

LONGWOOD CITY COMMISSION
Longwood City Commission Chambers
175 West Warren Avenue
Longwood, Florida

MINUTES
November 20, 2023
6:00 P.M.

Present: **Mayor Tony Boni**
 Deputy Mayor Matthew McMillan
 Commissioner Abby Shoemaker
 Commissioner Matt Morgan
 Dan Langley, City Attorney
 Clint Gioielli, City Manager
 Michelle Longo, City Clerk
 David Dowda, Police Chief
 Judith Rosado, Financial Services Director
 Chris Capizzi, Leisure Services Director
 Shad Smith, Public Works Director

Absent: **Commissioner Brian D. Sackett (Excused)**

- 1. CALL TO ORDER.** Mayor Boni called the meeting to order at 6:03 p.m.
- 2. OPENING INVOCATION.** Pastor Phil Ayres with Life Point Christian Church gave the invocation.
- 3. THE PLEDGE OF ALLEGIANCE.** Boy Scout Troop 773 led the Pledge of Allegiance.
- 4. COMMUNITY ANNOUNCEMENTS.** Ms. Longo read the following announcements.
 - A. Annual Rotation of the Deputy Mayor.**
Ms. Longo announced the Rotation of the Deputy Mayor would go from District #3, Commissioner McMillan to District #4, Commissioner Morgan.
 - B. The annual tree lighting will be held on Thursday, November 30, 2023 at 6:30 p.m., followed by a musical performance from the**

Lyman Jazz band at Reiter Park. Food will be available for purchase.

- C. The Longwood Christmas Parade will be held on Saturday, December 2, 2023, beginning at 3:00 p.m. and will make its way through the Historic District of Longwood.**

5. PROCLAMATIONS / RECOGNITIONS

- A. Recognizing Commissioner Matthew McMillan for his service to the City as Deputy Mayor, November 2022 until November 2023.**

Mayor Boni recognized Commissioner McMillan for his service to the City as Deputy Mayor. He then presented him with a plaque and photographs were then taken.

- B. District #2 Presentation of the Business Person of the Month Award for November 2023 to Rebecca Waldron, Owner of Jack the Dipper, located at 1010 West State Road 434.**

Mayor Boni read a brief biography on Rebecca Waldron, then presented her with the Business Person of the Month for November 2023. Photographs were then taken.

- C. Recognizing the Police Department Staff who assisted with the re-accreditation process.**

Chief Dowda presented police staff with a certificate of recognition. Photographs were then taken.

6. BOARD APPOINTMENTS. None.

7. PUBLIC INPUT

- A. Public Participation. None.**

8. MAYOR AND COMMISSIONERS' REPORT

District #3. Commissioner McMillan thanked everyone for his recognition of his service as deputy mayor and noted that he had completed his third year as a commissioner. He remarked on the following accomplishments by the Commission in his three years: 1) Land was acquired and budgeted for a new fire station 2) Land was acquired for a new water plant and three sites are available to construct a new water plant with plans to retire two others leaving a vacant parcel 3) The building next to the new fire station may become a new police station 4) The septic to sewer program continued diverting homes that were on septic tanks onto City sewer 5) Upgraded to smart water meters 6) The old Township Plaza now

the Longwood City Center has undergone improvements with new businesses 7) The Orlando Health South Seminole Hospital is transferring functions to Lake Mary and Apopka with plans to build a new Emergency Room facility opening up land for possible commercial development 8) Reiter Park has become a big part of the community featuring numerous events throughout the year 9) Two out of three union contracts have been renewed by the City 10) Appointment of Acting City Manager Clint Gioielli to officially City Manager.

Commissioner McMillan attended the Red Mass on Thursday, November 9th, at the St. James Cathedral. The Catholic Lawyers Guild of Central Florida prays for members of the judiciary, including judges, attorneys, and all members of the legal profession. He attended the Veterans Day Appreciation hosted by Heroes Strong at Reiter Park. He attended the Longwood Arts & Crafts Festival, commenting on a well-attended event.

