

CITY OF BELLEVIEW
REGULAR COMMISSION MEETING
AGENDA

BELLEVIEW CITY HALL
COMMISSION CHAMBERS

Mayor TAMMY C. MOORE
Seat 1 MICHAEL J. GOLDMAN
Seat 2 KENNETH R. NADEAU
Seat 3 WILMA C. LOAR
Seat 4 CHRISTINE K. DOBKOWSKI

June 3, 2008

6: 00 PM

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

INVOCATION AND PLEDGE

COMMISSIONER DOBKOWSKI

AGENDA ITEMS:

1. APPROVAL OF MINUTES: April 15, 2008
2. PUBLIC HEARING – FINAL READING, Ordinance 2008-11: School Location
3. PUBLIC HEARING – FIRST READING: Ordinance 2008-12: Sidewalk Fee Revisions
4. BILL STARMER – Space Needs Analysis
5. CORAL GABLES – Addendum To Developer's Agreement
6. SCHOOL CONCURRENCY INTERLOCAL AGREEMENT
7. FRDAP GRANTS: a) Soccer Field, Restrooms and Lighting
b) Collegiate Baseball Field
8. UNSCHEDULED AUDIENCE
9. CODE ENFORCEMENT BOARD ATTORNEY
10. HWY 484/MARION COUNTY FIRE STATION – Interlocal Agreement
11. MAYOR MOORE a) Annexation Proposal
b) Veterans Memorial Park
12. STAFF REPORTS
13. COMMISSION COMMENTS

In accordance with the Americans with Disabilities Act, persons needing assistance in any of these proceedings should contact the Deputy City Clerk's Office listed below at least 48 hours prior to the meeting: 5343 SE Abshier Boulevard, Belleview, Florida 34420, 352-233-2109

**CITY OF BELLEVIEW
REGULAR COMMISSION MEETING
SYNOPSIS**

**BELLEVIEW CITY HALL
COMMISSION CHAMBERS**

**June 3, 2008
6:00 PM**

MAYOR TAMMY C. MOORE
SEAT 1 MICHAEL J. GOLDMAN
SEAT 2 KENNETH R. NADEAU
SEAT 3 WILMA C. LOAR
SEAT 4 CHRISTINE K. DOBKOWSKI

AGENDA ITEMS

1. APPROVAL OF MINUTES: 04/15/08 – REGULAR MEETING

ACTION: APPROVED MINUTES

2. PUBLIC HEARING – FINAL READING: Ordinance 2008-11 School Location

ACTION: ADOPTED ORDINANCE 2008-11

3. PUBLIC HEARING – FIRST READING: Ordinance 2008-12 Sidewalk Fee Revisions

ACTION: APPROVED FIRST READING

4. BILL STARMER – Space Needs Analysis

ACTION: TO BE DISCUSSED AT BUDGET TIME

5. CORAL GABLES – Addendum To Developer’s Agreement

ACTION: FAILED TO APPROVE THE DEVELOPER’S AGREEMENT

6. SCHOOL CONCURRENCY INTERLOCAL AGREEMENT

ACTION: PULLED FROM THE AGENDA

7. FRDAP GRANTS a) SOCCER FIELD, RESTROOMS; b) COLLEGIATE BASEBALL FIELD

ACTION: APPROVED THE GRANTS AS AMENDED

8. UNSCHEDULED AUDIENCE

a) Ginger Harbin – discussed 35,000 sq. ft. building that she would sell to the COB

b) Ron Miles, Engineer – discussed paving the Belleview Pizza parking lot

ACTION: APPROVED THE PAVING REQUEST PER THE PLANS DISTRIBUTED AT THE MEETING

c) Tom Cafaro – discussed Developer’s Agreement for Coral Gables

d) Maria Schwarzenberg – discussed old oak tree in her neighbors yard that was dangerous to her home

