

**MINUTES OF THE REGULAR MEETING
OF THE LADY LAKE TOWN COMMISSION
LADY LAKE, FLORIDA**

May 16, 2016

The regular meeting of the Lady Lake Town Commission was held in the Commission Chambers at Lady Lake Town Hall, 409 Fennell Blvd., Lady Lake, Florida with Mayor Ruth Kussard presiding. The meeting convened at 6:00 p.m.

- A. CALL TO ORDER:** Mayor Ruth Kussard
- B. PROCEDURE:** *Citizens are encouraged to participate in the Town of Lady Lake meetings. Speakers will be limited to three (3) minutes. Additional time may be granted by the Mayor. Citizen groups are asked to name a spokesperson and the Mayor, at his/her discretion, may allow longer than three minutes. Upon being recognized by the Mayor, please approach the dais, state your name and address, and speak into the microphone. The order of agenda items may be changed if deemed appropriate by the Town Commission. Please be respectful of others and put your cell phone on silent mode.*
- C. PLEDGE OF ALLEGIANCE**
- D. INVOCATION:** Pastor Keith Johnson, Chapel of Christian Faith
- E. ROLL CALL:** Tony Holden, Commissioner Ward 2
Dan Vincent, Commissioner Ward 3
Paul Hannan, Commissioner Ward 4
Jim Richards, Commissioner Ward 5
Ruth Kussard, Mayor/Commissioner Ward 1

STAFF MEMBERS PRESENT: Tia O’Neal, Human Resource Director, representing the Town Manager; Derek Schroth, Town Attorney; Thad Carroll, Growth Management Director; C. T. Eagle, Public Works Director; Chief Chris McKinstry, Police Department; Pam Winegardner, Finance Director; Julia Harris, Administrative Assistant to Town Manager; and Nancy Slaton, Deputy Town Clerk

- F. PUBLIC COMMENTS:** Mayor Kussard asked if there were any comments at this time.
- Judy Glasel of Ricardo Ave. commented in reference to the Lady Lake Outpatient Clinic. She stated she attended the public meeting this past Tuesday and was very impressed with the group as they answered a lot of questions. She stated the Town needs the kind of doctors they will have. Ms. Glasel stated although she was not in favor of this before, she is now, and is happy they are willing to address the issue of the road to the best of their ability.
 - Larry Edwards of 171 Palermo Ct. reported that he was also originally opposed to the construction of the new orthopedic center on Rolling Acres Road, but is now in favor since learning that the developers of this clinic have agreed to an enhanced entrance/exit configuration that would minimize the potential congestion on this road. He stated this would facilitate an easy on/off traffic pattern to the center, and suggested the Commission approved a construction variance. Mr. Edwards stated he would like to see the construction of the new entrance as soon as possible as a show of good faith, as it could be an example of

the minimum requirements the Town of Lady Lake would want to see for future requests of this nature. He stated the failure of Rolling Acres Road remains a thorn in the Town's side and should be addressed by the Commission with a specific plan of action.

G. PROCLAMATION:

1. Proclaiming May 27th & 28th, 2016 as "Poppy Days" in the Town of Lady Lake (Mayor Kussard/Carol Pirone-Udell - American Legion Auxiliary Unit 347)

Mayor Ruth Kussard read the proclamation proclaiming May 27th and 28th as "Poppy Days" in the Town of Lady Lake and presented it to Carol Pirone-Udell and Rose Trippodo of the American Legion Auxiliary Unit 347.

H. CONSENTⁱ:

**2. Minutes – May 2, 2016 – Commission Workshop Meeting
– May 2, 2016 – Regular Commission Meeting**

3. Consideration for Approval of a "Food for Fines" Program Sponsored by the Lake County Library System from May 16-28, 2016 (Marsha Brinson)

The background summary for this agenda item is on file in the Clerk's Office. It states that summer is a critical time for libraries serving children and families through the Summer Reading Programs, which impacts thousands of children. Studies have shown that children who take part in library programs reduce the impact of "summer slide" and return to school with a reading level at or above when they finished the previous spring.

Library fines can be a hindrance to children trying to check materials out for the summer. The goal is to help in clearing fines off of children's cards so they can fully participate in summer reading programs. Library cards are blocked when fines exceed a specific dollar amount - \$10.00 for all branch libraries and most member libraries, and \$5.00 at Fruitland Park Library.

