AGENDA
TAVARES CITY COUNCIL

JUNE 5, 2013
4:00 P.M.
TAVARES CITY HALL COUNCIL CHAMBERS

I. CALL TO ORDER

II. INVOCATION & PLEDGE OF ALLEGIANCE

Tom Cavanaugh, First Baptist Church of Mt. Dora

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)Minutes of Regular City Council Meetings, May 1, 2013
May 15, 2013 – Deferred

V. PROCLAMATIONS/PRESENTATIONS

Tab 2) Certificate of Completion for Advanced Institute for Elected Municipal Officials – Councilmember Hope	**Mayor Wolfe**
Tab 3)Wooton Park Aquatic Plant Removal Presentation	**Bill Neron**

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

VII. READING OF ALL ORDINANCES/RESOLUTIONS

VIII. CONSENT AGENDA

Tab 4)Approval of Bass Federation National Fishing Tournament	**Bill Neron**
Tab 5) Approval of Interlocal Agreement with Lake County for Fire Assessment on County Buildings	**Attorney Williams**

IX. ORDINANCES/RESOLUTIONS

Tab 6) Ordinance #2013- Amendment to Land Development Regulations Chapter 3 regarding Home Occupations — **Jacques Skutt**

Tab 7) Ordinance #2013 – Annexation – Lake Region Packing & Boardman – County Road 561 & 448 – 5.5 Acres — **Jaques Skutt**

SECOND READING

RESOLUTIONS

X. GENERAL GOVERNMENT

Tab 8) Appointments to Planning & Zoning Board & Library Board — **Mayor Wolfe**

Tab 9) Award of Bid for Construction of Downtown Water & Wastewater Improvements — **Brad Hayes**

Tab 10) Agreement for Agricultural Water Rate for Cornelius Caldwell — **Brad Hayes**

Tab 11) Annual Evaluation of City Administrator — **Mayor Wolfe**

XI. OLD BUSINESS

XII NEW BUSINESS

XIII. AUDIENCE TO BE HEARD

XIV. REPORTS

Tab 12) City Administrator — **John Drury**

Tab 13) Council Reports — **City Councilmembers**

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

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

CITY OF TAVARES
MINUTES OF REGULAR COUNCIL MEETING
May 1, 2013
CITY COUNCIL CHAMBERS
4:00 p.m.

COUNCILMEMBERS PRESENT	**ABSENT**
Robert Wolfe, Mayor	Kirby Smith, Vice Mayor
Bob Grenier, Councilmember	
Norman Hope, Councilmember	
Lori Pfister, Councilmember	

STAFF PRESENT

John Drury, City Administrator
Robert Q. Williams, City Attorney
Nancy Barnett, City Clerk
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
Brad Hayes, Utility Director

I. CALL TO ORDER

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

II. INVOCATION AND PLEDGE OF ALLEGIANCE

Rick Fountain, Pastor, First Baptist Church, gave the invocation and those present recited the pledge of allegiance.

III. APPROVAL OF AGENDA

Mr. Drury requested to add one item under Proclamations, the Outstanding Performance Award for the State of Florida for the City's wastewater collection system.

MOTION

Bob Grenier moved to approve the agenda with the additional item requested, seconded by Norman Hope. The motion carried unanimously 4-0.

IV. APPROVAL OF MINUTES

Minutes of April 17 – Deferred

V. PROCLAMATIONS/PRESENTATIONS

Tab 2) Outstanding Performance Award by State of Florida for Wastewater Collection System

Mayor Wolfe stated this award speaks volumes for the staff and team leaders of the city's wastewater collection system He invited Shannon Parish, Wastewater Plant Operator, to join him with Brad Hayes, Utility Director to receive the presentation of the Florida Water Environmental Association's Award for the best wastewater collections system in the State of Florida in the category of 10,000 or less connections.

VI. QUASI JUDICIAL AND DISCLOSURE OF EXPARTE CONTACTS

Attorney Williams said there is a partial vacate resolution which is quasi judicial. He gave the oath to those who wished to give testimony.

Mayor Wolfe said he had visited the property and spoken to the applicant.

VII READING OF ALL ORDINANCES/RESOLUTIONS

FIRST READING

ORDINANCE 2013- 07

AN ORDINANCE AMENDING ORDINANCE NUMBER 2009-22, and AMENDING ORDINANCE NUMBER 2012-10 PERTAINING TO SECTION 17-54 OF THE CITY OF TAVARES LAND DEVELOPMENT REGULATIONS FOR RECLAIMED WATER RATES; INCREASING THE CAPACITY LIMITS FOR PROVIDING RATE AGREEMENTS FOR AGRICULTURE USES AND PROVIDING FOR AN EFFECTIVE DATE.

SECOND READING

ORDINANCE NO. 2013-06

AN ORDINANCE OF THE CITY OF TAVARES AMENDING CHAPTER 15, PENSIONS AND RETIREMENT, ARTICLE V, FIREFIGHTERS' PENSION TRUST FUND, OF THE CODE OF ORDINANCES OF THE CITY OF TAVARES; AMENDING SECTION 15-101, DEFINITIONS; AMENDING SECTION 15-127, PRIOR FIRE SERVICE; AMENDING SECTION 15-128, DEFERRED RETIREMENT OPTION PLAN; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

RESOLUTION 2013-03

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF TAVARES, FLORIDA, TO VACATE A PORTION OF THE UNOPENED NORTHERLY END OF LAKE SHORE BOULEVARD, A PUBLIC RIGHT-OF-WAY, SUBJECT TO THE RULES AND REGULATIONS ORDAINED BY THE CITY OF TAVARES COUNCIL; PROVIDING FOR AN EFFECTIVE DATE.

VIII. CONSENT AGENDA

IX ORDINANCES/RESOLUTIONS

Tab 3) Ordinance #2013-06 – Fire Pension – Amendment to Comply with State Law Chapter 201-216

Chief Keith stated the ordinance changes are: 1) change from 1983 group annuity to the RP combined health mortality actuarial table; 2) a change that coincides with state law that caps the amount of overtime hours that can be used to fulfill the definition of salary (300 hours);and 3) a clarification of how prior fire service can be purchased by a member.

Chief Keith said the fiscal impact has been determined to be deminimus. He said a third party reviewer representing the City has participated in the review, Mr. Edd Holder.

Mr. Drury noting there is also a letter from the Board Attorney Christensen Dehner giving their approval, a letter from the actuary Foster and Foster giving their approval, and Mr. Holder who concurs on the deminimus impact.

MOTION

Norman Hope moved to approve Ordinance #2013-06, seconded by Bob Grenier. The motion carried unanimously 4-0.

Tab 4) Resolution #2013-03 – Partial Vacate of North Lakeshore Blvd. at 902 Villa Lagoon

Mr. Skutt said this is a request to vacate a triangular portion of about 1100 square feet of the unopened northerly end of Lakeshore Blvd. The residents and partial owners of Lagoon Park Inc. would like to replace their aging mobile home with a new double wide unit. Their present lot is insufficient to accommodate the home and required yard setbacks. The road at the northerly end is unopened and the city maintains its sewer lift station which is approximately in the center of the unopened right of way. The proposed vacate does not impose on this lift station and the utility department has determined that there remains sufficient residual right of way to service and maintain this station. The Planning & Zoning Board voted 5-1 to approve the recommendation of the resolution.

Mayor Wolfe asked if anyone wished to give testimony. Ms. Nan Webb stated she is the property owner. She said they have been members of the park for about 15 years and her family has lived

in the park since its inception. She said she is also the Secretary and on the Board of Directors of Lagoon Park.

MOTION

Bob Grenier moved to approve Resolution #2013-03, seconded by Norman Hope. The motion carried unanimously 4-0.

X. GENERAL GOVERNMENT

Tab 5 – Interlocal Agreement for ALS

Chief Keith this agreement is between Lake County, Emergency Medical Services, and the City of Tavares to allow the city to provide ALS service. He noted that providing this service at the advanced level requires personnel who are certified as licensed paramedics. He noted this will support the goal of the three cities, Eustis, Mt. Dora, and Tavares, to consolidate their services. He said advanced life support in the pre-hospital setting has been proven to save lives. He said approval of the agreement will prepare the city to be an ALS provider and the agreement will have to be approved by EMS and Lake County. The item is being brought forward at this time in order for it to be considered for the October 1 fiscal year.

The agreement has an effective date of October 1 and has a description of the expectations and responsibilities of both the county and the city in terms of providing the service. It also specifies the revenue the city will receive which is one tenth of a mil ad valorem tax on property located within the city. It is estimated this will equate to $59,201 in revenue to the city. This agreement can be terminated by any party should council decide not to budget for ALS.

MOTION

Bob Grenier moved to approve the proposed Interlocal Agreement between Lake County, Lake Emergency Medical Services, Inc., and the City of Tavares pertaining to Advanced Life Support Services, and authorize Mayor Robert Wolfe to sign the agreement on behalf of the city, seconded by Norman Hope. The motion was approved unanimously 4-0.

Tab 6 – Approval of Contract for Purchase of Water Taxis

Mr. Neron reviewed the history of the water taxis noting the city had acquired them in 2008 and used them through 2010 for some events. In late 2010-2011 the water levels became too low in Lake Dora for their use. In the budget workshop session in 2012, Council considered a request of $45,000 to recertify the water taxis but decided not to certify and directed staff to sell the water taxis. Staff then went out for an RFP for a specialized broker to sell the boats. Mr. Neron discussed various entities that had shown interest in the taxis. Staff has received a proposal from the East Madeira Corporation who has offered $75,000 for both boats. He said if the city uses the boat broker there will be a minimum commission of 10% and has high as 20% if an auctioneer is used. Staff feels the $75,000 offer is very close to the real value of the boats.

Mr. Neron also noted that he had received an email today from an individual who had contacted him in November when there was consideration of selling the boats on Ebay, who said he would have liked an opportunity to review the boats and make an offer.

Staff recommends approval of the contract and sale of the boats.

MOTION

Bob Grenier moved to approve the Boat Purchase and Sale Agreement to sell the Major St. Clair Abrams for $28,000 and authorize that the funds from the sale of the boats be deposited in the CRA/TIF fund, but restrict the funds for future appropriations for the Wooton Park Expansion.

Mr. Neron said the prospective buyers have agreed to retain the names of the boats with the city and there will be a denaming ceremony for the boats.

The motion carried unanimously 4-0.

Mayor Wolfe noted Tab 7 would not be necessary [agreement for boat broker].

Tab 8) Appointment of Representative to the Lake County Arts & Cultural Alliance

Mayor Wolfe stated he wished to recommend re-appointment of Debbie Stivender to the Lake County Arts & Cultural Alliance.

MOTION

Bob Grenier moved to approve the Mayor's recommendation, seconded by Norman Hope. The motion carried unanimously 4-0.

Tab 9) Budget Transfer for Malcolm Pirnie Design Services for the CRA Stormwater Infrastructure Upgrades Phase 1 Project

Ms. Houghton presented the following report:

> *The City has been planning over the past three years to create a fiscally responsible solution to the outdated and inadequate stormwater system in the City's downtown CRA District. This plan collaborates with programmed Water and Sewer upgrades in this area, to include improving the water quality of the state listed impaired Lake Dora. The estimated cost for the Stormwater Infrastructure Upgrades Project (Phase 1) project is $3 million.*
>
> *Phase 1 of the project concentrates on the waterfront area of the City and will encompass the construction of a large detention/retention stormwater filtration pond behind the Lake County jail and installation of a large storm water interceptor along Ruby Street to replace the direct discharging pipes crossing through Wooton Park and discharging into Lake Dora.*

The City has completed an Interlocal agreement with Lake County for the proposed county-owned pond area behind the jail. The City has also secured three grants towards this project:

1) *TMDL grant from the FDEP in the amount of $750,000;*
2) *319 FDEP Grant in the amount of $750,000;*
3) *Lake County Water Authority in the amount of $250,000.*

Total grants received to date for this project total $1,750,000, leaving a balance of $1,250,000 (including design costs) to be funded from other sources. Grants for the project will provide funding for construction costs of the project.

The City intends to secure the remaining funding ($1,250,000) from the State of Florida Revolving Loan Fund, but a completed design is needed in order to secure the loan funding.

On April 3, 2013, Council approved the contract with Malcolm Pirnie in the amount of $324,250 for design of Phase I of the CRA Stormwater Infrastructure Upgrades project. Upon completion of the design, the City will be able to apply to FDEP for an SRF low interest loan/grant. The City will present to Council any additional grant and/or loan awards prior to acceptance and before initiating the construction portion of the project.

Although the City has received grant awards for the project, they are restricted to construction costs only.

In order to be able to apply for the additional funding through the State Revolving Fund low interest loan program, the design needs to be completed. It is recommended that the Utility Reserve fund front end the design cost with reimbursement back to the reserve account occurring when the loan funds or grant funds have been received. This requires an appropriation from the City Council from the Water/Wastewater/Stormwater Utility Reserves and approval to reimburse those reserves in the future with loan and /or grant funds.

Mr. Hope asked what would constitute Phase 2 and 3. Mr. Hayes said Phase 2 is the lower downtown area including the flood prone area in front of City Hall and Phase 3 would involve the high school area.

MOTION

Norman Hope moved to approve the budget amendment for design services with Malcolm Pirnie in the amount of $324,250 for Phase 1 of the Stormwater Infrastructure Upgrades Project from Water/Wastewater/Stormwater Operating Reserves and authorize reimbursement of reserves with any grant and/or loan funds received for the project., seconded by Bob Grenier. The motion carried unanimously 4-0.

Tab 10 Budget Amendment for Water Line at Texas and Sinclair Avenue near New Roundabout

Ms. Houghton said this is a request for approval of a budget amendment for upgrades to waterlines on Sinclair and Texas Avenues and for replacement of stormwater piping running parallel to Sinclair Avenue, south of Main Street. Ms. Houghton reviewed the agreement with the County relating to the construction of the roundabout traffic circle.

The city asked the county to do the utility upgrades while the construction of the roundabout was being done so that the street would not be dug up twice. The city has received invoices from the county which totaled $53,855. This request supports the appropriation.

MOTION

Norman Hope moved to approve the budget amendment in the amount of $48,643 from Water/Wastewater Impact Fund reserves and approve a budget transfer in the amount of $5,212 from Stormwater Construction Services line item to Stormwater Future Projects line item, seconded by Bob Grenier. The motion carried unanimously 4-0.

Tab 11) Contract with Wicks Engineering for the Design of Sunset View Water and Sewer Infrastructure

Mr. Hayes said the objective is to seek Council's approval for the agreement with Wicks Engineering for the engineering design of water and sewer infrastructure in the Sunset View area in the amount of $20,320.

Mr. Hayes reported this has been an ongoing project to get water and sewer into this area. The water does not meet standards, FDEP has been involved and they are on older septic systems. There are approximately 23 property owners who have agreed to be assessed for the costs to tie into the city's water and sewer system and who will sign a covenant to annex within seven years. The City Attorney has been developing the agreements including necessary easements. The exact assessment will be determined after the system is designed.

Mayor Wolfe noted several meetings have been held with the property owners.

Councilmember Hope asked for confirmation that the residents have agreed to be assessed. Mr. Hayes said that was correct. Councilmember Hope asked if would allow the city to go east from there at a later date if the mobile home area is interested. Mr. Hayes said that stub outs for both water and wastewater will be provided so that they can tie in at a later date. On the other side is the owner of Buzzard's Beach who is interested in connecting so his property would be part of the project. The design will allow that owner to connect now. He said the owner is willing to pay the costs to ensure the size of the pipes is correct for the future.

MOTION

Bob Grenier moved to approve the agreement with Wicks Engineering for the design of a water and sewer system for Sunset View Subdivision, seconded by Norman Hope. The motion carried unanimously 4-0.

Tab 12) Budget Amendment for Utility Water/Wastewater Capital Infrastructure Upgrades on Disston Avenue

Ms. Houghton stated this is to consider aprpoval of an amendment from the water/wastewater impact fund and reserves for the construction costs for capital infrastructure improvements on Disston Avenue in the amount of $277,088.

Ms. Houghton said this is related to the pavilion project. She explained that the infrastructure along Disston Avenue south of Main Street needs to be upgraded. She discussed the various issues and conditions of the infrastructure. The upgrades will be done at the same time as the pavilion construction. It will also improve the water lines providing water to the Lake Dora Drive residents. She said of the $277,098 budget amendment, $146,988 is for system wide capacity related upgrades and qualify for impact fee funding with the remaining coming from the utility non-impact fee fund.

Councilmember Pfister asked for confirmation that this amount was already in the budgeted amount for the pavilion. Ms. Houghton confirmed stating that when the business plan was brought to Council it was stated that this would be funded from this source.

MOTION

Bob Grenier moved to approve the budget amendment in the amount of $146,998 from water/wastewater impact fund reserves and a budget amendment from water/wastewater/stormwater operating fund reserves in the amount of $130,110, seconded by Norman Hope. The motion carried unanimously 4-0.

XI. OLD BUSINESS

Tab 13 – Update on Water Authority Annexation Request

Mr. Drury reviewed the past issues and actions taken by Council with regard to annexing the Hickory Point Park property per the utility agreement from 1991. He said he had attended their Board meeting and asked if they were interested in annexing into the City. He said Councilmember Hope and Vice Mayor Smith also attended the meeting. He said he had made a presentation, a motion was made to annex but there was no second to the motion, so it does not appear the Board wishes to annex in at this time. It was noted that the Water Authority has provided several grants to the City in recent years and currently pay non-residential utility rates.

Discussion followed on having further meetings with the Water Authority Board.

Consensus to take no further action at this time.

XII. NEW BUSINESS

None

XIII. AUDIENCE TO BE HEARD

None.

XIV. REPORTS

Tab 14) City Administrator

Mr. Drury discussed a meeting held recently in Apopka regarding the US 441 corridor study. Tavares is participating in this study for future commuter passenger rail to Orlando from Eustis and Tavares. The report should be completed in about 15 months on whether or not the area can justify commuter rail down the 441 corridor. He invited the councilmembers to contact him if they had interest in attending commuter rail meetings. He said either Mr. Neron, Mr. Skutt, or he will be attending the meetings and will participate in some of the different committees that will be assigned for the study.

Mr. Drury noted that an individual has provided a bench with the city's logo to try out. He said it is located in Wooton Park near the Woodlea House. He asked those present to look at the bench and give him some feedback. He said he would also like to discuss incorporating some new benches in the park in the future.

Mr. Drury complimented Ms. Rogers on the recent art show in City Hall. He commended her for her work on this event noting how important it is to have the arts featured in Tavares.

Economic Development

Mr. Neron mentioned the Sea Plane Fly In this weekend, 9-3 at Wooton Park.

Public Works

Mr. Thompson noted the Ruby Street sidewalk construction has begun. He stated that the resurfacing project of SR 19 will kick off on May 6th.

Utility Director

Mr. Hayes stated that the roof trusses have gone up on the new utility building.

Community Services

Ms. Rogers said she has just received an email that the contractor will be mobilizing on Disston Avenue this Friday to start the site work for the pavilion.

Tab 15) City Council

Councilmember Grenier

Councilmember Grenier said he is excited about having the America's Seaplane City signs on the turnpike. He reiterated that is glad to see the projects on the pavilion being coordinated with the utility infrastructure.

Councilmember Hope

Councilmember Hope commented that there was a program on Fox News recently featuring the City of Tavares and Mr. Drury was interviewed and had done a good job presenting the city.

Councilmember Hope said he was in a training session on the weekend with the League of Cities and he had an opportunity to introduce himself and discuss the accomplishments of Tavares.

Mayor Wolfe

Mayor Wolfe said he had attended a seminar recently with about 60 mayors and he was able to speak with the Governor's Economic Development Coordinator. He provided them with information regarding the accomplishments made by Tavares during these difficult economic times.

Mayor Wolfe said the Chamber and Cannonball are getting ready to move into the train depot. He said he had read that in 1971 Amtrak started their train service.

Adjournment

There was no further business and the meeting was adjourned at 5:47 p.m.

Respectfully submitted,

Nancy A. Barnett

Nancy A. Barnett, C.M.C.
City Clerk

AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: June 5, 2013

AGENDA TAB NO. 2

SUBJECT TITLE: Presentation to Councilmember Hope for Certificate of Completion of Advanced Institute for Elected Municipal Officials

OBJECTIVE:

Mayor Wolfe will present the Certificate of Completion to Councilmember Hope.

SUMMARY:

Councilmember Hope recently completed the 2013 Advanced Institute for Elected Municipal Officials held April 26-27 in Altamonte Springs, sponsored by the Florida League of Cities.

OPTIONS:

n/a

STAFF RECOMMENDATION:

n/a

FISCAL IMPACT:

n/a

LEGAL SUFFICIENCY:

Legally sufficient.

301 South Bronough Street • Suite 300 • P.O. Box 1757 • Tallahassee, FL 32302-1757 • (850) 222-9684 • Fax (850) 222-3806 • www.floridaleagueofcities.com

May 9, 2013

Ms. Nancy Barnett
City Clerk, City of Tavares
201 E. Main Street
Tavares, FL 32778

Dear Ms. Barnett:

Enclosed is a Certificate or Certificates of Completion to be awarded to the Elected Officials of the City of Tavares for completion of the 2013 Advanced Institute for Elected Municipal Officials held April 26-27, 2013 in Altamonte Springs, Florida.

We ask that the Certificate be presented as an agenda item for your next council meeting and be formally recorded in the minutes. We believe the importance of completing the Advanced Institute for Elected Municipal Officials training should be known to key officials and your community.

Thank you so much for your cooperation on this. If you have any questions, please don't hesitate to call me at (850) 701-3619.

Sincerely,

Gail Dennard
Membership Development
Florida League of Cities

Enclosure

President **Manny Maroño,** Mayor, Sweetwater
First Vice President **P.C. Wu,** Council President, Pensacola • Second Vice President **Lori C. Moseley,** Mayor, Miramar
Executive Director **Michael Sittig** • General Counsel **Harry Morrison, Jr.**

AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: JUNE 5, 2013

AGENDA TAB NO. 3

SUBJECT TITLE: Presentation from Environmental Consultant regarding Aquatic Plant Control Permit for Wooton Park Shoreline

OBJECTIVE:

To hear a presentation from Elaine Imbruglia, Environmental Consultant with Modica & Associates, regarding Aquatic Plant Control Permit for Wooton Park shoreline and have Council authorize staff to issue a Request for Bids for the work for the shoreline clean-up and mitigation.

SUMMARY:

As part of the Wooton Park expansion project the enhancement of the Wooton Park shoreline throughout Wooton Park is being permitted. This initial phase will allow for the removal of exotic plants along the shoreline, muck removal and planting certain specified mitigation areas.

The attached permit for this work has been issued by the Florida Game and Freshwater Fish Commission (FWC) for the work at Wooton Park.

Council is requested to hear a presentation from Elaine Imbruglia, Environmental Consultant with Modica & Associates, regarding the scope and conditions of the permit.

Subsequent to the presentation, Council will be requested to authorize staff to issue a Request for Bids for the shoreline clean-up and mitigation required by the permit.

OPTIONS:

1. Hear presentation and authorize staff to issue a Request for Bids for the shoreline clean-up and required mitigation.
2. To not hear the presentation.

STAFF RECOMMENDATION:

That the Council hear the presentation and authorize staff to issue a Request for Bids for the shoreline clean-up and required mitigation.

FISCAL IMPACT:

Will be determined after the Bids are received.

LEGAL SUFFICIENCY:

This has been reviewed and approved by the City Attorney.

Aquatic Plant Control Permit

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
Division of Habitat and Species Conservation
Invasive Plant Management Section
3900 Commonwealth Boulevard, Mail Station 705
Tallahassee, Florida 32399

Permittee Name:	City of Tavares	Permit Number: IPM-13-00670A
Permittee Address:	PO Box 1068 TAVARES, FLORIDA 32778 UNITED STATES	Effective Date: 05/28/2013 Expiration Date: 05/28/2016

IS AUTHORIZED TO:

1. Pursuant to the Agency's authority under Chapter 369.20 Florida Statutes and Chapter 68F-20 Florida Administrative Code, the Permittee is authorized to control aquatic plants under the conditions listed below and in accordance with any site map that may be attached to this permit. A copy of this permit must be present on site and available for review during any aquatic plant control activities.

