

**CITY OF TAVARES  
MINUTES OF REGULAR COUNCIL MEETING  
NOVEMBER 20, 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

**NEW COUNCILMEMBERS PRESENT**

Robert Wolfe, Mayor  
Lori Pfister, Vice Mayor  
Norman Hope, Councilmember  
Kirby Smith, Councilmember  
Robert Speaks, Councilmember

**STAFF PRESENT**

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

**I. CALL TO ORDER**

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

Mayor Wolfe noted there are cards by the door to be filled out by anyone wishing to speak on an agenda item and they should be given to the City Clerk.

**II. INVOCATION AND PLEDGE OF ALLEGIANCE**

Pastor Gregg Watts, Liberty Baptist Church, gave the invocation and those present recited the Pledge of Allegiance.

1  
2 **III. SINE DIE**

3  
4 Mayor Wolfe recognized former Tavares Mayor Brenda von Hartmann, former Mayor Robert  
5 Speaks, and former Councilmember Norm Thomas in attendance.

6  
7 Mayor Wolfe announced that prior to adjourning the current Council he wished to make a  
8 presentation to Councilmember Grenier. He read the following letter into the record:

9  
10 November 20, 2013

11  
12 “To the United States Secretary of the Army  
13 Washington D.C.

14  
15 **RE: Robert Grenier, Private, U.S. Army**

16  
17 Over the last six years, Private Robert Grenier has shown great loyalty and commitment to his  
18 Unit the 17<sup>th</sup> Illinois Volunteer Infantry Regiment. He has served with distinction both during  
19 times of peace and during times of battle.

20  
21 In recognition of his continuous dedicated leadership, Private Robert Grenier shall be promoted  
22 meritoriously to Corporal Robert Grenier on this 20th day of November 2013.”

23  
24 Mayor Wolfe then presented this letter of “promotion” to Councilmember Grenier which was  
25 signed by all councilmembers.

26  
27 Mayor Wolfe next presented a plaque to Councilmember Grenier to commemorate his service to  
28 the City of Tavares as Councilmember 2008-2013 and Vice Mayor 2010-2012, and in particular  
29 his commitment to preserving the history of Tavares.

30  
31 Mayor Wolfe then adjourned Council for Sine Die and asked the City Administrator to assume the  
32 Chair.

33  
34 **IV. CALL TO ORDER**

35  
36 Mr. Drury called the meeting to order.

37  
38 **V. PROCLAMATION OF ELECTION RESULTS**

39  
40 Ms. Barnett stated that effective August 15, 2013, the following City Council candidates were  
41 qualified for office and were elected without opposition:

42  
43 Kirby Smith – Seat 2  
44 Robert Speaks – Seat 4

45  
46 **VI. SWEARING IN OF NEW COUNCILMEMBERS**

1 Chief Lubins performed the swearing in ceremony to Councilmember Kirby Smith and  
2 Councilmember Robert Speaks.

3  
4 **VII. CONVENING OF NEW COUNCIL**

5  
6 Mr. Drury invited the new council to be seated.

7  
8 **VIII. ELECTION OF MAYOR**

9  
10 Mr. Drury conducted the election of Mayor. He reviewed the procedure and then opened the floor  
11 for nominations.

12  
13 Councilmember Pfister nominated Robert Wolfe.

14  
15 Councilmember Robert Speaks nominated Norman Hope.

16  
17 The nominations were closed.

18  
19 Mr. Drury invited comment from those nominated and the other councilmembers.

20  
21 Mr. Drury asked those present to raise their hands to vote on the nomination for Robert Wolfe as  
22 Mayor. Councilmember Lori Pfister, Councilmember Kirby Smith and Councilmember Robert  
23 Wolfe voted in favor.

24  
25 **Robert Wolfe was elected to the office of Mayor 3-2.**

26  
27 Mr. Drury passed the gavel to Mayor Wolfe.

