AGENDA MINUTES
CITY COMMISSION MEETING
CITY HALL, 501 W MEADOW STREET
MONDAY, MAY 8, 2023 5:30 PM

1. CALL TO ORDER

The City of Leesburg Commission held a regular meeting on Monday, May 8, 2023, at Leesburg City Hall. Mayor Burry called the meeting to order at 5:32 p.m. with the following members present:

Commissioner Allyson Berry
Commissioner Jay Connell
Commissioner Mike Pederson
Commissioner Alan Reisman
Mayor Jimmy Burry

Also present were City Manager (CM) Al Minner, City Clerk (CC) J. Andi Purvis, City Attorney (CA) Grant Watson, the news media, and others.

INVOCATION

Mayor Burry gave the invocation followed by the Pledge of Allegiance to the Flag of the United States of America at the workshop with the Center for the Arts held immediately prior to this meeting.

PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

2. PROCLAMATIONS:

A. Recognizing the Leesburg High School FFA Chapter

Mayor Burry read a proclamation recognizing the Leesburg High School FFA Chapter for their accomplishments in the 2022-2023 school year. Several members, along with their advisor Ms. Kelsey Croft, were present and pictures were taken.

B. Recognizing the Leesburg High School Boys Weightlifting Team

Mayor Burry read a proclamation recognizing the Leesburg High School Boys Weightlifting Team for their outstanding performances throughout the historic 2022-2023 season. The weightlifting team is led by head coach Josh Boyer and assistance coach Corey Broomfield. The boys won District and Regional titles in both Olympic and traditional lifting and brought home 20 State medals. Several members, along with coaches, were present and pictures taken.

Mayor Burry stated we would be remiss if we did not also recognize the Leesburg Girls Weightlifting Team. The girls finished Fourth in Olympic and Fifth in traditional at the State Tournament and the great news is that all state medalists will return next year. Several members, along with coaches, were present and pictures taken.

C. Water Reuse Week

Mayor Burry read a proclamation into the record proclaiming May 14 through May 20, 2023 as Water Reuse Week. He called upon each citizen and business to help protect our precious water resources by practicing water conservation and the efficient and effective use of reclaimed water. He presented the proclamation to Chief Plant Operator Al Purvis.

3. PRESENTATIONS:

A. None

4. PUBLIC COMMENTS:

This section is reserved for members of the public to bring up matters of concern or opportunities for praise. Issues brought up will not be discussed in detail at this meeting. Issues will either be referred to the proper staff or will be scheduled for consideration at a future City Commission Meeting. Comments are limited to three minutes.

Joanie Smalley, executive director Leesburg Partnership, just wanted to let everyone know from the Board of Directors and herself that they really appreciated all the help from the city and appreciate the patience from the citizens during Bikefest. The event went really well and they appreciate everybody for helping them make it happen.

Dr. Erika Jasper wanted to give kudos and recognition to Commissioner Reisman and Commissioner Berry for coming out this past weekend for our annual cleanup. In addition, public works director Cliff, housing staff, Diane Clinton and Sandra Wilson and all the volunteers who came out to make our city beautiful. There was 5.6 tons of trash collected and they look forward to making this event bigger and better in the future. Thank you.

Gary Custer, East Treasure Island Avenue, passed out a handout regarding Leesburg city ordinances and spoke about the safety factor on County Road 44. His handout also included a page of annexations already done, which looks like leap frogging to him because there is nothing connecting them, it is just going to create more traffic. He also brought up some changes they would like to see to the Treasure Trove case coming at the next meeting. If you keep developing, you are just creating more problems. In all the places approved on County Road 44, there is not one house built. 44 is already a problem, something has to be done.

Lisa Hayden, Dennis Road, also provided a handout. She stated they had a nice meeting with Mayor Burry a couple months ago regarding changes to the entrance. The development has come a long way, but they just need for them to go a little bit further and move the entrance to East Treasure.

5. CONSENT AGENDA:

Routine items are placed on the Consent Agenda to expedite the meeting. If the Commission/Staff wish to discuss any item, the procedure is as follows: (1) pull the item(s) from the Consent Agenda; (2) vote on remaining items with one roll call vote, (3) discuss each pulled item and vote by roll call

CA Watson asked to make a comment on item 5.B.1. He stated he spoke with Ms. Davis earlier today about basically one provision in the terms and conditions that was sent over from the contractor. If there is approval tonight, he thinks our request would be approval subject to a minor change or revision to paragraph 13 on the terms and condition sheet. As Ms. Davis was out, he did not have the opportunity to contact them about agreement on that particular change, so we think we can probably get agreement on that, but we just are not quite there yet. His request would be to withhold signature on the terms and conditions sheet pending negotiation. The specific provisions are a venue provision, in the event there were any dispute, the venue would be in Michigan or in Broward County, which he believes would not be favorable to the city. There was also a limitation on liability that we want to take a closer look at where they were looking to cap their liability at their professional services fee and the attorney fees provision was one-sided in their favor.

Items pulled for discussion:

5.B.1 - Agreement with Edgewater Resources FL, LLC for professional services related to Venetian Cove Marina improvements

Commissioner Pederson moved to adopt the Consent Agenda except for 5.B.1, and Commissioner Reisman seconded the motion.

