

Action

FRUITLAND PARK CITY COMMISSION MEETING MINUTES
September 27, 2012

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 27, 2012 beginning at 7:00 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE. Pastor George Mulford of the Grace Bible Baptist Church delivered the invocation followed by the Pledge of Allegiance led by Commissioner Kelly.

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

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

MUNICIPAL OFFICIALS/OTHERS PRESENT. City Manager (CM) Ralph Bowers, Police Chief (PC) Terry Isaacs, Assistant Police Chief (APC) David Borst, City Treasurer (CT) Jeannine Racine Michaud, Community Development Director (CDD) Charlie Rector, Recreation Director (RD) Sherry Bechtel, and City Clerk (CC) Diane Gibson Smith.

Mayor Bell introduced Representative H. Marlene O'Toole, Lake County Commissioner Welton Cadwell, Lake County Public Works Director Jim Stivender, Lake County Recreation Director Bobby Bonilla, and newly elected Lake County Commissioner Tim Sullivan.

01. HEARD PRESENTATION BY LAKE COUNTY OFFICIALS REGARDING CR466A AND NORTH WEST LAKE COMMUNITY PARK.

Jim Stivender gave a presentation on CR466A.

02. PUBLIC HEARINGS

a.) Adopted Resolution 2012-042 approving the Final Millage Rate for FY 2012/13. CA Gerken read Resolution 2012-042, by title only, as follows:

A resolution of the city of Fruitland Park, Lake County, Florida, adopting the final levying of ad valorem taxes for the city of Fruitland Park for Fiscal Year 2012-2013; providing for an effective date.

CA Gerken stated the resolution states the millage rate as 4.6442 mills.

Mayor Bell discussed the percentage increase in millage over the current year rolled back rate is 0% with the final millage set at 4.6442 mills.

Mayor Bell announced even though there is no increase in the ad valorem tax revenues, the City of Fruitland Park has still seen an increase in personal services and operating costs, and a reduction in property values.

Mayor Bell requested public comment regarding the proposed increase. There were no comments.

FRUITLAND PARK CITY COMMISSION MEETING MINUTES
September 27, 2012

Mayor Bell again announced even though there is no increase in the ad valorem tax revenues, the City of Fruitland Park has still seen an increase in personal services and operating costs, and a reduction in property values.

Mayor Bell announced the City of Fruitland Park is the taxing authority, the current year rolled-back rate is 4.6442, and the percentage increase over the rolled-back rate is 0% for the final millage of 4.6442 mills.

Commissioner Kelly moved and Commissioner Goldberg seconded to adopt Resolution 2012-042.

The roll call vote was as follows:

Mayor Bell	Aye
Commissioner Goldberg	Aye
Commissioner Kelly	Aye
Commissioner Gunter	Aye
Vice Mayor Richardson	Nay

The motion passed with four ayes and one nay.

b) Adopted Resolution 2012-043 approving the final budget for the Fiscal Year 2012/2013. CA Gerken read Resolution 2012-043, by title only, as follows:

A resolution of the city of Fruitland Park, Lake County, Florida, adopting the final budget for Fiscal Year 2012-2013; providing for an effective date.

Mayor Bell requested public comment. Several members of the public spoke.

Commissioner Goldberg moved and Commissioner Gunter seconded to adopt Resolution 2012-043 and remove the line item for the propane tax.

The roll call vote was as follows:

Vice Mayor Richardson	Nay
Mayor Bell	Aye
Commissioner Goldberg	Aye
Commissioner Kelly	Aye
Commissioner Gunter	Aye

The motion passed with four ayes and one nay.

c) Adopted Ordinance 2012-027 annexing in approximately 16 acres on Lake Ella Road. CA Gerken read Ordinance 2012-027, by title only, as follows:

An ordinance of the city commission of the city of Fruitland Park, Florida, amending the boundaries of the city of Fruitland Park in accordance with the procedure set forth in Section 171.044, Florida Statutes, by including within the city approximately +/- 16 acres of property generally located at 02622 and 02626 Lake Ella Road; rezoning the property from Lake County "A"

FRUITLAND PARK CITY COMMISSION MEETING MINUTES
September 27, 2012

(Agricultural) to C-1 (Neighborhood Commercial) within the city limits of Fruitland Park; providing for conditions and contingencies; providing for severability; providing for an effective date (alt keys 1504520, 3360184).