9. CODE ENFORCEMENT BOARD ATTORNEY

ACTION: APPROVED DRAFTING THE RFP

10. HWY 484/MARION COUNTY FIRE STATION – Interlocal Agreement

ACTION: APPROVED AGREEMENT UPON LEGAL REVIEW

11. MAYOR MOORE a) Annexation Proposal; b) VETERANS MEMORIAL PARK

ACTION: a) ANNEXATION – PULLED FROM THE AGENDA

b) VETERANS MEMORIAL PARK – APPROVED THE CONCEPT OF THE PARK

c) APPROVED THE RECOMMENDATIONS FOR EMPLOYEE OF THE YEAR AND CITIZEN OF THE YEAR

12. STAFF REPORTS

PWD MONROE REPORTED:

Transportation Enhancement Program
FEMA – storm audit results
New softball field was completed

INFORMATION TECH TOWN REPORTED:

Interactive website was in progress; workshop tentatively scheduled for 9/22/08
Flex Net update was successful
Problem with the backup this week-end in process of being corrected
Problem with e-mails tonight before the meeting still working on that
Police Pack upgrade had problems with reports in the process of being corrected

DEVELOPMENT SERVICES DIRECTOR REPORTED:

LDR Committee Meeting on 6/4/08
Resolution for Off Site Sign Moratorium and vehicles on the next agenda
12/01/08 deadline for Capital Improvements Element

CHIEF STRICKLAND REPORTED:

Lt. Holland discussed the alcohol sting that took place over the week-end
Manhole behind the PD building was damaged as a result their building had 2.5 inches of rain inside

ATTORNEY LANDT REPORTED:

Stated the Cafaro land swap documents were completed

CLERK MCKAMEY REPORTED:

Video Vault documents were returned and will be signed at Staff Meeting
Met with Mr. Dale Ohren regarding the alley abrogation
Discussed the FCCMA conference she attended last week
Discussed the Financial Disclosure Notices that were sent out from Supervisor of Elections Office
Classification and Compensation Plan workshop rescheduled for 7/07/08

13. COMMISSION COMMENTS

COMMISSIONER DOBKOWSKI:

Invited everyone to the opening night, Saturday, for the Belleview Bulldogs at the Rotary in Ocala
Clarified that the workshop for June 11th on the Compensation and Classification Plan was cancelled

COMMISSIONER LOAR:

Discussed the turn out for the new Belleview Library Grand Opening

COMMISSIONER NADEAU:

Discussed Congressman Stearns coming to City Hall on Saturday

COMMISSIONER GOLDMAN:

Discussed the Department of Transportation Road Projects Schedule
Discussed if the Veterans Park being a Capital Improvement Element

MAYOR MOORE:

Discussed \$2500 for flag attachments on Progress Energy's poles

ACTION: APPROVED THE \$2500 FOR THE ATTACHMENTS TO COME FROM GENERAL FUND AND W&S FUND FUND BALANCE

Discussed the Bulldogs Contract – PWD stated that the staff was directed to change the fees on the contract and the Mayor would sign the contract at the Staff Meeting tomorrow.

Suggested Florida League of Cities nominations: Fred King, Employee of the Year
Ken Smith, Citizen of the Year

ACTION: APPROVED THE NOMINATIONS

Discussed the Special Meeting scheduled for June 9, 2008 at the old Belleview Library.

MEETING ADJOURNED: 8:55 P.M.

**CITY OF BELLEVIEW
COMMISSION MEETING MINUTES**

**BELLEVIEW CITY HALL
COMMISSION CHAMBERS**

June 3, 2008

6:00 PM

Mayor TAMMY C. MOORE
Seat 1 MICHAEL J. GOLDMAN
Seat 2 KENNETH R. NADEAU
Seat 3 WILMA C. LOAR
Seat 4 CHRISTINE K. DOBKOWSKI

PRESENT: MAYOR MOORE COMMISSIONERS: DOBKOWSKI; GOLDMAN; LOAR;
NADEAU; PUBLIC WORKS DIRECTOR MONROE; INFORMATION
CORDINATOR TOWNE; DEVELOPMENT SERVICES DIRECTOR SHRUM;
CHIEF STRICKLAND; ATTORNEY LANDT; CITY CLERK/ADMINISTRATOR
McKAMEY; DEPUTY CITY CLERK DeGENNARO

1. APPROVAL OF MINUTES: 4/15/08 Commission Meeting

Commissioner Nadeau made a Motion to Approve the Minutes; Commissioner Loar seconded the Motion.

