by the city doing the work itself.

Staff is presenting Council with 3 options:

Option 1:

City Council move to approve to exercise the demolition clause of the Interlocal Agreement with the School Board providing the demolition, removal, and proper disposal of buildings, structures and pavement, and the City paying the School Board the sum of \$100,000 within 30 days of the completion of the demolition (as described in Paragraph 3.C of the Interlocal Agreement).

Option 2:

City Council may move to direct city staff conduct the necessary assessments, develop the scope, obtain bids, permits etc. to handle the demolition with city funds.

Option 3:

City Council may choose to take no action and give Staff another direction.

STAFF RECOMMENDATION:

Option 1: Move to approve the demolition portion of the Interlocal Agreement with the School Board providing the demolition, removal, and proper disposal of buildings, structures and pavement, and the City paying the School Board the sum of \$100,000 within 30 days of the completion of the demolition (as described in Paragraph 3.C of the Interlocal Agreement).

FISCAL IMPACT:

\$110,000 was budgeted in the Police Impact Fees for the Public Safety Complex project grant match. This meets the federal grant match requirements.

LEGAL SUFFICIENCY:

City Attorney Robert Q. Williams has reviewed the issue for legal sufficiency.



Leading our Children to Success

201 West Burleigh Boulevard • Tavares • FL 32778-2496
(352) 253-6500 • Fax: (352) 343-0198 • www.lake.k12.fl.us

Superintendent:
Susan Moxley, Ed.D.

School Board Members:
District 1
Jim Miller
District 2
Rosanne Brandeburg
District 3
Tod Howard
District 4
Debbie Stivender
District 5
Kyleen Fischer

July 9, 2012

John Drury
City of Tavares
City Administrator
201 E. Main Street
P. O. Box 1068
Tavares, FL 32778

Mr. Drury,

As per Section 3C of the Interlocal Agreement Between The School Board of Lake County, Florida, Lake County, Florida And City of Tavares, Florida Pertaining to Land Transfers executed by the School Board on January 27, 2011 (hereafter "Interlocal"), I am giving the required notice that the Lake County Schools Maintenance and Transportation property located at 525 West lanthe Street and 529 West lanthe Street, Tavares, Florida, and described in Exhibit A-2 of the Interlocal, have been vacated by the School District. All items have been removed that the School District is retaining with the exception of one fuel tank located on the south side of the property and a soft drink machine that belongs to the vendor. These items will be removed this week.

The city representative has received the keys for the Maintenance facilities and the gate to the property. I will have the keys to the Transportation facility delivered to the city representative as soon as possible.

Sincerely,

John P. Davis
Chief of Operations

Cc: Susan Moxley, Ed.D.
Steve Johnson
Rosanne Brandeburg
Robert Q. Williams

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**AGENDA SUMMARY
TAVARES CITY COUNCIL
JULY 18, 2012**

AGENDA TAB NO. 11

FIRST READING

**SUBJECT TITLE: Ordinance 2012-15
416 West Caroline Street-Rezoning**

OBJECTIVE:

To consider the rezoning of approximately .14 acres of property (416 West Caroline Street) located on the north side of West Caroline Street between Barrow and North Sinclair Avenues from RMF-2 (Residential Multi-Family) to MU (Mixed Use).

SUMMARY:

The subject property, 416 West Caroline, is located on the north side of West Caroline Street, between Barrow and North Sinclair Avenues. The property is approximately .14 acres in size (60'x100') and is owned by Evelyn Andrews. The owner desires to convert part of an existing home located on the property to an office use associated with legal depositions. Adjacent lands abutting to the east and across the street are presently zoned Mixed Use. A single family dwelling abuts the property on the west side. The alleyway that runs along the east property line (Clara Adams Alleyway) is on the city's improvement list and the design for this is currently being engineered by BESH as part of our Alfred/Caroline Streetscaping Project. With the reconstruction of Alfred and Caroline Streets as one-way pairs, our Downtown Master Plan anticipates that properties along these streets will be redeveloped as professional offices, live/work buildings and small, low-density residential apartments. This vision is consistent with this proposed rezoning to Mixed-Use. If the rezoning is approved, any site improvements that may be triggered by the change of use of the existing building will comply with the city's land development regulations including the requirement for an approved site plan.

OPTIONS:

No Council action required at First Reading.

PLANNING & ZONING BOARD RECOMMENDATION:

At its June 21st meeting, the Planning & Zoning Board voted unanimously to recommend approval of Ordinance 2012-15.

STAFF RECOMMENDATION:

At Second Reading, staff will recommend that City Council moves to approve Ordinance 2012-15.

FISCAL IMPACT: N/A

LEGAL SUFFICIENCY:

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

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ORDINANCE 2012-15

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, REZONING APPROXIMATELY .14 ACRES OF PROPERTY GENERALLY LOCATED ON THE NORTH SIDE OF WEST CAROLINE STREET BETWEEN BARROW AND NORTH SINCLAIR AVENUES FROM RMF-2 (RESIDENTIAL MULTI-FAMILY) TO MU (MIXED USE); SUBJECT TO THE RULES, REGULATIONS AND OBLIGATIONS ORDAINED BY THE CITY OF TAVARES COUNCIL; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the owner of property described in Exhibit "A" attached hereto, is requesting to rezone said property from RMF-2 (Residential Multi-Family) to MU (Mixed Use); and

WHEREAS, the City of Tavares held duly noticed public hearings before the Planning and Zoning Board and City of Tavares City Council, providing opportunity for individuals to hear and to be heard regarding the proposed amended zoning; 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 is concurrently processing an amendment to the City's Comprehensive Plan to re-designate the property from Medium Density Residential to Mixed Use Commercial on the Future Land Use Map 2020; and

WHEREAS, the City Council finds this amendment in compliance with the City of Tavares Land Development Regulations and the proposed amended Comprehensive Plan; now therefore

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

Section 1. Rezoning

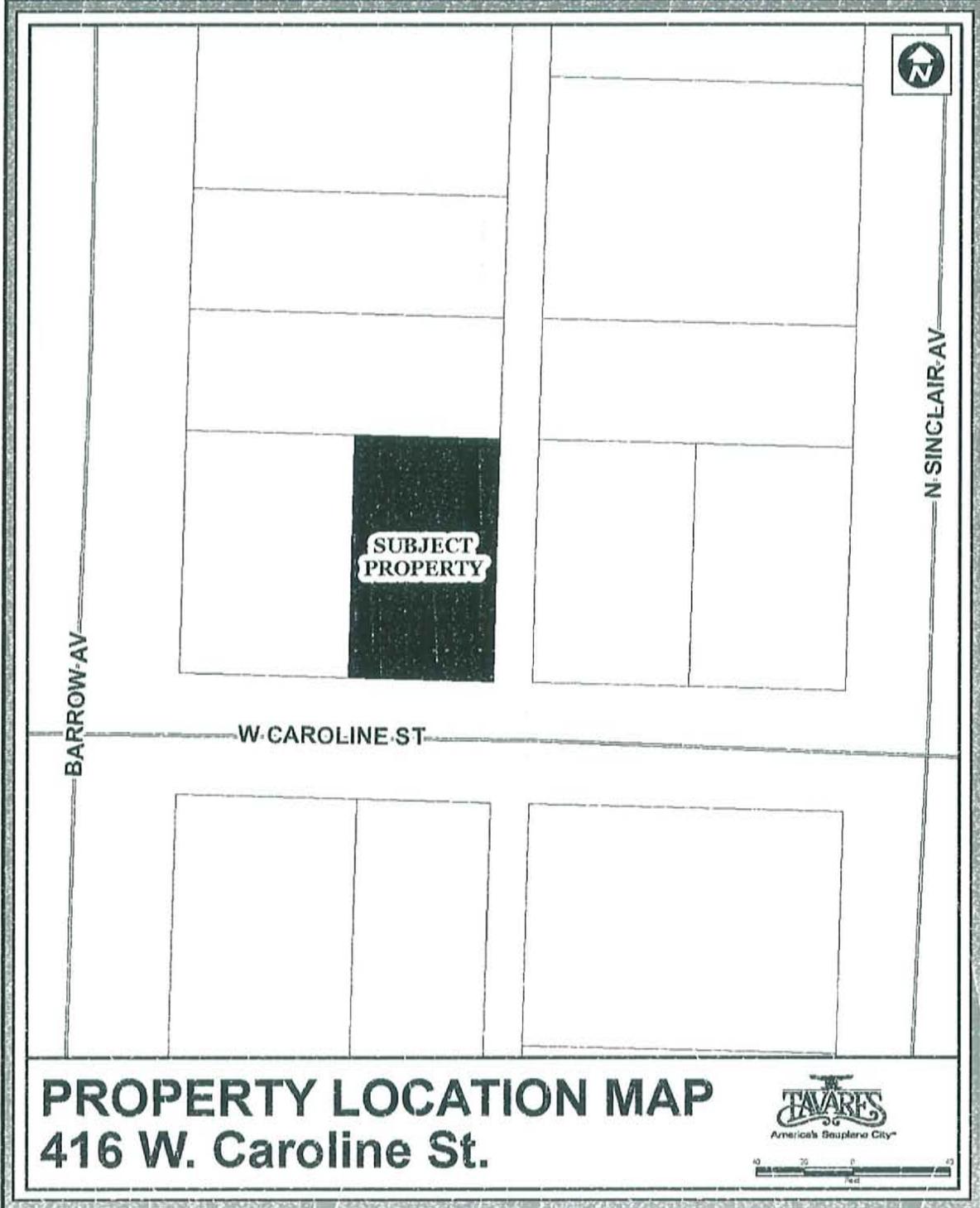
The said property, as legally defined in Exhibit "A", attached hereto and made a part herewith, is hereby rezoned from RMF-2 (Residential Multi-Family) to MU (Mixed Use), under the specific provisions as established by the City of Tavares Land Development Regulations.

EXHIBIT A

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3
The East 60 feet of Lots E and F, Block 37, Map of Tavares, according
to the plat thereof as recorded in Plat Book 1, Page 64, of the
Public Records of Lake County, Florida.

4
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6
Subject to all easements, restrictions, rights-of-way, reservations
of record and taxes accruing subsequent to December 31, 2005.

