

MINUTES OF THE HOWEY IN THE HILLS TOWN COUNCIL MEETING
HELD JUNE 11, 2018

Mayor Sears called the Town Council Meeting of June 11, 2018 to order at 6:00 p.m.
Boy/Cub Scout Troop 245 led the Pledge of Allegiance to the Flag.
Public Services Director Ernest led the Invocation.

Present: Mayor Sears, Mayor-Pro Tem David Nebel, Councilor Scott and Councilor Conroy.

Absent: Councilor Mabry, Excused

Also Present: Town Attorney Ramos, Town Clerk Burke, Chief Thomas, Library Director Hall and Public Services Director Ernest.

CONSENT AGENDA

Routine items are placed on the Consent Agenda to expedite the meeting. If Town Council/Staff wish to discuss any item, the procedure is as follows: (1) Pull the item(s) from the Consent Agenda; (2) Vote on the remaining item(s); and (3) Discuss each pulled item and vote.

Minutes of the May 14, 2018 Town Council Meeting.

Mayor Pro-Tem David Nebel seconded by, **Councilor Conroy** moved to approve the Consent Agenda as presented. Motion carried 4-0 with a roll call vote.

NEW BUSINESS

The Agenda was amended to move item number 12 to 1.

Consideration and Approval of CPI Increase with Waste Corporation of America. (WCA)

Skip McCall, Waste Corporation of America. (WCA), stated that the adjustment is about 0.27% increase. The increase equaled about .42 cents per household a month.

Councilor Conroy said that there is a lot of inconsistency. That WCA has skipped Laurel Avenue at least two times this year. He said that the claw truck hasn't appeared in Town as agreed upon several years ago. **Skip McCall** stated that the claw truck is available for the Town's use but is only used if needed.

Mayor Sears said that a lot of people have been calling about WCA not picking up yard waste and house debris. However he has explained to resident's that if a landlord or other persons clean out or gut a house it is not WCA responsibility to pick it up. You are supposed to rent a dumpster to have the items removed. Also, if you hire a tree contractor to remove or trim a tree they are supposed to remove the debris not WCA.

Mayor Pro-Tem David Nebel seconded by, **Councilor Conroy** moved to approve the CPI Increase with Waste Corporation of America. (WCA). Motion carried 4-0 with a roll call vote.

Discussion and action on the amendment to the Progressive Inspections, Inc., Contract for Professional Building Inspection Services (Heather).

Town Attorney Ramos explained that the amendment had already been approved by a prior Town Council but that in Town Clerk transitioning many years ago there was no documentation recorded. So the amendment before the Town Council is to retro activate the contract that the Town is currently under to begin effective at the beginning of the contract. Also, public records request language was added to comply with laws.

Mayor Sears said that contract would be on a 70/30 split up to \$100,000 and that the language would just memorialize that.

Councilor Conroy said that Ron Frank Von Frankenstein has house building experience and is a knowledgeable, tough but fair Building Official.

Councilor Scott said that people talk about his attitude and availability.

Mayor Sears said that Ron couldn't make it tonight.

Councilor Scott asked if the fee schedule stayed the same and was he still going to receive 100% of the re inspection fees. **Town Attorney Ramos** replied that it was the same rates.

Peter Tuite, 300 E. Croton Way, thought that Ron did a good job.

Don Ellis, 135 W. Magnolia Ave, stated that the Building Official became condescending in Town Hall when discussing a permit. He then stated that there was nothing in his original contract. **Mayor Sears** said that the Town Council would be voting on the original agreement tonight. **Don Ellis** said that \$153,000 a year for a Building Official was a lot for little Howey.

Matt McGill, 119 E. Croton Way, said that he had dealt with Ron and liked him. However he thinks that Town needs a backup plan in case something happens.

Marie Gallelli, 1104 N. Tangerine, asked if the Town sent out bids annually. **Mayor Sears** said that if the Town Council is happy they renew automatically. **Marie Gallelli** asked if 100% of re inspection fees was normal. **Mayor Sears** said that most municipalities have their Building Officials on payroll.

Don Ellis, 135 W. Magnolia Ave, said that Groveland has a 50/50 split.

