

TOWN OF WINDERMERE

Town Council Meeting Minutes

March 8, 2022

CALL TO ORDER:

Present were Mayor Jim O'Brien, Town Council members Andy Williams, Chris Sapp (last meeting), Bill Martini, Mandy David, and Tony Davit. Town Manager Robert Smith, Attorney Heather Ramos, Police Chief Dave Ogden, Public Works Director Tonya Elliott-Moore, and Town Clerk Dorothy Burkhalter were also present. Ms. Molly Rose was also in attendance.

Mayor O'Brien called the meeting to order at 6:00pm and stated that a quorum was present. He then led everyone in the Pledge of Allegiance and gave the invocation.

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

Mayor O'Brien opened the floor to the public. First to speak was Ms. Anne Fanelli of 400 W 2nd Avenue. Ms. Fanelli commented on ownership, current lease, concerns with ADA compliance, expenses to taxpayers, and requested that the Town keep the boathouses residential. Ms. Ashley Walker deferred her comments. Mr. George Poelker on 405 W 3rd Avenue introduced himself. He then commented on a possible sunshine violation with incorrect dates on a meeting notice. He further commented on his displeasure of the overall boathouse process. Mr. Poelker stated that it seems that the Town does not know what direction to take involving the boathouses. He suggested that the Town stop everything until it does know. Ms. Nancy Connors deferred. Ms. Judy Black deferred. Mr. Curt Fraser, not present but signed in. Ms. Rhonda Fraser signed in, arrived late. Mr. Kurt Ardaman deferred. Mr. Bob McKinley deferred. Ms. Mary Oakes deferred. Ms. Denise Strube deferred. Mr. Robin Lopez deferred. Mrs. Angela Withers of 712 Main Street introduced herself. Mrs. Withers stated that she believes tradition needed to be honored, and that the boathouses needed to be left alone. Ms. Dale Walker deferred. Mr. Phu Nguyen deferred. Mr. Curt Fraser of 415 W 3rd Avenue introduced himself. He then read for the record a letter from Mr. Doug Kegler (attached). Mr. Fraser stated that he had an objection to the lack of respect, and being referred to as "those people." Mrs. Rhonda Fraser of 415 W 3rd Avenue introduced herself. She then commented on the renovations that her husband and son have done to the boathouse. Mrs. Fraser strongly objected to any change with the current ownership/leases. Manager Smith read for the record a comment received from Mr. Russell Gentry of 409 W 2nd Avenue (attached). This concluded the open forum/public comments.

2. SPECIAL PRESENTATION/PROCLAMATIONS/AWARDS

a. 2021 Windermere Police Department Awards and Recognitions (Chief Ogden to Present):

- i. Officer of the Year – CJ Burrell. In 2021 Reserve Officer Burrell dedicated 570 hours to the Reserve program and she continually steps up to the plate to volunteer for full-time positions. several times she was instrumental in ensuring we were allowed to maintain minimum staffing. CJ has done an outstanding job and is very deserving of this recognition.

Chief Ogden presented the Officer of the Year award to Reserve Officer CJ Burrell.

- ii. Chiefs Special Award – Officer Griffin Hebel. Officer Hebel continues to be actively engaged in patrolling the community ensuring 23 Drunk Drivers were off the streets amongst many other arrests for a multitude of crimes.

Chief Ogden presented the Chiefs Special Award to Officer Hebel.

- iii. Chiefs Special Award – Ms. Diane Edwards. Diane has become a mission-critical person in nearly every project for the Town as well as the PD. She is

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always willing to step up and step in whenever we need some assistance in event planning and implementation. Ms. Diane is a pleasure to work with a highly effective, efficient, and valued partner for getting the job done.

Chief Ogden presented the Chiefs Special Award to Ms. Diane Edwards.

- iv. Volunteers - The Reserve Unit and Chaplains who donated over 100 hours will be recognized for their volunteer service hours once again through the Presidential Awards Presentation.