CITY OF TAVARES



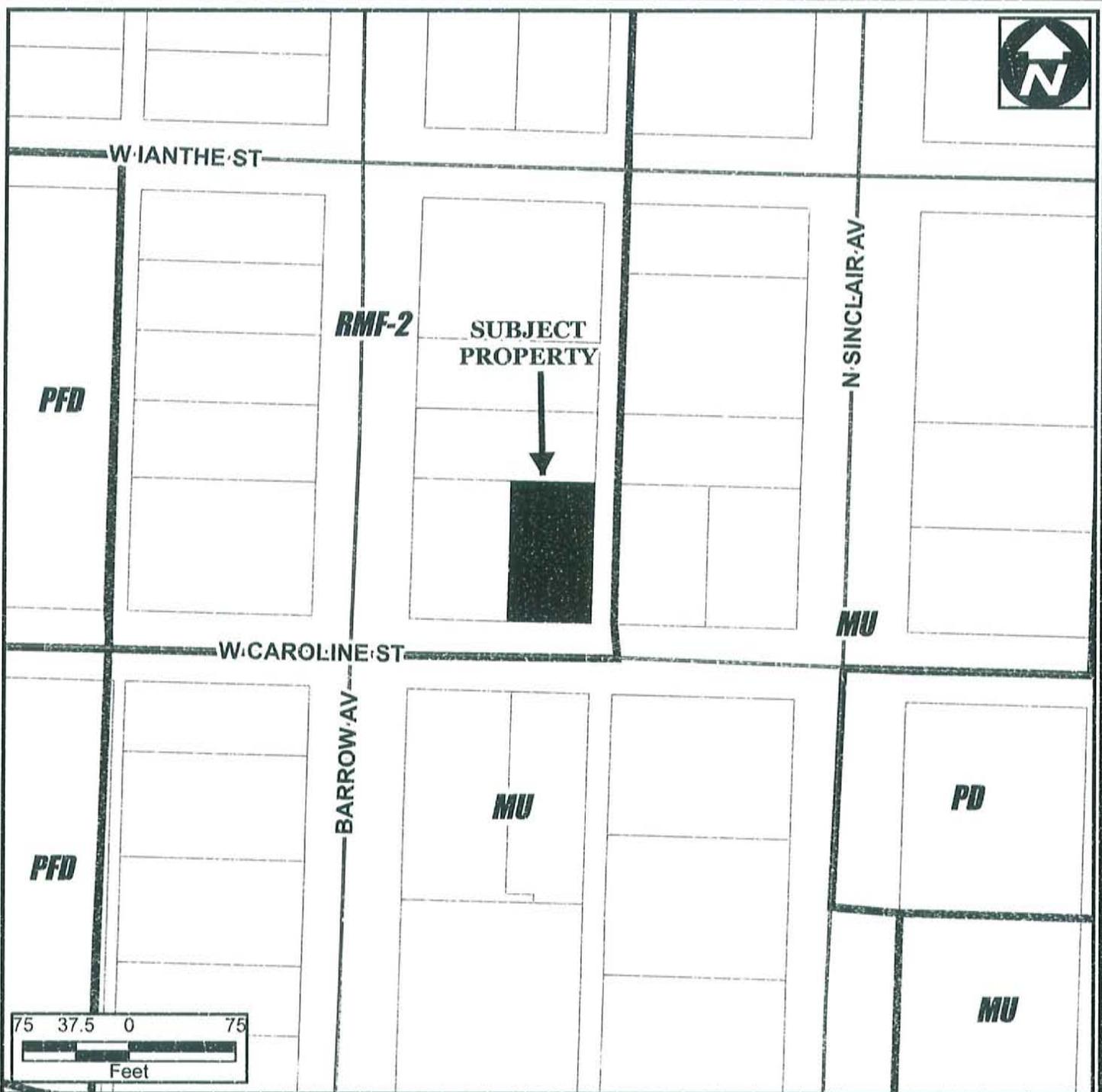
Created by: City of Tavares GIS

F:\PZ\DATA\PROJECT FILES\Andrews Property (416 W Caroline St), Rezone, SSFLUM - P2012-09\GIS\GIS_Maps\ANDREWS_AD.mxd

Map Created on 5/30/12

1

CITY OF TAVARES ORDINANCE # 2012-15



- RSF-A Residential Single Family
- RSF-1 Residential Single Family
- RMF-2 Residential Multi-Family
- RMF-3 Residential Multi-Family
- RMH-S Residential Manufactured Home Sub.
- RMH-P Residential Manufactured Home Park
- PD Planned Development District
- MU Mixed Use District
- C-1 General Commercial
- C-2 Highway Commercial
- CD Commercial Downtown District
- I Industrial District
- PFD Public Facilities District



ZONING MAP ORDINANCE # 2012-15

416 W. Caroline St.

Current Zoning: RMF-2
Proposed Zoning: MU
0.14 ± Acres

Legend

- | | |
|------------------|--------------|
| CITY BOUNDARY | MAJOR ROADS |
| ZONING | STREETS |
| SUBJECT PROPERTY | PARCELS |
| UNINCORPORATED | CONSWETLANDS |

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5 **CASES TO BE HEARD**
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7 **1) Andrews Property – 416 W. Caroline St. - Rezoning Ordinance 2012-15**
8

9 Jacques Skutt, Community Development Director provided the following staff report;

10
11 The subject property, 416 West Caroline, is located on the north side of West Caroline Street,
12 between Barrow and North Sinclair Avenues. The property is approximately .14 acres in size
13 (60'x100') and is owned by Evelyn Andrews. The owner desires to convert part of an existing
14 home located on the property to an office use associated with legal depositions. Adjacent
15 lands abutting to the east and across the street are presently zoned Mixed Use. A single family
16 dwelling abuts the property on the west side. The alleyway that runs along the east property
17 line (Clara Adams Alleyway) is on the city's improvement list and the design for this is currently
18 being engineered by BESH as part of our Alfred/Caroline Streetscaping Project. With the
19 reconstruction of Alfred and Caroline Streets as one-way pairs, our Downtown Master Plan
20 anticipates that properties along these streets will be redeveloped as professional offices,
21 live/work buildings and small, low-density residential apartments. This vision is consistent with
22 this proposed rezoning to Mixed-Use. If the rezoning is approved, any site improvements that
23 may be triggered by the change of use of the existing building will comply with the city's land
24 development regulations including the requirement for an approved site plan.
25

26 Staff recommended that the Planning and zoning Board move to recommend approval of
27 Ordinance 2012-15.
28

29 Chairman Adams asked if there was anyone in the audience who would like to make a
30 comment. Evelyn Andrews, property owner, said that she was available to answer questions.
31

32 John Tanner said he supported the motion because it is consistent with the Dometown Master
33 Plan. Gary Santoro agreed.
34

35 **MOTION**
36

37 **Sam Grist moved to recommend approval of Ordinance 2012-15. The motion was**
38 **seconded by Richard Root. The motion carried 6-0.**
39

40 **2) Andrews Property – 416 W. Caroline St. - SSFLUM - Ordinance 2012-16**
41

42 Jacques Skutt, Community Development Director provided the following staff report;

43
44 Ordinance 2012-16 proposes a small scale amendment to the Future Land Use Map 2020 of the
45 Comprehensive Plan.
46

47 The subject property (Parcel Alternate Key Number 1754739) is .14 acres in size, located on
48 the north side of West Caroline Street between Barrow and North Sinclair Avenues. An
49 application to rezone this property to Mixed Use is concurrently under consideration. This

Client Name: City of Tavares
 Advertiser: Lake Zone/D002/LAK
 Section/Page/Zone: Ordinance 2012-15 & 16
 Description: Ordinance 2012-15 & 16

Ad Number: 617205-1
 Insertion Number: 3 x 10.5
 Size: B&W
 Color Type:

Orlando Sentinel

Publication Date: 06/25/2012

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(Orlando Sentinel)

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 Exceptional Quality And Personal Service

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- Cellular Shades
- Woven Wood
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- In-Home Service

We Do Repairs

COUPON REQUIRED

352-217-7558 • www.exceptionsblinds.com

DENTAL SAVINGS

FIRST VISIT FREE
 (Except Emergencies)

ESTIMATE, EXAM D0140, X-RAYS, D0272,
 SECOND OPINION, CONSULTATION

NEW PATIENT OFFER

\$55 Reg. \$225

All necessary X-rays, Exam by doctor, Prophylaxis cleaning by Hygienist unless evidence of present or prior periodontal disease.

DENTURES \$749 ea.
 D0118 OR D0112D
 Expires 6/30/12

James P. Costello, DDS

LEESBURG
 Sunrise Dental
 1300 N. Blvd. W.
 Leesburg
 326-3368

MT. DORA
 Tri-Dental
 1815 Hwy. 441
 Mt. Dora
 383-8377

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 2012-15 and Ordinance 2012-16 as set forth below:

ORDINANCE 2012-15

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, REZONING APPROXIMATELY 14 ACRES OF PROPERTY GENERALLY LOCATED ON THE NORTH SIDE OF WEST CAROLINE STREET BETWEEN BARROW AND NORTH SINCLAIR AVENUES FROM RMF-2 (RESIDENTIAL MULTI-FAMILY) TO MU (MIXED USE); SUBJECT TO THE RULES, REGULATIONS AND OBLIGATIONS ORDAINED BY THE CITY OF TAVARES COUNCIL, PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE 2012-16

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 ACRES OF PROPERTY GENERALLY LOCATED ON THE NORTH SIDE OF WEST CAROLINE STREET BETWEEN BARROW AND NORTH SINCLAIR AVENUES; FROM MEDIUM DENSITY RESIDENTIAL TO MIXED USE COMMERCIAL; PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Proposed Ordinance 2012-15 and Ordinance 2012-16 will be considered at the following public meetings:

1. Tavares Planning & Zoning Board meeting on June 21, 2012, at 3 p.m.; and
2. Tavares City Council meeting on July 16, 2012, at 4 p.m. (Introduction and First Reading by Title Only); and
3. Tavares City Council meeting on August 1, 2012, at 4 p.m. (Second Reading)

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

Proposed Ordinance 2012-15 and Ordinance 2012-16 may be inspected by the public between the hours of 7:30 a.m. and 5:30 p.m. Monday through Friday of each week at City Hall.

Interested parties may appear at the meetings and, at the Planning & Zoning Board meeting and City Council Second Reading, be heard with respect to the proposed ordinances. It is City Council policy to limit public discussion of proposed ordinances to the Planning & Zoning Board meeting and City Council Second Reading. Any persons wishing to appear at 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) 742-6432.

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

CITY OF TAVARES

PROPERTY LOCATION MAP
 416 W. Carolina St.

Sign up for 5K in Leesburg to aid the visually impaired

BY DEBBIE MANIS

well as access to medical professionals will appreciate that previous assistance and training for blind and visually impaired adults in Lake and Sumner counties.

The 5K run/walk will be held at 8 a.m. Registration is 7 to 7:45 a.m. Participants can begin the half-mile walk on the track field anytime after 8:05 a.m. The entry fee is \$25 for each event through Oct. 24 and \$30 Oct. 25 through the day of the race.

Attendees also may participate in a half-mile blindfolded sensory walk escorted with a sighted guide on the track field anytime after 8:35 a.m. Cost is \$5.

Participants will receive a complimentary T-shirt if preregistered by Oct. 15.

Awards will be given in overall and age group categories. Prizes will be given for biggest team and most Leasburg Public Library.

The event is designed to raise money for rehabilitation services.

NVI also is seeking door prizes and donations from area businesses for the 5K and other events planned throughout the year.

To download an application or more information, visit newvision.org. Details: 352-435-6040.

The third annual 5K Police Athletic Club will be held at Hickory Point Recreational Complex in Tavares.

The Lake County Soccer Club will host the final qualifier in 3v3 soccer for national-championship matches. Fast-growing 3v3 soccer is played on a smaller field, with smaller goals and no goalies, which results in simpler games with lots of action and high scores.

The top teams will qualify to participate at the championships to be held at ESPN Wide World of Sports Complex at Walt Disney World Resort from Aug. 2 through 5.

The tournament is open to age groups five to adult with a maximum of six players on the roster.

Anyone interested in joining or forming a team should call 321-678-1573 or email jva@challengesports.com.

Relay for Life

The American Cancer Society's Relay for Life in the Eustis/Tavares area, which was held May 4 and 5 at Tavares High School, raised \$40,383.28.

The annual overnight event celebrates cancer survivors, remembers loved ones and raises money for the fight against cancer. In each community, team members take to the track, and one person from each team remains on the track during the 18 to 24 hours.

The top fundraising teams were the City of Eustis, which raised \$4,526.23 and Lake Mechanical Contractors "Planet of the Tavas" brought in \$4,511.25.

Club meetings

Chapter 169 of the Korean War Veterans Association of Lake County will meet at 2 p.m. Wednesday at the Leasburg Senior Center, 1211 Penn St. Al Schuetz, a member of the KWVA, will speak about his recent trip to Korea.