28  
29 **IX. ELECTION OF VICE MAYOR**

30  
31 Mayor Wolfe opened the floor for nominations for Vice Mayor.

32  
33 Councilmember Smith nominated Lori Pfister. There were no other nominations. Mayor Wolfe  
34 asked those in favor of Lori Pfister as Vice Mayor to raise their right hand.

35  
36 **Lori Pfister was elected to the office of Vice Mayor unanimously 5-0.**

37  
38 **X. APPROVAL OF AGENDA**

39  
40 **MOTION**

41  
42 **Kirby Smith moved to approve the agenda, seconded by Robert Speaks. The motion**  
43 **carried unanimously 5-0.**

44  
45 **XI. APPROVAL OF MINUTES**

46  
47 **MOTION**

1  
2 **Robert Speaks moved to approve the minutes of the September 18 and October 2, 2013**  
3 **City Council meetings and the Golden Triangle Summit Meeting of October 29, 2013 as**  
4 **submitted, seconded by Norman Hope. The motion carried unanimously 5-0.**

5  
6 **XII. DESIGNATION OF BANK FOR OFFICIAL DEPOSITORY (Tab 4)**  
7

8 Ms. Houghton stated this is to consider the designation of Branch, Banking and Trust as the  
9 official depository for the City. Council approved BB&T to be the official depository on February 1,  
10 2012 and authorized the City Administrator to execute the contract for their services which is  
11 effective through May 31, 2016. BB&T is a State of Florida authorized depository and provides  
12 collateral of U.S. Treasury Securities specifically designated for all City of Tavares deposits.  
13

14 **MOTION**  
15

16 **Kirby Smith moved to approve the designation of Branch, Banking and Trust as the official**  
17 **depository for the City of Tavares, seconded by Norman Hope. The motion carried**  
18 **unanimously 5-0,**  
19

20 **XII. DESIGNATION OF THOSE AUTHORIZED TO SIGN CHECKS (Tab 5)**  
21

22 Ms. Houghton stated this is to designate those who are authorized to sign checks for city  
23 business. Staff recommends approval of the Mayor, the Vice Mayor, City Administrator and the  
24 Finance Director as those designated which is consistent with past policy.  
25

26 **MOTION**  
27

28 **Robert Speaks moved for approval of the Mayor, Vice Mayor, City Administrator, and**  
29 **Finance Director to be authorized to sign checks. The motion was seconded by Kirby**  
30 **Smith. The motion carried unanimously 5-0.**  
31

32 **XIV. SUNSHINE LAW/ETHICS/CCNA UPDATE**  
33

34 Attorney Williams reminded Council of the Sunshine law and its impact on public meetings and  
35 public records. He said he wished to address some recent changes.  
36

- 37 1. Electronic agendas, email and data – The Council agenda packets are now electronic. He  
38 noted that electronic data constitutes a public record. He noted that most councilmembers  
39 use city email addresses which are backed up the computer. For those who do not, any  
40 public business conducted by email should be archived with the City Clerk by sending her  
41 a copy. He stated that Council should remember not to hit “reply all” to emails in which all  
42 of council is copied, as that could constitute speaking outside of the public.  
43 2. Locally there have been a few Sunshine investigations held recently.  
44 3. Councilmembers should remember that if they have an ethical issue (conflict of interest,  
45 public records, etc.) if they call the city attorney for an opinion before taking any action,  
46 they will be covered legally.