Commissioner McMillan reported on the true, good, and beautiful. For the “true,” he gave a historical fact about Thanksgiving. Over 35 million people can trace themselves to the Mayflower, about one (1) out of every ten (10) Americans. For the “good,” he saw thrift with many communities holding garage sales, which he believes saves money, helps out neighbors, and spares the landfills. For the “beautiful,” he was excited to see the new ladder truck parked outside Fire Station 15 during the Longwood Arts & Crafts Festival.

District #4. Deputy Mayor Morgan reported on an upcoming event on Saturday at 4:00 p.m. sponsored by the Longwood Historic Society entitled Carols and Cocoa, including a tour of the City’s Historic District. He congratulated Oviedo Mayor Megan Sladek for being re-elected on November 7. He spoke to the 18th Judicial Circuit Court Judge Michael Rudisill’s Teen Drug Court. He attended a Pearls of Seminole Awards at the Longwood Community Building honoring Seminole County Sheriff Dennis Lemma; Tim Cook, Senior Vice President of AdventHealth; Tony Talavera, Pastor of Sanctuary Church; and Dr. Anthony Maldonado, Pharmacist for Bueno Pharmacy.

Deputy Mayor Morgan thanked Jack the Dipper for partnering with Heroes Strong. He participated in a three-day weekend event hosted by Heroes Strong, including Meet the Heroes at Wekiva Island, Kickball Tournament with Our Heroes, the Thank You Hero Ceremony, and Gold Carpet Special. He attended a Veterans Day Ceremony with the Junior ROTC at Lyman High School. He participated in an annual Teach-In at Longwood Elementary School. As part of the Sertoma Club, they recognized three (3) super students from Lake Mary Elementary, Altamonte Springs Elementary, and Hamilton Elementary School of

Engineering and Technology. He attended a Tri-County League of Cities meeting in Sanford. He mentioned that the Babe Ruth League, Inc., Bambino Buddy-Ball Division would like to attend a future Commission meeting and thank the Commissioners for allowing them to use the field at Candyland Sports Complex free of charge for the older players. Deputy Mayor Morgan attended the Longwood Arts & Crafts Festival, noting a large crowd. He also liked seeing the new ladder fire truck at Fire Station 15. He visited the Annual Living on My Own simulation at Milwee Middle School.

District #5. No report.

District #1. Commissioner Shoemaker attended the Veterans Day Ceremony at VFW Post 8207, the Downtown Longwood Car Show, and the Heroes Strong Ceremony. She attended a Tri-County League of Cities meeting and the Longwood Arts & Crafts Festival. She thanked the Boy Scouts for attending the Commission meeting that evening. Commissioner Shoemaker commented that, with Mr. Gioielli's assistance, she had helped people with situations that had arisen in the last couple of weeks.

District #2. Mayor Boni thanked Commissioner McMillan for serving as deputy mayor the past year. He stated that the Senior Discovery Day had a light attendance. He recently met with the Senior Resource Alliance and announced that the non-profit group has agreed to help him create a senior activity center in Longwood. He mentioned that the membership of the Longwood Rotary Club was growing, and they would participate in their first event on Saturday, Carols & Cocoa.

Mayor Boni attended the Longwood Arts & Crafts Festival, thanked all the vendors personally, and was glad to see the new ladder truck parked at Fire Station 15. He attended the Annual Living on My Own simulation at Milwee Middle School and a Tri-County League of Cities meeting. He attended the Heroes Strong Ceremony at Reiter Park and the Veterans Day Ceremony at Lyman High School. He and Mr. Gioielli attended a breakfast for the Professional Business Alliance. The group gave out five (5) scholarships to Seminole State students, and he was proud to say his daughter earned one. He attended the Wekiva Wildlife and Scenic River Systems Management Committee meeting. They were planning a series of free events for residents and travelers to the Wekiva River, and he asked the City Manager if a link to their website could be placed on the City's website.