- 1. J. Alcalde= 551.50
- 2. L. Sipek= 234.55
- 3. B. Miller= 298.50
- 4. J. Bacigalupi= 274.50
- 5. C. Burrell= 570
- 6. P. Husic= 228
- 7. M. Destefano= 349

- 8. Chaplains:

- a. Jones: 175

Chief Ogden presented the Reserve Unit and Chaplain Jones with the Presidential Awards for volunteering services.

- v. Reserves Unit Citation:

This Unit Citation is presented to the Windermere Police Department's Reserve Officer Unit for their outstanding demonstration of teamwork and dedication to the Town of Windermere. Throughout 2021, the Reserve Unit assisted with various community events, special details and training, and officers continued to support Uniform Patrol with manpower. Altogether the Reserve Unit volunteered a total of 2,506 hours; a cost savings of \$51,047 for the Town of Windermere. Your commitment and diligence to duty, as well as to the safety of the residents of the Town of Windermere are commendable and have earned you this award.

Chief Ogden presented the Reserve Unit with the Unit Citation award.

- b. Florida's 10th Congressional District Candidate Jeff Boone Introduction
- c. Florida's 10th Congressional District Candidate Peter Weed Introduction
- d. State House District 44 Candidate Janet Frevola Introduction.

The above candidates introduced themselves and gave background information on themselves that would make them the best candidate.

- a. FY 2020/2021 Audit Presentation

Mayor O'Brien introduced this item. He then turned the floor over to Ms. Tammy Campbell, auditor with McDirmit-Davis. Ms. Campbell stated that the Town received an Unqualified Opinion, which

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is the highest opinion that could be received. Some discussion was made regarding adjustments. Manager Smith thanked Finance Director Nora White for all her work.

2. TIMED ITEMS AND PUBLIC HEARING

3. OLD BUSINESS

a. CONSENT ITEMS

- i. 11 Main St., Z21-10, Ashley Walker – Variance to allow a reduced setback from the Normal High-Water Line for a swimming pool - Tabled from February 8, 2022 meeting

Mayor O'Brien introduced this item. He then turned the floor over to Mr. Cornelius. Mr. Corenlus explained that changes have been made since this item had been tabled at the February 8th Town Council meeting. He reviewed the past request as well as the revised request. Mr. Cornelius stated that the lakes consultant advised that the 50' from the NHW should be maintained for pools. He also stated that should approval be considered; the Town Attorney recommends a Hold Harmless agreement. Member Martini questioned if there would be violation to the NPDE. Mr. Cornelius stated no. Ms. Ashley Walker, owner of 11 Main Street introduced herself. She explained that the variance request has been reduced to a 13' request as the pool has been reduced in size, shifted to the left and towards the house, and additional stormwater retention to be put in place. The following spoke in favor of the variance request; Ms. Nancy Connors of 6 Oakdale Street, Ms. Mary Oakes of 33 Oakdale Street, Ms. Denise Strube of 5 Oakdale Street, and Ms. Dale Walker of 212 E 1st Avenue. Discussion was made regarding seawalls, stormwater retention, and forwarding this item back to the Development Review Board. Member David made a motion to send this request back to the Development Review Board. Member Martini seconded the motion. Member Sapp stated hat he would encourage the applicant to include the calculations for stormwater as well. Roll call vote was as follows: David – aye, Davit – aye, Sapp – aye, Williams – aye, and Martini – aye. Motion carried 5-0.

* Correction Per Council Member Davit 4/12/22 TC MAg

b. MINUTES

- i. Town Council Meeting Minutes February 8, 2022
- ii. Town Council Workshop Meeting Minutes February 22, 2022

Mayor O'Brien introduced this item. Member Davit made a motion to approve the minutes as presented. Member David seconded the motion. Roll call vote was as follows: Martini – aye, Williams - aye, Sapp – aye, David – aye, and Davit – aye. Motion carried 5-0.

c. OTHER ITEMS FOR CONSIDERATION

- i. Boathouse Use: Tabled from January Town Council Meeting: Consents listed from February 22nd Workshop.
 1. Letter: 60 Day notice of termination of current leases
 2. Authorization for Staff to receive proposals for cameras and split rail fencing, desire to move forward with HPB recommendation to update structures, not remove structures, have a period of time for rehabilitation, and then revisit the lottery system or leave them empty.

