

MINUTES OF THE REGULAR COMMISSION MEETING TOWN OF LADY LAKE, FLORIDA

December 16, 2019

The regular meeting of the Lady Lake Town Commission was held in the Commission Chambers at Lady Lake Town Hall, 409 Fennell Blvd., Lady Lake, Florida with Mayor Pro Tem Ruth Kussard presiding. The meeting convened at 6 p.m.

A. CALL TO ORDER

Mayor Pro Tem Ruth Kussard

B. INVOCATION

By Dr. Paul Harsh, Reverend of the First Baptist Church of Lady Lake

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

Commissioner (Ward)	Present
Hannan (Four)	YES
Kussard (One)	YES
Holden (Two)	YES
Vincent (Three)	YES
Richards (Five)	NO

STAFF PRESENT

Kris Kollgaard, Town Manager; Derek Schroth, Town Attorney; Thad Carroll, Growth Management Director; C.T. Eagle, Public Works Director; Mike Burske, Parks & Recreation Director; Pam Winegardner, Finance Director; John Pearl, I.T. Director; Chief Rob Tempesta, Lieutenant Nelson Vargas, Sargent Andy Crogan, Lady Lake Police Department; Maureen Gochee, Human Resource Director; Thomas Goodman, Utility Supervisor; Ted Williams, Facility Maintenance Supervisor, Julia Harris, Assistant to Town Manager; Tamika DeLee, Human Resource Staff Assistant, Lori Sadler, Library Assistant, Vicki Chandler, Parks & Recreation Operator, Christie Gosneigh, Permit Technician, and Nancy Slaton, Deputy Town Clerk

E. PUBLIC COMMENT

Mayor Pro Tem Kussard asked if anyone had any comments. There were no comments.

F. PRESENTATIONS

1. Safety Committee Member Recognition (Maureen Gochee)

Human Resource Director Maureen Gochee announced that the Safety Committee held their first Safety Fair in conjunction with the Truck Rodeo at the library. They also attended training with Public Risk Management (PRM) for the first time this past year. She stated they review accidents and make recommendations for training and save the Town a lot of money.

Ms. Gochee and Mayor Pro Tem Kussard presented each member of the Town's Safety Committee with a certificate of appreciation and a gift card and thanked them for their service this past year. The Safety Committee consisted of the following members: Sargent Andy Crogan, Thomas Goodman, Utility Supervisor; Ted Williams, Facility Maintenance Supervisor, Julia Harris, Assistant to Town Manager; Tamika DeLee, Human Resource Staff Assistant, Lori Sadler, Library Assistant, Vicki Chandler, Parks & Recreation Operator, Christie Gosneigh, Permit Technician, and Philomena Bodie, Utilities Customer Service.

Town Manager Kris Kollgaard also thanked the Safety Committee members, stating they provide a valuable service for the Town.

G. CONSENTⁱⁱ

2. Minutes — December 2, 2019 —Regular Commission Meeting

3. Consideration of Approval of the Drug and Alcohol Policy for Commercial Driver's License (CDL) Drivers (Maureen Gochee) The background summary for this agenda item is on file in the Clerk's Office.

4. Consideration of Approval for the Lady Lake Parks and Recreation Department and the Lady Lake Area Chamber of Commerce to Host Art in the Park on January 18 and 19, 2020 (Mike Burske) The background summary for this agenda item is on file in the Clerk's Office.

5. Consideration of Approval of a Budget Adjustment (BA20-001) Increase to "Other Professional Services", "Training" and "Fixed Asset-Equipment" Expense Funds (Pam Winegardner) The background summary for this agenda item is on file in the Clerk's Office.

Mayor Pro Tem Kussard asked if any of the Commissioners had any questions regarding the consent items, and hearing none, asked for a motion.

Commissioner Vincent made a motion to approve Consent Items G-2 through G-5. Commissioner Holden seconded the motion. The motion passed by a vote of 4 to 0.

