COMMISSIONERS:

DeLoris Roberts, Mayor John Martin, Vice Mayor Eleanor Randall Patricia Bouie Michael E. Rutledge, Sr.

CITY MANAGER:

Chad M. Shryock, City Manager Donna R. Mayes, City Clerk

CITY ATTORNEY:

Steve Lee

MINUTES REGULAR COMMISSION MEETING NOVEMBER 5, 2007

A. CALL TO ORDER

Mayor Roberts called the meeting to order at 6:30 PM. Present was Mayor Roberts, Vice Mayor Martin, Commissioners Bouie, Randall and Rutledge. Staff present was City Manager Shryock, City Clerk Mayes, Intern Planner Laakso and Attorney Lee. Also in attendance were Deputy Nicole Snyder and Fire Chief Jesse Modican.

- 1. Invocation Commissioner Bouie
- 2. Pledge of Allegiance Commissioner Rutledge

B. APPROVAL OF AGENDA

Moved to approve the agenda as amended adding H.5 Ordinance 2008-04 Urban Service Report Motion – Vice Mayor Martin Second – Commissioner Rutledge Vote – 5-0

C. RECOGNITIONS, PROCLAMATIONS AND GUESTS – None

D. REPORTS

a) Attorney Lee reported he met with legal counsel representing the Ranch Motel owner concerning the discrepancy over the water bill and the letter from the City Manager stating their water would be turned off for non-payment. They have been granted an extra thirty (30) days to pay their bill but their real complaint is for a lower water rate than what the City's rates are. Mr. Lee stated the rates are not unreasonable and they have a difficult case to prove they should have special lower rates. The meeting ended when their Attorney realized the City's rates would not change. The Board discussed the possibility of meter based units that the individuals would pay. Attorney Lee reported he has also received a complaint from the Bureau of Emergency Medical Services in Tallahassee stating they received notice that Hawthorne was operating as a Basic Life Support service without being licensed through the State. There is a Statute requiring basic life support training service for transportation but the station is not doing transports. No factual allegations and does not have a copy of the letter. His advice to the Board was to waive the confidentiality clause so he can see the public record on who complained and what was complained on and then he will know what official action to take. The department does have qualified first responders in the Fire Department that are on duty when they respond to calls. Attorney Lee does not believe the City is violating any statute; in the meantime a Medical Director has been found to have in place.

Moved to waive the confidentiality of the investigation of the Basic Life Support claim. Amended the motion to authorize the Attorney to write a letter or a Resolution if needed

Motion – Commissioner Randall Second – Commissioner Bouie Vote – 5-0

- **b)** City Manager Shryock reported the Fire Meeting with Alachua County Tuesday night at 5:30. Should also know tomorrow whether the City will get the fire truck they are trying to purchase. The Grant Application on the Nature Trail on Highway 20 was conditionally funded. The Legislative Conference is Thursday and Friday in Orlando.
- c) Mayor Roberts reported her trip to Tallahassee on Friday was good. She also confirmed the meeting with the county at the Health Department at 5:30 on SE 24th Street in Gainesville. Ms. Roberts noted there would be a meeting with the county after the dispatch agreement goes to the Commission Board for authorization. She anticipated appointments to the Local Mitigation Committee of Shirley Summons and on the Citizens Advisory Committee, Harry Carter and Eddie Lee Martin. The Florida League of Cities Conference will be the 8th and 9th of this month with the luncheon at 11:45 honoring the Citizen of the Year of which the nominee for the City of Hawthorne is Ms. Vivian Wagner.
- **d)** Commissioner Rutledge reported that the houses referred to as "the three sad sisters", will come down on the 12th of the month followed by the property being cleaned. He has spoken with several of the citizens around the city about the Fire and Police Departments and everyone seems pleased with things.
- e) Commissioner Bouie expressed her thanks to the City and Staff for their support during her husband's illness and is good to be back.
- f) Vice Mayor Martin asked the status of the Volley Ball project, which City Manager Shryock related was still on track, the gentleman just hasn't been in to sign the contract yet. Vice Mayor Martin suggested giving a dead line and resolve this by the end of the year. He expressed concern on an article on the High Schools which listed Hawthorne High as a drop out school and the lowest in Alachua County. Mr. Martin advised that the Governor had attended a conference in Washington, along with the Governor from Georgia on the conditions of the water issue. There is still the issue of transferring water out of Florida. He feels the Board should write a letter to the Governor stressing the need for accountability of Florida's water rights. If water is transferred it would lower the aquifer and in danger our water supply.

g) Commissioner Randall, now representative for Hawthorne, reported the NFRPC drafted a Resolution commending Vice Mayor Martin for his service on the council. Ms. Randall stated the meetings move very fast but she is learning more all the time.

