

**MINUTES OF THE HOWEY-IN-THE-HILLS
LAND PLANNING AGENCY AND TOWN COUNCIL MEETING
HELD JUNE 14, 2010**

Mayor Sears called the Town Council Meeting of June 14, 2010 to order at 6:00 p.m.

Mayor Sears led the Pledge of Allegiance to the Flag

Councilor Ernest led the Invocation.

Present: Mayor Sears, Mayor Pro-Tem Nebel, Councilor Ernest, Councilor Crowder, Town Attorney Blom-Ramos and Town Clerk Brasher.

Absent: Councilor Green

PRESENTATIONS

FY 2008-2009 Audit

Allan Nast, Carr, Riggs & Ingram, LLC presented the FY 2008-2009 annual audit.

Councilor Crowder, seconded by Mayor Pro-Tem Nebel, moved to adjourn the Town Council Meeting at 6:27 p.m. Motion carried 4-0 with a roll call vote.

Mayor Sears called the Land Planning Agency Meeting to order at 6:28 p.m.

LOCAL PLANNING AGENCY-PUBLIC HEARING

Ordinance 2010-002, Jeppesen Annexation

Town Attorney Blom-Ramos read by title only, Ordinance No. 2010-002, Jeppesen Annexation.

The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.

Councilor Ernest, seconded by Mayor Pro-Tem Nebel, moved to recommend to the Town Council adoption of Ordinance No. 2010-002, Jeppesen Annexation. Motion carried 4-0 with a roll call vote.

Ordinance 2010-003, Bouis/Florida Fruit Company Annexation

Town Attorney Blom-Ramos read by title only, Ordinance No. 2010-003, Bouis/Florida Fruit Company Annexation

The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.

Mayor Pro-Tem Nebel, seconded by Councilor Crowder, moved to recommend to the Town Council adoption of Ordinance No. 2010-00, Bouis/Florida Fruit Company Annexation and to include the amended legal description. Motion carried 4-0 with a roll call vote.

Ordinance 2010-004, Simpson Annexation

Town Attorney Blom-Ramos read by title only, Ordinance No. 2010-004, Bouis/Florida Fruit Company

The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.

Councilor Ernest, seconded by Councilor Crowder, moved to recommend to the Town Council adoption of Ordinance No. 2010-004, Simpson Annexation. Motion carried 4-0 with a roll call vote.

Ordinance 2010-005, Howey Groves Annexation

Town Attorney Blom-Ramos read by title only, Ordinance No. 2010-0005.

The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.

Councilor Crowder, seconded by Councilor Ernest, moved to recommend to the Town Council adoption of Ordinance No. 2010-005, Howey Groves Annexation. Motion carried 4-0 with a roll call vote.

Ordinance 2010-007, EAR Based Amendments

Town Attorney Blom-Ramos read by title only, Ordinance No. 2010-007, EAR Based Amendments.

The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.

Mayor Pro-Tem Nebel, seconded by Councilor Crowder, moved to recommend to the Town Council adoption of Ordinance No. 2010-007, EAR Based Amendments. Motion carried 4-0 with a roll call vote.

Greg Beliveau with Urban & Regional Planners, Inc. asked the Town Council to authorize changes in the proposed changes to be consistent.

Town Planner Shira said there was a change in one element but the change was not made in another element, which makes the proposed plan inconsistent. The items will be changed to be consistent. **Ms. Shira** gave additional background on Policy 1.6.43, Land Use Allowed within Wellfield Protection Zones.

Mayor Pro-Tem Nebel, seconded by Councilor Crowder, moved to amend the EAR Based Amendment in Policy 1.6.3 the Future Land Element and Policy 4-3.14 Public Facilities Element for consistency. Motion carried 4-0 with a roll call vote.

Councilor Ernest, seconded by **Councilor Crowder**, moved to adjourn the Land Planning Agency Meeting at 6:40 p.m. Motion carried 4-0 with a roll call vote.

Mayor Sears reconvened the Town Council Meeting at 6:41 p.m.

CONSENT AGENDA -None

NEW BUSINESS

Consideration and Approval of Urban and Community Forestry (U&CF) Grant Memorandum of Agreement.