Mayor O'Brien introduced this item. He then turned the floor over to the public. First to speak was Mr. Kurt Ardaman with the Fishback Dominick Law Firm, 1947 Lee Road, Winter Park, FL, and present as representation for the five boathouse owners on Pine Street. He stated that the Town does not own the boathouses, nor does the Town have the riparian right associates with the properties. Mr.

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Ardaman commented on the ownership rights and length of ownership of his clients. He continued to comment on riparian rights, charges, ingress/egress, unconstitutional taking, blocking the access for his clients, and requesting a joint meeting between the Town and owners for a mutual agreement. Mr. Ardaman stated that he requests that the Town Council not take any action until such meeting has taken place. Mr. Bob McKinley of 536 Magnolia Street introduced himself. He questioned if there is a problem that would necessitate the installation of cameras and split rail fencing. Mr. McKinley then questioned who will be making the recommendation for the "lottery" or "leave empty;" a committee/board or the Town Council. Mayor O'Brien stated it will be the Council's discretion. He then stated that in terms of the fencing, it's for demarcation, and that the cameras are for caution and being pro-active. Next to speak was Ms. Judy Black of 405 W 3rd Avenue. Ms. Black commented on her disappointment, owners' collaboration efforts, her sadness, curiosity, and stated for the record that she is in favor of private ownership of the boathouses, and opposes Town Council taking any action toward them. There being no further public comments, Mayor O'Brien turned the floor over to the Town Council. Member Sapp made a motion to approve and move forward with the sixty (60) notice of termination to the current leases. Member Davit seconded the motion. Roll call vote was as follows: Martini – aye, Williams - nay, Sapp – aye, David – aye, and Davit – aye. Motion carried 4-1. Mayor O'Brien stated that the next item is regarding the cameras and split rail fencing. Manager Smith explained that the spending for the cameras and fencing is under his spending threshold, cameras \$9,400.00 and fencing \$1,700.00. Member Martini stated that he is in favor of the fence but not the cameras. Member Davit questioned why there would be cameras in other parks but not this one. Member Martini stated that there currently is not an issue at that park, thus the need is not warranted. Discussion regarding cameras was made. Member Davit made a motion approve the install of cameras only at Palmer Park. Member David seconded the motion. Roll call vote was as follows: Davit – aye, David – aye, Sapp – aye, Williams – aye, and Martini – aye. The fencing was deferred. Mayor O'Brien then commented on the recommendation from the Historic Preservation Board of "updating structures, not remove structures, having a period of time for rehabilitation, and then revisiting the lottery system or leaving them empty." Member Davit made a motion to move forward with the Historic Preservation Board course of actions for the boathouses; leave empty until time of construction and revisit after construction. Member David seconded the motion. Roll call vote was as follows: Martini -aye, Williams – nay, Sapp – aye, David – aye, and Davit – aye. Motion carried 4-1.

ii. Town Manager Evaluations

Mayor O'Brien introduced this item. Member Sapp gave a review of the Town Manger's evaluations. He then stated that he would recommend a 3.5% increase. Some discussion followed. Member Sapp made a motion to increase the Town Manager's salary by 4%. Member David seconded the motion. Roll call vote was as follows: Martini – aye, Williams – aye, Sapp – aye, David – aye, and Davit – aye. Motion carried 5-0. Manager Smith thanked the Staff, Mayor and Town Council.