This program will also benefit area aid organizations that identify summer as a critical time when they need food donations. All food items collected at the Lady Lake Library would stay in Lady Lake.

The Lady Lake Public Library sponsored a "Food for Fines" program in the month of December, 2015. It was very successful; nine large boxes and several bags of food were donated to the Christian Food Pantry in Lady Lake. Many families had records cleared and are now able to use the library, smaller fines were forgiven, and lost materials were recovered.

Mayor Kussard asked if there were any questions or comments on the Consent items, and hearing none, asked for a motion.

Upon a motion by Commissioner Richards and a second by Commissioner Hannan, the Commission approved Consent Items #H-2 and #H-3 by a vote of 5 to 0.

I. OLD BUSINESS: No old business.

J. NEW BUSINESS:

4. Consideration of the SPRG of Florida Lady Lake Outpatient Clinical Building Major Site Plan - Phase I – MJSP 03/16-002 – A Development Proposing a 26,540-Square-Foot Multi-Specialty Medical Facility to be Constructed Along Rolling Acres Road on a +/- 9.77-Acre Parcel – Located at 539 Rolling Acres Road (Thad Carroll)

Town Planner Wendy Then gave the background summary for this agenda item (on file in the Clerk's office). She noted that this is a new name since the first application, and stated that George Huddleston with Littlejohn Engineering Associates, Inc., has submitted a site plan application for a 9.77 +/- acre parcel located at 539 Rolling Acres Road. The applicant proposes the construction of a 26,540-square-foot building for a multi-specialty clinic facility. The property is zoned Industrial, which permits the proposed medical office/clinic use. The Future Land Use Map designation for the site is Industrial (I). This particular piece of property is located just south of The Villages Industrial Center and north of the Citizen's First Bank Processing Center and the Fort Knox Storage Facility. This is one of the few remaining undeveloped properties on that section of Rolling Acres Road north of Highway 466. The property is expected to be developed in two phases.

An aerial view of the property, maps showing the zoning of the property and adjacent properties, and photos of the property in its current state were shown.

Ms. Then noted that supplementary items to J-4 of the Commission packet were sent out this morning. The first was the satisfactory review of the site plan by Neel-Schaffer, engineering consultants; the review for another project was inadvertently placed in your packet for the item.

The second attachment, an e-mail by the MPO was received on Friday. Though staff had a verbal okay from the MPO on the project, they wanted to include it in writing as well, and it was not available at the time the packets went out.

The site plan was reviewed to determine if it is in compliance with the Land Development Regulations (LDRs) including parking, setbacks, landscaping, engineering, environmental protection and commercial design standards. The applications were determined to be in compliance with the Land Development Regulations (LDRs) and the Comprehensive Plan.

The engineering plans submitted, consisting of 33 sheets, are drawn on 24"x36" sheets and certified by Christopher S. Grammier, Professional Engineer with Littlejohn, are dated May 9, 2016. Landscaping and irrigation plans submitted, consisting of eight sheets and certified by Jay R. Hood, Registered Landscape Architect with Littlejohn, are dated May 9, 2016. Reviews were completed for the Town by Town staff, Neel-Schaffer Engineering, Daniel Hickey with The Villages Fire Department, and Building Official Dallas Foss. The following items were included in the packet:

1. Site Plan Review completed by Growth Management on 04/28/2016 (Satisfied).
2. Review No. 2 for the general site development completed by Neel-Schaffer Engineering, dated 04/27/2016 (Satisfied).
3. Review by Fire Inspector Daniel Hickey dated 04/19/2016 (Satisfied).
4. Review by Building Official Dallas Foss dated 04/26/2016 (Satisfied).
5. St. Johns Water Management District Permit No. 145706-1 dated 04/22/2016 (Satisfied).

Renderings of the proposed building, site plan with revised entrance/exit, and landscaping plans were reviewed.

Ms. Then reviewed the *Commercial Design Standards*: The site plan and façade elevations for the Specialty Orthopedic Center were included with the packet. In accordance with the Land

Development Regulations, Chapter 20, Section 20-3C).3).A)., new buildings should adopt one of the four recommended architectural styles: Frame Vernacular, Craftsman/Bungalow, Mediterranean, or Mission.