AUTHORIZED LOCATION(S): **Area of operation:** Dora, Lake (LAKE)
Site Address: Wooton Park LAKE, TAVARES 32778
POS: Latitude 28° 47' 54.61' N Longitude 81° 43' 39.19' W , Waterbody Code: 20424

Permittee Signature:_____ Date:_____

Not valid unless signed. By signature, confirms that all information provided to issue the permit is accurate and complete, and indicates acceptance and understanding of the provisions and conditions listed below. **Any false statements or misrepresentations when applying for this permit may result in felony charges and will result in revocation of this permit.**

Authorized By: Nathalie Visscher Authorized for: Nick Wiley, Executive Director

Authorizing Signature: _____ Date: 05/28/2013
Invasive Plant Management Section

Is Authorized To (Continued):

PLANT	ACRES	METHOD
Cattail (Typha spp.)	1.00	Glyphosate, Mechanical (Other), Hand Removal
Paragrass (Urochloa mutica)	0.50	Glyphosate, Mechanical (Other), Hand Removal
Torpedograss (Panicum repens)	1.00	Glyphosate, Mechanical (Other), Hand Removal
Primrose Willow (Ludwigia octovalvis/peruviana)	0.50	Glyphosate, Mechanical (Other), Hand Removal
Giant Reed (Phragmites australis)	0.50	Glyphosate, Mechanical (Other), Hand Removal
Pennywort, Dollar Weed (Hydrocotyle spp.)	0.50	Glyphosate, Mechanical (Other), Hand Removal

Willow (Salix spp.)	0.30	Glyphosate, Mechanical (Other), Hand Removal
Knotgrass (Paspalidium geminatum)	1.00	Glyphosate, Mechanical (Other), Hand Removal
Bulrush (Schoenoplectus californicus/validus)	0.50	Glyphosate, Mechanical (Other), Hand Removal
Pickerelweed (Pontederia cordata)	0.20	Glyphosate, Mechanical (Other), Hand Removal
Duck Potato (Sagittaria lancifolia)	0.20	Glyphosate, Mechanical (Other), Hand Removal

PERMIT CONDITIONS AND PROVISIONS:

1 Permittee must manage the above listed aquatic plants in accordance with the attached site plan which is made part of this permit.

2 Permittee may maintain clear the above listed aquatic plants from within the access corridors described
below of sufficient length waterward from the shore to allow access to open water.
Area 6: one access corridor not to exceed 150 feet in width for the proposed new boat ramp, two access corridors not to exceed 75 feet for the proposed fishing pier and gazebo and four access corridors not to exceed 75 feet in width for access points to the shoreline for recreational uses.
Area 7: One access corridor not to exceed 200 feet in width for the existing boat ramp and docks.
Area 1, 2 & 5: One access corridor not to exceed 320 feet in width for the seaplane basin.
Area 3 & 4: One access corridor not to exceed 225 feet in width for the water taxi dock and Event Pavillion.

3 These access corridors will be placed in an area that causes minimal impact to existing native aquatic plants.

4 No ARROWHEAD (Sagittaria lancifolia), BULRUSH (Scirpus spp.), KNOTGRASS (Paspalidium geminatum), EELGRASS (Vallisneria americana) or PICKERELWEED (Pontederia cordata) shall be controlled outside the above described access corridors.

5 NO EELGRASS (Vallisneria americana) shall be removed from the entire shoreline.

6 Treatment of exotic aquatic plants in and around all native aquatic vegetation should be conservative to allow for expansion of the native aquatic plants.

7 All aquatic herbicides must have an aquatic-use label and must be applied in strict compliance with the directions stated on the product label. It is a violation of state and federal law to use herbicides in a manner that is inconsistent with its label. The label is the law. Before using any herbicide, the applicator should read the label to determine any water use restrictions, herbicide toxicity, location & sites where herbicide can be used and what personal protective clothing & equipment is required.

8 Permittee shall make a reasonable effort to notify potential users of the treated waters listing the types and lengths of any restrictions imposed by the label. Notifications shall be accomplished by posting signs and/or notices, distributing notices to residents, making contact with citizen coordinators, public notices in newspaper, putting out a signal or marking system or holding public meetings.

9 All aquatic vegetation removed pursuant to this permit shall be deposited on a self-contained upland site which shall be located so as to prevent the reintroduction of the removed vegetation into waters of the State.

10 Permittee shall not disturb or unstabilize the shoreline substrate while using any mechanical equipment. If substrate will/may be disturbed or removed while using a tractor/mower, bush-hog or other mechanical equipment, then a dredge & fill permit may be required by the Department of Environmental Protection.

11 Permittee may remove entire plant (including roots) from the site, as long as no offsite turbidity occurs or sediment is removed. If substrate is removed while conducting the above permitted activities then a dredge & fill permit may be required by the Department of Environmental Protection.

12 Tree removal shall be in accordance with any local tree ordinances.

13 Native aquatic plants removed pursuant to this permit may be used for revegetation purposes within the same waterbody.

14 Permittee must notify this office/Regional Biologist when control activities will occur.

15 This permit supersedes all prior permits issued.

16 The permit or a copy of the permit must be present and available for review on site during the time of any aquatic plant control activities.

17 The issuance of this permit does not relieve the permittee of the responsibility to comply with all applicable federal, state, county and municipal laws, ordinances, or rules; nor is the permittee relieved of the responsibility to obtain any other licenses or permits.

18 This permit is valid for only the activities printed on the front of this document.

19 If an aquatic herbicide(s) is authorized for use by this permit, the permittee is required to use the permitted herbicide(s) in a manner that is consistent with the application directions on the product label.

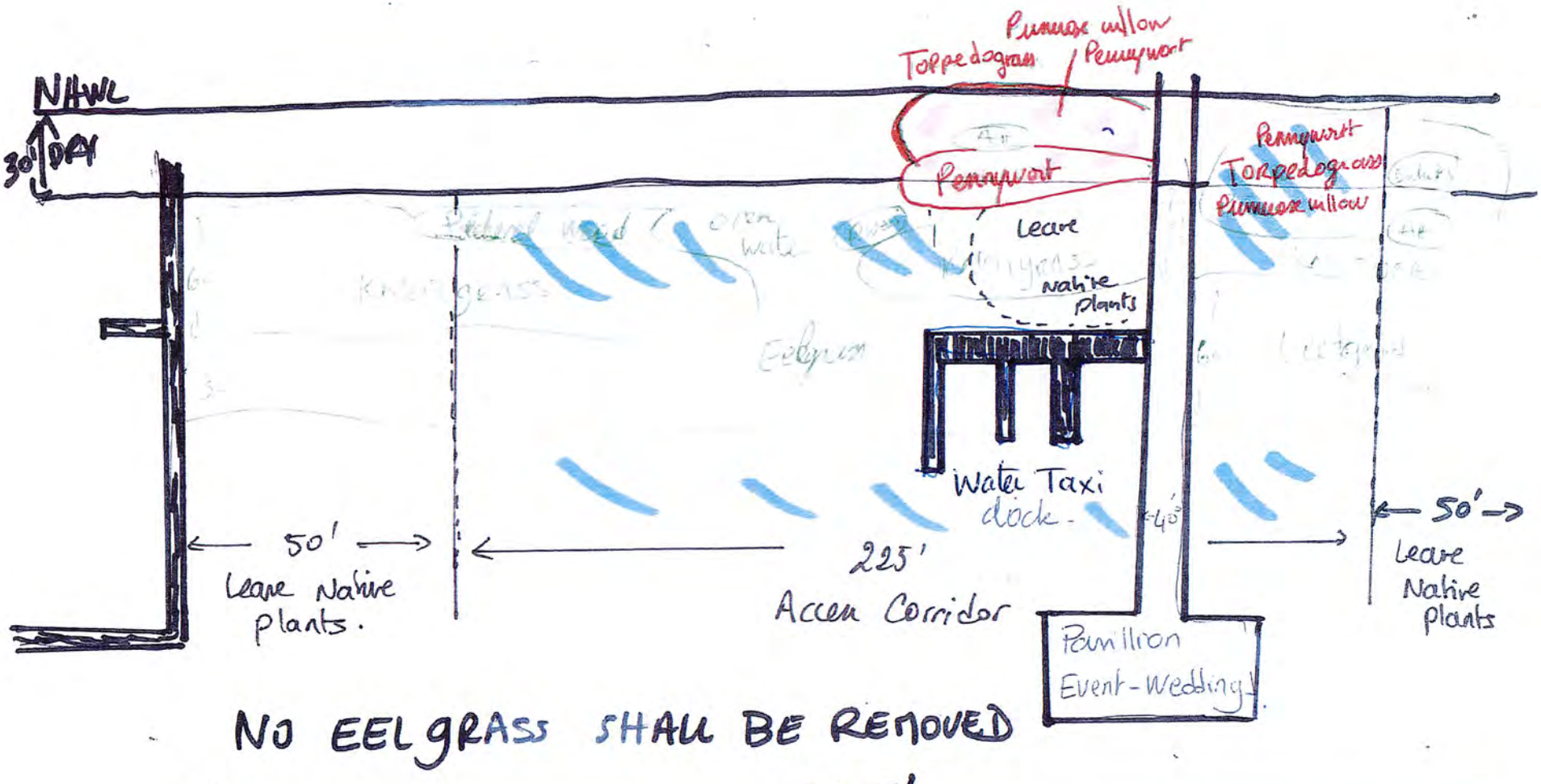
20 The Permittee agrees to hold and save the State of Florida, the Fish and Wildlife Conservation Commission, its inspectors and employees, harmless from any damage, no matter how occasioned and no matter what the amount, to persons or property, which might result from the aquatic plant management activities pursuant to the permit. [If the Permittee is a Florida "state agency or subdivision" as defined in 768.28, F.S., this provision does not constitute a waiver of the Permittee's sovereign immunity or extend the Permittee's liability beyond the limits established in Section 768.28, F.S.]

21 The Permittee is responsible for complying with the restrictions/requirements of any recorded conservation easement along the shoreline. If the activities authorized by this permit are inconsistent or contrary with the restrictions/requirements of a conservation easement, then the permittee must obtain authorization from the conservation easement holder prior to conducting any aquatic plant control activities at the site.

22 The removal of aquatic plants is exempt from chapters 373 and 403, Florida Statutes, dredge and fill permitting requirements, provided the activities are performed in compliance with the conditions of paragraph 403.813(1)(r), Florida Statutes (copy attached). Turbidity caused by aquatic plant control activities must be contained on site so as to prevent violation of state water quality standards.

A person whose substantial interests are affected by FWC's action may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the Florida Statutes. A person seeking a hearing on FWC's action shall file a petition for hearing with the agency within 21 days of receipt of written notice of the decision. The petition must contain the information and otherwise comply with section 120.569, Florida Statutes, and the uniform rules of the Florida Division of Administration, chapter 28-106, Florida Administrative Code. If the FWC receives a petition, FWC will notify the Permittee. Upon such notification, the Permittee shall cease all work authorized by this permit until the petition is resolved. The enclosed Explanation of Rights statement provides additional information as to the rights of parties whose substantial interests are or may be affected by this action.

Wooton Park Expansion
N
Ruby St
Joanna Ave
New Hampshire Ave
Sinclair Ave
Traffic Arm Gate with Intercom to Prop Shop
Ruby St
Seaplane Parking
Relocated Trail
Tavares Station Property
Decorative Railing
Automatic Traffic Arm Gate
Temporary Retention
Railroad Right-of-Way
Railroad
Lighting (Typical)
Sand Volleyball Courts
BBQ Rest.
Railroad
Shoreline Enhancement
Shoreline Enhancement
Modified Seaplane Ramp
Turn Around & Re-Fuel Access
Existing Fueling Station
2.6 Acres of Open Recreation Area
Bench / Trash (Typical)
Benches / Trash / Bike Rack (Typical)
Boat Staging Areas
Restrooms
Tav-Lee Trail
LAKE DORA
Existing Seaplane Marina Basin
23 Boat Trailer Parking Spaces
Oak Tree (Typical)
Shoreline Enhancement
Property Line
Boat Trailer Manuever Area
Fishing Pier
Mixed Use Ramp
Gazebo / Observation Deck



NO EELGRASS SHALL BE REMOVED

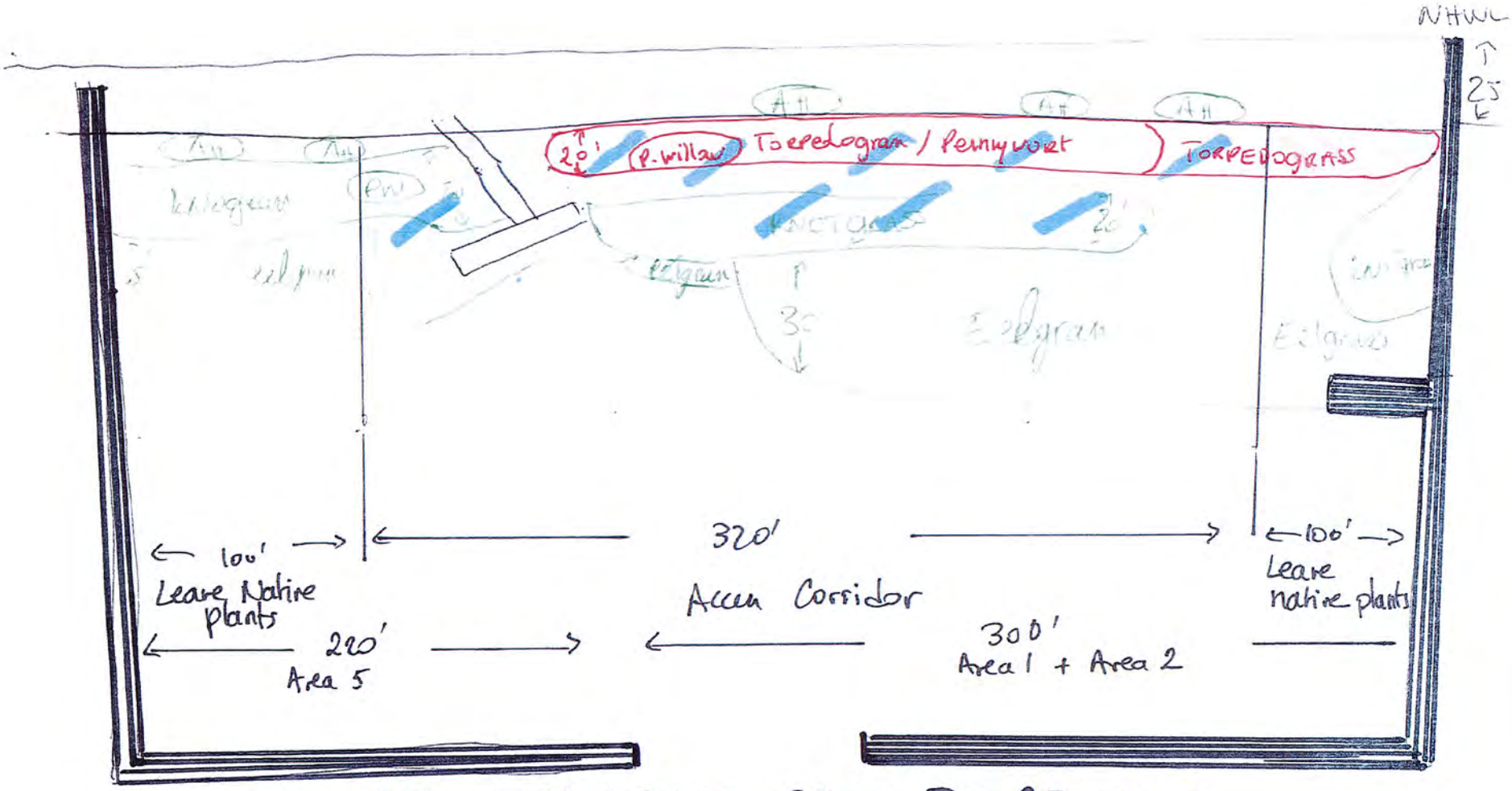
325'

Area 3 + Area 4

selective removal #1 Access Corridor

Lake Dora

Not to scale.



NO EELGRASS SHALL BE REMOVED

Access Corridor

Selective Removal

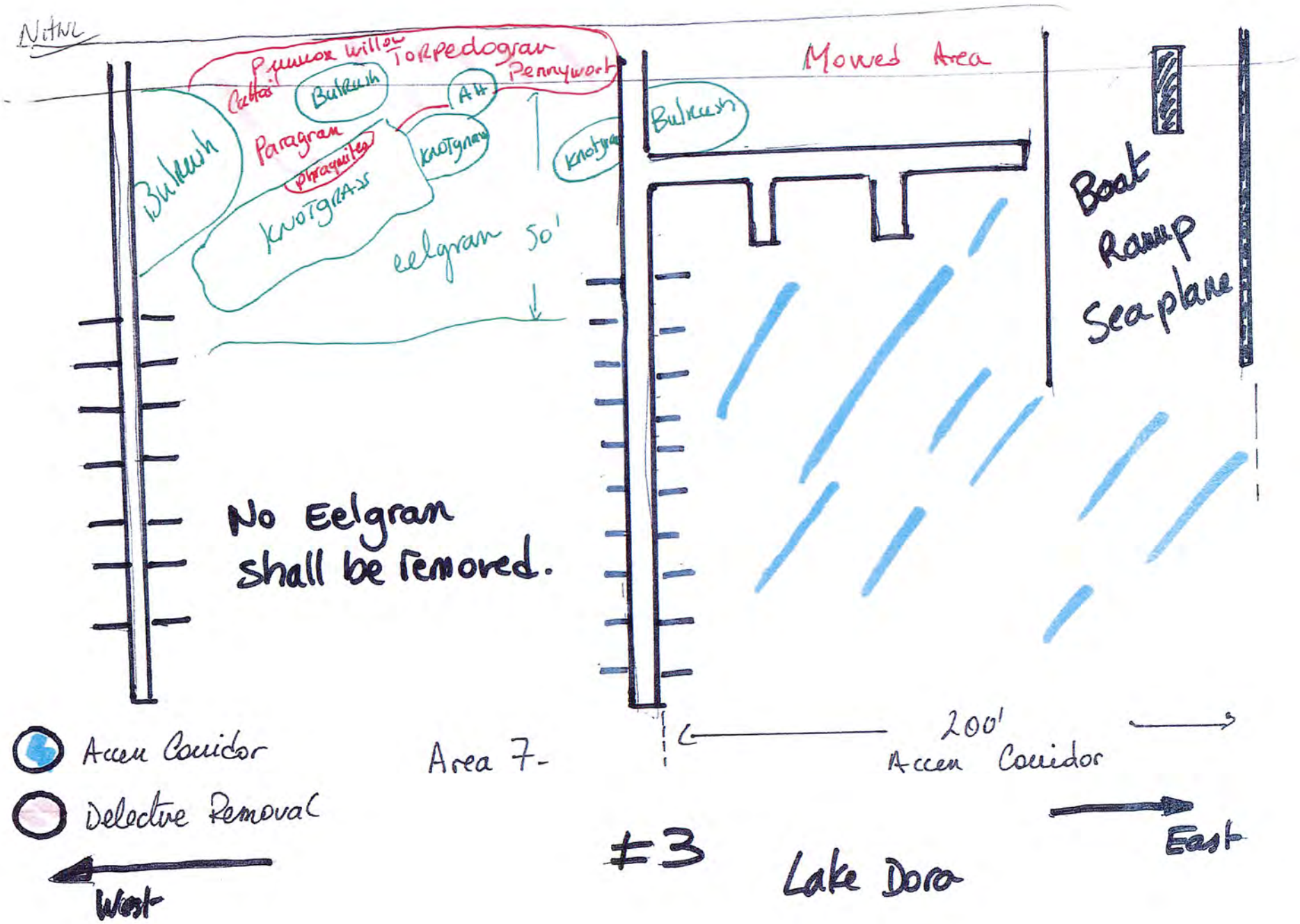
West

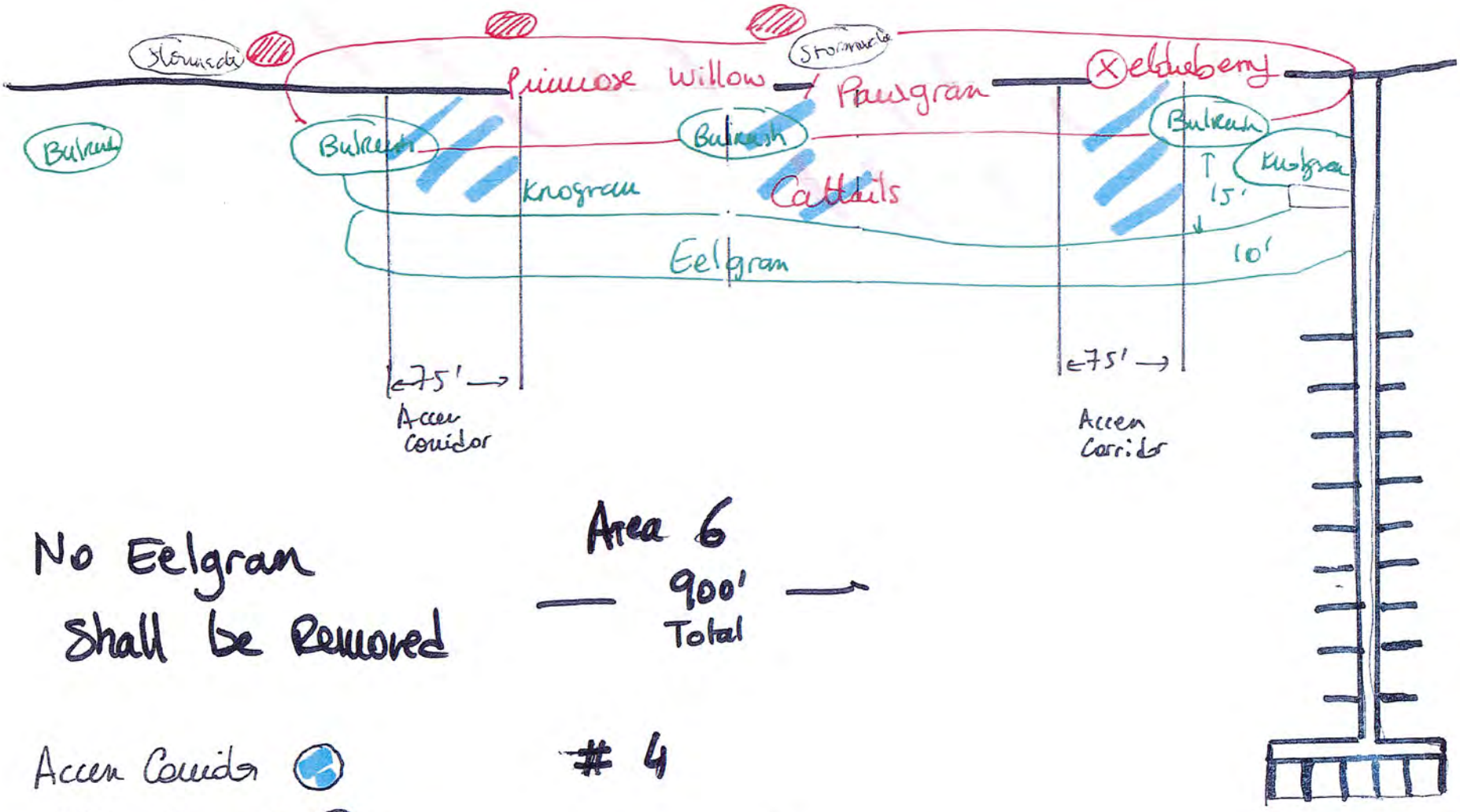
East

2

LAKE DORA.

Not to scale.


