MOUNT DORA CITY COUNCIL MEETING
October 15, 2013 – 6:00 p.m.
City Hall Board Room located at 510 N Baker Street

ICE CREAM SOCIAL at 5:30 in the 1st Floor Conference Room for City Council Members and Visiting Exchange Students from Forres, Scotland

AGENDA

CALL TO ORDER:
INVOCATION:
PLEDGE OF ALLEGIANCE:
ROLL CALL:
PUBLIC APPEARANCES (6:00 - 6:30 p.m.)
ADJUSTMENTS TO AGENDA

PRESENTATIONS

1. Welcome and Introduce Exchange Students Suzanna Tissiman and Lawrence Clark from Forres, Scotland

CONSENT AGENDA

1. Approval of Special Request for Street Closure for Author Talk and Book Signing
2. Approval of Street Closure for 2013 Yappy Hour Event - Friday, October 18, 2013
3. Approval of Historic Marker - 1005 Helen Street

PUBLIC HEARINGS
ORDINANCES

1. Final Reading and Adoption of Ordinance 2013-19, Amendments to the Code of Ordinances and Land Development Code – Establishment of Sidewalk Café

COUNCIL CONSIDERATION/DISCUSSSION OF DEPARTMENTAL TOPICS
CITY MANAGER

1. Legislative Priorities
BOARDS APPOINTMENTS

1. Mayoral Appointment to the Police Pension Board

CITY ATTORNEY INFORMATION/REPORTS

1. Formation of a Fire Special District – Update

OTHER BUSINESS

MEETING NOTICES

1. City Council & CRA Advisory Committee Joint Workshop is scheduled for October 28, 2013 at 6:00 p.m. in the City Hall Board Room

2. Golden Triangle Summit meeting is scheduled for October 29, 2013 at 5:30 p.m. in the Tavares City Hall Commission Chambers

ADJOURNMENT

NOTICE: If any person decides to appeal any decisions made at this meeting with respect to any matter considered at this meeting, such person may need a record of these proceedings. For such purpose, a person 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.

NOTICE: In accordance with the Americans with Disabilities Act of 1990, persons needing a special accommodation to participate in this proceeding should contact Gwen Johns, City Clerk, no later than seven (7) days prior to the proceedings. Telephone (352) 735-7126 for assistance. If hearing impaired, telephone the Florida Relay Service numbers, (800) 955-8771 (TDD) or (800) 955-8770 (Voice) for assistance.

NOTICE: In accordance with a policy placed by the City Council of the City of Mount Dora, citizens are advised that the City Council may take action and vote on any item that is brought up at a City Council Meeting.
DATE: October 15, 2013
TO: Mayor and City Council
VIA: Michael Quinn, City Manager
FROM: Roy Hughes, Parks & Recreation Director
RE: Special Request: Road Closure for Author Talk and Book Signing

Requests:
- To Close the following street on Friday, November 8th, 2013, from 6:00pm until 8:00pm:
  4th Avenue, between Donnelly and Dora Drawdy Alleyway
- To staff traffic control for: the Book Signing event on Friday, November 8, 2013.

Reference:
- Letter of Request
- Event Application

Coordination:
City Manager
Finance
Fire
Library
Parks & Recreation
Utilities & Public Works

Budgetary Impact:
The costs for the requested in-kind services are listed below; however, a draft for an invoice is also included in the plan:

- Police Department: $ 84.
- Fire Department: $ -0-
- Electric: $ -0-
- Parks & Rec: $ -0-
- Public Works: $ -0-
- Application Fee: $ -0-
- Totals: $ 84.
Discussion:
The event sponsor for the Dr. Eben Alexander Talk and Book Signing is the Barrel of Books and Games of Mount Dora. On Friday, November 8th of 2013 the sponsor is hosting an Author Talk and signing with an anticipated number of attendees of over 200. With this in mind, the sponsor would like to have a minor street closure of 4th Avenue, between Donnelly Street and Dora Drawdy Alleyway. The sponsor is also requesting to have beer and wine permitted with the road closure area as Palm Tree Grill has expressed interest in providing the appropriate license and insurance to permit alcohol sales.

The event sponsor will reimburse the city fees that are associated with this event.

I respectfully submit for your consideration and approval of the Author Talk and Book Signing event.

Cc: Michael Quinn, City Manager  
Robert Brekelbaum, Finance Director  
Stephanie Haines, Library Director  
Gary Hammond, Public Works & Utilities Director  
Skip Kerkhof, Fire Chief  
T. Randall Scoggins, Police Chief
Mount Dora Parks & Recreation Department
Special Event Plan

Author Talk and Book Signing

Type of Event: Author Talk & Book signing

Location of Event: Fourth Avenue, between Donnelly and Dora Drawdy Alleyway

Duration of Event: November 8, 2013:
6 to 8pm and 7 to 7:30pm (event)

Special Hazards: Increased pedestrian traffic

Barricaded streets: Fourth Avenue at Donnelly Street
Fourth Avenue at Dora Drawdy Alleyway

Designated one-way streets: N/A

Detoured Traffic: Alleyways open for traffic,
And Donnelly Street, to 3rd Avenue.

Manned Traffic Control Points: Fourth Avenue, between Donnelly and Dora Drawdy Alleyway.

Estimated pedestrian traffic: 200

Special parking areas: N/A

Estimated spectator population: N/A

Estimated participants: 2

Anticipated crime problems: Beer and Wine Sales

Personnel requirements: One Officer

Designated no parking areas: Fourth Ave., between Donnelly & Baker Streets
Mount Dora Parks & Recreation Department  
Special Event Plan

Coordination with City Departments:

Electric: N/A

Parks & Recreation:

November 8, 2013 only: Barricades: (Lighted barricades, delivered by 5:00pm)
1. 4th & Donnelly Street (4)
2. 4th & Dora Drawdy Alleyway, east side roadway (4)

November 8, 2013 only: "No Parking" signs: (both sides of the street)
Signs should indicated “No Parking After 5:00pm”
1. 4th Avenue, between Donnelly & Dora Drawdy Alley

Coordination with other Agencies:

Contact will be made with the Lake County Sheriff’s Office & Lake Sumter EMS

Advising Event Sponsors of Personnel and Equipment Costs:

Projected costs outlay will be presented to event sponsor and Council.

Furnishing Event Sponsors with Permits (Where Applicable):

A Special Event Application form has been completed and is attached to the Event plan.
October 15, 2013

Ms. Crissy Stile
Barrel of Books and Games
128 West 4th Avenue
Mount Dora, Florida 32757

Dear Ms. Stile:

Attached are the detailed costs for services to be provided by the City of Mount Dora for the “Author Talk and Signing” for November 8, 2013. It is city policy to bill, in advance, for all approved Special Events. These advanced estimates are fixed fees that cover the cost of the event and are payable upon issuance of the permit.

Listed below is the cost for City services.

<table>
<thead>
<tr>
<th>Service</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Police Department</td>
<td>$ 84.</td>
</tr>
<tr>
<td>Fire Department</td>
<td>$ 0</td>
</tr>
<tr>
<td>Parks &amp; Recreation</td>
<td>$ 0</td>
</tr>
<tr>
<td>Electric</td>
<td>$ 0</td>
</tr>
<tr>
<td>Public Works</td>
<td>$ 0</td>
</tr>
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<td>Code Compliance</td>
<td>$ 0</td>
</tr>
<tr>
<td>Application Fee</td>
<td>$ 0</td>
</tr>
<tr>
<td><strong>Total Fees</strong></td>
<td><strong>$ 84.</strong></td>
</tr>
</tbody>
</table>

Please remit your check to the City of Mount Dora prior to the event. Thank you for your cooperation. We look forward to working with you to provide a quality event for our residents and visitors.