The Motion was unanimously approved by the Board (5-0)

2. PUBLIC HEARING – FINAL READING, Ordinance 2008-11 School Location

Clerk McKamey read First Reading, Title Only, of Ordinance 2008-11 and Mr. Shrum gave a brief review of the Ordinance.

Mayor Moore stated this was a Public Hearing and asked if anyone who was in favor or against the Ordinance wanted to come forward. No one came forward.

Commissioner Nadeau made a Motion to Adopt Ordinance 2008-11; Commissioner Dobkowski seconded the Motion.

The roll call vote, YES: Loar, Goldman, Dobkowski, Nadeau, Moore

The Motion passed with a 5-0 vote.

2. PUBLIC HEARING – First Reading, Ordinance 2008-12 Sidewalk Fee Revisions

Clerk McKamey read First Reading, Title Only, of Ordinance 2008-12 and Mr. Shrum gave a brief review of the Ordinance.

Mayor Moore stated this was a Public Hearing and asked if anyone who was in favor or against the Ordinance wanted to come forward. No one came forward.

Commissioner Dobkowski stated on Pg. 20, #3 when a business was sold to a different owner would that new owner be responsible to fulfill that requirement. Attorney Landt stated that was correct because it would be recorded on the public record and the title company would pick it up. If no title search was done then they would not know.

**Commissioner Goldman made a Motion to Approve First Reading of Ordinance 2008-12;
Commissioner Loar seconded the Motion.**

**The roll call vote, YES: Loar, Goldman, Dobkowski
NO: Nadeau, Moore**

The Motion passed with a 3-2 vote.

4. BILL STARMER – Space Needs Analysis

Bill Starmer, Starmer, Ranaldi Planning & Architecture Inc., came forward and stated that the initial space needs study was presented at a workshop held on March 10, 2008. The Commission instructed staff and the architects to rework those numbers. The original proposal was for \$9.6 million. The changes reduced the size of the buildings from 16,000 to 10,000 for the Public Works office and the Police Department from 10,500 to 8,500 and deleting the remodeling of City Hall and the Police Department; change in the type of fencing; gravel parking lots and replacing tile with carpet. It was a good compromise and resulted in cutting off \$4 million. By reducing the building the PW Administration would remain at City Hall and the bottom figure was now \$5.6 million.

To begin the design phase for the Public Works building would cost approximately \$150,000, which would be split 50/50 between Water and Sewer and General Fund. The Police Department building design would cost approximately \$130,000.00. To summarize, the total design costs would be \$280,000, of which \$75,000 would come from Water and Sewer financing and the balance from the General Fund.

Commissioner Nadeau asked why they were not moving PW Administrative office out to the new site and the PWD stated that they needed to focus on the primary goal which was to move Public Works out of the park and out on the 27 acres.

Mayor Moore stated they needed to wait until budget before they could move forward. \$6 million was a big difference and what we were now looking at was feasible. Commissioner Goldman stated he agreed to wait until budget time but the City needed to find a better way to finance the project. The Mayor stated we would borrow the money at the lowest interest rate possible.

Commissioner Goldman stated that bonds were safer and a better investment vehicle than mortgages. Commissioner Nadeau stated he wanted to see a report calculating the payments out from the Finance Director and he felt the interest rates would be lower than bonds. Commissioner Goldman stated he wanted both pieces of information to compare. PWD Monroe stated we also have the infrastructure improvement costs on top of these cost.