The Specialty Orthopedic Center Facility exhibits a Modern Architectural Design style featuring white cement plaster, metal wall panels, split face concrete block, glass doors and windows throughout the different exterior wall elevations of the building.

- Primary entrance oriented towards the public right-of-way featuring a Portico.
- Substantial architectural elements that projects/recesses from the building.
- Facades includes changes in place, arcades, change in compatible material, changes in texture, doors and windows.
- Primary façade features public entrances, roof treatments, awnings, and landscaping.
- Secondary and rear entrances include architectural embellishments such as awnings and landscaping.
- All glazing is transparent.
- Rooftops consists of steeped parapets of different colored material.

Ms. Then reviewed the tree requirements: In accordance with Chapter 10-Landscape and Tree Protection, the site is required to provide 931.2 tree caliper inches based on its 5.82-acre site development area (160”x 5.82 acres). The landscaping tree proposal breakdown is as follows:

Existing trees to remain	271.0 tree caliper inches
Proposed canopy & understory trees	<u>735.5</u> tree caliper inches
Total tree caliper inches	1006.5 tree caliper inches

The applicant is providing more than the required on-site tree caliper inches. It was noted that a 65” history oak tree is proposed to be preserved and no historic trees are proposed to be removed for this development.

Ms. Then stated the applicant is pursuing the following landscaping waivers:

- In accordance to Chapter 10, Section 10-3. b).B).4)., the *North* Elevation requires “Class D” Landscaping Buffer - 40 feet minimum width with eight canopy trees, six understory trees and a continuous hedge or an approved fence or wall.

The applicant is required to provide 56 canopy trees and 35 understory trees.

Request: The applicant is requesting a waiver for 13 canopy trees and to reduce the buffer width from 40 feet to 20 feet.

Justification: Buffer width reduction has been requested due to modern building layout to meet commercial design standards and to accommodate parking spaces needed for Phase I.

- In accordance to Chapter 10, Section 10-3. b).B).3)., the *South* Elevation requires “Class C” Landscaping Buffer - 30 feet minimum width with six canopy trees, four understory trees and a continuous hedge or an approved fence or wall.

The applicant is required to provide 42 canopy trees and 28 understory trees.

Request: The applicant is requesting a waiver for seven canopy trees, two understory trees and to reduce the buffer width from 30 feet to 20 feet.

Justification: Buffer width reduction has been requested due to modern building layout to meet commercial design standards and to accommodate parking spaces needed for Phase I.

Comments:

As stated, the applicant is proposing a medical office/clinic; such a use would regularly require only a Landscaping Buffer Class "A" along the boundaries if assigned under the Heavy Commercial (HC) zoning district, in which this proposed use would be permitted. However, due to the property having an Industrial Zoning designation, the project is required to provide Landscaping Buffer Class D for the north elevation and Landscaping Buffer Class C for the South elevation; which are 40 feet and 30 feet in width respectively, and require extensive plant material.

Overall, the plan material that has been proposed on-site for approximately 700 lineal feet would be the equivalent of Landscaping Buffer Class C; which is far beyond what is currently featured on adjacent and surrounding sites.

Ms. Then reported the application was received on March 22, 2016; the Technical Review Committee members individually reviewed the application on Friday, April 8, 2016, and provided outstanding comments regarding the Site Plan application. The Parks, Recreation and Tree Advisory Committee reviewed the application on Wednesday, April 13, 2016, and recommended approval with a 5-0 vote. At the Special Conceptual Town Commission Workshop held on Monday, April 18, 2016 at 5:15 p.m., the Town Commission voted 3-2 to move forward with site plan application for final consideration.

Ms. Then stated the applicants are present and include the engineer, traffic engineer, project manager and property owners if there are any questions.

Mayor Kussard reported that she met with Mr. Husebo and Mr. Roth concerning this project, and that they have gone out of their way to address residents' concerns regarding traffic on Rolling Acres Road. She stated they have even met with County Commissioners and County staff regarding the widening of Rolling Acres Road. She also attended the public meeting this past Tuesday regarding this project, and all residents now seem to be in favor of the orthopedic center after the meeting. Mayor Kussard stated she is now in favor of this project.