4. NEW BUSINESS

a. Swearing Mavor and Councilmembers:

- i. Mayor Jim O'Brien
- ii. Council Member Andy Williams
- iii. Council Member Molly Rose

Manager Smith administered the Oath of Office to Mayor O'Brien. He then administered the Oath of Office to Town Council Members Andy Williams and Molly Rose.

b. Special Recognition

- i. Council Member Chris Sapp

Manager Smith thanked Mr. Sapp for his dedicated to the Town of Windermere, and for his service as a Town Council Member.

c. CONSENT ITEMS:

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- i. Z22-01 – 19 Main Street – Variance to Allow a Pool Less than 50 feet from NHWE

Mayor O'Brien introduced this item. He then turned the floor over to Mr. Brad Cornelius. Mr. Cornelius gave a quick overview of the of the variance request. Member Davit commented on the topo slope instead of a seawall. Mr. Cornelius commented that a seawall may be installed. Member Davit questioned the distance of the pool from the house. Mr. Cornelius stated that this would be a building code concern. Discussion was made regarding normal high water and setbacks. Mr. Phu Nguyen, owner of 19 Main Street introduced himself. He commented on his property, septic, setbacks, lot coverage, and needing the pool for his daughter. Member Rose commented on setting a precedence. She questioned the process of changing/evaluating the code. Mr. Cornelius stated that the Town Council would need to direct the Town Manager, who would then compile information for the Town Council to review and determine whether to move forward or not. He then explained the Ordinance process that would take place. Discussion followed regarding the process to change, Land Development Codes, Development Review Board, and setbacks/exceptions for pools. Member Rose made a motion to forward this item back to the Development Review Board. Member Davit seconded the motion. Member Martini stated that the applicant is requesting a 30' exception to the 50' setback. He then questioned if there were any flexibility with the plans. Mr. Nguyen stated that he is flexible. Member Martini commented that if a 25' setback is approved in the future, the variance request at 30' probably would not get approved. Mr. Stephen Withers of 712 Main Street, and a member of the Development Review Board, introduced himself. He then stated that per State Law, the Town Council and DRB can grant a variance with a hardship. Mayor O'Brien stated that best practices needed to be reviewed. Discussion ensued regarding he setback, Ordinance change, and lake protection. Mr. Bob McKinley of 536 Magnolia Street introduced himself. He questioned why this is going back to the DRB when there hasn't been anything changed in requirements. Mayor O'Brien commented that sending back to the DRB would be beneficial for the applicant. After much discussion, the applicant withdrew his request. No vote was made

- ii. Z22-02 – 620 Forest Street – Variance to Allow an Accessory Structure in Excess of 38% FAR

Mayor O'Brien introduced this item. He then turned the floor over to Mr. Cornelius. Mr. Cornelius gave a review of the of the variance request for the outdoor kitchen with the roof causing the need for a variance. He then commented on the comments from the DRB. Member Rose questioned the hardship. Mr. Cornelius stated that the lot is small, narrow, and undersized. Manager Smith commented that if the roof was not being built, there would not be a need for the variance request. Member Davit stated that it could be downsized and a variance not be needed. Member Rose made a motion to deny the variance request and reduce the size. Member Williams seconded the motion. Roll call vote as follows: Davit – aye, David – aye, Rose – aye, Williams – aye, and Martini – aye. Motion carried 5-0.

- iii. Z22-03 – 920 Main Street – Variance to Allow a Dock Less than 16 feet Side Setback

Mayor O'Brien introduced this item. He then turned the floor over to Mr. Cornelius. Mr. Cornelius gave a quick review of the variance request to allow construction of a new boat dock with a 10-foot setback from the projected property line where an existing boat dock is. Member Rose stated she approved the original request as a neighbor over 20 years ago. Dock builder Ron Lopez introduced himself and stated he was available to answer any questions. Member Davit confirmed that this is a remove and re-build. Mr. Cornelius stated yes. Member Davit made a motion to approve the variance request. Member David seconded the motion. Roll call vote was as follows: Martini – aye, Williams – aye, Rose – aye, David – aye, and Davit – aye. Motion carried 5-0.

