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2
3 **CITY OF TAVARES**
4 **MINUTES OF REGULAR COUNCIL MEETING**
5 **SEPTEMBER 21, 2005**
6 **CITY COUNCIL CHAMBERS**

7 Mayor Ted Wicks called the meeting to order at 5:05 p.m.

8
9 **COUNCILMEMBERS PRESENT**

ABSENT

10
11 Ted Wicks, Mayor
12 Nancy Clutts, Vice Mayor
13 Sandy Gamble, Councilmember
14 Councilmember Robert Speaks
15 Dennis Wilson, Councilmember
16

17 **STAFF PRESENT**

18
19 Dorothy A. Keedy, City Administrator
20 Robert Q. Williams, City Attorney
21 Nancy Barnett, City Clerk
22 Aaron Mercer, Director of Public works
23 Lori Houghton, Finance Director
24 Lori Tucker, Director of Human Resources
25 Donna Saladin, Director of Community Services
26 Susan Jackson, Director of Community Development
27 Stoney Lubins, Police Chief
28

29 Councilmember Speaks gave the invocation and those present recited the pledge of allegiance
30

31 **APPROVAL OF MINUTES**

32
33 The minutes of the City Council Workshop of August 24, 2005 were approved as submitted.
34

35 The minutes of the regular City Council Meeting of September 7, 2005 were approved with
36 the following correction:
37

38 Page 7, Line 18, change “council” to “department.”
39

40 **Mayor Wicks convened the Public Hearing for the Millage and Budget Hearing for**
41 **Fiscal Year 2005-2006**

1 **PUBLIC HEARINGS/ORDINANCES/RESOLUTIONS**

2
3 **Resolution #2005-18 – Final Millage Rate**

4
5 Attorney Williams stated that this is the final advertised budgeted millage hearing for the
6 adoption of the 2005-2006 Fiscal Year City of Tavares budget. He noted that Council had
7 reviewed the resolutions during the first public hearing at the previous meeting September 7,
8 2005. He said the Clerk will read the proposed millage resolution and the proposed budget
9 resolution. He said the millage resolution will state the rollback rate and by what percentage
10 the final millage amount exceeds that rollback rate. He explained that the rollback rate is the
11 millage amount that would be necessary to raise the exact same amount of tax money this
12 year as was raised last year given the increases in taxable income and taxable properties that
13 have accrued in the City of Tavares. The proposed millage rate is the same as last year. He
14 said after the resolution is read, the manager will explain the reasons that the city needs to
15 have the millage remain at the same rate as last year and what types of capital improvements
16 and new employees are necessary to fund the growth that the city has experienced. In addition
17 the audience should be asked to raise questions and make comments regarding the increase in
18 the rollback rate.

19
20 Ms. Barnett read the Resolution in its entirety:

21
22 **RESOLUTION 2005-18**

23
24 **A RESOLUTION ADOPTING A FINAL MILLAGE RATE OF 5.420**
25 **FOR THE CITY OF TAVARES, FLORIDA, FOR AD VALOREM**
26 **TAXES FOR FISCAL YEAR 2005-2006; SETTING FORTH THE**
27 **PERCENT BY WHICH THE MILLAGE RATE EXCEEDS THE**
28 **"ROLLED-BACK" RATE.**

29
30 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TAVARES,**
31 **FLORIDA:**

32
33 **WHEREAS, the "rolled-back" ad valorem millage rate for the City of**
34 **Tavares, Florida, for the fiscal year 2005-2006 is 4.9368 and**

35
36 **WHEREAS, the City of Tavares, having conducted its first public hearing**
37 **on September 7, 2005 pursuant to Section 200.065 of the Florida Statutes, is now**
38 **prepared to set its final millage rate of 5.420; and**

39
40 **WHEREAS, the final millage rate of 5.420 exceeds the "rolled-back" rate**
41 **of 4.9368 by 9.79 percent;**

1
2 **NOW, THEREFORE, BE IT RESOLVED by the City Council of the City**
3 **of Tavares, Florida, that the final millage for fiscal year 2005-2006 is set at 5.420, which**
4 **final millage rate exceeds the "rolled-back" rate by 9.79 percent.**

5
6 Ms. Keedy reported that the proposed budget includes 8.75 full time employees: 5 ¼ of those
7 are funded by the General Fund, 1 ½ is a Water Department employee from Water revenues,
8 one from Sanitation and one from Wastewater. The budget also includes a maximum 3 ½%
9 merit increase for staff. There are a number of positions that will be receiving parity increases
10 market adjustment. The repayment of the debt on the city wastewater plant facility expansion
11 is included in this budget and there are general increases in operational costs included.

