

**SPECIAL MEETING**  
**TOWN OF LAKE PLACID TOWN COUNCIL**  
**MONDAY JUNE 7, 2010 5:30 P.M.**

Vice Mayor Ray Royce called the special meeting of the Town of Lake Placid Town Council to order on Monday June 7, 2010 at 5:30 P.M. at Town Hall, 311 W. Interlake Boulevard, Lake Placid, Florida. A quorum was present. Vice Mayor Royce gave the invocation and led in the Pledge of Allegiance to the American Flag.

**ROLL CALL:**

Vice Mayor Ray Royce  
Council Member Cheryl Davis  
Council Member Debra Worley  
Council Member Steve Bastardi

Town Clerk Arlene Tuck  
Town Attorney Bert Harris  
Town Utility Director Gary Freeman  
Town Public Works Director Jim Fulton

**UTILITY DEPARTMENT:**

Mr. Freeman advised the Council the water line that supplies Lake Blue Estates and runs along the east side of U.S. Highway 27 was broken several times the week before. The breaks were due to the construction of the RaceTrac gas station. It was determined that when the line was installed, it was not installed on the right-of-way and partially to the east of the right-of-way. Mr. Freeman stated the repairs have been made and it is holding at this time, but he cannot determine how long it will last. Mr. Freeman stated he asked one of our engineers (CivilSurv) to give us an estimate of what it would cost to engineer, design and permit the replacement of the line (approximately 300 feet). Mr. Freeman stated it would be approximately \$6,500.00 for CivilSurv to engineer, design and permit the replacement.

Mr. Freeman estimated the cost to do the replacement in house would run approximately \$35,493. With a Contractor's bid it would be approximately \$49,785.

After much discussion, a suggestion was made to only repair the section that was damaged. Mr. Freeman stated he felt sure it could be done. He stated the cost would be approximately \$7,000.00.

Council Member Bastardi made a motion we repair the 340 feet of damaged pipe in and around the gas station (RaceTrac) premises using in-house labor; motion seconded by Council Member Worley. On roll call, motion carried unanimously.

Atty. Harris stated he would like permission to meet with RaceTrac officials and see if they would be willing to give us an easement to move the line. Council Member Worley made a motion to give Atty. Harris permission to negotiate with RaceTrac to do a utility easement; motion seconded by Council Member Worley. On roll call, motion carried unanimously.

Council Member Royce stated he would like to caution the utility department to sleeve the pipe that is going underneath the driveway for added protection.

Council Member Royce stated Atty. Harris had called earlier when he found out Council Member Royce would be handling the meeting and asked if he was not needed for the cemetery discussion he would request to be able to leave so that the cost of his services are not increased.

#### CEMETERY DEPARTMENT:

Council Member Bastardi, who is serving as the chairman of the cemetery committee, gave a brief discussion of how the cemetery committee came about and what they have been doing. He then presented a document containing a list of recommendations of the Oak Hill Cemetery Committee dated January 11, 2010. (A copy is attached for easy reference) Council reviewed the list and made the following suggestions:

1. Okayed by Council
2. Okayed by Council
3. Council Member Worley made a motion the Council obtain legal counsel on #3 and #4 concerning interment rights instead of a deed sell; motion seconded by Council Member Bastardi. On roll call, motion carried unanimously. Council Member Royce stated it was his understanding from the motion that the Chairman of the cemetery committee would talk to Atty. Harris about the interment rights, abandonment and what our rights are in declaring lots abandoned. (#3 and #4 will be combined into #3)
5. Will become #4. Council Member Bastardi made a motion that Mr. Fulton be tasked with seeing how a financial plan should be prepared for the cemetery to better understand if perpetual care can be sustained or improved; motion seconded by Council Member Worley. On roll call, motion carried unanimously.

Council Member Bastardi made a motion the Town Council ask legal counsel to draft up a Resolution to the County asking if they would be interested in taking over ownership and maintenance of the area known as Oak Hill Cemetery and agenda it for the July 2010 Council meeting; motion seconded by Council Member Worley. On roll call, motion carried unanimously.

6. Shall remain as is but become #5.
7. Will become #6.
8. Council felt #8 and #9 should be combined with #3 and 4 and that Council would have to come up with some type of detailed plan once #3 is decided. Council did feel all drive areas should be better defined. Mr. Fulton felt some shrubby could be located at the beginning of each drive to define the drive area. Council Member Worley stated she did not agree with any designated parking area or parking lots at the cemetery.
10. Council did not want to take any action on #10.
11. Council Member Bastardi stated the committee thought the Town could get some type of grant for landscaping of the cemetery. Council Member Worley stated she would make a

motion to contact our grant writer and see if there would be any possibility of getting a grant for the cemetery; motion seconded by Council Member Bastardi. On roll call, motion carried unanimously. Council Member Worley stated she would contact our grant writer.

