

**CITY OF BELLEVIEW
REGULAR COMMISSION MEETING
AGENDA**

**BELLEVIEW CITY HALL
Commission Room**

3/5/2019
6:00 PM

Mayor CHRISTINE K. DOBKOWSKI
Seat 1 MICHAEL J. GOLDMAN
Seat 2 GARY W. ERNST
Seat 3 RONALD T. LIVSEY
Seat 4 ROBERT “BO” SMITH

1. CALL TO ORDER
2. MOMENT OF SILENT PRAYER/ PLEDGE OF ALLEGIANCE – COMMISSIONER SMITH
3. APPROVAL OF MINUTES: 2/19/2019 Meeting
4. PUBLIC HEARING – ORDINANCE FIRST READING: 2019-08 Toomey Annexation
5. PUBLIC HEARINGS – ORDINANCE FINAL READINGS:
 - a. 2019-06 Nonconforming Uses
 - b. 2019-07 Nonconforming Uses Other Than Zoning
6. PUBLIC HEARINGS – RESOLUTIONS
 - a. 19-04 Facilities Use
 - b. 19-05 Fetal Heartbeat
 - c. 19-06 IT Items and PD Grants
 - d. 19-07 WS Lift Station and Sewer To Septic Projects
7. GENERAL GOVERNMENT REQUIRING APPROVALS
 - a. DSD Chancey: Foreclosure – Code Enforcement Liens
 - b. Cemetery Code
 - c. Solid Waste RFP
8. UNSCHEDULED AUDIENCE/COMMENTS
9. PRESENTATION OF STAFF REPORTS:
 - a. City Clerk
 - b. Development Services Director
 - c. Finance Director
 - d. Public Works Director
 - e. Police Department
 - f. Information Technology Director
 - g. Legal
 - h. Administrator
10. COMMISSION COMMENTS

In accordance with FS 286.0114, Public Comment will be allowed before each Commission action, except for ministerial acts and those items specifically exempt. Each person wishing to address the Commission will be allowed one comment per discussion item not to exceed three minutes. Large groups shall select a spokesperson to represent their group. Additional time may be allowed on matters of critical concern or as circumstances warrant.

In accordance with the Americans with Disabilities Act, persons needing assistance in any of these proceedings should contact the City Clerk’s Office at least 48 hours prior to the meeting: 5343 SE Abshier Blvd. Belleview, FL 34420 (352-245-7021 Ext. 2109)

**CITY OF BELLEVIEW
COMMISSION MINUTES**

**BELLEVIEW PUBLIC WORKS
CONFERENCE ROOM**

March 5, 2019
6:00 PM

Mayor CHRISTINE K. DOBKOWSKI
Seat 1 MICHAEL J. GOLDMAN
Seat 2 GARY W. ERNST
Seat 3 RONALD T. LIVSEY
Seat 4 ROBERT “BO” SMITH

PRESENT: MAYOR DOBKOWSKI;
COMMISSISONERS: SMITH; LIVSEY; ERNST; GOLDMAN;
PWD PHILLIPS; DSD CHANCEY, CHIEF HOLLAND; ITD TOWNE;
FD STRAUSBAUGH; ATTORNEY LANDT;
CITY ADMINISTRATOR McKAMEY; CITY CLERK DeGENNARO

1. **APPROVAL OF MINUTES: 2/19/2019 Meeting**

Motion made by Commissioner Ernst to approve the Minutes; Seconded by Commissioner Smith. Motion was unanimously approved by a roll call vote.

2. **PUBLIC HEARING: FIRST READING: Ordinance 2019-08 Toomey Annexation**

Mayor Dobkowski read title only of Ordinance 2019-08. DSD Chancey gave a review of the Ordinance. Mayor Dobkowski stated this was a public hearing and asked if anyone in the audience had any comments. No one came forward.

Motion made by Commissioner Ernst to approve First Reading of Ordinance 2019-09; Seconded by Commissioner Livsey. Motion was unanimously approved by a roll call vote.

3 **PUBLIC HEARING: FINAL READINGS**

a) **Ordinance 2019-06 Nonconforming Uses**

Mayor Dobkowski read title only of Ordinance 2019-06. Attorney Landt gave a review of the Ordinance and stated this was an amendment to the Land Development Regulations of the City Code, Chapter 134, Article VI. – Nonconformities includes definitions, clarification of language and changes the nonconforming use period from one year to six months.

Mayor Dobkowski stated this was a public hearing and asked if anyone in the audience had any comments. No one came forward.