12
13 Mayor Wicks asked if anyone in the audience would like to address Council on the final
14 millage rate.

15
16 Don Brasick of Riverest Mobile Home Park, asked if Council had considered the increased
17 cost of fuel, due to the two recent hurricanes, in the millage rate.

18
19 Mayor Wicks said that the fuel costs had been considered, however at this time it would be
20 difficult to forecast. He said if budget amendments are required, then they would come back
21 to Council as a budget amendment.

22
23 Ms. Keedy said staff will be monitoring the budget, expenditures and fuel costs and making
24 recommendations to Council.

25
26 The Public Hearing was closed.

27
28 **MOTION**

29
30 **Bob Speaks moved for approval of Resolution #2005-18, seconded by Sandy Gamble.**

31 **The motion carried unanimously 5-0.**

32

1 **Resolution #2005-19 – Final Budget - 2005-2006**

2
3 Ms. Keedy advised that staff had no further changes to recommend and asked if Council had
4 questions.

5
6 Mayor Wicks noted that there was a formal request from the School Board regarding the SRO
7 [School Resource Officer] position in the agenda packet. He said at the first meeting it was
8 moved to approve the final budget and to re-visit the SRO request after January 1st.

9
10 Councilmember Speaks noted that the memorandum from the Lake County Manager stated
11 that the SRO's are fully funded for 2005-2006. He said he is currently not in agreement with
12 funding the position but would be willing to review it later in the year.

13
14 Mayor Wicks noted that there was additional funding included in the budget approved at the
15 last meeting. He said he had spoken with Ms. Keedy regarding some of the positions being
16 proposed and possibly delaying the hiring of some of those positions, not including the
17 Sanitation and Wastewater positions. However, he added it would probably take until January
18 to get the positions filled. He said he felt the positions were justified in terms of the needs of
19 the City.

20
21 Vice Mayor Clutts said at the last Council meeting she did not vote to approve the budget.
22 She said she continued to not be in favor of funding all of the positions with so many
23 unknown costs facing the City with respect to fuel and potentially with the sanitation situation
24 and she continued not to be in favor of the budget.

25
26 Mayor Wicks asked Ms. Clutts if she would feel more comfortable if a review of the other
27 positions was done after January 1st. Vice Mayor Clutts said she would feel more comfortable
28 but she had not heard specifics about the positions. She said the total number amounted to a
29 half million dollars and she was not in favor of that amount of money being spent to fund the
30 positions.

31
32 Mayor Wicks said in his discussion with Ms. Keedy they had focused on the positions that
33 were more vital such as the Sanitation and Wastewater Fund employees. He said the others
34 could be looked at and analyzed further.

35
36 Ms. Barnett read the resolution in its entirety:

37
38 **RESOLUTION 2005-19**

39
40 **A RESOLUTION ADOPTING THE FINAL BUDGET**
41 **FOR THE CITY OF TAVARES, FLORIDA, FOR THE**

1 **Dennis Wilson** Yes
2 **Robert Speaks** Yes
3 **Nancy Clutts** No
4

5 **Mayor Wicks adjourned the Public Hearing for the Millage and 2005-2006 Budget and**
6 **reconvened the regular City Council Meeting.**
7

8 **PROCLAMATIONS/PRESENTATIONS**
9

10 **AGENDA REVIEW**
11

12 Mayor Wicks stated he had no additions or changes to the agenda.
13

14 **CONSENT AGENDA**
15

16 **MOTION**
17

18 **Robert Speaks moved for approval of the Consent Agenda items #6 and #7 [Budget**
19 **Amendment – Police Forfeiture Funds and Preliminary Plat – Groves at Baytree, Phase**
20 **4 & 5] seconded by Nancy Clutts.**
21

22 **Mayor Wicks asked if anyone in the audience had comments about the Consent Agenda**
23 **items #6 and #7.**
24

25 **The motion carried unanimously 5-0.**
26

27 **PUBLIC HEARING**
28

29 **Ordinance #2005-32 – Sanitation Rates – First Reading**
30

31 Ms. Barnett read the ordinance by title only:
32

33 **ORDINANCE 2005-32**
34

35 **AN ORDINANCE AMENDING CHAPTER 18 OF THE CITY OF**
36 **TAVARES LAND DEVELOPMENT REGULATIONS; PROVIDING**
37 **FOR ADDITIONAL DEFINITIONS; REVISING CERTAIN**
38 **COLLECTION PRACTICES; ESTABLISHING COLLECTION**
39 **PROCEDURES FOR INACTIVE ACCOUNTS; INCREASING**
40 **SANITATION RATES; PROVIDING FOR CODIFICATION OF THIS**