Councilor Conroy seconded by, **Mayor Pro-Tem David Nebel** moved to approve the amendment to the Progressive Inspections, Inc., Contract for Professional Building Inspection Services. Motion carried 3-1 with a roll call vote. (Councilor Scott voting no.)

Discussion: Curfew for Minors (Councilor Scott)

Councilor Scott said that a curfew would help the Police Department with juveniles due to growth.

Mayor Sears asked if the Town could implement a curfew. **Town Attorney Ramos** stated that she had to read the statute but that the Town could adopt it via Ordinance.

Councilor Conroy asked if there was a current problem. He then said what are surrounding cities policies?

Chief Thomas said that the problem had moved. However with the projected growth Councilor Scott is correct with trying to implement a curfew. He said that a juvenile can't be sited but their parents can up to \$50.

Mayor Pro-Tem David Nebel said that it's not a problem right now but the Town could have the law in place.

Town Attorney Ramos said that she would look and see if curfews are set in in other municipalities.

Mayor Pro-Tem David Nebel stated that the Town Staff could do the curfew research.

Discussion: Regarding annexing right of way on State Road 19, Number Two Road and County Road 48. (Councilor Conroy) (Heather)

Mayor Sears asked what the purpose was and benefits the Town would receive by annexing right of way on State Road 19, Number Two Road and County Road 48.

Town Attorney Ramos stated that the Town had a mutual aid agreement with Lake County. She was looking into it. However she thinks that the request is more for Police Enforcement for the right of way areas.

Chief Thomas said that 99%of the calls on the bridge the Police Department responds to and if they are going to go there they should just work the scene and not tie up man power.

Discussion: Regarding trail from Venezia to S. Lakeshore (Councilor Scott)

Councilor Scott said that he had provided information to the Town Council about placing the fence along the old Palm Ave easement right up belong side of the Lake Hills School fence and the three acre property that is currently being purchased.

Mayor Sears said that he was in discussion with the School Board. May have an alternative route.

Mayor Pro-Tem David Nebel said that he thinks they should ask Lake Hills to move their fence and give the Town and easement.

Mayor Sears said that he would provide more information at the next meeting.

Discussion: Jake Braking on State Road 19. (Councilor Scott)

Councilor Conroy said that the Florida Department of Transportation said that the Town needs to pass and Ordinance and post signs. **Councilor Conroy** then asked Chief Thomas if he had any objections. **Chief Thomas** replied no.

Town Attorney Ramos said that she would look into it.

Consideration and Approval to amend and restate the INTERLOCAL AGREEMENT BETWEEN LAKE COUNTY, FLORIDA AND THE TOWN OF HOWEY-IN-THE-HILLS FOR COLLECTION OF STORM DEBRIS FROM STREETS AND RIGHT-OF-WAY.

Mayor Sears read title.

Mayor Pro-Tem David Nebel seconded by, **Councilor Scott** moved to amend and restate the INTERLOCAL AGREEMENT BETWEEN LAKE COUNTY, FLORIDA AND THE TOWN OF HOWEY-IN-THE-HILLS FOR COLLECTION OF STORM DEBRIS FROM STREETS AND RIGHT-OF-WAY. Motion carried 4-0 with a roll call vote.

Consideration and Approval to amend and restate the INTERLOCAL AGREEMENT BETWEEN LAKE COUNTY, FLORIDA AND LAKE COUNTY SHERIFF AND TOWN OF HOWEY-IN-THE-HILLS, FLORIDA FOR ANIMAL SERVICES.

Mayor Pro-Tem David Nebel seconded by, **Councilor Scott** moved to amend and restate the INTERLOCAL AGREEMENT BETWEEN LAKE COUNTY, FLORIDA AND LAKE COUNTY SHERIFF AND TOWN OF HOWEY-IN-THE-HILLS, FLORIDA FOR ANIMAL SERVICES. Motion carried 4-0 with a roll call vote.

