



**CITY OF MOUNT DORA, FLORIDA
MAYOR AND CITY COUNCIL
M I N U T E S**

**REGULAR SESSION
OCTOBER 19, 2021
COUNCIL CHAMBERS**

Having been duly advertised as required by law, Mayor Cathy Hoechst called the Regular Session of City Council to order at 5:30 p.m. in the Mount Dora Council Chambers.

Members Present

Cathy Hoechst, Mayor
Harmon Massey, Vice-Mayor
Pam Burtnett, District 1
Cal Rolfson, District 2
Austin Guenther, District 3
Marc Crail, District 4
Doug Bryant, At Large

Also Present

Charles F. Revell, Interim City Manager
Sherry G. Sutphen, City Attorney
Nicole Wisniewski, Deputy City Clerk

PRESENTATIONS

1. Florida Cities Government Week Proclamation

Councilmember Rolfson read the Proclamation into the record and mentioned anyone can go to Florida League of Cities' website and find information on City Government.

2. Utility Master Plan Update

Joe Grusauskas, Public Works and Utilities Director, introduced Mike Scullion, Besh-Halff, who provided Council with a presentation on the Utility Master Plan.

Councilmember Guenther inquired if this could be treated as we see development within the City and see impact fees as a priority list of how the City should be improving the systems to which Mr. Grusauskas answered that is correct.

Councilmember Rolfson inquired if the master plan would be put in writing to which Mr. Scullion stated, yes, in November.

PUBLIC COMMENTS

David Serdar, 66 Wintergreen Drive, Fruitland Park, gave an update to Council about his time at Legislation.

APPROVAL OF THE AGENDA

MOTION BY COUNCILMEMBER ROLFSON TO APPROVE THE AGENDA; COUNCILMEMBER GUENTHER SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

CONSENT AGENDA

1. Request Approval of Employment Contract with Patrick Comiskey, City Manager.
2. Request Approval of Amendment 1 to the Legal Services Agreement between the City of Mount Dora and Roper, P.A.
3. Request Approval of Amendment 1 to the Piggyback Agreement with Southern Switch & Contacts Services, Inc. for Substation and Generating Station Maintenance Services.
4. Request Approval of Amendment 1 to the Piggyback Agreement with Flo Power LLC for Substation and Generating Station Maintenance Services
5. Request Approval of First Amendment to Financing for Christian Home and Bible School, Inc.
6. Request Approval of Meeting Minutes
 - September 7, 2021 CRA Governing Board
 - September 7, 2021 Northeast CRA Governing Board

Councilmember Bryant asked for item number one on the consent agenda to be pulled for further discussion.

MOTION BY COUNCILMEMBER ROLFSON TO APPROVE THE CONSENT AGENDA WITH THE CHANGE STATED; VICE-MAYOR MASSEY SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

**ITEM ONE WAS PULLED OFF CONSENT AGENDA AND MOVED TO ACTION ITEM NUMBER ONE FOR FURTHER DISCUSSION.*

ACTION ITEMS

1. Request Approval of Employment Contract with Patrick Comiskey, City Manager.

Councilmember Bryant inquired on how the contract was constructed.

Sherry Sutphen, City Attorney, stated she looked at other cities contracts and that the benefits mirror City employees' benefits.

Mayor Hoechst opened up public input

Crissy Stile, 1850 Hilltop Drive, inquired about having a mutual separation portion in the contract with the new City Manager.

Mayor Hoechst stated that the contract that is up for approval has a cap of one hundred thousand dollars in regards to a mutual separation.

Mayor Hoechst closed public input

MOTION BY COUNCILMEMBER ROLFSON TO APPROVE EMPLOYMENT CONTRACT WITH PATRICK COMISKEY, CITY MANAGER; VICE-MAYOR MASSEY SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

2. Request Approval of Amendment 1 to the CMAR Agreement with Wharton-Smith for acceptance of Guaranteed Maximum Price (GMP) for the construction of Fire Station 35.

Charles Revell, Interim City Manager, introduced the agenda item and gave an overview of the item.

Lori Godbold, Architects Design Group, and Bert Fonseca, Wharton-Smith, provided Council with a brief overview of the station. Mr. Fonseca stated the GMP is the final cost and Council would not see a higher price.

Mayor Hoechst opened public input

No one spoke

Mayor Hoechst closed public input

MOTION BY COUNCILMEMBER ROLFSON TO APPROVE AMENDMENT 1 TO THE CMAR AGREEMENT WITH WHARTON-SMITH FOR ACCEPTANCE OF GUARANTEED MAXIMUM PRICE (GMP) FOR THE CONSTRUCTION OF FIRE STATION 35; COUNCILMEMBER BURTNETT SECONDED THE MOTION. MOTION APPROVED BY ROLL CALL VOTE.