- 1 4. Committees: There are various boards and committees in Tavares (including committees  
2 for CCNA to review proposals for various consultants), labor union committees, etc. which  
3 are also sunshine boards and that fall under the Sunshine law. In terms of serving on a  
4 committee versus being a staff liaison, Council should check with the City Attorney if  
5 unsure of their role. Council is not subject to Sunshine law if they are attending as a  
6 liaison and meeting with staff to discuss a project.  
7

8 Vice Mayor Pfister asked how many states have a Sunshine Law. Attorney Williams answered  
9 that most states have a similar law and additionally there is the Freedom of Information federal  
10 law.  
11

12 **XV. SWEARING IN BY CITY ATTORNEY AND DISCLOSURE OF EXPARTE CONTACTS**  
13

14 None.  
15

16 **XVI READING OF ALL ORDINANCES/RESOLUTIONS**  
17

18 Ms. Barnett read the following ordinances by title only:  
19

20 **FIRST READING**  
21

22 **ORDINANCE 2013-20**  
23

24 **AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, TO AMEND**  
25 **CHAPTER 4 OF THE CODE OF ORDINANCES OF THE CITY OF TAVARES TO**  
26 **PROVIDE FOR MANDATORY SPAYING AND NEUTERING OF DOGS AND**  
27 **CATS WITHIN THE CITY; PROVIDING FOR EXEMPTIONS; PROVIDING FOR**  
28 **PERMITS FOR UNALTERED ANIMALS; PROVIDING FOR PENALTIES; AND**  
29 **PROVIDING FOR AN EFFECTIVE DATE.**  
30

31 **SECOND READING**  
32

33 **ORDINANCE 2013-19**  
34

35 **AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA, RELATING TO**  
36 **RECLAIMED WATER UTILITY SERVICE; AMENDING SECTION 17-54 OF THE**  
37 **CITY OF TAVARES LAND DEVELOPMENT REGULATIONS PERTAINING TO**  
38 **RECLAIMED WATER UTILITY RATES; AMENDING THE DEFINITION OF**  
39 **“LARGE USER”; AUTHORIZING BULK SERVICE AGREEMENTS FOR**  
40 **CERTAIN RECLAIMED WATER LARGE USERS; AND PROVIDING FOR AN**  
41 **EFFECTIVE DATE.**  
42

43 **RESOLUTIONS**  
44

45 **RESOLUTION 2013 - 19**  
46  
47

1  
2           **A RESOLUTION OF THE CITY OF TAVARES, FLORIDA, AMENDING THE 2013**  
3           **FISCAL YEAR ADOPTED BUDGET FOR THE CITY OF TAVARES,**  
4           **REPRESENTING THE SECOND AND FINAL ADJUSTMENT TO THE ADOPTED**  
5           **BUDGET, AND PROVIDING FOR A REPEALER, SEVERABILITY AND AN**  
6           **EFFECTIVE DATE.**

7  
8  
9           **XVII. CONSENT AGENDA**

10  
11           Mayor Wolfe asked if Council wished to pull an item from the Consent Agenda and if  
12           anyone in the audience opposed any item on the Consent Agenda. Councilmember Smith  
13           requested to pull Tab 10.

14  
15           **MOTION**

16  
17           **Kirby Smith moved to approve the Consent Agenda [Tab 7 – Crappie Tournament**  
18           **Agreement; Tab 8) Air Boss Contract for Planes, Trains & BBQ Event; and Tab 9)**  
19           **Bid for Mansfield Road Sewer Project – Pave Rite], seconded by Robert Speaks.**  
20           **The motion carried unanimously 5-0.**

21  
22           **Tab 10) Request to Waive Permit Application for YMCA Turkey Trot Event**

23  
24           Mr. Skutt discussed the request from the local YMCA which will be held on November 28<sup>th</sup>  
25           for a 5 K run. No city services are requested. The permit fee for special events outside  
26           the downtown entertainment district is \$250.00. The Director of the YMCA has requested  
27           that this fee be waived as the proceeds from the event will be placed back into the  
28           YMCA's financial assistance program. Staff recommends approval.

29  
30           Councilmember Smith noted the Department Heads spent time reviewing the application.  
31           He asked Chief Lubins to comment. Chief Lubins responded that he had spoken with the  
32           Sheriff who has agreed to provide staff.

33  
34           Councilmember Smith said he believes this is similar to city grants which were cut due to  
35           budgetary issues.