9. ANY ADDITIONS OR DELETIONS TO THE AGENDA. None.

10. CONSENT AGENDA

- A. Approve the Minutes of the October 16, 2023 Regular Meeting.**
- B. Approve the Monthly Expenditures for October 2023.**
- C. Approve the Monthly Financial Report for September 2023 – updated version.**
- D. Approve a purchase order in the amount of \$99,785.05 to Wright-Pierce, Inc. for professional engineering services related to the Landings and Coventry Water Service Line Replacement Project and authorize the City Manager to execute associated documents.**

Commissioner McMillan moved to approve Items 10A through 10D as presented. Seconded by Deputy Mayor Morgan and carried by a unanimous roll call vote with Commissioner Sackett absent.

11. PUBLIC HEARINGS

- A. Read by title only and adopt Ordinance No. 23-2248, a Longwood City Code amendment amending and updating Longwood City Code Chapter 18 “Buildings and Building Regulations.”**

Mr. Langley read Ordinance No. 23-2248 by title only.

Mayor Boni opened the public hearing. No one spoke in favor or opposition to Ordinance No. 23-2248.

Deputy Mayor Morgan moved to close the public hearing. Seconded by Commissioner McMillan and carried by a unanimous voice vote with Commissioner Sackett absent.

Deputy Mayor Morgan moved to adopt Ordinance No. 23-2248 as presented Item 11A. Seconded by Commissioner Shoemaker and carried by a unanimous roll call vote with Commissioner Sackett absent.

- B. City Commission to hear a public request for a Conditional Use Permit (CUP 01-23) at 670 Oxford Street for a Single-Family Residential structure with Accessory Dwelling Unit.**

Mr. Langley stated this was a quasi-judicial matter and anyone wishing to speak on behalf or in opposition to this agenda item

was requested to step forward, stand and be sworn in. He then swore in Mr. Kintner.

Mr. Kintner presented the Item.

Mayor Boni opened the public hearing. No one spoke in favor or opposition to the Conditional Use Permit (CUP 01-23).

Deputy Mayor Morgan moved to close the public hearing. Seconded by Commissioner McMillan and carried by a unanimous voice vote with Commissioner Sackett absent.

Deputy Mayor Morgan moved to approve the Conditional Use Permit as presented Item 11B. Seconded by Commissioner McMillan and carried by a unanimous roll call vote with Commissioner Sackett absent.

C. City Commission to hold a public hearing to discuss and consider action regarding Temporary Use Permit (TUP) at 150 East Wildmere Avenue for the storage of trailer cabs.

Mr. Langley stated this was a quasi-judicial matter, and anyone wishing to speak on behalf or in opposition to this agenda item was requested to step forward, stand, and be sworn in. He then swore in those wishing to speak.

Mr. Langley stated the Commission's decision was based on the criteria for the approval of a Temporary Use Permit. He said the staff would present first, and then the applicant has an opportunity to present.

Mr. Kintner presented the Item and answered questions.

Mayor Boni opened the public hearing.

Bob Hoffman, 178 Overstreet Avenue, Longwood, spoke in opposition to the TUP. He referred to an email he sent to Mayor Boni on October 31. He mentioned that other Commission members should have received a copy of that email. He admitted that in the last eighteen (18) days, there have not been any violations of the TUP, but it has not been that way in the past. He addressed the Commission, saying they can extend the TUP as long as the company abides by the rules, but there have been as many as twenty-two (22) trucks located on that property. He stated that the property is a trucking terminal, not a storage area,

so trucks go in and out non-stop. If the company can keep under twelve (12) trucks, then that was something he and his neighbors could live with.

Deputy Mayor Morgan asked about the noise from the trucks.

Mr. Hoffman replied that trucks arrive day and night, usually during the day. He said the most annoying thing at this time was when the trucks back up and you hear the loud beeping noise. He understands nothing can be done about that, but the noise level was now down, and everything else has been addressed. About a year ago, he spoke with Marc McLarnon, who addressed the issues at that time, so he had no problem extending the TUP. He later had problems with extra trucks, noise, power washing, and servicing of trucks, but that has now gone away.

Commissioner Shoemaker asked if anything bothersome has occurred in the last eighteen (18) days regarding the trucks.

Mr. Hoffman replied that nothing had happened in the last eighteen (18) days. He said he would like to see an end to all the trucks at some point.

