

**CITY OF FORT MEADE  
REGULAR CITY COMMISSION MEETING  
TUESDAY, FEBRUARY 10, 2009**

A Regular Meeting of the For Meade City Commission was held on Tuesday, February 10, 2009 at the City Hall Commission Chambers, 8 West Broadway, and Fort Meade, Florida.

**1. CALL TO ORDER:**

The Meeting was called to order at 7:00 PM by Mayor Elliott.

**2. ROLL CALL:**

Mayor	Bob Elliott	Present
Vice Mayor	Maurice Nelson	Present
Commissioner	Melony Bell	Present
Commissioner	Rick Cochran	Present
Commissioner	Jim Watts	Present
City Manager	Fred Hilliard	Present
Assistant to City Manager	Deena Ware	Present
City Attorney	Tom Cloud	Present
Deputy City Clerk	Phyllis Kirk	Present

Also present were: Polk County Sheriff's Officer, Sergeant Casey Riley, Director of Leisure Services, Dennis Guenther, and Director of Public Works, Frank Curlee

**3. INVOCATION AND PLEDGE TO THE FLAG:**

Commissioner Watts led the invocation and Pledge of Allegiance to the Flag.

**4. APPROVAL OF AGENDA/MINUTES:**

**A. Minutes:**

Motion by Commissioner Bell, seconded by Commissioner Watts to adopt the minutes of the Regular Commission Meeting, January 13, 2009. Motion carried with all yeas.

**B. Additions/Deletions:  
None**

**5. PRESENTATIONS/AWARDS/REPORTS:**

A. Report from the Fort Meade Chamber of Commerce Director, Regina Cino.

Regina Cino unable to report due to absence.

B. Presentation to Fire Chief Billy Gunter for 50 Years Service to the City.

Postponed until March 10, 2009 meeting due to previous engagement.

**6. PUBLIC FORUM:**

**Citizen comments for items not on the agenda (3 Minute maximum length).**

Mr. Art Cline, City Mobile Home Park, Lot 187 invited the city Manager and Commission to attend a Home Owner's Meeting on February 18, 2009 at 9:00 AM to discuss State of Florida Statue 723, resident and owner's obligations. The presenter will be Mr. Williams, President of District 1 Federation of Manufactured Home Owners.

**7. ORDINANCES AND PUBLIC HEARINGS:**

A. Attorney Tom Cloud read the title for Ordinance 09-01 – 2nd Reading

**AN ORDINANCE OF THE CITY OF FOTY MEADE, FLORIDA;  
CREATING AN ELECTRIC UTILITY SERVICE ORDINANCE;  
PROVIDING A SHORT TITLE; PROVIDING FINDINGS AND  
INTENT; PROVIDING TERMS AND CONDITIONS TO SERVICE;  
ESTABLISHING MODIFIED RATES; REPEALING PORTIONS OF  
PRIOR ORDINANCES AND RESOLUTIONS; PROVIDING FOR  
SEVERABILITY; PROVIDING AN EFFECTIVE DATE.**

**Motion Cochrane, seconded Nelson to accept Ordinance 09-01 as  
presented on second reading.**

**Mayor Elliott opened and closed the Public Hearing as there were no  
public comments.**

City Manager, Fred Hilliard requested a change in the existing language of Ordinance 09-01 in Section (5) RATES AND CHANGES, Item (3) General Service Demand with the remaining language as is.

**It was moved and seconded to amend the motion by inserting the  
proposed revision to Section (5), Item (3) and delete the existing language  
on Page 7 of Ordinance 09-01.**

**Motion carried with all yeas.**

**B. Attorney Cloud read the title for Ordinance 09-02 –2nd Reading**

**AN ORDINANCE OF THE CITY OF FORT MEADE, FLORIDA;  
RELATING TO ABANDONED PROPERTY; ADDING A NEW  
SECTION TO ARTICLE II OF CHAPTER 15 OF THE CODE OF  
ORDINANCES PROHIBITING THE ABANDONMENT OF PROPERTY  
IN THE CITY; PROVIDING FOR SEVERABILITY; POROVIDING  
FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE  
DATE.**