5. CORAL GABLES – Addendum to Developer’s Agreement

PWD Monroe stated this was back on the Agenda for the Commission to reconsider Mr. Cafaro’s request to leave the trees that were planted over the W&S lines. When you install W&S lines you attach valves to the mains which control service lines to the lots and the trees were over almost every one of the valves. In order to service those valves, the trees had to be moved. Now the trees were small but when the roots grow they would intertwine with the W&S lines.

The PWD stated he had been dealing with these situations for 25 years and tree roots and utilities were huge problems. He had discussed this issue with other utility directors, several civil engineers, underground contractors, Department of Environmental Protection and several citizens and they all came to the same conclusion - no trees should be planted over any underground utility. The PWD stated he included in the hand out local regulations: on Pg 12 and 13 Marion County Code Regulations which prohibits that; Pg. 14 COB Ordinance 2007-13 Sec 114-23 which prohibits it also.

PWD Monroe stated that Mr. Cafaro was a valued member of our community and on September 4, 2007, his PUD Ordinance 2007-24 was approved and at that time his plan was presented to the Commission. There were no trees shown in the right of way, and there was not a landscape plan included with the improvement plans for the project. Had Mr. Cafaro done that, the City staff would have known that he was planning something different. As a side note, he included an article that was in USA Today which stated that across the nation Home Owners Associations were having trouble because people were not paying their fees. The PWD restated that he would like the Commission to reconsider their previous decision.

Mayor Moore stated that she wanted to apologize to Mr. Cafaro and every body because this item should have been tabled at the last meeting until Mr. Monroe came back and all the parties were available.

Mr. Cafaro came forward and asked Mr. Shrum where did it say a landscape plan was required for a PUD. Mr. Shrum stated the landscape plan submitted was for the PUD which was required for the land use. It comes in through the improvement plans and through the site inspection. At that time, they go out and look to be sure it was put in accordance to the requirements of the PUD.

The PWD stated the issue was the trees over the utilities. Mayor Moore stated the City had problems with Diamond Ridge and they moved their trees as well.

Mr. Cafaro stated there was no landscape plan required and this was his vision to make this City beautiful. He also found a product that had been used in the United Kingdom. This product, Root Guard, protects the pavements and keeps the roots away from the underground services, walls and foundations. Mr. Cafaro stated that Cobblestone had the trees and the PWD stated Cobblestone had 60 ft. right of ways; Mr. Cafaro had only 50 ft.

The PWD stated that the ordinance shows PUD's need landscape plans and St. John's Water Management required the City to have the landscaping plans. Commissioner Goldman stated that on Pg. 20, Sec. 12-21, Uses and Exemptions reiterated that. PWD Monroe stated that was correct because they had to see what plants were going in to prevent what happened here and this landscape plan was submitted without trees.

Commissioner Goldman stated the Commission made a decision when we did not have all the information. PWD Monroe stated that he told Mr. Cafaro back in May that the trees had to be relocated.

The PWD stated Coral Gables looked nice and if we had this information up front, the water lines could have been installed behind the property lines. Mr. Cafaro asked Mr. Shrum if he was told to submit a landscape plan and Mr. Shrum stated that the City's application forms had all the information that was required to be submitted per the Code. Staff assumed that was the landscaping plans and we did not know it would be different until we went to look at it. Mr. Cafaro stated if he was told to submit a landscaping plan he would have done that; what was submitted was for the buffer. Mayor Moore stated the concern was for the citizens who would buy those units and if there was a problem in the future, they would wonder why the Commission put this burden on them.

Commissioner Nadeau stated it was done out of the goodness of his heart, but it did not make sense to plant trees above water lines. Mr. Cafaro needs to remove the trees or the water lines; the trees being the cheaper item to move. The vision you presented does not show any trees on the side of the road.

PWD Monroe stated he had to remove the trees that conflict with the lines. The ones that do not interfere, he would not have to move. Commissioner Nadeau stated it needs to be rectified before it becomes a bigger problem. Commissioner Loar agreed because when she went out and looked at the trees they were too close to the water line. You had good intentions and they said you could still move them so place them further back on the property where the owners could enjoy the trees. It was more feasible to move the trees than to put that Root Guard product down.