Commissioner Hannan reported that he has also spoken with the developer and his associates, and is impressed with this project.

Commissioner Richards asked staff what they meant by stating that the applicant has met concurrency to the best practicable standard possible; asking what is lacking.

Ms. Then reported that staff received an email from the MPO on Friday regarding concurrency on the road.

Growth Management Director Thad Carroll reported it does not meet the Town's concurrency standard for Level of Service D regarding concurrency with road, so it does fail concurrency. He stated, however, that because the road is already failing, this project cannot be required to mitigate to a standard that is passing.

Commissioner Richards asked staff if they would waive the concurrency if this project was over capacity for water and sewer.

Mr. Carroll replied that it is his understanding that the developer would have to put in the necessary improvements to meet concurrency on that issue. He stated that the statute as it reads regarding concurrency and bringing roads up to level of service, as well as the MPO's opinion, is that the Town cannot require a developer to bring the road up to a passing standard if it is already failing.

Commissioner Richards stated he is asking the County to bring the road up to level of service, not the developer. He stated he understands this project would be good for the community with high paying jobs, but property taxes paid by the developer evens out with the Town providing services. He stated the residents would have to accept more traffic on a road that is already in failure, and the Town has been asking that this road be widened since 1997. Commissioner Richards stated he cannot in good conscience vote for something that will cause more grief. He stated he received a call from the County stating they would try to fast-track the road improvements, but asked how they could do this if they have no money as they are not collecting impact fees and have no money for the infrastructure that goes along with the development. He stated he is for the project, if it was to be located on a road that is passing.

Commissioner Holden agreed with Commissioner Richards comments about the road, and stated that roads all over the county are falling and suggested the county raise gasoline taxes a few cents to cover improvement. He stated outside of this, he is in favor of this project.

Town Attorney Derek Schroth suggested that public comment be allowed on this item given the fact that waivers are requested.

Mayor Kussard asked if there were any further questions or comments regarding this project. There were no further questions or comments.

Commissioner Richards made a motion to table the SPRG of Florida Lady Lake Outpatient Clinical Building Major Site Plan - Phase I – MJSP 03/16-002 until such time that Town staff can meet with the County and get some resolution to the road failure. This motion died for lack of a second.

Upon a motion by Commissioner Hannan and a second by Commissioner Holden, the Commission approved the SPRG of Florida Lady Lake Outpatient Clinical Building Major Site Plan - Phase I – MJSP 03/16-002 by the following roll call vote:

<i>HOLDEN</i>	<i>YES</i>
<i>VINCENT</i>	<i>YES</i>
<i>HANNAN</i>	<i>YES</i>
<i>RICHARDS</i>	<i>NO</i>
<i>KUSSARD</i>	<i>YES</i>

5. Consideration of Contract Award to Construct the Final Phase of Wastewater Treatment Plant No. 2 Aeration Improvements (Bid No. 2016-0002) (C.T. Eagle)

Public Works Director C. T. Eagle gave the background summary for this agenda item (on file in the Clerk's office). He stated that the Town identified a number of projects within the 2014 Wastewater & Reuse Master Plan and the Town has completed one phase of these improvements. Town Commission approved bidding out the second and final phase of this work in February of 2016. This phase work will complete the system for operation by adding the necessary redundant

blower, rehabilitating the influent structure, replacing the clarifier drive, electrical improvements, and other miscellaneous improvements at the site. The Public Works Director would request that contingency funds be approved up to the contract amount for any change orders that may arise as a part of this contract. If the funds are not utilized, they will remain in Utilities Retained Earnings. Contingency funds allow the project to keep moving forward without work stoppage for additional funding approval from Town Commission.

Mr. Eagle stated that Greg Lang from Mittauer & Associates is present if there are any questions.

Upon a motion by Commissioner Holden and a second by Commissioner Vincent, the Commission approved the U.S. Water services Corporation bid in the amount of \$286,136.00 (base bid only), and the requested contingency funds, by a vote of 5 to 0.

K. TOWN ATTORNEY’S REPORT:

Town Attorney Derek Schroth clarified that public comment is not normally permitted under New Business, but when a waiver is requested, it makes this meeting a quasi-judicial hearing because it is a deviation from the Town’s codes.