1 **CHAPTER IN THE CODE OF ORDINANCES; PROVIDING FOR AN**
2 **EFFECTIVE DATE.**

3
4 Mr. Mercer said staff had no additional changes to the ordinance as presented on first reading.
5 He highlighted the issues in the ordinance:

- 6
7 • \$3.50 rate increase in the curbside collection rate
8 • Text edits to accommodate twice a week collection
9 • Changes in the commercial dumpster matrix with an increase in fees
10 • Changing the master metered commercial mobile home parks to dumpster service
11 • Incentives for use of second cans

12
13 Vice Mayor Clutts said she had emailed an extensive list of questions to Ms. Keedy and to
14 Mr. Mercer regarding this ordinance who have responded and copied each councilmember.
15 She asked how the decrease in the County’s tipping fee from \$95.00 to \$45.00 a ton two years
16 ago had impacted the City.

17
18 Ms. Keedy said it helped the City and allowed the City to have more revenue to put into
19 reserves as well as to offset the growth that has occurred since then.

20
21 Vice Mayor Clutts asked if it had not been reduced an addition \$5.00 a ton this past year? Ms.
22 Keedy said the city’s fee is still \$45.00 and that she was not sure that every city paid the same
23 tipping fee.

24
25 Vice Mayor Clutts asked if there had been consideration given to keeping the same level of
26 service of one day a week pickup and slightly increasing the fee to offset some costs as
27 opposed to going two days a week. She asked if this would cover some of the issues that were
28 mentioned in response to her questions.

29
30 Mr. Mercer answered that he had not done a detailed analysis however from an operational
31 standpoint, the city would incur more costs with the additional purchase of vehicles and
32 staffing in order to maintain the current collection practice of rear loaders. He said the
33 purpose of the automation system that was implemented in 2001 was to phase out the rear
34 loading (one driver/two slingers). In the current system, twice as much work is being done
35 with one driver. He said if half the city were on the automated household collection versus the
36 rear loader yard waste, it would probably result in a larger increase in the curbside fee. He
37 said the city is at the point where it is necessary to roll out some old vehicles and replace them
38 with new vehicles.

39
40 Ms. Keedy noted that the city is already doing twice a week pickup. One of those pickups is
41 household waste and one is yardwaste. The proposed ordinance would utilize the automated

1 system for both pickups and allow the co-mingling of household waste and yard clippings.

2
3 Vice Mayor Clutts said the residents had asked her why they are paying to offset the costs for
4 the new residents and why the growth is not covering those new services?

5
6 Mr. Mercer said staff are covering as many as 800 units with one automated truck and that the
7 trucks have to be purchased before the houses are built in order to service them. He said
8 growth will pay for itself for the new automated system. He said the other aspect is that that
9 old vehicles have to be replaced and that the ordinance is addressing both issues along with
10 providing a better service to the existing residents. Ms. Keedy added that there are also
11 increases in operational costs, fuel, salaries, benefits, insurance, etc.

12
13 Vice Mayor Clutts asked how much money was saved with the reduction in tipping fees. Mr.
14 Mercer answered that the city was able to boost its reserves and offset the purchase of four
15 vehicles plus two backup vehicles purchased from Kissimmee. He said there were savings,
16 however, those savings were reinvested back into the collection system. Mayor Wicks added
17 that there was a period of time when the city was not using the incinerator and paying a
18 different tipping fee for a dump elsewhere. He said it actually cost the city a few dollars to get
19 back into the county program in terms of the tipping fee but the mileage was less.

20
21 Mr. Mercer stated that the automated system was based on the City of Kissimmee which
22 consisted of having two cans with different colors (one for household and one for yard waste)
23 which would have cost another \$270,000. Instead of that program, the city opted to do twice a
24 week collection and allow the residents to co-mingle. He added that some of the older
25 residents do not generate a lot of household waste, however, they generate the most yard
26 waste in general.

27
28 Councilmember Speaks said he was on Council when the automated system was chosen and
29 that a lot of time was spent in planning for its implementation. He said he felt the program
30 was functioning as was intended. He said he thought the twice a week service would be an
31 amenity and would be more efficient than the rear loader system.