NtNL
Primrose Willow
Torpedograss
Pennywort
Cattail
Bulrush
AH
Paragrass
Pickerelweed
knotgrass
knotgrass
Bulrush
eelgrass 50'
Mowed Area
Bulrush
Boat Ramp Seaplane
No Eelgrass shall be removed.
200'
Access Corridor
Access Corridor
Area 7-
#3
Lake Dora
West
East



No Eelgrass Shall be Removed

Area 6

900' Total

Access Corridor

Selective Removal

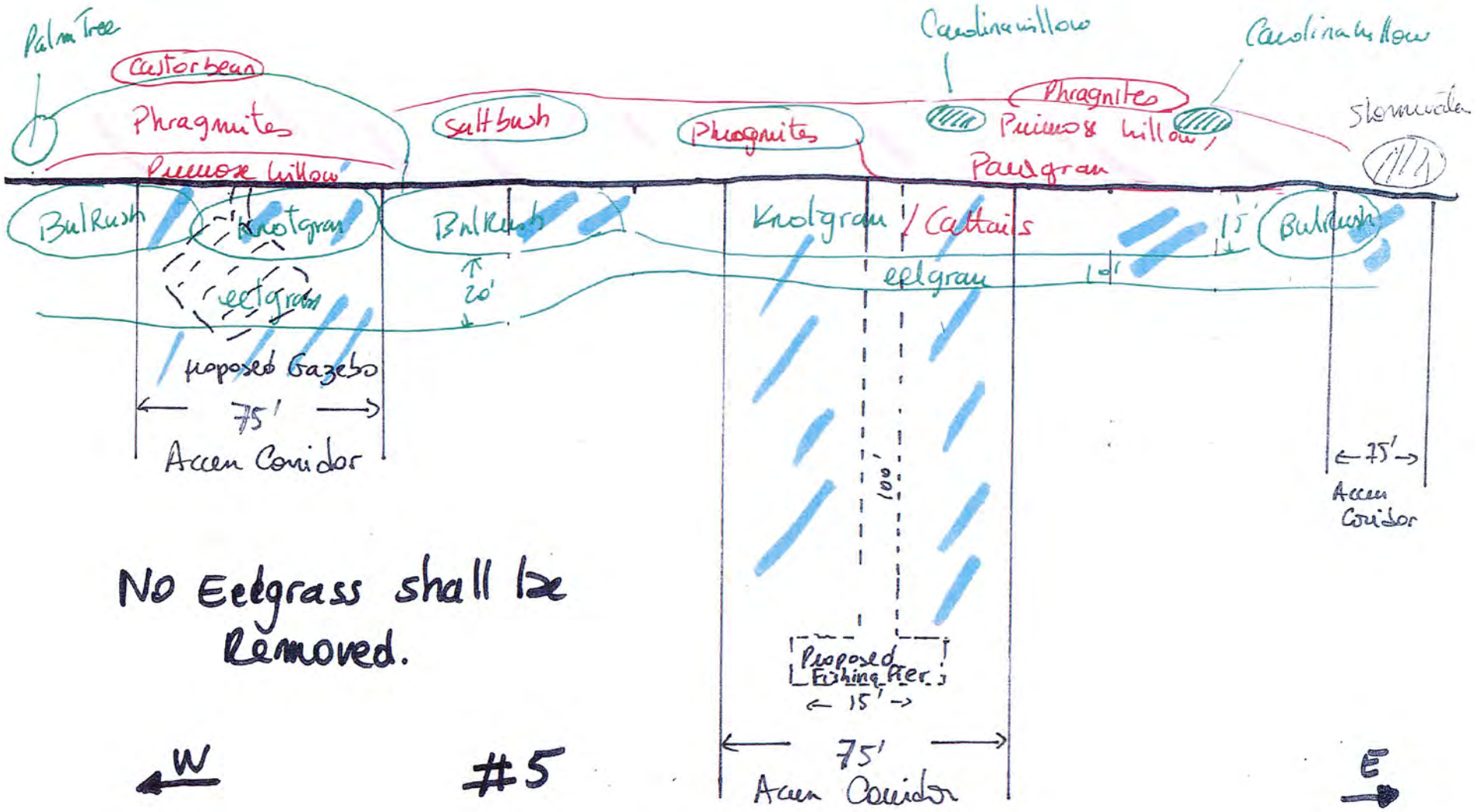
4

Lake Dora

Not to Scale

West

East



No Eelgrass shall be Removed.

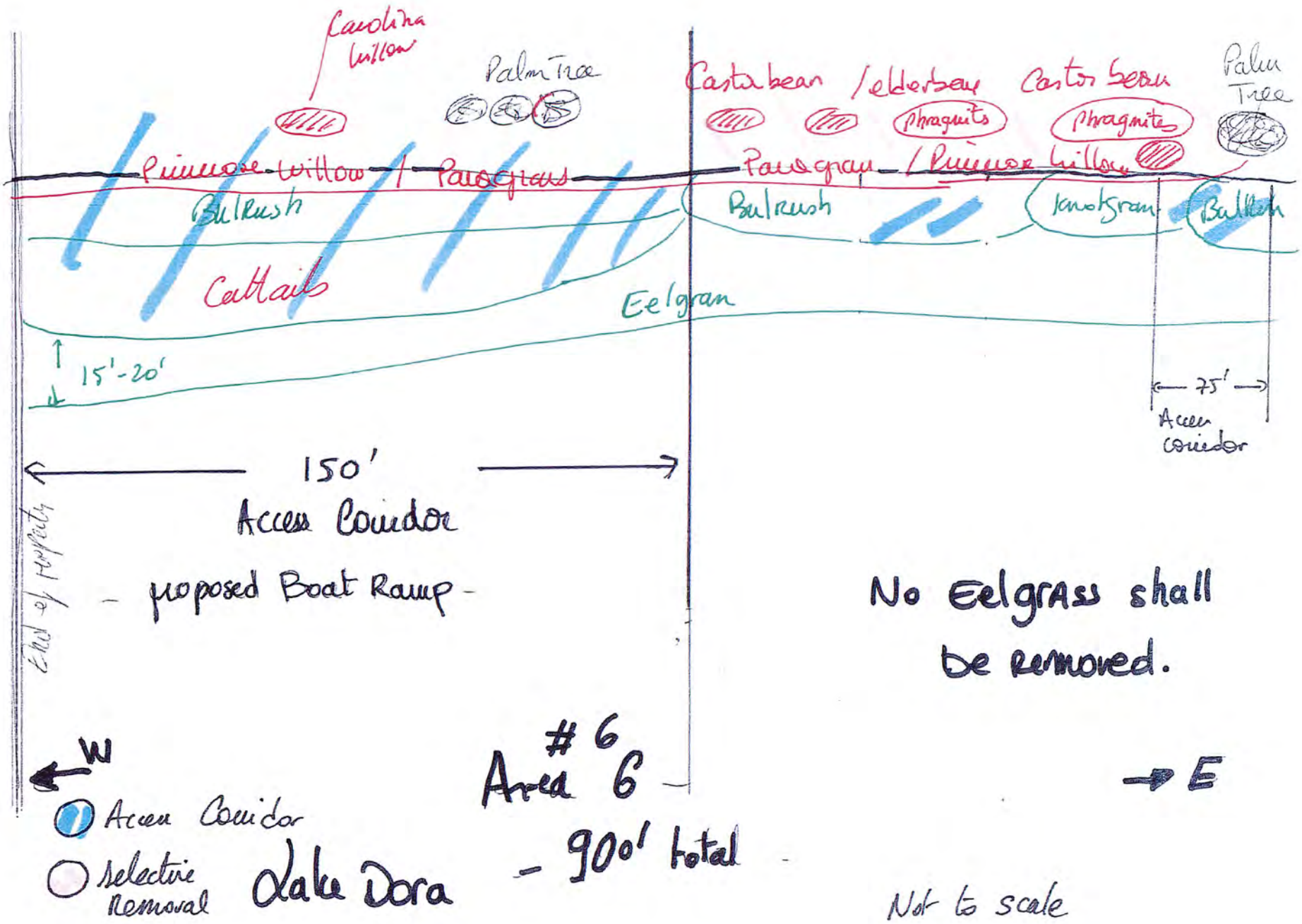
Access Corridor

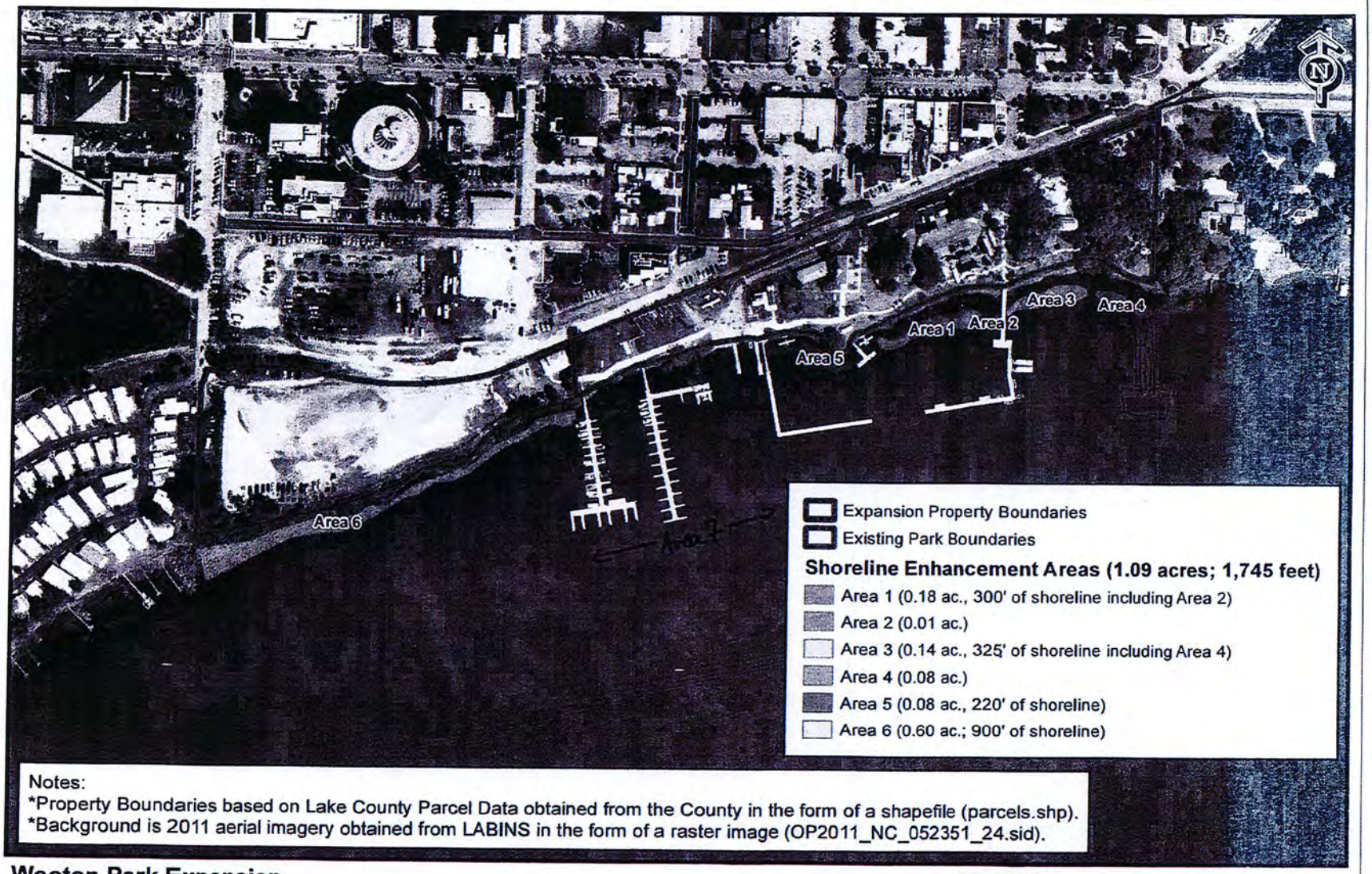
Selective Removal

Area 6 - 900'

Lake Dora

Not to scale


Carolina Willow
Palm Tree
Castor bean / elderbeam
Castor bean
Palm Tree
Phragmites
Phragmites
Primrose Willow / Paragrass
Paragrass / Primrose Willow
Bulrush
Bulrush
Knotgrass
Bulrush
Cattails
Eelgrass
15'-20'
75'
Access Corridor
150'
Access Corridor
- proposed Boat Ramp -
End of property
No Eelgrass shall be removed.
W
E
Area # 6
Access Corridor
Selective Removal
Lake Dora
- 900' total -
Not to scale



Notes:
*Property Boundaries based on Lake County Parcel Data obtained from the County in the form of a shapefile (parcels.shp).
*Background is 2011 aerial imagery obtained from LABINS in the form of a raster image (OP2011_NC_052351_24.sid).

Wooton Park Expansion
Aquatic Management Permitting
2011 Aerial Photography
Section 32, T19S, R26E
Lake County, Florida

300 150 0 300 Feet

TAVARES
America's Seaplane City

MODICA & ASSOCIATES

Modica & Associates
302 Mohawk Road
Clermont, Florida 34715
Phone: (352) 394-2000
Fax: (352) 394-1159
Email: Environmental@Modica.cc
www.ModicaAndAssociates.com

ATTACHMENT A

Chapter 403.813 Florida Statutes: Permits issued at district centers; exceptions.

(1) A permit is not required under this chapter, chapter 373, chapter 61-691, Laws of Florida, or chapter 25214 or chapter 25270, 1949, Laws of Florida, for activities associated with the following types of projects; however, except as otherwise provided in this subsection, nothing in this subsection relieves an applicant from any requirement to obtain permission to use or occupy lands owned by the Board of Trustees of the Internal Improvement Trust Fund or any water management district in its governmental or proprietary capacity or from complying with applicable local pollution control programs authorized under this chapter or other requirements of county and municipal governments:

(r) The removal of aquatic plants, the removal of tussocks, the associated replanting of indigenous aquatic plants, and the associated removal from lakes of organic detrital material when such planting or removal is performed and authorized by permit or exemption granted under s. 369.20 or s. 369.25, provided that:

1. Organic detrital material that exists on the surface of natural mineral substrate shall be allowed to be removed to a depth of 3 feet or to the natural mineral substrate, whichever is less;

2. All material removed pursuant to this paragraph shall be deposited in an upland site in a manner that will prevent the reintroduction of the material into waters in the state except when spoil material is permitted to be used to create wildlife islands in freshwater bodies of the state when a governmental entity is permitted pursuant to s. 369.20 to create such islands as a part of a restoration or enhancement project;

3. All activities are performed in a manner consistent with state water quality standards; and

4. No activities under this exemption are conducted in wetland areas, as defined by s. 373.019(25), which are supported by a natural soil as shown in applicable United States Department of Agriculture county soil surveys, except when a governmental entity is permitted pursuant to s. 369.20 to conduct such activities as a part of a restoration or enhancement project.

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
EXPLANATION OF RIGHTS

If your substantial interests are or will be determined by the Florida Fish and Wildlife Conservation Commission's action or proposed action stated in the accompanying notice, you may make any one of the following elections on the attached Election of Rights form and file the form within twenty-one (21) days from the date you receive the notice of agency action or proposed action. If you so choose, please return the completed Election of Rights form with the enclosed Petition for Administrative Proceeding form completed in accordance with Chapter 28-106, Florida Administrative code, or a substitute document in compliance with Chapter 28-106, of the Florida Administrative code, to the address listed on the Election of Rights form.

1. If you wish to contest the agency action or proposed action, but do not dispute any of the issues of material fact set forth in the notice, you may request an informal proceeding pursuant to Sections 120.569 and 120.57(2), Florida Statutes. In the event that your request for an informal proceeding is granted, you will be given the opportunity to either simply present a written statement challenging the grounds upon which the Commission has chosen to justify its action or inaction or present evidence in mitigation.

Any request for an informal proceeding in this matter should be made by checking the space marked as 1 on the Election of Rights form and filing the completed and signed form with the Commission within twenty-one (21) days from the date of receipt of the notice. In making such a request, you must include with the completed and signed Election of Rights form either the completed and signed Petition for Administrative Proceeding form completed in accordance with Chapter 28-106, Florida Administrative code, or a substitute document in compliance with Chapter 28-106, of the Florida Administrative code. Additionally, your request must include a copy of the notice of agency action or proposed action being challenged.

2. If you wish to contest agency action or proposed action and you dispute one or more of the issues of material fact as set forth in the notice, you may request a formal hearing pursuant to Sections 120.569 and 120.57(1), Florida Statutes. If there is a disputed issue of material fact and your request is otherwise complete, an administrative law judge shall be furnished by the Division of Administrative Hearings of the Department of Management Services pursuant to Sections 120.569 and 120.57(1), Florida Statutes. A petition shall be dismissed if it fails to state disputed issues of material fact, it otherwise is not in substantial compliance with the requirements of 28-106.201(2) FAC, or it has been untimely filed.

Any request for a formal hearing in this matter should be made by checking the space marked as 2 on the Election of Rights form and filing the completed and signed form with the Commission within twenty-one (21) days from the date of receipt of the notice. In making such a request, you must include with the completed and signed Election of Rights form either the completed and signed Petition for Administrative Proceeding form completed in accordance with Chapter 28-106, Florida Administrative code, or a substitute document in compliance with Chapter 28-106, of the Florida Administrative code. Additionally, your request must include a copy of the notice of agency action or proposed action being challenged.

3. If you do not wish to contest the agency action or proposed action, you may indicate this by checking the space marked as 3 on the Election of Rights form and filing the completed and signed form with the Commission. If you make this election, you do not need to include the completed and signed Petition form.

Failure to make any election in this matter, as provided above, within twenty-one (21) days from the date you received the notice, shall be considered a waiver of your rights to any administrative proceeding as provided in either 1 or 2, above.

Mediation is not an available alternative with respect to this action or proposed action.

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
ELECTION OF RIGHTS

I have read the Explanation of Rights provided to me by the Florida Fish and Wildlife Conservation Commission (Commission) and understand my options. (You may select one of the options below and return this form to the Commission no later than 21 days from the receipt of the notice of agency action or proposed action or, if you do not want an administrative hearing or informal proceeding, you do not need to complete this form)

☐ 1. I am challenging the agency action and want an informal proceeding. I do not dispute any of the issues of material fact in the notice of agency action or proposed action, but do want an informal proceeding, pursuant to Sections 120.569 and 120.57(2), Florida Statutes. I understand that I may either submit a written statement or submit evidence in mitigation to the agency head or designated representative. I have attached the completed and signed Petition for Administrative Proceeding form completed in accordance with Chapter 28-106, Florida Administrative code, or a petition that complies with Chapter 28-106, of the Florida Administrative code.

☐ 2. I am challenging the agency action and want an administrative hearing. I do dispute one or more issues of material fact in the notice of agency action or proposed action, I have attached the completed and signed Petition for Administrative Proceeding form completed in accordance with Chapter 28-106, Florida Administrative code, or a petition that complies with Chapter 28-106, of the Florida Administrative code, and I request a formal hearing, pursuant to Sections 120.569 and 120.57(1), Florida Statutes, before an administrative law judge appointed by the Division of Administrative Hearings.

☐ 3. I do not wish to challenge the agency action. I do not dispute any of the issues of material fact in the Notice of action or proposed action and waive my right to object or to be heard.

I have read and understand the Election of Rights form and understand that I have the right to be represented by counsel or a qualified representative at an administrative proceeding. I also understand that I must attach a petition to this request if I have requested a hearing or an informal proceeding.

Please sign and state your current address and telephone number:

Signature	**Date**
PRINT NAME	**Phone Number**

The above indicated person is ☐ the Petitioner, ☐ counsel for the Petitioner, or ☐ the qualified representative of the Petitioner (Please check one).

Petitioner's name and address	Attorney or representative's name and address (if applicable)
Petitioner's email address	Attorney or representative's email address

If applicable, please list the type of Permit /License applied for and the Permit/License Number

Please mail form to:

Legal Office
Florida Fish and Wildlife Conservation Commission
620 South Meridian Street
Tallahassee, Florida 32399-1600

FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
PETITION FOR ADMINISTRATIVE PROCEEDING
Compliance of Section 120.569(2)(c), Florida Statutes, and
Chapter 28-106, Florida Administrative Code

Only if challenging the agency action, please complete this form or otherwise provide the information required by Chapter 28-106, of the Florida Administrative Code and send to the following address along with the completed Election of Rights form and a copy of the challenged agency action:

Legal Office
Florida Fish and Wildlife Conservation Commission
620 South Meridian Street
Tallahassee, Florida 32399-1600

1. Please list the name and address of each agency affected and each agency's file or identification number, if known:

_____
_____
_____
_____
_____

2. Please identify the petitioner (the individual or organization requesting the hearing):
Name: _____
Address: _____
_____
Phone number: (_____) ____ — _____

3. Please identify the petitioner's counsel or representative (if any):
Name: _____
Address: _____
_____
Phone number: (_____) ____ — _____

[The address of petitioner's counsel or representative, if listed above, shall be the address for service purposes during the course of the proceedings]

4. Please explain how the petitioner's substantial interests are or will be affected by the Commission's action or proposed action:

_____
_____
_____
_____
_____
_____
_____

5. Please explain when and how the petitioner received notice of the Commission's action or proposed action:

_____
_____
_____
_____
_____

6. Please indicate whether the petitioner disputes any material facts and, if so, state all disputed material facts:

_____
_____
_____
_____
_____
_____
_____

7. Please concisely state the ultimate facts alleged, including a statement of the specific facts that the petitioner contends warrant reversal or modification of the Commission's action or proposed action:

_____
_____
_____
_____
_____
_____
_____

8. Please state the specific rules or statutes that the petitioner contends require reversal or modification of the Commission's action or proposed action:

_____
_____
_____
_____
_____

9. Explanation of how the alleged facts (7) relate to the specific Rules or Statutes (8) stated above:

_____
_____
_____
_____
_____
_____
_____

10. Please state the relief sought by the petitioner, stating precisely the action that the petitioner wants the Commission to take with respect to the action or proposed action:

_____
_____
_____
_____
_____
_____

Either the Petitioner, counsel for the Petitioner, or the qualified representative of the Petitioner must sign below agreeing that the person signing this document has read this Petition, made a reasonable inquiry, and is not filing this document for any improper purposes, frivolous purpose, or needless increase in the cost of litigation.

_____ _____

Signature **Date**

_____

PRINT NAME

The above indicated person is ☐ the Petitioner, ☐ counsel for the Petitioner, or ☐ the qualified representative of the Petitioner (Please check one).

AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: JUNE 5, 2013

AGENDA TAB NUMBER: 4

SUBJECT TITLE: APPROVAL OF SPONSORSHIP OF FLORIDA BASS FEDERATION NATION FISHING TOURNAMENT ON SEPT. 14 – 15, 2013 AT WOOTON PARK

OBJECTIVE:

To have City Council consider and approve City sponsorship of the Florida Bass Federation Nation fishing tournament on Sept. 14 -15, 2013 at Wooton Park.

SUMMARY:

The City has received the attached letter requesting that the City of Tavares host and help sponsor the Florida Bass Federation Nation fishing tournament on Sept. 14 – 15, 2013 at Wooton Park. This two-day event is expected to attract 240 – 320 anglers.

The event sponsorship fee is $3,000 with another $1,000 of anticipated event related expenses for a total cost of $4,000. Lake County Tourism and Development has indicated they will share in 50% of the $4,000 cost. The City will be responsible for providing a site for the angler's meeting on Friday evening and arranging for 8 complimentary hotel room nights for the event staff.

Based on the relatively low sponsorship cost and the number of anglers expected, staff recommends favorable consideration of this request.

OPTIONS:

1. That the City Council approves sponsorship of the Florida Bass Federation Nation Fishing Tournament and sponsorship.
2. That the City Council not approve the tournament and sponsorship.

RECOMMENDATION

Staff recommends that the City Council approve the Florida Bass Federation Nation Fishing Tournament and sponsorship subject to the County TDC providing $2,000 to help sponsor the event.

FISCAL IMPACT:

The fiscal impact will be the provision $2,000 in event sponsorship fees and services to support the event.

LEGAL SUFFICIENCY:

All options are legally sufficient.

President
Tom Mahoney
(813) 363-5961

Vice-President
David Driggers
(407) 455-3903

Regional Vice-Presidents
Rob Walls - Northeast
(386) 972-2629

Ira Forehand – Northwest
(850) 227-6767

Bob Theilacker – Central
(321) 288-1080

Rick Wilhelm – Southern
(561) 719-6430

Secretary
Scott Pickett
(863) 370-9060

Comptroller
John Hunt
(863) 513-5192

State Tournament Director
Jim Hooven
(863) 698-9772

State Youth Director
Jeff Brooks
(561) 271-0252

Mailing Address
P.O. Box 7155
Lakeland, FL 32807

7 May, 2013

Bill

It was brought to my attention that the Florida Bass Nation is planning a 4-man team event on the Harris Chain for September 14-15, 2013. It should be between 240-320 anglers. Would Tavares be interested in being the host city at Wooten Park?

The Florida Bass Nation would need $3000 cash (with $750 of that going to the High School program), a meeting location on Friday night before the tournament and 8 comp Hotel nights.

Tavares will of course be billed as Host city and presenting sponsor on the Champions Trophies.

Thank you for your consideration and I look forward to hearing back from you.

I am also excited about bringing High School Fishing to Tavares in October.

Jeff Brooks
State Youth Director-Florida B.A.S.S. Nation
jeffbrooks829@yahoo.com
Jeffbrooksfishing.com
561-271-0252

AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: June 5, 2013

AGENDA TAB NO. 5
SUBJECT TITLE: Interlocal Agreement with Lake County for Fire Assessment Fee on County Buildings

OBJECTIVE:

To consider approval to present the attached agreement to Lake County which calls for a graduated contribution from Lake County towards fire protection costs of County owned buildings at 50%, 70% and 100% over a three year period.

SUMMARY:

The City has a disproportionate number of County owned buildings in the City of Tavares that the City Fire Department protects and responds to.

The City has instituted a Fire Assessment aimed at every entity paying its fair share for fire protection. In order to develop an assessment the City was required to hire an independent firm to identify the true cost and associated assessment of providing fire protection services and equipment to various categories including Governmental buildings. As it relates to the County buildings, the study indicates that the cost is $180,776 per year to protect and provide fire protection services for all County Buildings including the County's Round Administration Building, County Court House, County Historical Court House, County's Sheriff Building, County Jail, County Property Appraiser's and Tax Collectors building etc...

Previously, the Mayor and City Administrator made a presentation to the County Commission requesting their contribution towards fire protection services at which the County Commission indicated a willingness to look at a proposal with a graduated scale. The City attorney has crafted an agreement that incorporates that graduated scale over a three year period beginning at 50% in year one, 75% year two and 100% at year three.

OPTIONS:

1. Authorize the City Attorney and Administrator to present the Agreement to the County Commission.
2. Do not Authorize the City Attorney and Administrator to present the Agreement to the County Commission

3. **STAFF RECOMMENDATION:** That Council move to authorize the City Attorney and Administrator to present the attached Agreement to the County Commission.