6. Resolution No. 2016-104 – First/Final Reading – Declaration of Qualifying Dates for the Office of Town Commissioner for Wards Two and Four for the November 8, 2016 General Election, and Authorization to Request that the Lake County Supervisor of Elections Conduct the Election (Nancy Slaton)

Deputy Town Clerk Nancy Slaton gave the background summary for this agenda item (on file in the Clerk’s Office). She stated that a request is being made by the Town Clerk to adopt Resolution No. 2016-104, which announces the qualifying dates for Town Commissioner candidates for the general election to be held on November 8, 2016. The qualifying period will begin June 20, 2016 at 12:00 noon, and end on June 24, 2016 at 12:00 noon.

In addition, a request is being made to authorize the Town Clerk to request that Emogene Stegall, Supervisor of Elections for Lake County, conduct the November 8, 2016 general election for the Town of Lady Lake.

Mayor Kussard asked if there were any questions or comments from the audience, and hearing none, asked for a motion.

Upon a motion by Commissioner Hannan and a second by Commissioner Holden, the Commission approved Resolution No. 2016-104, declaring the qualifying dates for the November 8, 2016 General Election, by the following roll call vote:

<i>HOLDEN</i>	<i>YES</i>
<i>VINCENT</i>	<i>YES</i>
<i>HANNAN</i>	<i>YES</i>
<i>RICHARDS</i>	<i>YES</i>
<i>KUSSARD</i>	<i>YES</i>

Upon a motion by Commissioner Hannan and a second by Commissioner Holden, the Commission approved the Authorization for the Town Clerk to request that the Lake County Supervisor of Elections conduct the general election for the Town by the following roll call vote:

<i>HOLDEN</i>	<i>YES</i>
<i>VINCENT</i>	<i>YES</i>
<i>HANNAN</i>	<i>YES</i>
<i>RICHARDS</i>	<i>YES</i>
<i>KUSSARD</i>	<i>YES</i>

7. Ordinance No. 2016-11 – Second/Final Reading – Annexation – The Villages of Lake-Sumter, Inc., John and Patricia Porto, and Pamela A. Barsness – from Lake County Medium Urban Density to Lady Lake Manufactured Home High Density for Five Lots Consisting of Approximately 0.64 +/- Acres of Land, Located in Orange Blossom Gardens Unit, 1, 3 and 3.1b. (Thad Carroll)

The second/final reading of this ordinance was tabled until the June 6, 2016 meeting at the request of The Villages.

8. Ordinance No. 2016-12 – Second/Final Reading – Small Scale Future Land Use Comprehensive Plan Amendment – The Villages of Lake-Sumter, Inc., John and Patricia Porto, and Pamela A. Barsness – from Lake County Medium Urban Density to Lady Lake Manufactured Home High Density for Five Lots Consisting of Approximately 0.64 +/- Acres of Land, Located in Orange Blossom Gardens Unit, 1, 3 and 3.1b. (Thad Carroll)

The second/final reading of this ordinance was tabled until the June 6, 2016 meeting at the request of The Villages.

9. Ordinance No. 2016-13 – Second/Final Reading – Rezoning – The Villages of Lake-Sumter, Inc., John and Patricia Porto, and Pamela A. Barsness – Rezoning from Lake County Residential Medium (RM) to Lady Lake Mixed Residential Medium Density (MX-8) for Five (5) Lots of Approximately 0.64 +/- Acres – Located within Located Within Orange Blossom Gardens Units 1, 3, And 3.1b. (Thad Carroll)

The second/final reading of this ordinance was tabled until the June 6, 2016 meeting.

10. Ordinance No. 2016-17 – First Reading – Revisions to the Land Development Regulations Chapter 17, Sign Regulations; Amending Sections 17-2. - Permitting Requirements, 17-3. - General Requirements, 17-4. - Permanent Signs, and 17-5. Temporary Signs (Thad Carroll)

Town Attorney Derek Schroth read the ordinance by title only.