12. Council Member Bastardi made a motion to improve the aesthetics of the onsite maintenance building and new well and pump location at the cemetery; motion seconded by Council Member Worley. On roll call, motion carried unanimously.
13. Vice Mayor Royce stated we had already taken action on #13 (Council had voted at an earlier date that the gates at the cemetery be locked at sunset and opened at dawn by the Police Department).
14. Council Member Bastardi made a motion a set of rules be given to individuals purchasing lots at the cemetery; motion seconded by Council Member Worley. On roll call, motion carried unanimously.
15. Vice Mayor Royce stated his understanding of the landscaping plan would be left up to the Committee. He further stated he did not foresee a landscape plan for several months. Council Member Worley stated she felt if a landscape plan was constructed it should be done with donations. She stated she felt there would be too much upkeep in a landscape plan. Vice Mayor Royce stated he would assume that #15 would be molded into the other landscaping categories.

The Council then went to the document entitled Oak Hill Cemetery Rules, As recommended by Cemetery Committee on January 11, 2010. Vice Mayor Royce stated if no one had any problems, he would like to go through it paragraph per paragraph. He stated he didn't feel we needed to discuss each subsection unless someone had a questions.

1. Lot Sales:

- a. Okay
- b. Okay
- c. Okay
- d. Council Member Bastardi stated he felt this was the most controversy item in the list.

Council stated they felt #1 could stay as is.

2. Interment:

- a. Okay
- b. Okay
- c. Okay
- d. Okay
- e. Okay
- f. Okay
- g. Okay
- h. Okay
- i. Okay
- j. Okay

Council stated they felt #2 could stay as is.

3. Monuments:
  - a. Okay
  - b. Okay
  - c. Okay
  - d. Okay
  - e. Change to read: All upright monuments must be placed on suitable foundation (Metal reinforced concrete ~~pad 8" deep and 3" pad~~ at least 6" deep and 6" larger than monument on all sides).
  - f. Change to read: The Cemetery staff shall approve ~~the placement of~~ all markers and monuments in advance.
  - g. Okay
  - h. Delete in its entirety.
  - i. Change to read: The Town reserves the right to reject any monument, marker or memorial. ~~which is improper, offensive, dangerous or dilapidated.~~

4. Lot Improvements:

- a. Okay
- b. Delete in its entirety. Vice Mayor Royce asked that the Cemetery Committee meet and come up with the appropriate language to take the place of 4.b in the spirit of determining how adornments may be allowed on the base of a headstone and how large the potential base of the headstone may be.

Vice Mayor Royce stated he would also like when the Committee meets to ask the Clerk to notify Council Member Worley because she has often allured that she has a group of people that are aversely concerned about this and that they be aware of the next meeting date and that they can come participate as the public.

- c. Okay
- d. Okay
- e. Okay
- f. Okay

5. Perpetual Care:

- a. Okay
- b. Okay
- c. Okay

6. Conduct:

- a. Okay
- b. Change to read: No trespass from sundown to sunrise unless authorized by staff.
- c. Okay
- d. Change to read: Children under the age of ~~18~~ 16 shall not be permitted unless accompanied by an adult.
- e. Okay
- f. Okay
- g. No dogs or other domestic animals are permitted in the cemetery unless on a leash or when under the control of their owner and owner will be responsible for all action of their pets.
- h. No consumption of alcoholic beverages.

- i. ~~No loud talking~~ excessive noise shall be permitted within ~~hearing distance of funeral services.~~ the cemetery.

7. Motor Vehicles:
  - a. Okay
  - b. Okay
8. Exceptions:
  - a. Okay

Council Member Bastardi made a motion the Council forward the proposed Oak Hill Cemetery Rules to legal counsel for legal review and appropriate rule making; motion seconded by Council Member Worley.

Council decided to proceed to review the proposed Operating Procedures for Oak Hill Cemetery, Owned and Operated by the Town of Lake Placid.

Operating Procedures:

Council Member Worley asked that where ever it states Public Works Director that it be changed to authorized personnel, due to the fact in the future it might not be the Public Works Director who oversees the Cemetery.

Council Member Worley made a motion the Cemetery Committee Chairman to call another meeting and ask that Mr. Fulton be attendance and try to further modify the proposed operating procedures; motion seconded by Council Member Davis. On roll call, motion carried unanimously.

Council Member Davis made a motion the meeting adjourn; motion seconded by Council Member Worley. Vice Mayor Royce hearing no objections declared the meeting adjourned at 8:30 P.M.