
COMMISSIONERS:

Terry Knowles, Mayor
Eleanor Randall, Vice Mayor
John Martin
DeLoris Roberts
William Carlton

CITY MANAGER:

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

CITY ATTORNEY:

Steve Lee

**MINUTES
REGULAR COMMISSION
OCTOBER 16, 2006**

A. CALL TO ORDER

Mayor Knowles called the meeting to order at 6:30 PM. Present was, Mayor Knowles, Vice Mayor Randall, Commissioners Carlton, Martin and Roberts. Staff Present was, City Manager Shryock, City Clerk Mayes, City Planner Dougherty and Attorney Lee.

B. INVOCATION AND PLEDGE

Commissioner Roberts gave the Invocation and Commissioner Martin led the Pledge of Allegiance.

C. APPROVAL OF AGENDA

Moved to approve the agenda with revisions of moving the Regular Agenda after the Consent Agenda starting with item G.3

Motion – Commissioner Roberts

Second – Commissioner Carlton

Vote – 5-0

D. CITIZEN COMMENTS – None**E. CONSENT AGENDA**

Moved to approve the Consent Agenda with October 2, 2006 Regular Commission Meeting, YMCA Contract, Receive and File SHIP Report and Approve Loans for Case 06SHIP.17 Constance Jenkins - \$16,000 and Case 06SHIP.18 Margie Jenkins - \$31,000

Motion – Commissioner Roberts

Second – Commissioner Carlton

Vote – 5-0

F. REGULAR AGENDA – (G on Agenda)**1. Transient Food Vendors Ordinance**

Moved to direct staff to make amendments for Food Vendor Ordinance and forward to the Planning and Zoning Board for review

Motion – Commissioner Martin

Second – Vice Mayor Randall

Discussion – Special Permits for special events and how far reaching the Ordinance will cover.

Vote – 5-0

2. Authorize Preparation of Plans and Specifications on WWTP

Moved to accept Staff recommendation on the following actions; 1. Authorize the City Manager to enter into a grant agreement (DEP Agreement NO. LP6724) with the State of Florida. 2. Authorize the City Attorney and City Manager to work out details of the continuing services agreement with the City Engineer and authorize the Mayor to sign said amended agreement. 3. Authorize the City Attorney and City Manager to work out details of the Task Order titled "Wastewater Treatment Plant Expansion 2007" and authorize the Mayor to sign the amended agreement.

Motion – Commissioner Martin

Second – Vice Mayor Randall

Vote – 5-0

Commissioner Carlton requested a report on monies paid to Mittauer & Associates in the last six months. City Manager Shryock informed he will have the report in the Commissioners boxes the next day.

3. Approve Resolution 2007-03 Authorizing Acceptance of Donated Property

This is property located on the northwestern corner of the intersection of US Highway 301 and SR 20.

Moved to accept Resolution 2007-03 Authorizing acceptance of donated property from the Florida Department of Transportation

Motion – Vice Mayor Randall

Second – Commissioner Roberts

Vote – 5-0

G. PUBLIC HEARINGS

1. Ordinance 2007-03 – Second Reading - Creating a Police Department

Staff Presentation – Mayor Knowles Opened Public Hearing

No Public Comment - Closed Public Hearing

Moved to approve on second reading Ordinance 2007-03 creating a Police Department

Motion – Commissioner Roberts

Second – Vice Mayor Randall

Vote – 4-1 Roll Call Vote: Vice Mayor Randall, YES; Commissioner Roberts, YES; Commissioner Martin, YES; Mayor Knowles, YES; Commissioner Carlton, NO Vote