36  
37           Mr. Drury commented that since the event is on Thanksgiving morning it would have been  
38           difficult to bring in Tavares' officers who would have had to work overtime. Mayor Wolfe  
39           noted that the Sheriff will also be assisting the City in its Light Up Event.

40  
41           Councilmember Hope spoke in support of waiving the fee noting that he believed the  
42           YMCA plays an integral role in the community. He added his opinion that Council needed  
43           to decide on such requests on a case by case basis.

44  
45           **MOTION**

46

1 **Kirby Smith moved to not approve the waiver of the \$250.00 [application fee],**  
2 **seconded by Lori Pfister.**

3  
4 Mayor Wolfe invited comment from the audience member who had signed the Request to  
5 Speak card.

6  
7 **The motion was denied 3-2:**

8  
9 **Robert Wolfe** **No**  
10 **Kirby Smith** **Yes**  
11 **Lori Pfister** **Yes**  
12 **Robert Speaks** **No**  
13 **Norman Hope** **No**

14  
15 Vice Mayor Pfister said she would be willing to fund 50%. Councilmember Smith  
16 concurred.

17  
18 Councilmember Speaks commented that the vote just taken approved the waiver.

19  
20 **MOTION**

21  
22 **Lori Pfister moved to approve waiving 50% of the application fee making it \$125.00,**  
23 **seconded by Kirby Smith.**

24  
25 Mayor Wolfe invited comment from the audience member who had signed the Request to  
26 Speak card.

27  
28 **The motion was denied 3-2:**

29  
30 **Robert Wolfe** **No**  
31 **Kirby Smith** **Yes**  
32 **Lori Pfister** **Yes**  
33 **Robert Speaks** **No**  
34 **Norman Hope** **No**

35  
36 **MOTION**

37  
38 **Norman Hope moved to approve the waiver of the \$250.00, seconded by Robert**  
39 **Speaks.**

40  
41 Mayor Wolfe invited comment from the audience member who had signed the Request to  
42 Speak card.

43  
44 **The motion was approved 3-2:**

45  
46 **Robert Wolfe** **Yes**  
47 **Kirby Smith** **No**

1	<b>Lori Pfister</b>	<b>No</b>	
2	<b>Robert Speaks</b>		<b>Yes</b>
3	<b>Norman Hope</b>	<b>Yes</b>	
4			

5 Mr. Drury commented on the public speaking process. He said a new state law was  
6 passed effective October 1<sup>st</sup> of this year that requires all City Councils to document that  
7 they opened up an item to the public for a person who wants to speak on an item. He  
8 noted the forms are near the door and should be filled out by those who wish to speak.

9  
10 Mayor Wolfe added that ordinances under First Reading (Tab 12) will be discussed fully  
11 at the next Council Meeting.

12  
13 **XVIII. ORDINANCES/RESOLUTIONS**

14  
15 **Tab 7) Ordinance #2013-19 – Amendment to Reclaimed Water for Single Large Use**  
16 **– Second Reading**

17  
18 Mr. Hayes explained this amendment will redefine a large user of reclaimed water.  
19 Presently it is 200,000 gallons and the goal is to reduce it to 70,000 gallons per day or  
20 more. The original 200,000 was calculated before the reclaimed system was on line  
21 based on usage in larger cities. Staff recommends approval.

22  
23 Mayor Wolfe invited Dee Russell to make comment.

24  
25 Dee Russell stated she represents the Baytree Home Owners Association of 215 homes  
26 who are very interested in connecting to the reclaimed water system. She said if the  
27 ordinance is defeated they will not be able to afford to connect.

28  
29 Mayor Wolfe invited the other member in the audience who had completed a card.

30  
31 Councilmember Smith asked for clarification that the city is not at the full capacity of users  
32 yet. Mr. Hayes said that was correct.

