

TOWN OF WINDERMERE

Town Council Meeting Minutes

September 13, 2022

****No Audio or Zoom Recording for this meeting****

CALL TO ORDER:

Present were Mayor Jim O'Brien, Council Members Bill Martini, Tony Davit, and Molly Rose. 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. Council member Andy Williams was absent, and Council member Mandy David was present via Zoom.

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.

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

Mayor O'Brien opened the floor to the public. Ms. Landra Wormack, Community Relations Specialist with the Orange County Tax Collector's Office introduced herself. She commented that Florida now recognizes out-of-state Handicapped plates. Mr. Stephen Withers of 712 Main Street introduced himself. He then spoke on concerns regarding the mixing of household garbage, recycling, and yard waste that is being taken to landfills. Mr. Withers stated that more education is needed as well as monitoring of the loads. Mr. David Sharpe of 1027 Oakdale Street introduced himself. He then thanked the Town Council for their work with the diverters on Oakdale Street. Mr. Sharpe stated he hopes for it to become permanent with a few tweaks for signage and golf carts. Mr. Stephen Lewis of 936 Oakdale Street introduced himself. He also approves of the diverter plan along with addressing golf carts, bikes and pedestrian access. Ms. Brandi Haines of 835 Oakdale Street introduced herself. She then commented on concerns with cars going around the diverters. Ms. Haines stated that golf cart access is needed. Discussion was made regarding temporary/permanent solutions, and adding of directional signage.

Mayor O'Brien stated for the record that Council member Andy Williams and Council member Mandy David were not present for the meeting.

2. SPECIAL PRESENTATION/PROCLAMATIONS/AWARDS

- a. **Proclamation of the Town of Windermere Declaring September 17 through 23, 2022 as Constitution week.**

Mayor O'Brien read and proclaimed September 17 through 23, 2022, as Constitution Week in the Town of Windermere.

3. TIMED ITEMS AND PUBLIC HEARING

- a. **ORDINANCE No. 2022-08 Prohibition of Vaping or Smoking in Town Parks**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF WINDERMERE, FLORIDA, PERTAINING TO PUBLIC HEALTH, SAFETY AND WELFARE; AMENDING CHAPTER 22 OF THE TOWN'S CODE OF ORDINANCES ENTITLED "PARKS AND RECREATION" TO ADD A NEW SECTION 22-47 TO PROHIBIT SMOKING AND THE USE OF VAPOR-GENERATING ELECTRONIC DEVICES WITHIN THE BOUNDARIES OF TOWN-OWNED PUBLIC PARKS; PROVIDING FOR SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

Mayor O'Brien closed the Town Council meeting at 6:16pm and opened the Public Hearing regarding proposed Ordinance 2022-08. He then read the title of proposed Ordinance 2022-08 for the

TOWN OF WINDERMERE

Town Council Meeting Minutes

September 13, 2022

****No Audio or Zoom Recording for this meeting****

record. There being no public comments, Mayor O'Brien closed the Public Hearing and reconvened the Town Council meeting at 6:17pm. Member Rose questioned enforcement if someone is caught smoking/vaping in the parks. Chief Ogden explained that citations can be issued with a \$100.00 fine. Member Martini made a motion to approve Ordinance 2022-08 as presented. Member Rose seconded the motion. Roll call vote was as follows: Rose – aye, Davit – aye, and Martini – aye. Motion carried 3-0.

4. **OLD BUSINESS:**

a. **CONSENT ITEMS:**

b. **MINUTES:**

- i. Town Council Budget Session August 3, 2022
- ii. Town Council Meeting Minutes August 9, 2022

Member Davit made a motion to approve the meeting minutes as presented. Member Martini seconded the motion. Roll call vote was as follows: Martini – aye, Davit – aye, and Rose – aye. Motion carried 3-0.

c. **OTHER ITEMS FOR CONSIDERATION**

i. **Paving Old Main Street from West 2nd Avenue to the Canal 90% Plans**

Mayor O'Brien introduced this item. He then turned introduced Mr. Hao Chau with Kimley Horn. Manager Smith reported on past meetings/workshops regarding the 45% plans and the 90% plans. He then stated that the project would be funded in the 2024/2025 fiscal year. Mr. Chau gave a brief presentation of the proposed project and comments that were made at the Town Council workshop. Member Davit made a motion to approve the 90% Plans. Member Rose seconded the motion. Roll call vote was as follows: Rose – aye, Davit- aye, and Martini – aye. Motion carried 3-0.

5. **NEW BUSINESS**

a. **CONSENT ITEMS:**

b. **ORDINANCE FOR FIRST READING**

c. **APPOINTMENTS**

d. **CONTRACTS & AGREEMENTS**

e. **FINANCIAL**

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

Mayor O'Brien opened the floor for liaison reports. He then thanked all for their assistance with the 9/11 Memorial. Mayor O'Brien commented on attending Deputy Chief Treadwell's retirement party and the upcoming Elder Luncheon on October 4th. Member Rose reported on the Final Budget Hearing September 19th, and the upcoming Music Among the Lakes.

7. **STAFF REPORTS:**

TOWN OF WINDERMERE

Town Council Meeting Minutes

September 13, 2022

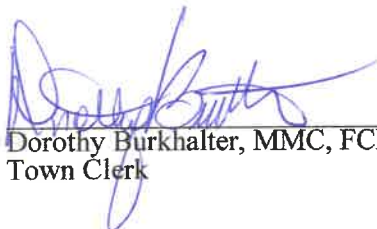
****No Audio or Zoom Recording for this meeting****

- a. **TOWN MANAGER ROBERT SMITH** – No report.
- b. **TOWN ATTORNEY HEATHER RAMOS** – No report.
- c. **POLICE CHIEF DAVE OGDEN** – Chief Ogden reported on Deputy Chief Treadwell's retirement party, her lifetime achievement award, new Deputy Chief Jayson Bonk, the upcoming Cops and Bobbers event, the Food Truck National Night Out, the Bunk Bed Build, Accreditation, and a conditional offer to an Officer.
- d. **PUBLIC WORKS DIRECTOR TONYA ELLIOTT-MOORE** – Director Elliott-Moore reported on installation of diverters, Fernwood Park fence access, 10th and Main Street repairs, sidewalk repairs, road work, drain cleaning, holiday lighting, irrigation repairs, Community Room clean-out, and buoys at Bird Island. Mayor O'Brien commented on low lying limbs on the dirt roads.
- e. **TOWN CLERK DOROTHY BURKHALTER** – No report.

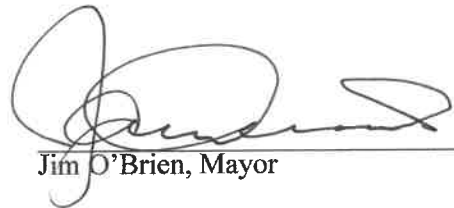
Mayor O'Brien requested an update on Waste Pro. Manager Smith stated they continue to work on their services and they have been on time recently with pickups. Some discussion followed. Mayor O'Brien suggested having educational items regarding recycling and services in the next gazette. He also stated that the Town Manager will continue to work with Waste Pro.

8. **ADJOURN:**

Mayor O'Brien adjourned the meeting at 6:46pm.



Dorothy Burkhalter, MMC, FCRM
Town Clerk



Jim O'Brien, Mayor