2. Ordinance 2006-44 – Second Reading – CPA 06-2, Smith Property

Staff Presentation – Mayor Knowles Opened Public Hearing

No Public Comment – Closed Public Hearing

Moved to adopt on second reading Ordinance 2006-44 for CPA 06-2 Smith Property

Motion – Vice Mayor Randall

Second – Commissioner Martin

Vote – 5-0

3. Ordinance 2006-45 – Second Reading – LDR 06-2 Smith Property

Staff Presentation – Mayor Knowles Opened Public Hearing

No Public Comment – Closed Public Hearing

Moved to adopt on second reading Ordinance 2006-45 for LDR 06-2 Smith Property

Motion – Vice Mayor Randall
Vote - 5-0

Second – Commissioner Roberts

4. Ordinance 2006-46 – Second Reading – CPA 06-3 Wayne Newman and
Brenda G. Newman

Staff Presentation – Mayor Knowles Opened Public Hearing

No Public Comment – Closed Public Hearing

Moved to adopt on second reading Ordinance 2006-46 for CPA 06-3 Newman

Motion – Commissioner Martin

Second – Commissioner Carlton

Vote – 5-0

5. Ordinance 2006-47 – Second Reading – LDR 06-3 Wayne Newman and
Brenda G. Newman

Staff Presentation – Mayor Knowles Opened Public Hearing

No Public Comment – Closed Public Hearing

Moved to adopt on second reading Ordinance 2006-47 for LDR 06-3 Newman

Motion – Commissioner Carlton

Second – Vice Mayor Randall

Vote – 5-0

6. Ordinance 2006-48 – Second Reading – CPA 06-4 David Wayne Newman
and Brenda J. Newman

Staff Presentation – Mayor Knowles Opened Public Hearing

No Public Comment – Closed Public Hearing

Moved to adopt on second reading Ordinance 2006-48 for CPA 06-4 Newman

Motion – Vice Mayor Randall

Second – Commissioner Martin

Discussion on land use around the Recreation Park

Vote – 5-0

7. Ordinance 2006-49 – Second Reading – LDR 06-4 David Wayne Newman and
Brenda J. Newman

Staff Presentation – Mayor Knowles Opened Public Hearing

No Public Comment – Closed Public Hearing

Moved to adopt on second reading Ordinance 2006-49 for LDR 06-4 Newman

Motion – Commissioner Carlton

Second - Vice Mayor Randall

Vote – 5-0

8. Ordinance 2006-54 – Second Reading – Urban Services Report A06-4 Lussier
Dairy Inc. and A06-5 Plum Creek Timberlands L.P.

Staff Presentation – Mayor Knowles Opened Public Hearing

No Public Comment – Close Public Hearing

Moved to approve Ordinance 2006-54 on second reading Urban Services
Report A06-4 Lussier Dairy Inc. and A06-5 Plum Creek Timberlands L.P.

Motion – Commissioner Carlton

Second – Commissioner Martin

Vote – 5-0

I. REPORTS

a) City Attorney Lee reported he met with the County on the dispute resolution process and they were in agreement to wait until spring after the referendum and hold off on the elected officials meeting also. He advised he will be out of town the rest of the week. Action on one of the lien foreclosure he advised buying the tax certificate and the other one the property owner was not aware there was a lien and expressed the City could furnish them with a request for reduction of fine form

b) City Manager Shryock reported he had received to date twenty-one (21) resumes for the position of Police Chief. He has police cars donated; five Crown Victoria Cruisers and a Dodge Stratus. The County has agreed to wait until a Police Chief is hired to discuss dispatch options.

c) Mayor Knowles reported the two vehicles from St. Petersburg are fully equipped except for radios. He will be going to the League of Cities Meeting and also has found there is money to be had for emergency services through the Local Mitigation Strategy. He is continuing to work on Commissioner Roberts water lines and two bids have been turned in as of this date on doing the work.

d) Vice Mayor Randall reported she attended a Recreation Meeting where she learned that a couple of cities had received money for Skate Board Parks. City Manager Kim Worley expressed to her that she could help in getting grant money for recreation.

e) Commissioner Roberts reported that she had been approached by a citizen owning one of the thrift shops about the ownership of the right-of-way between Highway 301 and CSX where trees and growth block the sight of the downtown city and wondered if it could be cleared down. Work day will be October 28th from 8:00 – 12:00 noon and building materials are needed, such as paint etc. if anyone wants to donate. Lunch will be provided.

f) Commissioner Martin stated he would donate but would be out of town that day. He informed that Newberry was having issues because of capacity filling up and developers will have pressure to come east. He serves on the MPTO Committee and reported that Main Street was going to be reduced to two lanes in Gainesville and will become a County/City street and no longer would the State gas tax pay for maintenance and he sees clean up cost because of contaminants. He stated they will discuss the 301 and 20 Intersection at the December meeting. He also appreciates the City Manager getting the road repairs done and added that he feels like he is well informed of what is going on with the city.

g) Commissioner Carlton voiced that 15% was quoted to him for fees to Mittauer & Associates and questioned if \$246,000 was the final figure to be paid for this project. Mayor Knowles explained that if the City got to a certain point and could not finish, that could be the figure. City Manager Shryock expressed the standard figures are 10% for engineering and 15% for contingency fees. The figures will narrow down the closer the project gets fulfillment. Commissioner Carlton wanted the end figure if the project goes full scale, which

the City Manager quoted \$459,000 coming from the money the City receives from the State.

Commissioner Carlton communicated that the ditch at Ms. Hagan's needed to be addressed and a solution found. City Manager Shryock informed staff is working with St. Johns River Water Management but the City does not have responsibility to go on her property and clean it out. He is waiting for something in writing from St. John's.

Commissioner Carlton made a motion that Ms. Hagan be allowed to fill up the ditch.

City Manager Shryock informed it is not the City's jurisdiction and does not have the authorization to do that, adding whoever accepts responsibility accepts liability. Commissioner Martin interjected they needed to get clarification from St. Johns as to what it is, ditch or creek.

J. ADJOURN

Moved to adjourn the meeting of October 16, 2006 at 10:25 PM

Motion – Commissioner

Second – Commissioner

Unanimous

These Minutes of the Regular Commission Meeting of October 16, 2006 are submitted for approval.

Chad M. Shryock, City Manager

Terry Knowles, Mayor

Donna R. Mayes, CMC/City Clerk