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- iv. Z22-05 - 1 1st Court - Variance to Allow a Dock Less than 16 feet Side Setback

Mayor O'Brien introduced this item. He then turned the floor over to Mr. Cornelius. Mr. Cornelius reviewed the proposed variance request. He stated that DRB had a concern with the floating dock that is existing and navigation. Mr. Cornelius explained the motion from the DRB. He stated that this permit request has not been to Orange County EPD yet, which is the first step toward approval. Mr. Cornelius explained that the applicant has many steps remaining prior to a complete approval. He stated that owner Mr. Jason Roland is present for any questions or concerns. Member Martini commented on the floating dock. Mr. Roland of 1 1st Court introduced himself. He then commented on the floating dock and his neighbor's concern, which is the view from his house. Discussion was made regarding the existing dock and the variance request. Member Davit made a motion to approve the variance request with the conditions that a navigational study be done, that the applicant work with the neighbor, and that the applicant provide a water depth survey as part of the building permit. Member Martini seconded the motion. Roll call vote as follows: Davit – aye, David – aye, Rose – aye, Williams – aye, and Martini – aye. Motion carried 5-0.

- v. Z22-06 – 11068 Bayshore Drive - Variance to Allow a Dock Less than 16 feet Side Setback

Mayor O'Brien introduced this item. He then turned the floor over to Mr. Cornelius. Mr. Cornelius presented the variance request to allow a dock extension to be constructed 11.5 feet from the project side property line. Mayor O'Brien commented that the setbacks with the proposed would be 3' closer to the setback. Member Martini commented on the shape of the lot. Some discussion followed. Member Rose made a motion to approve the variance request. Member Davit seconded the motion. Roll call vote was as follows: Martini – aye, Williams – aye, Rose – aye, David – aye, and Davit – aye. Motion carried 5-0.

d. RESOLUTIONS/ORDINANCES FOR APPROVAL/FIRST READING

- i. RESOLUTION 2022-02 Orange County 1 Cent Sales Tax Initiative

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDERMERE, FLORIDA, IN SUPPORT OF THE PLACEMENT OF A ONE PERCENT TRANSPORTATION SURTAX REFERENDUM ON THE NOVEMBER 8, 2022 COUNTYWIDE BALLOT FOR CONSIDERATION BY THE VOTERS OF ORANGE COUNTY, FLORIDA

Mayor O'Brien read Resolution 2022-02 for the record. Member Rose made a motion to approve Resolution 2022-02 as presented. Member Williams seconded the motion. Some discussion followed. Roll call vote was as follows: Martini – aye, Williams – aye, Rose – aye, David – aye, and Davit – aye. Motion carried 5-0.

- ii. RESOLUTION 2022-03 Healthy West Orange Trails Connection

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDERMERE, FLORIDA, CONFIRMING THE TOWN OF WINDERMERE'S PARTICIPATION IN THE HEALTHY WEST ORANGE TRAILS CONNECTION; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE.

Mayor O'Brien read Resolution 2022-02 for the record. Member Davit made a motion to approve Resolution 2022-03 as presented. Member David seconded the motion. Roll call vote was as follows:

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Martini – aye, Williams – aye, Rose – aye, David – aye, and Davit – aye. Motion carried 5-0.
Ms. Emily Hannah, Executive Director of Bikewalkcentralflorida.org introduced herself. She then commented on partnerships with Healthy West Orange for a healthier public and robust economy. Ms. Hannah thanked the Council for their support.

iii. ORDINANCE NO. 2022-02 Regulating Commercial Activities in Parks

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF WINDERMERE, FLORIDA REGULATING COMMERCIAL ACTIVITIES ON PROPERTY OWNED BY THE TOWN; AMENDING ARTICLE I OF CHAPTER 8 TO ADD A NEW SECTION 8-1 TO BE TITLED “COMMERCIAL ACTIVITIES PROHIBITED ON TOWN-OWNED PROPERTY; EXCEPTIONS”; PROVIDING FOR SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