Commissioner Goldman stated the ordinance was in place since 1995. The trees were over the valves and had no way to grow sideways. Commissioner Dobkowski stated that she spoke to a distributor and another person who had the Root Guard product in place for 1.5 years but it had to be put in vertically so it would not create a barrier between the roots and the water lines.

PWD Monroe stated he would go out and work with Mr. Cafaro and with the City's permission he would send a crew out to dig the holes for relocation. Mr. Cafaro stated he appreciated what PWD Monroe just said and welcomed the cooperation.

Commissioner Goldman made a Motion Not to Approve the Addendum to the Developer's Agreement; Commissioner Nadeau seconded the Motion.

The roll call vote, YES: Loar, Goldman, Dobkowski, Nadeau, Moore
The Motion passed with a 5-0 vote.

6. SCHOOL CONCURRENCY INTERLOCAL AGREEMENT

Attorney Landt stated that he wanted to pull this item from the Agenda because the City of Ocala was asking the School Board to meet with them again and he wanted to see what that outcome was. Mr. Shrum stated he agreed with Attorney Landt.

**7. FRDAP GRANTS: a) Soccer Field, Restrooms and Lighting
b) Collegiate Baseball Field**

Carla Wheeler, Parks and Recreation Staff Assistant, came forward and stated that the City applied for two FRDAP grants: 1) Soccer Field, Restroom and Lighting; 2) Collegiate Baseball Field. The

City was told to go back and reduce the projects scopes and costs. As a result, both grants were reduced from \$150,000 to \$76,281.

Ms. Wheeler stated since the land was leased from the County the City could not use the land value because facilities were already out there. The City can now only use cash and in-kind services which consist of employees' time and labor and our own equipment. Using the new figures, our request was to receive \$76,281 which would require the City to match \$25,427 so the new total proposed project now comes to \$101,708/grant.

b) Collegiate Baseball Field – at the meeting held on July 24, 2007, the Commission authorized 10% of the total project cost to be funded by the players' fees which came to \$15,000 for this project when the total was \$150,000. Now the 10% to come out of the players' fees comes to \$10,170.80. PWD stated we cannot build everything for this money and we had to scale the project back.

Ms. Wheeler stated these grants were on the point system: total points for the Collegiate Baseball field were 60 with a minimum of 53; soccer were 66 with a minimum of 53. If you delete anything we would not meet the minimum point requirements and we would lose the funds all together.

Commissioner Goldman stated he appreciated that the soccer team was stepping up to help and we should put some of our player fees into the soccer field as well. Commissioner Nadeau stated that there was \$82,000 in the restricted player fees and that money needs to go back into these parks because some of the fields were not safe to use.

Mayor Moore stated if the soccer league pays a minimum of 10% or \$15,000 upon approval using the \$101,708, could the City take care of everything that was proposed. The PWD stated he did not think so because they were talking lighting for 2 fields, restrooms and a building and developing new area for additional fields. Ms. Wheeler stated that the City just spent \$64,000 for 6 light poles for the football fields. Mayor Moore stated the City had to come up with the rest and commit to the whole project or we lose the grant money.

PWD Monroe stated we thought we could get some funding for the Collegiate Fields, but we can't so the City would need to come up with \$15,000. The PWD stated that no plans had been done at this time and they were proposing that both projects be the same amount.

Commissioner Goldman stated that \$76,281 for each project was a great way to get free money. Ms. Wheeler stated that probably some of the cities that applied would not be able to come up with the additional funding and then they would redistribute the funds to the remaining cities.

Mayor Moore stated could we allot up to \$25,000 per grant and Ms. Wheeler stated that would be our in-kind services.

