

REGULAR MEETING
TOWN OF LAKE PLACID TOWN COUNCIL
AUGUST 8, 2005

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Mayor John Holbrook called the Town of Lake Placid Town Council Meeting to order on Monday, August 8, 2005 at 5:30 P.M. at Town Hall, 311 W. Interlake Boulevard, Lake Placid, Florida. A quorum was present. Rev. C.S. Couch of the Eastside Christian Church gave the invocation and led in the Pledge of Allegiance to the Flag.

ROLL CALL:

Mayor John Holbrook
Council Member Charles Wilson
Council Member Bill Brantley
Council Member Jim Waller
Council Member Debra Worley

Town Clerk Arlene Tuck
Town Attorney Bert Harris
Town Zoning Director Jim LaRue
Town Public Works Director Jim Fulton
Town Utility Director Gary Freeman
Town Police Chief Phil Williams

APPROVAL OF AGENDA:

Mayor Holbrook asked if Council wanting any changes to the agenda. The agenda was accepted as presented.

CONSENT AGENDA:

- A. Approval of Monthly Reports and Payment of Bills
- B. Approval of Minutes

Council Member Brantley made a motion the consent agenda be approved; motion seconded by Council Member Waller. On roll call, motion carried unanimously.

PUBLIC HEARINGS:

- A. Ordinance No. 05-431 – Big Box (2nd hearing) Council Member Worley made a motion Ordinance No. 05-431 be approved on second hearing by reading of title only and adopted; motion seconded by Council Member Brantley. On roll call, motion carried unanimously.
- B. Ordinance No. 05-463 – Design Standards (2nd hearing) Council Member Worley made a motion Ordinance No. 05-463 be approved on second hearing by reading of title only and adopted; motion seconded by Council Member Wilson. On roll call, motion carried unanimously.
- C. Ordinance No. 05-464 – R-2 Multifamily Dwelling & R-2A Two Family Dwelling (2nd hearing) Council Member Waller made a motion Ordinance No. 05-

- 464 be approved on second hearing by reading of title only and adopted; motion seconded by Council Member Wilson. On roll call, motion carried unanimously.
- D. Ordinance No. 05-472 – C-2 Limited Comm. District & C-2A Professional Comm. (2nd hearing) Council Member Worley made a motion Ordinance No. 05-472 be approved on second hearing by reading of title only and adopted; motion seconded by Council Member Waller. On roll call, motion carried unanimously.
 - E. Site Plan Review – Home & Office Essentials – Mr. LaRue stated Jeanne Fortier, owner of Home & Office Essentials was asking for the site plan review so she can extend her building. Mr. LaRue stated the LPA had reviewed the site plan and was recommending approval. Council Member Waller made a motion the site plan for Home & Office Essentials be approved; motion seconded by Council Member Brantley. On roll call, motion carried unanimously.
 - F. Ordinance No. 05-471 – Rezoning – Amada Acosta – (1st hearing) Mrs. Acosta stated she would like to have her property on the corner of Park Avenue and Lake Rachard Drive rezoned to C-2. Mr. LaRue stated the LPA was recommending the rezoning to the Council but at C-2A. Mrs. Acosta stated she had discussed with Mr. LaRue the C-2A zoning and was agreeable with it. Council Member Waller made a motion Ordinance No. 05-471 be approved on first hearing by reading of title only, subject to it being changed to C-2A; motion seconded by Council Member Wilson. On roll call, motion carried unanimously.
 - G. Ordinance No. 05-474 – Large Scale Amendment (Targa/Arnone) Council Member Waller made a motion this matter be tabled until September 12, 2005; motion seconded by Council Member Brantley. On roll call, Council Member Brantley, Council Member Wilson and Council Member Waller voted yes; Council Member Worley abstained from voting due to a special private gain (owner [Targa] has contract with her real estate company on the property). Motion carried 3 to 0.
 - H. Ordinance No. 05-477 – Occupational Licenses (1st hearing) Council Member Brantley made a motion Ordinance No. 05-477 be approved on first hearing by reading of title only; motion seconded by Council Member Waller. On roll call, motion carried unanimously.
 - I. Resolution to Vacate 0.26 acres – Lake Rachard Estates – Mr. Greg Arnone the owner of the property surrounding a corner of Roy Pendarvis Road approximately 0.26 acres (owned by the Town) asked the Town to abandon the property. Mr. Arnone would like to develop it in accordance with the remainder of the adjacent property.

Council Member Waller made a motion the request to vacate a portion of Lake Rachard Drive Right-of-way be granted; motion seconded by Council Member Wilson. On roll call, motion carried unanimously.

DEPARTMENT HEADS/MAYOR/COUNCIL MEMBERS:

- A. Zoning Director –
 - 1. Mike Waldron – spoke to the Council about landscape and irrigation ordinances. Mr. Waldron stated he just wanted to make the Council aware that his group, Highlands-Heartland Chapter of FNGLA strongly supports

proper principles of horticultural science and promotes reasonable and cost-effective minimum standards for the development, installation and maintenance of landscape areas without inhibiting the landscape profession's creativity and the property owners' choices.

2. Mr. LaRue informed the Council the LPA is at present reviewing several ordinances of different towns concerning landscaping. He stated the LPA would be discussing the ordinances at their next meeting.

B. Town Attorney:

1. Settlement Agreement with Highlands Utilities – Atty. Harris presented the Council with a Territorial Settlement Agreement between the Town and Highlands Utilities for their review, discussion and approval. Council Member Waller made a motion the Agreement be approved and executed by the Mayor and Clerk; motion seconded by Council Member Worley. On roll call, motion carried unanimously.
2. Intergovernmental Planning Coordination Agreement – Council Member Worley made a motion Atty. Harris revise the Agreement showing the new land area, send it to the LPA for review and comments and then the LPA to return it to the Council; motion seconded by Council Member Brantley. On roll call, motion carried unanimously.
3. Council Member Waller stated he had been notified by the Highlands County Health Department that there was to be no swimming in Lake Saddlebags do to contamination of the lake possibly by the lift station at Winn Dixie belonging to Highlands Utilities. Council Member Waller stated he would like to know the facts. County Commissioner Bob Bullard was present and stated he had done tests with Clell Ford, Highlands County Lakes Association Director. The tests did come back showing parts of Lake Saddlebags contaminated. Commissioner Bullard stated more tests were going to be done at a later date this week.

Council Member Waller stated he understood this was not the first time this has happened. Council Member Waller made a motion the Mayor do some fact finding on the matter and call a special meeting if necessary to inform the Council of any other matters concerning the lake; motion seconded by Council Member Worley. On roll call, motion carried unanimously.

Council Member Worley made a motion the Town prepare a Resolution to be sent to the Department of Environmental Protection concerning the problems with Lake Saddlebags and asking them to immediately investigate the situation; motion seconded by Council Member Wilson. On roll call, Council Member Worley, Council Member Wilson and Council Member Brantley voted yes; Council Member Waller had been called out of the meeting. Motion carried 3 to 0.

C. Police Chief – stated he was working on a renters’ agreement. Will share it with the Council as soon as it is finished.

D. Utility Director – No reports

E. Public Works Director – Not present – had to go to cemetery

F. Town Clerk – No reports

G. Council Member Worley:

1. Stated she would work on letter to West Interlake Boulevard residents about annexation.

Council Member Brantley made a motion the meeting adjourn; motion seconded by Council Member Wilson. Mayor Holbrook, hearing no objections, declared the meeting adjourned at 8:20 P.M.