All veterans who served in Korea are invited. Details: Visit <http://eldis9.leasburg.org> or call 352-205-8536.

The Highlanders Chapter of the Florida Trail Association will meet at 6 p.m. Thursday in the room of Leasburg Public Library, 100 E. Main St. There will be a presentation by the Florida Fish and Wildlife Conservation Commission.

Participants are encouraged to bring a snack to share and aluminum cans to recycle. Details: 352-767-8654 or lhb@leasburg.org.

Health, wellness fair

A health, wellness and fun fair benefiting New Beginnings, a ministry that helps the homeless, is scheduled from 10 a.m. to 3 p.m. July 14 at the Wesley Center at First United Methodist Church, 950 Seventh St., Clermont.

Free medical screenings, free house

Moms at Work

7 on 13: How the little one views the teenager

It is amusing — when not exasperating — to have a newly minted teenager in the house. It is particularly amusing to watch the teen through a 7-year-old's eyes.

When she opens the bathroom door and is assaulted by the smell of body wash, she shouts, "Too much OX!" Well, it's Axe, honey, but, agreed. Way, too, much.

She calls her brother the "evil net." Affectionately of course.

When asked to relay him a message, she comes back to report, "he's doing regular big kid stuff, like texting."

She is intrigued by his texting, especially when it involves girls, as she thinks it might lead to a date and a chance for her to get to sing that song about sitting in a tree and V-I-S-I-N-G.

She views his personal hygiene (despite the copious amounts of Axe) as questionable, so she is horrified to discover that while putting away laundry, I have accidentally left a pair of his boxers in her dresser. "How did these disgusting things get in my dresser?" she shrieks, carrying them in such a way that she is barely touching the offending article, a tiny section of waist band clipped between two fingers.

She asks to read some new comic book he's acquired, but he declines, telling her it has inappropriate bed words. "I can't read bad words yet," she assures him with perfect first grader confidence. (Only later do I think, wait, what bad words?)

She complains about him — and then she next to him on the couch brushing his hair so it looks just like "Justin Beavers." And while he tells her "Eliker, not Beaver," for not the first time, he allows her to continue to make a creative mess of his hair.

Leelle Postal

PICKLES

LAUREN: I WANT THOSE SPOTS ON YOUR ARMS, GRAMPY!

GRAMPY: YOU'VE GOT THEM FROM WASHING IN THE TUB!

WELL, AS WE GET OLDER, OUR SKIN BECOMES THINNER AND MORE FRAGILE AND WE BRUISE EASIER.

SO YOU BETT'ER BE CAREFUL AND THICKER ON THE BRUISE!

Get severe weather alerts sent to your phone

Text WEATHER to 43886

Orlando Sentinel

**AGENDA SUMMARY
TAVARES CITY COUNCIL
JULY 18, 2012**

AGENDA TAB NO. 12

FIRST READING

**SUBJECT TITLE: Ordinance 2012-16
Small Scale FLUM Amendment- Andrews Property
416 West Caroline Street**

OBJECTIVE:

To consider a Future Land Use Map amendment for approximately .14 acres of property (416 West Caroline Street) located on the north side of West Caroline Street between Barrow and North Sinclair Avenues from Medium Density Residential to Mixed Use Commercial.

SUMMARY:

Ordinance 2012-16 proposes a small scale amendment to the Future Land Use Map 2020 of the Comprehensive Plan.

The subject property (Parcel Alternate Key Number 1754739) is .14 acres in size, located on the north side of West Caroline Street between Barrow and North Sinclair Avenues. An application to rezone this property to Mixed Use is concurrently under consideration. This ordinance would amend the current Future Land Use Designation from Medium Density Residential to Mixed Use Commercial.

Future Land Use Amendment/Compatibility

With the reconstruction of Alfred and Caroline Streets as one-way pairs, our Downtown Master Plan anticipates that properties along these streets will be redeveloped as professional offices, live/work buildings and small, low-density residential apartments. Properties abutting to the east and across the street to the subject property bear a Mixed Use future land use designation. A Mixed Use Commercial designation is most compatible with surrounding property and with the city's future vision for this corridor.

Site Conditions

The owner desires to convert part of an existing home located on the property to an office use associated with legal depositions. A site plan demonstrating compliance with all city regulations including applicable state and federal environmental laws must be approved prior to the issuance of permits allowing site modifications.

Impact on City Services

The subject property is connected to municipal water and sewer 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. It is anticipated that this amendment will not implicate any significant increase on Levels of Service.

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 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 7A)

OPTIONS:

No Council action required on First Reading.

PLANNING & ZONING BOARD RECOMMENDATION:

At its June 21st meeting, the Planning & Zoning Board voted unanimously to recommend approval of Ordinance 2012-16.

STAFF RECOMMENDATION:

At Second Reading, staff will recommend that City Council moves to approve Ordinance 2012-16.

FISCAL IMPACT:

N/A

LEGAL SUFFICIENCY:

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

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ORDINANCE 2012-16

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 ACRES OF PROPERTY GENERALLY LOCATED ON THE NORTH SIDE OF WEST CAROLINE STREET BETWEEN BARROW AND NORTH SINCLAIR AVENUES; FROM MEDIUM DENSITY RESIDENTIAL TO MIXED USE COMMERCIAL; PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the owner of property described in Exhibit "A" attached hereto, is requesting an amendment to the Tavares Comprehensive Plan Future Land Use Map 2020 to change the designation of said property from Medium Density Residential to Mixed Use Commercial; and

WHEREAS, the property consists of less than ten acres; 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 Commercial Future Land Use designation is compatible with 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

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

3
4 **WHEREAS**, adoption of this amendment is in the best interest of the health, safety, and
5 general welfare of the citizens of Tavares;

6
7 **NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Tavares,
8 Florida as follows:

9
10 **Section 1. Future Land Use Amendment**

11 The Comprehensive Plan and Future Land Use Map 2020 of the City of Tavares,
12 Florida, is hereby amended to reflect a re-designation from Medium Density Residential to
13 Mixed Use Commercial on certain real property as legally described in Exhibit "A". All
14 provisions of the Comprehensive Plan shall hereby apply to said property.

15
16 **Section 2. Severability and Conflicts**

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

21
22 **Section 3. Transmittal**

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

30
31 **Section 4. Effective Date**

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

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

6
7

8 **PASSED AND ADOPTED** this _____ day of _____, 2012 by the City Council of
9 the City of Tavares, Florida.

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Robert Wolfe, Mayor
Tavares City Council

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First Reading: _____

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Second Reading & Final Adoption: _____

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ATTEST:

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Nancy A. Barnett, City Clerk

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Approved as to form:

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Robert Q. Williams, City Attorney

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EXHIBIT "A"

The East 60 feet of Lots E and F, Block 37, Map of Tavares, according to the plat thereof as recorded in Plat Book 1, Page 64, of the Public Records of Lake County, Florida.

5
6

Subject to all easements, restrictions, rights-of-way, reservations of record and taxes accruing subsequent to December 31, 2005.

CITY OF TAVARES



Created By: City of Tavares GIS

F:\PZ\DATA\PROJECT FILES\Andrews Property (416 W Caroline St); Rezone, SSFLUM - PZ2012-05\GIS\GIS Maps\ANDREWS_AD.mxd

Map Created on 5/30/12



CITY OF TAVARES ORDINANCE # 2012-16



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	Commercial	
CD	Commercial Downtown	25 DU/Acre
IND	Industrial	
PUB	Public Facility/Institutional	
CONS	Westlands & Conservation	

FUTURE LAND USE MAP

ORDINANCE # 2012-16

416 W. Caroline St.

Current FLU: MED
Proposed FLU: MUC
0.14 ± Acres

Legend

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

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5 **CASES TO BE HEARD**
6

7 **1) Andrews Property – 416 W. Caroline St. - Rezoning Ordinance 2012-15**
8

9 Jacques Skutt, Community Development Director provided the following staff report;

10
11 The subject property, 416 West Caroline, is located on the north side of West Caroline Street,
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16 dwelling abuts the property on the west side. The alleyway that runs along the east property
17 line (Clara Adams Alleyway) is on the city's improvement list and the design for this is currently
18 being engineered by BESH as part of our Alfred/Caroline Streetscaping Project. With the
19 reconstruction of Alfred and Caroline Streets as one-way pairs, our Downtown Master Plan
20 anticipates that properties along these streets will be redeveloped as professional offices,
21 live/work buildings and small, low-density residential apartments. This vision is consistent with
22 this proposed rezoning to Mixed-Use. If the rezoning is approved, any site improvements that
23 may be triggered by the change of use of the existing building will comply with the city's land
24 development regulations including the requirement for an approved site plan.

25
26 Staff recommended that the Planning and zoning Board move to recommend approval of
27 Ordinance 2012-15.

28
29 Chairman Adams asked if there was anyone in the audience who would like to make a
30 comment. Evelyn Andrews, property owner, said that she was available to answer questions.

31
32 John Tanner said he supported the motion because it is consistent with the Downtown Master
33 Plan. Gary Santoro agreed.

34
35 **MOTION**
36

37 **Sam Grist moved to recommend approval of Ordinance 2012-15. The motion was**
38 **seconded by Richard Root. The motion carried 6-0.**

39
40 **2) Andrews Property – 416 W. Caroline St. - SSFLUM - Ordinance 2012-16**
41

42 Jacques Skutt, Community Development Director provided the following staff report;

43
44 Ordinance 2012-16 proposes a small scale amendment to the Future Land Use Map 2020 of the
45 Comprehensive Plan.

46
47 The subject property (Parcel Alternate Key Number 1754739) is .14 acres in size, located on
48 the north side of West Caroline Street between Barrow and North Sinclair Avenues. An
49 application to rezone this property to Mixed Use is concurrently under consideration. This

1 ordinance would amend the current Future Land Use Designation from Medium Density
2 Residential to Mixed Use Commercial.

3
4 **Future Land Use Amendment/Compatibility**

5 With the reconstruction of Alfred and Caroline Streets as one-way pairs, our Downtown Master Plan
6 anticipates that properties along these streets will be redeveloped as professional offices, live/work
7 buildings and small, low-density residential apartments. Properties abutting to the east and across the
8 street to the subject property bear a Mixed Use future land use designation. A Mixed Use Commercial
9 designation is most compatible with surrounding property and with the city's future vision for this
10 corridor.

11
12 **Site Conditions**

13 The owner desires to convert part of an existing home located on the property to an office use
14 associated with legal depositions. A site plan demonstrating compliance with all city regulations including
15 applicable state and federal environmental laws must be approved prior to the issuance of permits allowing
16 site modifications.

17
18 **Impact on City Services**

19 The subject property is connected to municipal water and sewer utilities. The City's Concurrency
20 Management System will ensure that Levels of Service (LOS) will not be degraded beyond the adopted
21 levels of service for all regulated public facilities. It is anticipated that this amendment will not implicate any
22 significant increase on Levels of Service.

23
24 **FINDINGS**

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

- 27
28 1. A Mixed Use Commercial Future Land Use designation would serve as the most appropriate
29 land use for the subject property in accordance with Future Land Use policy 1-1.1.6.
30
31 2. Impacts of the proposed development of the subject property shall be monitored through the
32 City's Concurrency Management System. (Comp Plan, Chapter 7A)
33

34 Staff recommended that the Planning and zoning Board move to recommend approval of
35 Ordinance 2012-16.

36
37 Chairman Adams asked if there was anyone in the audience who would like to make a
38 comment. Evelyn Andrews, property owner, said that she was available to answer questions.