H. OLD BUSINESS

No old business.

I. NEW BUSINESS

6. Consideration of the Water Oak Country Club Estates Hilltop Expansion Phase 1 — New Major Site Plan MJSP 01/19-002 — Manufactured Home Master Site Plan for Phase 1 — Proposing Approximately 29 Home Sites Including Construction of Private Roadways, Utility Infrastructure, Stormwater Infrastructure, Open Space, and Amenities on an 11.30-Acre Parcel Located within the Water Oak Country Club Estates; Owned by Sun Communities Finance LP; Identified by Alternate Key 3838951 (Thad Carroll)

Growth Management Director Thad Carroll presented the background summary for this agenda item (on file in the Clerk's Office). He stated that Dan Gibbs, the engineer for this project, is present if there are any questions.

Mayor Pro Tem Kussard asked if there were any questions or comments from the Commissioners. There were no questions or comments.

Commissioner Vincent made a motion to approve the Water Oak Country Club Estates Hilltop Expansion Phase 1 — New Major Site Plan MJSP 01/19-002. Commissioner Holden seconded the motion. The motion passed by a vote of 4 to 0.

7. Consideration of the Mission BBQ Restaurant — New Major Site Plan MJSP 10/19-001– Outparcel B — Earth Fare Commons of Lady Lake — Proposing a Two-Tenant Building of Approximately 5,362 Square Feet on a Parcel Being Approximately 1.11 Acres; Located at the Southeast Corner of the Intersection of North Highway 27/441 and Fennell Blvd.; to be Addressed as 631 N. Highway 27/441 and Currently Identified by Alternate Key Number 3305451 (Thad Carroll)

Growth Management Director Thad Carroll presented the background summary for this agenda item (on file in the Clerk's Office). He stated that Martin Dellebovi is present if there are any questions.

Mayor Pro Tem Kussard asked if there were any questions or comments from the Commissioners. There were no questions or comments.

Commissioner Holden made a motion to approve the Mission BBQ Restaurant — New Major Site Plan MJSP 10/19-001–Outparcel B — Earth Fare Commons of Lady Lake with waiver requests as presented. Commissioner Hannan seconded the motion. The motion passed by a vote of 4 to 0.

8. Consideration of Approval to Convert Hicks Field into a Softball Field at the Request of the Lady Lake Little League (Mike Burske)

Parks and Recreation Director Mike Burske presented the background summary for this agenda item (on file in the Clerk’s Office).

Mayor Pro Tem Kussard asked if there were any questions or comments from the Commissioners. There were no questions or comments.

Commissioner Holden made a motion to approve converting Hicks Field into a softball field at the request of the Lady Lake Little League. Commissioner Hannan seconded the motion. The motion passed by a vote of 4 to 0.

J. TOWN ATTORNEY’S REPORT

9. Ordinance 2019-18 — Second and Final Reading — An Ordinance Adopting Corrections, Updates and Modifications to the Capital Improvements Schedule of the Town of Lady Lake Comprehensive Plan (Thad Carroll)

Town Attorney Derek Schroth read the ordinance by title only.

Growth Management Director Thad Carroll presented the background summary for this agenda item (on file in the Clerk’s Office). He reviewed the updates to the Capital Improvement Plan and noted that there have been no changes since the first reading.

Mayor Pro Tem Kussard asked if there were any questions or comments from the Commissioners or the public. There were no questions or comments.