32
33 Councilmember Wilson said he had changed some of his feelings since the last meeting. He
34 said he had driven through some of the mobile home parks and thought that at least two of the
35 parks would accommodate the automated trucks. He said most of the residents in the mobile
36 home parks did not have enough yard to generate much yard waste.

37
38 Mr. Mercer said the mobile home parks are a different issue, and that, as well, the city offers
39 residents a middle sized can if they do not require the larger size.

40
41 Councilmember Gamble said he thought there was a misunderstanding regarding the fuel

1 issue since there is already two pickups a week. He said it is the cost increase that concerns
2 residents. He said he did not think the residents understood they could co-mingle the trash and
3 the yard waste on those two days. He said his primary concern, however, was regarding the
4 dumpsters at the eight parks. He said he had asked if the parks had been contacted at the last
5 meeting and was told that most of them had been contacted but if not, they would be. He said
6 he had received a phone call that weekend from a park who had yet to be informed of the
7 change until they read it in the newspaper. He questioned the claim that the garbage truck
8 could not maneuver in the park when he had been told by Chief Kendrick that the fire truck
9 could get through. He said he thought the parks would work with the City and agree to take
10 their garbage to another street in the case of a park with overhanging wires. He said he is
11 concerned that a lot of dumpsters would have to be put out on Lake Avenue because there are
12 no places inside the park for their dumpster. He said this would result in having dumpsters on
13 a main thoroughfare and would draw rodents. He said he was also concerned about the
14 potential for dumpsters being overfilled and refuse blowing down the street on windy days.
15

16 Mr. Mercer stated that although the staff have been maneuvering in the parks, it is still an
17 unsafe condition. He said the Fire Department may be able to drive their truck through the
18 parks occasionally, however, the Sanitation staff drive through the park every week and
19 accidents have occurred. He said there are many distractions such as other vehicles,
20 overhangs, wires, awnings and the moving arms of the sanitation truck itself, as well as
21 people walking in front of the truck. He said although this a residential service, it is provided
22 to a commercial businesses with landlords. He said he is also concerned about the potential
23 damage to private streets.
24

25 Ms. Keedy pointed out that it will cost \$240,000 to continue the curbside pickup system
26 which is not in the budget. She said the rear loader truck would have to be replaced and
27 another person and two temps would have to be hired. Councilmember Gamble said he was
28 referring to continuing to have the automated truck do the pickups. Ms. Keedy responded that
29 the rear loader is barely able to go into the parks. Mr. Mercer said compost cannot be
30 collected and the claw truck cannot get into the parks safely.
31

32 Ms. Keedy asked Mr. Gould, Sanitation Supervisor to comment. Mr. Gould said that
33 occasionally the automated truck has been used, but after a recent accident, the drivers have
34 primarily used the rear loader in those parks.
35

36 Mr. Mercer showed photographs of some of the parks to demonstrate the narrow roads and
37 obstacles faced in the parks by the drivers. He said in some places there are inches between
38 the truck's mirrors and carports. He said it is true the trucks can fit into the parks but the
39 ability to safely maneuver without destroying private property is another matter. He noted that
40 the photographs have been taken in the summer when the parks are not as full and in the
41 winter the problem escalates.

1
2 Vice Mayor Clutts asked if there was ongoing communication with the mobile home parks.
3 Mr. Mercer said he had spoken with Mr. Smith the owner of Riverest, the owner of Dora
4 Canal two years ago, and the park manager of Tiki Village. He said the response has been
5 lukewarm. He said the residents do not have an account with the city; the account is with the
6 park owner. He said the park owner could potentially see significant savings because the
7 quantity and size of dumpsters, depending on the time of the year, could be adjusted. He
8 discussed the manner in which various parks who do currently use dumpsters handle their
9 situation.

10
11 Public Discussion

12
13 Mayor Wicks invited comment from the audience.

14
15 Richard Kirkland, 93 Holly Drive, stood to speak. He said he was concerned about the
16 millage rate dropping but an increase in costs because of the garbage pickup. He said he
17 thought there were some villages that might be more accessible than others. He said he was
18 also concerned about some people having difficulty getting their garbage to the dumpsters.

19
20 Barbara Stanley, Tiki Village, stated she was present on behalf of Tiki Village. She said she
21 understood there was a problem in some of the parks. She said they have had storage vans
22 maneuver in the parks and that the Fire Department comes through at least two or three times
23 a week and that there is not a problem for vehicles getting through Tiki except for one small
24 road that comes around the far bend. She said they have a lot of people who are not able to
25 take out their garbage. She said her main concern is that the eyesore that the dumpster will
26 create. She commended the sanitation employees who come into Tiki Village stating they had
27 been very cooperative.

