



**CITY COUNCIL MEETING
MASCOTTE, FLORIDA**

**MONDAY, MARCH 6, 2017
6:00 P.M.**

OR SOON THERE AFTER

COUNCIL CHAMBERS **121 N. SUNSET AVE**
TEDDER-THOMAS MEMORIAL CIVIC CENTER **MASCOTTE, FLORIDA**

MINUTES

CALL TO ORDER: Mayor Krull called the March 6, 2017, Regular Council Meeting to order at 6:05 p.m.

INVOCATION/MOMENT OF SILENCE & PLEDGE OF ALLEGIENCE: Mascotte Resident James Debolt gave the invocation followed by Mayor Krull leading the Pledge of Allegiance.

ROLL CALL:

Present: Council Member Sally Rayman
Council Member Steven Sheffield
Council Member Louise Thompson
Mayor Pro Tem Brenda Brasher
Mayor Barbara Krull

Also Present: Jim Gleason, City Manager
Dolly Miller, Deputy City Manager/Finance Director
Randy Brasher, Fire Chief
Larry Walker, Public Services Director
Stephanie Abrams, Assistant City Clerk
Michelle Hawkins, City Clerk
Virginia Cassady, City Attorney

46 **1. A. Code Compliance Presentation: Updates Council on Program/Software- Citizenseve**
47 **and Pro Champ:**

48
49 Code Compliance Sean Gleason approached the podium to address council. He briefly went
50 over his job and how he is able to keep track of code items.

51
52 Code Compliance Gleason discussed the new software program Citizenseve, he gave a brief
53 overview and actually went through the process, stated that he can upload photos to the case file
54 and any related items that is important for that case. He also showed and discussed how a person
55 can file a complaint thru the city's website.

56
57 City Manager Gleason stated that the city will have its first Special Magistrate hearing since I
58 have been here as the city manager on March 8, 2017.

59
60 Council was given a copy of the agenda for the Special Magistrate Hearing.

61
62 Code Compliance Officer Gleason thanked council for their time. Council thanked Code
63 Compliance Officer Gleason for his time.

64
65 Mayor Krull opened the floor for public comments:
66 There were none.

67
68 **1. B. Public Services Director Presentation: MS4 Discharge Video:**

69
70 Public Services Director Walker approached the podium to address council he explained
71 what the MS4 was and how it has to do with Illicit discharge and stormwater.

72
73 He explained how the city is required to do various things such as videos, and flyers each
74 year regarding this item. He stated what the city has done the past year.

75
76 Public Services Director Walker showed a video regarding illicit discharge for council,
77 staff, and the audience.

78
79 Public Services Director Walker thanked council for their time. Council thanked Public
80 Services Director Walker for his time.

81
82 Mayor Krull opened the floor for public comments:
83 There were none.

84
85 **2. A. Consent Agenda: Approval of the January 17, 2017 and February 6, 2017 Council**
86 **Meeting Minutes, approval of vehicle surplus, approval of the Annual Community**
87 **Redevelopment Agency (CRA) report for fiscal year ending 09/30/2016, Proclamation-**
88 **Problem Gambling Awareness Month.**

90 Mayor Krull opened the floor for public comments:
91 There were none.

92
93 *Mayor Pro Tem Brasher moved to approve the Consent Agenda as presented. Council*
94 *Member Sheffield seconded the motion.*

95
96 *Motion Passed 5 to 0*

97
98 *Council Member Thompson "Aye"*

99 *Council Member Sheffield "Aye"*

100 *Mayor Pro Tem Brasher "Aye"*

101 *Council Member Rayman "Aye"*

102 *Mayor Krull "Aye"*

103

104 **3. A. Ordinances: First Reading of Ordinance 2017-04-562 (Stormwater Discharge**
105 **Pollutant Control).**