Sincerely,

Michael Quinn
City Manager

cc: Roy Hughes, Parks & Recreation Director
**Special Event Departmental Costs**

**Event:** Book Signing Event  

**Event Location/Time:** Downtown area  

**Department:** Police  

Submitted by/Contact info: D. Scott, 536-7251

<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
<th>Personnel #</th>
<th>Description of services and other details</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>11/8/2013</td>
<td>1745-2045</td>
<td>55</td>
<td>Traffic control &amp; public safety</td>
<td>$84.00</td>
</tr>
</tbody>
</table>

Comments/Notes regarding services from previous year’s event:

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**Hourly Rates for Special Events Personnel are as follows:**

55 - Special Event/Police Officer: $28.00/hour  
58 – Special Event/Police Supervisor: $32.00/hour  
77 – Audio/Visual/Technical - $20.00/hour  
71 - Special Event/Firefighter: $28.00/hour  
72 - Special Event/Firefighter Supervisor: $32.00/hour  
73 - Special Event/Civilian – Parks Maintenance, Custodians, Barrier Staff, Traffic Control Staff: $17.00/hour  
75 - Special Event/Technical-Paramedics, Electric Utility, Code Enforcement, Environmental Code Compliance, Special Event/Accreditation Coordinator, Traffic Control Compliance (manufacturing & placement of Traffic control devices) - $28.00  
76 - Special Event/Civilian Supervisor – Parks Maintenance and/or Recreation Supervisor: $24.00/hour

After completion, please submit this form to Christopher Carson, Cultural and Special Events Coordinator no later than October 5, 2013.  
For submitting information and/or questions, please contact me at (352) 455-3171 or carsonc@cityofmountdora.com.
Special Event Application
Permit Request

Thank you for choosing the City of Mount Dora, the Festival City, as the hosting location for the Special Event you are planning. Please complete this application, in its entirety, and return it at least one hundred and twenty (120) days prior to the event date to:

City of Mount Dora
Cultural & Special Events Division
900 North Donnelly Street
Mount Dora, FL 32757

If you have additional questions, please call (352) 735-7183 or email carsonc@cityofmountdora.com

Name of Event:  Dr. Eben Alexander Talk + Book Signing

Facility / Location Requested:  W. 4th Ave Street closure between Donnelly + Dora Aven

Event Date: Nov. 8th, 2013  Event Hours: From 7 AM / PM  To 7:30 AM / PM

Set-Up Date: Nov 8th, 2013  Set-Up Hours: From 6 AM / PM  To 7 AM / PM

Break-Down Date: Nov 8th, 2013  Break-Down Hours: From 7:30 AM / PM  To 8 AM / PM

Estimated Number of Participants: 2  Spectators: 200  Vehicles 0  Vessels (for boating events only) 0

Sponsoring Organization’s Name:  Barrel of Books and Games

Address:  128 W 4th Ave  Mount Dora  FL  32757

Street Address  City  State  Zip Code

Type of Organization:  ☑ Profit  27-4408546  ☐ Not For Profit  ☐ Individual

Federal Tax ID #  Tax Exempt #

Primary Contact Name:  Crissy  Phone:  735.1950  Email: crissy@barrelot.com

Secondary Contact Name:  Phone:  Email:

CERTIFICATION BY APPLICANT:  I certify that I have read this application and that all information contained in this application is true and correct. Any falsehoods or misrepresentations will constitute a criminal violation of the code of the City of Mount Dora. I certify that I have received a copy of city code chapter 18a. I agree to comply with and be bound by any and all applicable provisions of the city code. I understand the event may be canceled by the Chief of Police or The Fire Chief should any conditions/stipulations of the permit or city ordinance or state statute be violated. I certify that I am authorized by the organization named herein to act as its agent for the herein described activity. I also have received the notice informing me of my responsibilities and obligations should I cancel the event. By filing this application, I, and the organization on whose behalf I make this application, contract and agree that we will jointly and severally indemnify and hold the city harmless against liability, including court costs and attorneys' fees for trial and on appeal, for any and all claims for damage to property or injury to, or death of persons arising out of or resulting from the issuance of the permit or the conduct of the activity or any of its participants.

Cris
c
Signature of Applicant  10.1.13

Date

08.07.2012

City Council - October 15, 2013  Page 9 of 50
Please provide us with additional information regarding your event by checking off the items that pertain to your event in sections A-D; any services you require from the City in Section E and any other specific information about your event not previously covered or where you need additional space to explain your event in Section F. Do not forget to attach a diagram of your event.

**A. Is your event:**  □ Private  or  ☑ Public, costing the attendee $___ or □ is free  Book purchase required
□ Is (or will become) a recurring event this often □ weekly  □ monthly □ quarterly □ annually or__________

**B. What kind of event are you hosting?**
- □ Carnival/Circus/Fair
- □ Exhibit/Festival
- □ Reception
  - □ Wedding
  - □ Other ____________________________
    (Explain)
- □ Charity Walk/ Run _____________
- □ Tournament or Competition
  - □ Fishing
  - □ Sailing / Boating
  - □ Other ____________________________
    (Explain)
- □ Picnic/Party
□ Other Author talk ____________
□ Q + A

**C. At your event, you will offer:**
- □ Alcohol sales
- □ Food/beverage/catering
- □ Concession stands
- □ Merchandise sales
- □ Fireworks/pyrotechnic company
- □ Inflatable Devices
- □ Banners / Signage: ____________

**D. Are you bringing in any special equipment such as:**
- □ Large trailers ( _____ lbs)
- ☑ Lighting one light tower
- □ Sound equipment
- □ Tents
- □ Generator(s)
- □ Stages / Props/ Production Equipment
□ Other ____________________________

**E. Do you need the City to provide or make available, at an additional fee, any of the following:**
- □ Potable water
- □ Connection(s) for electric power
- □ Audio Equipment
- □ Trash Cans / Barrels _________
- □ Special Event Garbage Boxes______
- □ Security
□ Streets/Avenues/Parks__________
□ Dumpsters ________
F. Please provide a detailed description of the Event and draw or attach a diagram and/or map of the proposed event site / layout / route. Ensure that you specify any requests for alcoholic beverages, street closures, pyrotechnics/fires, any city services you desire, etc.

We will need W. 4th Ave closed between Donnelly and Bona Drandy. We will begin setup of chairs at 6pm, talk begins at 7pm and will last about 30 minutes. We'll have the chairs broken down by 8pm.

Handwritten notes:

Need detour signs (2)
No parking signs.
**IF APPLYING AS A NON-PROFIT ORGANIZATION:**

What is your financial plan for covering all event costs? 

How does your event benefit the general welfare of the City?

To what extent is the media or publicity campaign planned for this event?

If you are requesting City Sponsorship or Financial Support, please explain?

**FEES AND OTHER AGENCY PERMIT/LICENSES:**

Please be aware that liquor licenses, business licenses, sign permit and other regulatory requirements may be necessary and are responsibility of the Applicant. However, some permits are covered under the umbrella of the special event permit and it is advised that you check with the Special Event Coordinator for compliance. In addition, the Special Event Application fee supplemental Public Service fees are payable in advance of the event upon City approval and billing. As part of the Special Event Plan developed by the Special Event Coordinator, changes to requested services may be imposed by the City.

**Administrative Fees:**
Significant events: $550.00 (entire down area/150,000+ attendance)
Large events: $350.00 (50,000+ attendance)
Medium events: $250.00 (25,000+ attendance)
Small events: $75.00 (5,000+ attendance)

**ADDITIONAL ATTACHMENTS: (REQUIRED FOR NON-PROFIT ORGANIZATIONS)**

Non-Profit Organizations to show 501 IRS Determination
Non-Profit IRS Form 990
INSURANCE REQUIREMENTS: The applicant will supply Certificate of Insurance(s) naming the City of Mount Dora as additionally insured in the following manner: "the City of Mount Dora, its agents, officers, officials, employees and volunteers are hereby named as additional insured as their interest may appear". The applicant will also ensure that the City of Mount Dora, as the certificate holder, is provided a 30-day written notice if the insurance policy is cancelled or modified before the expiration date. All insurance policies provided shall be issued by insurance companies licensed to do business in the State of Florida and shall be rated with an A- or better rating in the most current edition of A.M. Best’s Key Rating. The City of Mount Dora shall be listed as certificate holder in the following manner:

City of Mount Dora
510 N. Baker Street
Mount Dora, Florida 32757

All applicants must obtain Commercial General Liability insurance with limits of no less than $1,000,000 per occurrence to protect the City of Mount Dora, its agents, officers, officials, employees and volunteers, the Lessee, and any subcontractor from claims for damages for personal injury, including accidental death, and from claims for property damage that may arise from the Lessee’s operations, whether performed by Lessee itself, any subcontractor, or anyone directly or indirectly employed by either of them. If the applicant, or any of its vendors, offers for sale or distribution any products (food, beverages, souvenirs, etc.), then Product Liability insurance with limits of no less than $1,000,000 per occurrence will be required. Vendors will also be required to afford the statutory limits of worker’s compensation insurance protection to its employees. If the vendor is the holder or sponsor of the event, the vendor will afford worker’s compensation insurance protection to any City of Mount Dora off duty employees hired by the event. If automobiles or any other licensed motor vehicles are used as part of the event, Automobile Liability insurance with limits of no less than $1,000,000 per occurrence will also be required. If the sale or consumption of alcoholic beverages at the event is authorized, then Liquor Liability insurance with limits of no less than $1,000,000 per occurrence is required. Other types of coverage and limits may be required by the City of Mount Dora, depending upon exposure as assessed by the City’s Risk Management Department.