28
29 Mr. Mercer noted that Tiki Village does have wider streets, however, this ordinance addresses
30 the mastered metered parks as a whole.

31
32 Don Brasick of Riverest addressed Council. He said his concern was with the handicapped
33 and elderly females going to a dumpster or walking across the road. He said he thought the
34 idea of having two cans was a good idea and that he would rather have one can on a curbside
35 pickup. He said the ordinance includes provisions to assist residents who obtain a letter from a
36 doctor and asked how the city would pay for assistance for the mobile home park residents.
37 He said two years ago there was a test in Riverest before the automated system was instituted
38 and they were told to place their cans on the other side of the road. He asked why the same
39 type of service could not be provided and that he would be willing to pay more for curbside
40 service. He said he would prefer to have City Council re-write the ordinance so that the
41 dumpsters will work in some mobile home parks. He said Riverest can handle the automated

1 truck. He supported the idea of clustering containers for pick up.
2

3 Don Weiss, Lake Frances Estates Property Owners Association President
4

5 Mr. Weiss said initially his association members were upset, however, today at their regular
6 Board of Directors' meeting, Mr. Mercer had addressed the association and presented the
7 facts of the situation. He said after his presentation all but three residents supported the
8 ordinance. He said their residents feel they can get their garbage in the can twice a week and
9 understand the need for the increase.
10

11 Ralph Becker, 68 Eustis Avenue, Riverest
12

13 Mr. Becker said he observes the sanitation staff every week and has never seen any problems.
14 He said the drivers occasionally cut corners close but this only occurs when they change their
15 routing. He said he believed dumpsters would create headaches and health problems. He said
16 he based his opinion on his experience running large apartment complexes and recreational
17 vehicle parks. He said it sounded like there was more of an educational problem than a
18 mechanical and that if there is a problem with a specific park that that park should be
19 addressed. He said this ordinance would affect the lifestyle of a lot of elderly people. He
20 recommended that Council table their decision until they obtained more information.
21

22 Richard Brown, Dora Canal Court
23

24 Mr. Brown said he had lived in Tavares for 33 years and the park has had curbside pickup
25 prior to his purchase of the park in 1971. He said they have had no damage to the roads
26 however there was damage to one awning because of neglect. He said they have had no
27 problem with the automated truck and that they have no overhanging wires. He said they have
28 widows who are 90 years old who would be not able to walk to a dumpster. He said there is
29 no place in the park to place a dumpster.
30

31 Helen Stephanie – Tween Waters
32

33 Ms. Stephanie made comments regarding the ordinance.
34

35 Jo Ann Shrum, 12 Herring Road, Tiki Village
36

37 Ms. Shrum said she was initially supportive of the automated system because it was supposed
38 to save time and money. She said that she and the other residents feel they are being targeted
39 unfairly and are going backward. She said it seemed like there is a communication problem
40 and that she agreed that this should be tabled. She said she would prefer that staff work with
41 the parks. She said Tiki does not have a problem with mailboxes because they are centrally

1 located. She said she did not like the fact that their cans were being used for new residents and
2 that their service will not be as good as that for the new residents. She said there may be a
3 need for \$240,000 but the parks should not take the brunt of the need for a new truck. She said
4 funds should be found. She said she did not think all parks should be grouped together.

5
6 Don Brasick – Riverest

7
8 Mr.. Brasick said if there was a central point for people who wanted to recycle that would
9 help. He said he would like to see the ordinance tabled.

10
11 Phi Gould, Sanitation Supervisor

12
13 Mr. Gould said that he understood the feelings of the park residents, however, he wanted to
14 state that taking the automated truck through the parks is not safe. He said that the accidents
15 that have occurred has verified that and staff now primarily use a rear loader in those parks,
16 only occasionally sending in the automated truck. He said all the staff are CDL operators
17 however all have expressed the opinion that it is not safe. He said earlier this week the City
18 Administrator asked what it would take to keep the parks on curbside service. He said he had
19 discussed this with his drivers and they had all agreed it would require rear loaders and staff
20 to operate them. He agreed that as had been stated, they would fit in the parks but they are not
21 safe. He used the analogy of driving a vehicle in snow. He said it is not safe to drive in snow
22 without chains or snow tires. It can be done but eventually there will be an accident. He said if
23 Council chooses to keep the parks on curbside, he recommended it be done with rear loaders
24 for safety reasons.