Mayor Bell requested public comments. There were none.

Vice Mayor Richardson moved and Commissioner Kelly seconded the motion to adopt Ordinance 2012-027.

The roll call vote was as follows:

Commissioner Gunter	Aye
Vice Mayor Richardson	Aye
Mayor Bell	Aye
Commissioner Goldberg	Aye
Commissioner Kelly	Aye

The motion carried unanimously.

d) Tabled Ordinance 2012-030 until October 11, 2012.

Commissioner Kelly moved and Commissioner Goldberg seconded to table Ordinance 2012-030 until the October 11, 2012 meeting. The motion carried with all Commissioners voting aye.

e) Pulled Ordinance 2011-014 regarding cross connections.

Commissioner Kelly moved and Commissioner Gunter seconded to pull Ordinance 2011-014. The motion carried with all Commissioners voting aye.

03. CONSENT AGENDA.

Commissioner Gunter moved and Commissioner Kelly seconded to accept both the action and the summary minutes for September 13, 2012. The motion carried with a voice vote of 4 ayes. Vice Mayor Richardson voted nay.

04. HEARD CITY TREASURER'S REPORT FOR THE PERIOD THROUGH AUGUST 31, 2012.

05. CITY ATTORNEY'S REPORT - CA Gerken reported on Pine Ridge Dairy right-of-way and Wicks lawsuit.

06. CITY MANAGER'S REPORT - CM Bowers reported on Victoria Ave sidewalk, CDBG Closeout, and a record request invoice.

07. INTRODUCTION OF ORDINANCE

a) Approved first reading of Ordinance 2012-031 increasing the water rates by the CPI. CA Gerken read Ordinance 2012-031, by title only, as follows:

FRUITLAND PARK CITY COMMISSION MEETING MINUTES

September 27, 2012

An ordinance of the City Commission of the city of Fruitland Park, Florida, amending Chapter 50, Section 50.30(a), (b), (d), and Chapter 99, Section 99.60(b) (d) and (g) of the Code of Ordinances to provide for an increase in water rates; providing for repeal of conflicting ordinances; providing for severability; providing for inclusion in the Code of Ordinances; providing for an effective date.

Commissioner Kelly moved and Commissioner Goldberg seconded to approve Ordinance 2012-031.

The roll call vote was as follows:

Mayor Bell	Aye
Commissioner Goldberg	Aye
Commissioner Kelly	Aye
Commissioner Gunter	Aye
Vice Mayor Richardson	Nay

The motion carried with 4 ayes and one nay by Vice Mayor Richardson.

06. NEW BUSINESS

a) Adopted Resolution 2012-044 amending the budget by \$1,000 for the emergency repair of Fire Department Vehicle E-56. CA Gerken read Resolution 2012-044, by title only, as follows:

A resolution of the City Commission of the city of Fruitland Park, Florida, amending the budget by \$1,000 for the emergency repair of Fire Department vehicle E-56, providing for the amendment of the 2011-2012 budget; providing for an effective date.

Vice Mayor Richardson moved and Commissioner Goldberg seconded to adopt Resolution 2012-044. The roll call vote was as follows:

Vice Mayor Richardson	Aye
Mayor Bell	Aye
Commissioner Goldberg	Aye
Commissioner Kelly	Aye
Commissioner Gunter	Aye

The motion carried unanimously.

b) Adopted Resolution 2012-045 appointing Diane L. Gibson Smith as City Clerk for the period from 10/1/12 through 9/30/13. CA Gerken read Resolution 2012-045, by title only, as follows:

A resolution of the City Commission of the city of Fruitland Park, Florida, appointing a City Clerk, providing for the term of office; providing for an effective date.

