
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 MEETING
APRIL 16, 2007**

A. CALL TO ORDER

Mayor Knowles called the meeting to order at 6:30 PM. Board present was: Mayor Knowles, Vice Mayor Randall, Commissioners Carlton, Martin and Roberts. Staff present was: City Manager Chad Shryock, City Clerk Donna R. Mayes, Intern Planner Shane Laakso and City Attorney Steve Lee.

1. Invocation

Commissioner Roberts gave the Invocation.

2. Pledge of Allegiance

Commissioner Martin led the Pledge of Allegiance

B. APPROVAL OF AGENDA

Moved to approve the agenda of April 16, 2007

Motion – Commissioner Martin Second – Commissioner Carlton

Vote – 5-0

C. RECOGNITIONS AND PROCLAMATIONS - None**D. CITIZENS COMMENTS - None****E. CONSENT AGENDA**

Moved to approve the Consent Agenda approving Minutes 4/2/07, Resolution 2007-07 Calling the Annual City Elections, First Reading of Ordinances 2007-04 Itinerant Food Vendors and Ordinance 2007-26 Annexation Amendments

Motion – Commissioner Roberts Second – Commissioner Martin

Discussion – Commissioner Carlton asked what the amendments pertained to. City Manager Shryock explained there had been some errors in the legal descriptions.

Vote – 5-0

F. PUBLIC HEARINGS

1. Resolution 2007-08 – Application for Community Development Block Grant (CDBG) Funding

Mayor Knowles opened the Public Hearing

Ms. Kimberly Daniels of Jordan and Associates was present along with Mr. Tim Norman, the City's Engineer from Mittauer & Associates, who explained that a grant of \$650,000 had been applied for under the Neighborhood Revitalization category through the CDBG Program. The City's application will involve the replacement of the existing deteriorated elevated water tank located at City Hall with a new elevated tank and the installation of a new well. The cost of these improvements is estimated at: for Construction \$740,000, Engineering \$108,000 and Grant Administration \$52,000 for a total of \$900,000. Funding for the project will be from a \$650,000 CDBG plus a \$250,000 match from the City utilizing impact fee monies. City Manager Shryock explained that the money would be from impact fees and not from water sales. Commissioner Roberts inquired if there would be extra cost involved if the tower was moved from its present location. Mr. Norman expressed there could be some cost in the distribution system to and from the tank. City Manager Shryock informed that the resolution had already been adopted so there was no need for a motion at this hearing.

Closed Public Hearing

2. Ordinance 2007-18 Second Reading Annexation A07-02 Terri Wood-Brenda Newman, Agent

Mayor Knowles opened the Public Hearing

City Planner presented information on the voluntary annexation of Ordinance 2007-18 for 17.35 acres; first reading on April 2, 2007. This area is part of what Alachua County referred to as a pocket. Mayor Knowles asked if these annexations will take away the pocket to the County's satisfaction. Attorney Lee responded that the annexation team had not yet made its presentation to the County Board and was more than likely waiting to see what the City Commission would do on these annexations before making that decision.

Closed the Public Hearing

Moved to adopt Ordinance 2007-18 on second reading approving annexation A07-2 Terri Wood

Motion – Vice Mayor Randall

Second – Commissioner Martin

Vote – 5-0

3. Ordinance 2007-19 Second Reading Annexation A07-04 Sewell Proctor, Jr.

Mayor Knowles opened the Public Hearing

City Planner presented information on the voluntary annexation of Ordinance 2007-19 for .7 acres; first reading on April 2, 2007. This is also referred to as a pocket by the County. Eddie Higginbotham announced he represents applicants 3-8 and persuaded the people to annex into the City of Hawthorne.

Closed Public Hearing

Moved to adopt Ordinance 2007-19 on second reading approving annexation A07-04 Sewell Proctor, JR

Motion – Commissioner Roberts
Vote – 5-0

Second – Vice Mayor Randall

4. Ordinance 2007-20 Second Reading Annexation A07-05 Eugene Williams

Mayor Knowles opened the Public Hearing

City Planner presented information on the voluntary annexation of Ordinance 2007-20 for 2.7 acres; first reading on April 2, 2007 and also being in the referred pocket area.