Chairman Richardson gave detailed background on this agenda item and presented a hand-out of the tree locations. Discussion ensued.

Mayor Pro-Tem Nebel moved to approve the Urban and Community Forestry Grant with the Public Works Department to maintain the trees with the oversight of the Mayor. Motion died due to a lack of a second.

Councilor Crowder, seconded by **Councilor Ernest**, moved to approve the Urban and Community Forestry Grant Memorandum of Agreement. Motion carried 4-0 with a roll call vote.

Parks and Recreation Update

Chairman Richardson asked permission to hold an Oktoberfest at the park and to authorize beer to be served. Discussion ensued.

Roger Burgoyne, representing Howey Men's' Club, said they were going to hold the event at Mission Inn, however, Mission Inn is not available in October.

Councilor Ernest, seconded by **Councilor Crowder**, moved to approve the Howey Men's Club plan and host an Oktoberfest at Griffin Park. Motion carried 4-0 with a roll call vote.

It was the consensus of the Town Council to authorize the Howey Men's Club to hold an Oktoberfest at Griffin Park and to come back to the Town Council with the date and all event information.

Chairman Richardson further asked if a newspaper recycling container can be placed at the Police Department, which would be a fund raiser for the Parks and Recreation Advisory Board.

Denise Gainer gave detailed background on the newspaper recycling program.

Councilor Nebel, seconded by **Councilor Crowder**, moved to approve the recycling program. Motion carried 4-0 with a roll call vote.

Resolution 2010-009, SRF Loan Proceeds

Town Attorney Blom-Ramos read by title only, Resolution No. 201-009, SRF Loan.

Mayor Sears gave detailed background on this item and said the Town will reimburse themselves from the SRF loan proceeds. **Councilor Crowder** asked numerous budget related questions about the SRF loan.

Councilor Ernest, seconded by **Mayor Pro-Tem Nebel**, moved to adopt Resolution No. 2010-009, SRF Loan Proceeds. Motion carried 4-0 with a roll call vote.

Resolution 2010-010, Authorizing the City of Clermont to Participate in the Interlocal Service Boundary Agreement with the City of Groveland.

Town Attorney Blom-Ramos read by title only, Resolution No. 2010-010, Invite the City of Clermont to participate in the Interlocal Boundary Service Agreement with the City of Groveland. **Mayor Sears** gave background on this item and he is looking for a member of the Town Council, Planning and Zoning Commission or a Staff member to attend these meetings. **Councilor Crowder** said he felt an elected official should attend the meetings. **Town Attorney Blom-Ramos** said the City of Groveland would like a list of discussion items.

Councilor Crowder, seconded by **Mayor Pro-Tem Nebel**, moved to adopt Resolution 2010-010, Authorizing the City of Clermont to Participate in the Interlocal Service Boundary Agreement with the City of Groveland and for an elected official and an appointed Planning and Zoning Commission member to attend the meetings. Motion carried 4-0 with a roll call vote.

Set Tentative Millage and Tentative Budget Public Hearing Dates
Discussion ensued.

It was the consensus of the Town Council to set the proposed millage rate on Monday, July 12, 2010 at 6:00 p.m.

It was the consensus of the Town Council to hold a Work Session for Town Hall, Library and Police on Tuesday, June 29, 2010 at 6:00 p.m.

Set Budget Work Session Dates

It was the consensus of the Town Council to hold a Budget Work Session on July 26, 2010 at 6:00 p.m.

Discussion: Employee Health Benefit Budget for FY 2010-2011

Mayor Sears gave background on this item. Discussion ensued and no decision was made.

Discussion: Police Pension Shortage for FY 2009-2010

Corporal Miller was present to answer questions. A lengthy discussion ensued.

Mayor Sears proposed using the the following for the Police shortage.

541630, Capital Outlay – \$7,000

572630, Capital Outlay - \$7,000

Councilor Crowder said he felt the shortage should be found in the Police Department budget and noted areas in their budget where he felt there would be money to pay the pension shortage.

Discussion: Cancellation of June 28th Town Council Work Session

It was the consensus of the Town Council to cancel the June 28th Town Council Work Session.