COPYRIGHT LAW: Licensee assumes all costs arising from the use of patented, trademarked or copyrighted materials, equipment, devices, processes, or dramatic rights used on or incorporated in the conduct of any event covered under the agreement and licensee agrees to indemnify and hold harmless devices, processes or dramatic rights furnished or used by licensee in connection with the agreement and will defend the City from any such suit or action, regardless of whether it is groundless or fraudulent.

CERTIFICATION

I hereby certify that all the information contained herein is true and correct to the best of my knowledge. I agree to abide by the regulations governing the said facility and/or property and be responsible for any charges incurred. I will supply Certificate of Insurance(s) as required.

If any portion is found to be false or misrepresented, such fact may be just cause for immediate revocation of any permit(s) issued.

[Signature of Applicant]

10.1.13

Date
October 7, 2013

Dear Chris:

I'm writing this letter of request after speaking to Joe, owner of Palm Tree Grille. Joe has expressed an interest in selling beer & wine at our proposed event Friday, November 8th on W. 4th Ave. Since I will already need to hire officers for the road closure I am requesting the City's approval to allow Palm Tree Grille to serve beer & wine at this event.

If you may need to contact me please do so at crissy@barrelofbooksandgames.com

Thanks again!

Crissy Stile
Barrel of Books and Games
128 W 4th Ave
Mount Dora, FL 32757
352.735.1950
BarrelofBooksandGames.com
DATE:          October 15, 2013
TO:            Mayor and City Council
VIA:           Michael Quinn, City Manager
FROM:          Roy Hughes, Parks & Recreation Director
RE:            Special Request: 2013 Yappy Hour October event

Requests:
- To Close the following street on Friday, October 18th, 2013, from 6:00pm until 9:00pm: 4th Avenue, between Donnelly and Baker Streets
- To permit dogs within the street closure, on leashes, on October 18, 2013.
- To staff traffic control for the “Pet Parade,” portion on Friday, October 18, 2013 (exact time to be determined; approximately 20 minutes in length.)

Reference:
- Letter of Request
- Event Application

Coordination:
City Manager
Finance
Fire
Library
Parks & Recreation
Utilities & Public Works

Budgetary Impact:
The costs for the requested in-kind services are listed below; however, a draft for an invoice is also included in the plan:

- Police Department: $98.
- Fire Department: $-0-
- Electric: $-0-
- Parks & Rec: $-0-
- Public Works: $-0-
- Application Fee: $-0-
- Totals: $98.
Discussion:
On October 18th, of 2013 the sponsor is hosting a “Pet Parade” and anticipates having a greater number of attendees (approximately 150.) Therefore, the sponsors would like to have a minor street closure for the parade portion. They are requesting to close Fourth Avenue, between, Donnelly and Baker Streets.

The event sponsors are Piglet’s Pantry, the Wine Den, and the Mount Dora Chamber of Commerce. The sponsors donate ten percent of the proceeds from each “Yappy Hour” to the Leesburg Humane Society. The dogs are kept on leashes, and there have been no instances of a problem involving the animals.

As the Yappy Hour event is considered a minor event we are able to accommodate the staffing request. The event sponsor would reimburse the city fees that are associated with this event.

I respectfully submit for your consideration and approval of the 2013 Yappy Hour event.

Cc: Michael Quinn, City Manager
    Robert Brekelbaum, Finance Director
    Stephanie Haines, Library Director
    Gary Hammond, Public Works & Utilities Director
    Skip Kerkhof, Fire Chief
    T. Randall Scoggins, Police Chief
Mount Dora Parks & Recreation Department
Special Event Plan

2013 Yappy Hour

Type of Event: Fundraiser for Leesburg Humane Society Networking; Dogs are permitted within the event area

Location of Event: Fourth Avenue, between Donnelly and Baker Streets

Duration of Event: October 18, 2013: 6 to 9pm (sidewalk) and 6 to 6:15pm (parade)

Special Hazards: Increased pedestrian traffic

Barricaded streets: Only Barricaded for parade portion, 6 to 6:15pm. Fourth Avenue at Donnelly Street Fourth Avenue at Baker Street Royellou Lane at Fourth Avenue

Designated one-way streets: N/A

Detoured Traffic: Traffic on Donnelly Street And Baker Street, at Fourth Avenue, will travel to the north or south

Manned Traffic Control Points: Fourth Avenue, between Donnelly and Baker Street

Estimated pedestrian traffic: 150

Special parking areas: 4 spaces reserved for event on 4th Ave.at Donnelly Street (NE corner).

Estimated spectator population: N/A

Estimated participants: 150

Anticipated crime problems: No specific problems anticipated.

Personnel requirements: One Officer

Designated no parking areas: Fourth Ave., between Donnelly & Baker Streets, both sides; Royellou Lane between 5th & 4th Ave., both sides. Other months: 4 spaces on 4th Avenue, NE corner to the east.
Mount Dora Parks & Recreation Department
Special Event Plan

Coordination with City Departments:

**Electric:**
N/A

**Parks & Recreation:**

**October 18, 2013 only:** Barricades: (Lighted barricades, delivered by 5:00pm)
1. 4th & Baker, west side of intersection (4)
2. 4th & Donnelly, east side of intersection (4)
3. 4th & Royellou, north side of roadway (2)

**October 18, 2013 only:** "No Parking" signs: (both sides of the street)
Signs should indicate "No Parking After 5:00pm"
1. 4th Avenue, between Donnelly & Baker Streets
2. Royellou Lane, between 4th and 5th Avenues

Coordination with other Agencies:
Contact will be made with the Lake County Sheriff's Office & Lake Sumter EMS

Advising Event Sponsors of Personnel and Equipment Costs:
Projected costs outlay will be presented to event sponsors and Council.

Furnishing Event Sponsors with Permits (Where Applicable):
A Special Event Application form has been completed and is attached to the Event plan.
October 15, 2013

Ms. Christina Baker  
The Wine Den  
400 N. Donnelly Street  
Mount Dora, Florida 32757

Dear Ms. Baker:

Attached are the detailed costs for services to be provided by the City of Mount Dora for the “2013 Yappy Hour” for October 18, 2013. It is city policy to bill, in advance, for all approved Special Events. These advanced estimates are fixed fees that cover the cost of the event and are payable upon issuance of the permit.

Listed below is the cost for City services.

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<td><strong>Total Fees</strong></td>
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Please remit your check to the City of Mount Dora prior to the event. Thank you for your cooperation. We look forward to working with you to provide a quality event for our residents and visitors.

Sincerely,

Michael Quinn  
City Manager  

cc: Roy Hughes, Parks & Recreation Director
Special Event Departmental Costs

Event: **2013 Yappy Hour Event**

Event Location/Time: **Downtown area**

Department: POLICE Submitted by/Contact info: D. Scott 536-7251

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<td>55</td>
<td>Traffic control and public safety</td>
<td>$98.00</td>
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Comments/Notes regarding services from previous year’s event:

Hourly Rates for Special Events Personnel are as follows:
- 55 - Special Event/Police Officer: $28.00/hour
- 58 – Special Event/Police Supervisor: $32.00/hour
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- 71 - Special Event/Firefighter: $28.00/hour
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- 76 - Special Event/Civilian Supervisor – Parks Maintenance and/or Recreation Supervisor: $24.00/hour

After completion, please submit this form to Christopher Carson, Cultural and Special Events Coordinator no later than **October 5, 2013**.