Henry Pavcar, 150 E. Wildmere Avenue, Suite 106, Longwood, spoke in favor of the TUP. He apologized to Mr. Hoffman for this situation that caused inconvenience for him, his family, and his neighbors. He said he has no excuses for his company's failure on the TUP. He explained that Zero Max is a trucking company that transports goods from all over the United States into Florida. They are a small company growing, so they have limited yard capacity. He said there was an overflow situation during the past month, but they have solved that problem. The company will start moving overflow to another lot at this time, and his dispatch team is monitoring the property 24/7. In addition, his team knew there was no idling or noise in that area after 5:00 p.m. He stated that if the Commission wanted to add additional requirements to extend the TUP, his company would be happy to comply.

Deputy Mayor Morgan asked if Mr. Pavcar could find a different property for all the trucks and how much control he has to stop an overflow situation.

Mr. Pavcar replied that his company was negotiating to acquire a bigger and more permanent location in Sanford. The process can take time up to six (6) months.

Marc McLarnon, 628 E. Wildmere Avenue, Longwood, spoke in favor of the TUP. He owns 150 Wildmere LLC, and Pavcar and Zero Max are tenants in the building, and they lease about 1,800 square feet of that property. They run their general corporate activities and logistics from that property. He knows there have been violations of the TUP, and he has repeatedly contacted them, saying there are too many trucks, but at the same time, it is a commercial property that needs to coexist with residential property. He has shared his phone number with Mr. Pavcar in case any issue arises day or night. He understands the situation only works well if they can be cooperative neighbors and believes Mr. Pavcar wants to be a good neighbor. Mr. McLarnon thought the renewal of the TUP would help the business continue to grow, and having trucks sitting is not to their benefit. When there have been twenty-two (22) trucks, he has been in contact with them. He will defer to whatever the Commission decides, and he has a meeting with the special magistrate on December 15. He stated that, at this time, there are no additional violations of the TUP, and he would like to think his tenants will continue to respect that. He called Phil Kersey with the City Building Department and asked for a daily inspection to ensure they complied with the code. He has reviewed video footage that he took on December 22, 2022, of the road 250 feet with the City Engineer. He said there was no damage or issues with the road. The only failure of the TUP was the truck count, and he thought the tenants currently had that situation under control.

Commissioner Shoemaker asked if the property has spots to accommodate the maximum number of trucks allowed, twelve (12) and under.

Mr. McLarnon responded that there was a building on the property about 6,300 square feet with double parking in the front, parking on the side, parking across the back, and a large empty lot in the back section with a perimeter of tall trees and hedges. He said the property can easily accommodate twelve (12) trucks.

No one else spoke in favor or opposition to the Temporary Use Permit (TUP).

Deputy Mayor Morgan moved to close the public hearing. Seconded by Commissioner McMillan and carried by a unanimous voice vote with Commissioner Sackett absent.

Discussion was held in regards to the violations of the TUP, having trucks immediately removed, the length of the TUP and the current end date, and the trucks being moved elsewhere; if the TUP was violated, the tenants could still go before the special magistrate, but all trucks would be removed until the hearing; the TUP was a courtesy extended by the Commission allowing trucks on the property.

Throughout the discussion, Mr. Kintner and Mr. Langley responded to questions from the City Commission.

Mayor Boni moved to renew the TUP on a monthly basis until December 31, 2024, unless City Commission action was taken as a result of confirmation of a code violation identified by staff. If the violation was confirmed by the Commission, it shall constitute a non-renewal of the TUP unless otherwise specified by the Commission. There will be no truck activity, including the ingress and egress of trucks from the site, between the hours of 5:00 p.m. and 8:00 a.m. Seconded by Deputy Mayor Morgan.

Nur Parpiev, owner of Zero Max, Inc., said about 300 people are receiving weekly income from his company. He has been working 24/7 with Mr. Pavcar. He was doing his best, mentioning even after midnight, he was communicating with his fleet team regarding activity in the yard. He asked if the TUP could be extended from 5:00 p.m. to 7:00 p.m. to provide extra time.

Mr. Hoffman responded he had no issue with the 7:00 p.m. time.