E. CITIZEN COMMENTS

Vivian Wagner had comments on how dirty the town was and the street next to her a junk yard. Need to get Code Board active and make new rules. Sign in front of City Hall not changed for three weeks, stop signs need cleaned. Did the raise for the City Manager include a phone and car with gas? Mayor Roberts replied yes. Are the employees health insurance paid 100%? City Manager Shryock informed employees insurance is covered but they pay for any family coverage.

Billy Carlton was in agreement that the streets need cleaned in his neighborhood and drainage also. He made an official request for a copy of the deed to the medical property sold several years ago for the doctor office.

F. CONSENT AGENDA

Moved to approve the consent agenda as amended pulling F.3 Resolution 2008-04 Authorizing the Vice Mayor to Sign Grant Agreement, for discussion

Motion – Vice Mayor Martin

Second – Commissioner Randall

Vote – **5-0**

Mayor Roberts questioned why this Resolution was necessary since the Vice Mayor has the authorization by Charter to sign in the Mayor's absence. City Manager Shryock explained it was an internal regulation by DCA on grant requirements.

Moved to adopt Resolution 2008-04 authorizing the Vice Mayor to sign any and all documentation relating to the CDBG Grant Program on behalf of the city

Motion – Commissioner Randall

Second – Commissioner Rutledge

Vote - 5-0

H. REGULAR AGENDA

1. Municipal Fire District

City Manager Shryock presented an overview of a meeting, hosted by the city for the City Manager of the small cities of Alachua County to discuss the relationship between Alachua County Fire Rescue and the Municipal Fire Departments. Each city reported serious problems with ACFR. The option of forming a Municipality Fire District was discussed. The Micanopy Town Administrator prepared the position paper based upon the discussion, which each city is being asked to review and indicate conceptual support. The paper, with any changes, will be presented to the Alachua County Commission on Tuesday, November 6th.

Moved to approve the concept of a Municipal Fire District

Motion – Vice Mayor Martin

Second – Commissioner Rutledge

Vote – **5-0**

2. Intergovernmental Agreement for Fire Dispatch

City Manager Shryock read the attached Memo on the subject of Fire Department, into the record. This is made part of the record so that it will show even though the Board has agreed for the Agreement to be signed, it is being signed under duress without getting some changes and answers the City would like to have. Attorney Lee advised the City can show where they had to sign because they had no other option.

Moved to authorize the Mayor and City Manager to sign the Intergovernmental Agreement for Fire Dispatch

Motion – Vice Mayor Martin

Second – Commissioner Bouie

Vote – **5-0**

3. Resolution 2009-05 Green Local Governments

Moved to table until research for more information can be presented

Motion – Vice Mayor Martin

Second – Commissioner Randall

Vote – **5-0**

4. Request to Remove Code Enforcement Liens – Brandon Reeb

Mr. Reeb described property he purchased on a tax deed sale and asked for a lien reduction. Attorney Lee stated the liens were \$9,355 and his fees were \$827.00 but that the City should get a tax deed check fro the County for some of the fees. Vice Mayor Martin communicated that the property must be in total compliance and the steps to take would be to call the Code Enforcement Officer for inspection and then apply for reduction of fines. Cost would be looked at then to see what the approximate cost to the city was. Mr. Reeb informed he will clean entire property and hopefully put more houses on it.

5. First Reading - Ordinance 2008-04 Urban Service Report for L&S Trailers and Supply

Moved to approve on first reading Ordinance 2008-04 Urban Service Report for A-08-1 L&S Trailers and Supply

Motion – Vice Mayor Martin Vote – 5-0

Second – Commissioner Rutledge

I. ADJOURN

Mayor Roberts voiced there was a tree blocking the cemetery road. Discussion on where to put the citizens comments and decided to leave them at the top of the agenda; letting the citizens speak on the agenda items when discussed. There will no meeting on the 19th but a Workshop on the 27th at 6:30 P.M. Also there will be a Neighborhood Revitalization Meeting on the 20th at 10:00 A.M.

Sheryle Elmore voiced she had issues with not getting straight answers from the City Manager and also concerns with his application for the City Manager job in Palatka. He plans to leave so why should Hawthorne go before the County and stick their neck out; do they know if the other cities back them. City Manager Shryock informed that the City would not be speaking at the meeting; Micanopy Town Manager would be the speaker for the cities.

Moved to adjourn the Regular Commission Meeting of November 5, 2007 at 9:10 P.M.

Motion – Commissioner Bouie Second – Commissioner Randall

Vote - 5-0

These Minutes of the November 5, 2007 Regular Commission Meeting are submitted for Commission approval.

Chad M. Shryock, City Manager	DeLoris Roberts, Mayor
Donna R. Mayes, CMC City Clerk	