

FRUITLAND PARK CITY COMMISSION MEETING MINUTES

February 14, 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, February 14, 2013 beginning at 7:00 p.m

INVOCATION AND PLEDGE OF ALLEGIANCE. Pastor Brock of the Heritage Community Church delivered the invocation followed by the Pledge of Allegiance led by Commissioner Cheshire.

ROLL CALL. Mayor Bell asked City Clerk Diane Gibson Smith to call the roll.

ELECTED OFFICIALS PRESENT. Commissioner Christopher Cheshire, Commissioner Albert O. Goldberg, Vice Mayor Sharon Kelly, Mayor Christopher J. Bell. Commissioner John L. Gunter, Jr was not present due to illness.

MUNICIPAL OFFICIALS/OTHERS PRESENT. Police Chief (PC) Terry Isaacs, Community Development Director (CDD) Charlie Rector, and City Clerk (CC) Diane Gibson Smith.

01. PROCLAIMED FEBRUARY 14, 2013 AS UNIVERSAL LOVE DAY. Mayor Bell proclaimed February 14, 2013 as Universal Love Day by reading a proclamation in its entirety.

02. CITIZENS COMMENTS

- a) Pastor Sydney Brock of the Heritage Community Church thanked the Commission for the acceptance of their church into the community. He also stated they are looking forward to working with the City and have already made contact with Recreation Director Michelle Yoder.

03. PRESENTATION OF INSTITUTE OF ELECTED MUNICIPAL OFFICERS CERTIFICATE TO CHRISTOPHER CHESHIRE Mayor Bell presented Commissioner Cheshire with a certificate for the completion of the Institute of Elected Municipal Officers course. He noted the classes in this institute are very informative.

04. APPROVED CONSENT AGENDA AS PRESENTED

Mayor Bell presented the Consent Agenda as presented.

Vice Mayor Kelly stated she would like to see us go back to more information in the minutes. CC Gibson Smith noted she had been playing catch-up and assured Vice Mayor Kelly the minutes would go back to "normal."

Vice Mayor Kelly moved and Commissioner Cheshire seconded to approve the Consent Agenda as presented. The motion carried with all Commissioners voting aye. The items approved were: minutes of the January 10, 2013 CRA meeting, minutes of the January 10, 2013 Commission meeting, minutes of the January 22, 2013 Special meeting, minutes of the January 24, 2013 Commission meeting, and minutes of the February 5, 2013 Special meeting.

05. HEARD CITY TREASURER'S REPORT FOR PERIOD ENDING JANUARY 31, 2013. Mayor Bell stated the City Treasurer had a family emergency and was called back to Maine.

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ACM Gibson Smith provided the financial report for period ending January 31, 2013. General Fund revenues exceeded expenses by \$472,588. We have issued 12 golf cart permits so far. Overall, the City is in good shape.

ACM Gibson Smith announced the Wicks Lawsuit has been settled and the settlement check is expected soon.

06. CITY ATTORNEY'S REPORT

- a) CA Gerken gave a Sunshine Law presentation. A copy of the presentation is attached. He reported on when boards, commissions, and staff are subject to Sunshine Law. He reviewed the open to the public laws, social media, electronic media concerns, and public records concerns.
- b) CA Gerken reviewed the interim City Manager contract. He stated the candidate has requested the use of a City vehicle and a City cell phone.

Mayor Bell questioned the end date in the contract. CA Gerken stated that wording can be changed

Vice Mayor Kelly moved and Commissioner Cheshire seconded to approve the interim City Manager contract with the proposed changes. The motion carried with all Commissioners voting aye.

- c) CA Gerken stated he received a transcript from Shade Meeting for the Wicks litigation. He presented the transcript to ACM Gibson Smith
- d) CA Gerken gave an update on the Animal Control meeting with Lake County. We have an interlocal agreement with them and Lake County does provide animal court. Our officers will still respond to calls but the county will provide the court.

Chief Isaacs noted the county has 12 animal officers. They will come out if they are in the area, but will not respond over night. Our officers will be dispatched to the situation. Our officers will be witnesses during the case.

- e) CA Gerken stated he is requesting a shade meeting to discuss the litigation strategy of the Richardson, et. all lawsuit. The shade meeting will be scheduled for February 21, 2013 at 6:00 p.m.

07. ACTING CITY MANAGER'S REPORT

- a.) ACM Gibson Smith questioned if the Commission would like to do a resolution regarding the fire and police pension reform being opposed by Florida League of Cities. The consensus was to not do anything at this time and take a "wait and see" approach.
- b.) ACM Gibson Smith stated she received information regarding Library Impact Fee Funding for library projects. The City can receive up to \$200,000 for a project. LD Glendinning provided information on a project she would like to submit. The

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project is for an extension onto the rear west corner of the building. This would be used for children's programming. Pictures of the area were shown.