The roll call vote was:

Commissioner Connell	Yes
Commissioner Reisman	Yes
Commissioner Pederson	Yes
Commissioner Berry	Yes
Mayor Burry	Yes

Five yeas, no nays, the Commission adopted the Consent Agenda, as follows:
(Each item has its coordinated resolution number listed below the header)

A. CITY COMMISSION MEETING MINUTES:

1. None

B. PURCHASING ITEMS:

1. Resolution of the City Commission of the City of Leesburg, Florida authorizing the Mayor and City Clerk to execute an Agreement with Edgewater Resources FL, LLC. for professional services related to Venetian Cove Marina Improvements for an amount not to exceed $213,100.00; and providing an effective date.

APPROVE RESOLUTION 11,313

Commissioner Connell introduced the resolution to be read by title only. CC Purvis read the resolution by title only.

Mayor Burry asked CA Watson if he could spell out what the motion should be for approval. CA Watson stated the motion should be approval of the resolution subject to attorney review on the terms and conditions sheet.

Commissioner Pederson made a motion to adopt the resolution and Commissioner Connell seconded the motion.

The roll call vote was:

Commissioner Reisman	Yes
Commissioner Pederson	Yes
Commissioner Berry	Yes
Commissioner Connell	Yes
Mayor Burry	Yes

Five yeas, no nays, the Commission adopted the resolution.

2. **Purchase request for the upgrade of the City's Network Switches.**

APPROVED

C. RESOLUTIONS:

1. **Resolution of the City Commission of the City of Leesburg, Florida authorizing the Mayor and City Clerk to execute and correct a scrivener's error with the job classification for the Police Department position of "Crime Scene Technician" to "Crime Scene Investigator"; and providing an effective date.**

ADOPTED RESOLUTION 11,314

2. **Resolution of the City Commission of the City of Leesburg, Florida, accepting and approving a plat for Villages of West Lake Unit No. 78, a subdivision of the City of Leesburg, Florida, being a portion of Section 16, Township 20 South, Range 24 East, Lake County, Florida, and accepting and dedicating to the use of the public any easements or public places shown thereon as being dedicated to the public; and providing an effective date. (Villages of West Lake Unit No. 78)**

ADOPTED RESOLUTION 11,315

3. **Resolution of the City Commission of the City of Leesburg, Florida, accepting and approving a plat for Villages of West Lake Unit No. 79, a**

subdivision of the City of Leesburg, Florida, being a portion of Section 16, Township 20 South, Range 24 East, Lake County, Florida, and accepting and dedicating to the use of the public any easements or public places shown thereon as being dedicated to the public; and providing an effective date. (Villages of West Lake Unit No. 79)

ADOPTED RESOLUTION 11,316

4. **Resolution of the City Commission of the City of Leesburg, Florida accepting a Utility Easement to the City of Leesburg from Carl A. Smith, Trustee of the Carl A. Smith Family Trust dated February 22, 2016, for the purpose of granting the City a Utility Easement over the property described therein; and providing an effective date.**

ADOPTED RESOLUTION 11,317

5. **Resolution of the City Commission of the City of Leesburg, Florida, creating authorized signatories as required by TD Bank NA to honor all checks, drafts, or other orders for payment of money drawn in the name of the City of Leesburg; providing a sample of said individuals signature; and providing an effective date.**

ADOPTED RESOLUTION 11,318

6. **Resolution of the City of Leesburg, Florida, pertaining to the Urban County Cooperation Agreement relating to the Community Development Block Grant Program; providing for approval of agreement and authorization to execute; providing for the implementation of administrative actions; providing a savings clause; providing for scrivener's errors; providing for conflicts; providing for severability; and providing an effective date.**

ADOPTED RESOLUTION 11,319

6. PUBLIC HEARINGS AND NON-ROUTINE ITEMS:
COMPREHENSIVE PLAN INFORMATION SIGN-UP SHEET (YELLOW) AVAILABLE

A. SECOND READING OF ORDINANCES

1. **None**

B. FIRST READING OF ORDINANCES

1. **None**

C. **NON-ROUTINE ITEMS**

1. **None**

7. INFORMATIONAL REPORTS:
The following reports are provided to the Commission in accordance with the Charter/Ordinances. No action required.

A. **None**

8. CITY ATTORNEY ITEMS:

CA Watson had no further comment.

9. CITY MANAGER ITEMS:

CM Minner had no comment.

10. ROLL CALL:

Commissioner Berry had nothing.

Commissioner Pederson had nothing.

Commissioner Reisman had nothing.

Commissioner Connell had nothing.

Mayor Burry stated, as shown on the screen, the gauntlet has been thrown down. He did see a pretender here earlier, Tyler Brandenburg, not here now, but as you see in the second picture from the right, it is our own Infamous, Al, who is dancing for the Stepping Out For Education. Wanted to make sure everyone knew that, come out and support. Bring home the gold, boss. **Commissioner Pederson** said, we are gonna have to nickname him for this one. **Commissioner Reisman** stated he is excited to see this at the Venetian Center and tickets are selling quick, so make sure you get your tickets.

11. ADJOURN:
PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE HUMAN RESOURCES DEPARTMENT, ADA COORDINATOR, AT 728-9740, 48 HOURS IN ADVANCE OF THE MEETING.

F.S.S. 286.0105 "If a person decides to appeal any decision made by the Commission with

respect to any matter considered at this meeting, they will need a record of the proceedings, and that for such purpose they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based." The City of Leesburg does not provide this verbatim record.

Commissioner Reisman made a motion to adjourn and Commissioner Pederson seconded the motion. The meeting adjourned at 6:03 p.m.