Closed Public Hearing

Moved to adopt Ordinance 2007-20 on second reading approving annexation A07-05 Eugene Williams

Motion – Vice Mayor Randall

Second – Commissioner Martin

Vote – 5-0

5. Ordinance 2007-21 Second Reading Annexation A07-06 Elsie M. Ballon

Mayor Knowles opened the Public Hearing

City Planner presented information on the voluntary annexation of Ordinance 2007-21 for .34 acres; first reading on April 2, 2007 and also part of the referred pocket area.

Closed Public Hearing

Moved to adopt Ordinance 2007-21 on second reading approving annexation A07-06 Elsie M. Ballon

Motion – Commissioner Martin

Second – Commissioner Roberts

Vote – 5-0

6. Ordinance 2007-22 Second Reading Annexation A07-07 James Allen Manning

Mayor Knowles opened the Public Hearing

City Planner presented information on the voluntary annexation of Ordinance 2007-22 for 5.6 acres; first reading on April 2, 2007 and also part of the referred pocket area.

Closed Public Hearing

Moved to adopt Ordinance 2007-22 on second reading approving Annexation A07-07 James Allen Manning

Motion – Commissioner Roberts

Second – Vice Mayor Randall

Vote – 5-0

7. Ordinance 2007-23 Second Reading Annexation A07-08 Victor Galeone (Diocese of St. Augustine)

City Planner presented information on the voluntary annexation of Ordinance 2007-23 for 17.43 acres; first reading on April 2, 2007 and also part of the referred pocket area.

Commissioner Carlton inquired if there would be water and sewer to these parcels and would they be required to hook up? City Manager Shryock explained that eventually there would be water and sewer down both 225th and

Holden Park Road and City ordinance's require that if lines come within so many feet one must hook up to the system.

Closed Public Hearing

Moved to adopt Ordinance 2007-23 on second reading approving Annexation A07-08 Victor Galeone (Diocese of St. Augustine)

Motion – Vice Mayor Randall

Second – Commissioner Carlton

Vote – 5-0

8. Ordinance 2007-24 Second Reading Annexation A07-09 Clifford W. Gordon, SR

Mayor Knowles opened the Public Hearing

City Planner represented information on the voluntary annexation of Ordinance 2007-24 for 9.6 acres; first reading on April 2, 2007 and also referred to a pocket area by the County. Mayor Knowles alluded that money does not seem to be the reason the County is opposed to annexing vacant land, they still receive revenues. Commissioner Martin voiced in his opinion it is the County's fear of Gainesville's annexations that will cost them money the reason they are fighting the annexations. City Manager Shryock interjected that it is also the anti-growth minded representation on the annexation team.

Closed Public Hearing

Moved to adopt Ordinance 2007-24 on second reading approving Annexation A07-09 Clifford W. Gordon, SR

Motion – Commissioner Martin

Second – Commissioner Carlton

Vote – 5-0

G. REGULAR AGENDA

1. Request to Maintain Private Drainage Ditch

City Manager Shryock reported he had requested of Gene Caputo, of ST. Johns Water Management District, that a representative be at the meeting to discuss this drainage ditch and he was supposed to send Allen Baggett. Seeing as no one is present, he recommended tabling the item.

Moved to table until a representative from ST. Johns Water Management District can attend

Motion – Commissioner Roberts

Second – Commissioner Carlton

Vote – 5-0

2. Presentation of FY2005-2006 Audit **Mr. Richard Powell**

Mr. Powell called attention to page 2, noting this was the Independent Auditor's Report. The audit was conducted in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in Government Auditing Standards issued by the Comptroller General of the United States. In accordance with Government Auditing Standards, a report has been issued dated December 15, 2006 on our consideration of the City of Hawthorne's internal control over financial reporting and our tests of its compliance with certain provisions of laws,

regulations, contracts, grant agreements and other matters. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* and should be read in conjunction with this report in considering the results of our audit. The City has implemented Governmental Accounting Standards Board (GASB) Statement 34, Basic Financial Statement and Management's Discussion and Analysis for State and Local Governments (MD&A). The City's has one major governmental fund, the General Fund. A budgetary comparison is presented for each of the governmental funds. Statements for the City's proprietary funds follow the governmental funds and include net assets, revenue, expenses and changes in net assets and cash flows. Considering the City as a whole the total assets at September 30, 2006 was \$7,963,796, total liabilities was \$3,505,147 and total net assets was \$4,458,648. Mr. Powell stated the City has improved from the prior year. Internal controls in the City were found to be in good standing. He would like to see 3-4 months or 30-40% in GF Reserves. Mr. Powell advised he would be available for questions if the board desired to call or he would come back for a special meeting to discuss anything further.