FISCAL IMPACT: If approved, the County Commission would contribute $90,388 towards fire protection for all of its buildings which is 50% of the cost.

LEGAL SUFFICIENCY: Legally sufficient.

INTERLOCAL AGREEMENT
BETWEEN LAKE COUNTY AND
THE CITY OF TAVARES, FLORIDA
RELATING TO COUNTY'S PARTICIPATION IN CITY FIRE ASSESSMENT
FOR COUNTY BUILDINGS WITHIN CITY LIMITS

This is an Interlocal Agreement between Lake County, Florida, a political subdivision of the State of Florida, by and through its Board of County Commissioners (hereafter the "COUNTY"), and the City of Tavares, Florida, a municipal corporation organized and existing under the laws of the State of Florida (hereafter the "CITY).

WITNESSETH:

WHEREAS, Chapter 125, Florida Statutes, subsection 125.01(1)(p), authorizes counties to contract with other governmental agencies for the performance of either agency's authorized governmental functions; and

WHEREAS, the CITY, on October 3, 2012, adopted Resolution 12-14 creating and imposing a Fire Assessment for Fire Protection (the "Fire Assessment") upon benefitted properties within the CITY, based on the City of Tavares Fire Assessment Memorandum dated April 2009, and the updated assessable budget and rates dated October 2012, as later amended by the City of Tavares, Florida Updated Fire Assessable Budget and Fire Assessment Rates dated January, 2013, all prepared by Government Services Group, Inc. which are hereby incorporated herein by reference (collectively, the "GSG Report"); and

WHEREAS, the CITY is the county seat of Lake County, and the GSG Report identifies numerous COUNTY buildings, structures, and facilities within the City limits

that receive fire protection services from the CITY and that impact the CITY's cost of providing fire protection services to an extent that is proportionally greater than experienced by other Lake County cities; and

WHEREAS, the CITY cannot legally impose the Fire Assessment against COUNTY properties within the City limits; and

WHEREAS, although the COUNTY is legally exempt from the CITY's Fire Assessment, nevertheless, in recognition of the inordinate impact its buildings, structures, and other facilities impose on the CITY's fire protection services budget the COUNTY desires to voluntarily participate in the CITY's Fire Assessment; and

WHEREAS, the CITY and the COUNTY desire to enter into this Agreement to memorialize the terms of the Fire Assessment funding agreement between the CITY and COUNTY; and

WHEREAS, this Agreement is for the benefit of the general public and is authorized by, and entered into pursuant to, Chapter 163, Florida Statutes.

NOW, THEREFORE, for and in consideration of the mutual covenants, promises, conditions and payments contained herein, the parties agree as follows:

Section 1. **Recitals.** The above recitals are true and correct and incorporated herein.

Section 2. **Obligations of COUNTY.** Beginning October 1, 2013, and continuing annually thereafter until this Agreement is terminated by either party as provided here, COUNTY agrees to pay CITY's Fire Assessment on all COUNTY buildings, structures or facilities located in the City limits, on a "phased-in" basis, as provided in this Section:

- For fiscal year 2013-2014, COUNTY shall pay to CITY fifty percent (50%) of the total, duly imposed CITY Fire Assessment against all COUNTY buildings, structures or facilities within the City limits; and
- For fiscal year 2014-2015, COUNTY shall pay to CITY seventy-five percent (75%) of the total, duly imposed CITY Fire Assessment against all COUNTY buildings, structures or facilities within the City limits; and
- For fiscal year 2015-2016, and for each fiscal year thereafter, COUNTY shall pay to CITY one-hundred percent (100%) of the total, duly imposed CITY Fire Assessment against all COUNTY buildings, structures or facilities within the City limits.

Section 3. Method of Payment by COUNTY. Beginning on the first day of October, 2013, and continuing on the first day of each month thereafter, COUNTY shall pay to CITY one-twelfth (1/12) of the Fire Assessment due for that given fiscal year. All such Fire Assessment payments shall be paid to City of Tavares, Florida, ATTN: Finance Director, 221 E. Main Street, Tavares, Florida, 32778.

Section 4. Expenditure of Funds by CITY. The CITY agrees that all COUNTY funds paid to the CITY pursuant to this Agreement shall be used exclusively for Fire Protection services as authorized by law, in accordance with the GSG Report, as if they had been paid pursuant to the Fire Assessment authorized by Resolution 12-14.

Section 5. Termination. This Agreement may be terminated by either party, effective as of October 1 of any fiscal year, by giving written notice of its intent to

terminate no later June 1 of the fiscal year. Unless terminated by either party pursuant to this paragraph, this Agreement shall continue in full force and effect for an indefinite term. Notice pursuant to this section shall be sent as provided herein.

Section 6. Notices. When provision is made in this Agreement for the giving, service or delivery of any notice, statement or other instrument, such notice shall be in writing and shall be deemed to have been duly given, served and delivered, if (1) personally delivered, (2) sent by certified United States mail, return receipt requested, or (3) sent by Federal Express or other equivalent overnight letter delivery company, addressed as follows:

COUNTY

County Manager
Lake County Administration Building
315 West Main Street, Suite 308
Post Office Box 7800
Tavares, Florida 32778

CITY

City Administrator
201 East Main Street
Post Office Box 1068
Tavares, Florida 32778

Either party may change its mailing address or notice information by notifying, in writing, the other party in a manner designated for the filing of notice hereunder.

Section 7. Modification. No modification, amendment, or alteration of the terms or conditions contained herein shall be effective unless contained in a written document executed by the parties hereto, with the same formality, and of equal dignity herewith.

Section 8. Incorporation. This Agreement incorporates and includes all prior negotiations, correspondence, conversations, agreements, or understandings applicable to the matters contained herein, and the parties agree that there are no commitments, agreements, or understandings concerning the subject matter of this

Agreement that are not contained in this document. Accordingly, it is agreed that no deviation from the terms hereof shall be predicated upon any prior representations or agreement whether oral or written.

Section 9. Severability. In the event any provision of this Agreement is held to be unenforceable for any reason, the unenforceability thereof shall not affect the remainder of the Agreement which shall remain in full force and effect and enforceable in accordance with its terms.

Section 10. Scope of Agreement. This Agreement is intended by the parties to be the final expression of their Agreement, and it constitutes the full and entire understanding between the parties with respect to the subject of this Agreement, notwithstanding any representations, statements, or agreements to the contrary heretofore made.

IN WITNESS WHEREOF, the parties hereto have made and executed this Agreement on the respective dates under each signature: Lake County through its Board of County Commissioners, signing by and through its Chair, authorized to execute same by Board action on the ____ day of _____, 2013; and City of Tavares through it City Council, signing by and through its Mayor, authorized to execute same by Council action on the ____ day of_____, 2013.

COUNTY

ATTEST:

LAKE COUNTY, through its
Board of County Commissioners

_____
Neil Kelly, Clerk of the Board

_____
Leslie Campione, Chair
Lake County Commission

Approved as to form and legality:

_____
Sanford A. Minkoff
County Attorney

CITY

ATTEST:

CITY OF TAVARES

_____
Nancy A. Barnett, City Clerk

_____
Robert Wolfe, Mayor

Approved as to form and legality:

_____
Robert Q. Williams, City Attorney

AGENDA SUMMARY
TAVARES CITY COUNCIL
JUNE 5, 2013

AGENDA TAB NO. 6 **FIRST READING**
SUBJECT TITLE: **Ordinance 2013-09**
Amendment to City's Land Development Regulations
Home Occupation Regulations

OBJECTIVE:

To consider updated text amendments to the City's Land Development Regulations that pertain to home occupations specifically allowing limited merchandise sales and personal services that are in keeping with our general home occupation regulations that require the preservation of residential character.

SUMMARY:

A recent review by our City Attorney of our city's home occupation rules resulted in an opinion that our regulations governing home occupations are antiquated and should be updated. Our present code states that a home occupation "*may not involve the trading of merchandise or the rendition of a personal physical service on the premises*". It is difficult to conceive of a home occupation that does not involve either the sale of merchandise or service. Technology and the Internet have enabled the operation of home-based, small scale merchandise sales and consumer services in a manner that is inconspicuous and in keeping with our general home occupation regulations that require the preservation of residential character. The proposed amending ordinance maintains our general restrictions on home occupations that insure the business does not degrade the residential character of the neighborhood but does allow limited merchandise and personal service sales.

OPTIONS:

No Council action required at First Reading.

PLANNING AND ZONING BOARD RECOMMENDATION:

At is May 16th meeting, the Planning & Zoning Board voted unanimously to recommend approval of Ordinance 2013-09.

STAFF RECOMMENDATION:

At Second Reading, staff will recommend that City Council moves to approve Ordinance 2013-09.

FISCAL IMPACT:

N/A

LEGAL SUFFICIENCY:

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

ORDINANCE 2013-09

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS BY AMENDING CHAPTER 3, SECTION 2, DEFINITION FOR HOME OCCUPATION AND CHAPTER 8, SECTION-12(E), HOME OCCUPATIONS, TO ALLOW THE LIMITED SALE OF MERCHANDISE AND SERVICES IN A MANNER CONSISTENT WITH THE REGULATIONS SPECIFIED IN THIS SECTION; SUBJECT TO THE RULES, REGULATIONS AND OBLIGATIONS ORDAINED BY THE CITY OF TAVARES COUNCIL; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on September 7, 2005, the City of Tavares adopted the Land Development Regulations, specifying therein standards and regulations governing development within the city; and

WHEREAS, the Land Development Regulations are designed to put forth requirements to ensure that development occurs in a manner that preserves and protects the health, safety, welfare and property values of the community while encouraging economic growth; and

WHEREAS, technology and the internet has enabled the operation of home-based, small scale merchandise sales and consumer services in a manner that is inconspicuous and in keeping with a residential neighborhood and home occupation, and

WHEREAS, the City of Tavares has determined these changes are appropriate and in accordance with protecting the health, safety and welfare of the community; therefore;

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

Section 1. Text Amendments

That the City of Tavares Land Development Regulations be hereby amended as follows:

Section 3-2

Home Occupation: A home occupation is an activity for profit carried on in the main structure (residence or in accessory or other permitted outbuildings; requiring only customary home equipment; involving the employment of no nonresident help; ~~and not involving the trading of merchandise or the rendition of personal physical service on the premises.~~ is clearly incidental and subordinate to the residential use and under no circumstances changes the residential character of the property or dwelling.

Section 8-12(E)

Home Occupations: Home occupations in compliance with the regulations as provided herein shall be permitted in all residential districts within the City in order to allow residents of the community a broad choice in the use of their homes as a place of livelihood and the production or supplementing of personal and family income, while at the same time protecting residential areas from adverse impacts of activities associated with home occupations.

(1) Definition. For the purpose of this section a home occupation shall be defined as follows:

Home Occupation: A home occupation is an activity for profit carried on in the main structure (residence or an accessory or other permitted outbuildings), requiring only customary home equipment; involving the employment of no nonresident help; ~~and not involving the trading of merchandise or the rendition of personal physical service on the premises.~~ is clearly incidental and subordinate to the residential use and under no circumstances changes the residential character of the property or dwelling.

(2) Conditions, Limitation, and Restrictions. The conduct of a permitted home occupation shall be subject to the following conditions, limitations, and restrictions:

(a) The home occupation shall not alter the appearance of the dwelling unit.

(b) There shall be no outside display of merchandise or observable occupational activity uncharacteristic of a residential use on the premises.

(c) ~~There shall be no sale of merchandise or services on the premises~~. The home occupation may include the provision of a personal service, a mail-order business or an internet business and the incidental, limited sale of merchandise associated with these types of home occupations is allowed provided the business is conducted in a manner consistent with this section. The use of a residence as a retail store or boutique for the sale of merchandise to the public is prohibited. There shall be no group instruction of more than two (2) people at any one time. Group instruction may include tutoring, art, music or dance lessons and other similar activities.

(d) There shall be no outside storage of merchandise on premises. There shall be no outside use or storage of material or mechanical equipment not recognized as being part of a normal household or hobby use on premises.

(e) There shall be no signs other than the address and name of the resident.

(f) There shall be no advertising which identifies the home occupation by street address.

(g) The home occupation shall be conducted within an enclosed living area of the dwelling unit or garage, or within an enclosed accessory building.

(h) Only one (1) vehicle no larger than a three-quarter (3/4) ton truck may be used by the occupant directly or indirectly in connection with a home occupation. Any such vehicle must be parked off-street in an approved parking space.

(i) Activities conducted and equipment or material used shall not change the fire safety or occupancy classifications of the premises.

(j) No use shall create or cause noise, dust, light, vibration, odor, gas, fumes, toxic/hazardous materials, smoke, glare, or electrical interference or other hazards or nuisances.

(k) No person other than members of the household residing on the premises may be employed and working on the site.

(l) The home occupation shall not generate vehicular traffic volume in excess of that customarily associated with by a home in a residential district. For purposes of this section, normal residential traffic volume means up to ten (10) vehicle trips per day. Semi-trailers used for transport of merchandise shall not be permitted. <u>Traffic associated with the home occupation shall be limited to the hours between 7:00 a.m. and 9:00 p.m.</u>

(4) Occupational License Required.

(a) Occupational License Requirements. All home occupations shall be required to obtain an occupational license prior to the start of such use. In addition to any other submittals required for an occupation license, the applicant shall submit the following:

1. Location of the dwelling where the home occupation will be conducted;

2. The exact nature of the home occupation; and

3. If the home occupation is to be conducted on rental property, the property owner's written authorization for the proposed use.

(b) Expiration of Occupational License. Each occupational license issued for a home occupation shall expire on September 30th of each year. Each license must be renewed by October 1st of each year by application to the City Finance Department.

(c) Non-Transferability of Occupational License. The authority to conduct a home occupation shall be personal to the license holder and shall not be transferred to any other person through the sale, lease, rental, or other conveyance of the property for which the home occupation is licensed. A licensed home occupation can only be conducted at the premises for which the license is issued.

Section 2. Severability and Conflicts

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

Section 3. Effective Date

This Ordinance shall take effect immediately upon its final adoption by the Tavares City Council.

PASSED AND ADOPTED this _____ day of _____, 2013 by the City Council of the City of Tavares, Florida.

_____
Robert Wolfe, Mayor
Tavares City Council

First Reading: _____

Second Reading: _____

ATTEST:

_____

Nancy A. Barnett, City Clerk

Approved as to form:

_____

Robert Q. Williams, City Attorney

Public Hearing Notices

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 2013-09 titled as follows:

ORDINANCE 2013-09

AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS BY AMENDING CHAPTER 3, SECTION 2, DEFINITION FOR HOME OCCUPATION AND CHAPTER 8, SECTION-12(E), HOME OCCUPATIONS, TO ALLOW THE LIMITED SALE OF MERCHANDISE AND SERVICES IN A MANNER CONSISTENT WITH THE REGULATIONS SPECIFIED IN THIS SECTION; SUBJECT TO THE RULES, REGULATIONS AND OBLIGATIONS ORDAINED BY THE CITY OF TAVARES COUNCIL; PROVIDING AN EFFECTIVE DATE.

Proposed Ordinance 2013-09 will be considered at the following public meetings:

1. Tavares Planning & Zoning Board meeting on May 16, 2013, at 3 p.m.; and
2. Tavares City Council meeting on June 5, 2013, at 4 p.m. (Introduction and First Reading by Title Only); and
3. Tavares City Council meeting on June 19, 2013, 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 2013-09 may be inspected by the public between the hours of 7:30 a.m. and 5:00 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 appeal a decision of the public body should ensure himself a verbatim record of the proceedings is made.

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

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

LAK1236737 05/06/2013

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TAVARES

America's Seaplane City™

AGENDA SUMMARY
TAVARES CITY COUNCIL
JUNE 5, 2013

AGENDA TAB NO. 7 **FIRST READING**
SUBJECT TITLE: Ordinance 2013-08
Annexation – Lake Region Packing & Boardman- CRs 561 & 448

OBJECTIVE:

To consider the annexation of approximately 5.5 acres of property located on the northeast corner of County Roads 561 & 448.

SUMMARY:

The subject property is located on the northeast corner of County Roads 561 & 448. The property is comprised of two land parcels. The southerly parcel is 2.4 acres in size and is owned by Lake Region Packing Assn and the parcel adjacent and to the north is 3.1 acres in size and owned by Willard Boardman, Trustee. The owners of these two properties have jointly petitioned for a voluntary annexation. Both properties are currently vacant and classified as orange groves by the County Property Appraiser. The applicants may market these properties in the future and it is their desire to postpone an application for a City Future Land Use and Zoning designation until a proposed use is identified. This property is an enclave within our city boundaries and should be annexed to insure efficient delivery of local government services. City utilities are available to both properties.

OPTIONS:

No Council action required at First Reading.

PLANNING AND ZONING BOARD RECOMMENDATION:

At is May 16th meeting, the Planning & Zoning Board voted unanimously to recommend approval of Ordinance 2013-08.

STAFF RECOMMENDATION:

At Second Reading, staff will recommend that City Council moves to approve Ordinance 2013-08.

FISCAL IMPACT:

N/A

LEGAL SUFFICIENCY:

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

ORDINANCE 2013-08

AN ORDINANCE OF THE CITY OF TAVARES AMENDING THE BOUNDARIES OF THE CITY BY ANNEXING APPROXIMATELY 5.5 ACRES OF LAND LOCATED ON THE NORTHEAST CORNER OF COUNTY ROADS 561 & 448; SUBJECT TO THE RULES, REGULATIONS AND OBLIGATIONS ORDAINED BY THE CITY OF TAVARES COUNCIL; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the owners of the properties described in **Exhibit "A"** have voluntarily petitioned to annex into the City of Tavares, and

WHEREAS, the properties legally defined in **Exhibit "A"** are contiguous with the corporate limits of the City of Tavares and the annexation of said properties will not result in the creation of any enclave; and

WHEREAS, the City of Tavares, Florida, is in a position to provide municipal services to the properties described herein; and

WHEREAS, the City Council of the City of Tavares, Florida, deems it in the best interest of the City to accept said petition and to annex said properties; therefore

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

Section 1. Annexation

The properties legally defined as and depicted in **Exhibit "A"** attached hereto, situated in Lake County, Florida, is hereby incorporated into and made a part of the City of Tavares, Florida, pursuant to the voluntary annexation provisions of Section 171.044, Florida Statutes.

Section 2. Severability.

Upon a determination by a court of competent jurisdiction that a portion of this ordinance is void, unconstitutional, or unenforceable, all remaining portions shall remain in full force and effect.

Section 3. Effective Date.

This Ordinance shall take effect immediately upon its final adoption by the Tavares City Council.

PASSED AND ORDAINED this _____ of _____, 2013, by the City Council of the City of Tavares, Florida.

_____
Robert Wolfe, Mayor
Tavares City Council

First Reading: _____

Passed Second Reading: _____

ATTEST:

_____
Nancy Barnett, City Clerk

APPROVED AS TO FORM AND LEGALITY:

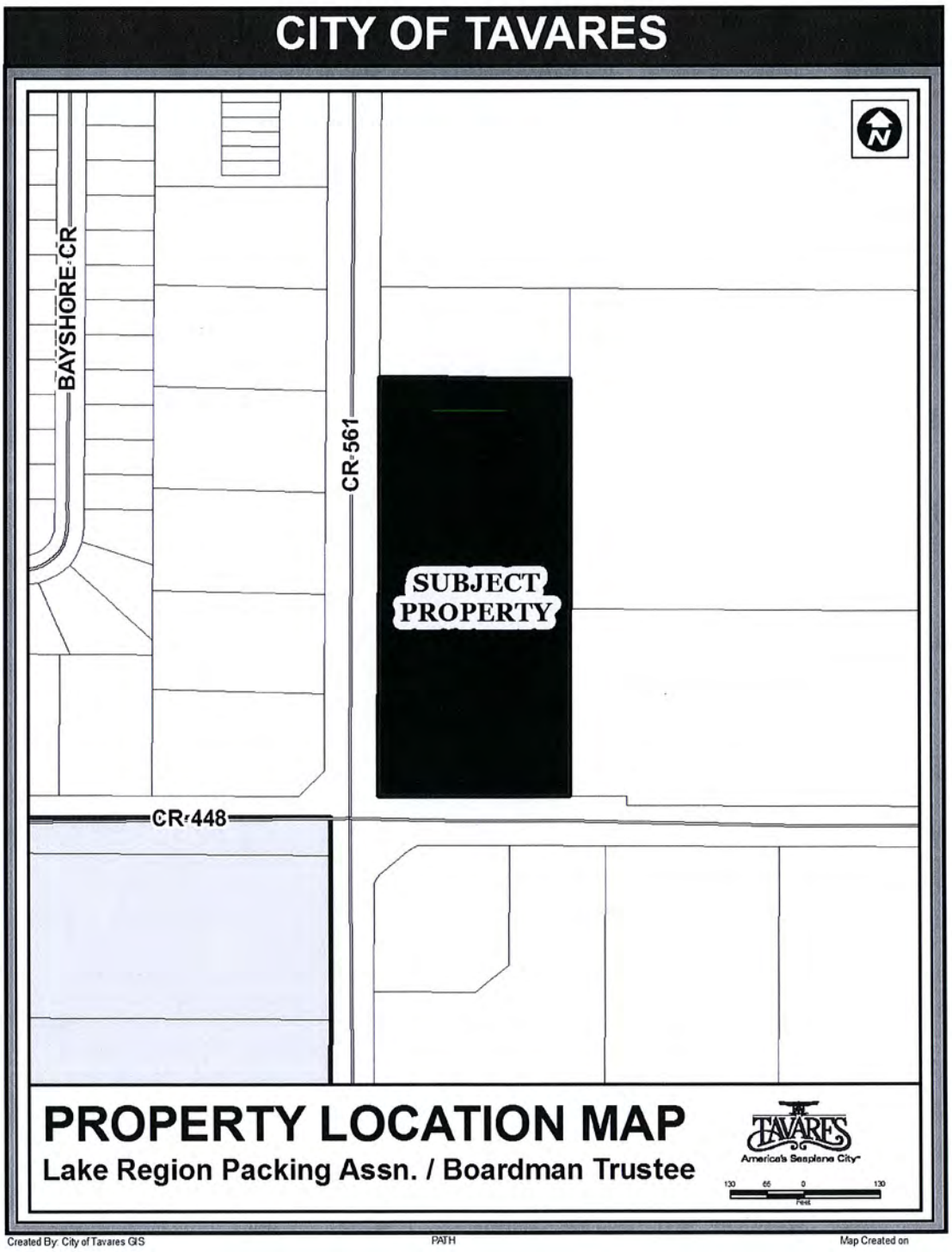
_____
Robert Q. Williams, City Attorney

Exhibit "A"

THAT PORTION OF THE NORTHWEST 1/4 OF SECTION 8, TOWNSHIP 20 SOUTH, RANGE 26 EAST, LAKE COUNTY, FLORIDA, DESCRIBED AS FOLLOWS:
FROM THE NORTH 1/4 CORNER OF SAID SECTION 8, RUN S00°12'22"W ALONG THE EAST LINE OF THE NORTHWEST 1/4 OF SAID SECTION 8, A DISTANCE OF 1284.95 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE OF COUNTY ROAD 448 AS SHOWN ON FLORIDA DEPARTMENT OF TRANSPORTATION MAINTENANCE MAP SECTION 11120 DATED MAY, 1980; THENCE ALONG THE SAID NORTH RIGHT OF WAY LINE S89°59'06"W A DISTANCE OF 848.65 FEET TO THE EASTERLY LINE OF THAT CERTAIN PARCEL DESCRIBED IN OFFICIAL RECORDS BOOK 1879, PAGES 1449 THROUGH 1452 OF THE PUBLIC RECORDS OF LAKE COUNTY FLORIDA; THENCE ALONG SAID EASTERLY AND NORTHERLY LINE OF SAID PARCEL THE FOLLOWING TWO COURSES N00°00'54"W A DISTANCE OF 15.00 FEET; THENCE S89°59'06"W A DISTANCE OF 99.54 FEET; THENCE N00°14'21"W A DISTANCE OF 317.50 FEET TO THE POINT OF BEGINNING; THENCE S89°45'39"W A DISTANCE OF 338.77 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF COUNTY ROAD 561; THENCE N00°14'21"W ALONG SAID EAST RIGHT OF WAY LINE A DISTANCE OF 398.90 FEET; THENCE DEPARTING SAID EAST RIGHT OF WAY LINE N89°45'39"E A DISTANCE OF 338.77 FEET; THENCE S00°14'21"E A DISTANCE OF 398.90 FEET TO THE POINT OF BEGINNING.
CONTAINS 3.10 ACRES MORE OR LESS.