Mayor O’Brien read for the record the title of proposed Ordinance 2022-02. He then stated that the second reading/public hearing will be held at the April 12th Town Council meeting.

e. APPOINTMENTS

i. Development Review Board: Gregg Anderson

Member Martini made a motion to appoint Gregg Anderson to the Development Review Board. Member Rose seconded the motion. Roll call vote was as follows: Davit – aye, David – aye, Rose – aye, Williams – aye, and Martini – aye. Motion carried 5-0

ii. Historic Preservation Board: Jangi Borhi

Member Willimas made a motion to approve Jangi Borhi to the Historic Preservation board. Member Martini seconded the motion. Roll call vote was as follows: Davit – aye, David – aye, Rose – aye, Williams – aye, and Martini – aye. Motion carried 5-0

f. CONTRACTS & AGREEMENTS

i. Lake Apopka Natural Gas Franchise Agreement

Mayor O’Brien introduced this item. Member Rose made a motion to approve the agreement. Member Williams seconded the motion. Roll call vote was as follows: Martini – aye, Williams – aye, Rose – aye, David – aye, and Davit – aye. Motion carried 5-0.

ii. AMR Amendment to Medical Transportation Agreement

Mayor O’Brien introduced this item. Member Rose made a motion to approve the agreement. Member Martini seconded the motion. Roll call vote was as follows: Martini – aye, Williams – aye, Rose – aye, David – aye, and Davit – aye. Motion carried 5-0.

g. FINANCIAL

i. Town Staff Paving Presentation: Approval of Middlesex Piggy Back Bid not to exceed \$407,000

Mayor O’Brien introduced this item. He then turned the floor over to Public Works Director Tonya Elliott-Moore. Director Elliott-Moore gave a presentation and explained that there are ten locations

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that need work. She explained the benefit of piggy backing with a larger government entity. Director Elliott-Moore stated that the Town Council would need to waive the fiscal policy for this item. Some discussion followed. Member Davit made a motion to approve Middlesex and piggy backing of the contract. Member David seconded the motion. Roll call vote was as follows: Martini – aye, Williams – aye, Rose – aye, David – aye, and Davit – aye. Motion carried 5-0.

h. OTHER ITEMS FOR CONSIDERATION

i. Fernwood Park Fencing and Gate Quote: Not to Exceed \$31,000

Mayor O'Brien introduced this item. Mr. McKinley stated that he opposes the resident 12' gate option. Manager Smith commented on the history with Mr. Willard. He also stated that Mr. Willard will pay for the gate, similar on 5th Avenue and Forest Street. Manager Smith explained that the fencing would benefit the park area and residents. He then commented on the gate lock code. Some discussion followed. Member Rose made a motion to approve. Member David seconded the motion. Roll call vote was as follows: Davit – aye, David – aye, Rose – aye, Williams – aye, and Martini – aye. Motion carried 5-0

6. MAYOR & COUNCIL LIAISON REPORTS:

Mayor O'Brien opened the floor to the Town Council. Member Martini mentioned the upcoming Pet Fest.

7. STAFF REPORTS:

a. TOWN MANAGER ROBERT SMITH – Manager Smith reported on the upcoming mid-year report in April, Oakdale traffic, Boards and Committees meeting, RFQs, Food Truck Coordinator, appropriations, sewer costs, new facility grand opening, and liaison assignments. He then thanked the Mayor and Town Council for his review. Discussion regarding stamped concrete was made.

b. TOWN ATTORNEY HEATHER RAMOS – Ms. Ramos reported that Gray-Robinson will be hosting a “Legislative Wrap Up” this session on April 20th. Discussions regarding Tree Protection Bill, Special Events, and Smoking in Public regulations.


c. POLICE CHIEF DAVE OGDEN – Chief Ogden reported that work on the SRO budgets, upcoming Chief's Luncheon, and remembrance of Officer German on March 22nd.


d. PUBLIC WORKS DIRECTOR TONYA ELLIOTT-MOORE – Director Elliott-Moore had nothing further to report.

e. TOWN CLERK DOROTHY BURKHALTER – No report.