For submitting information and/or questions, please contact me at (352) 455-3171 or carsonc@cityofmountdora.com.
Special Event Application
Permit Request

Thank you for choosing the City of Mount Dora, the Festival City, as the hosting location for the Special Event you are planning. Please complete this application, in its entirety, and return it at least one hundred and twenty (120) days prior to the event date to:

City of Mount Dora
Cultural & Special Events Division
900 North Donnelly Street
Mount Dora, FL 32757

If you have additional questions, please call (352) 735-7183 or email carsonc@cityofmountdora.com

Name of Event: Yappy Hour - Howl-o-ween Pet Costume Parade

Facility / Location Requested: 4th Ave between Donnelly & Baker

Event Date: 10/18/13
Event Hours: From 6pm AM/PM To 9pm AM/PM

Set-Up Date: 10/18/13
Set-Up Hours: From 5pm AM/PM To 6pm AM/PM

Break-Down Date: 10/18/13
Break-Down Hours: From 8:30pm AM/PM To 9pm AM/PM

Estimated Number of Participants: 2
Spectators: 300
Vehicles: 0
Vessels (for boating events only): 0

Sponsoring Organization's Name: Piglets Pantry & The Wine Den

Address: 400 N Donnelly Street Mount Dora FL 32757

Type of Organization: Profit
Federal Tax ID #
Not For Profit
Tax Exempt #
Individual

Primary Contact Name: Christina Baker
Phone: 352-735-3594
Email: Ancestrysearch.com

Secondary Contact Name: Carla Pereira
Phone: 352-735-9779
Email: piglet@pigletspantry.com

CERTIFICATION BY APPLICANT: I certify that I have read this application and that all information contained in this application is true and correct. Any falsehoods or misrepresentations will constitute a criminal violation of the code of the City of Mount Dora. I certify that I have received a copy of city code chapter 18a. I agree to comply with and be bound by any and all applicable provisions of the city code. I understand the event may be cancelled by the Chief of Police or The Fire Chief should any conditions/stipulations of the permit or city ordinance or state statute be violated. I certify that I am authorized by the organization named herein to act as its agent for the herein described activity. I also have received the notice informing me of my responsibilities and obligations should I cancel the event. By filing this application, I, and the organization on whose behalf I make this application, contract and agree that we will jointly and severally indemnify and hold the city harmless against liability, including court costs and attorneys' fees for trial and on appeal, for any and all claims for damage to property or injury to, or death of persons arising out of or resulting from the issuance of the permit or the conduct of the activity or any of its participants.

Christina Baker
Signature of Applicant

9/26/13
Date

08.07.2012
City Council - October 15, 2013
Please provide us with additional information regarding your event by checking off the items that pertain to your event in sections A-D; any services you require from the City in Section E and any other specific information about your event not previously covered or where you need additional space to explain your event in Section F. Do not forget to attach a diagram of your event.

A. Is your event:  □ Private  or  □ Public, costing the attendee $_____ or ☑ is free  
□ Is (or will become) a recurring event this often □ weekly □ monthly □ quarterly □ ☑ annually or ____________

B. What kind of event are you hosting?  
☐ Carnival/Circus/Fair  ☐ Charity Walk/ Run ☐ Picnic/Party  
☐ Exhibit/Festival  ☐ Tournament or Competition  ☐ Other An Annual Pet Parade to
☐ Reception  ☐ Fishing  ☐ held each October.  
☐ Wedding  ☐ Sailing / Boating  ☐ (Explain)  
□ Other _______________  ☐ Other _______________  ☐ (Explain)  
☐ Other _______________  ☐ (Explain)  
☐ (Explain)  
☐ (Sponsor Name)

C. At your event, you will offer:  
☐ ☑ Alcohol sales  ☐ Merchandise sales  ☐ Banners / Signage: ____________
□ Food/beverage/catering  ☐ Fireworks/pyrotechnic company  ☐ We have a banner we will
□ Concession stands  ☐ Inflatable Devices  ☐ display during event

D. Are you bringing in any special equipment such as:  
□ Large trailers ( _____ lbs)  ☐ Tents  ☐ Other ☑ The city has allowed us
☐ Lighting  ☐ Generator(s)  _________ to use the small black
☐ Sound equipment  ☐ Stages / Props/ Production  _________ stage in the past.
☐ ☑ Sound equipment  ☐ Equipment

E. Do you need the City to provide or make available, at an additional fee, any of the following:  
□ Potable water  □ Trash Cans / Barrels _________  ☐ Security  
□ Connection(s) for electric power  □ Special Event Garbage Boxes___  ☐ Streets/Avenues/Parks
□ Audio Equipment  □ Dumpsters _________  ☑ 4TH Ave. between

Special Event Application, Permit Request  Page 2 of 5  08.07.2012
City Council - October 15, 2013  Page 22 of 50
Yappy Hour is a monthly fundraiser between The Wine Den and Piglets Pantry. It encourages downtown visits by residents and visitors with their furry friends. Socializing and networking with locals. This event is special because a Costume Pet Parade is had for participants to show off the costumes of their pets. The Wine Den will sell wine to customers. 10% of sales at both The Wine Den and Piglets Pantry is donated to the Leesburg Humane Society. As well as all of the registration fee for the pet parade.
IF APPLYING AS A NON-PROFIT ORGANIZATION:

What is your financial plan for covering all event costs? This is a fund raiser and any costs incurred will come from our business.

_________________________________________________________________________________________

How does your event benefit the general welfare of the City? Encourages downtown visits by residents and their pets.

_________________________________________________________________________________________

To what extent is the media or publicity campaign planned for this event? Each business will advertise the event.

_________________________________________________________________________________________

If you are requesting City Sponsorship or Financial Support, please explain? None - or the waiving of the fee for barricades since this is a fund raiser.

_________________________________________________________________________________________

FEES AND OTHER AGENCY PERMIT/LICENSES:
Please be aware that liquor licenses, business licenses, sign permit and other regulatory requirements may be necessary and are responsibility of the Applicant. However, some permits are covered under the umbrella of the special event permit and it is advised that you check with the Special Event Coordinator for compliance. In addition, the Special Event Application fee supplemental Public Service fees are payable in advance of the event upon City approval and billing. As part of the Special Event Plan developed by the Special Event Coordinator, changes to requested services may be imposed by the City.

Administrative Fees:
Significant events: $550.00 (entire down area/150,000+ attendance)
Large events: $350.00 (50,000+ attendance)
Medium events: $250.00 (25,000+ attendance)
Small events: $75.00 (5,000+ attendance)

ADDITIONAL ATTACHMENTS: (REQUIRED FOR NON-PROFIT ORGANIZATIONS)
Non-Profit Organizations to show 501 IRS Determination
Non-Profit IRS Form 990
INSURANCE REQUIREMENTS: The applicant will supply Certificate of Insurance(s) naming the City of Mount Dora as additionally insured in the following manner: “the City of Mount Dora, its agents, officers, officials, employees and volunteers are hereby named as additional insured as their interest may appear”. The applicant will also ensure that the City of Mount Dora, as the certificate holder, is provided a 30-day written notice if the insurance policy is cancelled or modified before the expiration date. All insurance policies provided shall be issued by insurance companies licensed to do business in the State of Florida and shall be rated with an A- or better rating in the most current edition of A.M. Best’s Key Rating. The City of Mount Dora shall be listed as certificate holder in the following manner:

City of Mount Dora
510 N. Baker Street
Mount Dora, Florida 32757

All applicants must obtain Commercial General Liability insurance with limits of no less than $1,000,000 per occurrence to protect the City of Mount Dora, its agents, officers, officials, employees and volunteers, the Lessee, and any subcontractor from claims for damages for personal injury, including accidental death, and from claims for property damage that may arise from the Lessee’s operations, whether performed by Lessee itself, any subcontractor, or anyone directly or indirectly employed by either of them. If the applicant, or any of its vendors, offers for sale or distribution any products (food, beverages, souvenirs, etc.), then Product Liability insurance with limits of no less than $1,000,000 per occurrence will be required. Vendors will also be required to afford the statutory limits of worker’s compensation insurance protection to its employees. If the vendor is the holder or sponsor of the event, the vendor will afford worker’s compensation insurance protection to any City of Mount Dora off duty employees hired by the event. If automobiles or any other licensed motor vehicles are used as part of the event, Automobile Liability insurance with limits of no less than $1,000,000 per occurrence will also be required. If the sale or consumption of alcoholic beverages at the event is authorized, then Liquor Liability insurance with limits of no less than $1,000,000 per occurrence is required. Other types of coverage and limits may be required by the City of Mount Dora, depending upon exposure as assessed by the City’s Risk Management Department.