Motion made by Commissioner Livsey to approve Final Reading of Ordinance 2019-06; Seconded by Commissioner Smith. Motion was unanimously approved by a roll call vote.

b) **Ordinance 2019-07 Nonconforming Uses Other Than Zoning**

Mayor Dobkowski read title only of Ordinance 2019-07. Attorney Landt gave a review of the Ordinance and stated this ordinance creates a section under Code Enforcement addressed for non-conforming uses other than those pertaining to the zoning codes and establishes definitions and time frames.

Mayor Dobkowski stated this was a public hearing and asked if anyone in the audience had any comments.

Motion made by Commissioner Smith to approve Final Reading of Ordinance 2019-07;
Seconded by Commissioner Ernst. Motion was unanimously approved by a roll call vote.

4. **PUBLIC HEARINGS – RESOLUTIONS**

a)19-04 Facilities Use

Mayor Dobkowski read title only of Resolution 19-04. Administrator McKamey reviewed the Resolution and stated this was the formalization of a policy presented in December 2018. Both the Police Chief and the PWD voiced safety concerns about holding events on City Hall grounds due to the proximity to a very busy major thoroughfare. As a result of the computer equipment in the Commission Chambers, the IT Director has expressed concerns about allowing the use for non-city events. This resolution defines appropriate uses for various city facilities and directs events to other appropriate locations.

Mayor Dobkowski stated this was a public hearing and asked if anyone in the audience had any comments. No one came forward.

Motion made by Commissioner Goldman to approve Resolution 19-04; Seconded by Commissioner Ernst. Motion was unanimously approved by a roll call vote.

b)19-05 Fetal Heartbeat

Mayor Dobkowski read title only of Resolution 19-05 and Mayor Dobkowski reviewed the Resolution and stated this Resolution shows support for a bill presented for consideration in the 2019 Florida Legislative Session by both Senator Baxley and Representative Hill regarding abortion procedures after a fetus has a heartbeat.

Mayor Dobkowski stated this was a public hearing and asked if anyone in the audience had any comments. Sharon Nehring, from Senator Baxley's office, stated the life endangerment of the mother issues were still in effect.

Motion made by Commissioner Ernst to approve Resolution 19-05; Seconded by Commissioner Goldman. Motion was unanimously approved by a roll call vote.

c) 19-06 BA IT Items and PD Grants

Mayor Dobkowski read title only of Resolution 19-06. FD Strausbaugh stated this resolution amends the final adopted budget for the 2019 Fiscal Year to include a Police Server purchased from Automation funds; an emergency server replacement of a server (notice previously sent) from GF / WS fund balance accounts; and the addition of two FDLE grants for police equipment to the budget.

Mayor Dobkowski stated this was a public hearing and asked if anyone in the audience had any comments. No one came forward.

Motion made by Commissioner Goldman to approve Resolution 19-06; Seconded by Commissioner Livsey. Motion was unanimously approved by a roll call vote.

d) 19-07 BA WS Lift Station And Sewer To Septic Projects

Mayor Dobkowski read title only of Resolution 19-07 and FD Strausbaugh stated this resolution amends the final adopted budget for the 2019 Fiscal Year to include the lift station upgrade

project expensed from impact fees and the recognition of the septic to sewer grant received from the State.

Mayor Dobkowski stated this was a public hearing and asked if anyone in the audience had any comments. No one came forward

Motion made by Commissioner Ernst to approve Resolution 19-07; Seconded by Commissioner Smith. Motion was unanimously approved by a roll call vote.

5. **GENERAL GOVERNMENT REQUIRING APPROVALS**

a) **DEVELOPMENT SERVICES: Foreclosure – Code Enforcement Liens**

DSD Chancey stated the subject property, located at 6341 SE 107th St., Belleview, FL, with Parcel ID# 37920-001-01, incurred \$12,176.42 in Code Enforcement fines and interest. The property owner has not responded to violations in several years and it has become a chronic nuisance.

Mayor Dobkowski stated this was a public hearing and asked if anyone in the audience had any comments. No one came forward.

Motion made by Commissioner Goldman to direct Attorney Landt to begin research to initiate foreclosure proceedings on Parcel # 37920-001-01; Seconded by Commissioner Smith. Motion was unanimously approved by a roll call vote.

b) **ADMINISTRATION/FINANCE – Cemetery Code**

City Administrator McKamey stated staff reviewed our cemetery procedures, fees and existing regulations for the past several months. Our current code was outdated and vague, and an assessment showed the cost to maintain the cemetery and associated records was approximately \$75,000 / year.