8. ADJOURN:

Mayor O'Brien adjourned the meeting at 9:38pm.


Dorothy Burkhalter, MMC, FCRM
Town Clerk


Jim O'Brien, Mayor

Dorothy Burkhalter

From: Russell Gentry <russell@russellgentry.com>
Sent: Tuesday, March 8, 2022 3:40 PM
To: Dorothy Burkhalter
Subject: Addressing Town Council _ Ref Agenda Item - Boathouses

Russell Gentry
409 W. 2nd Ave

Mayor and Council,

On December 9th, 2021 - Brad Cornelius sent an email to Robert Smith in regards to a question posed about the Pine Street Lagoon. It was raised by a resident after discovery of a survey indicated that Boathouse #5 encroached upon the property of another town resident. Brad Corneilus indicated at the time that a survey of the ownership would be needed. The information did in fact come from a legal survey that was used to issue building permits for the residents home. They clearly show ownership of much of the lagoon and encroachment.

I am curious if council members voting on these matters have personally researched the encroachment to have a factual and first hand understanding outside of the benefit of a staff memo?

On a related note, would any council members be willing to address why they did not recognize the wishes of 62 town residents when asked the simple question supporting continued private ownership of the boathouses?

Finally, I would like to ask the mayor and current council members voting on matters regarding the boathouses, pledge to not enter into the lottery or benefit from a lottery for a period of 10 years after leaving office.

Thank you

Dorothy Burkhalter

From: Curt Fraser <curtfraser08@gmail.com>
Sent: Tuesday, March 8, 2022 12:07 PM
To: Dorothy Burkhalter
Subject: Re: Townhall Meeting Mar 8th - Historic Boathouses

My name is Douglas Kegler and my family resides at 316 Palm St. and our property is immediately next to the boathouses.

First, we want to reiterate that we strongly feel the boathouses should remain with the current residents (Curt Fraser, Russell Gentry, George Poelker, Anne Fanelli, Joyce Rose, Doug Fay, Jerry Fay) who purchased, paid taxes and insurance and maintained the boathouses. We have not heard any solid reason the town wants to take them, except that they they want to. And for all of us that is not a good enough reason. I also heard the town is thinking of taking the boathouses over just to put a fence up and add cameras - that doesn't make logical sense.

Second, we do not want our tax dollars going towards remodeling or maintenance on the boathouses. There are more important items across town for the money to be spent. We also don't need another public park as the town is having trouble controlling the problems with the two other public parks.

Third, we keep hearing that there are "so many residents" that want a chance to have a boathouse, but we have only heard 4 people say they want one. The town should show concrete data on who is interested in paying monthly for a historic boathouse that is just 3 walls and a roof? We also dont want the town to become a landlord and have to monitor, patrol and maintain the boathouses.

Lastly, the lagoon where the boat houses are located on has always been fairly quiet and Windermere residents enjoy a number of wildlife such as Fish, Frogs, Blue Herons, Ibis, Egret, Spoonbill, Wood ducks, and frequently alligators and their young. Several days a week we see parents with their young children fishing off the Cypress View walkway. Leasing the boathouses out to very active residents or turning it into a frequently used paddleboard/kayak launch for bird island will disrupt the ecology and shoreline of the lagoon environment and the quiet 100 yr old lagoon sanctuary will be gone.

Thank you for your time.
Douglas Kegler

Sent from my iPhone

On Mar 8, 2022, at 10:26 AM, Dorothy Burkhalter <dburkhalter@town.windermere.fl.us> wrote:

Good morning –

Could you please provide a copy to me for the record?

