

**TOWN OF WINDERMERE**

**Town Council Meeting Minutes  
(3rd Virtual Meeting Covid-19)**

**June 9, 2020**

**CALL TO ORDER:**

Present were Mayor Jim O'Brien, Council Members Bill Martini, Bob McKinley, Andy Williams, Chris Sapp, and Liz Andert. Town Attorney Heather Ramos, Town Manager Robert Smith, Police Chief Dave Ogden, Public Works Director Scott Brown, and Town Clerk Dorothy Burkhalter were also present.

Mayor O'Brien called the meeting to order at 6:01pm and stated all Council members were present.

Mayor O'Brien then requested a moment of recognition.

**1. OPEN FORUM/PUBLIC COMMENT (3 Minute Limit)**

Mayor O'Brien stated that an email was received for the open forum. He then turned the floor over to Manager Smith. Manager Smith read the email comments for the record. They were, "Has our city council and police department ever reviewed the task force findings for effective 21st century policing developed during the Obama administration? If we did review, did we adopt any of the findings? If we did not review, can we commit to reviewing the report and implementing as applicable?" No further comments were made.

**2. SPECIAL PRESENTATION/PROCLAMATIONS/AWARDS**

NONE

**3. NEW BUSINESS**

**a. Minutes**

**i. Town Council Meeting Minutes May 12, 2020**

Member Sapp made a motion to approve the May 12, 2020 Town Council meeting minutes as presented. Member Williams second the motion. Roll call vote was as follows: Andert – aye, Sapp – aye, Williams – aye, McKinley – aye, and Martini – aye. Motion carried 5-0.

**b. Resolutions/Ordinances for Approval/First Reading**

**ORDINANCE NO. 2020-02**

**AN ORDINANCE GRANTING TO DUKE ENERGY FLORIDA, LLC d/b/a DUKE ENERGY, AN ELECTRIC UTILITY RIGHTS-OF-WAY UTILIZATION FRANCHISE; PRESCRIBING THE TERMS AND CONDITIONS RELATED TO THE OCCUPANCY OF MUNICIPAL STREETS AND RIGHTS-OF-WAY IN THE TOWN OF WINDERMERE, FLORIDA, FOR THE PURPOSE OF PROVIDING ELECTRIC SERVICE; PROVIDING FOR SEVERABILITY OF PROVISIONS; PROVIDING AN EFFECTIVE DATE.**

**ORDINANCE NO. 2020-03**

**AN ORDINANCE OF THE TOWN OF WINDERMERE, FLORIDA PERTAINING TO WATER CONSERVATION; REPEALING AND REPLACING SECTION 5.03.04 OF ARTICLE V OF THE TOWN'S LAND DEVELOPMENT CODE TO PROVIDE AN UPDATED WATER SHORTAGE PLAN CONSISTENT WITH THE REQUIREMENTS OF THE SOUTH**

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FLORIDA WATER MANAGEMENT DISTRICT; PROVIDING THE INTENT AND PURPOSE; PROVIDING DEFINITIONS; PROVIDING FOR APPLICABILITY; PROVIDING FOR THE DECLARATION OF WATER SHORTAGE OR WATER SHORTAGE EMERGENCY; PROVIDING FOR VARIANCES; PROVIDING FOR ENFORCEMENT; PROVIDING FOR PENALTIES; PROVIDING FOR CODIFICATION; PROVIDING FOR THE REPEAL OF ALL CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