Soccer Field:

Commissioner Nadeau made a Motion to Submit the FRDAP Application for the Project of the Soccer Restroom and Lighting; FRDAP Funds Requested Was \$76,281 With Cash to Come From Players' Fees in the Amount of \$25,427. Total Cost Of Proposed Project \$101,708

with Additional Support to Come From Belleview Soccer Fund; Commissioner Goldman seconded the Motion.

The roll call vote, YES: Loar, Goldman, Dobkowski, Nadeau, Moore
The Motion passed with a 5-0 vote.

Collegiate Baseball Field:

Commissioner Nadeau made a Motion to Submit the FRDAP Application for the Collegiate Baseball Field Project; FRDAP Funds Requested was \$76,281 With Cash to Come From Players' Fees In the Amount of \$25,427. Total Cost of Proposed Project \$101,708; Commissioner Goldman seconded the Motion.

The roll call vote, YES: Loar, Goldman, Dobkowski, Nadeau, Moore
The Motion passed with a 5-0 vote.

Karen Davis came forward and asked who would play on the collegiate field and Commissioner Nadeau stated the Belleview Bulldogs would be playing there and when their season was over our adult and older teams could use that field.

Ms. Davis asked if the City was going to contract for player fees from the Collegiate league. Mayor Moore stated when the teams use the field they pay into that fund. Whichever team needs the money for improvements, that was where we would place the money; it was one fund.

8. UNSCHEDULED AUDIENCE

a) Ginger Harbin came forward and stated that they had a 35,000 sq. ft. building that could be used for office space. It had not been erected yet and they had the architect plans. Ms. Harbin stated that they would sell this building for half the cost because of the increased cost of metal. It could also be expanded an additional 15,000 sq. ft.

Commissioner Goldman and PWD Monroe agreed to review the plans.

b) Miles Anderson, Consulting Engineers, Inc., came forward and discussed the letter dated 6/2/08 regarding the Belleview Pizza parking lot. They were relooking at this project and met with City staff and we explained that the full scale site plan for this project was cost prohibitive for this small project. They agreed that the undeveloped alley to the west of the property, when included with the triangular shaped parcel, would allow a larger drainage system to be built.

Mayor Moore stated she was against abrogating the alley to any one unless the City notified the property owners. PWD Monroe stated they were not going to disturb that alley which was really a 25 ft. wide platted street and the access they use now, they would still have.

Commissioner Dobkowski asked if PWD was in favor of this request and the PWD stated he was and they were presenting it tonight for the Commission's input. The Commissioner stated that the owners need a voice.

PWD Monroe stated the request tonight was to pave the parking lot per the drawing submitted while the restaurant was closed in June- July and install the landscaping and the pipe across the road; and then give them some time to finish the site plan.

Mr. Anderson stated that the site plan currently was almost 100% built out and there proposal would create something large enough that would reduce the impact that currently exists down stream. It would prevent what gets to this area by creating a larger portion. The paving would not increase the storm water.

Mayor Moore asked after you pave the parking lot how long until the drainage part would be done. Mr. Anderson stated they would work on it immediately and try to get it completed and submitted prior to the end of the vacation.

PWD Monroe stated they were asking in lieu of submitting a full site plan to be approved they were asking for a partial approval of the site plan. They would go ahead and make the improvements to the parking lot based on the variance that was granted which waived the buffering requirements. They would pave the parking lot per this design and close off the additional drive that was there now. They would install the landscaping and during the construction the collection system would be installed and the pipe installed across the road. Mr. Anderson would develop and submit the site plan in the middle of July and then we would go through the normal approval process with them on the rest of the site plan.

Commissioners Loar and Nadeau agreed with the request. Commissioner Goldman asked what was the net difference between the pavement now and the proposed. Mr. Anderson stated now there was 5,822 asphalt and 6756 gravel; a total of 12578 sq. ft.

Commissioner Goldman stated it would be a net reduction of impervious and the PWD stated it would be an increase in pervious. Mr. Anderson stated the DRA that was there now could stay in play until the other one was built. This was an opportunity to improve the situation both for the City and property owner. Commissioner Dobkowski stated it was a great improvement but she wanted to hear from the citizens at the next meeting.