25
26 Vice Mayor Clutts asked Mr. Gould how may of the 8 parks were the worst. Mr. Gould
27 answered that two of them are not bad and the remainder are fairly unsafe.

28
29 Mr. Gould said that if his drivers continue to go through with automated trucks and continue
30 to have accidents, he would not feel comfortable taking disciplinary action against his
31 employees when he believes what is being asked is unsafe. He said using the analogy of a fire
32 truck going in is not the same as the requirement on staff who continually go in twice a week
33 and pick up trash in a timely manner.

34
35 Councilmember Gamble asked Mr. Gould if he had a designed route for the parks. Mr. Gould
36 said there is a certain design for Riverest because of the narrow roads.

37
38 (An audience member questioned Mr. Gould's comments.)

39
40 Mr. Mercer stated he did not want to focus on the accidents. He said that the sanitation drivers
41 are highly trained and there have not been that many accidents. He said the staff are very

1 efficient, and that from a management perspective, the sanitation staff have not been expected
2 to complete their work without overtime because it has not been an issue.

3
4 Councilmember Gamble asked Mr. Gould if there are still alleyway pickups. Mr. Gould
5 answered in the affirmative but stated that the risk factor in the alleyways is less because they
6 are a straight shot.

7
8 Vice Mayor Clutts asked Mr. Gould if he thought the second day pickup will be more used
9 than the current system. Mr. Gould replied that for families that generate a lot of garbage it
10 will be used. He said staff is essentially already doing a second day pickup because a second
11 truck is being run to pick up the yard waste. It is presently taking the two rear loaders to do
12 that with a minimum of four people, two on each truck. He said sometimes it requires three on
13 each truck.

14
15 Vice Mayor Clutts said asked how residents would be served that need the large debris pickup
16 for items that don't fit within a container? Mr. Gould said that the bulk pickup will still
17 continue with the claw truck.

18
19 Councilmember Wilson asked Mr. Gould to name the two parks he was referring to that he
20 could operate in comfortably? Mr. Gould answered "Tiki and Chateau." Councilmember
21 Wilson said he thought there were two others that could also be operated in safely.

22
23 Mr. Mercer noted that the ordinance addressed all master metered commercial accounts the
24 same.

25
26 Mayor Wicks said that there is a secondary issue which is that in addition to the access issue,
27 these parks are all master metered and the city does not bill them for any services. Mr. Mercer
28 added that currently they are paying \$3.00 less per unit than a standard household collection
29 rate. The account is with the park owner, not the residents.

30
31 Don Brasick – Riverest

32
33 Mr. Brasick said he had seen every kind of vehicle in Riverest. He said he did not agree with
34 the statement that they could not get around in the park.

35
36 Barbara Stanley – Tiki Village

37
38 Ms. Stanley stated that most mobile home parks will not need a twice a week pickup.

39
40 Mayor Wicks said the service that is available now will not change under the new program.

41

1 Richard Brown – Dora Canal Court

2
3 Mr. Brown said twice a week pickup does not now occur in the mobile home parks. Mr.
4 Mercer said this is what is being proposed. Mr. Brown said that is not needed in the mobile
5 home parks. Mr. Mercer said this ordinance would take mobile home parks off curbside
6 service. Mr. Brown said that did not seem fair.

7
8 Mayor Wicks said the city is not decreasing the parks' service. The intention is to get the
9 mobile home parks on a bulk pickup through the dumpster method.

10
11 Mr. Brown said this will put people in an awkward situation.

12
13 Council Discussion

14
15 Vice Mayor Clutts said she understands that staff is already pickup up garbage twice a week
16 but in a different way—different vehicles, staff, etc. She clarified that what was being
17 explained was that by going to twice a week pickup to the two containers, the liability is being
18 reduced and the number of personnel reduced.

19
20 Ms. Keedy said that if curbside is going to be continued the fee will go up to \$19.89 a month.

21
22 Mayor Wicks said there had been valid issues raised by the audience and that he felt it was a
23 solvable problem. He said he would like to see the ordinance adopted because of the budget
24 needs, with a provision to bring back a report on the mobile home park issue sometime before
25 its implementation in January 2006.