FRUITLAND PARK CITY COMMISSION MEETING MINUTES
September 27, 2012

Commissioner Kelly moved and Commissioner Goldberg seconded to adopt Resolution 2012-045. The roll call vote was as follows:

Commissioner Gunter	Aye
Vice Mayor Richardson	Nay
Mayor Bell	Aye
Commissioner Goldberg	Aye
Commissioner Kelly	Aye

The motion carried with 4 ayes and one nay by Vice Mayor Richardson.

c) Adopted Resolution 2012-046 appointing Scott A. Gerken as City Attorney for the period from 10/1/12 through 9/30/13. CA Gerken read Resolution 2012-046, by title only, as follows:

A resolution of the City Commission of the city of Fruitland Park, Florida, appointing a City Attorney, providing for the term of office; providing for an effective date.

Commissioner Goldberg moved and Commissioner Gunter seconded to adopt Resolution 2012-046. The roll call vote was as follows:

Commissioner Kelly	Nay
Commissioner Gunter	Aye
Vice Mayor Richardson	Aye
Mayor Bell	Aye
Commissioner Goldberg	Aye

The motion carried with 4 ayes and one nay by Commissioner Kelly

d) Adopted Resolution 2012-047 appointing Jeannine Racine Michaud as City Treasurer for the period from 10/1/12 through 9/30/13.

A resolution of the City Commission of the city of Fruitland Park, Florida, appointing a City Treasurer, providing for the term of office; providing for an effective date.

Vice Mayor Richardson moved and Commissioner Goldberg seconded to adopt Resolution 2012-047. The roll call vote was as follows:

Commissioner Goldberg	Aye
Commissioner Kelly	Aye
Commissioner Gunter	Aye
Vice Mayor Richardson	Aye
Mayor Bell	Aye

The motion carried unanimously.

FRUITLAND PARK CITY COMMISSION MEETING MINUTES
September 27, 2012

- e) Approved reappointment of Judy Mishoe and Dwight Stoffel to Code Enforcement Board and John Schaller and Dan Dicus to the Planning Board.

Commissioner Goldberg moved and Commissioner Kelly seconded to reappoint Judy Mishoe and Dwight Stoffel to the Code Enforcement Board. The motion carried with all Commissioners voting aye.

Commissioner Kelly moved and Commissioner Goldberg seconded to reappoint John Schaller and Dan Dicus to the Planning Board. The motion carried with all Commissioners voting aye.

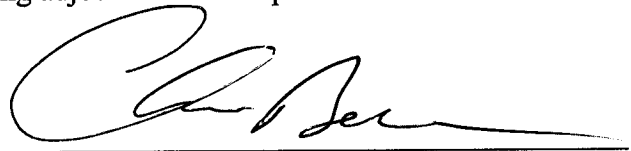
07. CITIZENS' COMMENTS - Comments by Mike Howard

08. COMMISSIONERS' COMMENTS

- a) Vice Mayor Richardson – talked about a Meet and Greet, the roads for the gold carts, campaigning in City buildings, and the complaint by a citizen.
- b) Commissioner Gunter – spoke about the Fire department.
- c) Commissioner Kelly – spoke about the complaint by a citizen and her response.
- d) Commissioner Goldberg - none

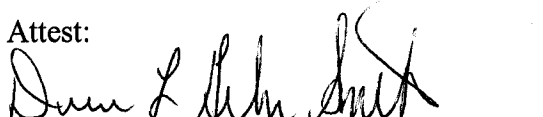
09. MAYOR BELL'S COMMENTS. Mayor Bell thanked County Commissioner Welton Cadwell for attending and spoke about the parks and CR466a.

10. ADJOURNMENT. There being no further business to discuss, Commissioner Richardson moved to adjourn the regular meeting. The meeting adjourned at 9:14 p.m.



Christopher J. Bell, Mayor

Attest:


Diane L. Gibson Smith, CMC, City Clerk