3. Ordinance 2007-25 – County Fire Assessments – City Manager

City Manager Shryock addressed Ordinance 2007-25, which would authorize Alachua County to levy assessments within the City of Hawthorne for the provision of Fire Services. These would be based upon a formula adopted by Alachua County Board of Commissioners. He noted that sample amounts for typical properties based upon their proposed formula are compared with sample amounts for identical properties under the City's current fire assessment formula which are attached to his memo they have in hand. He requested the scheduling of a joint meeting between the two boards to discuss the concerns raised at the presentation, which will be Monday, April 23rd @7:00 here at City Hall. In reviewing the Ordinance, Attorney Lee advised the reference to a taxing unit should be deleted if the city wants to adopt such an ordinance. Mr. Shryock recommended approval on first reading with minor corrections as indicated by Attorney Lee only to allow the City to establish a public hearing on this issue. He noted that the total amount the County plans to assess is \$424,940.75 from the citizens of Hawthorne. For comparison the City currently pays the county approximately \$54,000 under the current County MSTU or approximately \$70,000 under the existing "fair share" agreement. In answer to Mayor Knowles, Attorney Lee informed that the County has not decided if churches will be exempted, stating if they are then the cost could go higher. Mayor Knowles asserted that he, in good conscious could not do this and advised calling the representatives and also to get some publicity on what the County is trying to do. City Manager Shryock related that in speaking with the other municipalities, there has been a general level of distrust of the County on this issue and dissatisfaction over the process that they have used to bring the issue to the cities.

The City Board of Commission agreed to go along with the first reading contingent upon the changes and to be able to meet and have dialog with the County.

Moved to adopt County wide Fire Assessment Consent Ordinance 2007-25 on First Reading changing Section 1.02 to Attorney's recommendation to include "the exemption of no properties", "maintain fire station in city limits", and "pay fair market rent on station".

Motion – Vice Mayor Randall

Second – Commissioner Martin

Discussion – The Board requested that the level of concern by the Commission, in that they were voting reluctantly and under duress in order that they might have council with the County Board to discuss this issue, be recorded in these minutes.

Vote – 5-0

H. CITIZEN COMMENTS - None

I. REPORTS

* Attorney Lee had not report

* City Manager Shryock reported Alachua County Day next week on the 25th. He has a meeting with County Commissioner Delaney on the 18th. Relay for Life will be May 4-5 and he would like to request the Board to donate to the City Team \$300.00, which will go for cancer research.

Moved to donate to the City Staff \$300.00 for Relay of Life to go in the City Manager's "Pie in the Face" jar

Motion – Commissioner Martin

Second – Commissioner Roberts

Vote – 5-0

- Commissioner Carlton inquired when properties would come up for sale that the City has foreclosed on. Attorney Lee informed he had not gotten the papers yet.
- Commissioner Martin reported that Cornelius Ingram was going to become the "Face of Florida". He asked for an update on the sewer project since he was not present at the last meeting. He also reported that the League of Cities MTPO had formed a new Task Force to study traffic for handicapped/disadvantaged in public transportation.
- Commissioner Roberts expressed her appreciation to the thirty-eight people who turned out for the clean-up day. She inquired if the cemetery was private or City owned and if water could be made available? City Manager Shryock informed that it was City owned and that the well did not have the capacity to run lines to the back. He has been in discussion on this topic to see how it can be worked out.
- Vice Mayor Randall had no report

J. ADJOURN

Moved to adjourn the Regular Meeting of April 16, 2007 at 9:45 PM

Motion – Commissioner Martin

Second – Commissioner Roberts

Vote – 5-0

These Minutes of the April 16, 2007 Regular Commission Meeting are submitted for approval.

Chad M. Shryock, City Manager

Terry Knowles, Mayor

Donna R. Mayes, CMC
City Clerk