39
40 John Tanner commented that this is a formality in support of the earlier motion and that he
41 supported it.

42
43 **MOTION**

44
45 **John Tanner moved to recommend approval of Ordinance 2012-16. The motion was**
46 **seconded by Gary Santoro. The motion carried 6-0.**

47
48 **OTHER BUSINESS**

49
50 In response to John Tanner's question, Jacques Skutt said that he communicated to City
51 Council the Planning and Zoning Board's concern regarding billboards. He went on to say that
52 at the July City Council meeting, he will present a staff report which will give Council an

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Publication Date: 06/25/2012

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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 2012-15 and Ordinance 2012-16 listed as follows.

ORDINANCE 2012-15

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, REZONING APPROXIMATELY .14 ACRES OF PROPERTY GENERALLY LOCATED ON THE NORTH SIDE OF WEST CAROLINE STREET BETWEEN BARROW AND NORTH SINCLAIR AVENUES FROM RMF-2 (RESIDENTIAL MEDIUM-DENSITY TO MIXED USE), SUBJECT TO THE RULES, REGULATIONS AND OBLIGATIONS ORDAINED BY THE CITY OF TAVARES COUNCIL, PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE 2012-16

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 ACRES OF PROPERTY GENERALLY LOCATED ON THE NORTH SIDE OF WEST CAROLINE STREET BETWEEN BARROW AND NORTH SINCLAIR AVENUES; FROM MEDIUM DENSITY RESIDENTIAL TO MIXED USE, COMMERCIAL, PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Proposed Ordinance 2012-15 and Ordinance 2012-16 will be considered at the following public meetings:

1. Tavares Planning & Zoning Board meeting on June 21, 2012, at 3 p.m.; and
2. Tavares City Council meeting on July 16, 2012, at 4 p.m. (Introduction and First Reading by Title Only); and
3. Tavares City Council meeting on August 1, 2012, at 4 p.m. (Second Reading)

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

Proposed Ordinance 2012-15 and Ordinance 2012-16 may be inspected by the public between the hours of 7:30 a.m. and 5:10 p.m. Monday through Friday of each week at City Hall.

Interested parties may appear at the meetings and, at the Planning & Zoning Board meeting and City Council Second Reading, be heard with respect to the proposed ordinance. It is the City Council policy to limit public discussion of proposed ordinances to the Planning & Zoning Board meeting and City Council Second Reading. Any persons wishing to appear at a session of the public body should arrange 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 4 (four) 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 the proposed ordinance to Jacques Skutt, Community Development Director, at 742-6404.

CITY OF TAVARES

PROPERTY LOCATION MAP
 416 W. Caroline St.

YOUR COMMUNITY

Sign up for SRV in Leesburg to aid the visually impaired

BY DEBBIE MANLEY

Participants can begin the half-mile walk on the track field anytime after 8:05 a.m. The entry fee is \$25 for each event through Oct. 24 and \$30 Oct. 25 through the day of the race.

Attendees also may participate in a half-mile handicapped sensory walk escorted with a sighted guide on the track field anytime after 8:15 a.m. Cost is \$5.

Participants will receive a complimentary T-shirt if preregistered by Oct. 11.

Awards will be given in overall and age group categories. Prizes will be given for biggest team and most money raised.

The event is designed to raise money for rehabilitation services.

NVI also is seeking door prizes and donations from area businesses for the 5K and other events planned throughout the year.

To download an application or more information, visit newsinfo1.org. Details: 352-435-5040.

Relay for Life

The American Cancer Society's Relay for Life in the Eustis/Tavares area, which was held May 4 and 5 at Tavares High School, raised \$46,183.33.

The annual overnight event celebrates cancer survivors, remembers loved ones and raises money for the fight against cancer. In each community, team members take to the track and one person from each team remains on the track during the 18 to 24 hours.

The top fundraising teams were the City of Eustis, which raised \$4,526.33 and Lake Mechanical Contractors' "Flora of the Tavares" brought in \$4,521.25.

Club meetings

Chapter 169 of the Korean War Veterans Association of Lake County will meet at 3 p.m. Wednesday at the Leesburg Senior Center, 121 Penn St. Al Schuetz, a member of the KWWA, will speak about his recent trip to Korea.

All veterans who served in Korea are invited. Details: Visit cid169kwvva.org or call 352-263-8536.

The Highlands Chapter of the Florida Trail Association will meet at 6 p.m. Thursday in Room A of the Leesburg Public Library, 100 E. Main St. There will be a presentation by the Florida Fish and Wildlife Conservation Commission.

Health, wellness fair

A health, wellness and fun fair benefiting New Beginnings, a ministry that helps the homeless, is scheduled from 10 a.m. to 2 p.m. July 2 at the Wesley Center at First United Methodist Church, 950 Seventh St., Clermont.

Free medical screenings, free bounce

Club meetings

Chapter 169 of the Korean War Veterans Association of Lake County will meet at 3 p.m. Wednesday at the Leesburg Senior Center, 121 Penn St. Al Schuetz, a member of the KWWA, will speak about his recent trip to Korea.

All veterans who served in Korea are invited. Details: Visit cid169kwvva.org or call 352-263-8536.

The Highlands Chapter of the Florida Trail Association will meet at 6 p.m. Thursday in Room A of the Leesburg Public Library, 100 E. Main St. There will be a presentation by the Florida Fish and Wildlife Conservation Commission.

Blogwatch

Moms at Work

ORLANDOSENTINEL.COM/MOMSA@WORK

7 on 13: How the little one views the teenager

It is amusing — when not exasperating — to have a newly minted teenager in the house. It is particularly amusing to watch the teen through a 7-year-old's eyes.

When she opens the bathroom door and is assaulted by the smell of body wash, she shouts, "Too much OX." Well, it's Axe, honey, but, agreed, Way, Too Much.

She calls her brother the "evil nut." Affectionately, of course.

When asked to relay him a message, she comes back to report, "he's doing regular big kid stuff, like texting."

She is intrigued by his texting, especially when it involves girls, as she thinks it might lead to a date and a chance for her to get to sing that song about sitting in a tree and kissing a boy.

PICKLES

LAUREN: "I WANT TO BE THOSE GOV'S ON YOUR NEWS, LIKE BRUCE!"

THELMA: "SAY PUPPY FROM LORRAINE TO THE SHED!"

WELL, AS I GET OLDER, OUR OWN PUPPY IS GETTING Bigger, AND WE RAISE PUPPY."

NOOOO! GET THINNER ON THE OUTSIDE AND THICKER ON THE INSIDE!"

How to reach the Lake County news desk

COUNTY NEWS DESK
 201 EAST MAIN STREET, TAVARES, FLORIDA 32778
 TEL: 352-742-6408
 FAX: 352-742-6433

COMMUNITY EDITOR
 JACQUES SKUTT
 201 EAST MAIN STREET, TAVARES, FLORIDA 32778
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**AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: July 18, 2012**

AGENDA TAB NO. 13

**SUBJECT TITLE: Ordinance #2012- 19 Alternative Water Supply Program –
Policies & Procedures**

OBJECTIVE: To consider the approval of Ordinance #2012-19 detailing the policies, regulations and enforcement procedures for the Alternative Water Supply Program.

SUMMARY

The city has completed the construction of Phase I of the Reclaimed Water Project which includes distribution piping, the construction of a five million gallon storage tank and some minor upgrades to the existing wastewater facility. It is anticipated that reuse water will begin to be distributed to residents and agricultural customers in the month of August 2012.

Ordinance #2012-19 details the policies, regulations, and enforcement of the City's Alternative Water Supply Program. The program will utilize recycled wastewater (reclaimed water) for irrigation watering which will conserve drinking water. In addition, the program will ensure that adequate drinking water reserves are maintained in support of the city's economic development vision. This Ordinance will help ensure the efficient use of reuse water for all commodities and demonstrate that the city is working towards conserving the Florida Future Water Supply. The ordinance is also part of the application process for a new Consumptive Use Permit from the St. John's River Water Management District.

OPTIONS:

1. Move to approve Ordinance #2012-19 to establish operating policies and enforcement of the Alternative Water Supply Program
2. Do not approve Ordinance #2012-19

STAFF RECOMMENDATION:

Move to approve Ordinance #2012-19 to establish operating policies and enforcement procedures for the Alternative Water Supply Program.

FISCAL IMPACT:

N/A

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ORDINANCE 2012-19

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, ADOPTING DIVISION 11 OF CHAPTER 17 OF THE LAND DEVELOPMENT REGULATIONS ESTABLISHING AN ALTERNATIVE WATER SUPPLY PROGRAM; ESTABLISHING PROCEDURES AND FEES FOR ALTERNATIVE WATER SUPPLY SERVICES; PROVIDING FOR AUTHORITY AND ENFORCEMENT; PROVIDING DEFINITIONS; PROVIDING FOR PUBLICATION ACCORDING TO LAW; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Tavares wishes to expand the city's existing utility services to include reclaimed and other alternative water supply services in accordance with state law; and

WHEREAS, The City of Tavares wishes to establish legal authority to carry out all inspection, surveillance and monitoring procedures necessary to ensure compliance with this Ordinance; therefore:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAVARES, FLORIDA:

Division 11 of Chapter 17 of the Land Development Regulations is hereby created as follows:

DIVISION 11. ALTERNATIVE WATER SUPPLY

Section 17-90. Definitions.

The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Alternative Water Supply: means water from a source other than the aquifer, such as, stormwater retention ponds, surface water, brackish water, groundwater or from an approved wetland for the purpose of irrigation.

Augmentation Water: means water from a source other than the aquifer, such as, stormwater retention ponds, surface water, brackish water, groundwater or from an approved wetland and blended with the final effluent of a city wastewater treatment plant

Backflow device: means either a dual check device composed of two single independently active check valves, as described in the American Water Works Association Standard C506-78 (R83), and the American Society of Sanitary Engineering Standard 1024, and/or a reduced pressure principle device, as described in the

47 American Water Works Association Standard C506-78 (R83), and/or the American
48 Society of Sanitary Engineering Standard 1013.

49
50 **Billing:** means the charge made for alternative water supply service. The charge shall
51 be included on the monthly utility bill.

52
53 **Charges:** means those charges set by the city council for costs of providing service,
54 pursuant to this ordinance.

55
56 **Cross connection:** refers to any physical connection or arrangement which would
57 allow the movement of contaminants or fluids between any nonpotable water system,
58 such as the alternative water supply system, and a potable water system.

59
60 **Customer:** means the actual user of the alternative water supply system.

61
62 **DEP:** means the Florida Department of Environmental Protection, or its successor in
63 function.

64
65 **Department:** means the Utility Department of the city or its successor in function.

66
67 **Development:** means a material change in the use or character of the land, including
68 but not limited to the placement of any structure or substantial alteration on the land.

69
70 **Director:** means the Director of the Utility Department of the City or successor in title.

71
72 **Discontinuation of service:** means cessation of a service by physical separation from
73 the system's service lines to ensure that no service can be received.

74
75 **PE:** means polyethylene.

76
77 **Public eating, drinking, bathing facility:** means water fountains, picnic tables,
78 swimming pools, spas, and food service facilities, such as tables and beverage counters
79 that are open to and provide service for the public.

80
81 **PVC:** means polyvinyl chloride.

82
83 **Reclaimed water:** means treated effluent from a city wastewater treatment plant
84 supplied through the reclaimed water distribution system.

85
86 **Reclaimed water reuse system:** means those reclaimed water mains, lines, fittings,
87 valves and appurtenances installed in public rights-of-way or utility easements, which
88 are owned by the City.