It was the consensus of the Town Council to hold a Work Session June 29th to discuss The Police Department, Library and Town Hall.

PUBLIC HEARING

First Reading of Ordinance 2010-002, Jeppesen Annexation

Town Attorney Blom-Ramos read by title only, Ordinance No. 2010-002, Jeppesen Annexation.

The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.

Councilor Crowder, seconded by Mayor Pro-Tem Nebel, moved to adopt the first reading of Ordinance No. 2010-002, Jeppesen Annexation. Motion carried 4-0 with a roll call vote.

First Reading of Ordinance 2010-003, Bouis/Florida Fruit Company Annexation

Town Attorney Blom-Ramos read by title only, Ordinance No. 2010-003, Bouis/Florida Fruit Company.

The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.

Councilor Crowder, seconded by Councilor Crowder, moved to adopt the first reading of Ordinance No. 2010-003, Bouis/Florida Fruit Company Annexation and to include the amended legal description. Motion carried 4-0 with a roll call vote.

First Reading of Ordinance 2010-004, Simpson Annexation

Town Attorney Blom-Ramos read by title only, Ordinance No. 2010-004, Simpson Annexation.

The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.

Councilor Crowder, seconded by Councilor Ernest, moved to adopt the first reading of Ordinance No. 2010-005, Simpson Annexation. Motion carried 4-0 with a roll call vote.

First Reading of Ordinance 2010-005, Howey Groves Annexation

Town Attorney Blom-Ramos read by title only, Ordinance No. 2010-005, Howey Groves Annexation.

The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.

Councilor Crowder, seconded by Mayor Pro-Tem Nebel, moved to adopt the first reading Ordinance No. 2010-005, Howey Groves Annexation. Motion carried 4-0 with a roll call vote.

First Reading of Ordinance 2010-007, EAR Based Amendments

Town Attorney Blom-Ramos read by title only, Ordinance No. 2010-007, EAR Based Amendments.

The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.

Councilor Ernest, seconded by Councilor Crowder, moved to adopt the first reading of Ordinance No. 2010-007, EAR Based Amendments as amended by the Land Planning Agency. Motion carried 4-0 with a roll call vote.

Resolution 2010-007, Water Facilities Plant Expansion Fee

Town Attorney Blom-Ramos read by title only, Resolution No. 2010-007, Water Facilities Plant Expansion Fee.

Councilor Crowder voiced his concerns with an additional \$5.00 fee on the water bill. A lengthy discussion ensued.

The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.

Mayor Pro-Tem Nebel, seconded by Councilor Ernest, moved to adopt Resolution No. 2010-007, Water Facilities Plant Expansion Fee in the amount of \$10.00 per month. Motion carried 3-1 with Councilor Crowder voting no.

Resolution 2010-006, Repealing Resolution 2007-002, Relating to a \$5.00 Stormwater Maintenance Fee

Mayor Sears read by title only, Resolution No. 2010-006, Relating to a \$5.00 Stormwater Maintenance Fee.

The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.

Mayor Pro-Tem Nebel, seconded by Councilor Ernest, moved to adopt Resolution No. 2010-006, Relating to Repealing the \$5.00 Stormwater Maintenance Fee. Motion carried 4-0 with a roll call vote.

Councilor Crowder asked what the reason was for adopting this fee as now the Town is repealing this fee. **Mayor Sears** said for stormwater projects and now the water plant expansion is necessary so the funds are reallocated.

OLD BUSINESS- None

MAYOR/COUNCIL COMMENTS

Mayor Pro-Tem Nebel gave an update on the MPO changing districts from 6 to 3 and the smaller municipalities will be competing against the larger municipalities for funds. She said the Lake County League of Cities asked the municipalities to endorse a 5 cent per gallon gasoline tax for transportation funding, which would go before the voters.


Councilor Ernest - None

Councilor Crowder - None

Mayor Sears - None

PUBLIC COMMENTS - None

ADJOURNMENT AT 8:33 P.M.


Chris Sears, Mayor

ATTEST:



Brenda Brasher, CMC
Town Clerk