Thank you,

Dorothy Burkhalter, MMC, FCRM
Town Clerk
Town of Windermere

614 Main Street
Windermere, FL 34786
407-876-2563 x 5323
407-876-0103
dburkhalter@town.windermere.fl.us

Florida has a very broad Public Records Law. Virtually all written communications to or from State and Local Officials and employees are public records available to the public and media upon request. This means email messages, including your e-mail address and any attachments and information we receive online might be disclosed to any person or media making a public records request. E-mail sent on the Town system will be considered public and will only be withheld from disclosure if deemed confidential or exempt pursuant to State Law. If you are an individual whose information is exempt under 119.071, Florida Statutes, please so indicate in your email or other communication. If you have any questions about the Florida public records law refer to Chapter 119 Florida Statutes.

From: Douglas Kegler <douglas.kegler@gmail.com>
Sent: Monday, March 7, 2022 6:32 PM
To: Andy Williams <awilliams@town.windermere.fl.us>; Bill Martini <bmartini@town.windermere.fl.us>; Chris Sapp <csapp@town.windermere.fl.us>; Dorothy Burkhalter <dburkhalter@town.windermere.fl.us>; Mandy David <mdavid@town.windermere.fl.us>; Tony Davit <tdavit@town.windermere.fl.us>
Cc: Curt Fraser <curtfraser08@gmail.com>
Subject: Townhall Meeting Mar 8th - Historic Boathouses

I am out of town and can't attend the town council meeting tomorrow. I have provided Curt Fraser with my letter to be read at the meeting regarding the historic boat houses.

Douglas Kegler
316 Palm St

OATH OF OFFICE

March 8, 2022

I, **Loren “Andy” Williams**, solemnly swear or affirm that I will support the Constitution of the United States and will obey the laws of the State of Florida; that I will, in all respects, observe the provisions of the Charter and Ordinance of the Town of Windermere and will faithfully discharge the duties of Council Member.

Term: Third two-year 2022 - 2024




Loren “Andy” Williams

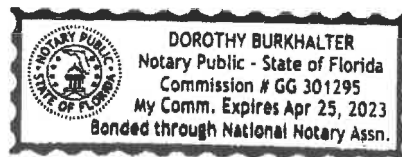


Administer of Oath

Sworn and subscribed before me this 8th day of March 2022



Notary Public



OATH OF OFFICE

March 8, 2022

I, **Molly Rose**, solemnly swear or affirm that I will support the Constitution of the United States and will obey the laws of the State of Florida; that I will, in all respects, observe the provisions of the Charter and Ordinance of the Town of Windermere and will faithfully discharge the duties of Council Member.

Term: First two-year 2022-2024



Molly Rose

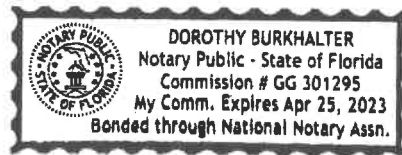


Administer of Oath

Sworn and subscribed before me this 8th day of March 2022



Notary Public

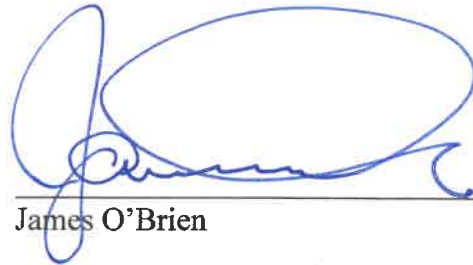


OATH OF OFFICE

March 8, 2022

I, **James O'Brien**, solemnly swear or affirm that I will support the Constitution of the United States and will obey the laws of the State of Florida; that I will, in all respects, observe the provisions of the Charter and Ordinance of the Town of Windermere and will faithfully discharge the duties of Mayor.

Term: Second Two-year 2022 – 2024

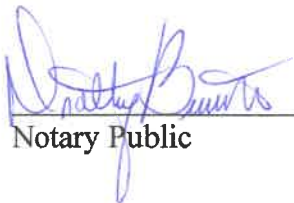


James O'Brien



Administer of Oath

Sworn and subscribed before me this 8th day of March 2022



Notary Public