COPYRIGHT LAW: Licensee assumes all costs arising from the use of patented, trademarked or copyrighted materials, equipment, devices, processes, or dramatic rights used on or incorporated in the conduct of any event covered under the agreement and licensee agrees to indemnify and hold harmless devices, processes or dramatic rights furnished or used by licensee in connection with the agreement and will defend the City from any such suit or action, regardless of whether it is groundless or fraudulent.

CERTIFICATION

I hereby certify that all the information contained herein is true and correct to the best of my knowledge. I agree to abide by the regulations governing the said facility and/or property and be responsible for any charges incurred. I will supply Certificate of Insurance(s) as required.

If any portion is found to be false or misrepresented, such fact may be just cause for immediate revocation of any permit(s) issued.

[Signature of Applicant]  
[Date]
September 26, 2013

Dear Honorable Mayor Theilhelm
Mount Dora City Council Members
Michael Quinn, City Manager

After five successful years of Yappy Hour we plan to continue the event for 2013. We do apologize for the delay in getting this request submitted. We had thought it was submitted earlier in the year by Cathy Hoechst.

We are requesting the closing of 4th Avenue from Donnelly to Baker streets for the October 18th Yappy Hour event with the pet parade. We may also request assistance from an officer as we parade the dogs around downtown and will contact the City for guidance with this event.

If you have any additional questions or suggestions, please contact me at 352-735-9779.

Thank you for your consideration.

Respectfully submitted,

Carla Pereira
Piglet’s Pantry

Christina Baker
The Wine Den

Rob English
President
Yappy Hour Howl-ween Costume Pet Parade
Registration Form
Friday, October 18th, 2013
Parade Start Time – 7:00pm

Owner Name: ________________________________________________________________

Address: ____________________________________________________________________

____________________________________________________________________________

City: ___________________________ St ___________ Zip ___________

Email: ______________________________________________________________________

Telephone: __________________________________________________________________

Pets Name: ___________________________________________________________________

Costume Categories: (Select one per entry)
1) Cutest
2) Spookiest
3) Funniest
4) Pup & Pal (Combo)
5) Most Creative

Each entry is limited to one well-behaved dog per person.
Children under 14 must be accompanied by an adult.
All dogs must be walked on a 4 to 6 foot non-retractable leash only.
We encourage everyone to bring poop bags to pick up after their pooches.
All of the money collected for this event as well as 10% of sales during Yappy Hour is donated to the
Sebastian Haul Fund and The Leesburg Humane Society.
Registration is $5.00 at Piglets Pantry-Dog Bakery or The Wine Den either before or the day of the event.
Check-in and registration begins at 5:30pm.

The parade begins promptly at 7:00pm.
DATE: October 15, 2013

TO: Mayor and City Council

FROM: Gus Gianikas, Assistant Planning & Development Director

VIA: Mike Quinn, City Manager

RE: Historic Marker – 1005 Helen Street

Recommendation: The Historic Preservation Board recommends approval of the application for a Historic Marker at 1005 Helen Street at their regular meeting on September 25, 2013.

References: Mount Dora Land Development Code – Section 3.6.4 Historic Preservation – Certificate of Appropriateness.

Budgetary Impact: There is no budget impact.

Attachments: See attached staff report and Site Inventory Form
DATE: September 25, 2013
TO: Historic Preservation Board
FROM: Gus Gianikas, Assistant Director Planning & Development
RE: Historic Marker – 1005 Helen Street

<table>
<thead>
<tr>
<th>Site Name:</th>
<th>The Fish-Parker House</th>
<th>Date of Construction:</th>
<th>c. 1930</th>
</tr>
</thead>
<tbody>
<tr>
<td>Style:</td>
<td>Tudor Period Revival</td>
<td>Architectural Integrity:</td>
<td>Excellent</td>
</tr>
</tbody>
</table>

**Description of Building:**
- **Siding**: stucco, brick
- **Windows**: DHS, 4/4, 9/9, casement - wood
- **Roof**: Cross gable, Asbestos shingle, Dutch lap
- **Foundation**: Continuous brick

**Historical Significance:** The following standards apply: A building has historical or cultural significance if it “Is associated in a significant way with the life or activities of a major person important in city, state or national history. A significant cultural history was found.

The Tudor Period Revival home was built by Mr. and Mrs. Harry V. Fish in 1930. The home was purchased by Mr. and Mrs. Reggie Parker in 1949. Mr. Parker was a successful business man and also served as a City Councilman in 1941.

**Architectural Significance:** A building has architectural or aesthetic significance if it “Embody those distinguishing characteristics of an architectural style, period, or method of construction, or is a historic work of a prominent architect, designer, or builder.”

**Staff Analysis:** The Historic Structure Florida Master File 1998 states “This house is Mount Dora’s most superb example of a Tudor Period Revival home” and is a contributing structure to the historic district.

**Staff Recommendation:** Approve based on Historical and Architectural Significance

**Attachments:** Marker application; Historic Structure Florida Master File 1998
Site Inventory Form

Site No._____

Site Name The Fish- Parker House

Survey Date 8709

Address of Site 1005 Helen St., Mt. Dora Fl. 32757

Instruction for locating

Location Mt. Dora Sub

Subdivision Name 22

Block No. 00003

Lot No.

County Lake

District name if applicable

Owner of Site: Name Parker, R. V.

Address 1005 Helen St., Mt. Dora Fl. 32757

Type of Ownership private

Recording Date 8711

Recorder: Name & Title Barr, Melanie (Historic Preservation Consultant)

Address P.O. Box 17, Gainesville Fl. 32602

Condition of Site: Integrity of Site: Original Use private residence

(Check One) (Check One or More)

x Excellent Altered Present Use private residence

Good Unaltered +1930 Dates

Fair Original Use Cultural Phase American

Deteriorated Restored/Date Period 20th Century

Moved/Date

Classification Category building Date Listed on NR

(Cheat to Site: Check One or More)

x Zoning Transportation Borrowing

Development Fill Other (See Remarks Below)

Deterioration Dredge

Areas of Significance: Early Community Development

Significance:

This house was built for Mr. and Mrs. Harry V. Fish in 1930 by contractor Lester J. Pierce from plans drawn by a New York architect. The Fishes were winter visitors and originally lived on Donnelly and 9th Ave. That house has been destroyed. Mr. Fish was a retired mortician from Mount Kisco, N.Y. He died in 1940.

Reggie and Vera Parker purchased the house in 1949 and still live in it in 1987. Mr. Parker had come to Mount Dora in 1919 with his parents from Crewe, Va. The family had considered moving to Ocala but they wanted to be in the citrus belt and a friend named Mr. Chapman persuaded them to move to Mount Dora. Reggie Parker owned Parker's Market, a meat market and grocery store, originally in partnership with Stella Owens until he bought her out in 1955. He retired from the Market in 1975. He purchased James Simpson's dairy by 1940. He also owned a slaughter house, a meat packing plant and kept a flock of 15,000 chickens. Mr. Parker was the president of the Lion's Club when it was first chartered in 1939. He was also elected a city councilman in 1941.