Upon a motion by Commissioner Hannan and a second by Commissioner Holden, the Commission approved the Second and Final reading of Ordinance 2019-18 by the following roll call vote:

Commissioner	Vote
Hannan	YES
Kussard	YES
Holden	YES
Vincent	YES

10. Ordinance 2019-19 — Second and Final Reading — An Ordinance Providing for a Text Amendment to the Town of Lady Lake Land Development Regulations (Ordinance 94-08) Chapter 5, Section 5-4, “Zoning District Uses”; Prohibiting Agricultural Uses and Accessory Structures Incidental to Agricultural Activities in All Zoning Districts Except in the Ag-1 District; Providing an Exemption from the Requirement of a Building Permit for Accessory Structures and Uses Incidental to Agricultural Activity and to Any Building Setback

Requirements in Accordance with Chapter 604.50 of the Florida Statutes within the Ag-1 District (Thad Carroll)

Town Attorney Derek Schroth read the ordinance by title only.

Growth Management Director Thad Carroll presented the background summary for this agenda item (on file in the Clerk’s Office). He stated that there have been no changes since first reading.

Mayor Pro Tem Kussard asked if there were any questions or comments from the Commissioners or the public. There were no questions or comments.

Upon a motion by Commissioner Holden and a second by Commissioner Hannan, the Commission approved the Second and Final reading of Ordinance 2019-19 by the following roll call vote:

Commissioner	Vote
Hannan	YES
Kussard	YES
Holden	YES
Vincent	YES

11. Ordinance 2019-20 — Second and Final Reading — An Ordinance Voluntarily Annexing One Lot Being Approximately 0.16 Acre, Located in Orange Blossom Gardens Unit 1, Owned by Jonathan Thompson & Van T. Bui-Thompson; Referenced by Alternate Key Number 2585943 (Thad Carroll)

Town Attorney Derek Schroth read the ordinance by title only.

Growth Management Director Thad Carroll presented the background summary for this agenda item (on file in the Clerk’s Office). He stated the applicant, Mr. Thompson, is present if there are any questions.

Mayor Pro Tem Kussard asked if there were any questions or comments from the Commissioners or the public. There were no questions or comments.

Upon a motion by Commissioner Vincent and a second by Commissioner Holden, the Commission approved the Second and Final reading of Ordinance 2019-20 by the following roll call vote:

Commissioner	Vote
Hannan	YES

Commissioner	Vote
Kussard	YES
Holden	YES
Vincent	YES

12. Ordinance 2019-21 — Second and Final Reading — An Ordinance Amending the Lady Lake Future Land Use Comprehensive Plan of One Lot Being Approximately 0.16 Acre, Located in Orange Blossom Gardens Unit 1, Owned by Jonathan Thompson & Van T. Bui-Thompson; Referenced by Alternate Key Number 2585943 (Thad Carroll)

Town Attorney Derek Schroth read the ordinance by title only.

Growth Management Director Thad Carroll presented the background summary for this agenda item (on file in the Clerk’s Office).

Mayor Pro Tem Kussard asked if there were any questions or comments from the Commissioners or the public. There were no questions or comments.

Upon a motion by Commissioner Holden and a second by Commissioner Hannan, the Commission approved the Second and Final reading of Ordinance 2019-21 by the following roll call vote:

Commissioner	Vote
Hannan	YES
Kussard	YES
Holden	YES
Vincent	YES

13. Ordinance 2019-22 — Second and Final Reading — An Ordinance Rezoning One Lot Being Approximately 0.16 Acre, Located in Orange Blossom Gardens Unit 1, Owned by Jonathan Thompson & Van T. Bui-Thompson; Referenced by Alternate Key Number 2585943 (Thad Carroll)

Town Attorney Derek Schroth read the ordinance by title only.

Growth Management Director Thad Carroll presented the background summary for this agenda item (on file in the Clerk’s Office).

Mayor Pro Tem Kussard asked if there were any questions or comments from the Commissioners or the public. There were no questions or comments.

Upon a motion by Commissioner Hannan and a second by Commissioner Holden, the Commission approved the Second and Final reading of Ordinance 2019-22 by the following roll call vote:

Commissioner	Vote
Hannan	YES
Kussard	YES
Holden	YES
Vincent	YES

14. Resolution 2019-115 — First and Final Reading — A Resolution Vacating the Green Key Village Phase 3 Subdivision as per the Plat Thereof Recorded in Plat Book 70, Pages 48 And 49, Public Records of Lake County, Florida; Being within the Town Limits of the Town of Lady Lake, FL (Thad Carroll)

Town Attorney Derek Schroth read the resolution by title only.