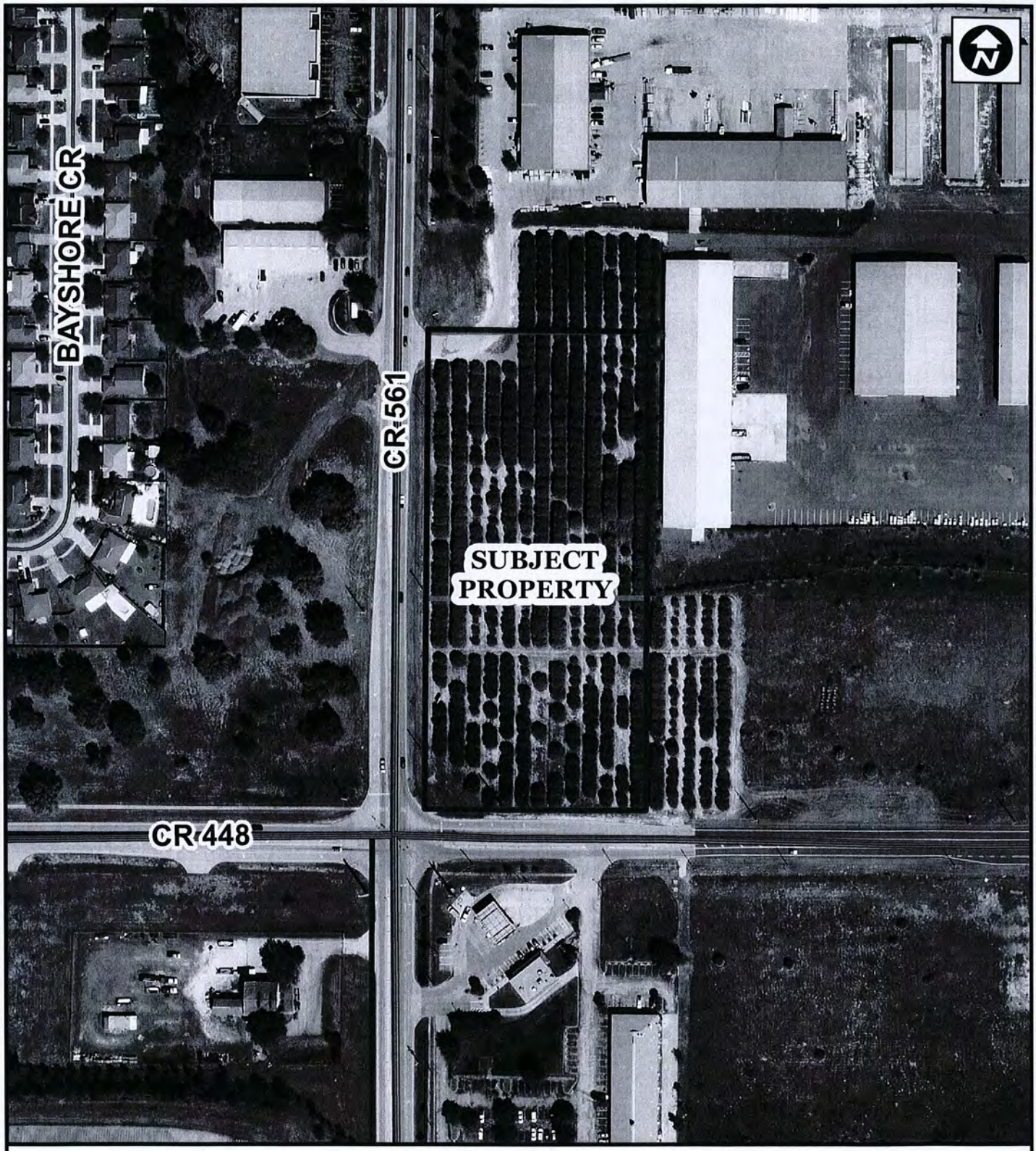
AND

THAT PORTION OF THE NORTHWEST 1/4 OF SECTION 8, TOWNSHIP 20 SOUTH, RANGE 26 EAST, LAKE COUNTY, FLORIDA, DESCRIBED AS FOLLOWS:
FROM THE NORTH 1/4 CORNER OF SAID SECTION 8, RUN S00°12'22"W ALONG THE EAST LINE OF THE NORTHWEST 1/4 OF SAID SECTION 8, A DISTANCE OF 1284.95 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE OF COUNTY ROAD 448 AS SHOWN ON FLORIDA DEPARTMENT OF TRANSPORTATION MAINTENANCE MAP SECTION 11120 DATED MAY, 1980; THENCE ALONG THE SAID NORTH RIGHT OF WAY LINE S89°59'06"W A DISTANCE OF 848.65 FEET TO THE EASTERLY LINE OF THAT CERTAIN PARCEL DESCRIBED IN OFFICIAL RECORDS BOOK 1879, PAGES 1449 THROUGH 1452 OF THE PUBLIC RECORDS OF LAKE COUNTY FLORIDA; THENCE ALONG SAID EASTERLY AND NORTHERLY LINE OF SAID PARCEL THE FOLLOWING TWO COURSES N00°00'54"W A DISTANCE OF 15.00 FEET; THENCE S89°59'06"W A DISTANCE OF 99.54 FEET TO THE POINT OF BEGINNING; THENCE S89°59'06"W A DISTANCE OF 251.96 FEET TO THE AFORESAID NORTH RIGHT OF WAY LINE OF COUNTY ROAD 448; THENCE ALONG SAID NORTH RIGHT OF WAY LINE THE FOLLOWING THREE COURSES: N64°33'07"W A DISTANCE OF 22.28 FEET; THENCE N45°00'56"W A DISTANCE OF 70.71 FEET; THENCE N34°13'56W A DISTANCE OF 30.23 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF COUNTY ROAD 561; THENCE N00°14'21"W ALONG SAID EAST RIGHT OF WAY LINE A DISTANCE OF 231.58 FEET; THENCE DEPARTING SAID EAST RIGHT OF WAY LINE N89°45'39"E A DISTANCE OF 338.77 FEET; THENCE S00°14'21"E A DISTANCE OF 317.50 FEET TO THE POINT OF BEGINNING.
CONTAINS 2.40 ACRES MORE OR LESS.


CITY OF TAVARES
BAYSHORE CR
CR 561
SUBJECT PROPERTY
CR 448
PROPERTY LOCATION MAP
Lake Region Packing Assn. / Boardman Trustee
TAVARES
America's Seaplane City
130 65 0 130
Feet
Created By: City of Tavares GIS
PATH
Map Created on

1

CITY OF TAVARES



PROPERTY LOCATION MAP

TAVARES
America's Seaplane City

130 65 0 130
Feet

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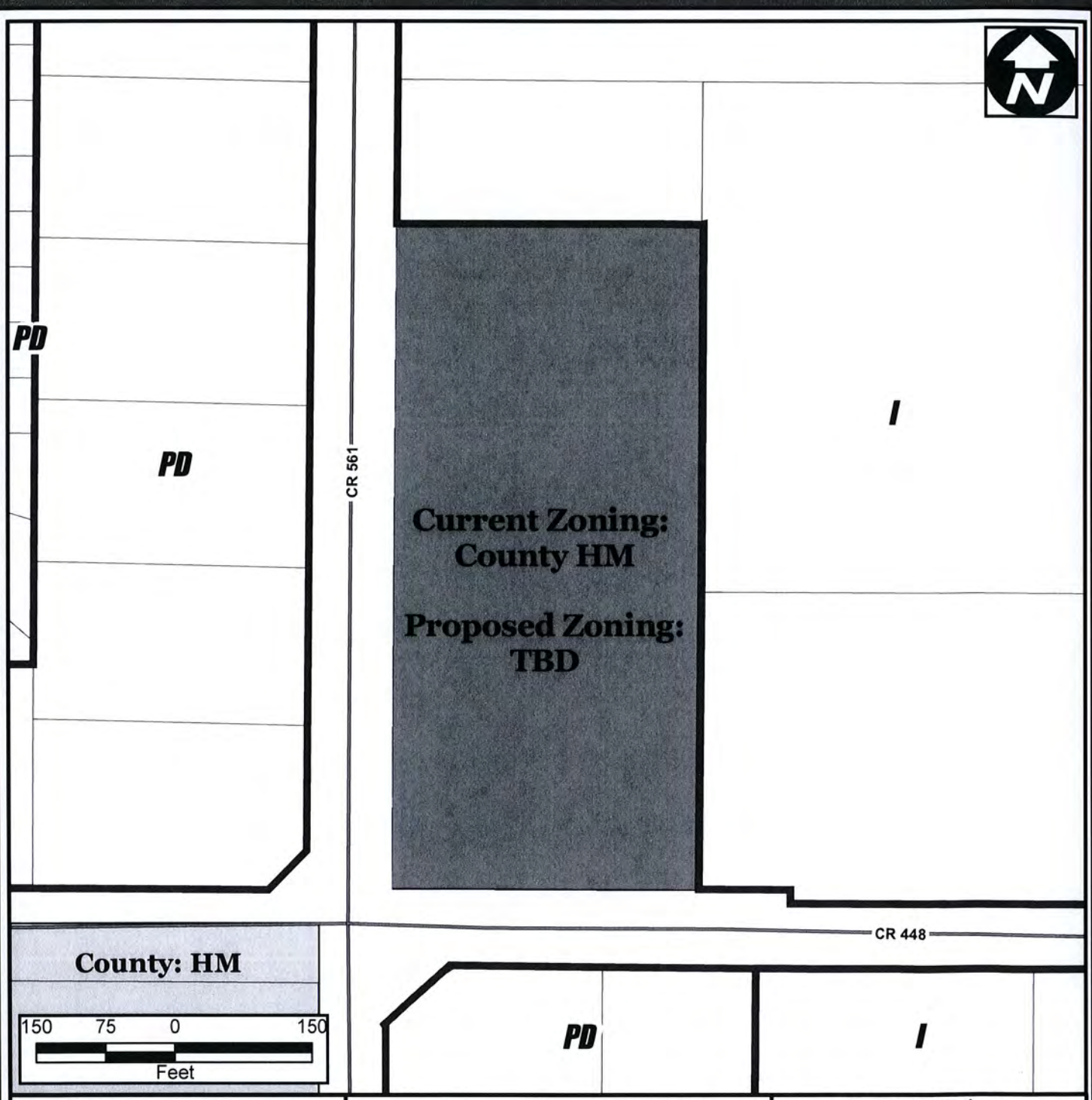
CITY OF TAVARES ORDINANCE # 2013-08



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

TAVARES
America's Seaplane City

ZONING MAP

ORDINANCE # 2013-08

Lake Region Packing Assn. / Boardman Trustee

Current Zoning:
County Heavy Industrial
Proposed Zoning:
TBD
05.5 ± Acres

Legend

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

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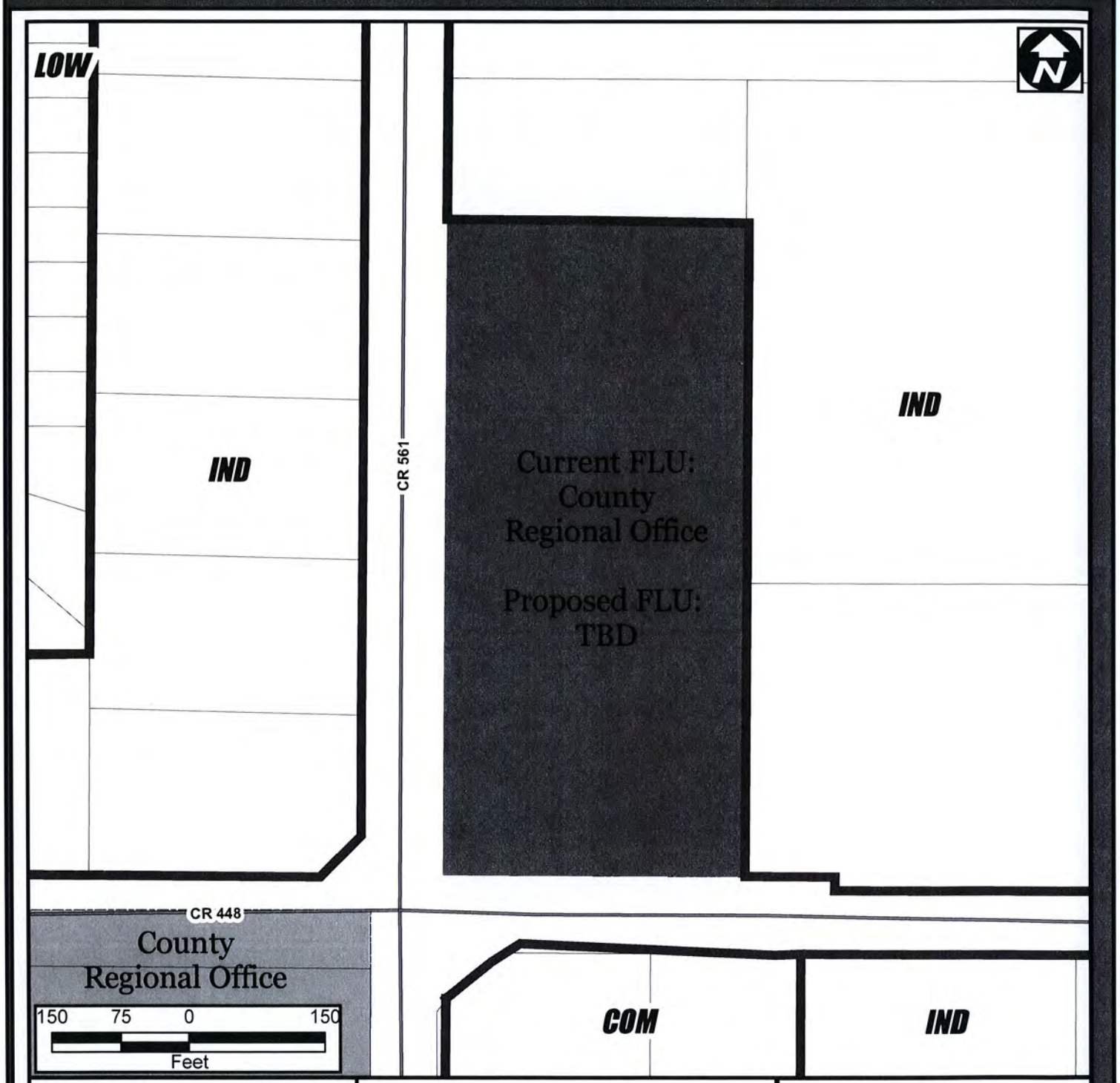
CITY OF TAVARES ORDINANCE # 2013-08



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

TAVARES
America's Seaplane City

FUTURE LAND USE MAP

ORDINANCE # 2013-08

Lake Region Packing Assn. / Boardman Trustee

Current FLU: County Regional Office
Proposed FLU: TBD

05.5 ± Acres

Legend

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

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RETIRE SMART

Protect yourself from the costs of long-term care

By Jill Schlesinger
Tribune Media Services

There's no denying it: Most of us are going to need some form of long-term health care during our golden years. And costs of such care are rising.

Genworth Financial recently released its long-term care Cost of Care Survey for 2013, and the results are sobering. The costs of home care providers, adult day health care facilities, assisted living facilities and nursing homes have been steadily rising over the past 5 years.

That being said, the cost increase varies depending on what type of service is necessary. For instance, in 2008 the median annual rate for a private nursing home room was $67,525; in 2013, it's $83,950 (though prices vary widely across the country). This increase reflects a 4.45 percent compound annual growth rate, more than twice the annual rate of inflation during the same time period.

However, the news is a little better if you don't need a facility. The national hourly median rate for a licensed home health aide rose by just 1 percent annually over the past 5 years to $19. This slower rate of inflation is attributed to increased competition among agencies and the wider availability of unskilled workers during the recession.

Those are the numbers, but how likely is it that you will need care? According to the U.S. Department of Health and Human Services, about 70 percent of people over age 65 will require some type of long-term care (LTC) services during their lifetime, and more than 40 percent will need care in a nursing home. Of course, your personal health history may increase or decrease your chances of needing long-term care. (One surprising fact: If you live alone, you're more likely to need paid care than if you're married or single and living with a partner. Maybe Match.com should incorporate this detail into their sales and marketing materials!)

One of the big misconceptions about LTC is that services are covered by Medicare. But in reality, Medicare only addresses short-term skilled services or rehabilitative care; it does not cover "custodial care," or assistance with activities of daily living. The only government-provided insurance that does provide LTC coverage for this is Medicaid, but qualifying for it is a doozy.

If your total net worth is below a certain level (probably around $300,000), it makes sense to rely on Medicaid for future LTC costs. However, Medicaid is a state-specific benefit, so you should visit http://longtermcare.gov/medicare-medicaid-more/medicaid/ for more information. On the other end of the spectrum, if you have more than $1.5 million, you can choose to "self-insure," where you tap into your assets to pay for care.

The folks that fall in between Medicaid coverage and self-insurance are the ones that should be considering how to protect against a long-term illness that eats away at their financial health as well. These "LTC tweeners" should consider purchasing long-term care insurance.

The biggest problem with long-term care insurance is that it is expensive. It's hard to justify spending thousands of dollars a year on insurance that you may never need. But then again, do you kick yourself for buying auto insurance and not totaling your car?

Another hurdle is that it's been hard to find a highly rated insurance company in the LTC business these days. Prudential Financial, MetLife and Unum have all decided to exit the individual long-term care insurance business. While these companies have said that they will honor all existing contracts, which will be guaranteed renewable, they will no longer write new LTC policies.

Why are these companies leaving what would seem to be a highly profitable business? The answer is clear: Insurance companies are very good at pooling and insuring certain types of risks, like homeowners and drivers, but they are less confident about projecting how many people will need long-term care and how much that care will cost.

Unfortunately, the more insurance companies that exit the LTC business, the fewer options there are for consumers. As you shop for LTC providers, stick with the highly rated companies that have a proven track record of being in the business and not hiking premiums. Check out the American Association for Long-Term Care Insurance (http://bit.ly/10YSVl) for more information.

Getting old is hard enough as it is, but protecting yourself and your family from rising LTC costs can make all the difference in the world.

Jill Schlesinger is editor-at-large for CBSMoneyWatch.com. Contact her with questions and comments at askjill@jillonmoney.com.

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 2013-08 titled as follows

ORDINANCE 2013-08

AN ORDINANCE OF THE CITY OF TAVARES AMENDING THE BOUNDARIES OF THE CITY BY ANNEXING APPROXIMATELY 5.5 ACRES OF LAND LOCATED ON THE NORTHEAST CORNER OF COUNTY ROADS 561 & 448; SUBJECT TO THE RULES, REGULATIONS AND OBLIGATIONS ORDAINED BY THE CITY OF TAVARES COUNCIL; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

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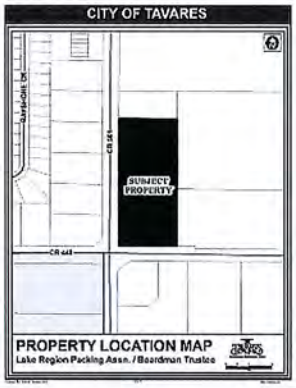
All meetings will be conducted in the Tavares City Council Chambers in City Hall at 201 East Main St., Tavares, Florida.

Proposed Ordinance 2013-08 may be inspected by the public between the hours of 7:30 a.m. and 5:00 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 appeal a decision of the public body should ensure himself a verbatim record of the proceedings is made.

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

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



Orlando Sentinel
Publication Date: 05/06/2013

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Color Type: B&W
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Advertiser: City of Tavares
Section/Page/Zone: Lake Zone/E004/LAK
Description: Ordinace- 2013-08

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TAVARES

America's Seaplane City™

AGENDA SUMMARY
TAVARES CITY COUNCIL
JUNE 5, 2013

AGENDA TAB NO. 8

SUBJECT TITLE: Appointments to Library Board and Planning and Zoning Board

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OBJECTIVE:

The Mayor will make appointments to the Library Board and Planning and Zoning Board

SUMMARY:

Library Board (2 year terms – June 2013 to 2015)

The Library Board has four (4) seats expiring in June 2013. The Mayor has received four (4) requests for re-appointment from Martha Wilkins, Robert Sheppard, Doris Ragan and Linda Clutts. The Mayor also received a new application for appointment from Norma J. Emerson.

Planning and Zoning Board (3 year terms - June 2013 to 2016)

The Planning and Zoning Board has four (4) seats expiring in June 2013. The Mayor has received two (2) requests for re-appointment from John Adams and Norb Thomas. The Mayor also received one new application for appointment from Howard H. Haynes.

John Tanner and Sam Grist are not seeking a re-appointment. There are two requests for re-appointment and one new application leaving one remaining vacancy on the Planning and Zoning Board.

These Tavares Board opportunities were advertised in the Daily Commercial (May 5, 2013) and the City of Tavares web site.

OPTIONS: The Mayor will make recommendations.

STAFF RECOMMENDATION: n/a

FISCAL IMPACT: n/a

LEGAL SUFFICIENCY: legally sufficient

TAVARES

America's Seaplane City℠

May 7, 2013

Robert Wolfe, Mayor
City of Tavares
201 E. Main Street
Tavares, FL 32778

Dear Mayor Wolfe:

My term on the City of Tavares Public Library Advisory Board will expire in June. It would be my pleasure to be re-appointed for another term.

My affiliation with the library is threefold: serving as a board member, actively researching my family records with the genealogy group Roots and Branches, and being a member of the monthly Tavares book club. I think I would miss being a part of any one of these.

Sincerely,

Linda Clutts

Linda Clutts

/lb

TAVARES

America's Seaplane City℠

May 7, 2013

Robert Wolfe, Mayor
City of Tavares
201 E. Main Street
Tavares, FL 32778

Dear Mayor Wolfe:

My term on the City of Tavares Public Library Advisory Board will expire this June. It would be an honor to be re-appointed to the Board.

Very truly yours,

Robert Sheppard

/lb

TAVARES

America's Seaplane City℠

May 8, 2013

Robert Wolfe, Mayor
City of Tavares
201 E. Main Street
Tavares, FL 32778

Dear Mayor Wolfe:

My term on the City of Tavares Public Library Advisory Board will expire in June. It would be my pleasure to be re-appointed for another term.

As a citizen of Tavares and a patron of the Tavares Library, I take great pride in serving on the library board.

Sincerely,

Martha Wilkins

Martha Wilkins

/lb

TAVARES

America's Seaplane City℠

May 14, 2013

Robert Wolfe, Major
City of Tavares
201 E. Main Street
Tavares, FL 32778

Dear Mayor Wolfe:

My term on the City of Tavares Public Library Advisory Board will expire in June of this year. It would be my pleasure to be re-appointed to another term.

Being a Library Board member has been a privilege and I look forward to serving.

Sincerely,

Doris Ragan

Doris Ragan

Dear Nancy,

Thank you for the opportunity to serve on the Planning and Zoning Board. My term expires in June. Yes, I would like to continue serving on the Board.

Respectfully submitted,

John Adams
1613 Texas Ct.
Tavares, FL 32778

MAY 9 2019 PM 3:45

America's Seaplane City™

Application for a Board/Committee Appointment
City of Tavares

Please Print: Emerson Norma J.
Last Name First Middle Initial

Telephone: (352) 343-0888 Email: Emersonn66@gmail.com

Cell Phone: (352) 504-8589 Fax: _____

Present Address P.O. Box 981, 14312 Lk Juniette Dr. Tavares

Which Board/Committee Appointment are you seeking; (Please mark with a check.)

_____ Bicycle Pedestrian Committee of the Metropolitan Planning Organization

_____ Citizens Advisory Committee of the Metropolitan Planning Organization

_____ Community Redevelopment Area Advisory Committee

_____ Fire Pension Board

_____ Lake County Cultural Affairs Council – Tavares Representative

X Library Advisory Board

_____ Planning and Zoning Board*

_____ Police Pension Board

***Planning and Zoning Board Applicants Only - please also complete the Planning & Zoning Board Applicant Questionnaire Attachment and attach to the application.**

Name(s) and Relationship of Relatives Working for the City: none

Have You Ever Been Convicted of or Pled Guilty or No Contest to any Felony Offense? Yes __ No ✓

Education and Training: (Circle Last Level of Education Completed)

Elementary & High School	College or University	Graduate School
1 2 3 4 5 6 7 8 9 10 11 12	1 2 3 4	1 2 (3) 4

Are You Employed at Present? (Please Circle) YES (NO)

Name of Last or Present Employer: Lake County Schools

Address: 201 W. Burleigh Blvd Tavares FL 32778
Number and Address City State Zip

Date Hired: 1974 Position: Teacher, Administrator

Brief Description of Responsibilities: Supervised teachers by assisting them in developing effective teaching methods, worked with students to resolve behavior issues.

Have You Served on a City of Tavares Board or Committee? no

If You Answered Yes: When? _____ Where? _____

Professional or Civic Memberships:

1) none 2) _____

3) _____ 4) _____

Please Answer the Following (Use Back of Page if Additional Space is Needed)

1) Why would you be a good candidate for this appointment? What experience, knowledge, or special skills do you have that would be helpful to this board?

on back

2) What do you think should be the purpose of this board? on back

References: Give Below, the Names of Three Persons Not Related to You, Whom You Have Known at Least One Year.