106

107 City Attorney Cassady read by title only Ordinance 2017-04-562:

108

109

ORDINANCE 2017-04-562

110 **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF**
111 **MASCOTTE, FLORIDA, AMENDING THE CODE OF ORDINANCES OF**
112 **THE CITY BY CREATING A NEW CHAPTER 20, "ENVIRONMENT,"**
113 **AND REGULATIONS THEREIN RELATING TO STORMWATER**
114 **DISCHARGE POLLUTANT CONTROL AND CREATING**
115 **ENFORCEMENT AND PENALTIES FOR VIOLATIONS; AMENDING**
116 **SECTION 5.5 OF THE LAND DEVELOPMENT CODE RELATING TO**
117 **STORMWATER MANAGEMENT TO PROVIDE MORE STRINGENT**
118 **ENFORCEMENT AND PENALTIES; PROVIDING FOR**
119 **SEVERABILITY; REPEALING ALL ORDINANCES OR PORTIONS OF**
120 **ORDINANCES IN CONFLICT HEREIN; PROVIDING FOR**
121 **CODIFICATION AND PROVIDING AN EFFECTIVE DATE.**

122 Public Services Director Walker explained this item to council.

123 City Attorney Cassady stated that she noticed at the end it states Lake City, she will get
124 that corrected.

125 Mayor Krull opened the floor for public comments:
126 There were none.

127
128 *Council Member Rayman moved to approve the first reading of Ordinance 2017-04-*
129 *562 (Stormwater Discharge Pollutant Control). Mayor Pro Tem Brasher seconded the*
130 *motion.*

131

132 *Motion Passed 5 to 0*

133

134 *Mayor Pro Tem Brasher "Aye"*

135 *Council Member Thompson "Aye"*

136 *Council Member Sheffield "Aye"*

137 *Council Member Rayman "Aye"*

138 *Mayor Krull "Aye"*

139

140 **3. B. Ordinances: First Reading of Ordinance 2017-03-560 (De-Criminalizing Certain**
141 **Crimes).**

142

143 City Attorney Cassady read by title only Ordinance 2017-03-560:

144

ORDINANCE 2017-03-560

145 **AN ORDINANCE OF THE CITY OF MASCOTTE, FLORIDA,**
146 **AMENDING CHAPTER 11 OF THE CODE OF ORDINANCES TO**
147 **ALLOW POLICE OFFICERS THE OPTION OF TREATING CERTAIN**
148 **MISDEMEANORS AS CIVIL INFRACTIONS SUBJECT TO THE**
149 **IMPOSITION OF CIVIL CITATIONS UNDER CHAPTER 12 OF THE**
150 **CODE OF ORDINANCES; AMENDING PORTIONS OF ARTICLE II OF**
151 **CHAPTER 12 REGARDING CODE ENFORCEMENT TO PROVIDE**
152 **THAT APPEALS OF CIVIL CITATIONS ARE TO BE BROUGHT**
153 **BEFORE THE SPECIAL MAGISTRATE AND AMENDING PORTIONS**
154 **OF ARTICLE I OF CHAPTER 12 CONSISTENT THEREWITH;**
155 **PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION,**
156 **AND AN EFFECTIVE DATE.**

157 City Manager Gleason explained this item to council, he stated that he got stats from
158 police chief and out of 39 arrests in 2016 for cannabis twelve of those people would have
159 fallen under this ordinance and would have received a citation instead of being arrested.

160 Mayor Krull opened the floor for public comments:

161 There were none.

162

163 *Council Member Sheffield moved to approve the first reading of Ordinance 2017-03-*
164 *560 (De-Criminalizing Certain Crimes). Council Member Thompson seconded the*
165 *motion.*

166

167 *Motion Passed 5 to 0*

168

169 *Mayor Pro Tem Brasher "Aye"*

170 *Council Member Thompson "Aye"*

171 *Council Member Sheffield "Aye"*

172 *Council Member Rayman "Aye"*

173 *Mayor Krull "Aye"*

174 **4. A. Resolution: Adoption of Resolution 2017-03-599 (Commending the Florida**
175 **Association of City Clerks (FACC) for its 45th anniversary).**

176
177 City Attorney Cassady read by title only Resolution 2017-03-599:

178 **RESOLUTION 2017-03-599**

179
180 **A RESOLUTION OF THE CITY OF MASCOTTE COMMENDING THE**
181 **FLORIDA ASSOCIATION OF CITY CLERKS FOR ITS 45TH ANNIVERSARY**

182 City Clerk Hawkins stated that she wanted to acknowledge FACC and how this
183 association has helped her city clerk journey.