89
90 **Service valve:** means the manually operated valve which controls total reclaimed water
91 flow to the customer's property located at the point where the alternative water supply
92 service line crosses the property line.

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Well: means any excavation that is drilled, cored, bored, washed, driven, dug, jetted or otherwise constructed when the intended use of such excavation is for the location, acquisition, development or artificial recharge of groundwater.

Section 17-91. Purpose of Ordinance.

This ordinance establishes that the city's existing utility will be expanded to include alternative water supply services, if feasible, and responsibilities for facilities owned by the city.

Section 17-92. Creation of Program.

The purpose of this ordinance is to create an alternative water supply and reclaimed water reuse program for the city. The purposes of the program are to utilize highly treated reclaimed wastewater and other alternative water supply sources within the city for environmentally suitable purposes and to conserve groundwater supplies for future generations by minimizing the use of potable water from groundwater sources by appropriate uses of alternative water supplies.

The city has elected to create an alternative water supply program in order to reduce demand on the potable water system through reuse/disposal of highly treated reclaimed water by land application or other suitable purposes.

Section 17-93. Adoption of State Regulations.

The construction, maintenance and use of the alternative water supply system shall be in accordance with the provisions of F.A.C. 62-610. If any of the provisions of that chapter are more restrictive than the provisions of this LDR, the applicable provisions of F.A.C. 62-610 shall prevail.

Section 17-94. Promulgation and Enforcement of Alternative Water Supply Service Procedures and Regulations.

1. The City Administrator or designee shall have the power to promulgate procedures and regulations with respect to the following matters, which procedures and regulations shall become effective upon a resolution approving such procedures and regulations being adopted by the City Council:

(a) Application procedures, forms and requirements, and allowable uses other than irrigation. All uses must be in accordance with applicable DEP regulations.

(b) Installation requirements, including specification of acceptable materials, devices and regulations to prevent backflow or cross connections with other systems.

138 (c) Procedures for enforcement of the ordinances and regulations pertaining
139 to reclaimed water, including procedures for inspection of the customer's system.

140
141 (d) Procedures for the orderly expansion of the alternative water supply
142 system.

143
144 (e) Procedures and regulations for the efficient operation of the alternative
145 water supply system.

146
147 2. Notwithstanding the provisions of this section, the City Administrator or
148 Designee may, when necessary for the efficient operation of the alternative water
149 supply system or for the health or safety of the general public or the customer, establish
150 regulations regarding the following matters, which regulations shall become effective at
151 the time of promulgation without the need for City Council approval:

152
153 (a) The times of day or night during which the alternative water may be used by
154 customers.

155
156 (b) The maximum rate of use of the alternative water.

157
158 3. No person shall construct, operate, maintain or allow to remain present on
159 property owned or controlled by him any device or system which is connected to or
160 which controls a device or system connected to the city's alternative water supply
161 system and which is not in compliance with all provisions of DEP regulations and this
162 ordinance related to alternative water and with all procedures and regulations
163 promulgated pursuant to this section. Alternative water shall not be directed or piped
164 into any residence or commercial building. The person who owns or controls the
165 property upon which such a non compliant device or system is found shall be liable to
166 the city for the amount by which the costs associated with the securing and/or removal
167 of the non compliant device or system exceeds the cost of a normal discontinuance of
168 service. These excess costs shall constitute a lien against the property upon which the
169 non compliant device or system is located.

170
171 4. Any customer whose alternative water supply system is in violation of any
172 city ordinance, regulation or procedure shall be subject to immediate discontinuance of
173 alternative water supply service. The city shall disconnect alternative water supply
174 service to any user due to tampering with any service, plumbing cross connections with
175 another water source, nonpayment of bills, or for any other reason which is deemed by
176 the department to be detrimental to the system. The city shall disconnect service until
177 the condition is corrected and all costs due the city are paid. These costs shall include
178 delinquent billings, disconnection and reconnection charges, and payment for any
179 damage caused to the system. At no time during the period of disconnection shall the
180 monthly service charges be abated. Should service be turned on without authorization,
181 the department shall remove the service and the violator shall be subject to section 1-15
182 of the Tavares Code of Ordinances. The city shall have the authority to lien the real
183 property of any user for nonpayment; and if the nonpayment continues for a period of

184 three months following the recording of the lien, the city shall have the right to foreclose
185 the lien. Such discontinuance of service shall not relieve any person of liability for civil
186 actions or for criminal or municipal ordinance violation prosecution.
187

188 5. Upon being connected to the city's alternative water supply system, any
189 existing wells on the subject property shall not continue to be used for irrigation and
190 shall be disconnected from the irrigation system unless otherwise approved by the
191 applicable permitting agency and the City Administrator.
192

193 6. All connections shall be made in accordance with policies and regulations
194 adopted by the city Council. This provision shall not be construed to entitle any person
195 to cross the property of another to make such connections.
196

197 7. The owners of all the property in the city abutting upon a adjacent public
198 right-of-way or easement which has existing City reclaimed water "purple pipes" in
199 actual operation, and upon which is situated a house, building or other structure used
200 for human occupancy, employment, recreation or other related purposes shall be
201 required at their own expense to connect such facilities directly with such reclaimed
202 system in accordance with the provisions of this article within one hundred eighty (180)
203 days after the date of official notice to do so.
204

205

206 **Section 17-95. Alternative Water Supply System Charges and Fees.**

207

208 1. Any user of the services of the alternative water supply system shall pay
209 to have the water installed. Once the service is connected, the user shall pay a
210 minimum monthly availability charge and a usage charge. These charges will be set by
211 resolution of the City Council, and are on file in the city clerk's office.
212

213 2. Bills for alternative water supply service shall be rendered as a part of the
214 regular city bill for utility services.
215

216 3. For purposes of this section, an alternative water availability charge is a
217 charge established by the City Council for the availability of alternative water supply
218 service provided by the City to a property. Alternative water supply service is deemed
219 available to a property if an alternative water meter is located at the property regardless
220 of whether the property is actively receiving alternative water supply service. The
221 charge shall be billed in the city utility bill of the consumer for those accounts which are
222 actively receiving alternative water supply service and in a utility bill to the owner of the
223 property for those properties not actively receiving alternative water supply service. The
224 City shall establish an Alternative Water Service Rate Schedule.
225

226

227

228 **Section 17-96. Public Easement / Right of Way Requirements.**

229

230 No facilities will be installed under the provisions outlined in this ordinance and
231 accepted by the city for maintenance unless it is in dedicated public right-of-way or
232 dedicated public easement. Any new easement shall be adequately sized as approved
233 by the Utility Director to accommodate construction and maintenance of any alternative
234 water supply system component. No obstruction of whatever kind shall be planned, built
235 or otherwise created within the limits of the easement or right-of-way without written
236 permission of the Utility Director.

237

238 **Section 17-97. Ownership.**

239

240 All alternative water facilities and appurtenances within dedicated public easements,
241 when constructed or accepted by the city shall become and remain the property of the
242 City. No person shall, by construction of facilities accepted by the city, acquire any
243 interest or right in any of these facilities or any portion of such facilities, other than the
244 privilege of having their property connected for alternative water service in accordance
245 with this ordinance.

246

247 **Section 17-98. Right to Refuse Service.**

248

249 The City shall have the right, at all times, to refuse to extend service on the basis of a
250 use detrimental to the system, inadequate supply of alternative water, lack of payment
251 of required service charge, or for any other reason which, in the judgment of the
252 Director, will cause the extension not to be to the benefit of the City.

253

254 **Section 17-99. Service Interruption.**

255

256 1. The City reserves the right to temporarily discontinue service to any
257 portion of, or the entire, alternative water supply system as deemed necessary by the
258 Utility Director.

259

260 2. The Utility Director shall have the authority to establish schedules to
261 control the use of the water reuse system in order to reduce maximum pressure
262 demands on the system and to regulate usage of reused water to balance with supply
263 and storage availability.

264

265 **Section 17-100. Cross Connection Control.**

266

267 Prior to connecting a user to the alternative water supply system, the public potable
268 water supply shall be protected by installation, at the user's expense, of an approved
269 cross connection control assembly.

270

271 **Section 17-101. Unauthorized Work on Alternative Water Supply System.**

272

273 1. No person, unless expressly authorized by the Utility Director or his
274 designee, shall tamper with, work on, or in any way alter or damage any city alternative
275 water facility. Tampering or work shall include but is not limited to opening or closing of

276 valves, or causing of any water to flow from the system. No unauthorized person shall
277 cut into or make any connection with the system. The offending person shall be liable
278 for the cost of all charges attributable to the correction of such tampering, including legal
279 expenses; but payment of or correcting of such damage shall not relieve the offending
280 person from civil or criminal penalties the city or a court of law may impose for a
281 violation of a city ordinance.

282

283 2. The service valve located between the alternative water customer's
284 irrigation system and the city's distribution system may be operated by the customer
285 only when his private valve, required on the customer's premises, requires repair.

286

287 **Section 17-102. Alternative Water Accounts.**

288

289 1. Accounts, collections, late fees, reinstatement fees and billing review shall be
290 performed in the same manner as established in this Section for potable water
291 accounts.

292

293 **Section 17-103. Inspection.**

294

295 1. To ensure that all provisions of city ordinances, regulations and
296 procedures are being observed, the city reserves the right and privilege of inspecting,
297 removing and/or securing any or all devices installed by the customer which connect to
298 or control the alternative water.

299

300 (a) Inspections without cause to believe that an ordinance or regulation is being
301 violated shall be at reasonable times and shall not exceed a reasonable frequency.

302

303 (b) Inspections where there is reasonable cause to believe that an ordinance or
304 regulation is being violated shall be at such times and shall occur with such frequency
305 as is necessary to establish that an ordinance or regulation is or is not being violated.

306

307 2. Each customer of alternative water shall, by application, give prior written
308 consent to entry upon his premises, and thereby waives any other written notice for
309 such inspection. Failure of the City to obtain such a written waiver shall not affect the
310 right of the city to proceed pursuant to subsection (a) of this section.

311

312 3. Refusing to permit an authorized City agent or employee to enter onto the
313 premises for the purpose of inspecting the customer's alternative water supply system
314 pursuant to this section shall constitute a violation of this section and shall be grounds
315 for immediate discontinuance of the alternative water supply service by the city to the
316 subject premises.

317

318 **Section 17-104. Alternative Water Service for New Subdivisions.**

319

320 1. *Minimum service requirements.*

321

322 (a) All new subdivisions developed after the effective date of this Ordinance and
323 located within the existing City Utility Service Area shall construct alternative water
324 mains to provide irrigation and other nonpotable service to all lots based on the
325 projected amount of property to be irrigated, as well as other potential nonpotable uses,
326 including common elements. Alternative water supply service including required back
327 flow prevention devices and taps shall be installed for each lot, with a minimum service
328 tap size of three-fourths inch in diameter. Actual service tap size and potential sharing
329 of service lines shall be reviewed and approved by engineer. These improvements shall
330 be completed and in place regardless of whether city alternative water is available to the
331 project at the time of development. At such time as city alternative water is available
332 each lot and other property to which a tap was required shall accept city alternative
333 water supply service.

334
335 (b) Site development plans for all new development on previously vacant
336 property where the city alternative water lines adjoin the property shall show irrigation
337 systems connected to alternative water mains where available. Where such service is
338 not currently available, site plans shall show irrigation systems which shall be
339 configured for ultimate connection to alternative water mains by locating pumps or
340 potable water system connections adjacent to the right-of-way or other planned
341 alternative water main location.

