



Lake Killarney Board Regular Meeting Minutes

December 4, 2024 at 10:00 AM

City Hall Commission Chambers
401 S. Park Avenue

Present

Carolyn Minear, David L. Dickerson, Ellen Hencken, Jason K. Ellison, Joyce D. Cunningham, William Voecks.

Absent

Brian King

Staff Present

Director of Natural Resources and Sustainability Gloria Eby, Assistant Director of Public Works Don Marcotte; Public Works Engineer Shannon Monahan, Lakes Division Manager Joseph Cordell, Administrative Assistant Victoria Tabor

Also Present:

Orange County Senior Environmental Specialist Nidia Volpe (Virtual)

1. Call to Order

David Dickerson called the meeting to order at 10:01 a.m.

2. Consent Agenda Approve the minutes of November 6, 2024

Motion made by Mr. Ellison to approve the amended minutes, seconded by Mr. Voecks. Motion carried unanimously with a 6-0 vote.

3. Public Comments (for items not on the agenda) Public Hearings (Public participation and comment on these matters must be in person.)

5. Action Items

6. Non-Action Items

a. Establishing Boating Restriction

Ms. Eby presented to the Lake Killarney Board, the process of establishing slow speed zones for feedback showing specific areas in the cove and canal of Lake Killarney. The Florida Uniform Waterway Marker (FUWM) is a permit application process through the Florida Fish and Wildlife Conservation Commission (FWC) that establishes boating restriction/slow speed zones. Ms. Eby explained the flowchart in sequential order. The city produces an ordinance that is adopted, which then goes through the FWC permitting process. The ordinance, if approved, goes through public hearings for adoption at the legislative level. Staff is currently coordinating with FWC.

Florida Statute Section 327.46 was displayed, which is the chapter where boating restriction is legislatively enacted. Ms. Eby explained the flowchart reflects all the

regulations and terminology available to apply for a slow speed ordinance. Each marker has to match one of the boxes labeled in section 1a, 1b or 1c. Section 1a is the easiest to enact because it deals with specifics. Section 1b will come into fruition for Lake Killarney because it deals with shoreline that is shore to shore less than 75 feet. Section 1c is the most difficult to enact because it requires unsafe boating documentation related to the reasoning; specifically, citations.

Staff is attempting to conjoin the City's current ordinance language on boat speed with FWC regulations through legislature and adoption so the City will have fortified enforcement capabilities. On Lake Killarney, staff would like to establish a slow speed zone 150 ft from the shoreline, however staff was advised by FWC on December 3, 2024 that without citation documentation the city will be unsuccessful in establishing a slow speed 150 ft from the shoreline within the Lake Killarney. If permit is accepted by FWC, then city will establish uniform accepted markers at the entry of the cove and entry of the canal. The goal is to get safety markers throughout the city waterways. Ms. Eby reiterated the purpose of going through the city's current boating code is to get FWC approval in order to harden enforcement capabilities for boat speed.

Discussion opened to public comments:

Robert Kunzweiler, 2000 Lake Dr. asked if Lake Killarney will get the buoys in the two canal areas as requested. Ms. Eby explained that the city is in the pre-application process with FWC and explained the next steps. Mr. Kunzweiler advised he can provide documentation on an accident to help implement the 150 ft. request. Ms. Eby explained that FWC does not consider Boating Under the Influence (BUI) supportive documentation for a specific marker location. Adding, a 150 ft buffer zone would have to demonstrate habitual citations such as swimmer involved accidents to deem the location applicable to 1c. Mr. Kunzweiler expressed his support for the marker at the entrance to the canal.

Jeanne Wall, 2110 Lake Dr., read text messages from Conrad Necrason who stated there used to be markers on the canal entrance and the little lake entrance. There was also a speed limit sign and white buoys off the shore about 100 or 150 ft. on the Winter Park side of the lake. Ms. Eby advised that the city was cited by FWC for having these no wake buoys because they were not permitted and were removed. There is an option to create informational buoys in certain key locations.

Michael Barko, 2064 Lake Dr., stated he lives at the pinch points on Lake Killarney and the sign on the canal for the speed is still there. He asked if there is an environmental approach rather than the documentation of accidents. Coming out of the cove at high speed tears up the eelgrass, causing it to accumulate. This leads to a call to the city for removal. Ms. Eby advised that this approach is specifically excluded. The speed cannot be regulated without going through the permitting process with FWC. Mr. Ellison offered the Board's assistance with the establishment of the boating restrictions.

