

**FRUITLAND PARK CITY COMMISSION MEETING MINUTES
SEPTEMBER 26, 2013**

MEETING STATISTICS. A regular meeting of the Fruitland Park City Commission was conducted in the Commission Chambers of City Hall, 506 West Berckman Street, Fruitland Park, Florida on Thursday, September 26, 2013 beginning at 7:02 p.m

INVOCATION AND PLEDGE OF ALLEGIANCE. Pastor Langford delivered the invocation followed by the Pledge of Allegiance led by Commissioner Cheshire.

ROLL CALL. Mayor Bell asked Acting City Clerk Marie Azzolino to call the roll.

ELECTED OFFICIALS PRESENT. Commissioner John L. Gunter, Jr., Commissioner Chris Cheshire, Commissioner Albert O. Goldberg, Vice Mayor Sharon Kelly, Mayor Christopher J. Bell

MUNICIPAL OFFICIALS/OTHERS PRESENT. Interim City Manager (ICM) Rick Conner, Police Chief (PC) Terry Isaacs, City Treasurer (CT) Tannette Gayle, Community Development Director (CDD) Charlie Rector, Recreation Director (RD) Michelle Yoder, and Acting City Clerk (ACC) Marie Azzolino.

01. CITIZENS COMMENTS – None

02. CITY TREASURER’S REPORT- City Treasurer, Tannette Gayle gave her Final year-to-date budget report.

03. CITY MANAGER’S REPORT – Rick Conner, Interim City Manager, explained that the Pay Plan is almost complete but that he is asking if approved that it would be retro to October 1st. Mayor and Commissioners agreed. Rich has adopted scoring sheets for the candidates for City Manager. Colin Baenzinger will be here next week to help with the interviews and reception for the candidates. Rick also stated that money will be set aside for the Mayor and Commissioners to purchase apps for the new tablets.

04. CITY ATTORNEY’S REPORT-
 - (a) Discussion and Possible action on Richardson Lawsuit – Scott Gerken (CA), City Attorney stated this is the 1983 Action Case. The terms of the settlement will be \$150,000 which the city’s insurance company will be paying with no payment coming out of the general fund. This will satisfy all from a global release which means that there is an end to the lawsuit. If you chose not to agree with the settlement then the City would have to pay the \$150,000 since the insurance company has approved the agreement. This is called a Hammer Clause.
Motion to accept settlement made by Commissioner Gunter seconded by Commissioner Goldberg.
Commissioner Cheshire – No
Commissioner Goldberg – aye
Mayor Bell - - aye
Commissioner Gunter - No
Vice Mayor Kelly - aye
The agreement will be signed by the Mayor.

05. CONSENT - Nothing

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05. PUBLIC HEARINGS –

(a) – Second reading Ordinance 2013-003 cost of living increase for water rates. 30 cents.

Motion to accept increase made by Commissioner Gunter seconded by Vice Mayor Kelly.

Vice Mayor Kelly	- aye
Commissioner Gunter	- aye
Mayor Bell	- aye
Commissioner Cheshire	- aye
Commissioner Goldberg	- aye

Motion was passed unanimously

(b) Second reading Ordinance 2013-004 increase in annual fire inspection fees by \$ 5.00.

Motion to accept increase made by Vice Mayor Kelly seconded by Commissioner Goldberg.

Mayor Bell	- aye
Commissioner Goldberg	- aye
Commissioner Gunter	- aye
Vice Mayor Kelly	- aye
Commissioner Cheshire	- aye

(c) Second reading Ordinance 2013-021 – amending the code of Ordinances entitled “ Prohibited Residences for Sexual Offenders.

Motion to accept made by Commissioner Cheshire seconded by Commissioner Goldberg.

Commissioner Gunter	- aye
Commissioner Cheshire	- aye
Vice Mayor Kelly	- aye
Mayor Bell	- aye
Commissioner Goldberg	- aye

(d) Adoption of Resolution 2013-021 – Property Tax Millage Rate – 4.7371 – no tax increase.

Motion to adopt made by Commissioner Goldberg seconded by Commissioner Gunter.

Commissioner Cheshire	- aye
Commissioner Goldberg	- aye
Commissioner Gunter	- aye
Vice Mayor Kelly	- aye
Mayor Bell	- aye

(e) Adoption of Resolution 2013-022 – Budget Fiscal Year 2014

Motion to adopt made by Commissioner Cheshire seconded by Vice Mayor Kelly.

