

**CITY OF BELLEVIEW
COMMISSION MEETING
MINUTES**

**BELLEVIEW CITY HALL
Commission Room**

December 3, 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

MOMENT OF SILENCE/PLEDGE OF ALLEGIANCE - COMMISSIONER LIVSEY

1. APPROVAL OF MINUTES:

a. 10/15/2019 MINUTES

Motion made by Commissioner Smith to approve the 10/15/2019 Minutes; Seconded by Commissioner Livsey. Motion was approved as presented by roll call vote. Ayes: Dobkowski, Goldman, Livsey, Smith. Absent: Ernst.

2. PUBLIC HEARING: FINAL READING:

a. PH: Final Reading Ordinance 2019-27 Code Enforcement Board Members

Mayor Dobkowski read title only of Ordinance 2019-27. DSD Chancey gave a brief review of the Ordinance and stated Florida Statutes require that a city with a population of over 5,000 persons have a Code Enforcement board of 7 members and up to 2 alternates. The city's population recently increased to over 5,000. This ordinance increases the board number to comply with Florida Statutes.

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 Ordinance 2019-27 on Final Reading; Seconded by Commissioner Smith. Motion was approved as presented by roll call vote. Ayes: Dobkowski, Goldman, Livsey, Smith. Absent: Ernst

b. PH: Final Reading: Ordinance 2019-28 St. Theresa's Church Annexation

Mayor Dobkowski read title only of Ordinance 2019-28. DSD Chancey gave a brief review of the Ordinance and stated the Annexation of Parcel # 39143-000-00 was initiated by St. Theresa's Catholic Church, who recently purchased this property to incorporate in to the church campus. It is located south of the existing church property and fronts HWY 301. The Planning & Zoning Board reviewed the ordinance on 11/12/19 and recommended approval.

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 Smith to approve Ordinance 2019-28 on Final Reading; Seconded by Commissioner Livsey. Motion was approved as presented by roll call vote. Ayes: Dobkowski, Goldman, Livsey, Smith. Absent: Ernst.

c. PH: Final Reading: Ordinance 2019-29 County Surplus Annexation

Mayor Dobkowski read title only of Ordinance 2019-29. DSD Chancey gave a brief review of the Ordinance and stated Parcel #37932-000-00 is a vacant property recently listed as surplus by Marion County Board of County Commissioners. This is a City initiated annexation as Marion County deeded the property to the City of Belleview. The Planning & Zoning Board reviewed the Ordinance on 11/12/19 and recommended approval.

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 Smith to approve Ordinance 2019-29 on Final Reading; Seconded by Commissioner Livsey. Motion was approved as presented by roll call vote. Ayes: Dobkowski, Goldman, Livsey, Smith. Absent: Emst.

d. PH: Final Reading: Ordinance 2019-26 Animal Control

Mayor Dobkowski read title only of Ordinance 2019-26. DSD Chancey gave a brief review of the Ordinance and stated the commission has specifically addressed the following items in this ordinance:

- Tethering
- Community Cat Colonies
- Dangerous and destructive dogs
- Microchipping
- Definition of Puppy Mill (updated to include indiscriminate breeding)
- 20 puppies a year
- Prohibition of sale of dogs from puppy mills
- Existing pet shops can continue, but cannot sell dogs from puppy mills
- Kennels to be restricted from residential areas
- New stores could sell animals, but not from a puppy mill
- Stores must post a notice that they have to comply with state law
- Customers of a sick dog would have the option to either get their money back or a new pet

Commissioner Smith stated he made comments at the last meeting regarding the Humane Society. He spoke to Mr. Andy Leedy, Humane Society, and discussed his comments and they came to a good understanding. He also spoke to Jim Sweet, Marion County Animal Control, and he liked some things in our ordinance. Mr. Sweet told him the County went to the puppy store for 2 minor issues and they would not let them on the property. The County didn't go further because they didn't feel the issues required a warrant.

Commissioner Livsey stated section 18.58 of the ordinance states the sale to pet shops is prohibited in Belleview.

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

- 1) Cindy Polcyn discussed the Puppy Mills
- 2) Pat Lunardelli discussed enforcing the State and Federal Laws
- 3) Sandra Shaw discussed purchasing sick puppies from the Puppy Store
- 4) Lisa Comb stated there was a long list of sick puppies from this store and the city denies it is a Puppy Mill
- 5) Lisa Ronan discussed the puppy store
- 6) Pam Moore stated the ordinance clearly defined puppy mills. If you think it is a puppy mill, don't buy from it. The ordinance is well written and now it is the individual's responsibility to follow up from there.

Commissioner Smith asked DSD Chancey the process and she stated the citizens should call Code Enforcement and complain and then we would meet with the county. Commissioner Livsey stated he received an email from Animal

Control and unless the Police Department or Code Enforcement contacts them, they won't do anything. Chief Holland stated any animal problem after hours or on weekends needs to go through the Police Department and we make the call to the County.

Motion made by Commissioner Livsey to approve Ordinance 2019-26 on Final Reading; Seconded by Commissioner Smith. Motion was approved as presented by roll call vote. Ayes: Dobkowski, Livsey, Smith. Nays: Goldman. Absent: Ernst.

Commissioner Goldman left the meeting.

3. PUBLIC HEARING: RESOLUTION:

a. PH: Resolution 19-23 Residential and Small Business SW Fees

City Administrator McKamey stated the City of Belleview has awarded the residential and small business solid waste and disposal to Florida Express Environmental as of January 1, 2020. This resolution implements the fees beginning with that contract. The new fee will be \$17.42 per month, including the franchise and administrative fees.