33  
34 **MOTION**

35  
36 **Kirby Smith moved to approve Ordinance #2013-19, seconded by Norman Hope.**  
37 **The motion carried unanimously 5-0.**

38  
39 **Tab 13) Resolution #2013-19 – Final Amendment to Fiscal Year 2013 Budget**

40  
41 Ms. Houghton stated this is a resolution to clean up the prior year fiscal year budget. It  
42 represents increases or decreases to the revised adopted budget. Appropriations  
43 represent previously approved reserve appropriations, loan or debt proceeds, capital  
44 projects and final true up. In addition it represents any transfers between individual  
45 accounts within the adopted budgets for all departments.

46

1 Attorney Williams noted anyone in the audience can speak on this resolution whether or  
2 not they signed up to speak.

3  
4 Mayor Wolfe invited public comment.

5  
6 **MOTION**

7  
8 **Robert Speaks moved to approve Resolution #2013-19, seconded by Kirby Smith.**  
9 **The motion carried unanimously 5-0.**

10  
11 **Tab 14) Resolution #2013-20 – Update to the Fire Assessment Roll**

12  
13 Ms. Houghton noted this resolution updates the Fire Assessment roll for the upcoming  
14 fiscal year 2013-2014. Last year the fire assessment was implemented through  
15 Ordinance #2013-14 and authorized the collection of fire assessments for properties  
16 located within the city. It also requires the City Council to approve an assessment roll  
17 annually. Fire Assessments were included and adopted within the 2014 budget. The  
18 attached resolution provides for an updated fire assessment roll. The roll is provided in  
19 three exhibits within the resolution. The roll contains some confidential information and is  
20 therefore available through the office of the City Clerk for inspection.

21  
22 Mayor Wolfe invited comment from the audience member who signed up to speak.

23  
24 **MOTION**

25  
26 **Norm Hope moved to approve Resolution #2013-20, seconded by Robert Speaks.**  
27 **The motion approved unanimously 5-0.**

28  
29 **XIX. GENERAL GOVERNMENT**

30  
31 **Tab 16) Adoption of Standard Design for Tavares Park Benches**

32  
33 Ms. Ross noted previously the Council adopted a new logo and branded the City as  
34 America's Seaplane City. Over time the brand has been introduced in a number of ways  
35 as funds permitted. Recently a local business approached the City about developing a  
36 specially designed park bench incorporating the city's new logo. Bill Soriero of Aces and  
37 Eights Customs LLC provided a small sample bench which was placed at Wooton Park  
38 for customer feedback over several months.

39  
40 Ms. Ross presented the latest prototype which was developed based on public feedback.  
41 Staff is seeking authorization to adopt this bench as the standard design for the city  
42 benches in all of the parks and facilities and also to recognize Aces and Eights Customs  
43 LLC, the business that created the original design, as the sole source. If Council  
44 approves the bench, staff will return at a future meeting with an "Adopt a Bench" program  
45 to establish guidelines for a funding program.

46

1 Councilmember Smith said he would have liked to see the details of the program before  
2 approving this item. Ms. Ross said there is a bench program in place that was never  
3 adopted by City Council that needs to be amended to include this information.  
4 Councilmember Smith added that he has an issue with it being a sole source, however,  
5 would agree with including it in the agreement for five years.  
6

7 Mr. Drury said that all the comments will be incorporated into the policy. He apologized for  
8 not providing the informal policy that is in use presently which was done in 2003. (The  
9 policy basically provides that the city will accept names for a certain amount of money  
10 and will put plaques on benches.) He noted the new policy will not be implemented until  
11 Council approves it.  
12

13 Vice Mayor Pfister asked about the price and was there a patent on the bench.  
14

15 Ms. Ross discussed the issue of the cost of production for one bench (approximately  
16 \$1375) versus orders of larger quantities which will depend on interest from the public.  
17

18 Councilmember Smith asked if this item should be tabled.  
19

20 Attorney Williams said he did think the term “sole source” provider would mean anything  
21 that is binding on the City fiscally. He said what he believed Ms. Ross was asking for was  
22 just approval of the look of the bench and whether or not it should become the official  
23 bench for the program.  
24