This house is Mount Dora's most superb example of a Tudor Period Revival home. It has a matching garage and has beautifully kept landscaping. A newspaper article written about it in 1930 describes the house as "typically English" with "six large

(see continuation page)
Architect
Builder
Style and/or Period  Tudor Period Revival
Plan Type  irregular: irregular
Exterior Fabric(s)  stucco: textured, # brick: running
Structural System(s)  wood frame: balloon
Porches
Orientation  E
Foundation  continuous: brick
Roof Type  cross gable
Secondary Roof Structure(s)
Roof Surfacing  asbestos shingles, Dutch lap
Window Type  DHS, 4/4, wood, # DHS, 9/9, wood, # casement, wood
Ornament Exterior
Chimney  brick
Chimney Location  E: wall, exterior
No. of Chimneys  1  No. of Stories  2
No. of Dormers
Surroundings
Map Reference (incl. scale & date)  USGS Eustis 7.5 Min. 1966 (PR1980)
Latitude and Longitude
Site Size (approx. acreage of property)  Lt1

LOCATION SKETCH OR MAP

<table>
<thead>
<tr>
<th>Township</th>
<th>Range</th>
<th>Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>19</td>
<td>27</td>
<td>30</td>
</tr>
</tbody>
</table>

UTM Coordinates:

Zone  Easting  Northing

Photographic Records Number  G 18-21
Please attach Photographic Print
rooms, three bathrooms, a sunroom on the south that opened up into the living room and a fine sleeping porch above." There was an open terrace on the west. It also had a "fine cellar with the heating equipment and a double garage at the rear of the lot." The entire interior was "in keeping with the English theme including hardware, woodwork and light fixtures." The landscaping was done by Mr. Smith of the Winter Garden Nurseries who included palms and other large specimens that were moved to the site from the Donnelly St. house's lot.

MDT 4-18-30; RP 10-19; E 80, L 84,149
HISTORIC MARKER PROGRAM APPLICATION FORM

1. Jim & Rachel Flack

Name

1308 Lenox Greens, Sun City Center, FL 33573

Mailing Address

City

State

Zip Code

352-978-4667

Business Phone

Home Phone

2. 1005 Helen St., Mount Dora

Property Address Where Plaque is to be Placed

3. 

Legal Description (Attach copy of Deed)

4. Building Information 1930

Year building built and information source

Tudor Revival

Architectural Style of Building

Residential

Use of building (i.e. residential or commercial)

Style and/or material: Architectural Shingles

Roof

Brick

Siding

Wood Frame Multiple Light Sash

Windows

5. Fish - Parker? or Parker?

Building Name

FOR OFFICE USE ONLY

Date request received:

Historical Survey Master File Number

Date of Building: (Circum or exact if known)

Comments:

Approved ________ Denied ________

City Council - October 15, 2013
DATE: October 15, 2013

TO: Mayor and City Council

FROM: Mark Reggentin, AICP, Planning and Development Director

VIA: Michael Quinn, City Manager


Recommendation:

Staff recommends approval of the attached amendments to the Code of Ordinances and Land Development Code, as contained in the attached Ordinance No. 2013-19.

City Council, at their regularly scheduled meeting on October 1, 2013, recommended approval of First Reading of Ordinance 2013-19 and hold for Second Reading and Final Adoption on October 15, 2013.

References/Support:

Chapter 10, Code of Ordinance
Land Development Code

Background:

On April 16, 2013, the City Council approved the Downtown Streetscape Phase 1 project, which included the Fourth Avenue pedestrian mall located between Alexander Street and McDonlad Street at Sunset Park and the Mount Dora Chamber of Commerce. At this City Council meeting several restaurant owners expressed interest in setting temporary sidewalk cafes. This idea has been discussed in the past, but there have been no set regulations to address this temporary use within public right-of-way. In most cases, current restaurant owners have been placing tables and chairs on their actual property (or the near sidewalks) or this activity have existed for years.

The current Land Development Code does not technically authorize business activities or uses within the right-of-way, except for sandwich board type signs and temporary sidewalks sales. In addition, consumption of alcohol beverages or open containers (Chapter 10) are strictly prohibited within the City's public right-of-way, unless authorized by a special event.

The attached Ordinance formally addresses the operation of a sidewalk cafe' and provides the opportunity to have cafes within the C-2 (Downtown Commercial) Zoning District. Sidewalk cafes are allowed for the adjacent restaurants and/or drinking establishments (coffee shops, etc). Sidewalk cafes are defined as accessory use to the establishment, and must provide a minimum
five foot pathway at all times as an unobstructed path to meet the standards authorized in the Americans with Disabilities Act and Florida Accessibility Code. In addition, the alcoholic beverage section is being updated. Alcoholic beverages can only be served in the pre-described café permit boundary. This ordinance is reflective of similar sidewalk café codes (City of Orlando, City of Winter Park, City of Hollywood, etc).

**Attachments:**

Ordinance No. 2013-19

**Notices:**

1/4 Page Non-Legal Ad - 7 days Notice: September 20, 2013
1/4 Page Non-Legal Ad - 5 days Notice: October 4, 2013
Legal Enactment Ad: October 4, 2013

**Schedule:**

City Council First Reading: October 1, 2013
City Council Second Reading and Adoption: October 15, 2013
ORDINANCE NO: 2013-19

AN ORDINANCE OF THE CITY OF MOUNT DORA, LAKE COUNTY, FLORIDA, AMENDING SECTION 10.040 CONSUMPTION ON CITY PROPERTY OF THE CODE OF ORDINANCES; TO ALLOW FOR ALCOHOL BEVERAGES FOR SIDEWALK CAFES WITHIN THE CITY'S RIGHTS-OF-WAY; TO ADD NEW SECTION 3.5.29 ENTITLED SIDEWALK CAFE' OF THE LAND DEVELOPMENT CODE; TO ALLOW FOR SIDEWALK CAFE' AS AN ACCESSORY RESTAURANT USE WITHIN THE C-2 DOWNTOWN COMMERCIAL ZONING DISTRICT; PROVIDING FOR LEGISLATIVE FINDINGS; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION; AND SETTING AN EFFECTIVE DATE.

WHEREAS, under its home rule powers, the City of Mount Dora may regulate land use matters including an amendment of the Mount Dora Code of Ordinances and Land Development Code; and

WHEREAS, the City Council from time to time provides updates and amendments to the Mount Dora Code of Ordinances and Land Development Code in order to provide proper review procedures, zoning standards, and regulations for new developments and redevelopments within the City; and

WHEREAS, the City Council is desirous to clarify and update special zoning accessory use in order to regulate and restrict intensity of certain temporary uses; and

WHEREAS, the City Council on April 16, 2013 approved the Downtown Streetscape Phase 1, which included the Fourth Avenue pedestrian mall; and

WHEREAS, the City Council encourages traditional downtown uses including sidewalk cafe style settings, which allow for dining, entertainment, and promote commerce; and

WHEREAS, the City Council of the City of Mount Dora hereby finds and determines that the provisions of this Ordinance advance a legitimate public purpose and promote and protect the public health, safety, morals and welfare of the public.

NOTE: Underlined words constitute additions to the original text of the Code of Ordinances and Land Development Code; strikethroughs constitute deletions to the original text of the Code of Ordinances and Land Development Code; and asterisks (*** ) indicate omissions from the original text of the Code of Ordinances and Land Development Code which is intended to remain unchanged.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mount Dora, Florida, as follows:

SECTION 1: The recitals set forth above are hereby adopted as legislative findings of the City Council of the City of Mount Dora.
SECTION 2: Chapter 10 - Alcoholic Beverages, Section 10.040 Consumption on City property of the Code of Ordinances is hereby revised as follows:

Sec. 10.040. - Consumption on City property.

(a) Generally. It shall be unlawful for any person to consume any alcoholic beverage, including beer and wine, upon any City-owned parks and beaches, City property or street, alley or sidewalk of the City. This section shall not apply to any City owned property which is subject to a management contract, or sidewalk cafes. For those properties, alcohol consumption shall be governed by rules established jointly by the managing entity and the City manager. Further, this section shall not apply to those portions of the above named properties included within the boundaries established by the City Council for a special event for which permission to consume alcoholic beverages is given in conjunction with the permission for the event. In addition, the City Council shall have the right to limit the type of alcoholic beverage to be consumed when granting any such permit.