Commissioner Goldberg	- aye
Commissioner Cheshire	- aye
Mayor Bell	- aye
Commissioner Gunter	- aye
Vice Mayor Kelly	- aye

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06. NEW BUSINESS

(a) First and final reading of Resolution 2013-023- Public Participation Policy – This allows the public a chance to speak at meetings.

Motion made by Commissioner Gunter seconded by Vice Mayor Kelly

Motion was passed unanimously.

(b) First reading of Ordinance 2013-006 and 2013-007 correcting scrivener’s errors. Motion to adopt 2013-006 made by Commissioner Cheshire seconded by Commissioner Goldberg

Motion was passed unanimously.

Motion, to adopt 2013-007, made by Vice Mayor Kelly seconded by Commissioner Goldberg.

Motion was passed unanimously.

(c) Workers-Compensation and Package renewal – Scott from Brown and Brown noted a significant increase.

Motion made by Commissioner Cheshire seconded by Commissioner Gunter.

Mayor Bell, Commissioner Goldberg, Commissioner Gunter and Commissioner Cheshire voted aye, Vice Mayor Kelly opposed.

(d) Possible Hiring of a Recreation Aide – Recreation Director Michelle Yoder would like to hire a recreation aide to help with special events only. The event would pay for the recreation aide. No money would have to come out of the budget.

Motion made by Commissioner Goldberg seconded by Commissioner Cheshire.

Motion was passed unanimously.

Michelle Yoder also wanted the Commissioner to grant permission to purchase an electric sign

Motion was made by Commissioner Gunter seconded by Vice Mayor Kelly.

Motion was passed unanimously.

Michelle stated that she needed to have permission to hold the Christmas Party of December 6th from 6 to 9 and to close City Hall at 4:00pm at United Methodist Church.

Motion made by Commissioner Cheshire seconded by Vice Mayor Kelly.

Motion was passed unanimously.

(e) Mayor Bell stated that Halloween will be on October 31st!

(f) Update from Mr. Roseanne Brandeburg regarding School Board issues. There have been issues with the busing of children with the new laws in order to try and save money. Reinstated 900 students to busing because of dangers of walking to school. On Monday Governor Scott stated we will not be participating in P A R K testing. The school board will be meeting to discuss this problem. Ms. Brandeburg said there is a website for parents, grandparents, etc. to voice their opinion on the way the schools are educating students, transportation, classroom size etc.

(g) Discussion and Possible action on a memorandum of understanding with “The Villages” possible development of Pine Ridge Dairy property.

Mayor Bell stated that the Villages would use our solid waste disposal.

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Mayor Bell stated that with the widening of 466A he would like the city to have the option as to when the water lines go in. Scott stated that this is just a letter of intent, a non binding agreement. The details of how money should be spent will be set forth in the developer's agreement. Mayor Bell stated that the Villages have really given in to our demands. Mayor Bell stated that the majority of the citizens feel this is a good idea about the villages coming in.
Motion made by Commissioner Goldberg seconded by Commissioner Cheshire.
Motion passed unanimously.

07. COMMISSIONERS' COMMENTS

- a) Commissioner Gunter – stated that he did vote no but he knows we had to put an end to this lawsuit. Very proud of the way the meeting went with the citizens at the Casino.
- b) Vice Mayor Kelly – 1.Would like a resolution reflecting the Impact Fees for transportation. 2. 466A was not designed for school crossing. 3. Bus shelters for Lake Express was put in by the county and would like us to maintain them. Charlie stated that the county already cleans and maintains them.
- c) Commissioner Goldberg – Nothing at this time.
- d) Commissioner Cheshire – Feel with the Villages there will be economic growth. Would like to comment that the Commissioner do a great job in NOT spending money. Commissioner stated he did vote no to the lawsuit and we needs to stop these people from suing the City.

08. MAYOR BELL'S COMMENTS. Mayor Bell stated we have good times ahead with the new budget. It's a pleasure working with this board. October 24, November 28th and December 26th meetings will be cancelled by unanimous vote.

09. ADJOURNMENT. There being no further business to discuss, Commissioner Gunter moved to adjourn the regular meeting. The meeting adjourned at 9:50 p.m.



Christopher J. Bell, Mayor

Attest:



Marie Azzolino, Acting City Clerk.