25 Mr. Drury discussed the process that had taken place with the company who initiated the  
26 idea. He said he agreed with Councilmember Smith on a time limit but he felt the city  
27 should encourage the general public to come to Council with creative ideas and then  
28 make a reasonable reward for that in terms of an agreement.  
29

30 Vice Mayor Pfister said she liked the bench as long as the price is fair.  
31

### 32 **MOTION**

33  
34 **Kirby Smith moved to approve the bench as the bench for the City of Tavares and**  
35 **use Aces and Eights Custom LLC as the sole source provider for a maximum of**  
36 **five years, seconded by Lori Pfister.**  
37

38 Mayor Wolfe invited a member of the public to speak who had filled out a card.  
39

### 40 **Denise Laratta, Royal Harbor**

41  
42 Ms. Laratta said she admired the initiative of the company, however, she objected to  
43 someone coming to the City asking about having a standard bench design, but then the  
44 city not going out for RFQ's or RFP's. She said there may be other creative people in the  
45 area who, if they had been given the opportunity, may have also come up with a different  
46 bench or less expensive bench. She said she did not like the punch through design as it  
47 leaves marks on the skin.

1  
2 Mr. Drury noted that all benches have a pervious surface so that water passes through it.

3  
4 Mr. Drury noted that if someone brings a creative idea to the city, and the city decides to  
5 shop it out further, it may not encourage further creative ideas. The other issue is that the  
6 bench discussion has been going on for about a year and has been well publicized so  
7 that the public has had an opportunity for input.

8  
9 **The motion carried unanimously 5-0.**

10  
11 **Tab 16) Appointment to Police Pension Board**

12  
13 **Mayor Wolfe recommended the reappointment of Norb Thomas to the Police**  
14 **Pension Board.**

15  
16 **Consensus to approve the Mayor's recommendation.**

17  
18 **Tab 17) Request to Petition Court re: Demolishing Structure at 105 S. Ingraham**

19  
20 Mr. Drury noted the building has been found to be in violation by code enforcement as an  
21 unsafe building and it is slated for foreclosure by the City Attorney as all violations, liens,  
22 etc. have been ignored. As the Attorney goes through the process it is recommended that  
23 it be razed immediately due to the unsafe condition. The code enforcement fines and  
24 liens are over \$50,000. The family members related to the deceased property owner have  
25 been difficult to locate. Staff recommends that Council authorize the City Attorney to go  
26 through the process to raze the building which is estimated at \$4,000. Staff recommends  
27 that once the property is sold those proceeds would replenish the costs to demolish the  
28 building.

29  
30 Attorney Williams gave an update on the process. He said the City has the right to  
31 demolish the building however because the property is in foreclosure, the judge has  
32 signed an order authorizing the City to proceed under the unsafe building abatement act.  
33 The issue is whether the Council wants to demolish the building now or way until the  
34 foreclosure sale. Attorney Williams said he believes the property is probably worth more  
35 with the building taken down.

36  
37 **MOTION**

38  
39 **Lori Pfister moved to approve the razing of the home on the property, seconded by**  
40 **Norman Hope.**

41  
42 Mayor Wolfe asked for comment from the one individual in the audience who indicated a  
43 wish to speak.

44  
45 Councilmember Smith asked the source of the funds to demolish the property. Mr. Drury  
46 responded it will come from contingency reserves. Councilmember Smith stated he would  
47 want any proceeds from the sale of the property (after replenishing the reserves to

1 demolish the property) be split with 90% going into the emergency reserve fund and 10%  
2 going into the contingency fund.