Consideration and Approval to amend and restate the INTERLOCAL AGREEMENT BETWEEN LAKE COUNTY, FLORIDA AND LAKE EMERGENCY MEDICAL SERVICES, INC. AND THE MUNICIPALITIES OF LAKE COUNTY AND LAKE COUNTY SHERIFF PEYTON C. GRINNELL. FOR COUNTY-WIDE EMERGENCY NETWORK RADIOS.

Chief Thomas said that this came as a surprise to him. There are no other vendors that offer the same system. The Town can pay for the radios outright or agree to a ten year lease. Motorola will reimburse the Town about \$15,000 for the current equipment.

Councilor Conroy asked if the \$15,000 was reduced from the \$108,730.80. **Chief Thomas** replied no.

Chief Thomas stated that every officer gets a radio. He also added an extra 5 radios for Town Hall and Public Services in case of an emergency.

Sal Gallelli, 1104 N Tangerine, asked how many radios Chief was purchasing. **Chief Thomas** replied 21.

Councilor Conroy asked Public Services Director Ernest if he agreed. **Public Services Director Ernest** replied yes.

Mayor Sears asked if there would be spares. **Chief Thomas** replied yes.

Peter Tuite, 300 E. Croton Way, asked if Chief Thomas felt good about the agreement. **Chief Thomas** replied yes.

Elwis Benson, 406 S. Florida Ave, asked if the Town paid interest. **Chief Thomas** said that it was unknown. **Mayor Sears** replied that the agreement said no interest.

Mayor Sears said that legal will get the agreement together.

Councilor Scott seconded by **Mayor Pro-Tem David Nebel** move to amend and restate the **INTERLOCAL AGREEMENT BETWEEN LAKE COUNTY, FLORIDA AND LAKE EMERGENCY MEDICAL SERVICES, INC. AND THE MUNICIPALITIES OF LAKE COUNTY AND LAKE COUNTY SHERIFF PEYTON C. GRINNELL. FOR COUNTY-WIDE EMERGENCY NETWORK RADIOS.**
Motion carried 4-0 with a roll call vote.

Discussion: All Departments heads and their staff to have job description and pay ranges. (Councilor Scott)

Councilor Conroy suggested that the Department Heads bring the information to the Budget Work Session.

Consideration and Approval to fund a Howey in the Hills Police Officer as a School Resource Officer at Lake Hills School.

Mayor Pro-Tem David Nebel said that he thought Lake County was paying for it.

Chief Thomas said that Florida Legislative wants school resource officers in schools and the Lake County School Board is funding a position up to \$40,000 annually. They are asking that the municipality to make up the gap. The School Board Super Intendent said that the school board would be accessing a school tax to fund the school resource officers.

Mayor Sears asked if it included accessories for the officer. **Chief Thomas** replied no only reimbursing \$40,000 a year.

Councilor Scott asked if the Town was only funding for a year. **Mayor Sears** said hopefully.

Councilor Scott asked what the officer would be doing during the summer. Chief Thomas replied working the road but Lake Hills School is open an additional 15 days after the regular end of the school year.

Councilor Conroy asked why they would need a car for only 180 days of work. **Chief Thomas** said that they would use one of the spares.

Mayor Sears said that he thinks the Town should step up and do the right thing.

Dr. Myers, Lake Hills School Principal, said that there are 225 kids in the school. The Howey Police Department understand the children and have worked well together in the past. The only other option is joining the guardian program which would mean teacher and faculty carrying guns on campus.

Mayor Sears said to bring back a budget amendment.

Martha MacFarlane, 210 E. Cypress Ave, agrees with the School resource officer funding.

Marie Gallelli, 1104 N Tangerine, Asked if they would train a backup. **Chief Thomas** replied yes.

Peter Tuite, 300 E. Croton Way, asked what the Town liability is. **Chief Thomas** said that the Town carries the liability.

Councilor Scott seconded by, **Mayor Pro-Tem David Nebel** to approve the funding of a Howey in the Hills Police Officer as a School Resource Officer at Lake Hills School. Motion carried 4-0 with a roll call vote.

Set Budget Work Session Date(s)

Town Clerk Burke stated July 09, 2018.

Consideration and Approval to appoint a Town Council Member to the Lake County Arts and Cultural Alliance.

Councilor Mabry was nominated.