(b) Carrying open containers. It shall be unlawful for any person to carry an opened bottle, can or other container containing an alcoholic beverage, including beer and wine, upon any City parks, City beaches, City property or street, alley or sidewalk of the City, provided that this subsection shall not apply to the interior of any vehicle driven upon the ways or property of the City. Further, this section shall not apply to those portions of the above named properties included within the boundaries established by the City Council for a special event for which permission to carry open containers of alcoholic beverages is given in conjunction with the permission for the event, or sidewalk cafes. In addition, the City Council shall have the right to limit the type of alcoholic beverage to be consumed when granting any such permit. In no event will consumption occur directly from glass containers.

***

SECTION 3: New Section 3.5.29 entitled Sidewalk Cafe' of the Land Development Code is hereby established to read as follows:

3.5.29. Sidewalk Cafe.

1. Necessity and intent.

   a. There is a need for regulations and standards for the existence and operation of sidewalk cafes to facilitate and ensure a safe environment in these areas.

   b. The establishment of permit conditions and safety standards for sidewalk cafes is necessary to protect and promote the general health, safety and welfare of the residents of the City.
Ordinance No. 2013-19

2. Sidewalk cafe authorized. Restaurant operators, eating and/or drinking establishments located within the C-2 Downtown Commercial Zoning District are allowed to operate a sidewalk cafe that conforms to the requirements of this section and other applicable provisions of this code, and are hereby made exempt from the prohibition of conducting business within a public right-of-way of this code.

3. Definitions. The followings words, terms, and phrases, when used in this section, shall have meaning ascribed to them in this section, except where the context clearly indicates a different meaning:

Permittee means the recipient of a sidewalks cafe permit under the terms and provisions of this section.

Sidewalk cafe means seating located on a sidewalk or pedestrian mall which is associated with an adjacent eating and/or drinking establishments where food or beverages are delivered for consumption on the premises. It is characterized by movable tables and chairs and may be shaded by umbrellas. Sidewalk cafes shall be permitted only as an accessory use to a licensed restaurant or food/drinking establishment.

4. Permit and application requirements.

a. It shall be unlawful for any person to operate a sidewalk Cafe on any sidewalk or public right-of-way within the city without obtaining a permit as required by this article. Sidewalk cafes shall only be located where permitted by the City's Land Development Code. No person shall establish a sidewalk cafe on a public sidewalk unless such person has obtained a valid permit to operate that sidewalk cafe pursuant to this code.

b. The Chief of Police or designee shall have the right to remove, after 24 hours' notice, any tables, chairs and other objects on public property which are used in connection with a sidewalk cafe which do not have a permit, and shall have the right to immediately remove any tables, chairs or other objects on public property which impede pedestrian traffic or pose a threat to the public health, safety or welfare.

c. A permit for a sidewalk cafe shall be issued only to the operator of a valid food and/or drink license and operating restaurant who wishes to provide moveable tables and chairs on the sidewalk or pedestrian mall adjacent to the restaurant.

d. Application forms for permits to operate a sidewalk cafe are provided by the Planning and Development Department.

e. A scaled drawing of the cafe area shall be required with each sidewalk cafe permit application with measurements outlining the location, boundary, tables, chairs, barriers, stanchions, host or hostess stations, and other features.
Ordinance No. 2013-19

f. A copy of a valid business tax receipt to operate a food and/or drinking establishment in front of which the proposed sidewalk cafe will be located. The number of chairs or seats to be utilized for the sidewalk cafe must be included in the number of seats authorized by the license.

g. A copy of the state alcoholic beverage license and state approved site plan identifying the extension of this permit to the sidewalk where the cafe seating will operate as required by this code.

5. Fees may be required as adopted by resolution of the City Council.

6. Standards and criteria.

a. Sidewalk cafes shall be located in such a manner that a minimum width of five (5) feet is maintained at all times as an unobstructed pedestrian path.

b. Sidewalk cafes operating within the Fourth Avenue pedestrian mall may operate within ten (10) feet from the curb of the adjoining business.

c. Sidewalk cafes are restricted to the usable sidewalk area, pedestrian mall, and adjacent outdoor seating area of the licensed establishment to which the permit is issued or within the usable sidewalk area of the building where the validly licensed restaurant is located.

d. All tables, chairs, umbrellas, heaters, signs or other personal property will not be permitted within five feet of a pedestrian crosswalk or handicap corner curb cut.

e. The sidewalk cafe demonstrates that the cafe's seating will not obstruct vehicle passengers from exiting their cars with the placement of their curbside tables.

f. All furniture shall be stored inside the establishment whenever the business is closed.

7. Special restrictions.

a. Sidewalk cafes shall not be allowed to operate during special events, unless authorized by the sponsoring event coordinator.

b. Sidewalk cafe operations may be required to cease immediately at the sole discretion of the City.

c. The sidewalk cafe permit is a license to temporarily use the City's sidewalks or pedestrian mall within the City's rights-of-way. It is not intended and shall not be construed as an interest in the real property.

d. For the purpose of public safety, at any time after obtaining a sidewalk cafe permit, the permittee may be limited to use of non-breakable beverage containers after the Police Department receives complaints or there are observations for the need to amend the sidewalk cafe permit to impose the non-breakable beverage provision.
e. The permit covers the public sidewalk and right-of-way adjacent to the establishment. Tables and chairs on private property will be governed by other applicable regulations. No additional outdoor seating authorized pursuant to this code shall be used for calculating seating requirements pertaining to applications for or issuance of an alcoholic beverage license for any establishment; nor shall the outdoor seating be used as the basis for computing required seating for restaurants and dining rooms, or as grounds for claiming exemption from such requirements under the provisions of any City ordinance or state law. However, additional outdoor seating authorized pursuant to this code shall be included in determining required plumbing or accessibility fixtures or other fire and building code requirements.

f. Approval of a sidewalk cafe permit shall be conditioned upon obtaining the necessary state alcoholic beverage license and meeting all state alcoholic beverage requirements. The approved site plan by the state for the state alcoholic beverage license to allow service outside of the establishment must conform to the proposed site plan for the cafe' seating and must be submitted with the application for a sidewalk cafe permit. All tables and chairs must not exceed the boundaries of the state alcoholic beverage plan and the sidewalk cafe plan.

8. Alcohol service.

a. Sidewalks cafes are hereby made exempt from the prohibition on the sales and consumption of alcoholic beverages outside of a licensed building as provided by this code.

9. Liability and indemnification.

a. Prior to the issuance of a permit, the applicant shall furnish a signed statement indemnifying the City, its officers and employees for any damages to property or injury to persons which may be occasioned by any activity carried under the terms of the permit.

b. A permittee shall pay, and by its acceptance of a permit specifically agrees to pay, any and all damages or penalties which the City may be legally required to pay as a result of the permittee's operation or maintenance of a sidewalk cafe under this part, whether or not the acts or omissions complained of are authorized, allowed or prohibited by the City.

c. A permittee shall also pay all expenses incurred by the City in defending itself with regard to any and all damages and penalties mentioned in subsection (a) above. These expenses shall include all out-of-pocket expenses, including a reasonable attorney's fee and the reasonable value of services rendered by any employee of the City.
d. The permittee shall maintain, throughout the term of the permit, liability insurance insuring the City and the permittee with regard to all damages mentioned in subsection (a) above caused by the grantee or its agents, in the minimum amounts of:

e. Workers' and unemployment compensation insurance as provided by the laws of this state.

f. One hundred thousand dollars for property damage, bodily injury, or death payable to any one person and $2,000,000.00 for property damage, bodily injury or death when totaled with all other claims or judgments arising out of the same incident or occurrence.

g. The insurance policies obtained by a permittee in compliance with this section shall be issued by a company or companies acceptable to the City and a current certificate or certificates of insurance, along with written evidence of payment of all required premiums, shall be filed and maintained with the City during the term of the permit. The policies shall name the City as an additional insured and shall contain a provision that written notice of cancellation or reduction in coverage of the policy shall be delivered by registered mail to the City at least 30 days in advance of the effective date thereof.

h. An applicant for a permit shall be required to submit evidence of liability insurance in the amount of $1,000,000.00 covering injuries to members of the general public arising out of such permitted activities.

