

**Minutes of the Howey-in-the-Hills Town Council Meeting  
Held October 11, 2010**

**Mayor Sears** called the Town Council Meeting of October 11, 2010 to Order at 6:00 p.m.

**Boy Scouts Troop No. 254** led the Pledge of Allegiance to the Flag.

**Councilor Ernest** led the Invocation.

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

**Absent:** Councilor Crowder

**CONSENT AGENDA**

**Interlocal Agreement between Lake County and the Town Regarding Funds for the 2010-2011 Budget Year**

*Councilor Green, seconded by Mayor Pro-Tem Nebel, moved to approve the Consent Agenda as presented. Motion carried unanimously.*

**NEW BUSINESS**

**E. Revels Road and S. Lakeshore Blvd Design Plans**

**Traffic Engineer Watanabe** gave detailed background on this item. **Mayor Pro-Tem Nebel** said Lake County is ready to roll on this project. Discussion ensued.

**Whispering Hills Construction Plans**

**Town Planner Shira** said the developer and Staff are at a stand-still for the remaining unresolved items. **Mayor Pro-Tem Nebel** said Whispering Pines went to the Planning and Zoning Commission and there are approximately 16 items unresolved.

**Clay Frankel**, representative for the developer said he has responded to the outstanding issues.

**Councilor Ernest** said he has to go with what Town Planner Shira and the Planning and Planning and Zoning Commission recommended. **Councilor Green** said the Town Council has not had time to review the October 4<sup>th</sup> document and this needs to go back to Planning and Zoning Commission.

**Approval of Check Signers for First Green Bank**

*Councilor Green, seconded by Councilor Ernest, moved to accept the check signers for the First Green Bank. Motion carried unanimously.*

**Agenda Items for October 25, 2010 Town Council Work Session**

Presentation from Jim Shira re: Water Plant Expansion and CUP update  
Wastewater Impact Fee Ordinance

## **PUBLIC HEARING**

### **Second Reading and Adoption of Ordinance 2010-002, Jeppesen Annexation**

**Town Attorney Blom-Ramos** read by title only, Ordinance 2010-002.

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

**Mayor Pro-Tem Nebel**, seconded by **Councilor Green**, moved to adopt Ordinance 2010-002, Jeppesen Annexation. Motion carried 4-0 with a roll call vote.

### **Second Reading and Adoption of Ordinance 2010-003, Bouis/Florida Fruit Company Annexation**

**Town Attorney Blom-Ramos** read by title only, Ordinance 2010-003.

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 adopt Ordinance 2010-003 Bouis/Florida Fruit Company Annexation. Motion carried 4-0 with a roll call vote.

### **Second Reading and Adoption of Ordinance 2010-004, Simpson Annexation**

**Town Attorney Blom-Ramos** read by title only, Ordinance 2010-004.

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 Ordinance 2010-004 Simpson Annexation. Motion carried 4-0 with a roll call vote.

### **Second Reading and Adoption of Ordinance 2010-005, Howey Groves Annexation**

**Town Attorney Blom-Ramos** read by title only, Ordinance 2010-005.

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

**Councilor Green**, seconded by **Councilor Ernest**, moved to adopt Ordinance 2010-005 Howey Groves Annexation. Motion carried 4-0 with a roll call vote.

### **Second Reading and Adoption of Ordinance 2010-007, EAR Based Amendments**

**Town Attorney Blom-Ramos** read by title only, Ordinance 2010-007

**Town Planner Shira** gave detailed background on this item and said she has not had any response from DCA. She further stated if this is adopted, this will be the new Comprehensive Plan and DCA should notify the Town within 45 days if there are any issues. **Ms. Shira** said it includes information about the provisions of wastewater and the new developments would fall under another service provider.

**Mayor Pro-Tem Nebel** said she was unhappy with the commercial segment on Lakeshore Blvd. **Town Planner Shira** said there is no commercial on Lakeshore Blvd. but there is office/residential on Lakeview Ave. The Town Council and the Planning and Zoning Commission came up with suggestions for the Town overlay over a three- month period. **Town Planner Shira** further stated said the applicant would have to go through an extensive review for that use.

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

**Councilor Green**, seconded by **Councilor Ernest**, moved to adopt Ordinance 2010-007, EAR Based Amendments. Motion carried 3-1 with Mayor Pro-Tem Nebel voting no.

#### **First Reading of Ordinance 2010-008, Council Compensation**

**Town Attorney Blom** read by title only, Ordinance 2010-008.

**Mayor Sears** gave detailed background on this ordinance.

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

**Councilor Ernest**, seconded by **Councilor Green**, moved to adopt the first reading of Ordinance 2010-008, Council Compensation. Motion carried 4-0 with a roll call vote.

#### **First Reading of Ordinance 2010-009, Wastewater Impact Fees**

**Town Attorney Blom-Ramos** read by title only, Ordinance 2010-009.

**Mayor Sears** gave detailed background on this item. Discussion ensued.

**Councilor Green**, seconded by **Councilor Ernest**, moved to adopt the first reading of Ordinance 2010-009, Wastewater Impact Fees. Motion carried 4-0 with a roll call vote.

#### **OLD BUSINESS**

#### **Consideration and Approval of Resolution 2010-014, Town's Employer/Employee Contribution**

**Town Attorney Blom-Ramos** read by title only, Resolution 2010-014.

**Councilor Ernest**, seconded by **Mayor Pro-Tem Nebel**, moved to adopt Resolution 2010-014. Motion carried 4-0 with a roll call vote.

**Consideration and Approval of Quote from Foster and Foster for Actuary to Terminate the Police Retirement Pension Plan**

**Mayor Pro-Tem Nebel**, seconded by **Councilor Green**, moved to approve the quote from Foster and Foster for an Actuary to Terminate the Police Retirement Pension Plan with a not to exceed amount of \$3,000. Motion carried 4-0 with a roll call vote.

**MAYOR REPORT**

**Mayor Sears** gave background on the State Revolving Fund loan and Town Engineer Shira will give a presentation at the Oct 25<sup>th</sup> meeting. He gave an update on the Consumptive Use Permit, ball field lease, Library impact fees and Tree Grant.

**COUNCIL COMMENTS**

**Councilor Ernest** asked about the status of the Employee Manual. **Mayor Sears** said Councilor Crowder is working on the manual. **Councilor Ernest** said the building on W. Central Ave. was being demolished tomorrow.

**Councilor Green** said everyone is doing a great job and thanked the Town Council for moving right through the packet.


**Mayor Pro-Tem Nebel-None**

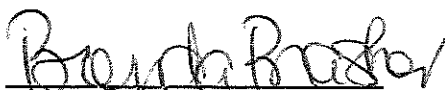
**PUBLIC COMMENTS**

**Steve Barber** said it would have been nice this summer if Public Works could have mowed the grass down to the water and he was told it was too dangerous. He said the road project is ill conceived and ill planned. **Mr. Barber** said the Building Official permitted a Quonset hut, which is not permitted in Town. He said he tried to correct something and he ended up spending \$25,000. The Building Official is not following the rules and he should be dismissed and the Town should go back to Lake County.

**ADJOURNMENT AT 7:28 P.M.**

**ATTEST:**

  
Chris Sears, Mayor

  
Brenda Brasher, CMC  
Town Clerk