City Administrator McKamey stated the attached proposed code would replace the current code in its entirety. Finance Director Strausbaugh researched the cemetery code and took the best from other government codes as well as our code and combined them. This proposal adds definitions, clarifies cemetery rules, stipulates the requirement for dual internments, returns the responsibility for the use of the funds to the commission, and supports the statutory requirements of respectability for the use of the cemetery.

Mayor Dobkowski stated this was a public hearing and asked if anyone in the audience had any comments. Kaitlynn Schrader, Baxley Funeral Home, came forward and discussed different sections of the City's Cemetery Code that needed to be updated and offered to help with the language. Attorney Landt stated he would meet with the Finance Director and the Administrator to work on the language.

Commissioner Livsey stated the city needs to designate between cemetery 1 and cemetery 2. Commissioner Livsey also stated the Code reads the cemetery was a perpetual care cemetery and that needs to be corrected as well. After some discussion the Commission directed the City to meet with Ms. Schrader and then the Attorney would draft the appropriate ordinance and fee resolution.

c)ADMINISTRATION/PUBLIC WORKS/ – Solid Waste RFP

Administrator McKamey stated they were working on getting out the RFP for the solid waste. They were in the process of compiling a bid for the collection of Solid Waste services within the city limits.

Our code was changed to state:

“The city commission deems it necessary, desirable and in the interest of its citizens to grant an exclusive franchise for the collection of residential solid waste and an exclusive franchise agreement for the collection of commercial solid waste, or to grant an exclusive franchise for the collection of both residential and commercial solid waste by a single carrier.”

There were several issues that have arisen that complicate the bid process – most of them due to the commercial accounts.

For ease in the bid preparation, administration of the contract, and economy of scale, we would like to recommend that commission consider advertising for a single hauler for both the residential and commercial collection. We also believe that the city would receive more competitive rates if awarded a longer contract. We also recommend the Commission consider a ten year contract with one five year renewal.

Mayor Dobkowski stated this was a public hearing and asked if anyone in the audience had any comments. No one came forward.

Commissioner Goldman stated he wanted to see many different single bids for commercial and many different single bids for residential. We would get the best price if carriers could give us their best shot. PWD Phillips stated he does not agree because you cannot compare them. He recommended 1 franchise agreement and 1 carrier.

The consensus of the Commission was to bid for the residential and the commercial separately with a 10 year agreement and a 5 year renewal.

6. **UNSCHEDULED AUDIENCE/COMMENTS:** Marion County Commissioner Jeff Gold came forward and proposed having a parking space for Military Purple Heart honorees. After some discussion it was decided on a joint parking space for Wounded Law Enforcement Officers and Military Purple Heart honorees sponsored by the Belleview Commission in a joint venture with Marion County.

Motion made by Commissioner Ernst to have a joint parking space in front of City Hall to honor those who received the Military Purple Heart and the Wounded Law Enforcement Officers; Seconded by Commissioner Goldman. Motion was unanimously approved by a roll call vote.

7. **PRESENTATION OF STAFF REPORTS:**

b)DEVELOPMENT SERVICES: N/A

c) **FINANCE:** FD Strausbaugh stated she wanted to schedule budget workshops for 7/8 to 7/11. The Commission agreed.

d) POLICE DEPARTMENT: N/A

e)IT DEPARTMENT: N/A

f) **LEGAL:** N/A

g) **CITY ADMINISTRATOR:** Sports Complex Agreement on the next agenda

8. **COMMISSION COMMENTS:**

a) Commissioner Goldman: discussed the Purple Heart Signs

b) Commissioner Smith: 1) discussed the Sports Complex
Mayor Dobkowski stated there were 3 lights out at the basketball court at the ballpark. PWD Phillips stated he would take care of that.

2) discussed the Community Center: enclosing it so it could be used sooner
City Administrator McKamey stated the inside was cleaned. PWD Phillips stated there was grease and oil and several other issues that still have to be dealt with.

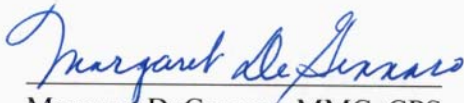
3) discussed the Grotto and PWD Phillips stated there was work to be done but he doesn't know how long that would be.

c) Commissioner Ernst: N/A

d) Commissioner Livsey: N/A

Meeting was adjourned at 7:16 PM

Attest:



Margaret DeGennaro MMC, CPS
City Clerk