

**CITY OF BELLEVIEW
REGULAR COMMISSION MEETING
AGENDA**

**BELLEVIEW CITY HALL
COMMISSION ROOM**

7/16/2019
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**

CALL TO ORDER

MOMENT OF SILENT PRAYER/ PLEDGE OF ALLEGIANCE – COMMISSIONER LIVSEY

1. **APPROVAL OF MINUTES: 7/2/2019 (Pg. 2)**
2. **PUBLIC HEARING: FINAL READING: Ordinance 2019-14 Solid Waste Franchise (Pg. 6)**
3. **PUBLIC HEARING: FIRST READING: a) Ordinance 2019-15 Police Pension (Pg. 23)
b) Ordinance 2019-16 Youth Commission (Pg. 33)**
4. **PUBLIC REQUEST: a) Boy Scout Troop 113 (Pg. 36)
b) Patricia Lunardelli, Marion County Ordinance 7/7/2019 (Pg. 38)**
5. **GENERAL GOVERNMENT REQUIRING APPROVALS**
 - a) **Ordinance 2003-25 Amendment (Pg. 40)**
 - b) **Sanitary Lift Station #4 Relocation (Pg. 58)**
6. **UNSCHEDULED AUDIENCE/COMMENTS (Pg. 61)**
7. **PRESENTATION OF STAFF REPORTS:**
 - a. **City Clerk**
 - b. **Development Services Director**
 - c. **Finance Director; June 2019 Financial Report (Pg. 62)**
 - d. **Public Works Director: Septic to Sewer Power Point (Pg. 86)**
 - e. **Police Department**
 - f. **Information Technology Director**
 - g. **Legal**
 - h. **Administrator**
8. **COMMISSION COMMENTS**

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COMMISSION MINUTES**

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July 16, 2019
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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

COMMISSIONERS: LIVSEY; ERNST; GOLDMAN;

STAFF: DSD CHANCEY, FD STRAUSBAUGH; PWD PHILLIPS; ITD TOWNE
CHIEF HOLLAND; CITY ADMINISTRATOR McKAMEY
CITY CLERK DeGENNARO

ABSENT: COMMISSIONER SMITH

1. **APPROVAL OF MINUTES: 7/2/2019 Minutes**

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

2. **PUBLIC HEARING: Final Reading: Ordinance 2019-14 Solid Waste Franchise**

Mayor Dobkowski read title only of Ordinance 2019-14. Attorney Landt gave a brief review of the Ordinance and stated changes were made per the input at the last meeting. In Section 66-17 Vehicles, the annual inspections would be done by DOT was not listed and he would include that in Sec. 66-17.

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

Jerry Lorenzo, Waste Pro, came forward and asked:

a) under Section 66-42 Bond, what was the need for the Bond and how much was the Bond. Attorney Landt stated the Bond was for \$300,000 and it would ensure that the City would be able to collect for any type of spillage/damage to the streets.

City Administrator McKamey stated the \$300,000 amount came from how much business the hauler was doing. Commissioner Goldman stated one Bond for each commercial hauler for damage and spillage and the Bond would protect the City's infrastructure.

b) under Section 66-46 Time of Collection: commercial hours are 8:00 am and 6:00 pm. Everyone agreed.

c) under Section 66-35 (a) the change from 50 lbs. to 95 lbs. of the contents of a garbage can and Attorney Landt stated the hauler wanted to use up to 95 lbs.

d) under Section 66-38 Dumpsters, PWD Phillips stated he had it in the unit price or they could be billed separately.

e) the term of the contract and PWD Phillips stated it was 10 years. Mr. Lorenzo stated previous to this, it was always 5 years and he felt that was best for the City since it makes the City more competitive. The 10 year term would not allow for any changes.

Motion made by Commissioner Ernst to adopt as amended Ordinance 2019-14; adding annual vehicle inspections by DOT and to change the term from 10 years to 5 years; Seconded by Commissioner Goldman. Motion was unanimously approved by a roll call vote.

3. **PUBLIC HEARING: First Reading: a) Ordinance 2019-15 Police Pension**

Mayor Dobkowski read title only of Ordinance 2019-15. City Administrator McKamey gave a review of the Ordinance and stated the City received a request from the Police Pension Board to change their investment regulations. This was reviewed by the Pension Actuary and a statement of no impact was issued.

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

Attorney Landt stated he reviewed the document and under section f (2)(a) it states this pertains to only those things that could be amended by the local Ordinance. So he had no objections.

Motion made by Commissioner Livsey to approve First Reading of Ordinance 2019-15; Seconded by Commissioner Ernst. Motion was unanimously approved by a roll call vote.

b) a) Ordinance 2019-16 Youth Commission

Mayor Dobkowski read title only of Ordinance 2019-16 and City Administrator McKamey gave a review of the Ordinance and stated this will increase the number of Youth Commissioners allowed to serve at one time to up to twelve members. No other requirements were changed.

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 2019-16; Seconded by Commissioner Livsey. Motion was unanimously approved by a roll call vote.

4. **PUBLIC REQUEST: a) Boy Scout Troop**

Bud Boyer, Boy Scout Leader stated the Troop was requesting recognition of Boy Scouts of America Troop 113 from Wiersdale, FL. The Scouts were pursuing Merit Badges that require attendance at a local government meeting. Scout Leader Boyer stated the troop began 78 years ago and he gave a review of some of the boys from Belleview that were Scouts in this troop over the years.

b) Puppy Mills: Patricia Lunardelli came forward and distributed handouts for the Commission. Ms. Lunardelli stated she had issues regarding the Marion County Ordinance versus the City of Belleview Ordinance. She wants to give the animals in Belleview the same protection that animals have in Marion County under ordinance 19-09.

