

**CITY OF BELLEVIEW  
SPECIAL MEETING  
AGENDA**

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**BELLEVIEW CITY HALL  
COMMISSION CHAMBERS**

**November 22, 2005  
5:30 PM**

Mayor TAMMY MOORE  
Seat 1 MICHAEL GOLDMAN  
Seat 2 KENNETH R. NADEAU  
Seat 3 WILMA LOAR  
Seat 4 PAUL B. ANDERSON

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*IF A PERSON SHOULD DESIRE TO APPEAL ANY DECISION MADE BY THE BOARD OR COMMISSION A VERBATIM RECORD OF THE PROCEEDINGS WHICH INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED MAY BE NEEDED. IT IS YOUR RESPONSIBILITY TO HIRE A COURT REPORTER TO MAKE A VERBATIM TRANSCRIPT, OR A TAPE OF THE MEETING CAN BE PURCHASED FOR \$5.00/TAPE AT THE CITY CLERK'S OFFICE. THE CITY IS NOT RESPONSIBLE FOR ANY MECHANICAL FAILURE OF RECORDING EQUIPMENT*

This meeting has been properly noticed PD

**AGENDA:**

- 1. DATE OF SPECIAL ELECTION**
- 2. SPECIAL ELECTION BALLOT**

**CITY OF BELLEVIEW  
SPECIAL MEETING  
MINUTES**

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**November 22, 2005  
5:30 P.M.**

Mayor – TAMMY C. MOORE  
Seat 1—MICHAEL J. GOLDMAN  
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**PRESENT:** MAYOR MOORE; COMMISSIONERS: ANDERSON, LOAR; CITY CLERK/ADMINISTRATOR McKAMEY; DEPUTY CLERK DeGENNARO

**ABSENT:** COMMISSIONERS: GOLDMAN, NADEAU

### **Special Election**

**a) Special Election Date:** The Special Meeting for the Special Election was opened by Mayor Moore. The Mayor stated that the first item on the Agenda was the Special Election Date and that the Supervisor of Elections had recommended December 20, 2005 as the date for the City to hold the Special Election.

#### **Commissioner Loar made a Motion to Approve 12/20/05 as the date to hold the Special Election and**

Commissioner Anderson stated that he wanted to discuss the matter further.

#### **Commissioner Loar withdrew her Motion**

Commissioner Anderson asked when the City could hold the election. Deputy City Clerk DeGennaro stated that per the City's Charter the date could not be less than 30 days (December 15, 2005) or more than 60 days (January 14, 2006) from the Meeting that called the election.

The Deputy Clerk stated that the Supervisor of Elections wanted to hold the Election on December 20, 2005 because that would give her office enough time to get everything in place i.e. absentee ballots, testing of equipment.

The Supervisor of Elections also stated that as of January 1, 2006 any elections held would have to be in compliance with the new Federal law "Help America Vote Act" (HAVA) which allows blind voters to vote unassisted and requires full touch screen devices with headphones and keypads at each voting location. The Supervisor of Elections Office also stated that as of December 23, 2005 all Election Offices in the State of Florida would be going on a combined single internet network and she would like to have this Special Election over with before that happens in case there were any glitches with the program.

Clerk McKamey stated that the approved ballot would be sent to the Supervisor of Elections office tomorrow. The Clerk stated that people have been talking about this issue for some time and she would rather have the election before Christmas rather than after Christmas.

Mayor Moore asked when the ballot would be advertised and the Clerk stated the ballot would be advertised twice; the two consecutive weeks before the election date.

**Commissioner Loar made a Motion to Approve 12/20/05 as the date to hold the Special Election and Commissioner Anderson seconded the Motion.**

Mayor Moore asked if anyone in the audience wanted to come forward and Mike Slattery came forward and stated that December 20<sup>th</sup> was good because people will still be in town on the 20<sup>th</sup> and if you have it later in the month or in January it would be colder and the older folks would not want to come out to vote.

**On roll call vote, YES: Loar, Anderson, Moore**

The Motion passed with a 3-0 vote.

**2)SPECIAL ELECTION BALLOT**

Attorney Landt stated that the body of the Ballot was exactly 75 words and he had to condense the wording for hours that were set forth in the Ordinance. The Attorney stated that he had to take out some other words but it contains everything that was in the petition.

The Clerk stated that she noticed that the words “in addition” were not included and the Attorney stated he could not put it in, but he could omit the word “calendar” in paragraph “a”; then add the word “additionally, as the first word in paragraph “b” and still be within the 75 word limit. The Clerk stated she would like to make that change.

Commissioner Anderson asked what type of alcoholic beverages and Mayor Moore and the Clerk stated any type. The Attorney stated that they could not change that wording because that came right out of the Ordinance.

Commissioner Anderson asked if the Ordinance could be approved per the individual paragraphs or jointly and Attorney Landt stated it had to be approved in its entirety or not at all. The Commission could not break it up because that was the form that was brought to you to be on the Referendum for the Election.

**Commissioner Anderson made a Motion to Approve the Ballot as Amended and Commissioner Loar seconded the Motion.**

Attorney Landt read the Ballot into the record:

ORDINANCE 2005-15 REPEALING ORDINANCE 2005-08;  
AMENDING SECTION 10-3. HOURS OF SALE FOR ALCOHOLIC  
BEVERAGES

Sec. 10-3. Hours of sale.

The sale of alcoholic beverages shall be permitted in the City of Bellevue during the following hours:

- (a) The retail sale of alcoholic beverages shall be permitted Monday through Saturday of each week, from 7:00 a.m. to 2:00 a.m. the following day.
- (b) Additionally, on Sunday the retail sale of beer shall be permitted in establishments licensed "not for consumption on premises" from 7:00 a.m. Sunday to 2:00 a.m. Monday.

- For Proposed Ordinance
- Against Proposed Ordinance

**On roll call vote, YES: Loar, Anderson, Moore**

The Motion passed with a 3-0 vote.

The meeting adjourned at 6:65 PM.

**ATTEST:**

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**Sandi McKamey, CMC, CPM**  
**City Clerk/Administrator**