Town Planner Wendy Then gave the background summary for this agenda item (on file in the Clerk's office). She stated that on October 5, 2009, Town Commission approved Ordinance No. 2009-15 in an effort to update Chapter 17, Sign Regulations, which were originally adopted in 1994. The changes that were incorporated sought to put more detailed sign restrictions both for safety and aesthetic purposes, as well as signage provisions for temporary and promotional events.

Ms. Then reported that it has been almost seven years since the sign Code have been amended, and as staff has been progressively working with the sign Code provisions, particularly our Code Enforcement, Growth Management Dept., and even Public Works, Town staff has been directed to revise certain sections of Chapter 17 that continuously result in variance applications; issues which appear to be more the norm rather than the exception.

Ms. Then reviewed the most recent past sign variance requests as follows, pointing out that only one was denied for Insight Credit Union:

Resolution No.	Project Name	Variance Requested
		SECONDARY WALL SIGNAGE
2015-113	Verizon Wireless	Secondary Wall Signage- Approved
2015-110	Stein Mart	Secondary Wall Signage- Approved
2015-104	Ulta Beauty	Secondary Wall Signage- Approved
2015-102	Sunset Professional Plaza	Secondary Wall Signage- Approved
2010-108	Insight Credit Union	Secondary Wall Signage- Denied.
2008-133	CFT Retail Center	Secondary Wall Signage (along Rolling Acres Rd.)-Approved
		ADDITIONAL WALL SIGNAGE
2015-111	Stein Mart	Increase Wall Signage-Approved
2011-105	Villages Rehab Center	Increase Copy Area- Approved

In addition, the changes made under section 17-2 will help clarify permitting requirements and diminish conflicts in the interpretations to the Sign Code, thus communicating a better understanding to our citizens and the general public of our regulations. Ms. Then stated these changes specify additional signs exempt from permitting such as construction signs, governmental flags, and non-political flags.

Ms. Then reported the proposed revision of 17-3 will increase wall signage size from ten to 20 percent of the square footage of the façade. This change has been proposed to accommodate buildings that require parapet(s) as per the Commercial Design Standard Regulations and to provide more proportionality between large facades and wall signage.

Ms. Then stated the proposed revisions on 17-4 aim to allow flexibility for businesses to select which façade to place wall signage as long as the sign proposal adheres to maximum square footage allowed and is placed on exterior elevations facing the public street or the patron’s parking areas. The types of variance requests that were shown in the previously reviewed slide are what would be effected by this change. The proposed amendments are as follows:

Wall Signage: Two sq. ft. per lineal foot of building frontage on a public street, with up to 200 sq. ft. maximum, or 20% of square footage of the façade; whichever is greater.

- Single Use Development: b)1)B) Applicants may be allowed an additional wall, awning, marquee, or projecting sign on secondary façades facing the public street and/or along facades which face the patrons’ parking area.
- Multi-tenant Development: b)2)G) Individual tenants may be allowed to display an additional wall, awning, marquee, or projecting sign on a secondary façade facing the public street and/or along facades which face the patrons’ parking area.

Commissioner Vincent commented that there was another variance request by a church that was denied that was not shown on this list.

Ms. Then explained that St. Alban’s Church brought a conceptual plan for a wall sign to the Commission to receive Commission feedback prior to applying for a variance and expending monies for the application. The application was never submitted and fees were not paid.

Ms. Then reported that amendments to section 17-5 will extend the display of promotional banners and/or feather flags one additional time a year for a maximum of four times a year per each business, and provides for additional banners and feather flags (up to one banner and feather flag per frontage or two feather flags per frontage). Overall, the proposed amendments to Chapter 17 - Sign Regulations seek to align and reconcile existing practices with the written provisions of the Code.

The Planning and Zoning Board recommended approval with a 3-0 vote at the meeting held on Monday, May 9, 2016. The Town Commission is scheduled to hear Ordinance No. 2016-17 for second/final reading on Monday, June 6, 2016.

Ms. Then stated that staff is open to suggestions or direction by the Commission on proposed changes to the language for this document prior to its passage.

Commissioner Richards stated that these changes will make it easier, and the other Commissioners agreed.