ORDINANCE NO. 2020-04

AN ORDINANCE OF THE TOWN OF WINDERMERE, FLORIDA PERTAINING TO WATER CONSERVATION; REPEALING AND REPLACING ARTICLE XIV OF THE TOWN'S LAND DEVELOPMENT CODE TITLED "WATER CONSERVATION RULES" TO PROVIDE FOR UPDATED WATER CONSERVATION RULES CONSISTENT WITH THE REQUIREMENTS OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT AND TO BE TITLED "WATER CONSERVATION; YEAR-ROUND LANDSCAPE IRRIGATION MEASURES; VARIANCES; ENFORCEMENT; PENALTIES"; PROVIDING THE INTENT AND PURPOSE; PROVIDING DEFINITIONS; PROVIDING FOR APPLICABILITY; PROVIDING FOR THE DECLARATION OF A WATER SHORTAGE OR WATER SHORTAGE EMERGENCY; PROVIDING FOR VARIANCES; PROVIDING FOR ENFORCEMENT; PROVIDING FOR PENALTIES; PROVIDING FOR CODIFICATION; PROVIDING FOR THE REPEAL OF ALL CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Mayor O'Brien read the titles of proposed Ordinances 2020-02, 2020-03, and 2020-04 for the record. He then stated that the second reading/public hearing will be held at the July Town Council meeting.

c. Contracts & Agreements

NONE

d. Financial

NONE

e. Other items for consideration

i. **Town of Windermere Annual Pancake Breakfast**

Mayor O'Brien stated that conversation has been made regarding the annual pancake breakfast and the current pandemic. Consensus of the Town Council is to move forward with the pancake breakfast and if it needs to be canceled closer to the event, it can be.

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**ii. Garage Sales Restriction**

Manager Smith commented that due to Phase Two Re-Opening of the State, questions regarding garage sales have been made. Consensus of the Town Council is to allow garage sale permits to be issued.

**4. MAYOR & COUNCIL LIAISON REPORTS:**

Mayor O'Brien opened the floor to the Town Council for any reports. Member McKinley commented on the upcoming Parks and Recreation Committee meeting. Member Williams stated that the Historical Preservation Board has not been meeting due to the Pandemic but are looking forward to meeting again. Member Sapp reported the LRP will be meeting in a few weeks. He also stated that the Project Meeting notes were included in the packet. Member Martini reported that the DRB will be meeting on June 16<sup>th</sup>. He then thanked the Chief and the WPD for all their assistance with the Seniors Parade. Mayor O'Brien also thanked all who participated in the acknowledgment of the graduating Seniors. Discussion was made regarding the banner and the positive feedback. Member Andert commented on the WAYS Committee, the Downtown Business Committee and the business directory on the website, the Butler Chain Advisory Board upcoming meeting, and the upcoming Tree Board meeting. Mayor O'Brien thanked staff for their creativity during this pandemic. He then thanked Chief Ogden for his early outreach to public regarding the current policing issues in the country.

**7. STAFF REPORTS:**

**a. TOWN MANAGER ROBERT SMITH** – Mr. Smith reported on the CARES Act reimbursements, the last virtual Town Hall residents meeting, the after-action questionnaire, the graduation parade and banner, the upcoming meetings/workshops, the proposed budget and workshops, auctioning of current town items preparing for the move, and the new Windermere App,

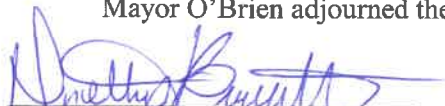
**b. TOWN ATTORNEY HEATHER RAMOS** – Ms. Ramos commented on the Phase Two reopening plan. She stated that the meeting criteria is set to expire June 30<sup>th</sup>. Ms. Ramos stated she will keep all advised should there be a change. Some discussion followed regarding future meetings.

**c. POLICE CHIEF DAVE OGDEN** – Chief Ogden reported on current conditions and meetings, that Officer King has completed his training, the current curfew that has been lifted, off duty details, the monthly report, and future events.

**d. PUBLIC WORKS DIRECTOR SCOTT BROWN** – Director Brown commented on the effective virtual Town Hall meetings. He then reported on the continuing projects and reports, current rains and road repairs, and new signage.

**8. ADJOURN:**

Mayor O'Brien adjourned the meeting at 6:42 pm.

  
Dorothy Burkhalter, MMC, FCRM  
Town Clerk

  
Jim O'Brien, Mayor