***Councilmember Rolfson YES
Councilmember Burnett YES
Vice-Mayor Massey YES
Councilmember Guenther YES***

***Councilmember Crail YES
Councilmember Bryant YES
Mayor Hoechst YES***

3. Request Approval of Amendment 3 to the Professional Services Agreement between the City of Mount Dora and ADG for Fire Station 34/Fire Admin/EOC Phase 2 Design and Engineering Services.

Mr. Revell gave a brief overview and introduced Lori Godbold and Susan Gantt with Architects Design Group.

Ms. Godbold went over the building and plans for the future and stated this phase will deal with broad points of the building.

Mayor Hoechst opened public input

No one spoke

Mayor Hoechst closed public input

MOTION BY VICE-MAYOR MASSEY TO APPROVE AMENDMENT 3 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF MOUNT DORA AND ADG FOR FIRE STATION 34/FIRE ADMIN/EOC PHASE 2 DESIGN AND ENGINEERING; COUNCILMEMBER CRAIL SECONDED THE MOTION. MOTION APPROVED BY ROLL CALL VOTE.

<i>Vice-Mayor Massey</i>	<i>YES</i>	<i>Councilmember Rolfson</i>	<i>YES</i>
<i>Councilmember Crail</i>	<i>YES</i>	<i>Councilmember Guenther</i>	<i>YES</i>
<i>Councilmember Bryant</i>	<i>YES</i>	<i>Mayor Hoechst</i>	<i>YES</i>
<i>Councilmember Burnett</i>	<i>YES</i>		

PUBLIC HEARINGS - RESOLUTION/ORDINANCES

1. Final Reading of Ordinance No. 2021-16, Land Development Code Amendment - Murals

Ms. Sutphen read Ordinance No. 2021-16 by title only.

ORDINANCE NO. 2021-16

AN ORDINANCE OF THE CITY OF MOUNT DORA, FLORIDA, PERTAINING TO REVISIONS TO THE CITY OF MOUNT DORA LAND DEVELOPMENT CODE; PROVIDING FOR LEGISLATIVE FINDINGS AND INTENT; PROVIDING FOR AMENDMENTS TO CITY OF MOUNT DORA LAND DEVELOPMENT CODE, CHAPTER VI, DESIGN STANDARDS; PROVIDING FOR THE IMPLEMENTATION OF ADMINISTRATIVE ACTIONS; PROVIDING FOR CODIFICATION AND SCRIVENER'S ERRORS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mr. Revell provided Council with an overview of the agenda item and stated there has been no changes to the ordinance since the first reading.

Mayor Hoechst opened public input

No one spoke

Mayor Hoechst closed public input

MOTION BY COUNCILMEMBER CRAIL TO APPROVE FINAL READING OF ORDINANCE NO. 2021-16, LAND DEVELOPMENT CODE AMENDMENT - MURALS; VICE-MAYOR MASSEY SECONDED THE MOTION. MOTION APPROVED BY ROLL CALL VOTE.

Councilmember Crail YES
Vice-Mayor Massey YES
Councilmember Burtnett YES
Councilmember Rolfson YES

Councilmember Guenther YES
Councilmember Bryant YES
Mayor Hoechst YES

BOARD APPOINTMENTS

1. Building Heights Advisory Committee – City Manager Appointments and Next Steps.

Mr. Revell spoke on the resolution that established the Building Heights Advisory Committee.

Continuing, Mr. Revell stated his process for selecting his six advisory committee members and stated his appointees for consideration would be as followed:

Mr. Greg Beliveau, Mr. Tom Dring, Mr. Frank Kirwin, Mr. Joseph Lewis, Ms. Kate Ondrasik, and Mr. Harris Turner.

MOTION BY COUNCILMEMBER ROLFSON TO APPOINT GREG BELIVEAU TO THE BUILDING HEIGHTS ADVISORY COMMITTEE; COUNCILMEMBER BRYANT SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

MOTION BY VICE-MAYOR MASSEY TO APPOINT TOM DRING TO THE BUILDING HEIGHTS ADVISORY COMMITTEE; COUNCILMEMBER BURTNETT SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

MOTION BY COUNCILMEMBER CRAIL TO APPOINT FRANK KIRWIN TO THE BUILDING HEIGHTS ADVISORY COMMITTEE; VICE-MAYOR MASSEY SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

MOTION BY COUNCILMEMBER GUENTHER TO APPOINT JOSEPH LEWIS TO THE BUILDING HEIGHTS ADVISORY COMMITTEE; COUNCILMEMBER CRAIL SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

MOTION BY COUNCILMEMBER ROLFSON TO APPOINT KATE ONDRASIK TO THE BUILDING HEIGHTS ADVISORY COMMITTEE; COUNCILMEMBER BURTNETT SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

MOTION BY VICE-MAYOR MASSEY TO APPOINT HARRIS TURNER TO THE BUILDING HEIGHTS ADVISORY COMMITTEE; COUNCILMEMBER ROLFSON SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

Mr. Revell stated that the City Clerk's office would be contacting all the advisory members that would be appointed this evening, that the first meeting would have an overview of Florida Sunshine Law which the City Attorney would speak on, and that the planning department was putting together information for the members.