Commissioner McMillan amended the motion to no truck activity, including the ingress and egress of trucks from the site, between the hours of 7:00 p.m. and 8:00 a.m. Seconded by Deputy Mayor Morgan and carried by a unanimous roll call vote with Commissioner Sackett absent.

Main motion, as amended, carried by a unanimous roll call vote with Commissioner Sackett absent.

12. REGULAR BUSINESS

- A. Read by title only, and adopt Resolution No. 23-1649, authorizing the execution and delivery of Amendment 1 to the Clean Water State Revolving Fund Construction Loan Agreement No. WW590550 to authorize the transfer of oversight and loan**

management from the Florida Pollution Control Financing Corporation to the Florida Department of Environmental Protection relating to the East Longwood Phase II Septic Tank Abatement and Wastewater System Improvement and Expansion Project.

Mr. Langley read Resolution No. 23-1649 by title only.

Mr. Smith presented the Item.

Deputy Mayor Morgan moved to adopt Resolution No. 23-1649 as presented Item 12A. Seconded by Commissioner Shoemaker and carried by a unanimous roll call vote with Commissioner Sackett absent.

B. Read by title only and adopt Resolution No. 23-1651, which expands the public art program for the City of Longwood initially established in Resolution No. 20-1521.

Mr. Langley read Resolution No. 23-1651 by title only.

Mr. Kintner presented the Item.

Deputy Mayor Morgan moved to adopt Resolution No. 23-1651 as presented Item 12B. Seconded by Commissioner McMillan and carried by a unanimous roll call vote with Commissioner Sackett absent.

C. Read by title only and adopt Resolution No. 23-1652, which amends the fiscal year 2022-2023 budget.

Mr. Langley read Resolution No. 23-1652 by title only.

Ms. Rosado presented the Item.

Commissioner Shoemaker moved to adopt Resolution No. 23-1652 as presented Item 12C. Seconded by Commissioner McMillan and carried by a unanimous roll call vote with Commissioner Sackett absent.

D. City Commission approval to dispose of the obsolete Neptune meters as surplus assets and authorize the City Manager to execute any associated documents.

Mr. Smith presented the Item.

Deputy Mayor Morgan moved to approve Item 12D as presented. Seconded by Commissioner McMillan and carried by a unanimous roll call vote with Commissioner Sackett absent.

13. CITY MANAGER'S REPORT

Mr. Gioielli consulted with Commissioner Shoemaker, who originally asked for additional information to be added to the financial report for agenda item 10C. He asked if the Finance Department can offer comparison reports on a quarterly basis instead of a monthly basis. This change would give staff more time to complete the report, especially in light of expanding the monthly expenditure report, which now includes purchasing card charges. There was no objection from the Commission.

Mr. Gioielli reminded everyone of the Light Up Longwood event, a Christmas light contest for all residents and businesses in Longwood. The deadline was December 15 and he asked for participation in the program. He provided an update regarding the two gentlemen who spoke at the last Commission meeting. Staff was able to work with them and address their issues regarding an unsightly house next door and an unmaintained field being used as a campsite and illicit activity.

Mr. Gioielli reported there were great crowds and more vendors than last year at the Longwood Arts & Crafts Festival. Sales were described as very good at the annual event. He stated that the new ladder fire truck had arrived. However, preparations were still needed before it went into service, including various equipment and specialized training for firefighters. He showed some signs from Public Works to demonstrate the City's commitment to keeping visitors safe when they attend local events. He thanked the Citizens on Patrol (COPs) for their assistance at crosswalks during crowded events. The portable signs would provide extra safety for all the people moving around the Longwood Historic District. He thanked Commissioner McMillan for serving as deputy mayor and wished Ms. Longo a Happy Birthday.

14. CITY ATTORNEY'S REPORT. None.

15. CITY CLERK'S REPORT

Ms. Longo reminded everyone City offices would be closed on Thursday, November 23 and Friday, November 24 for the Thanksgiving holiday. She wished everyone a happy and safe Thanksgiving.

16. ADJOURN. Mayor Boni adjourned the meeting at 7:32 p.m.

Minutes approved by City Commission: 12-18-2023

Tony Boni, Mayor

ATTEST:

Michelle Longo, MMC, FCRM
City Clerk