7. Staff Updates

- a. Orange County Update

Ms. Volpe announced Conrad Necrason and David Hunter are no longer on the Board, replaced with new members John Mitchell and Ian Bennett. The next meeting is December 12, 2024 at 5 pm at the Winter Park Police Department. At the request of Mr. Voecks, one of the new board member's address was given by Ms. Nidia.

b. Lakes Management

- Lake Elevation
 - Water Quality
 - Treatments
 - Maintenance & Efforts
 - Prioritization List
- Lake Elevations: from October 26th - 81.99 to November 25th - 81.6.
Water Quality: TSI - 41 / Phosphorus -15 / Nitrogen - 590 (down from 630) and Clarity
 - Aquatic Plant Treatments – Pondweed treatment was postponed because of wind speeds and subsequent cold weather / minor spot treatments for Hydrilla was conducted.
 - Maintenance and Efforts: 200 gallons of debris removed, 30 gallons of trash removed. Board member asked for a graph representing debris and trash removed. Pictures of the debris are photo documented specifically around storm events. Definition of debris and trash followed.
 - Ms. Eby provided a brief review of the Prioritization list. The updates are tracked in red.

c. Upcoming Events

Mr. Cordell announced, the Upcoming Events as listed.

- Merry Tuba Christmas - 12/14 1pm @ Central Park - Main Stage
- Lakes Event - 12/14 9am @ Lake Wilbar

d. Stormwater Management

- CIP Update
- Killarney Dr. Pipe Replacement Project Timeline
- Lake Front Construction Updates
- Street Sweeping Schedule
- Private Exfiltration Letter

Follow-up Items:

- BMP Feasibility Study for Killarney Dr. Outfall Consolidation (when available)
- Outfall Condition Update

Ms. Monahan briefly displayed the full CIP, no major updates on the Killarney projects on the full CIP. Staff submitted the information that the district requested for the ongoing Killarney Drive project. The timeframe for a response is between 30 and 60 days. The information was submitted before Thanksgiving, the exact date was not available. Approval is expected and construction takes approximately two months. Ms. Monahan agreed to include the application and approval notice in next month's agenda packet if she hears from St. Johns Water Management District.

The City street sweeping schedule was displayed, divided into 4 quadrants. Killarney is in the northwest quadrant and is typically scheduled the 2nd and the 4th week of every month. Additionally the city is going through the process of selecting a new street sweeping contractor. Mr. Marcotte advised that the new contractor will provide all of their GPS tracking. Start date for the new contractor is unknown at this time.

Included in the packet is the letter that will go out before the holiday break to all the properties with underground exfiltration systems that have not kept up with their reportings to the city. If a response has not been received by the due date of January 31, 2025, penalties will begin for those properties. Per Board request, Ms. Monahan will provide, in an upcoming agenda packet, the locations receiving the letters in Lake Killarney and whether if in compliance or not. When a new exfiltration system or underground stormwater management system is installed, the property owner is required to sign an agreement with the city. The agreement is notarized by the property owner and the city manager and then it is recorded with the property with Orange County Records. The agreement explains the different maintenance requirements, the expectations of the reporting that the city will receive and also the penalties. With each letter that's sent, a copy of the original signed agreement will be provided.

8. Board Comments

Mr. Ellison asked the status of the docks that need to be torn down. Mr. Cordell responded that one is left and will go before the code enforcement board in December. A follow-up was requested for the next meeting.

The board discussed upcoming meeting dates. The next meeting will be January 7, 2025 at 10 am. The future meetings will follow the regularly scheduled first Wednesday of the month through April.

Mr. Voecks asked for information about Mr. Marcotte's meeting with Mr. Necrason at Nicolet pond. Mr. Marcotte advised there wasn't a meeting at the pond and the discussion with Mr. Necrason was held after the last LKB meeting regarding the functions and dryness of the pond.

- a. Discussion of Public Comments Received

9. Upcoming Agenda Items

- a. Upcoming Agenda Items

Killarney Drive pipe replacement engineering drawings along with the St. John's permit information.

Ask Dave Zusi to speak on the status of the lift station, answer questions on the ordinances that currently exist, his stance on the letter, and address Mr. Voecks' comments.

b. Summary of Meeting Action Items

Provide the Code Board update related to the dock violation.

Include graph for debris and trash.

Provide the St. Johns River Water Management permit packet with engineering drawings and information for the Killarney Drive pipe replacement.

Provide the private exfiltration maintenance systems locations within the vicinity of Lake Killarney and those listed as non-compliant.

Mr. Voecks asked if the flood prone area map was updated as requested at the last meeting. Ms. Monahan explained the flood prone area was updated, but not before it was presented to the Commission. During the Western basin study, it was found that the property at 2118 Lake Dr., the lowest final floor elevation, received some kind of water intrusion due to Hurricane Nicole.

The buoy item was for educational and awareness purposes. The board will be updated as the process is moved forward to City Commission.

Provide street sweeping vendor update when the solicitation process is complete, which will likely be in February.

10. Adjournment

The meeting adjourned at 11:25 a.m.

Approved by the board on January 7, 2025
/s/ Bahiyyah Layton, Board Coordinator