Mayor Dobkowski stated she would like to compare the revised County Ordinance with our Ordinance. The County picks up feral, free roaming and community cats. Commissioner Goldman stated he was in favor of protection of animals and he was against tethering.

City Administrator McKamey stated the process was the citizens have to call the City and then the Belleview Police Department or Belleview Code Enforcement calls the County. The City

doesn't have the staff, the animal training or equipment so the City relies on the County when we get a call.

Mayor Dobkowski stated Jim Sweet was the person working in the County. Maybe we could meet with him and City Administrator stated they would set that meeting up. There were feral cats in the City, but a lot come from the County as well. DSD Chancey stated there are several cat colonies in Belleview and we are looking into them.

a) Karen Armoni, came forward and stated she has helped 1,500 cats and she would help people to register their cats or train the individual to start a cat colony. She would show them how to take care of the animals. All the cats in the colony were chipped and neutered. She was registered with the State of Florida Cat Colonies. The life span of feral cats was only 5 years and she would like to make that a happy time for the cats.

b) Gail Crateson, came forward and stated she met with Mayor Dobkowski last week and they want to make the County a better place for the animals. If the City could come together with the County it would be great. Health certificate for animals were required by the County to make sure a person gets the healthy pet they purchased. They were against the puppy mills. The puppy store sells sick animals and are verbally abusive to people who complain about their sick puppies that were bought from them.

5. **GENERAL GOVERNMENT REQUIRING APPROVALS**

a) Ordinance 2003-25 Amendment

DSD Chancey stated that Sec. 26 Prohibits Roadside Vendors (sales of fruits, vegetables, etc., including food trucks) from setting up on parcels on Highway 441, unless they have access, other than 441. The requirement limits vendors to corner properties on HWY 441.

Section 26-43 Location Restricted reads: Roadside vendors shall not be allowed upon parcels contiguous to or abutting Highway 441 unless they have access to public thoroughfare other than Highway 441.

DSD Chancey stated in the past two weeks there were two vendors requesting locations on HWY 441 for food trucks that would not meet the current code. They need to be on a corner to meet the requirements of Section 26-43.

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

Commissioner Livsey stated he didn't think it was a good idea because the food trucks would take the business away from the other restaurants in town.

Commissioner Goldman made a motion to amend the Code by removing Sec. 26-43 Location Restriction; Seconded by Commissioner Ernst. Motion was approved by a 4-1 roll call vote with Commissioner Livsey dissenting.

b) Sanitary Lift Station #4 Relocation

PWD Phillips stated LS #4 was one of the oldest sanitary pump stations in the City's sanitary system and was scheduled to be relocated and upgraded in the FY 19/20 budget. Due to recent issues with the station, staff was recommending an emergency relocation.

Commissioner Goldman made a motion to approve accepting the Blake Construction proposal in the amount of \$49,280 for labor, and approve purchasing the required materials; Seconded by Commissioner Ernst. Motion was unanimously approved by a roll call vote.

6. **UNSCHEDULED AUDIENCE/COMMENTS:** Karen Armoni, came back to the podium, and stated people have bought puppies that were sick from the Puppy Store and some have spent \$7,000 or more trying to get those puppies well. We have mountains of complaints and when people go back with the sick puppies, the owners are rude to them and throw them out of the store. We want to protect people and they need to know what their options were.

7. **PRESENTATION OF STAFF REPORTS**
 - a) Clerk: N/A

 - b) DEVELOPMENT SERVICES: discussed Taco Bell and McDonalds

 - c) FINANCE: **June 2019 Financial Report**
FD Strausbaugh gave a review of the June 2019 Financial Report and stated they were using this report for the budget.

 - c) PW DEPARTMENT: 1) **Septic to Sewer Power Point**
PWD Phillips introduced Alan Garri, PE for the Septic to Sewer Planning Study; Lewis Bryant, PD for the Utility Master Plan and the Wastewater Treatment Facility Plan; and Tony Hairston, VP of Raftelis Financial Consultants, Inc who prepared the Master Plan Revenue analysis. PWD Phillips then went through the power point presentation on all three studies and reviewed the costs for the Septic to Sewer.

Mayor Dobkowski stated we don't want the citizens to bear the cost.

 - 2) PWD Phillips stated regarding the DOT Beautification Median – there was a District 5 meeting and they were working on extending the grant for the Median.

 - e) POLICE DEPARTMENT N/A

 - f) IT DEPARTMENT: N/A

 - g) LEGAL: N/A

 - h) CITY ADMINISTRATOR: 1) Budget Meeting scheduled for Monday, July 22, 2019 6pm
2) Public meeting scheduled for July 30, 2019 for the Golf Park – Fountains, annexations.

8. **COMMISSION COMMENTS:**
 - a) Commissioner Goldman: asked to see the revenues for each month this year since the meters were replaced.

 - b) Commissioner Ernst: discussed the Girls Softball Team Tournament

 - c) Commissioner Livsey: N/A

 - d) Commissioner Smith: Absent

- e) Mayor Dobkowski: Discussed the City splitting the cost for murals up to \$300 around the City starting with the Chamber building. Motion made by Commissioner Goldman to split the cost of the murals that the Commission approved up to \$300; Seconded by Commissioner Ernst. Motion was unanimously approved by a roll call vote.

Meeting was adjourned at 7:30 PM

Attest:



Margaret DeGennaro MMC, CPS
City Clerk