342
343 (c) Alternative Water Supply Systems shall be required within all subdivisions
344 receiving final plats after the effective date of this Ordinance.

345
346 2. *Existing Landscape Irrigation System.* Existing landscape irrigation
347 systems located within the city shall accept city alternative water supply service when
348 available as follows:

349
350 (a) If the existing irrigation system on such property is using city potable water
351 for irrigation the property shall connect to the city's alternative water supply service
352 when it becomes available in an adjacent public right-of-way or easement.

353
354 (b) If the existing irrigation system on such property is using a private well
355 located on the property or lake water for irrigation then such property shall connect to
356 the city's alternative water supply service when it becomes available in an adjacent
357 public right-of-way or easement.

358
359 (c) No new irrigation system for landscaping use shall be allowed in the city
360 unless it connects to the city's alternative water lines if such lines are available in an
361 adjacent public right-of-way or easement adjacent to the property seeking irrigation.

362
363 3. *System design.* The layout of alternative water supply systems shall
364 comply with the adopted standard utility specifications and details of the city.

365
366

367 4. *General standards.* Design and installation practices, materials and
368 methods shall conform to requirements for potable water systems, except where
369 specifically modified by policies or details adopted for the alternative water supply
370 system.

371
372 5. *Main size.* Mains shall be sized based on the anticipated demand for
373 alternative water use based on land use, soil characteristics and potential nonirrigation
374 use. Minimum main size shall be six inches in diameter.

375
376 6. *Extension of lines to project boundaries.* Alternative water mains shall be
377 designed to stub out to the project boundaries to serve adjacent unserved properties.
378 This shall include mains in all rights-of-way, across the entire project frontage on
379 existing roads without existing mains, and to the property boundary via easement when
380 no other access is available to unserved properties.

381
382 7. *Color coding of alternative water appurtenances.* All alternative water
383 supply materials shall be color coded purple from the manufacturer.

384
385 8. *Availability.* Availability shall mean the city having sufficient capacity
386 to provide service to a subject property and the alternative water lines being physically
387 located in a public right-of-way or easement adjacent to the property to be served.

388
389 **Section 17-105. Reclaimed Irrigation and Schedule.**

390
391 1. Landscape irrigation at odd-numbered addresses must only occur on
392 Wednesday and Saturday and must not occur between 10:00 a.m. and 4:00 p.m. daily.

393
394 2. Landscape irrigation at even-numbered addresses or no address must
395 only occur on Thursday and Sunday and must not occur between 10:00 a.m. and 4:00
396 p.m. daily.

397
398 3. No landscape irrigation shall occur on Mondays, Tuesdays or Fridays
399 unless a written variance has been previously granted by the City.

400
401 4. It is prohibited and unlawful to irrigate landscaping inconsistently with the
402 provisions of this section unless otherwise stipulated by the City's Code of Ordinances
403 or Land Development Regulations.

404
405 5. No single zone shall be watered more than two (2) times per week.

406
407
408 **PASSED AND ORDAINED** this ____ day of _____, 2008, by the City
409 Council of the City of Tavares, Florida.

410

411 ATTEST:

412

413

414 _____
Nancy Barnett, City Clerk

415

416

417 Approved as to Form:

418

419

420

421 _____
Robert Q. Williams, City Attorney

422

423

424 First Reading: _____

425

426 Passed Second Reading: _____

427

Robert Wolfe, Mayor
Tavares City Council

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**AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: July 18, 2012**

AGENDA TAB NO. 14

SUBJECT TITLE: Ordinance #2012-20 – Amendment to Police Officer’s Trust Fund (Pension Plan) to Comply with State Statutes

OBJECTIVE: To obtain Council authorization of City of Tavares Ordinance 2012-20.

SUMMARY:

The City of Tavares currently offers a retirement benefits plan to its pension benefit-eligible sworn staff members through the Tavares Police Officers’ Trust Fund (Pension Plan). Effective July 1, 2011, the Florida Legislature adopted the requirements of Chapter 2011-216, Laws of Florida which provides, for service earned after that July 1, 2011, that “salary” shall not include more than three hundred (300) hours of overtime per fiscal year and shall also not include payments for accrued unused sick or annual leave.

The law also provides that for payments for overtime in excess of three hundred (300) hours per year or accrued unused sick or annual leave accrued as of July 1, 2011 and attributable to service earned prior to July 1, 2011, may still be included in “salary” for Pension purposes; event if the payment is not actually made until on or after July 1 2011.

In addition, with respect to accrued unused annual leave accrued prior to July 1, 2011, “salary” will include the lesser of the amount of sick or annual leave time accrued on July 1, 2011; or the actual amount of sick or annual leave time for which the retiree receives payment at the time of retirement, regardless of whether the amount of sick or annual leave, at some time prior to retirement, reduced below the amount on July 1, 2011.

OPTIONS:

1. Move to authorize City of Tavares Ordinance 2012-20.

STAFF RECOMMENDATION:

Option 1: Authorize City of Tavares Ordinance 2012-20 as a ministerial function, in compliance with Florida law.

FISCAL IMPACT: No fiscal impact.

LEGALLY SUFFICIENCY: The ordinance is legally sufficient

Law Offices
Christiansen & Dehner, P.A.

63 Sarasota Center Blvd. Suite 107 Sarasota, Florida 34240 • 941-377-2200 • Fax 941-377-4848

May 25, 2012

Mr. John H. Drury, City Administrator
City of Tavares
201 E. Main Street
Tavares, Florida 32778

Re: City of Tavares Police Officers' Pension Trust Fund - Revised Proposed Ordinance

Dear Mr. Drury:

Enclosed please find a proposed ordinance amending the City of Tavares Police Officers' Pension Trust Fund, which is recommended by the Board for adoption by the City Council. This ordinance amends the definition of Salary to comply with the requirements of Chapter 2011-216, Laws of Florida, regarding limitations on overtime and accrued unused sick and vacation time.

By copy of this letter the plan's actuary, Foster & Foster, I am requesting that they provide an actuarial impact statement indicating that there is no cost, or a cost savings associated with the adoption of this ordinance.

If you or any member of your staff have any questions with regard to this ordinance, please feel free to give me a call. In addition, if you feel it would be appropriate for me to be present at the meeting at which this ordinance is considered by the City Council, please contact my office to advise me of the date that the ordinance would be considered.

Yours very truly,



Scott R. Christiansen

SRC/dm
enclosure

e-copy: Doug Lozen, with enclosure
Nancy Barnett, with enclosure

ORDINANCE NO. 2012-20

AN ORDINANCE OF THE CITY OF TAVARES AMENDING CHAPTER 15, PENSIONS AND RETIREMENT, ARTICLE IV, POLICE OFFICERS' PENSION TRUST FUND, OF THE CODE OF ORDINANCES OF THE CITY OF TAVARES; AMENDING SECTION 15-71, DEFINITIONS TO AMEND THE DEFINITION OF "SALARY"; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAVARES, FLORIDA;

SECTION 1: That Chapter 15, Pensions and Retirement, Article IV, Police Officers' Pension Trust Fund, of the Code of Ordinances of the City of Tavares, is hereby amended by amending Section 15-71, Definitions, to amend the definition of "*Salary*" to read as follows:

* * * * *

Salary means total compensation paid to a member for services rendered to the City as a Police Officer reportable on the Member's W-2 form plus all tax deferred, tax sheltered, or tax exempt items of income derived from elective employee payroll deductions or salary reductions, including lump sum payments of vacation and sick time, but not including any payments for extra duty or a special detail work performed on behalf of a second party employer. For service earned after July 1, 2011, Salary shall not include more than three hundred (300) hours of overtime per fiscal year and shall also not include payments for accrued unused sick or annual leave. Provided however, in any event, payments for overtime in excess of three hundred (300) hours per year or accrued unused sick or annual leave accrued as of July 1, 2011 and attributable to service earned prior to July 1, 2011, may still be included in Salary for pension purposes even if the payment is not actually made until on or after July 1, 2011. In any event, with respect to unused sick leave and unused annual leave accrued prior to July 1, 2011, Salary will include the lesser of the amount of sick or annual leave time accrued on July 1, 2011 or the actual amount of sick or annual leave time for which the retiree receives payment at the time of retirement, regardless of whether the

amount of sick or annual leave was, at some time prior to retirement, reduced below the amount on July 1, 2011.

Compensation in excess of the limitations set forth in Section 401(a)(17) of the Code as of the first day of the plan year shall be disregarded for any purpose, including employee contributions or any benefit calculations. The annual compensation of each member taken into account in determining benefits or employee contributions for any plan year beginning on or after January 1, 2002, may not exceed \$200,000, as adjusted for cost-of-living increases in accordance with Internal Revenue Code Section 401(a)(17)(B). Compensation means compensation during the fiscal year. The cost-of-living adjustment in effect for a calendar year applies to annual compensation for the determination period that begins with or within such calendar year. If the determination period consists of fewer than 12 months, the annual compensation limit is an amount equal to the otherwise applicable annual compensation limit multiplied by a fraction, the numerator of which is the number of months in the short determination period, and the denominator of which is 12. If the compensation for any prior determination period is taken into account in determining a member's contributions or benefits for the current plan year, the compensation for such prior determination period is subject to the applicable annual compensation limit in effect for that prior period. The limitation on compensation for an "eligible employee" shall not be less than the amount which was allowed to be taken into account hereunder as in effect on July 1, 1993. "Eligible employee" is an individual who was a Member before the first Plan Year beginning after December 31, 1995.

* * * * *

SECTION 2: Specific authority is hereby granted to codify and incorporate this Ordinance in the existing Code of Ordinances of the City of Tavares.

SECTION 3: All Ordinances or parts of Ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4: If any section, subsection, sentence, clause, phrase of this ordinance, or the particular application thereof shall be held invalid by any court, administrative agency, or other body with appropriate jurisdiction, the remaining section, subsection, sentences, clauses, or phrases under application shall not be affected thereby.

SECTION 5: That this Ordinance shall become effective upon its adoption.

PASSED AND ORDAINED ON this _____ day of _____, 2012, by the City Council of the City of Tavares, Florida.

Robert Wolfe, Mayor
Tavares City Council

First Reading: _____

Passed Second Reading: _____

ATTEST:

Nancy A. Barnett
CITY CLERK

Approved as to form:

Robert Q. Williams
CITY ATTORNEY

dm/tav/pol/01-20-12.ord

CITY OF TAVARES
POLICE OFFICERS' PENSION TRUST FUND

ACTUARIAL IMPACT STATEMENT
May 1, 2012

Attached hereto is a comparison of the impact on the Total Required Contribution (per Chapter 112, Florida Statutes), and the Required City Contributions, resulting from implementation of the following change:

Amending the definition of Salary to comply with the regulations set forth in Senate Bill 1128. Effective July 1, 2011, Salary shall not include more than three hundred (300) hours of overtime per year. Additionally, Salary will include the lesser of the amount of sick and vacation leave time accrued as of July 1, 2011, or the actual amount of sick and vacation leave time for which the retiree receives payment at the time of retirement.

The following assumptions are utilized for purposes of this Impact Statement:

<u>Current Credited Service</u>	<u>Change to Terminal Leave Assumption</u>
10 or more years	No Change
5 to 10 years	Reduced by 25%
Less than 5 years	Reduced by 50%

It is important to point out that these assumptions are estimates, and are subject to further modification based on future experience. Subsequent changes will be reflected in future actuarial valuations.