184 Mayor Pro Tem Brasher opened the floor for public comments:
185 There were none.

186
187 *Council Member Sheffield moved to adopt Resolution 2017-03-599 (Commending the*
188 *Florida Association of City Clerk (FACC) for its 45th anniversary). Council Member*
189 *Rayman seconded the motion.*

190 *Motion Passed 5 to 0*

191
192 *Council Member Sheffield "Aye"*

193 *Council Member Thompson "Aye"*

194 *Council Member Rayman "Aye"*

195 *Mayor Pro Tem Brasher "Aye"*

196 *Mayor Krull "Aye"*

197
198 **5. A. New Business: City's Investment Policy:**

199
200 City Manager Gleason explained this item to council.

201 The City has never adopted a formal investment policy and has always elected to follow FL
202 Statutes 218.415 (17) Authorized Investments; No Written Investment Policy with regards to
203 investing. By following F.S. Statutes 218.415 (17) continuing education would not apply.

204
205 Staff has been required to obtain 8 hours of continuing education in subjects or courses of
206 study related to investment practices and products for an investment policy that we do not
207 have, nor intend to adopt in the near future.

208
209 This discussion is just to clarify that the City does not wish to adopt an investment policy, and is
210 formally electing to follow alternative guidelines in FL Statutes 218.415 (17) Authorized
211 Investments; No Written Investment Policy with regards to investing practices.

212
213 Mayor Krull opened the floor for public comments:
214 There were none.

215 *Mayor Pro Tem Brasher moved to approve that the city does not wish to adopt an*
216 *investment policy, and is formally electing to follow alternative guidelines in Florida*
217 *Statute 218.415 (17). Council Member Sheffield seconded the motion.*

218
219 *Motion Passed 5 to 0*

220
221 *Mayor Pro Tem Brasher "Aye"*
222 *Council Member Sheffield "Aye"*
223 *Council Member Thompson "Aye"*
224 *Council Member Rayman "Aye"*
225 *Mayor Krull "Aye"*

226
227 **5. B. New Business: Florida Department of Transportation (FDOT) - Trailhead at 121 N.**
228 **Sunset Avenue.**

229
230 City Manager Gleason explained this item to council.

231
232 City Manager Gleason stated that currently the plans for the trail shows a trailhead to be
233 located on highway 50 near Knight Street, but we as staff has proposed that maybe they
234 should look at the pavilion and civic center as a possible trailhead.

235
236 City Manager Gleason stated that this may allow for them to upgrade the two areas.

237
238 City Manager Gleason stated that Florida Department of Transportation is asking for a
239 motion and a vote by council stating that they can look at the pavilion and civic center as
240 the trailhead.

241
242 Council Member Thompson questioned if the trailhead is at this location what about the
243 bus. City Manager Gleason stated that this is something that would have to be discussed
244 during the process.

245
246 Mayor Krull questioned the rental of the pavilion and the civic center. City Manager
247 Gleason stated that this should not interfere with the trailhead and that there is plenty of
248 parking, but that would need to be discussed as well.

249
250 City Manager Gleason stated that all of that would have to be looked at and it may turn
251 out that the trailhead may need to be at the original location on highway 50.

252
253 Mayor opened the floor for public comments:

254
255 Mascotte James Debolt who completed a request to address council approached the
256 podium to address council.

257
258 James Debolt stated that he has reviewed what the alternate route would be and he is still
259 upset that part of that route is going through his property. He is not very happy, and he

260 does have attorney and unfortunately they have not been able to speak to anybody at
261 FDOT.

262
263 City Manager Gleason stated that if a property owner is not willing to sell any part of
264 their property he was told that FDOT will not be doing eminent domain.

265
266 Council Member Sheffield stated that if FDOT did do eminent domain the burden would
267 be on the state as to why they want to take the property, the law is on the owner's side.

268
269 There were continued discussions regarding Mr. Debolt and his property in regards to the
270 trail that is proposed by FDOT.