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 Smith to approve Resolution 19-23 implementing the fees for collection and disposal effective with the beginning of the Florida Express Environmental agreement January 1, 2020 and reflected on the February 1, 2020 utility bill; Seconded by Commissioner Livsey. Motion was approved as presented by roll call vote. Ayes: Dobkowski, Livsey, Smith. Absent: Ernst; Goldman.

4. AWARDS AND RECOGNITIONS:

Certificate of Achievement for Excellence in Financial Reporting

Mayor Dobkowski stated the Government Finance Officers Association of the United States and Canada (GFOA) awarded the Certificate of Achievement for Excellence in Financial Reporting to the City of Belleview for its comprehensive annual financial report (CAFR) for the fiscal year ending 2018. The Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

This is the tenth year in a row the City has received this award. Accepting the Award of Financial Reporting on behalf of the City is Marge Strausbaugh, Finance Director and Deputy Finance Director Donna Morse. Receiving the Award of Financial Reporting Achievement is Marge Strausbaugh, Finance Director.

5. UNSCHEDULED AUDIENCE: N/A

Commissioner Goldman returned to the meeting.

6. OTHER CITY BUSINESS/DEPARTMENT UPDATES:

a. Clerk - Election Agreement with Marion County Supervisor of Elections

City Clerk DeGennaro stated this Agreement was for the election services between the City and Marion County Supervisor of Elections. This agreement updates the agreement we had since 2010 with a slight increase in cost. It has an automatic renewal in 2 years, but either party can terminate the agreement by giving a 30 day written notice.

Motion made by Commissioner Smith to approve the Agreement as presented; Seconded by Commissioner Livsey. Motion was approved as presented by roll call vote. Ayes: Dobkowski, Goldman, Livsey, Smith. Absent: Ernst.

b. Development Services: Updates

DSD Chancey discussed Mc Donald's restaurant.

c. Finance: Updates

FD Strausbaugh stated 96 utilities were cut off today and a Flyer for Florida Express was separately mailed out.

d. Public Works: Updates

1) PWD Phillips stated when the water mains break, we have to guess how much water was used. He was asking the Commission to upgrade the two meters at each well to get a more accurate reading. PWD Phillips requested the Commission authorize the purchase of the meters at a cost of \$8,375.60, which would come out of the impact fees.

Motion made by Commissioner Smith to approve the upgrade of the two meters for \$8,375.60; Seconded by Commissioner Livsey. Motion was by roll call vote. Ayes: Dobkowski, Goldman, Livsey, Smith. Absent: Ernst.

2) Public Works Director Phillips recommended closing the Splash Park for maintenance for a 3-month period. Mayor Dobkowski recommended a period from January and February but not in December. The consensus of the Commission was to close the park down from January 1st to March 1st.

3) Public Works Director Phillips updated the Commission on the status of the Belleview Greenway Trail Way going from 102nd to Lake Lillian.

e. Police Department: Updates

Chief Holland discussed the need upgrade our control Tasers to the newest model which will be paid for through the 1 Cent Sales Surtax. The cost was \$15,156 for 4 Tasers.

Motion made by Commissioner Goldman to approve purchasing the Tasers for \$15,156; Seconded by Commissioner Smith. Motion was approved as presented by roll call vote. Ayes: Dobkowski, Goldman, Livsey, Smith. Absent: Ernst.

f. Information Technology: IT Hard Ceiling Closet - PWC

ITD Towne stated the server room located in the Public Works building is being configured as the backup disaster recovery data center. To comply with the FDLE CJIS security policy the room must have a solid ceiling; currently the room has a drop ceiling and does not comply. Blackwater Construction Services has provided an estimate of \$9,877.00 to remove the acoustical ceiling and replace it with a new hard ceiling. The funding will come from the 1% sales surtax.

Motion made by Commissioner Livsey to approve proceeding with the project in the amount of \$9,877.00, to be funded with the 1 Cent Sales Surtax.; Seconded by Commissioner Smith. Motion was approved as presented by roll call vote. Ayes: Dobkowski, Goldman, Livsey, Smith. Absent: Ernst.

g. Legal: Updates

Attorney Landt stated Ms. Reed, Briar Patch, made a request and the Commission agreed to several of the items. PWD Phillips and City Administrator McKamey have reviewed those changes.

Mayor Dobkowski stated this was discussed several weeks ago when Ms. Reed came before the Commission.

Motion made by Commissioner Smith to approve the changes; Seconded by Commissioner Livsey. Motion was by roll call vote. Ayes: Dobkowski, Livsey, Smith. Nays: Goldman. Absent: Ernst.

h. Administrator: Updates

City Administrator McKamey stated the Joint Meeting with the County was scheduled for Monday, December 5, 2019 at the Ocala Library.

7. COMMISSION UPDATES:


- a. **Seat 1 - Michael Goldman N/A**
- b. **Seat 2 - Gary Ernst N/A**
- c. **Seat 3 - Ronald Livsey N/A**
- d. **Seat 4 - Robert "Bo": Smith N/A**
- e. **Mayor - Christine Dobkowski**

Mayor Dobkowski stated she will go around the city and look at the decorations and send an appreciation letter to the citizens regarding their decorations.

Mayor Dobkowski stated if approved the December 17th Meeting will be cancelled. The Commission agreed.

Meeting was adjourned at 7:07 PM

Attest:



Margaret DeGennaro MMC, CPS
City Clerk