1) Emogene Stegall — P.O. Drawer 457 — Supervisor of elections — Tavares — 343-9734 — 8
Name — Address — Business — Years Known

2) June Dalton — 603 N. Newhampshire — Tavares H.S. Prin. — Tavares — 343-3007 — 14
Name — Address — Business — Years Known

3) Kenneth A. Bragg — 4315 Picciola Road — Retired School Admin. — Fruitland Park — 787-5888 — 30
Name — Address — Business — Years Known

Next of Kin: James Emerson — P.O. Box 981 14312 NE Junietta Tavares — Husband
Name — Address — Relationship

In Case of Emergency, Please Notify:

James Emerson — P.O. Box 981 14312 NE Junietta Dr — 352-343-0888 352-551-9181
Name — Address — Telephone No.

I AUTHORIZE INVESTIGATION OF ALL STATEMENTS CONTAINED IN THIS APPLICATION. I UNDERSTAND THAT MISREPRESENTATION OR OMISSION OF FACTS CALLED FOR IS CAUSE FOR VOIDING THIS APPLICATION.

Applicants Signature Norma J. Emerson Date 5.9.13

This form is for completion by applicants, and is used to collect information for reporting purposes only.

In keeping with Florida Statutes Chapter 760.80(4) and to help us comply with reporting and legal requirements regarding minority representation on boards, commissions, councils and committees, please answer the questions below.

Norma Emerson 5.9.13

Name Date of Application

Please select one of the following:

_____ An African American; that is a person having origins in any of the racial groups of the African Diaspora.

_____ A Hispanic American; that is, a person of Spanish or Portuguese culture with origins in Spain, Portugal, Mexico, South America, Central America, or the Caribbean, regardless of race.

_____ An Asian American; that is, a person having origins in any of the original peoples of the Far East, Southeast Asia, the Indian Subcontinent, or the Pacific Islands, including the Hawaiian Islands prior to 1778.

_____ A Native American, that is, a person who has origins in any of the Indian Tribes of North America prior to 1835.

_____X_____ An American woman.

_____ An American man.

_____ None of the above.

Do you qualify as physically disabled? Yes: _____ No: ____✓____

America's Seaplane City™

Application for a Board/Committee Appointment
City of Tavares

Please Print: HAYNES (Last Name) HOWARD (First) H. (Middle Initial)

Telephone: (352) 343-2713 Email: hhaynes@usa2.net.net

Cell Phone: (352) 360-5810 Fax: _____

Present Address 3220 ANTIGUA BAY LN, TAVARES 32778-

Which Board/Committee Appointment are you seeking; (Please mark with a check.)

_____ Bicycle Pedestrian Committee of the Metropolitan Planning Organization

_____ Citizens Advisory Committee of the Metropolitan Planning Organization

_____ Community Redevelopment Area Advisory Committee

_____ Fire Pension Board

_____ Lake County Cultural Affairs Council – Tavares Representative

_____ Library Advisory Board

✓ Planning and Zoning Board*

_____ Police Pension Board

***Planning and Zoning Board Applicants Only - please also complete the Planning & Zoning Board Applicant Questionnaire Attachment and attach to the application.**

Name(s) and Relationship of Relatives Working for the City: NA.

Have You Ever Been Convicted of or Pled Guilty or No Contest to any Felony Offense? Yes __ No ✓

Education and Training: (Circle Last Level of Education Completed)

Elementary & High School	College or University	Graduate School
1 2 3 4 5 6 7 8 9 10 11 (12)	1 2 3 (4)	(1) 2 3 4

Are You Employed at Present? (Please Circle) YES (NO)

Name of Last or Present Employer: HOWARD H. HAYNES, INC.

Address: 31543 BARREL RD. STOVER MO
Number and Address City State Zip

Date Hired: 1987 Position: CEO

Brief Description of Responsibilities: LAND USE PLANNING AND DOCUMENTATION, ZONING, MAPPING. ALSO FACILITIES DESIGN & CONSTRUCTION STANDARDS AND CRITERIA, FACILITIES DESIGN AND CONSTRUCTION OVERSIGHT.

Have You Served on a City of Tavares Board or Committee? NO

If You Answered Yes: When? _____ Where? _____

Professional or Civic Memberships:

1) _____ 2) _____

3) _____ 4) _____

Please Answer the Following (Use Back of Page if Additional Space is Needed)

1) Why would you be a good candidate for this appointment? What experience, knowledge, or special skills do you have that would be helpful to this board?

My career of 32 years of land use planning, site planning, design, engineering, construction of residential, medical, airport, roadways, waterfront, utility and related facilities and structures.

2) What do you think should be the purpose of this board?

To oversee and monitor orderly development of private and public infrastructure in conformance with Tavares' approved Development Plan(s).

References: Give Below, the Names of Three Persons Not Related to You, Whom You Have Known at Least One Year.

1) JOHN ADAMS 1613 TEXAS COURT, TAVARES 5
Name Address Business Years Known

2) NORMAN HOPE 3221 MYAKKA RIVER RD, TAVARES 3
Name Address Business Years Known

3) BOB SMAILES 5789 BOUNTY CIRCLE, TAVARES 4
Name Address Business Years Known

Next of Kin: JAYNE HAYNES 3220 ANTIGUA BAY LN., TAVARES SPOUSE
Name Address Relationship

In Case of Emergency, Please Notify:

JAYNE HAYNES, 3220 ANTIGUA BAY LN., TAVARES 352-343-2713
Name Address Telephone No.

I AUTHORIZE INVESTIGATION OF ALL STATEMENTS CONTAINED IN THIS APPLICATION. I UNDERSTAND THAT MISREPRESENTATION OR OMISSION OF FACTS CALLED FOR IS CAUSE FOR VOIDING THIS APPLICATION.

Applicants Signature Howard H. Hayes Date August 13, 2012

This form is for completion by applicants, and is used to collect information for reporting purposes only.

In keeping with Florida Statutes Chapter 760.80(4) and to help us comply with reporting and legal requirements regarding minority representation on boards, commissions, councils and committees, please answer the questions below.

Howard H. Hague — August 13, 2012

Name — Date of Application

Please select one of the following:

_____ An African American; that is a person having origins in any of the racial groups of the African Diaspora.

_____ A Hispanic American; that is, a person of Spanish or Portuguese culture with origins in Spain, Portugal, Mexico, South America, Central America, or the Caribbean, regardless of race.

_____ An Asian American; that is, a person having origins in any of the original peoples of the Far East, Southeast Asia, the Indian Subcontinent, or the Pacific Islands, including the Hawaiian Islands prior to 1778.

_____ A Native American, that is, a person who has origins in any of the Indian Tribes of North America prior to 1835.

_____ An American woman.

__✓__ An American man.

_____ None of the above.

Do you qualify as physically disabled? Yes: _____ No: __X__

Planning and Zoning Board
Applicant Questionnaire Attachment

1) How do you balance property development rights with government development regulations?

Develop a thorough and coherent Master Plan for the city and its place within the County and State that defines all aspects of requirements and provision for growth from Agriculture to Zoning. Monitor and diligently evaluate proposals to accomplish growth within the plan, apolitically.

2) What is your overall philosophy on growth in the City and in Lake County?

From what I read in the papers and hear on the street, Tavares and Lake County strive to be fair and organized in addressing current and future growth

Nancy Barnett

From: norb [norb@mpinet.net]
Sent: Tuesday, May 28, 2013 5:11 PM
To: Nancy Barnett
Subject: planning and zoning board

Please accept this note as a request to be reappointed to a full term on the planning and zoning board.

Daily Commercial
Sunday, May 5, 2013 Edition
Display Ad – Citizen Boards/Committees

CITY OF TAVARES
CITIZEN BOARDS/COMMITTEES

The City of Tavares is presently accepting applications for the following Boards:

Planning and Zoning Board
Library Board

The positions are voluntary and appointed by the Mayor of the City of Tavares. Applications may be obtained by calling (352) 253-4546, between the hours of 8 a.m. and 5 pm Monday through Friday or by downloading the application from the city's web site at www.tavares.org

Applications should be submitted by Monday, May 20, 2013.
For additional information please call Nancy Barnett, City Clerk, at 352-253-4546.

227141-May 5, 2013

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TAVARES

America's Seaplane City™

AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: June 5, 2013

AGENDA TAB NO. 9
SUBJECT TITLE: Request to Award the Bid for the City of Tavares CRA Utility infrastructure upgrade construction Project

OBJECTIVE: To award the Bid for the City of Tavares CRA Water & Wastewater Project to **Dallas 1 Construction and Development** in the amount of **$10,535,145**

SUMMARY:

Previously the Council and Citizens of Tavares met for several years to define its future and at the conclusion of these meetings crafted a Vision Statement to culminate the work of its citizens that among other things called for becoming the "Capital Water Front City of Lake County". This work lead in to the crafting of a Down Town Redevelopment Master Plan that the Council and its citizens worked on for over a year. That Plan was completed in 2008, adopted by the City Council and included an "Implementation Plan" which called for utility water and sewer upgrades under section 3.I. of the implementation plan. The down town CRA has old clay pipes and galvanized water lines that are broken or too small to provide adequate utility service and therefore were identified to be replaced. The estimated cost to replace all of these old lines was $17 million. The Downtown Redevelopment Master Plan sets a vision for the future of Downtown Tavares to develop as a vibrant, pedestrian-oriented, mixed use center in order to support the anticipated increase in the residential and commercial population. It is critical that the aging water distribution and wastewater collection systems be improved and upgraded to reliably serve the additional demands this growth will generate

The purpose of these improvements is to replace and upgrade these aging systems to existing standards for construction materials, as well as to provide for additional capacity that may be required in the future as planned growth in the CRA creates additional demands on these systems. The proposed improvements include approximately 14 miles of existing water main and 10 miles of sanitary sewer mains within associated surface improvements in the rights of way where these pipes are located.

The City solicited bids in January 2013 (See attached solicitation). The bids were opened on March 21, 2013. Four Florida contractors submitted competitive bids on this project as identified in the attachment and below.

As the attached engineers letter indicates, **Dallas 1 Construction and Development** from Thonotosassa, Florida was the lowest, qualified bidder from a group of 4 bidders as listed below:

Dallas 1 Corporation	$10,535,145.00
Masci General Contractors Inc.	$11,055,348.70
Prime Construction Group Inc.	$11,068,830.00
Dewitt Excavating Inc.	$13,669,717.35

The engineers estimate to do this phase of the CRA water and wastewater upgrades was $13,084,871. On May 18, 2013 Council approve Resolution No. 2013-04 and Resolution No. 2013-05 authorizing the application and execution of a loan in the amount of $7,413,520 and $5,671,351 ($13,084,871) from the State of Florida Department of Environmental Protection Revolving Loan Program for Water and Wastewater System Improvements in the Downtown CRA. Since the low bid is $10,535,145 which is $2,549,726 below the engineer's estimate, once the award has been made to Dallas 1 Corporation and DEP has approved the award, the loan documents will be downwardly adjusted by the $2,549,726 to $10,535,145.

OPTIONS:

1. Award the Bid and the Project to the lowest Qualified Bidder **Dallas 1 Construction and Development** in the amount of **$10,535,145,** approve the lowering of the loan documents to reflect a total of $10,535,145 and authorize the City Administrator to sign the construction contract upon receiving approval from DEP.

2. Do **not** award the Project.

STAFF RECOMMENDATION:

1. That Council award the Bid and the Project to the lowest Qualified bidder **Dallas 1 Construction and Development** in the amount of **$10,535,145,** approve the lowering of the two DEP loans to $10,535,145 and authorize the City Administrator to execute the contract upon DEP approval.

FISCAL IMPACT: This project is being funded by two loans from the Florida Department of Environmental Protection (FDEP). The debt service payments for that loan were previously anticipated and incorporated into the previously approved rate study which set utility rates sufficiently to cover the anticipated debt service payments to DEP. The independent Utility Rate Consultant, independent Financial Advisor and Finance Director have reviewed and approved this recommendation.

LEGAL SUFFICIENCY: This summary and bid met legal sufficiency

America's Seaplane City™

CITY OF TAVARES

MINUTES OF BID OPENING
March 21, 2013
Request for Proposals
CRA Water and Wastewater Improvements
Bid No. 2013-0002

TAVARES CITY HALL

PRESENT

John Rumble, Purchasing Manager
Dwayne Kreidler, Malcolm Pirnie
Kay Mayes, Admin Assistant, Finance

Mr. Rumble noted today's date as Thursday, March 21, 2013. This is the opening of submission packages received in response to RFP 2013-0002, City of Tavares CRA Water and Wastewater Improvements. There were four proposals received; Mr. Rumble read the Total Amount of Bid:

1)	DeWitt Excavating, Inc. 14463 W. Colonial Drive Winter Garden, FL 34787	$13,669,717.32
2)	Masci General Contractors, Inc. 5752 S. Ridgewood Avenue Port Orange, FL 32127	$11,055,348.70
3)	Dallas 1 Construction and Development 10328 Main Street Thonotosassa, FL 33592	$10,535,145.00
4)	Prime Construction Group, Inc. 1000 Jetstream Drive Orlando, FL 32824	$11,068,830.00

Mr. Rumble noted the packages would be forwarded to Engineer of Record for review and evaluation. The bid opening concluded at approximately 2:15 p.m.

Respectfully submitted,

Kay Mayes

Kay Mayes
Admin Assistant, Finance

MALCOLM PIRNIE | ARCADIS

The Water Division of ARCADIS

ARCADIS U.S., Inc.
2301 Maitland Center Parkway
Suite 244
Maitland
Florida 32751-7414
Tel 407.660.1133
Fax 407.660.9550
www.arcadis-us.com

John Drury, City Manager
City of Tavares
201 E. Main Street
Tavares, FL 32778

Subject:
Recommendation of Award
Downtown CRA Water and Wastewater Improvements

Date:
April 12, 2013

Contact:
Dwayne Kreidler

Phone:
407.660.1133

Email:
dwayne.kreidler@
arcadis-us.com

Our ref:
06033022.0000

Florida License Numbers

Engineering
7917

Dear Mr. Drury:

Malcolm Pirnie the Water Division of ARCADIS has reviewed the bid packages for the subject project. A total of four bid packages were received by the City on March 21, 2013. The official bid form and associated attachments were provided in the bid packages we received from the City. Each of the Contractor's licenses were verified through the Florida Department of Business & Professional Regulation. A bid tabulation of the four bidders was developed and enclosed for the City's file.

The following is a review of the bid package from Dallas 1 Construction and Development (Dallas):

- The total cost in the bid tabulation for Dallas is mathematically correct and identifies them as the apparent low bidder.
- Dallas includes three references within their bid package for previous work experience. These references indicated their overall opinion of the Contractor's work as follows: "Very Good" (2 references) and "Satisfactory" (1 reference).

We have determined that the apparent low bidder, Dallas, has been responsive to the requirements of the Bidding Documents. It is our understanding that the City has verified acceptance of the Bid Bond and Power of Attorney provided by Dallas in their bid package. Therefore, we recommend that the Downtown CRA Water and Wastewater Improvements project be awarded to Dallas 1 Construction and Development for the amount of $ 10,535,145.00.

Please contact me if you have any questions.

Sincerely,

ARCADIS U.S., Inc.

Dwayne R. Kreidler, PE
Project Engineer

Copies:
Brad Hayes, City of Tavares
John Rumble, City of Tavares
Scott Shannon. P.E., ARCADIS
Alexis Stewart, P.E., ARCADIS
Sharon Simington, ARCADIS

City of Tavares
Downtown CRA Water and Wastewater Improvements
BID TABULATION

Item Number	Item Description	Units	Estimated Quantity		Dallas 1 Corp	Masci GC Inc	Prime Const. Group Inc.	Dewitt Excavating Inc.
WATER IMPROVEMENTS								
1	General Conditions - Water	1	LS		$302,000.00	$425,800.00	$244,000.00	$300,000.00
2	Bonds and insurance - Water	1	LS		$108,870.00	$54,390.00	$50,000.00	$117,340.00
3	6-inch PVC Potable Water Main	17000	LF		$561,000.00	$467,330.00	$731,000.00	$1,087,830.00
4	8-inch PVC Potable Water Main	1500	LF		$60,000.00	$51,945.00	$73,500.00	$103,275.00
5	12-inch PVC Potable Water Main	4000	LF		$240,000.00	$247,560.00	$220,000.00	$318,520.00
6	6-inch DI Potable Water Main	5500	LF		$286,000.00	$187,275.00	$275,000.00	$414,700.00
7	8-inch DI Potable Water Main	700	LF		$41,300.00	$30,779.00	$35,000.00	$55,090.00
8	12-inch DI Potable Water Main	8000	LF		$560,000.00	$467,440.00	$640,000.00	$728,320.00
9	16-inch DI Potable Water Main	350	LF		$49,000.00	$32,021.50	$56,000.00	$59,549.00
10	6-inch Gate Valves and Valve Boxes	90	EA		$90,000.00	$71,550.00	$99,000.00	$93,121.20
11	8-inch Gate Valves and Valve Boxes	15	EA		$20,100.00	$16,500.00	$21,000.00	$19,386.00
12	12-inch Gate Valves and Valve Boxes	50	EA		$113,000.00	$99,500.00	$125,000.00	$99,110.00
13	16-inch Butterfly Valves and Valve Boxes	10	EA		$30,100.00	$27,200.00	$32,000.00	$27,752.20
14	Air Release Valve - Potable Water	20	EA		$68,600.00	$79,000.00	$94,000.00	$73,261.00
15	Reconnect Water Service Connections	400	EA		$348,000.00	$238,000.00	$460,000.00	$513,404.00
16	Install New Water Service	5	EA		$3,900.00	$4,975.00	$6,000.00	$9,076.85
17	Install New Fire Hydrant Assembly	20	EA		$67,800.00	$74,500.00	$76,000.00	$91,620.00
18	Reconnection of Existing Fire Hydrant Assembly	20	EA		$57,000.00	$43,500.00	$50,000.00	$63,140.00
19	4-inch Tapping Sleeve and Valve	2	EA		$5,520.00	$4,910.00	$5,800.00	$8,380.00
20	6-inch Tapping Sleeve and Valve	12	EA		$37,440.00	$35,820.00	$42,000.00	$55,644.00
21	8x6-inch Tapping Sleeve and Valve	3	EA		$9,450.00	$9,555.00	$9,900.00	$13,548.00
22	8-inch Tapping Sleeve and Valve	2	EA		$7,360.00	$7,440.00	$8,400.00	$10,442.00
23	10-inch Tapping Sleeve and Valve	2	EA		$9,740.00	$9,190.00	$11,200.00	$12,998.00
24	12x6-inch Tapping Sleeve and Valve	12	EA		$43,200.00	$39,420.00	$38,400.00	$55,980.00
25	12x8-inch Tapping Sleeve and Valve	2	EA		$8,280.00	$9,190.00	$7,400.00	$10,108.00
26	12-inch Tapping Sleeve and Valve	8	EA		$47,680.00	$45,760.00	$36,800.00	$44,688.00
27	Grout Fill and Abandon Existing 2" Potable Water Piping	18000	LF		$75,600.00	$73,800.00	$56,700.00	$126,000.00
28	Grout Fill and Abandon Existing 3" Potable Water Piping	1700	LF		$8,160.00	$7,735.00	$5,100.00	$13,600.00
29	Grout Fill and Abandon Existing 4" Potable Water Piping	1600	LF		$8,480.00	$7,840.00	$6,400.00	$13,808.00
30	Grout Fill and Abandon Existing 6" Potable Water Piping	8000	LF		$44,800.00	$43,600.00	$30,400.00	$81,360.00
31	Grout Fill and Abandon Existing 8" Potable Water Piping	600	LF		$4,020.00	$5,340.00	$4,680.00	$10,956.00
32	Grout Fill and Abandon Existing 12" Potable Water Piping	100	LF		$900.00	$1,420.00	$1,900.00	$4,586.00
33	Remove Existing 2" Potable Water Piping	5000	LF		$37,000.00	$52,500.00	$60,000.00	$156,200.00
34	Remove Existing 4" Potable Water Piping	250	LF		$2,225.00	$2,625.00	$2,750.00	$7,810.00
35	Remove Existing 6" Potable Water Piping	3800	LF		$30,400.00	$43,700.00	$57,000.00	$118,712.00
36	Remove Existing 8" Potable Water Piping	1300	LF		$11,960.00	$18,850.00	$14,300.00	$40,612.00
37	Remove Existing 12" Potable Water Piping	1000	LF		$13,000.00	$19,500.00	$21,000.00	$31,240.00
38	Remove Existing 16" Potable Water Piping	350	LF		$5,600.00	$6,825.00	$14,350.00	$12,684.00
39	Jack and Bore Installation - Potable Water - 6-inch carrier pipe	1500	LF		$585,000.00	$596,355.00	$435,000.00	$545,805.00
40	Jack and Bore Installation - Potable Water - 8-inch carrier pipe	180	LF		$73,800.00	$81,739.80	$63,000.00	$75,240.00
41	Jack and Bore Installation - Potable Water - 12-inch carrier pipe	1800	LF		$756,000.00	$984,852.00	$729,000.00	$860,400.00
42	Jack and Bore Installation - Potable Water - 16-inch carrier pipe	150	LF		$78,000.00	$112,291.50	$97,500.00	$105,450.00
43	Insertion Valve – Potable Water	1	EA		$9,870.00	$14,200.00	$20,000.00	$10,518.00
44	Remove and Replace Asphalt Pavement - Potable Water Piping Installation	10000	SY		$510,000.00	$273,500.00	$400,000.00	$410,000.00
45	Remove and Replace Concrete Pavement and Sidewalk - Potable Water Piping Installation	5000	SY		$395,000.00	$209,750.00	$300,000.00	$153,250.00
46	Remove and Replace Curbs – Potable Water Piping Installation	8800	LF		$167,200.00	$123,200.00	$176,000.00	$225,720.00
47	Clean Fill – Potable Water Piping Installation	500	CY		$7,500.00	$4,725.00	$10,000.00	$20,650.00
	SUBTOTAL UNIT PRICE BASE BID – WATER IMPROVEMENTS (Bid Items 1.0 - 47.0)				**$5,999,855.00**	**$5,464,898.80**	**$5,952,480.00**	**$7,410,884.25**

City of Tavares
Downtown CRA Water and Wastewater Improvements
BID TABULATION

Item Number	Item Description	Units	Estimated Quantity		Dallas 1 Corp	Masci GC Inc	Prime Const. Group Inc.	Dewitt Excavating Inc.
WASTEWATER IMPROVEMENTS								
48	General Conditions - Wastewater	1	LS		$224,000.00	$425,800.00	$210,000.00	$297,000.00
49	Bonds and insurance - Wastewater	1	LS		$91,380.00	$54,390.00	$50,000.00	$94,337.00
50	8-inch PVC Gravity Sewer Main	11000	LF		$770,000.00	$1,341,780.00	$1,012,000.00	$1,532,520.00
51	10-inch PVC Gravity Sewer Main	2000	LF		$146,000.00	$250,720.00	$180,000.00	$282,900.00
52	12-inch PVC Gravity Sewer Main	800	LF		$61,600.00	$103,256.00	$120,000.00	$123,384.00
53	15-inch PVC Gravity Sewer Main	1800	LF		$149,400.00	$240,156.00	$189,000.00	$284,400.00
54	8-inch DI Gravity Sewer Main	60	LF		$7,200.00	$9,233.40	$6,600.00	$11,400.00
55	4-inch PVC Force Main	650	LF		$19,500.00	$16,087.50	$26,000.00	$66,300.00
56	6-inch PVC Force Main	500	LF		$18,000.00	$13,025.00	$20,000.00	$51,500.00
57	4-inch Plug Valve and Valve Boxes	2	EA		$2,160.00	$1,900.00	$2,200.00	$2,640.00
58	6-inch Plug Valve and Valve Boxes	2	EA		$2,840.00	$2,432.00	$3,000.00	$3,370.00
59	Combination Air Release Vacuum Valve	1	EA		$6,940.00	$6,790.00	$7,000.00	$3,390.00
60	8" Gravity Sewer Lining	22000	LF		$1,056,000.00	$1,059,300.00	$726,000.00	$1,040,600.00
61	10" Gravity Sewer Lining	600	LF		$31,800.00	$30,780.00	$24,000.00	$31,020.00
62	12" Gravity Sewer Lining	1500	LF		$108,000.00	$98,850.00	$67,500.00	$105,600.00
63	15" Gravity Sewer Lining	1000	LF		$68,000.00	$67,900.00	$54,000.00	$66,550.00
64	Install New Manhole	40	EA		$221,600.00	$228,840.00	$300,000.00	$287,333.60
65	Manhole Rehabilitation	145	EA		$446,600.00	$626,400.00	$812,000.00	$430,650.00
66	Manhole Abandonment	10	EA		$8,400.00	$9,500.00	$15,000.00	$12,390.00
67	Reconnect Sanitary Sewer Laterals	200	EA		$110,000.00	$199,000.00	$240,000.00	$263,726.00
68	Sanitary Sewer Lateral Lining	10	EA		$46,600.00	$37,000.00	$41,000.00	$40,700.00
69	Install New Sanitary Sewer Lateral	5	EA		$12,000.00	$6,875.00	$11,500.00	$27,767.00
70	Grout Fill and Abandon Existing 4" Wastewater Piping	1000	LF		$5,600.00	$4,900.00	$5,000.00	$10,000.00
71	Grout Fill and Abandon Existing 8" Wastewater Piping	1300	LF		$12,740.00	$11,570.00	$9,100.00	$14,300.00
72	Grout Fill and Abandon Existing 10" Wastewater Piping	400	LF		$5,600.00	$4,980.00	$3,600.00	$6,000.00
73	Grout Fill and Abandon Existing 12" Wastewater Piping	1300	LF		$19,500.00	$21,515.00	$9,100.00	$26,000.00
74	Remove Existing 8" Wastewater Piping	400	LF		$3,320.00	$5,800.00	$3,600.00	$40,000.00
75	Remove Existing 10" Wastewater Piping	200	LF		$1,660.00	$3,900.00	$2,400.00	$20,000.00
76	Remove Existing 12" Wastewater Piping	500	LF		$4,300.00	$9,750.00	$6,000.00	$50,000.00
77	14" Steel Casing Pipe	50	LF		$31,500.00	$7,266.00	$23,500.00	$34,350.00
78	Jack and Bore Installation - Gravity Sewer Main - 15-inch carrier pipe	150	LF		$91,500.00	$97,741.50	$64,500.00	$87,963.00
79	Remove and Replace Asphalt Pavement - Wastewater Piping Installation	20000	SY		$680,000.00	$547,000.00	$800,000.00	$826,000.00
80	Remove and Replace Concrete Pavement and Sidewalk - Wastewater Piping Installation	250	SY		$22,250.00	$10,487.50	$18,750.00	$7,662.50
81	Remove and Replace Curb – Wastewater Piping Installation	2200	LF		$41,800.00	$30,800.00	$44,000.00	$56,430.00
82	Clean Fill – Wastewater Piping Installation	500	CY		$7,500.00	$4,725.00	$10,000.00	$20,650.00
	SUBTOTAL UNIT PRICE BASE BID – WASTEWATER IMPROVEMENTS (Bid Items 48.0 - 82.0)				$4,535,290.00	$5,590,449.90	$5,116,350.00	$6,258,833.10
	TOTAL BID (Bid Items 1.0 - 82.0)				$10,535,145.00	$11,055,348.70	$11,068,830.00	$13,669,717.35