Mayor Moore stated for the drainage he was taking up the front part of the road where the alley access was and the second part that was not being used would go to them. PWD Monroe stated they were going to improve the situation the way it was without touching any of the City's right of way.

Commissioner Dobkowski made a Motion to approve the Recommendation that Was Given By PWD Monroe; Commissioner Loar seconded the Motion.

The roll call vote, YES: Loar, Goldman, Dobkowski, Nadeau, Moore
The Motion passed with a 5-0 vote.

c) Tom Cafaro came forward and stated he wanted an explanation of the Developer's Agreement for Palm Tree Villas and Coral Cable; the City contributed \$2500 to Coral Gables and he asked for clarification why that took place because he needed to explain that to someone. The PWD stated he did not have the information here and he would meet with Tom Cafaro tomorrow.

d) Maria Schwarzenberg came forward and stated her neighbor's oak tree was dry and if it fell it would cause damage to her house. The PWD stated he would look at it and then discuss it at the staff meeting. Attorney Landt stated it could be a nuisance situation.

9. CODE ENFORCEMENT BOARD ATTORNEY

Mr. Shrum stated that the Code Enforcement Board was hearing more complex cases that required the advice of legal counsel. The City Code of Ordinances, in compliance with Florida Statutes, provided for legal counsel to be appointed; however, the same attorney could not represent both the City and the Code Enforcement Board. In order for the City to appoint an attorney, the City must advertise a Request for Proposal for legal services.

Attorney Landt stated that the City Attorney could not function as the Attorney for the Code Enforcement Board. Commissioner Goldman stated it was a great idea and he was surprised it had not been done before. Attorney Landt stated you need to frame the request the way you want to go with the retainer. Attorney Landt stated either they come to all the meetings or you pay as needed per hour.

The Clerk stated that in the RFP process you advertise for the professional services you wanted then you rank the applicants and negotiate. If the Commission approved the RFP, it would be brought back at the next meeting for approval. The Clerk stated that the RFP process was a slow process and the Code Enforcement Board needed the advice of an Attorney.

Commissioner Nadeau made a Motion to approve the RFP For the Code Enforcement Board Attorney and for the Draft RFP to be Brought Back at the Next Meeting; Commissioner Goldman seconded the Motion.

The Motion was unanimously approved by the Board (5-0)

10. HWY 484/MARION COUNTY FIRE STATION - Interlocal Agreement

The PWD stated there were only minor changes made to the Interlocal Agreement.

Commissioner Nadeau stated on Pg. 109 #5 was that the County's burden if they wanted to connect those roads. The PWD stated the City did not intend to do that at this time and if they wanted to do that then there would be some discussions.

Commissioner Nadeau made a Motion to Approve the Interlocal Agreement Upon Legal Review; Commissioner Dobkowski seconded the Motion.

The roll call vote, YES: Loar, Goldman, Dobkowski, Nadeau, Moore

The Motion passed with a 5-0 vote.

11. MAYOR MOORE a) Annexation Proposal b) Veterans Memorial Park

Mayor Moore stated the a) Annexation Proposal she wanted to pull from the Agenda.

b) Veterans Memorial Park – they discussed the concept for a Veterans Memorial Park and a brick

walkway for the Freedom Walk was suggested by Commissioner Goldman. She wanted to locate the Sonny Evans' monument there as well. Commissioner Goldman stated it would beautify the City and become a destination point to remember those who have given their lives for our freedom.

Mayor Moore stated that they wanted to sell the bricks and have a fund raiser for a gazebo designating the area as the Veteran's Memorial Park. Commissioner Loar stated that the gazebo was too small and a larger one would be better. Mayor Moore stated that the gazebo was only a starting point, not the focal point.

Commissioner Nadeau stated not to name it the Veterans Memorial Park but name it the Freedom Walk Park. Mayor Moore stated this was just to dedicate this property for the concept of the park.