3  
4 **Lori Pfister amended her motion to include that any proceeds from the sale of the**  
5 **property if the city becomes the owner of the property, will go first to replenish the**  
6 **contingency reserves for the cost of demolishing the property and then excess**  
7 **funds will be applied 90% to the emergency reserve fund and 10% to the**  
8 **contingency reserve fund. The amended motion was seconded by Norman Hope.**  
9 **The motion carried unanimously 5-0.**

10  
11 **Tab 18) Establish the Grand Opening Celebration Date for the Pavilion on the Lake**  
12

13 Ms. Rogers said the purpose of this item is to establish the grand opening date and  
14 celebration for the pavilion. After meeting with Vice Mayor Pfister as liaison for this  
15 project, staff is proposing breaking the celebration into two components. a soft opening  
16 sometime in May and a formal opening to commemorate the original 1914 date of the  
17 building in October 2014. The soft opening can be planned as soon as the builder  
18 confirms when the building will be open which should be known in January. In order to  
19 book entertainment which requires six months lead time, a date needs to be established  
20 for the October event. The soft opening is therefore planned to be sometime in May and  
21 the second formal (“hard opening”) event will be October 11, 2014 for the black tie gala,  
22 fireworks, and concerts. In addition, she noted staff is planning to accept reservations  
23 effective December 1<sup>st</sup>. She said the first deposit check for the first reservation which will  
24 be September 27, 2014 for the 1984 Tavares High School Class Reunion, is anticipated  
25 to be received soon.

26  
27 Mayor Wolfe asked for input from the one member in the audience who indicated a wish  
28 to speak.

29  
30 **MOTION**  
31

32 **Kirby Smith moved to establish the grand opening celebration date for the pavilion**  
33 **as stated on the agenda [soft opening in the spring or when the date is made**  
34 **known by the contractor and hard opening on October 11, 2014], seconded by Lori**  
35 **Pfister. The motion carried unanimously 5-0.**  
36

37 **Tab 19) Sale of Tri City Landfill Property on Frankie’s Road**  
38

39 Mr. Drury stated the three cities entered into an agreement to purchase property  
40 previously referred to as the Tri City Landfill Site in 1962, close to the current landfill. Mt.  
41 Dora was given a 40% interest, Eustis a 40% interest, and Tavares a 20% interest. The  
42 County then built the landfill and this property was not used. Matt Arbuckle of Vulcan  
43 Materials Company recently wrote the cities a proposal letter to purchase 25 acres of the  
44 property if the price was mutually agreed upon by the three cities. He also provided an  
45 appraisal showing the market value of the entire property at \$101,000 a summary of  
46 which has been provided to Council.  
47

1 In 2010 the three cities received a request from Lake County to use the property for  
2 housing farm animals while their cases were being adjudicated. The agreement  
3 terminates in July.

4  
5 The three cities recently held a Golden Triangle Summit Meeting in Tavares and  
6 presentation was made by Mr. Arbuckle. All the cities agreed to bring this request back to  
7 their Councils for approval.

8  
9 Part of the request from the buyer was that the cities would support any application made  
10 to Lake County for re-zoning. Mt. Dora and Eustis have agreed to sell the property but  
11 under no conditions to support any zoning changes.

12  
13 Staff has presented this proposal to City Council to sell 20.54 acres in the amount of  
14 \$101,000 with no second appraisal or conditions. If approved the City Attorney will work  
15 with the other attorneys to develop a purchase and sales agreement.

16  
17 Mayor Wolfe spoke in support of the sale.

18  
19 **MOTION**

20  
21 **Lori Pfister moved to approve the sale of the property with no second appraisal  
22 and no conditions, seconded by Norman Hope.**

23  
24 Mayor Wolfe asked for public input from the two individuals in the audience who indicated  
25 a wish to speak.

26  
27 **The motion was approved unanimously 5-0.**

28  
29 **XX. OLD BUSINESS**

30  
31 **XXI. NEW BUSINESS**

32  
33 **XXII. AUDIENCE TO BE HEARD**

34  
35 Mayor Wolfe asked for public comment for anything not on the agenda.