Growth Management Director Thad Carroll presented the background summary for this agenda item (on file in the Clerk's Office).

Mayor Pro Tem Kussard asked if there were any questions or comments from the Commissioners or the public. There were no questions or comments.

Upon a motion by Commissioner Holden and a second by Commissioner Vincent, the Commission approved the First and Final reading of Resolution 2019-115 by the following roll call vote:

Commissioner	Vote
Hannan	YES
Kussard	YES
Holden	YES
Vincent	YES

K. TOWN MANAGER'S REPORT

15. Consideration to Cancel the First Commission Meeting in January (January 6, 2020) (Kris Kollgaard)

Town Manager Kris Kollgaard stated that staff has no items to bring forward to the first meeting in January, on January 6, 2020, at this time.

It was the consensus of the Commissioners to cancel the January 6, 2020 Commission meeting.

16. Consideration to Hold the Second Commission Meeting in January on Wednesday, January 22, 2020 due to the Martin Luther King, Jr. Holiday Falling on Monday, January 20, 2019 (Kris Kollgaard)

Town Manager Kris Kollgaard noted that the second meeting in January would fall on the Martin Luther King, Jr. holiday.

It was the consensus of the Commissioners to hold the second Commission meeting in January on Wednesday, January 22, 2020.

Ms. Kollgaard reported that the Police Benevolent Association (PBA) has reviewed the ordinance that was brought before the Commission a few weeks ago regarding allowing police officers to return to work as a civilian employee after retiring. This ordinance was pulled at first reading after a PBA representative objected to it at that meeting. The PBA has now signed a Memorandum of Understanding stating they have no issues with the ordinance. She stated the first reading of the ordinance will be brought back before the Commission at the January meeting.

Commissioner Holden stated he is not in favor of this as he feels it is double-dipping. He stated part-time employees should not get benefits other than a half-day holiday on holidays. He stated he thought the ordinance read that an officer could come back as full or part-time.

Ms. Kollgaard explained that the Town would not be paying benefits if the retired police officer came back to work in a civilian position in another capacity. This ordinance would allow the retired police officer to return to work part-time as a civilian on an hourly basis, and he would still be able to receive his police pension retirement benefits. She stated it will be an advantage for the Town since they are retaining the experience Sargent Crogan has gained over the years in Information Technology (I.T.). Ms. Kollgaard stated that this ordinance does not pertain to officers who leave and claim a disability.

Ms. Kollgaard reported that the transmission on her personal vehicle is being repaired this week and she is utilizing the Town's 2007 Tahoe in the interim. She stated she has asked the Finance Director to pro-rate her monthly car allowance accordingly. The Commissioners were in agreement with this.

L. MAYOR AND COMMISSIONER'S REPORT

Mayor Pro Tem Kussard asked if any of the Commissioners had anything to report.

Commissioner Hannan reported that he, the Town Manager, and the Growth Management Director met with Senator Baxley last week to discuss some concerns, especially the Bert-Harris, Jr. Act, and the cutting down of trees.

Commissioner Kussard wished everyone a Happy Hanukkah, a Merry Christmas and a Happy New Year.

Commission Holden commented that the Christmas lights at the Log Cabin look nice.

M. PUBLIC COMMENTS

Mayor Pro Tem Kussard asked if there were any comments from the audience. There were no comments.

N. ADJOURN

There being no further business, the meeting was adjourned at 6:38 p.m.

s/ Kristen Kollgaard, Town Clerk

s/Jim Richards, Mayor

Minutes transcribed by Nancy Slaton, Deputy Town Clerk