Growth Management Director Thad Carroll clarified that St. Albans Church did come before the Commission for their feedback on a wall sign prior to applying for a variance. He stated that the amended language in the proposed document this evening still does not address the issue facing the church, and they would still need a variance for what they wanted. He stated the proposed language would need to change as the church's property does not immediately abut a right-of-way or public road, although it fronts a public road, and there is a vast distance between the church and the highway because of a retention area.

Mr. Carroll asked the Commission for feedback on how to craft an ordinance that states that a sign in plain public view from a public right-of-way shall be permitted on a secondary façade without opening it up to argument if even a portion of the façade can be seen from a corridor. He stated that he spoke with the Town Attorney regarding this and a suggestion could be that if 50% or greater of the façade is visible from the public road at all time, etc.

Commissioner Richards commented that the church already faces a public street, and that is the language of the ordinance already.

Mr. Carroll stated the church is not adjacent to the street.

Commissioner Hannan suggested phrasing it as "facing the street with no obstructions".

Mr. Schroth stated it seems it would be allowed the way the ordinance is currently written.

Mr. Carroll stated it is the way it is written in the proposal, but it opens up that if the wall were to face Hwy 466, despite what is in front of it, then they would be entitled to a secondary wall sign. He suggested the language "facing a public street in an unobstructed manner".

Ms. Then suggested defining the term "facing a public street" as well, with perhaps an unobstructed percentage included in the language.

Mr. Schroth agreed that the language could be tweaked to include a percentage of unobstructed view from the public street prior to the second/final reading, and the Commissioners agreed.

Mayor Kussard asked if there were any questions or comments from the audience, and hearing none, asked for a motion.

Upon a motion by Commissioner Hannan and seconded by Commissioner Holden, the Commission approved the first reading of Ordinance No. 2016-17, with modifications to include language as discussed prior to the second reading, by the following roll call vote:

<i>HOLDEN</i>	<i>YES</i>
<i>VINCENT</i>	<i>YES</i>
<i>HANNAN</i>	<i>YES</i>
<i>RICHARDS</i>	<i>YES</i>
<i>KUSSARD</i>	<i>YES</i>

M. TOWN MANAGER’S REPORT:

Human Resource Director Tia O’Neal reported that Town Manager Kris Kollgaard is on vacation and will return this Wednesday, May 18, 2016, and all is well.

N. MAYOR/COMMISSIONER’S REPORT:

Commissioner Hannan reported that HB 7125, which took effect in 2012, resulted in lost business tax receipt revenue for the Town; approximately \$7,000 per year. He stated that he and other Commissioners met with Representative Dennis Baxley last week, who is running for the Florida Senate seat against Representative O’Toole. Commissioner Hannan stated Mr. Baxley currently owns a business here in The Villages and was a Belleview Commissioner, Mayor and a member of the House of Representatives. He stated the other representatives do not understand local government issues and finances, and he verbally endorsed Mr. Baxley for the Florida Senate.

Commissioner Richards and Mayor Kussard commented that they did not know if that is allowed.

Commissioner Hannan stated he contacted the Town Attorney to see if he could do this.

Town Attorney Derek Schroth stated Commissioner Hannan has the first amendment right to use his time for endorsements and it is not prohibited unless the Town were to draw up a policy against it.

Mayor Kussard commented that the new speed limit sign on Chula Vista Avenue is one of the best investments this town has made, and she has heard a lot of positive input from the residents. The sign is portable and can be moved around. She suggested that the town should purchase more in the future.

Ms. O’Neal stated that she believed the sign cost approximately \$4,500-\$5,000, and it would need to be formally approved by the Commission since it is a non-budgeted capital item.

Commissioner Holden commented that it is a lot of money for one item and that someone unhappy with it could throw something at it and break it.

Chief Chris McKinstry commented from the audience that the sign is fairly secure.

O. PUBLIC COMMENTS:

Mayor Kussard asked if there were any further questions or comments. There were no comments.

P. ADJOURN: The meeting was adjourned at 6:53 p.m.

Kristen Kollgaard, Town Clerk

Ruth Kussard, Mayor

Minutes transcribed by Nancy Slaton, Deputy Town Clerk

ⁱ *All items listed under consent are considered routine by the Town Commission and will be enacted by one motion. There will be no separate discussion of these items unless a Town Commissioner so requests, in which event the item will be removed from the consent agenda and considered in its normal sequence.*