36  
37 **XXIII. REPORTS**

38  
39 **Tab 14) City Administrator**

40  
41 Mr. Drury referred to the list of upcoming meetings. Mr. Drury pointed out the holiday party for all  
42 of the employees on December 13<sup>th</sup>, 11:30 to 1:30 p.m. He invited as many councilmembers as  
43 possible to attend. He noted December 7<sup>th</sup> is the Christmas parade.

44  
45 Mr. Drury stated there are Horizon project teams that could benefit from having a councilmember:  
46 1) the long term future planning of the city through the ISBA process (Interlocal Service Boundary

1 Agreement process) and 2) the South Lake Dora Land Use Designation project. The Planning  
2 Department will be holding public outreach meetings on this project.

3  
4 Councilmember Smith said he is interested. Councilmember Hope said he is interested in the  
5 South Lakes project. Mr. Drury said those projects will be broken into two and the  
6 councilmembers will be contacted to meet with staff.

7  
8 In addition, Mr. Drury said he is looking for a councilmember liaison for the Public Works Complex  
9 and someone to represent the City at the Chamber of Commerce board meetings and luncheons.  
10 Councilmember Speaks said he would be willing to be the representative for both.

11  
12 League of Cities Alternate: the Mayor is the representative but an alternate is needed.  
13 Councilmember Speaks agreed to be the alternate.

14  
15 **City Clerk**

16  
17 Ms. Barnett expressed congratulations to Council.

18  
19 **Economic Development**

20  
21 Mr. Neron stated a telephone conference had been held with DEP staff who has approved the  
22 installation plan for the vegetative mat to stabilize the shoreline. That permit should be ready  
23 within the next two weeks.

24  
25 **Public Works**

26  
27 Mr. Thompson congratulated Council for their public service. He said the monument at the  
28 Freedom Flag will be installed tomorrow morning at 9:00 a.m. The tree was relocated to the  
29 Historical Courthouse. He recognized Mayor Wolfe, Jim Dolan, and David Clutts for installing the  
30 foundation.

31  
32 **Utility Department**

33  
34 Mr. Hayes gave an update on the New Hampshire stormwater project.

35  
36 **Community Services**

37  
38 Ms. Rogers said that staff has been working very hard with the Public Works staff to put up the  
39 city lights and it will be very colorful this year.

40  
41 **City Attorney**

42  
43 Attorney Williams noted in terms of public input under the new law, it would be helpful to either  
44 announce it at the beginning of the meeting or put a notice on the agenda itself. He noted that  
45 Ms. Laratta had filled out a single card and indicated that she wished to speak on all items. He  
46 said under the law it means that Council has to call on her on all items because the penalty could

1 be to make the action taken negated. He noted that if the audience would just note the items they  
2 wish to speak on that would be helpful.

3  
4 **Tab 15) City Council**

5  
6 **Vice Mayor Pfister**

7  
8 Vice Mayor Pfister advised the public to research before giving charitable donations to  
9 organizations who may have board members making a high salary, to check to ensure how much  
10 of the donation is going to the cause itself. She wished everyone a happy Thanksgiving.

11  
12 **Councilmember Hope**

13  
14 **Councilmember Speaks**

15  
16 Councilmember Speaks said it was good to be back on Council.

17  
18 **Councilmember Smith**

19  
20 Councilmember Smith requested when there is a budgetary item he would like to receive a hard  
21 copy. Mr. Drury requested that each Councilmember let staff know of any printed items they  
22 would like. He said staff will plan on distributing the Council mail on Wednesdays either through  
23 the mail or at the Council Meeting.

24  
25 **Mayor Wolfe**

26  
27 Mayor Wolfe wished everyone a great Thanksgiving and a safe weekend.

28  
29 **Adjournment**

30  
31 There was no further business and the meeting was adjourned at 5:42 p.m.

32  
33 Respectfully submitted,

34  
35  
36  
37 Nancy A. Barnett, C.M.C.  
38 City Clerk