The cost impact, determined as of October 1, 2011, as applicable to the fiscal year ending September 30, 2013, is as follows:

	<u>Current</u>	<u>Proposed</u>
Total Required Contribution % of Total Annual Payroll	37.86%	37.62%
Member Contributions (Est.) % of Total Annual Payroll	12.80%	12.80%
City and State Required Contribution % of Total Annual Payroll	25.06%	24.82%
State Contribution (est.) * % of Total Annual Payroll	73,522 5.06%	73,522 5.06%
Balance from City % of Total Annual Payroll	20.00%	19.76%

* Represents amount received during Fiscal 2011. The City may use up to \$83,291 in State Contributions for determining its minimum funding requirements.

CITY OF TAVARES
POLICE OFFICERS' PENSION TRUST FUND

ACTUARIAL IMPACT STATEMENT
May 1, 2012
(Page 2)

The changes presented herein are in compliance with Part VII, Chapter 112, Florida Statutes and Section 14, Article X of the State Constitution.



Douglas H. Lozer, EA, MAAA
Enrolled Actuary #11-7778

STATEMENT OF PLAN ADMINISTRATOR

The prepared information presented herein reflects the estimated cost of the proposed improvement.



Chairman, Board of Trustees

Comparative Summary of Principal Valuation Results

	Proposed <u>10/1/2011</u>	Current <u>10/1/2011</u>
A. Participant Data		
Number Included		
Actives	26	26
Service Retirees	3	3
DROP Retirees	1	1
Beneficiaries	1	1
Terminated Vested	3	3
Disability Retirees	1	1
	<hr/>	<hr/>
Total	35	35
Total Annual Payroll	1,453,783	1,453,783
Payroll Under Assumed Ret. Age	1,453,783	1,453,783
Annual Rate of Payments to:		
Service Retirees	82,740	82,740
DROP Retirees	55,470	55,470
Beneficiaries	31,728	31,728
Terminated Vested	19,216	19,216
Disability Retirees	15,337	15,337
B. Assets		
Actuarial Value	6,506,032	6,506,032
Market Value	6,366,576	6,366,576
C. Liabilities		
Present Value of Benefits		
Active Members		
Retirement Benefits	7,970,920	8,010,046
Disability Benefits	73,660	74,063
Death Benefits	33,200	33,399
Vested Benefits	378,019	381,458
Refund of Contributions	76,815	76,815
Service Retirees	1,260,219	1,260,219
DROP Retirees *	807,396	807,396
Beneficiaries	202,372	202,372
Terminated Vested	169,586	169,586
Disability Retirees	239,202	239,202
Excess State Reserve	0	0
Miscellaneous	N/A	N/A
	<hr/>	<hr/>
Total	11,211,389	11,254,556

* Liabilities shown represent present value of future payments. Assets in item B., above, do not include accumulated DROP account balances.

C. Liabilities - (Continued)	<u>Proposed</u> <u>10/1/2011</u>	<u>Current</u> <u>10/1/2011</u>
Present Value of Future Salaries	10,740,820	10,740,820
Present Value of Future Member Cont.	1,374,825	1,374,825
Normal Cost (Entry Age Normal)		
Retirement Benefits	324,739	327,193
Disability Benefits	6,587	6,610
Death Benefits	2,232	2,244
Vested Benefits	22,858	23,067
Refund of Contributions	11,742	11,742
Total Normal Cost	<u>368,158</u>	<u>370,857</u>
Present Value of Future Normal Costs	2,601,148	2,631,685
Actuarial Accrued Liability		
Retirement Benefits	5,684,037	5,695,525
Disability Benefits	33,711	33,817
Death Benefits	20,627	20,684
Vested Benefits	172,407	173,386
Refund of Contributions	20,684	20,684
Inactives	2,678,775	2,678,775
Excess State Reserve	0	0
Miscellaneous	N/A	N/A
Total Actuarial Accrued Liability	<u>8,610,240</u>	<u>8,622,870</u>
Unfunded Actuarial Accrued Liability (UAAL)	2,104,209	2,116,839
D. Actuarial Present Value of Accrued Benefits		
Vested Accrued Benefits		
Inactives	2,678,775	2,678,775
Actives	2,918,677	2,918,677
Member Contributions	<u>971,085</u>	<u>971,085</u>
Total	6,568,537	6,568,537
Non-vested Accrued Benefits	571,611	576,509
Total Present Value Accrued Benefits	<u>7,140,148</u>	<u>7,145,046</u>
Increase (Decrease) in Present Value of Accrued Benefits Attributable to:		
Plan Amendments	0	
Assumption Changes	(4,898)	
New Accrued Benefits	0	
Benefits Paid (net of DROP Lump Sums)	0	
Interest	0	
Other	<u>0</u>	
Total:	<u>(4,898)</u>	

Valuation Date Applicable to the Fiscal Year Ending	Proposed 10/1/2011 <u>9/30/2013</u>	Current 10/1/2011 <u>9/30/2013</u>
E. Pension Cost		
Normal Cost (with interest) % of Total Annual Payroll*	26.34	26.53
Administrative Expense (with interest) % of Total Annual Payroll*	1.23	1.23
Payment Required to Amortize Unfunded Actuarial Accrued Liability over 30 years (as of 10/1/11) % of Total Annual Payroll*	10.05	10.10
Total Required Contribution % of Total Annual Payroll*	37.62	37.86
Expected Member Contributions % of Total Annual Payroll*	12.80	12.80
Expected City & State Contrib. % of Total Annual Payroll*	24.82	25.06

* Contributions developed as of 10/1/11 are expressed as a percentage of Total Annual Payroll at 10/1/11 of \$1,453,783

ACTUARIAL ASSUMPTIONS AND FUNDING METHODS

Assumptions

<u>Mortality Table</u>	RP2000 Combined Healthy Fully Generational with Blue Collar Adjustment – Sex Distinct
<u>Disability Mortality Table</u>	RP2000 Disabled Retiree Mortality Table – Fully Generational
<u>Interest Rate</u>	8% per year compounded annually, net of investment related expenses
<u>Termination Rate</u>	See table below
<u>Disability Rate</u>	See table below
<u>Retirement Age</u>	Earlier of Age 55 and 10 years of service or 25 years of service, regardless of age. Also, any member who has reached Normal Retirement is assumed to continue employment for one additional year
<u>Early Retirement</u>	Commencing with the earliest Early Retirement Age (50), members are assumed to retire with an immediate subsidized benefit at the rate of 5% per year
<u>Salary Increases</u>	6.0% per year until the assumed retirement age; projected salary at retirement is increased 20% to account for non-regular compensation.
<u>Payroll Growth</u>	3.0% per year
<u>Cost-of-Living Adjustment</u>	2.0% annually following one year of retirement
<u>Administrative Expenses</u>	\$17,212 annually

<u>Age</u>	<u>% Terminating During the Year</u>	<u>% Becoming Disabled During the Year</u>
20	6.0%	0.03%
30	5.0	0.04
40	2.6	0.07
50	0.8	0.18

Funding Methods

Entry Age Normal Actuarial Cost Method

SUMMARY OF CURRENT PLAN

(Through Ordinance 2011-03)

CREDITED SERVICE	Total years and fractional parts of years of service with the City as a Police Officer.
AVERAGE FINAL COMPENSATION	Average Salary during the five (5) highest years of the last ten (10).
SALARY	Total Compensation reportable on Form W-2, plus all tax deferred, tax sheltered, and tax exempt items of income, including lump sum payments, but not including payments for extra detail work performed on behalf of a second party employer.
NORMAL RETIREMENT	
Eligibility	First day of the month following attainment of Age 55 and the completion of 10 years of Credited Service, or the completion of 25 years of Credited Service, regardless of age.
Benefit Amount	3.0% of Average Final Compensation <u>times</u> Credited Service
Form of Benefit	10 years certain and life thereafter (options available).
EARLY RETIREMENT	
Eligibility	Age 50 and 10 years of Credited Service.
Benefit Amount	Accrued benefit, reduced 2.0% for each year that Early Retirement precedes Normal Retirement.

VESTING (TERMINATION)

Less than 10 years of
Contributing Service

Refund of Member Contributions without
interest.

10 years or more

Accrued benefit payable at age 55 (unreduced),
or age 50 (reduced)

or

Refund of Member Contributions without
interest.

DISABILITY BENEFIT

Eligibility

Service Incurred – Date of Employment.
Non- Service Incurred – 10 years of
Credited Service.

Benefit Amount

Accrued benefit payable for life, with 120
monthly payments guaranteed, or until
recovery. Minimum benefit for service incurred
disability is 42% of Average Final
Compensation.

PRE-RETIREMENT DEATH

Less than 10 years of
Contributing Service

Refund of Member Contributions without
interest.

10 years or more

Accrued benefit payable for 10 years
commencing at Normal Retirement date or
Early Retirement date, or actuarially reduced
for immediate commencement.

CONTRIBUTIONS

Employee

12.8% of Salary.

Premium Tax

0.85% tax on premiums for casualty insurance.

City

Remaining amount necessary for payment
of Normal (current year's) Cost and
amortization of the accrued past service
liability, if any, over 30 years.

BOARD OF TRUSTEES

- a.) Two legal residents appointed by the City Commission,
- b.) Two Members of the System elected By the other covered Members, and
- c.) Fifth Member elected by the other 4 and appointed by Commission.

DEFERRED RETIREMENT OPTION PLAN

Eligibility	Satisfaction of Normal Retirement requirements (earlier of Age 55 and 10 years of Credited Service, or 25 years of Credited Service, regardless of age).
Participation	Not to exceed 60 months.
Rate of Return	At Member's election: (a) Actual net rate of investment return (total return net of brokerage commissions, management fees, and transaction costs) credited each fiscal quarter, or (b) 6.0% fixed interest.
Form of Distribution	Cash lump sum (options available) at termination of employment.

**AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: July 18, 2012**

AGENDA TAB NO. 15

SUBJECT TITLE: Ordinance #2012-21 – Charter Referendum to Create City Council Seats

OBJECTIVE:

To consider the approval of Ordinance #2012-21 for a charter referendum to create City Council seats to be placed on the ballot for the November 6, 2012 Municipal Election.

SUMMARY:

Pursuant to the attached Agenda Item from June 20, 2012 and the decision by City Council, to have the voters determine their preference on this issue, the attached ordinance has been prepared by the City Attorney. It creates ballot language as follows:

DO YOU FAVOR AN AMENDMENT TO THE CITY OF TAVARES CHARTER THAT WOULD PROVIDE FOR FIVE (5) SEPARATE COUNCIL SEATS, TO BE ELECTED AT LARGE?

YES _____
NO _____

The current City Charter stipulates that the City Council consists of five members elected by the voters of the city and states that the candidates receiving the highest number of votes are declared elected. All of the other surrounding cities except for Tavares utilize an At Large seat method, district seat method, or combination of the two.

If the referendum is passed by the voters, the ordinance provides a transitional provision for the 2012 election. The (3) three Councilmembers elected with the highest number of votes shall be randomly assigned Seat One, Seat Three, or Seat Five. The one (1) Councilmember receiving the least number of votes shall be assigned Seat Two and the Councilmember not running in the 2012 election will be assigned Seat Four.

Seats Two and Four would be up for re-election in the 2013 election and Seats One, Three, and Five in the 2014 election.

OPTIONS:

- 1) Move to approve Ordinance #2012-21 for a charter referendum to create five At Large City Council seats.
- 2) Do not approve Ordinance #2012-21.

STAFF RECOMMENDATION:

N/A

FISCAL IMPACT:

\$1800 to place the referendum on the ballot, \$400 for advertising the referendum, and \$800 for educational items including articles in the city newsletter, posters, and mailing to absentee ballot holders. The \$1800 will come from administrative line item savings and the \$800 will come from the Parkland Referendum account.