Then Martha MacFarlane volunteered.

Mayor Pro-Tem David Nebel seconded by, **Councilor Conroy** moved to appoint Martha MacFarlane to the Lake County Arts and Cultural Alliance. Motion carried 4-0 with a roll call vote.

PUBLIC HEARINGS

Second Reading and Adoption of ORDINANCE NO. 2018-003 AN ORDINANCE OF THE TOWN OF HOWEY-IN-THE-HILLS, FLORIDA AMENDING THE TOWN'S COMPREHENSIVE PLAN AND REZONING A 7.8 ACRE PARCEL OF PROPERTY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF NUMBER TWO ROAD AND MARE AVENUE TO BE USED BY THE TOWN FOR PROPOSED POLICE, FIRE, AND PUBLIC PARK FACILITIES; AMENDING THE FUTURE LAND USE DESIGNATION ON THE FUTURE LAND USE MAP OF THE TOWN'S COMPREHENSIVE PLAN FROM CONSERVATION AND MEDIUM DENSITY RESIDENTIAL TO CONSERVATION AND INSTITUTIONAL LAND USE; AMENDING THE TOWN'S ZONING MAP FROM MDR-2 MEDIUM DENSITY RESIDENTIAL TO INS-1 INSTITUTIONAL 1; PROVIDING FOR CONFLICTING ORDINANCES, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

Town Attorney Ramos read by title.

Councilor Scott asked about the flood zone.

Sal Gallelli, 1104 N. Tangerine, said that it's a very serious issue and to take that into consideration.

Vicky Kochevar, 208 Marilyn Ave, read the undergrowth Ordinance. **Mayor Sears** said that once the property was purchased that the lot would be mowed and maintained. ‘

Harold Davis, 204 Marilyn Ave, expressed his concern regarding building a fire, EMS and Police Station on this property.

Elwis Benson, 406 S. Florida Ave, said that the residents have voiced their opinions and no one is listening. How many thousands of dollars is it going to take to change the zoning or build the buildings? **Mayor Sears** replied the building would be over a million dollars.

Peter Tuite, 300 E. Croton Way, said that he would like to see an alternative route then down number two road for a fire truck to respond.

Mayor Pro-Tem David Nebel seconded by **Councilor Conroy** moved to approve **ORDINANCE NO. 2018-003 AN ORDINANCE OF THE TOWN OF HOWEY-IN-THE-HILLS, FLORIDA AMENDING THE TOWN'S COMPREHENSIVE PLAN AND REZONING A 7.8 ACRE PARCEL OF PROPERTY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF NUMBER TWO ROAD AND MARE AVENUE TO BE USED BY THE TOWN FOR PROPOSED POLICE, FIRE, AND PUBLIC PARK FACILITIES; AMENDING THE FUTURE LAND USE DESIGNATION ON THE FUTURE LAND USE MAP OF THE TOWN'S COMPREHENSIVE PLAN FROM CONSERVATION AND MEDIUM DENSITY RESIDENTIAL TO CONSERVATION AND INSTITUTIONAL LAND USE; AMENDING THE TOWN'S ZONING MAP FROM MDR-2 MEDIUM DENSITY RESIDENTIAL TO INS-1 INSTITUTIONAL 1; PROVIDING FOR CONFLICTING ORDINANCES, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE. Motion carried 4-0 with a roll call vote.**

OLD BUSINESS

PRESENTATION

Member Tuite, Parks & Recreation Advisory Board, proposal to comply with the newly effective (June 1) Lake County Fertilizer Ordinance - 2017 - 55.

Member Tuite, Parks & Recreation Advisory Board, provided Town Council with Information.

MAYOR AND COUNCIL COMMENTS

Mayor Sears-read 2019 project list.

Mayor Pro-Tem David Nebel – No Comment

Councilor Conroy- said that the Town Council does listen to friends, family and residence when making a decision.

Councilor Scott-agreed.

PUBLIC COMMENTS

Elwis Benson, 406 S. Florida Ave, said to use message board for emergency reversal.

The meeting was adjourned at 8:22 p.m.

David Nebel, Mayor

ATTEST:

Dairian Burke
Town Clerk