Engineer of Record

Name:	Dwayne R. Kreidler
Florida Registration Number:	54579
Company Name:	ARCADIS U.S. Inc.
Company Address:	2301 Maitland Ctr. Pkwy, Ste. 244
City/ST/Zip:	Maitland, FL 32751
Phone Number:	407-660-1133

4/12/2013

(Signature, Date and Seal)

Employment

Administration & Customer Service

FRONT OFFICE PERSONNEL — needed for a local church. Responsible for welcoming and greeting people and provides a welcoming atmosphere for parishioners, volunteers and visitors. Answers incoming telephone calls and directing them to the proper staff. Coordinates all scheduled ministry events and other related tasks. Candidates must have the ability to communicate effectively both verbally and written, proficiency in typing and computer skills with knowledge of Microsoft Office, Word, Excel and Publisher required. Must have good human relations and possess good interpersonal communications skills and the ability to multi-task. Requires at least 5 years experience in an office setting with emphasis on secretarial work and customer service, experience in a church office a plus. A full time position that offers good salary and excellent benefits. Please send your resume to P.O. Box 1224, Eustis, FL 32727
WEB OS23040

Healthcare

ASSISTANT DIRECTOR OF NURSING, RN
Lake Eustis Care Center, Eustis FL.
Excellent opportunity w/great benefit package. We are an award winning facility looking for a dynamic RN w/previous ADON exp., Email your confidential resume to: AMauger@echc.com
DFWP/EOE
WEB OS14703

CNA — 3-11 & 11-7; PT 11-7 & Wknds Apply in person 8:30am-3pm M-F, Lake Eustis Care Center 411 W Woodward Ave. Eustis, FL DFWP/EOE

DENTAL ASSISTANT — Dental office looking for an experienced dental assistant that takes pride in their work and has advanced skills. Comfort and care are most important for our patients as well as providing a professional atmosphere. We use advanced technology and prefer Dentrix experience. Please fax resume to (352) 205-8754.
WEB OS30021

LPN/RN — needed for busy multi-physician office in Leesburg and the Villages. Resume AND references REQUIRED. Must be a Non-Smoker. Bring resume to Dr. Moffett's office at 601 E Dixie Ave., #401, Leesburg

NURSES/CODERS/BILLERS/A/R

FT & PRN RN's and LPN's with pre/post-op surgical exp, FT coder/biller and FT accts receivable with exp for an Ambulatory Surgical Center. Fax Resume to 352-536-1673
WEB OS81816

RN — needed: Dynamic Ophthalmic ASC in Mount Dora & The Villages is looking for P/T, Flex RN with OR experience. Hours would be during the week, Mon-Fri, no nights, no weekends. Fax resume to MFESC, (352) 735-2444 or call (352) 735-4100.
WEB OS19382

Legal Notices

Advertisements for Bid

ADVERTISEMENT FOR CITY OF TAVARES DOWNTOWN CRA WATER AND WASTEWATER IMPROVEMENTS BID NO. 2013-0002

City of Tavares
Owner
201 E. Main Street, Tavares, FL 32778
Address

Separate sealed Bids are invited by the City of Tavares, to be received at the office of the City Clerk, 201 E. Main Street, Tavares, FL 32778, so as to be received not later than until 2:00 pm, (Local Time) on Thursday, March 14, 2013.

Please provide one (1) original and six (6) copies and one (1) digital copy preferably in PDF format. Digital copy may be submitted up to one week after bid close. Bids received after this specified time and date will not be considered. The sealed bids will be publicly opened and read aloud in the City of Tavares Council Chambers on the same date at 2:05 pm for the performance of the following work:

The Project is generally described as follows: Work to be performed under this Contract includes, but is not limited to:

Approximately 8-inch, 10-inch, 12-inch, and 15-inch diameter PVC and ductile iron gravity collection mains, relining of 8-inch, 10-inch and 12-inch diameter VCP gravity collection mains, rehabilitation and coating of 145 manholes, removal and replacement of 40 manholes, of 4-inch and of 6-inch diameter PVC force main pipe, installation of 4-inch, 6-inch, 8-inch, 10-inch, 12-inch and 16-inch diameter of PVC and ductile iron potable water distribution main within the City, County, FDOT rights-of-way. The installation methods shall include open cut and jack and bore. The project work also includes as-built survey, utility locates, maintenance of traffic, shop drawing and manufacturer operational and maintenance submittals, erosion control, startup, testing and all necessary ancillary activities to complete the Work.

All contactors intending to bid on the project **MUST attend a pre-bid conference Tuesday, February 12, 2013 at 10:00 am** at the Tavares City Hall Council Chambers, located at 201 East Main Street, Tavares, FL 32778.

The Contract Documents may be examined at the following location(s):

Copies of contract bid documents consisting of bidding requirements, contract forms, conditions of the contract, specifications, and drawings may be examined at Tavares 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).

Copies of the Contract Documents may be obtained at the Issuing Office: Constructions specifications and engineering plans may be obtained from John Rumble, Purchasing Manager at Tavares City Hall, 201 E Main St., Tavares FL 32778; email: jrumble@tavares.org; phone: (352) 742-6131; or fax: (352) 742-6001 upon payment of non-refundable $350 for each set.

LAK1222206 01/27/2013

Public Hearing Notices

CITY OF TAVARES

NOTICE IS HEREBY GIVEN that the Tavares City Council will consider the Ordinance 2013-01, Second Reading, on February 6, 2013 at 4:00 p.m. Tavares City Hall, 201 E. Main Street, Tavares, FL 32778.

ORDINANCE 2013-01

AN ORDINANCE CREATING ARTICLE VI OF CHAPTER TWO OF THE CITY OF TAVARES CODE OF ORDINANCES CREATING A DOMESTIC PARTNERSHIP REGISTRY; ESTABLISHING POLICIES AND PROCEDURES FOR THE REGISTRATION OF DOMESTIC PARTNERSHIPS; PROVIDING FOR TERMINATION OF DOMESTIC PARTNERSHIPS; PROVIDING FOR DEFINITIONS; PROVIDING FOR CERTAIN RIGHTS; ESTABLISHING FEES; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

The Ordinance may be inspected by the public at the Office of the City Clerk, at the Tavares City Hall, 201 E. Main Street, Tavares, Florida, between the hours of 8 a.m. and 5 p.m. on business days. All interested parties may appear at the meeting and be heard or submit their comments prior to the meeting.

LAK1221164 01/27/2013

Sale Notices

NOTICE OF PUBLIC SALE: MIAMI'S FINEST TOWING, LLC GIVES NOTICE OF FORECLOSURE OF LIEN AND INTENT TO SELL THESE VEHICLES ON THE DATE/S LISTED BELOW AT 9521 S ORANGE BLOSSOM TRL ORLANDO, FL 32837-8327, PURSUANT TO SUBSECTION 713.78 OF THE FLORIDA STATUTES. MIAMI'S FINEST TOWING, LLC RESERVES THE RIGHT TO ACCEPT OR REJECT ANY AND/OR ALL BIDS.

-FEB 14 , 2013 8:00 AM
00 HYUN KMHJG25F2YU169056

-FEB 18 , 2013 8:00 AM
00 CHEV 2G1WH55KXY9308779
97 VOLK 3VWBA81E7VM802173

-FEB 21 , 2013 8:00 AM
98 CADI 1G6KS54YXWU917144

-FEB 22 , 2013 8:00 AM
97 BMW WBABK8320VET99059

LAK1222726 1/27/2013

Merchandise

BED SHEETS — Never used Christopher Adams 1800 series, 12 colors. King & Queen. Free shipping. $19.95. Call/text 352-235-2301 or e-mail wdedreu@yahoo.com. Credit cards accepted.

ONLINE
Place your Classified ad online. Go to orlandosentinel.com. Click on "Place an Ad".

Community Bulletin

FLOORS

FLOORING INSTALLATION — Free estimates! Tile/Wood/Laminate flooring, Kitchens, bathrooms, porches & more! Experienced 17 years. Bonded and insured. Jamie Dunn 352-551-3528

CAR OWNERS

Orlando Sentinel readers will motor to your classified automobile ad.

HOME IMPROVEMENT

CREATIVE CABINETRY & CARPENTRY, LLC — Designed & installed Mid Continent Cabinetry. Remodels & new. From economy to elegant. Carpentry services also available. Greater Orlando area. 352-557-4044 Phil Sales, Owner

JFB CONSTRUCTION, INC — Kitchen/bath updates. Remodel, editions, new construction. Residential/commercial. CGC1506306 JFBconstructioninc@yahoo.com 352-589-2881

LANDSCAPING

B & G LANDSCAPING — Shrubs, Rocks & Stone. Design, Clean mowing. 352-483-6302

SPRINKLER WELLS LANDSCAPE - est 19 ins big/small jobs 855/302-4455

DOES YOUR HOUSE NE REPAIRS?
Find a repairman in the Busi Service Directory in the Orlando Sentinel Classifieds

Lake County-North-Garage Sales

LEESBURG — Tool & Equipment Sale Sun 8-2. 3404 Casteen Rd. Riding mowers: '66 JD + Cub Cadet. Stihl blower + chainsaw, tools, bldg hardware: doors, windows, tempered glass sheets, etc. '00 Dodge pu, '02 HD Roadking, pressure washer, clothes. Too much to list. 352.516.2607 for directions or questions

Real Estate for Rent

Apts/Condos/Multi-Family Lake County for Rent

LAKE SQUARE MALL AREA — Furn waterfront cottage, util incl, no pets. $700/mo lease. 352-742-2634

TAVARES — 2BR/1BA, W/D hookup, tile, new paint,near high school, parking. 1st month free, no credit check. $650/month. 352-729-2155

TAVARES — 3/2 condo. Fenced yrd, all appl, new carpet, $700/mo., $500 sec/cleaning dep, NO PETS 352-253-9299

Homes Lake County for Rent

MUST SEE!

EUSTIS— 3/2 Lakeview, 1600 sqft + bsmt, lg rms/yrd, 2 car gar, wshr/dryer incl. $995/mo. 813-352-6582

MOUNT DORA — New 3/2 in gated 55+, amenities incl clubhouse. Lakes of Mount Dora. $1200/mo. 407-402-1073

Real Estate for Sale

Acreage/Lots Residential

LAKE COUNTY / EUSTIS — Residential lots, 10 to choose from. Some lakefront, golf course. Starting price. $29,000. Call 407-271-2867

LAKE COUNTY LEESBURG — 7 acres waterfront on small lake, off busy Hwy 27, firm price $99K 407-271-2867

Homes Lake County for Sale

MT. DORA — 3bd/2ba, 3 car garage, 5 minutes to Downtown Mt. Dora. Realtors welcome at 4%. 301-787-4316.

Offices for Sale

EUSTIS — Medical/dental office lease or sale, other uses ok. 3200 sqft, free standing, landscaped, corner lot. 352-409-2855

Manufactured Homes

Manufactured Homes for Sale

LAKE SQUARE MALL AREA — 2BR, in Waterfront Park, no pets. $7500. Lot rent $275/mo. 352-742-2634

Working - a new Wednesday section.

Transportation

Autos

CHRYSLER PT CRUISER - 2006 Touring, $5900. 352-324-3537 WEB OS81368

Autos Wanted

CASH FOR CARS,TRUCKS,VANS. - Call A-1 Auto Salvage 407-247-4648.

ONLINE
Orlando Sentinel Classified transportation ads can also be seen on Orlandosentinel.com a Cars.com. When it's time to se your vehicle, give us a call and place your ad in the paper and online! Call 1-800-669-5757 or c at advertise.orlandosentinel.co

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AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: June 5, 2013

AGENDA TAB NO. 10

SUBJECT TITLE: Reclaim Water Agreement for Agriculture Use with Cornelius Caldwell Citrus Grove

OBJECTIVE:

To consider approval of an agreement with Cornelius Caldwell's Citrus Grove, for negotiated pricing of Reclaim Water Service for agriculture use as provided by Ordinance No. 2013-07.

SUMMARY:

In June 2009 the City Council adopted Ordinance 2009-22 amending Chapter 17 of the City of Tavares Land Development Regulations for Water, Wastewater, and Reclaim user rates.

Prior to Ordinance 2009-22, the City did not provide reclaim water service thus Ordinance 2009-22 provided for and established Reclaim User rates for the newest service component of the Water, Wastewater Utility in addition to amending the user rates for water and wastewater services. The rates provided for in the Ordinance are based on a rate Study prepared by Brown and Caldwell dated May 2009.

At the time the rates were established for Reclaim services, many user characteristics were unknown, thus the rates provide for two classes of customers: Residential and Large Scale Users. Agriculture use was not considered.

Local growers, looking for an alternative water supply that is cost effective for their use approached the City to provide reclaim service at prices similar to Conserv II, and Orange County Provider.

On April 18, the City Council adopted Ordinance 2013-07 which amends Ordinance No. 2009-22 which provides for water, sewer, and reclaim rates. Ordinance 2013-07 amends chapter 17-54, and provides an additional section allowing for "Negotiated Pricing Agreements between the City and Commercial Agriculture Customers for Reclaim Service. The Ordinance stipulates that reclaim service provided at negotiated pricing will not exceed twenty percent of plant capacity and that all agreements will be approved by the City Council.

A copy of a draft agreement between the City of Tavares and Cornelius Caldwell's Citrus Grove is attached for your review and approval. The attached agreement provides interruptible reclaim water service at a price of $.30 per 1000 gallons of reclaimed water for agriculture use. This rate captures the City's cost for disposal of reclaim water.

OPTIONS:

1. Approve Negotiated Price Agreement with Cornelius Caldwell's Citrus Grove at a rate of $.30 per 1000 gallons of reclaim water on an interruptible service basis.
2. Do not approve agreement with Cornelius Caldwell's Citrus Grove.

STAFF RECOMMENDATION:

Move to approve Negotiated Price Agreement with Cornelius Caldwell's Citrus Grove at a rate of $.30 per 1000 gallons of reclaim water on an interruptible service basis.

.

FISCAL IMPACT:
Rate provides for capture of disposal costs of reclaim service.

LEGAL SUFFICIENCY:
N/A

RECLAIMED WATER AGREEMENT

This Reclaimed Water Agreement ("Agreement") is made this 5th day of June, 2013, by and between the **CITY OF TAVARES, FLORIDA,** a Florida municipal corporation, whose address is 201 East Main Street, Tavares, Florida ("City"), and Cornelius Caldwell's Citrus Grove, a Florida Business, whose address is P. O. Box 490197; Leesburg, Fl. 34749

RECITALS

WHEREAS, the primary purpose of this Agreement is for the City to provide to the Customer reclaimed water, which is generally defined as water that has received at least secondary treatment and basic disinfection and is reused after flowing out of a domestic wastewater treatment facility or some other acceptable non-potable water sources; and

WHEREAS, the City owns and operates a reclaimed water distribution system and utility within the jurisdictional limits of the City of Tavares which consists of a network of pipes, pumping facilities, storage facilities, and appurtenances designed to convey and distribute reclaimed water from one or more domestic wastewater treatment facilities and other facilities to one or more users of reclaimed water; and

WHEREAS, the Customer owns, operates, and maintains certain commercial agricultural areas that Customer desires to irrigate with reclaimed water supplied by the City and the reclaimed water will replace Customer's potable water for commercial agricultural irrigation and will allow the City and the Customer to conserve potable water.

WHEREAS, the City desires to sell, and the Customer desires to purchase, reclaimed water from the City; and

NOW, THEREFORE, in consideration of the mutual covenants and conditions contained herein, the parties agree as follows:

1.0 **Recitals, Effective Date; Term.**

1.1 The foregoing recitals are true and correct and are hereby incorporated herein.

1.2 The Effective Date of this Agreement shall be the date that it is fully executed by the parties ("Effective Date").

1.3. The initial term of this Agreement shall be from the Effective Date until June 5th 2016. The initial term may be renewed by mutual consent of the parties.

2.0 **Subject Property.** The real property which is the subject of this Agreement is located at Woodlea Road, Tavares

3.0 **Reclaimed Water Service; Customer Demand; Treatment Standards.**

3.1 The City agrees to supply reclaimed water service to the Property on an "as needed" basis, subject to the City having the available capacity to provide reclaimed water to the Property and subject to the force majeure provision set forth herein. In addition, Customer acknowledges and agrees that the City provides reclaimed water to all its customers, including the Customer, without preference or priority given to any existing or future customers or to the Customer.

3.2 The parties acknowledge that the Customer is requesting a combined average day flow (ADF) of 260,000 gallons per day based on the ADF of an anticipated highest monthly requirement basis but not to exceed a maximum day of 460,000 gallon of reclaimed water for irrigation purposes. While the City will use its best efforts to supply that amount of reclaimed water to the Property, the City does not represent, warrant, or guarantee that reclaimed water will be available to meet all of Customer's demands for reclaimed water. In the event the City temporarily interrupts service or is not capable of meeting the Customer's actual demands for reclaimed water at any given time, the Customer agrees to hold harmless the City from any liability, costs, or damages that Customer may suffer as a result of the City's inability to supply reclaimed water to the Property, regardless of the reason the supply is not available.

3.3 The supply of reclaimed water provided to the Property by the City shall be treated to the City's general operating protocol standards for treating reclaimed water for all reclaimed water customers, as is or may be required under the City's reclaimed water permit issued by the State of Florida. Customer agrees to accept the supply of reclaimed water under this Agreement in accordance with said general treatment standards.

3.4 Should Customer determine that the volume of reclaimed water made available to Customer is not sufficient to meet Customer's needs, or should Customer determine that the quality of the reclaimed water is detrimental to maintaining healthy crops or vegetation, Customer may seek alternative irrigation water sources.

4.0 **Rates for Service**

4.1 Customer acknowledges and agrees that the City Council of the City of Tavares has the discretion and right to establish rates, charges, and fees for reclaimed water service pursuant to applicable law. Customer further acknowledges and agrees to pay for reclaimed water service provided by the City under the terms and conditions of this Agreement at a rate established by the City Council as amended from time to time. At the Effective Date, the Customer acknowledges that the City has established specifically for this Agreement a rate for commercial agriculture reclaimed water usage at $0.30 per 1,000 gallons, which is subject to an annual adjustment based on the

Consumer Price Index beginning on June 5, 2013 ("Rate"). This rate will only apply for an amount of reclaimed water not exceeding the Customer's twenty percent (20%) of the City's total reclaim water supply as determined by the City Manager. In the event Customer's needs exceed the proportional allowance the Customer may be charged the reclaimed water General Service Block 1 Usage rates set forth in Section 17 of the City's Land Development Regulations for the amount in excess of the Customer's proportional allowance.

4.2 No provision of this Agreement shall be construed to limit, restrict, or modify the City's rate making authority for reclaimed water services provided hereunder. Said authority shall be exercised solely by the City Council of the City of Tavares in accordance with law, and this Agreement shall be subject to the Council's exercise of this authority at all times.

5.0 **Invoicing for Service**

5.1 The City agrees to provide a monthly billing statement setting forth the amount of reclaimed water delivered to the Customer for the preceding billing cycle, the rate per one thousand gallons, and the amount due. Invoices will be sent to Customer at P. O. Box 490197; Leesburg, Fl. 34749

5.2 The Customer agrees to pay its monthly invoice for reclaimed water service within thirty (30) days of receipt thereof. Should the Customer dispute any or all of any invoice, it shall pay the amount not in dispute and shall submit, in writing, the amount in dispute to the Finance Director to be handled in accordance with the City's written utility billing policies.

5.3 The Customer agrees that all charges for reclaimed water service, as they may become due from time to time, shall be and are hereby made a lien upon the Property so long as said charges remain unpaid.

6.0 **On-Site Facility Modifications**

6.1 If modifications are necessary to Customer's on-site facilities to conform to reclaimed water use requirements, Customer shall submit its plans and specifications for such modifications to the City who shall approve same before construction commences and whose approval shall not unreasonably be withheld. All modifications required in Customer's on-site facilities shall be the sole cost and responsibility of Customer. The City shall assist Customer in identifying the modifications and/or changes required in Customer's on-site facilities. It shall be Customer's responsibility to construct the modifications in accordance with the approved plans and specifications, and with applicable laws and regulations.

6.2 The City shall install and maintain at Customer's expense a Reclaimed Water Meter together with any necessary interconnection facilities and appurtenances, as required to monitor the reclaimed water deliveries made to Customer.

6.3 The Customer shall pay the standard rate on the meter connection charge. The connection charge is set forth in Section 17 of the City's Land Development Regulations.

6.4 Customer shall provide City with any easements necessary for delivery, inspection, maintenance, and service of reclaimed water to Customer's Property.

7.0 **Use of Reclaimed Water; Notices to Members of Public.**

7.1 Customer acknowledges and agrees that the use of reclaimed water is not for potable water or swimming pool purposes, and that the land application of reclaimed water is governed by applicable local, state, and federal law and administrative rules. Customer agrees to only use reclaimed water for purposes authorized by applicable local, state and federal law and administrative rules. Customer is prohibited from reselling the reclaimed water.

7.2 Customer agrees to notify members of the public using the Property that the Property is being irrigated with reclaimed water by posting appropriate advisory signs in accordance with applicable provisions of the Florida Administrative Code including, but not limited to, section 62-610.468 and 61-610.469, Florida Administrative Code, as may be amended from time to time.

7.3 **Application of City Utility Policies.** Customer agrees to comply with any and all applicable lawful utility policies adopted by the City for its reclaimed water customers including, but not limited to, policies related to rates, charges, fees, billing, rules, regulations, ordinances and technical standards.

7.4 **Integration.** The drafting, execution, and delivery of this Agreement by the parties has been induced by no representation, statements, warranties, or agreement other than those expressed herein. This Agreement embodies the entire understanding of the parties related to reclaimed water service, and there are not further or other agreements or understanding, written or oral, in effect between the parties relating to reclaimed water service unless expressly referred to herein. The parties agree that they both contributed equally to the drafting of this Agreement and this Agreement shall not be construed more favorably against the other in the event of any conflict with regards to the terms and conditions used herein.

8.0 **Severability.** If any part of this Agreement is found invalid or unenforceable by any court, such invalidity or unenforceability shall not affect the other

parts of this Agreement if the rights and obligations of the parties contained herein are not materially prejudiced and if the intentions of the parties can still be accomplished.

9.0 **Amendments.** This Agreement shall only be amended by written instrument signed by both parties.

10.0 **Identification and Hold Harmless.** To the extent permitted by law, each party agrees to indemnify and hold harmless the other party and the other party's employees, officers, and attorneys from and against all claims, losses, damages, personal injuries (including but not limited to death), or liability (including reasonable attorney's fees), which directly or indirectly arises out of, or results from their own acts or omissions and the acts and omissions of their employees, officers, and attorneys pursuant to this Agreement. This paragraph shall survive termination of this Agreement.