26
27 Councilmember Speaks said he would rather table the ordinance and look at some
28 alternatives. He said he supported the rate increase and the twice a week collection however
29 he did not like dumpsters. He said each individual park has issues. He said if the city does
30 need to purchase another rear loader and hire additional staff, then the residents who require
31 the service should bear the costs. He said he thought a rear loader cost \$180,000 and that there
32 were probably two others that would need to be replaced in the near future. He said that for
33 now the city needed to look at each issue regarding each mobile home park and bring that
34 back to Council.

35
36 Vice Mayor Clutts said she would support a parity increase on the mobile home parks so they
37 are paying for the service rendered the same as the general population of residents. She said
38 she continued to have concerns with regard to second day pickup. She said she did not
39 understand the cost savings being passed to the city.

40
41 Councilmember Gamble expressed similar concerns.

1 Mr. Mercer summarized that currently there is household waste and yard waste collections
2 and other collections such as special pickups and bulk which are different. He said household
3 and yard waste are currently done with two separate vehicles and two separate containers
4 once a week. The proposal is to co-mingle those two cans into one can twice a week. He said
5 it is not an additional service as much as it streamlines the city's service and much of the cost
6 is deferred that is associated with trying to automate the compost side. Councilmember
7 Gamble noted that the bulk pickup and the special pickup were being continued. Ms. Keedy
8 noted that those pickups do not occur every week for every resident.

9
10 **MOTION**

11
12 **Sandy Gamble moved to postpone Ordinance #2005-32 [until October 19th] until**
13 **further answers can be provided and the problem can be reconciled, seconded by Dennis**
14 **Wilson.**

15
16 Attorney Williams noted the ordinance should be postponed to a time certain, He said if
17 changes are made, the ordinance will probably require another first reading.

18
19 Ms. Keedy asked for clarification on Council's direction.

20
21 Councilmember Gamble said he thought it was to try to work with the parks and to come up
22 with some type of resolution where the automated truck could still be sent in; i.e. set up a
23 route in the parks where they could place the containers where it would be feasible for them to
24 be picked up as a group by the automated truck, and not interfere with the overhanging wire.
25 He said he had only seen a couple of parks that have overhanging wires that interfere with the
26 automated truck.

27
28 Mayor Wicks stated he thought the secondary issue also needed consideration, which is the
29 commercial aspect of the mobile home parks. He said he wanted staff to do more detailed
30 analysis of the dumpster issue and how it affects each park. He said whether or not the
31 dumpster can be placed and still satisfy the residents is one issue and the other is, if it is not
32 workable, to see how an ongoing blue can pickup might be accommodated.

33
34 Ms. Keedy said that that would be staff's request to either put all the parks on dumpsters or
35 have them all receive curbside. She said staff will review both options and look at the costs to
36 the individuals at the \$19.89 versus going to dumpster as well as the operational issues. She
37 added that it may come down to the issue of whether Council believes the drivers when they
38 are told it is dangerous to take the automated trucks into the parks.

39
40 Mayor Wicks said he agrees that there is a significant amount of risk. Vice Mayor Clutts
41 asked if there were currently mobile home parks on dumpster. Ms. Keedy said there are

1 commercial parks on dumpster but that the service would need to be consistent--if curbside
2 were going to be offered to the other eight parks, then it will need to be offered to all of the
3 parks.
4

5 Vice Mayor Clutts asked how long the dumpsters had been offered. Ms. Keedy said there are
6 three other rental mobile home parks and two are on dumpsters but she did not know how
7 long that had been in existence. Vice Mayor Clutts asked if it was a legal issue. Attorney
8 Williams said it would be an issue if they decided they wanted the service. Ms. Keedy said
9 staff had not considered adding those units to the routes so that would be an additional 100 to
10 200 units and that that would need to be considered as well.

11
12 Mayor Wicks said it appeared to have been an option provided to the parks historically.

13
14 Vice Mayor Clutts said she would support the ordinance being tabled to October 19, 2005.
15

16 **VOTE ON THE MOTION**

17
18 **The motion to table Ordinance #2005-32 until the October 19th Council Meeting was**
19 **approved unanimously 5-0.**

20
21 (At this time a five minute break was taken.)
22

23 (Vice Mayor Clutts left the meeting at this time.)
24

25 **Ordinance #2005-36 – Newman Rezoning – CR 448, East of Blue Rhino – Second**
26 **Reading**

27
28 Mayor Wicks declared a conflict on this ordinance because of having done business with the
29 applicant. He passed the gavel to Councilmember Speaks.
30

31 Ms. Barnett read the ordinance by title only:
32

33 **ORDINANCE 2005-36**

34
35 **AN ORDINANCE OF THE CITY OF TAVARES, FLORIDA,**
36 **REZONING APPROXIMATELY 5.09 ACRES LOCATED ON THE**
37 **NORTHERN SIDE OF COUNTY ROAD 448, APPROXIMATELY ½**
38 **MILE EAST OF THE INTERSECTION OF COUNTY ROAD 561 AND**
39 **COUNTY ROAD 448 FROM LAKE COUNTY HM (HEAVY**
40 **MANUFACTURING) TO CITY OF TAVARES PID (PLANNED**
41 **INDUSTRIAL DEVELOPMENT); SUBJECT TO THE RULES,**

1 sell alcohol.