LEGAL SUFFICIENCY:

Legally sufficient.

AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: June 20, 2012

AGENDA TAB NO. 13

SUBJECT TITLE: Discuss changing Charter by voter referendum to permit City Council candidates to run at large by seat

OBJECTIVE: Discuss changing Charter by voter referendum to permit City Council candidates to run at large by seat.

SUMMARY: Currently, the Charter calls for the top vote getters to be elected. An option that the Mayor would like to discuss is changing the election process to an at large seat process that is not based on geographic location ("at large").

Under the current system, challenging candidates that run for City Council and are not running for a specific seat nor are they running against a specific incumbent, therefore they are running against all candidates as the highest vote getters are declared the winners.

Under the at large seat process, each candidate is assigned a seat (Seat 1, Seat 2, Seat 3, Seat 4 and Seat 5). Seats are not tied to a specific geographical area within the city, they are "at large". When an election is held, challenging candidates select a seat that they desire to run for. So, if for example, if three seats are up for election and the incumbents for those three seats run for re-election, then challengers select which seat they want to run for. This would result in a challenger running against a specific incumbent (two people running against each other). To follow through on this example, if each of the three incumbents run for their designated seat and only one fourth non-incumbent candidate runs for City Council, then that fourth non incumbent candidate selects a seat to run for and the other two seats have "no challengers" and therefore the incumbents for those seats are re-elected without opposition.

Both above election methods are legally sufficient. As it relates to how other surrounding communities conduct their elections, see attached. The County conducts a by district seat process with their election

OPTIONS:

1. Instruct the City Attorney and Clerk to go through the process necessary to bring the question of changing the charter to at large seats before the voters.
2. Leave the charters as is.

STAFF RECOMMENDATION:

Permit the Mayor to present this issue and then have Council discuss this policy questions

FISCAL IMPACT:

There would be a cost to add charter change language to the ballot. Said estimated cost will be presented at the Council meeting.

LEGAL SUFFICIENCY: Legally sufficient.

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ORDINANCE 2012-21

AN ORDINANCE AMENDING THE CITY OF TAVARES CHARTER PERTAINING TO THE ELECTION OF COUNCILMEMBERS; PROVIDING FOR FIVE (5) COUNCIL SEATS TO BE ELECTED AT LARGE; PROVIDING FOR TRANSITION; PROVIDING FOR A REFERENDUM; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in 1984, the Tavares City Charter was substantially amended to provide for a council-manager form of government, and

WHEREAS, under the 1984 Charter, councilmembers run for election at large, without particular designated seats, and are elected to office for a two (2) year term; and

WHEREAS, the City Council desires to place on the ballot at the upcoming general election in November a proposed amendment to the Tavares City Charter providing for five (5) distinct council seats, to be elected at large by the electors of the City; therefore:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAVARES, FLORIDA:

Articles III and X of the City of Tavares Charter are hereby amended to provide as follows:

Section 3.01. City Council; powers and composition.

There shall be a city council of five (5) members who shall be electors of the city, elected at large by the electors of the city to one of five (5) seats. All powers of the city shall be vested in the council, except as otherwise provided by law or this Charter, and the council shall provide for the exercise thereof and for the performance of all duties and obligations imposed on the city by law.

Section 3.02. Qualifications.

An elector of the city shall be eligible to hold the office of city councilmember. The council shall be the judge of the election and qualifications of its members.

Section 3.03. Election and terms.

Terms for newly elected councilmembers shall commence at the first regular meeting following the general municipal election. The members of the city council shall

46 hold their office for the term of two (2) years or until their successors are elected and
47 qualified.

48
49 **Section 3.04. Mayor and Vice mayor.**

50
51 The council shall elect from its members, a mayor and vice mayor. Election of
52 the mayor and vice mayor shall be held annually at the first regular meeting following
53 the first Tuesday in November. The city administrator shall conduct the election of the
54 mayor. The mayor shall preside at meetings of the council, and shall have the power to
55 enforce such rules as may be adopted by the council for its government, and shall be
56 recognized as the head of city government for service of process, execution of
57 contracts, deeds and other documents, and as the city official designated to represent
58 the city in all agreements with other governmental entities or certifications to other
59 governmental entities, but shall have no administrative duties except as required to
60 carry out the responsibilities herein. The vice mayor shall act as mayor during the
61 absence or disability of the mayor.

62
63 **Section 3.05. Vacancies; forfeiture of office; filling of vacancies.**

64
65 (a) Vacancies. The office of a councilmember shall become vacant upon death,
66 resignation, removal from office in any manner authorized by law or forfeiture of the
67 office, such forfeiture to be declared by the remaining members of the council.

68
69 (b) Forfeiture of office. A councilmember shall forfeit the office if the member
70 lacks at any time during the term of the office, any qualification for the office prescribed
71 by this Charter or by law, or if the member fails to attend four (4) consecutive regular
72 council meetings. A member charged with conduct constituting grounds for forfeiture of
73 the office shall be entitled to a public hearing on demand before the city council, and
74 notice of such hearing shall be published in one (1) or more newspapers of general
75 circulation in the city at least one (1) week in advance of the hearing. A member may
76 be removed from office upon an affirmative vote of four-fifths of all councilmembers.

77
78 (c) Filling of vacancies. Should a vacancy occur on the city council, the mayor
79 shall appoint an elector of the city to fill the vacancy. This appointment is subject to the
80 approval by a majority of the remaining members of the city council. The appointee
81 approved in such a manner shall serve in the office until the next general city election at
82 which time a councilmember shall be elected for the unexpired portion of the existing
83 term or to a full term, whichever is applicable.

84
85 **Section 3.06. Procedure.**

86
87 (a) Meetings. The council shall meet regularly at least once in every month at
88 such times and places as the council may prescribe by rule. Special meetings may be
89 held on the call of the mayor, or of a majority of the members and, whenever
90 practicable, upon no less than twelve (12) hours' notice to each member and the public.

91
92 (b) Rules. The council shall determine its own rules and order of business.

93
94 (c) Voting. Voting on ordinances and resolutions shall be by roll call on final
95 action and shall be recorded in the minutes. A majority of the council shall constitute a
96 quorum; but a smaller number may adjourn from time to time and may compel the
97 attendance of absent members in the manner and subject to the penalties prescribed
98 by the rules of the council. No action of the council shall be valid or binding unless
99 adopted by the affirmative vote of the majority of a quorum present.

100
101 **Section 10.01. Nonpartisan elections.**

102
103 All qualifications and elections for the office of city council shall be conducted on
104 a nonpartisan basis without regard for or designation of political party affiliation of any
105 nominee on any nomination petition or ballot.

106
107 **Section 10.02. Qualifications.**

108
109 Candidates for the office of city council shall qualify for such office by the filing of
110 a written petition with the designated city official in the following manner:

111
112 Any elector of the city may qualify for election as ~~a councilmember at large~~ to
113 one of the five (5) council seats by a petition signed by twenty-five (25) or more electors
114 of the city. An elector may qualify and run for only one (1) seat in any given election.
115 The signatures to a petition need not all be affixed to one (1) paper, but to each
116 separate paper of a petition, there shall be attached an affidavit executed by its
117 circulator stating the number of signers of the paper, that each signature of it was
118 affixed in the elector's presence, and that the elector believes each signature to be the
119 genuine signature of the person whose name it purports to be. Each petition shall
120 name the individual, the office particular council seat sought, and the election date.
121 Each candidate so qualified, shall sign a sworn statement that the candidate shall serve
122 if elected. The signatures shall be executed in ink or indelible pencil. Each signed shall
123 indicate next to the signature, the date of the signing and place of residence.

124
125 Candidates must file the petition by noon on August 15 prior to the date of
126 election. If this day should fall on a Saturday, a Sunday or a legal holiday, then the
127 petition is required to be filed by noon on the next working day following August 15.

128
129 **Section 10.03. Form of ballots.**

130
131 The council by ordinance, shall prescribe the form of the ballot including the
132 method for listing candidates for city council elections and any other city election. A
133 Charter amendment, to be voted on by the city, shall be presented for voting by ballot
134 title. The ballot title of a measure may differ from its legal title and shall be a clear,
135 concise statement describing the substance of the measure without argument or

136 prejudice. There shall be a method by which voters can indicate "Yes" for approval, or
137 "No" for disapproval of ballot items.

138
139 **Section 10.04. Elections.**

140
141 (a) General election. A general election shall be held on the first Tuesday after
142 the first Monday in November of each year to choose a successor to each
143 councilmember whose term will expire before the next general election and, except as
144 provided in the city Charter, to fill each vacancy in elective office for the unexpired
145 portion of the term.

146
147 (b) Council positions. For each council positions, if only one (1) council position
148 seat that is up for election, the candidate who receives the highest number of votes cast
149 for the office shall be declared elected. If two (2) council positions are up for election,
150 ~~the two (2) candidates who receive the highest number of votes cast for the office shall~~
151 ~~be declared elected. If three (3) council positions are up for election, the three (3)~~
152 ~~candidates who receive the highest number of votes cast for the office shall be declared~~
153 ~~elected. In case two (2) or more persons shall receive an equal number of votes for the~~
154 ~~same office, a runoff election shall be held on the fourteenth day after the general~~
155 ~~election. In the event it is necessary to elect a councilmember to fill the remainder of an~~
156 ~~unexpired term pursuant to Section 3.06(c), the candidate receiving the third or fourth~~
157 ~~highest number of votes (depending upon the number of two-year positions that are up~~
158 ~~for election) shall be declared elected to fill the remaining unexpired term. For instance,~~
159 ~~if two (2), two-year council seats and one(1) one-year unexpired council term are all up~~
160 ~~for election, the two (2) candidates receiving the highest number of votes shall be~~
161 ~~declared elected to the two-year council seats, and the candidate receiving the third~~
162 ~~highest number of votes shall be declared elected to fill the one-year, unexpired term.~~

163
164 **TRANSITIONAL PROVISIONS.**

165
166 In the event this Referendum is approved by the voters at the November, 2012,
167 election, the three (3) Councilmembers elected in November, 2012, with the highest
168 number of votes shall be randomly assigned either Seat One, Seat Three or Seat Five.
169 The one (1) Councilmember elected in November, 2012, receiving the least number of
170 votes of those Councilmembers elected shall be assigned Seat Two. The
171 Councilmember not standing for election in November, 2012, shall be assigned Seat
172 Four. Beginning at the election in November, 2013, and continuing for each election
173 thereafter, candidates for election to Council shall qualify for a specific seat.

174
175 The Charter amendments set forth in this Ordinance shall become
176 effective on November 21, 2012, at the adjournment sine die of the regular council
177 meeting held that date, only if they are approved by a majority of the City of Tavares
178 electors voting at the November, 2012 general election. The Charter amendment
179 referendum questions are independent of one another, and any or all of them may

180 approved by the electors. The following referendum questions shall be placed on the
181 ballot for that election:

182

183

CHARTER REFERENDUM

184

185

DO YOU FAVOR AN AMENDMENT TO THE CITY OF
TAVARES CHARTER THAT WOULD PROVIDE FOR FIVE
(5) SEPARATE COUNCIL SEATS, TO BE ELECTED AT
LARGE?

186

187

188

189

_____ YES

190

191

_____ NO

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PASSED AND ORDAINED this _____ day of _____,
2012, by the City Council of the City of Tavares.

197

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208

Robert Wolfe, Mayor
Tavares City Council

ATTEST:

Nancy A. Barnett
City Clerk

First Reading _____

Passed Second Reading _____

Approved as to form:
City Attorney