Mr. Revell mentioned that the first meeting would be held on November 18, 2021 at 1:30 pm in the City Council Chambers and would be held monthly on the third Thursday of each month at 1:30 pm.

2. Building Heights Advisory Committee – City Council Appointments

Councilmember Crail nominated Mr. Thomas Pauls

MOTION BY COUNCILMEMBER CRAIL TO APPOINT THOMAS PAULS TO THE BUILDING HEIGHTS ADVISORY COMMITTEE; VICE-MAYOR MASSEY SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

Councilmember Rolfson nominated Ms. Lynn Tipton

MOTION BY COUNCILMEMBER ROLFSON TO APPOINT LYNN TIPTON TO THE BUILDING HEIGHTS ADVISORY COMMITTEE; VICE-MAYOR MASSEY SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

Councilmember Burtnett nominated Mr. James Homich

MOTION BY COUNCILMEMBER BURTNETT TO APPOINT JAMES HOMICH TO THE BUILDING HEIGHTS ADVISORY COMMITTEE; COUNCILMEMBER BRYANT SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

Councilmember Guenther nominated Mr. John Tucker

MOTION BY GUENTHER TO APPOINT JOHN TUCKER TO THE BUILDING HEIGHTS ADVISORY COMMITTEE; VICE-MAYOR MASSEY SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

Councilmember Bryant nominated Mr. Michael McGuire

MOTION BY BRYANT TO APPOINT MICHAEL MCGUIRE TO THE BUILDING HEIGHTS ADVISORY COMMITTEE; COUNCILMEMBER CRAIL SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

Vice-Mayor Massey nominated Ms. Andrea Lother

MOTION BY VICE-MAYOR MASSEY TO APPOINT ANDREA LOTHER TO THE BUILDING HEIGHTS ADVISORY COMMITTEE; COUNCILMEMBER ROLFSON SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

Mayor Hoechst nominated Mr. Nick Girone

MOTION BY MAYOR HOECHST TO APPOINT NICK GIRONE TO THE BUILDING HEIGHTS ADVISORY COMMITTEE; COUNCILMEMBER BURTNETT SECONDED THE MOTION. MOTION APPROVED BY A UNANIMOUS VOICE VOTE.

CITY MANAGER

1. Lobbyist Update

Mr. Revel spoke on the lobbyist handouts that were in the agenda packet.

2. Interim City Manager Report

Mr. Revell asked Police Chief, Brett Meade, to briefly go over the new blueline 360 program which has been installed throughout city buildings.

Continuing, Mr. Revell provided an update on departments and passed out the COVID-19 reports.

Mr. Revell asked Rich Loewer, Interim Fire Chief, to provide Council with an updated on booster shots.

CITY ATTORNEY'S REPORT

Ms. Sutphen stated that the Caravette case that was file against the City was involuntarily dismissed.

Ms. Sutphen asked Council for permission to seek a legal opinion and mentioned the reason for this request is due to the letter that was sent out to council that contained two legal opinions in regards to the building heights issues.

Ms. Sutphen requested to be permitted to allow someone to be paid up to two hundred and fifty dollars an hour for a maximum of ten hours

Discussion ensued on Ms. Sutphen's request.

MOTION BY COUNCILMEMBER ROLFSON TO APPORVE THE REQUEST OF THE CITY ATTORNEY; VICE-MAYOR MASSEY SECONDED THE MOTION. MOTION APPROVED BY A ROLL CALL VOTE.

***Councilmember Rolfson YES
Vice-Mayor Massey YES
Councilmember Bryant NO
Councilmember Crail YES***

***Councilmember Guenther YES
Councilmember Burtnett NO
Mayor Hoechst YES***

COMMUNICATIONS AND REPORTS

Council Member Marc Crail

Councilmember Crail spoke on medallion homes and the active gopher tortoises in phase five, drainage issues, and a traffic light that is currently warranted.

Council Member Cal Rolfson

Councilmember Rolfson provided on updated on his family dealing with COVID.

Council Member Pamela Burtnett

Councilmember Burtnett thanked Mr. Revell for his time as Interim City Manager.

Council Member Doug Bryant

Councilmember Bryant also gave thanks to Mr. Revell for his time as Interim City Manager.

Council Member Austin Guenther

Councilmember Guenther thanked Mr. Revell and Mr. Grusauskas for their help with a resident's concern.

Vice-Mayor Massey

Vice-Mayor Massey stated he was pleased with the way the City Manager's search was conducted.

Mayor Hoechst

Mayor Hoechst mentioned that the crat fair would be held this weekend.

ADJOURNMENT

There being no further business for discussion, the meeting adjourned at approximately 7:12 p.m.



CRISSY STILE, MAYOR
CITY OF MOUNT DORA



JESSICA BURNHAM
City Clerk