11.0 **Sovereign Immunity.** Notwithstanding any other provision set forth in this Agreement, nothing contained in this Agreement shall be construed as a waiver of the City's right to sovereign immunity under section 768.28, Florida Statutes, or other limitations imposed on either City's or the City's officers and employees potential liability under state or federal law. As such, the City shall not be liable under this Agreement for punitive damages or interest for the period before judgment. This paragraph shall survive termination of this Agreement.

12.0 **General Liability and Other Insurance.** The parties shall each maintain in force at all time during the term of this Agreement, a general liability insurance policy with coverage amounts reasonable and customary for the respective party.

13.0 **Attorney's Fees.** In the event of any legal action to enforce the terms of this contract, each party shall bear its own attorney's fees and costs, except as otherwise provided under this Agreement.

14.0 **Force Majeure.** Neither party shall be liable for failure or delay in performance under this Agreement (other than for delay in payment of money owed by Customer) to the extent said failures or delays are caused by conditions beyond its control including, but not limited to, Acts of God (including hurricane, droughts, tornado, floods, earthquake or other natural disaster), government restrictions, wars, strikes, insurrections, acts of terrorism, and any other cause beyond the reasonable control of the party whose performance is affected, provided that the party affected shall provide the other party with prompt written notice, with full details of the cause being relied upon for non-performance. Dates by which performance obligations are scheduled to be met will be extended for a period of time equal to the time lost due to any delay so caused.

15.0 **Choice of Law; Venue.** This Agreement has been made and entered into in the State of Florida related to utility services that will be provided for, and upon real property, located within Lake County, Florida. Therefore, the laws of the State of Florida shall govern the validity and interpretation of this Agreement and the performance due hereunder. The parties agree that venue shall be exclusively in Lake

County, Florida, for all state disputes or actions which arise out of or are based upon this Agreement.

16.0 **Assignment.** This Agreement shall not be assigned by Customer without the express written consent of the City.

Customer:

_____

By: _____

Print Name: _____

Title: _____

Date: _____

City:

CITY OF TAVARES

_____

Robert Wolfe, Mayor

This ____ day of _____, 2012.

ATTEST:

_____

Nancy A. Barnett, City Clerk

Approved as to form and legality:

_____

Robert Q. Williams, City Attorney

AGENDA SUMMARY
TAVARES CITY COUNCIL
DATE OF MEETING: June 5, 2013

AGENDA TAB NO. 11
SUBJECT TITLE: Annual Evaluation of City Administrator

OBJECTIVE: To discuss the annual performance evaluation of City Administrator, pay and next year's Council's collective goals for the Administrator to work on.

SUMMARY:

Each Council member has met with the City Administrator to conduct their individual performance evaluation of him (see attached evaluations – Note: Vice Mayor Smith's hard copy did not make agenda printing schedule so it will be forwarded on Monday). An opportunity is provided to discuss the Administrator's performance and pay adjustment if any.

Attached is a list of the Council's previous collective goals for the City Administrator to work on and their status as well as new goals submitted by Council members. An opportunity is provided for the Council to set next year's goals for the Administrator to work on.

OPTIONS:

1. Discuss annual performance evaluation of City Administrator, pay adjustment if any and set next year's Council's collective goals for the Administrator to work on.

2. Do not discuss performance evaluation, pay or goals.

STAFF RECOMMENDATION:

That Council discuss the annual performance evaluation of City Administrator, pay adjustment if any and next year's Council goals for the Administrator to work on.

FISCAL IMPACT None, unless a pay adjustment is made which would not take effect until October 1, 2013.

LEGAL SUFFICIENCY: Legal sufficiency

CITY ADMINISTRATOR PERFORAMNCE APPRAISAL
TAVARES, FLORIDA
For the Period: May 1, 2012 – April 30, 2013

Administrator's Name: John H. Drury, ICMA-CM, AAE
Appraiser's Name: Mayor Robert Wolfe

Rating N=Does Not meet Expectations; M = Meets Expectations; E = Exceeds Expectations.

Competency Area	Comments	Rating
Strategic Leadership – Able to inspire, influence and enable others to achieve a specific mission.	Leads by example. ~~th~~ Johns leadership guides others to excel	E
Council Board Relations - Is responsive to Board direction.	Works great to answer any questions very quickly	E
Citizen Relations - Maintains positive and responsive relation with citizens	No one has a more positive relationship than JOHN	E
Staffing/Selection of People - Recruits and retains competent personnel	Has a collected well rounded outgoing staff. All eager to succeed	E
Knowledge of Governmental Operations - Solid knowledge of governmental functions	JOHN CAN COMMUNICATE WITHIN WELL with all levels of govt entities	E
Decision Making - Acts on and makes timely decisions.	Moves quick TIME IS MONEY	E
Personnel Management - Able to lead, motivate and manage personnel	Once again Leads by example. Gets everyone around him motivated to have a can do attitude	E
Execution of Policy - Able to understand, implement and execute Board Policy	YES AND QUICKLYY	E
Fiscal Management - Manages, maintains and recommends fiscally sound practices	Handles our ~~very~~ ~~Flor~~ budget very well with the many changes in tax revenues over the years	E
Budget Management -Able to develop and manage municipal budget	Does a great job	M
Communications -Able to effectively communicate with Board and Staff	Very active with board and staff open Door Policy Keeps operations smooth	E
Delivery of Municipal Services - Develops and maintains an organization that delivers timely services efficiently	Makes sure Dept. Heads function efficently.	M
Council Meetings - Is prepared for meeting and develops well organized and informative agendas	YES	M
Public Relations - Has effective media program and responsive to citizens concerns	Constant communication with media and citizens Keeps Tavares in the public eyes. With mostly all positive news	E

Visionary/Direction Setting - Able to develop, articulate and direct community visions.	Out of the box thinking is what has led Tavares.	E
Character/Attitude - Acts as a positive role model with a positive and infectious attitude. Maintains highest degree of ethical standards	Very outgoing, in public, social clubs, community events	M
Problem Solving - Able to solve problems, be creative and initiate solutions	Can solve about any problem thrown at him. And make it work well	E
Planning - Able develop plans, manage plans and implement and execute plans	Yes	E
Community Involvement - Maintains a presence in community and actively participates in community events.	Very Active	E
Relationship with Governmental Agencies - Maintains good relations with other governmental agencies	Have monthly mtg with all sorts of govt. agencies. Helps to keep inter-local agreements strong.	E
Able to implement Council Goals (See Listing of status on Council's FY 13 Goals)	Even though some goals seem hard to achieve JOHN keeps atit. (No) Is not an option for JOHN	E

Overall Competence to carry-out the duties of a City Administrator
(Place an "X" in the appropriate box)

Does Not Meet Expectations	Meets Expectations	Exceeds Expectations
		X

Overall Comments:
Excellent Job. Has Tavares leading the county and continues to keep positive attitude. His leadership is unmatched. JOHN is an asset that we need to keep at this City.

Council Member's Goals for next year

Council Member should identify the FY 2014 goals (Next Year's Goals) for the City Administrator to strive towards accomplishing, after which the City Council Board will discuss and vote upon. Once the Board has completed its discussions and vote on its collective goals for the Administrator to work on, Administrator will work over the next year to achieve the collective goals of the Council. Goals should be broad based goals as compared to a listing of tasks. Goals should be specific, measurable, achievable, timely and realistic.

FY 2014 Council Member's Goals for next year:

1) COMPLETE AND OPEN PAVILION
2) COMPLETE PARK EXPANSION
3) Continue to pursue County fire assessment fee
4) Approach fire Assessment to schools for buildings in city
5) TDC Funding Phase III Pavilion
6. Continue Golden Triangle Fire District
Continue on 2013 goals on year to year status

Please feel free to uses additional sheets to expound upon your goals.

CITY ADMINISTRATOR PERFORAMNCE APPRAISAL
TAVARES, FLORIDA
For the Period: May 1, 2012 – April 30, 2013

Administrator's Name: John H. Drury, ICMA-CM, AAE
Appraiser's Name: Council Member Bobby Grenier

Rating N=Does Not meet Expectations; M = Meets Expectations; E = Exceeds Expectations.

Competency Area	Comments	Rating
Strategic Leadership – Able to inspire, influence and enable others to achieve a specific mission.		M
Council Board Relations - Is responsive to Board direction.		M
Citizen Relations - Maintains positive and responsive relation with citizens		M
Staffing/Selection of People - Recruits and retains competent personnel		M
Knowledge of Governmental Operations - Solid knowledge of governmental functions		E
Decision Making - Acts on and makes timely decisions.		M
Personnel Management - Able to lead, motivate and manage personnel		E
Execution of Policy - Able to understand, implement and execute Board Policy		M
Fiscal Management - Manages, maintains and recommends fiscally sound practices		M
Budget Management -Able to develop and manage municipal budget		M
Communications -Able to effectively communicate with Board and Staff		E
Delivery of Municipal Services - Develops and maintains an organization that delivers timely services efficiently		M
Council Meetings - Is prepared for meeting and develops well organized and informative agendas		M
Public Relations - Has effective media program and responsive to citizens concerns		E

Visionary/Direction Setting - Able to develop, articulate and direct community visions.		E
Character/Attitude - Acts as a positive role model with a positive and infectious attitude. Maintains highest degree of ethical standards		E
Problem Solving - Able to solve problems, be creative and initiate solutions		M
Planning - Able develop plans, manage plans and implement and execute plans		M
Community Involvement - Maintains a presence in community and actively participates in community events.		M
Relationship with Governmental Agencies - Maintains good relations with other governmental agencies		M
Able to implement Council Goals (See Listing of status on Council's FY 13 Goals)		E

Overall Competence to carry-out the duties of a City Administrator
(Place an "X" in the appropriate box)

Does Not Meet Expectations	Meets Expectations	Exceeds Expectations
	X	

Overall Comments:

Council Member's Goals for next year

Council Member should identify the FY 2014 goals (Next Year's Goals) for the City Administrator to strive towards accomplishing, after which the City Council Board will discuss and vote upon. Once the Board has completed its discussions and vote on its collective goals for the Administrator to work on, Administrator will work over the next year to achieve the collective goals of the Council. Goals should be broad based goals as compared to a listing of tasks. Goals should be specific, measurable, achievable, timely and realistic.

FY 2014 Council Member's Goals for next year:

1) Continue the 17 prior year goals
2) SR 19+561 Layout Zoning well as a gateway
3) Old 441 to Mt Dora needs improvemts
4) Keep Historical integrety of City in place
5)

Please feel free to uses additional sheets to expound upon your goals.

CITY ADMINISTRATOR PERFORAMNCE APPRAISAL
TAVARES, FLORIDA
For the Period: May 1, 2012 – April 30, 2013

Administrator's Name: John H. Drury, ICMA-CM, AAE
Appraiser's Name: Council Member Norman Hope

Rating N=Does Not meet Expectations; M = Meets Expectations; E = Exceeds Expectations.

Competency Area	Comments	Rating
Strategic Leadership – Able to inspire, influence and enable others to achieve a specific mission.	Good leader. Sets standards and goals and insures they are achieved.	M
Council Board Relations - Is responsive to Board direction.	Always responsive and is timely in response	E
Citizen Relations - Maintains positive and responsive relation with citizens	Always available to answer citizens inquiries in person	E
Staffing/Selection of People - Recruits and retains competent personnel	Quality of employees is great and when necessary weeds out poor performers	M
Knowledge of Governmental Operations - Solid knowledge of governmental functions	Excellent knowledge	E
Decision Making - Acts on and makes timely decisions.	No hesitation in decision making	E
Personnel Management - Able to lead, motivate and manage personnel	All employees comment positively about leadership	E
Execution of Policy - Able to understand, implement and execute Board Policy	Knows the policies, guides others and carries out policies quickly	E
Fiscal Management - Manages, maintains and recommends fiscally sound practices	Well aware of fiscal restraints & innovative in solving shortages	E
Budget Management -Able to develop and manage municipal budget	Extremely knowledgeable of budget matters and guides preparation of budget	E
Communications -Able to effectively communicate with Board and Staff	Always responsive to inquiries has good solid answers and communicates well	E
Delivery of Municipal Services - Develops and maintains an organization that delivers timely services efficiently	All of his employees meet the needs of the residents quickly.	M
Council Meetings - Is prepared for meeting and develops well organized and informative agendas	Always prepared and has resources to answer questions	E
Public Relations - Has effective media program and responsive to citizens concerns	We are in numerous publications because of he and his staffs work	E

Visionary/Direction Setting - Able to develop, articulate and direct community visions.	Following original visions for Tavares and enhancing them	E
Character/Attitude - Acts as a positive role model with a positive and infectious attitude. Maintains highest degree of ethical standards	There has never been a time when you have not represented our City extremely well	E
Problem Solving - Able to solve problems, be creative and initiate solutions	Always looks for solutions. Sometimes, having answers before problem arises	E
Planning - Able develop plans, manage plans and implement and execute plans	It is obvious you have plans and with guidance from council and support from staff they are carried out.	E
Community Involvement - Maintains a presence in community and actively participates in community events.	Always at community events	E
Relationship with Governmental Agencies - Maintains good relations with other governmental agencies	Works extremely well with City, County & State entities. Works hard to know the	E
Able to implement Council Goals (See Listing of status on Council's FY 13 Goals)	personalites involved Some can't be met because of factors beyond your control but you never stop trying	E

Overall Competence to carry-out the duties of a City Administrator
(Place an "X" in the appropriate box)

Does Not Meet Expectations	Meets Expectations	Exceeds Expectations
		X

Overall Comments:
It is a pleasure to be associated with you and difficult to make positive comments re improvements

Council Member's Goals for next year

Council Member should identify the FY 2014 goals (Next Year's Goals) for the City Administrator to strive towards accomplishing, after which the City Council Board will discuss and vote upon. Once the Board has completed its discussions and vote on its collective goals for the Administrator to work on, Administrator will work over the next year to achieve the collective goals of the Council. Goals should be broad based goals as compared to a listing of tasks. Goals should be specific, measurable, achievable, timely and realistic.

FY 2014 Council Member's Goals for next year:

1) Finish Pavilion
2) Improve infrastructure of downtown
3) Continue Alfred Caroline project complete
4) Develop retail businesses downtown
5) Complete Wooton Park project
6) Proceed w/ Public Safety Complex.
7) Fire District set up.

Please feel free to uses additional sheets to expound upon your goals.

Lori P.

CITY ADMINISTRATOR PERFORAMNCE APPRAISAL
TAVARES, FLORIDA
For the Period: May 1, 2012 – April 30, 2013

Administrator's Name: John H. Drury, ICMA-CM, AAE
Appraiser's Name: Council Member Lori Pfister

Rating N=Does Not meet Expectations; M = Meets Expectations; E = Exceeds Expectations.

Competency Area	Comments	Rating
Strategic Leadership – Able to inspire, influence and enable others to achieve a specific mission.		E
Council Board Relations - Is responsive to Board direction.		E
Citizen Relations - Maintains positive and responsive relation with citizens		E
Staffing/Selection of People - Recruits and retains competent personnel		E
Knowledge of Governmental Operations - Solid knowledge of governmental functions		E
Decision Making - Acts on and makes timely decisions.		E
Personnel Management - Able to lead, motivate and manage personnel		E
Execution of Policy - Able to understand, implement and execute Board Policy		E
Fiscal Management - Manages, maintains and recommends fiscally sound practices		E
Budget Management -Able to develop and manage municipal budget		E
Communications -Able to effectively communicate with Board and Staff		E
Delivery of Municipal Services - Develops and maintains an organization that delivers timely services efficiently		E
Council Meetings - Is prepared for meeting and develops well organized and informative agendas		E
Public Relations - Has effective media program and responsive to citizens concerns		E

Visionary/Direction Setting - Able to develop, articulate and direct community visions.		E
Character/Attitude - Acts as a positive role model with a positive and infectious attitude. Maintains highest degree of ethical standards		E
Problem Solving - Able to solve problems, be creative and initiate solutions		E
Planning - Able develop plans, manage plans and implement and execute plans		E
Community Involvement - Maintains a presence in community and actively participates in community events.		E
Relationship with Governmental Agencies - Maintains good relations with other governmental agencies		E
Able to implement Council Goals (See Listing of status on Council's FY 13 Goals)		E

Overall Competence to carry-out the duties of a City Administrator
(Place an "X" in the appropriate box)

Does Not Meet Expectations	Meets Expectations	Exceeds Expectations
		✓

Overall Comments: Life is Good in Tavares! :)

Council Member's Goals for next year

Council Member should identify the FY 2014 goals (Next Year's Goals) for the City Administrator to strive towards accomplishing, after which the City Council Board will discuss and vote upon. Once the Board has completed its discussions and vote on its collective goals for the Administrator to work on, Administrator will work over the next year to achieve the collective goals of the Council. Goals should be broad based goals as compared to a listing of tasks. Goals should be specific, measurable, achievable, timely and realistic.

FY 2014 Council Member's Goals for next year:

1) Ruby Street
2) Community Theater
3) Reinstitute Facade Program in CRA
4) Address Alfred St./Old 441 corridor EAST
5) continue progress on previous goals

Please feel free to uses additional sheets to expound upon your goals.

Status Of 2012-2013 Council Goals
For
City Administrator to work on

1. **Secure additional funding for Public safety Complex**: The Design Team was selected and notice to proceed issued. Once the design team completes the preliminary design a cost estimate will be created after which funding options will be provided to Council including the submittal of grant applications.
2. **Complete Wooton Park improvements:** Phase I is complete (Terminal building, fueling, docks, special events, seaplane ramp etc....). The Pavilion On The Lake is under construction and should be completed by March/April 2014. Land for the expansion area has been secured and design and permitting under way after which construction of the expanded are will take place (boat ramp, restrooms, open space, enhanced shoreline, Tav-Lee trail expansion etc...).
3. **Work with County to have them contribute their fair share of fire protection for County buildings:** A presentation to the Commission was made. Commission indicated a willingness to entertain partial funding to be ramped up over time. City Attorney is working with County Attorney to develop an agreement of 50% funding for year one, 75% for year 2and 100% for year three. Once developed and approved by Council, it will be presented to County Commission for consideration.
4. **Establish a Golden Triangle Fire District**. All three City Councils have effectively voted to move forward. Several meetings with the County were held to see if they were interested in participating in the creation of a fire district by letting the District serve and respond to the county enclaves in-between the three cities for a fee of 50% of what they collect from those enclaves (Villages model). County is not interested at this time, so City Managers are meeting with City Attorneys to develop the necessary draft agreements to create the district without the County enclaves. Once the agreements are created they will be presented to the three City Councils for approval.
5. **Secure TDC funding for Tavares Pavilion on the Lake:** Application went for consideration by TDC but was not recommended by a 4 to 5 vote. Application goes to County Commission in June for final consideration.
6. **Pursue acquisition of Automobile repair business next to proposed Public Safety Complex**: In the works. City Fire Chief has met with the owner and City attorney has transmitted communication to the owner but at this time owner is not interested in selling the property. Options are being developed for council's consideration.
7. **Complete the Railroad Train Station:** This project is 95% complete with both tenants moved in. Water tower, landscaping and signage are under development.
8. **Plan out the Lane Park side of Tavares (SR 19,561,448)** – Tavares Planning Department evaluating an Interlocal Service Boundary Agreement with the County for the city to consider. Recently city secured the Big House Sports complex in this

area, are pursuing a Publix Location in the area and are working with the State to repave State Road 19 all the way to 441.

9. **Ruby Street Upgrade:** More recently we had RR install black fencing and upgrade every crossing including the creation of a new pedestrian crossing. A sidewalk has been designed from O'keefe to ALS and is under construction with improved lighting. The Storm water improvement project calls for re-doing the pavement of Ruby Street. Once funding is secured, plans and options for re-paving/bricking the road will be presented Council for consideration.
10. **Library upgrade/expansion:** The tripping carpet hazard has been removed with flooring put in its place. No expansion has been budgeted at this time.
11. **Golf carts:** State has approved crossing at State Road 19. After one year of operations, they are willing to re-look at 441 crossing.
12. **Branding and signage**: Two_Kiosks have been installed in down town. The way finding signs for 441 have been designed and are in the final approval process with FDOT district 5. No money is available for further wayfinding signs at this time. Approval for two signs on Florida's Turnpike received with signage scheduled for installation this summer. City attorney is researching the process of getting a mock seaplane installed in the fountain pond along 441 for Councils consideration.
13. **Insure that infrastructure of downtown is adequate for growth**: Many projects related to infrastructure are in the works including: Reconstructing Alfred Street, CRA water and Sewer and CRA Storm Water projects. We are also upgrading the RR tracks from bolted to continuous weld tracks from Eustis through Tavares to Apopka. Apopka to Orlando is completed.
14. **Maintain the storm water drainage grants**: Done
15. **Move forward with Alfred Street project until it is complete:** Out to Bid.
16. **Work closely with the County and State governmental entities so that the needs of Tavares are met**. We completed Golf Cart Crossing approval on SR 19, round about is completed, SR 19 being overlaid, request to County on paying their fair share of Fire protection.
17. **Bring more business into the city** Many new businesses have come into the city including Hotel, medical, retail and restaurant. We expect mixed use development in down town to be the next wave of investors: Below is a listing of some (not all) of the new businesses that have arrived in Tavares over the past five years:

New Restaurants in Downtown:

1. AL'S
2. AL'S Sand Bar
3. AL'S Top Shelf
4. Casa Mia
5. Corner Bakery
6. Energy Drinks Store – Across from City Hall
7. Health Food Store – smoothies and sandwiches
8. Ice Cream Place
9. Lake Dora Sushi
10. Mexican Restaurant on Alfred Street

11. Pastore's Pizza
12. Pressed for Time
13. Ruby Street Grill
14. Tasso's

New Businesses in Downtown:

1. Ameriprise Financial Planning
2. Ballroom Dance Studio
3. Bonnie Whicher Photography
4. Dress Shop - Pat's Fabulous Finds
5. EZ Weight Loss 101 (Alfred Street)
6. FOCUS Magazine
7. Gause and Hargrove – law office
8. Hoity Toity Antique Shop
9. Judy Stewart – law office
10. Lady Bug Gift Shop
11. Lake View Inn – East
12. Lake View Inn – West
13. New Railroad hobby store where TE&G offices were located
14. Outdoor Kitchen place
15. Property Management Company
16. Raymond James Financial
17. Rick Gonzalez – Realtor
18. Southeastern Underground
19. Tattoo Parlor
20. Tavares Area Chamber of Commerce
21. Cannon Ball Train
22. Two separate law offices in Belton Building
23. Women Spa – Alfred Street
24. R Car – Alfred Street

New Businesses off 19 and new 441:

Kohl's
Fire House Subs
Dollar General
Dollar Tree
Hurricanes Restaurant
Hibbits Sports
Big House
Osprey Lodge
Jungle Zone
Winn-Dixie's new liquor store
Walgreens
Buzzard's Beach Bar and Grill

Two surgical outpatient facilities
Several doctor offices
Massey Service
Quality Design & Printing
R&J Gas and Air
Central Florida Auto Wholesale

2013-2014 New Council Goals
For
City Administrator to work on

1. Continue to work on the 2012-2013 goals that are not completed.
2. Plan out SR 19 and 561
3. Maintain historical integrity of city
4. Pursue establishment of retail businesses in down town
5. Pursue down town Community Theater
6. Reinstitute façade program in CRA
7. Plan out old 441 corridor (Alfred Street) eastward towards Mt. Dora
8. Approach School Board to contribute their fair share towards fire protection costs
9. Apply for TDC funding to complete Pavilion seaplane/boat dock

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TAVARES

America's Seaplane City™

AGENDA SUMMARY
TAVARES CITY COUNCIL
June 5, 2013

AGENDA TAB NO. 12

SUBJECT TITLE: City Administrator Report

OBJECTIVE:

To inform Council on city related matters.

SUMMARY: Will be presented at meeting

UPCOMING MEETINGS: (check with Susie Novack for any last minute changes)

- City Council Regular Meeting – June 15, 2013
- Code Enforcement – Special Magistrate Hearing – June , 2013 – 5:30 pm
- Lake County League of Cities – June 14, 2013 – 11:30 a.m.
- Lake Sumter MPO – June, 2013 – 4 p.m. – MPO Board Room – 1616 South 14th Street, Leesburg, FL –
- Roundtable discussion with State Representative Bryan Nelson, District 31, at the Mt. Dora City Hall – June 13, 2013 – 9:30 – 10:30 am
- Library Board – June 14, 2013 – 8:30 a.m. Library Conference Room

OTHER EVENTS

June 8-9 – Pro-Hydro-X Tour – Jet Ski

July 4 – 4th of July Celebration

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TAVARES

America's Seaplane City™

AGENDA SUMMARY
TAVARES CITY COUNCIL
June 5, 2013

AGENDA TAB NO. 13

SUBJECT TITLE: City Councilmembers Report

OBJECTIVE:

To inform Council on city related matters.

SUMMARY:

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

OPTIONS:

N/A

STAFF RECOMMENDATION:

N/A

FISCAL IMPACT:

N/A

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TAVARES

America's Seaplane City™