10. Revocation or suspension: emergencies.

a. The approval of a sidewalk cafe permit is conditional at all times. A sidewalk cafe permit may be revoked or suspended if it is found that:

(1) Any necessary business or health permit has been suspended, revoked or canceled.

(2) The permittee does not have insurance which is correct and effective in the minimum amounts described in this section.

(3) The permittee exceeds the approved number of seats by placing additional tables, chairs, etc. in or beyond the approved area.

(4) The permittee has failed to correct violations of this code or conditions of this permit within 24 hours of receipt of the director's notice of such violations delivered in writing to the permittee.

b. If the permittee fails to remove any tables, chairs and other objects related to sidewalk cafe' within 48 hours of receipt of the Chief of Police or designee final
notice of revocation or suspension, the Chief of Police or designee shall have the right to remove such objects.

c. If a permittee is found in violation of the codes and given a written citation on three occasions in a single year as identified as the beginning date of the permit issuance the sidewalk cafe permit shall be suspended for a period of time, or revoked as determined by the Chief of Police or designee, effective immediately upon receipt of a third violation. In addition, if the Chief of Police or designee believes that a permittee has engaged or is engaged in conduct warranting the suspension or revocation of the permit, the Chief of Police or designee shall serve the permittee by certified mail or hand delivery at his business address as disclosed in the application for the permit or at the permitted premises, a written administrative complaint which affords reasonable notice of facts or conduct which warrant the intended action. The permittee shall be given adequate opportunity to request an administrative hearing before the code enforcement unless the Chief of Police or designee finds that an emergency condition exists involving serious danger to public health, safety or welfare, in which case advance notice and hearing shall not be required. In the case of an emergency suspension or revocation, the permittee shall immediately be advised of the Chief of Police or designee’s action and afforded a prompt post-suspension or revocation hearing in accordance with the procedures set forth in this Code. Appeals of applications or cafe seating plans rejected by the City may be heard by the Planning and Zoning Commission for either upholding the decision of the Chief of Police, further revising and approving the plan or approving the submitted plan.

SECTION 4: CONFLICTS. In any case where a provision of this Ordinance is found to be in conflict with a provision of any other ordinance of this City, the provision which establishes the higher standards for the promotion and protection of the health and safety of the people shall prevail.

SECTION 5: SEVERABILITY. If any section, sentence, phrase, word or portion of this Ordinance is determined to be invalid, unlawful or unconstitutional, said determination shall not be held to invalidate or impair the validity, force or effect of any other section, sentence, phrase, word or portion of this Ordinance not otherwise determined to be invalid, unlawful or unconstitutional.

SECTION 6: CODIFICATION. The provisions of this Ordinance shall be codified as and become and be made a part of the Code of Ordinances and Land Development Code of the City of Mount Dora. The Sections of this Ordinance may be renumbered or re-lettered to accomplish such intention and the word “Ordinance”, or similar words, may be changed to “Section,” “Article”, or other appropriate word. The Code codifier is granted liberal authority to codify the provisions of this Ordinance.

SECTION 7: EFFECTIVE DATE. This Ordinance shall become effective immediately upon adoption.
Ordinance No. 2013-19

PASSED AND ORDAINED this 15th day of October 2013, by the City Council of the City of Mount Dora, Florida.

Attest:

______________________________  ________________________________
Gwen Johns, City Clerk          Robert Thielhelm, Sr., Mayor
City of Mount Dora              City of Mount Dora

Date of First Reading: October 1, 2013
Date of Second Reading: October 15, 2013
Duly Advertised: October 4, 2013 and September 20, 2013

Approved as to form:

______________________________
Clifford B. Shepard, City Attorney
City of Mount Dora
DATE: May 7, 2013

TO: Mayor and City Council

FROM: Mark Reggentin, Acting City Manager

RE: Legislative Priorities

At the City Council meeting of September 17th the Mayor requested that the Council consider ideas for legislative priorities for the upcoming legislative session. If there are any ideas or issues that can be addressed through legislative action, please be prepared to discuss so that they may be presented to our legislative delegation.
APPLICATION TO SERVE AS A BOARD OR COMMITTEE MEMBER
FOR THE
CITY OF MOUNT DORA

Please complete all of the data fields listed below. Each applicant is advised that a very thorough criminal background investigation will be conducted through the Florida Department of Law Enforcement.

Applicant is subject to Florida Sunshine Laws
Immediately Upon Appointment to a Board or Committee

<table>
<thead>
<tr>
<th>1. Name: Hussain Akhtar</th>
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<tbody>
<tr>
<td>(last) (first) (middle)</td>
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<tr>
<th>2. Sex: Male</th>
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<tr>
<td>3. DOB: 03-25-54</td>
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<table>
<thead>
<tr>
<th>4. Home Address: 110 N. Tremain St. Mount Dora FL 32757</th>
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<tbody>
<tr>
<td>(street, city, state and zip code)</td>
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<table>
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<tr>
<th>5. Mailing Address: PO Box 699 Mount Dora FL 32757</th>
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<table>
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<tr>
<th>6. Home telephone: (352) 735-5239</th>
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<tbody>
<tr>
<td>Business telephone: (352) 583-3334</td>
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<tr>
<th>8. Social Security Number: [Redacted]</th>
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<td>(For the Purpose of Background Investigation)</td>
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<tr>
<th>9. Drivers License Number and State: H250-000-56-105-0</th>
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<tr>
<th>10. Provide a brief statement relating to your education, experience and reason for wishing to serve. (You may attach a resume.)</th>
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<tbody>
<tr>
<td>Bachelor of Science, Marine Engineering</td>
</tr>
<tr>
<td>Yum Brand Inc. USA, Florida Region. General Manager</td>
</tr>
<tr>
<td>Member of Economic Development Committee 2009-2009</td>
</tr>
<tr>
<td>Board Member Mount Dora Chamber of Commerce and Mount Dora Merchant Association 2006-2008</td>
</tr>
<tr>
<td>Business Owner: Village Coffee Pot-MT Dora Confectionary</td>
</tr>
<tr>
<td>I have had long term business interests in the town and a personal interest in the well being of the community and therefore feel I could be an asset to the board</td>
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</table>

| 11. Boards on which you wish to serve: Mount Dora Police Pension Board |

Please return this form to the Office of the City Manager, 510 Baker Street, Mount Dora, FL 32757
PH: 735-7126 for additional information.
bdapp (4/2/02)
MEMORANDUM

Shepard, Smith & Cassady, P.A.
2300 Maitland Center Parkway, Ste. 100
Maitland, Florida 32751
Toll Free (866) 247-3008
Telephone (407) 622-1772
Facsimile (407) 622-1884

To: Members of City Council
From: Cliff Shepard
Subject: Golden Triangle Fire District
Date: October 10, 2013

As you will recall, the Council was briefed at its last meeting, on forming a legislatively created independent special fire district with the City of Tavares. After further research into the nuts and bolts of forming this special district, our research, in collaboration with the City Attorney of Tavares, revealed that members of the board of the newly created special district could not be appointed by local or state officials but instead would be elected by local residents. In addition, an initial assessment would have to be approved through referendum vote. The inability to appoint board members prompted Tavares to abandon the option of a legislatively designed special fire district. Staff agrees with this position, believing that this structure is not in the best interest of the Mount Dora and its residents.

Upon further discussion of structural options to create a unified fire district with Tavares, we explored the idea of creating a Florida public corporation owned by Mount Dora and Tavares.
Tavares is very supportive of this model. However, Tavares already has a special assessment for fire services in place within their municipality. As you know, Mount Dora does not. Therefore, funding for the public corporation would be drawn from the City’s general fund. This type of expenditure was not anticipated in this year’s budget. The budget does, however, contain funds to study and consider a possible special assessment for fire services.

Accordingly, it appears to be in the best interest of the City and its residents to continue discussions with Tavares, further investigate the public corporation option, but delay any real consideration or implementation until a special assessment for fire services can be levied within the City.