APPROVED: 2/19/2015

City of Eustis, Florida

City Hall
10 North Grove Street
Post Office Drawer 68
Eustis, FL 32727-0068

Meeting Minutes – Final*
City Commission

Thursday, February 5, 2015 | **6:00 PM** | **City Hall**

INVOCATION: Pastor Theodis Bob, Trinity Evangelical Free Church

PLEDGE OF ALLEGIANCE: Commissioner Bob

CALL TO ORDER: Mayor Eckian

ACKNOWLEDGEMENT OF QUORUM AND PROPER NOTICE

Present: 5 - Commissioner Karen LeHeup-Smith; Commissioner Linda Bob; Commissioner Bill Brett; Vice-Mayor Michael Holland; and Mayor Albert Eckian

I. AGENDA UPDATE - None

II. APPROVAL OF MINUTES

15022 January 15, 2015 - City Commission Meeting
January 15, 2015 - City Commission Workshop
January 29, 2015 - City Commission Workshop

A motion was made by Vice-Mayor Holland, seconded by Commissioner LeHeup-Smith, to Approve the Minutes. The motion carried by the following vote:

Aye: 5 - Commissioner LeHeup-Smith; Commissioner Bob; Commissioner Brett; Vice-Mayor Holland; and Mayor Eckian

III. INCOMING MAYOR'S MESSAGE

15030 Incoming Mayor's Message

Mayor Eckian presented his Incoming Mayor's Message.

IV. PRESENTATIONS

15023 Presentation of Black History Month Proclamation

Mayor Eckian, accompanied by the rest of the Commission, presented a proclamation recognizing February as Black History Month to Carla Mitchell and members of the African-American Heritage Festival Committee.

Ms. Mitchell thanked the Commission for their support and introduced the other members as follows: Pat Miller, Cynthia Blunt, Judy Carter, and Kimberly Garry. She noted two members who are ill - Nicie Parks and Sandra Perdue and the remaining members of the Committee - Lee Roy Lewis, Lucille McClain, Paul Williams, and Grace Harris. She noted they would be honoring two current or former City employees at the festival - Janice Jones and Stanley Traylor.

V. AUDIENCE TO BE HEARD

Blenda Davis, 1007 Lantana Dr., addressed the Commission on behalf of her mother Eunice Cox regarding a problem a broken water line. She explained the history of the issue, their efforts to have the water shut off and the problem repaired, and to find out how much the cost was going to be and lack of response from the department.

Mayor Eckian explained the Commission could not take action at the meeting and asked her to contact the Acting City Manager.

Dianne Kramer, Acting City Manager, asked the Acting Finance Director Colleen Scott to meet with Ms. Davis regarding the issue.

Gail Isaac-Thomas, Bates Avenue, thanked Public Works for the more frequent street sweeping of the neighborhood.

VI. CONSENT AGENDA

Commissioner Bob requested that Resolution No. 15-05 be pulled from the Consent Agenda.

15019 Resolution No. 15-07: Interlocal Agreement with Lake County for the E9-1-1 System

Mayor Eckian noted that there is a typographical error in Resolution No.15-07 that has been corrected by the City Clerk.

A motion was made by Vice-Mayor Holland, seconded by Commissioner Brett, to Approve Resolution No. 15-07 as corrected. The motion carried by the following vote:

Aye: 5 - Commissioner LeHeup-Smith; Commissioner Bob; Commissioner Brett; Vice-Mayor Holland; and Mayor Eckian

VII. ORDINANCES, PUBLIC HEARINGS & QUASI-JUDICIAL HEARINGS

15016 Resolution No. 15-05: Foreclosure Authorization, 232 Palmetto Street – Code Enforcement Cases 12-259 and 12-260

Commissioner Bob explained the property is the parsonage for the Church of God and expressed opposition to the foreclosure.

The Commission discussed the numerous code violations on the property, the lack of potable water, the length of time the property has been under code enforcement, the City's previous efforts to purchase the property, the health safety issues and the need for the property to be brought into compliance.

Derek Schroth, City Attorney, explained the foreclosure procedure and the length of time it could take to complete. He confirmed that, if the property is brought into compliance, the foreclosure could be stopped.

Ms. Kramer explained the code enforcement and health safety issues that have spanned numerous years and emphasized that the case has not been handled any different than any other case. She further explained that the primary goal of code enforcement is to get property brought into compliance not foreclosure.

A motion was made by Vice-Mayor Holland, seconded by Commissioner LeHeup-Smith, to Approve Resolution No. 15-05. The motion carried by the following vote:

Aye: 4 - Commissioner LeHeup-Smith; Commissioner Brett; Vice-Mayor Holland; and Mayor Eckian

Nay: 1 - Commissioner Bob

15020 Resolution No. 15-01: Reconsideration of Lake Sumter MPO Appointment

Ms. Kramer explained that the Lake Sumter MPO had determined that the appointee to their governing board must be an elected official according to the interlocal agreement which created the MPO in 2004.

Commissioner Bob explained that she is the alternate and she did attend the last meeting; however, the meetings are at 2 p.m. in Leesburg on Wednesdays and she would not be able to attend all of the meetings.

A motion was made by Vice-Mayor Holland, seconded by Commissioner LeHeup-Smith, to Approve the Amendment of Resolution No. 15-01 with Commissioner Bob as the City's representative on the Lake Sumter MPO with the understanding Tom Carrino would attend when Ms. Bob could not. The motion carried by the following vote:

Aye: 5 - Commissioner LeHeup-Smith; Commissioner Bob; Commissioner Brett; Vice-Mayor Holland; and Mayor Eckian

SECOND READING

15011 Ordinance No. 15-02: Payment and Financing of Sewer Impact Fees for Industrial Users

Mr. Schroth read Ordinance No. 15-02 by title on second reading: An Ordinance of the City Commission of the City of Eustis, Lake County, Florida, Amending Certain Sections of the Code of Ordinances Regarding Payment and Financing of Sewer Impact Fees for Industrial Uses; Providing for Codification; and Providing for an Effective Date.