Commissioner Dobkowski made a Motion to Designate that Area for the Concept of the Park and Come up with Suggestions and Preliminary Plans; Commissioner Nadeau seconded the Motion.

The Motion was unanimously approved by the Board (5-0)

c) Mayor Moore stated the Commission had previously approved \$2,500 for permanent attachments to the poles but Progress Energy would only approve it for only 24 hours. The Mayor stated she wanted to try one more time and asked the Commission to re-approve the money for the poles.

Commissioner Nadeau made a Motion to Approve the \$2,500 for the permanent attachments to the poles and the money to come from General Fund and W&S Fund; Commissioner Loar seconded the Motion.

The Motion was unanimously approved by the Board (5-0)

Mayor Moore stated last year they budgeted \$2,500 for the Freedom Walk and the next meeting was on 6/19th.

Mayor Moore asked about the Bulldog contract and the PWD stated the staff was directed to change the fees. Commissioner Dobkowski stated the Bulldogs cancelled the first week of the summer camp due to the concerns of the other team, but the Bulldogs want to advertise their camp at the end of the other camp.

Karen Davis came forward and stated she did not know that the first week of the camp had been cancelled; this was the first she heard about that. Ms. Wheeler stated that Mr. Dobkowski stated he would get in touch with Ms. Davis and Commissioner Dobkowski stated he left a message for her. Ms. Wheeler stated that the other camp had no problem providing information to the campers of the Bulldogs camp.

Ms. Davis came forward and asked for clarification on the summer camp because their goal was to get a camp here in Belleview. Ms. Wheeler stated that Ms. Davis was working with Shores Christian Academy in combination with the Youth League. Ms. Davis stated that Montgomery College would be at the summer camp with their coaches. They had the staffing but not the funding.

d) Mayor Moore stated she had some suggestions for the Florida League of Cities nominations:

Employee of year – Fred King; Citizen of the year – Ken Smith.

Commissioner Nadeau made a Motion to Approve the Recommendations For the Florida League of Cities' Employee of the Year and Citizen of the Year; Commissioner Dobkowski seconded the Motion.

The Motion was unanimously approved by the Board (5-0)

12. STAFF COMMENTS

PWD Monroe Reported:

Transportation Enhancement Program – 5 years from being built
FEMA audit for storms came in and the City owed \$1,026, but they would reimburse the City for the private roads the City picked up during the storms so the City will receive \$18,596 from FEMA.
New softball field was completed.

IT Coordinator Towne Reported:

Interactive Website was in progress
Police Pack update had some problems with the reports and working on that
Flex Net update was successful

Development Systems Director Shrum Reported:

LDR Committee Meeting scheduled for Wednesday
Resolution for Off Site Moratorium and Derelict Vehicles would be on the next agenda
12/1/08 was the deadline on the Capital Improvements

Lt. Holland Reported:

Activity Report and the Alcohol Sting
PD had 2.5 inches of rain in their building because the manhole behind their building was damaged

Clerk McKamey Reported:

Video Vault documents were returned and would be signed tomorrow
Met with Mr. Ohren's regarding his alley abrogation
Conference she attended had interaction on revenues and cost reduction for budget
Financial Disclosure Notices from Dee Brown need to be completed and returned to her office promptly

Attorney Landt Reported:

Cafaro land swap had been completed

13. COMMISSION COMMENTS

Commissioner Dobkowski – Nothing at this time.

Commissioner Goldman – Stated the Dept. of Transportation Road Projects were pushed back further. The tentative date for 92nd from 441 to 35 was now 2012

Commissioner Loar – Nothing at this time.

Commissioner Nadeau – Nothing at this time

Mayor Moore – The Interactive Website presentation was scheduled for September 22nd and the Budget Workshops were changed to the first week in August.

Meeting was adjourned at 8:55 PM

ATTEST:

Sandi McKamey, MMC, CPM
City Clerk/Administrator