Vice Mayor Kelly reminded everyone that if this expansion goes through, we still need to maintain it which will cost more money.

Vice Mayor Kelly moved and Commissioner Cheshire seconded to move forward with submitting the project for Library Impact Fee funding. The motion carried with all Commissioners voting aye.

08. PUBLIC HEARINGS - none

09. NEW BUSINESS

a) Adopted Resolution 2013-003 amending the budget by \$6,750 for the update of the CRA plan. CA Gerken read Resolution 2013-003, by title only, as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, AMENDING THE BUDGET BY \$6,750 FOR THE UPDATE OF THE CRA REDEVELOPMENT PLAN, PROVIDING FOR THE AMENDMENT OF THE 2012-2013 BUDGET; PROVIDING FOR AN EFFECTIVE DATE.

Mayor Bell noted the CRA board met and recommended the approval of the use of the CRA funds for this project.

Commissioner Goldberg moved and Commissioner Cheshire seconded to adopt Resolution 2013-003. The roll call vote was as follows:

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

The motion carried unanimously.

b) Adopted Resolution 2013-004 amending the budget by \$7,520 for the demolition and asbestos removal of the homes on Fountain Street. CA Gerken read Resolution 2013-004, by title only, as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FRUITLAND PARK, FLORIDA, AMENDING THE BUDGET BY \$7,520 FOR THE DEMOLITION OF THE FOUNTAIN STREET HOUSES OWNED BY THE CITY, PROVIDING FOR THE AMENDMENT OF THE 2012-2013 BUDGET; PROVIDING FOR AN EFFECTIVE DATE.

Mayor Bell stated the CRA board met and recommended approval of the use of the CRA funds for this project.

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Commissioner Cheshire moved and Commissioner Goldberg seconded to adopt Resolution 2013-004. The roll call vote was as follows:

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

The motion carried unanimously.

- c) Approved the Interlocal Agreement between Lake Emergency Medical Services, Inc. and City of Fruitland Park relating to Basic Life Support Services. Mayor Bell stated he is back on this board.

ACM Gibson Smith noted this is the same agreement as has been approved in the past. This is a housekeeping issue for name only.

Commissioner Goldberg moved and Vice Mayor Kelly seconded to approve the interlocal agreement. The motion carried with all Commissioners voting aye.

07. COMMISSIONERS' COMMENTS

- a) Vice Mayor Kelly – stated she had spoken to Chief Isaacs regarding an officer in our Elementary School during school hours. Chief Isaacs stated the Lake County School Board and the Sheriff's Office are not willing to place officers in the elementary schools any longer. He noted he has been putting officers there since after Christmas. The County paid for the month of January, but this month we have begun paying a reserve officer to be in place.

Mayor Bell read a nice letter we received from the principal at Fruitland Park Elementary. He asked if we approve spending the balance of the captain's salary plus approximately \$4,000 that will take us to the end of the school year, could we find a reserve for next year? Chief Isaacs noted the problem is finding someone who only wants to work August to June and then not have a job.

Vice Mayor Kelly questioned the cost per year for an officer. Chief Isaacs noted about \$51,000 including all benefits.

Commissioner Cheshire noted Chief Isaacs had mentioned possible grants becoming available to cover costs.

CDD Rector noted City Hall is so close to the school, this should not be an issue.

Vice Mayor Kelly questioned if someone was in the Police Department at all times during the school day. Chief Isaacs stated about 99% of the time.

Mayor Bell suggested making the school part of a regular "beat" by not having a constant presence but having a presence at certain times of the day. Mayor Bell suggested funding a reserve for an additional two weeks. Further information on this will be brought back at the next meeting.

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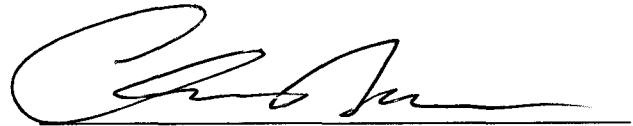
Vice Mayor Kelly also stated she would like to discuss compensation for the acting city manager. Mayor Bell noted this will be brought back at the next meeting.

b) Commissioner Goldberg – none

c) Commissioner Cheshire – none

08. MAYOR BELL'S COMMENTS. Mayor Bell again advised he has been reappointed to EMS board.

09. ADJOURNMENT. There being no further business to discuss, Commissioner Cheshire moved to adjourn the regular meeting. The meeting adjourned at 8:38 p.m.



Christopher J. Bell, Mayor

Attest:


Diane L. Gibson Smith, CMC, City Clerk