Mr. Schroth opened the public hearing at 7:07 p.m. There being no public comment, the hearing was closed at 7:07 p.m.

A motion was made by Vice-Mayor Holland, seconded by Commissioner LeHeup-Smith, to Adopt Ordinance No. 15-02 on second reading. The motion carried by the following vote:

Aye: 5 - Commissioner LeHeup-Smith; Commissioner Bob; Commissioner Brett; Vice-Mayor Holland; and Mayor Eckian

FIRST READING

15018 Ordinance No. 15-03: Small Scale Comprehensive Plan Amendment - 1227 E. Hazzard Avenue (2015-CPLUS-01)

Mr. Schroth read Ordinance No. 15-03 by title on first reading: An Ordinance of the City Commission of the City of Eustis, Lake County, Florida, Amending the City of Eustis Comprehensive Plan Pursuant to 163.3187(l) F.S.; Changing the Future Land Use Designation of Approximately 0.21 Acres of Real Property Located at 1227 E. Hazzard Ave. from Suburban Residential (SR) and Mixed Commercial/ Residential (MCR) to Mixed Commercial/Residential (MCR).

Lori Barnes, Senior Planner, reviewed the proposed future land use amendment. She confirmed the request is consistent with the Comprehensive Plan and Land Development Regulations and recommended approval.

Mr. Schroth opened the public hearing at 7:11 p.m. There being no public comment, the hearing was closed at 7:11 p.m.

A motion was made by Vice-Mayor Holland, seconded by Commissioner LeHeup-Smith, to Approve Ordinance No. 15-03 on First Reading. The motion carried by the following vote:

Aye: 5 - Commissioner LeHeup-Smith; Commissioner Bob; Commissioner Brett; Vice-Mayor Holland; and Mayor Eckian

VIII. OTHER BUSINESS

15021 City Charter Review

Ms. Kramer explained that a Charter amendment would require a referendum and stated the purpose is to obtain input from the Commission regarding the process to be utilized.

The Commission discussed postponing the Charter review until the new city manager and department heads are hired and after the budget workshops.

CONSENSUS: It was a consensus of the Commission to postpone the Charter review until all of the hirings and the budget process have been completed.

IX. FUTURE AGENDA ITEMS

Commissioner Bob commented on the need for the City to become more involved with the local schools citing the upcoming rezoning.

Mayor Eckian expressed agreement and suggested that he and Ms. Bob meet with the school principals, teachers and parents and plan a workshop for May to bring information back to the rest of the Commission.

The Commission discussed issues at the schools due to low income and problems in other cities with Vice Mayor Holland noting that the City of Leesburg called an education summit to address similar issues.

Mayor Eckian noted a letter he received from School Board Chair Debbie Stivender and indicated he would be contacting her for assistance.

X. COMMENTS

City Commission

Commissioner LeHeup-Smith noted the upcoming movie in Ferran Park to be held Friday, February 13th and The Wine Affair at the Lake Eustis Museum of Art to be held on March 12th.

Vice Mayor Holland cited the Eustis Live event to be held on February 6th featuring all of the area school jazz bands and the Navy Jazz Band and the Classic Downtown Cruise-In to be held Saturday, February 14th.

Commissioner Brett noted that "Dueling Pianos" would be sponsored by the Chamber of Commerce on Saturday.

City Manager

Ms. Kramer suggested that the City Manager applicant interview be scheduled for Tuesday, March 3rd to include individual interviews with the Commissioners, a reception in the evening followed by the interview with the entire Commission.

CONSENSUS: It was a consensus of the Commission to schedule the interview for Tuesday, March 3rd with the reception at 5:30 p.m. and the meeting with the entire Commission at 6:00 p.m.

Ms. Kramer reported she had been approached by the Foundation about encouraging the Lake Sumter State College Center for Environmental Studies to locate in downtown Eustis. She reported on the ongoing discussions and the need to speak with the local state legislators regarding possible funding.

Vice Mayor Holland requested that the City Clerk notice the Lake County Days meetings since more than one City Commissioner would be attending.

Ms. Kramer reported that a number of parties are interested in utilizing the City's sprayfield property for cattle grazing. She stated that staff would probably release a request for bids due to the number of interested parties.

Mr. Schroth recommended that it be done as a revocable license agreement rather than a lease with 60 to 90 day termination clause.

City Attorney

Mr. Schroth requested that a closed session be scheduled to discuss the L&D Enterprise litigation.

CONSENSUS: It was a consensus of the Commission to hold the closed session on Thursday, February 19th at 5:30 p.m. in the Development Services conference room.

Mayor

Mayor Eckian commented on the recent presentation regarding the Sunshine Law and cited the first slide from the City Attorney's presentation and quote from Warren K. Urbom.

XI. ADJOURNMENT - 7:47 p.m.

Mary C. Montez

MARY C. MONTEZ
City Clerk

ALBERT G. ECKIAN
Mayor/Commissioner

*These minutes reflect the actions taken and portions of the discussion during the meeting. To review the entire discussion concerning any agenda item, go to www.eustis.org and click on the video for the meeting in question. A DVD of the entire meeting or CD of the entire audio recording or verbatim transcript of the meeting can be obtained from the office of the City Clerk for a fee.