2

3 Ms. Jackson noted that Paul Gross, the Chairman of the CRA was present to speak in support
4 of the ordinance.

5

6 Mr. Gross read a letter that summarized a recent CRA Committee meeting where the
7 proposed ordinance was discussed and recommended to Council.

8

9 **MOTION**

10

11 **Robert Speaks moved for the approval of Ordinance #2005-37, seconded by Dennis**
12 **Wilson. The motion carried 4-0 (Vice Mayor Clutts was absent).**

13

14 **Appointments to Tavares Chamber Board and Lake County Solid Waste Advisory**
15 **Committee**

16

17 Mayor Wicks stated that a request has been received from the Chamber to provide a member
18 to serve on their Board. He said this could be an elected official or a staff member. He asked
19 if any councilmember was interested in serving. He said Ms. Keedy has volunteered to serve
20 on behalf of Council as a staff member.

21

22 The Lake County League of Cities has requested a representative from the City to serve on
23 the Lake County Solid Waste Advisory Committee. He said the City of Eustis is providing a
24 staff member. He suggested that Mr. Mercer be appointed to serve on this committee.

25

26 **It was the consensus of Council to appoint Dottie Keedy to serve on the Board of**
27 **Directors of the Tavares Chamber of Commerce and Aaron Mercer to serve on the Lake**
28 **County Solid Waste Advisory Committee.**

29

30 Mayor Wicks asked Ms. Barnett to contact Mr. Myers regarding Mr. Mercer's appointment.

31

32 **AUDIENCE TO BE HEARD**

33

34 **DEPARTMENTAL TOPICS FOR COUNCIL ACTION OR DISCUSSION**

35

36 **COMMUNITY DEVELOPMENT**

37

38 **COMMUNITY SERVICES**

39

40 **POLICE DEPARTMENT**

41

1 **FIRE DEPARTMENT**

2
3 **PUBLIC WORKS/GENERAL SERVICES**

4
5 **FINANCE**

6
7 **ADMINISTRATION**

8
9 **REPORTS**

10
11 **Attorney Williams**

12
13 No report.

14
15 **Councilmember Gamble**

16
17 Mr. Gamble said that last week there had been a water interruption off of Dora. He said he
18 was told that the residents were not given prior notice of interruption until they were handed a
19 notice after the water was turned off. Mr. Mercer said there was a break in the water line. He
20 said the FDEP requirement is to fix the break and hand out the notice. Mr. Gamble said it was
21 not explained that there was a break in the line and they probably did not read the notice. Mr.
22 Mercer said he preferred that the resident read the notice rather than have one of his
23 maintenance workers explain the notice.

24
25 Ms. Keedy asked Council not to hesitate to contact her if they received questions so that she
26 could clarify the information immediately.

27
28 Councilmember Gamble asked about the situation at Royal Harbor and the water pressure
29 issue. Mr. Mercer said staff is inspecting the last valve. It has been filmed but it does not
30 appear to have a blockage. It is still unknown why there is a loss of pressure when the line
31 that comes from the plant to the Royal Harbor entrance does not appear to have a blockage.
32 Staff will be meeting to determine the next step and will be providing an update.

33
34 **Councilmember Wilson**

35
36 No report.

37
38 **Councilmember Speaks**

39
40 Councilmember Speaks apologized for not being at the last City Council meeting. He said he
41 was out of town due to the birth of his first grandson. He reported that Jase Brayden Thomas

1 was born in Lawrenceville, Georgia on October 6, 2005. Upon further questioning by the City
2 Attorney, Councilmember Speaks noted that Jase takes after his mother.

3
4 **Adjournment**

5
6 There was no further business and the meeting was adjourned at 7:20 p.m.

7
8 Respectfully submitted,

9
10
11
12
13 _____
14 Nancy A. Barnett
15 City Clerk

16