271
272 *Council Member Sheffield moved to approve that the Florida Department of*
273 *Transportation can take into consideration at looking at the 121 N, Sunset location for*
274 *the trailhead. Council Member Thompson seconded the motion.*

275 *Motion Passed 5 to 0*

276
277 *Council Member Sheffield "Aye"*
278 *Council Member Thompson "Aye"*
279 *Council Member Rayman "Aye"*
280 *Mayor Pro Tem Brasher "Aye"*
281 *Mayor Krull "Aye"*

282

283 **6. A. Public Comments:**

284

285 There was none.

286 **7. A. City Manager: Discussion item regarding Outdoor Sales in the City.**

287

288 City Manager Gleason stated that a few meetings ago there was a person that came to a
289 meeting and it had to do with the sheds that he was selling on Highway 50. He stated
290 according to the code outdoor sales are not allowed and he just wanted to know if council
291 is looking to change the code to allow outdoor sales.

292

293 *Council agreed unanimously that they had to no interest in changing the code to allow*
294 *outdoor sales.*

295

296 **7. B. City Manager: Discussion item regarding Semi-parking on highway 50**

297

298 City Manager Gleason stated that he just wants to double check with council to have staff
299 proceed with an ordinance regarding semi-parking in the city, as this will be brought at
300 the March 20, 2017 council meeting.

301

302 *There were no objections by council to proceed with an ordinance regarding semi-*
303 *parking.*

304

305 **7. C. City Manager: Discussion item regarding School Resource Officer.**

306

307 City Manager Gleason stated that he and police chief had a meeting with the principal of
308 Mascotte Elementary, and he stated that he and the police chief discussed the future of
309 the school resource officer and how city staff will be coming up with an actual cost for
310 that officer for each school year.

311

312 City Manager Gleason stated that he feels that the school should be paying the whole cost
313 for that officer since that officer is not on the regular rotation shift as an officer and
314 therefore the police department loses an officer and is unable to hire an officer.

315

316 City Manager Gleason stated that this is just an update and a discussion just wanted to
317 keep council in the loop.

318

319 **7. D. City Manager: Trees at City Hall**

320

321 City Manager Gleason stated that there are a few trees that will be removed at city hall in
322 the next week or two.

323

324

325 **7. B. City Manager: Discussion item regarding County 911 Dispatch Services**

326

327 City Manager Gleason stated that police chief went to a meeting a few weeks ago and
328 Lake County Sheriff has stated that cities will now have to pay for 911 dispatch services
329 starting October 1, 2017 and the cost for the City of Mascotte will be about 126,000.

330

331 City Manager Gleason stated that he has not heard from anybody from Lake County
332 regarding this item and he doesn't want to pay anything until someone comes out and
333 sees the city. He also stated he would like to see how they came up with that figure.

334

335 **7. B. City Manager: Discussion item regarding Motorola Radios.**

336

337 City Manager stated that since 2011 the county would take 12.50 per ticket that the city
338 issued to go towards the cost of the Motorola radios and now the county is talking about
339 charging the cities.

340

341 City Manager Gleason likes to know what the county has been doing with that money.

342

343 **7. B. City Manager: Discussion item Debt Loan.**

344

345 City Manager Gleason wanted to let council know that the city is only down to one loan
346 and the remaining balance on that loan is about 250,000, once that is paid off the city will
347 have no debt.

348
349 City Manager Gleason stated that even though the loans will be paid off by the next fiscal
350 year this in no way helps the general fund, as the loans were not in the general fund.

351
352 **8. A. City Attorney:**

353
354 City Attorney Cassady stated that she will be leaving the firm as of May 1, 2017 as she
355 will be pursuing to become a priest and she stated that this is what she has been called to
356 do.

357
358 City Attorney stated that Andrew Hand another attorney at the firm who has been at a
359 few council meetings for the city when she was out is available to take over as the city's
360 attorney if the city chooses to stay with the firm.

361
362 City Manager Gleason stated that he feels that the city should stay with the firm as there
363 has never been an issue and we can see how things go with attorney Andrew Hand.

364
365 Council stated that they are sad to hear that she is leaving, but they understand and they
366 are okay with staying with the firm and having Andrew Hand as the city attorney.

367
368 **8. A. Council:**

369
370 There was nothing to report.

371
372 With nothing further Mayor Krull adjourned the meeting at 8:30PM.

373
374
375 **Meeting was adjourned at 8:30pm.**

376
377
378 
379 Barbara Krull, Mayor

380
381
382 ATTEST:
383 
384 Michelle Hawkins, City Clerk
385