**Motion bell, seconded Nelson to accept Ordinance 09-02 as presented on  
second reading.**

**Mayor Elliott opened and closed the Public Hearing as there were no  
public comments.**

**Motion carried with all yeas.**

**C. Attorney Cloud read the title for Ordinance 09-03 – 2nd Reading**

**AN ORDINANCE OF THE CITY OF FORT MEADE, FLORIDA  
PERTAINING TO PUBLIC HEALTH AND SAFETY; ADDING A  
NEW CHAPTER 12.5 TO THE CODE OF ORDINANCES TO  
REQUIRE THE CLEAN-UP OF PROPERTY UNDER CERTAIN  
CONDITIONS; PROVIDING THE PURPOSE AND INTENT AND  
DEFINITIONS; DECLARING CERTAIN CONDITIONS ON LOTS,  
PARCELS, AND TRACTS WITHIN THE CITY BOUNDARIES TO BE  
A NUISANCE; PROHIBITING THE ACCUMULATION OF TRASH,  
JUNK, OR DEBRIS, LIVING AND NONLIVING PLANT MATERIAL,  
AND STAGNANT WATER; PROHIBITING THE EXCESSIVE  
GROWTH OF GRASS, WEEDS, BRUSH, AND OTHER  
OVERGROWTH; PROHIBITING THE KEEPING OF FILL ON  
PROPERTY THAT RESULTS IN CERTAIN CONDITIONS;  
PROHIBITING CERTAIN CONDITIONS THAT CONSTITUTE AN  
IMMINENT THREAT TO PUBLIC HEALTH;**

**Motion by Nelson, seconded Cochrane to accept Ordinance 09-03 as  
presented on second reading.**

**Mayor Elliott opened the Public Hearing.**

**Mr. Art Cline, City Mobile Home Park, Lot 187, Fort Meade, Florida opposed  
passing Ordinance 09-03.**

**Mayor Elliott closed the public hearing as there were no further public comments.**

**Motion passed with all yeas.**

**D. Attorney Cloud read the title for Ordinance 09-04 – 1<sup>st</sup> Reading**

**AN ORDINANCE OF THE CITY OF FORT MEADE, FLORIDA;  
CREATING A BINGO ORDINANCE; PROVIDING A SHORT  
TITLE; PROVIDING FINDINGS AND INTENT; PROVIDING FOR  
THE REGULATION OF BINGO;P REPEALING PORTIONS OF  
PRIOR ORDINANCES AND RESOLUTIONS; PROVIDING FOR  
SEVERABILITY; PROVIDING AN EFFECTIVE DATE.**

**Motion Cochrane, seconded Nelson to accept Ordinance 09-04 as  
presented on first reading with the second reading to be March 10, 2009.**

**Mayor Elliott opened the floor for public discussion.**

Those who opposed passing Ordinance 09-04 were as follows:

Bev Delong, City Mobile Home Park, Lot 139, Phyllis Kane, City Mobile  
Home Park, Lot 19 and Earl Pinkall, City Mobile Home Park, Lot 128.

**Mayor Elliott closed the floor for public discussion.**

**Motion passed with all yeas.**

**E. Attorney Cloud read the title for Ordinance 09-05 – 1<sup>st</sup> Reading**

**AN ORDINANCE OF THE CITY OF FORT MEADE, FLORIDA;  
CREATING POLE ATTACHMENT RULES; PROVIDING A SHORT  
TITLE; PROVIDING FINDINGS AND INTENT; PROVIDING FOR  
THE REGULATION OF CITY UTILITY POLE ATTACHMENTS;  
REPEALING PORTIONS OF PRIOR ORDINANCES AND  
RESOLUTION: PROVIDING FOR SEVERABILITY; PROVIDING  
AN EFFECTIVE DATE.**

**Motion Bell, seconded Watts to accept Ordinance 09-05 as presented on  
first reading with the second reading to be March 10, 2009.**

**Motion passed with all yeas.**

**8. OLD BUSINESS**

A. None

**9. NEW BUSINESS**

**A. FMPA Interlocal Agreement – Creating the Florida Municipal Power Agency**

City Manager, Fred Hilliard stated that the City is facing issues with FMPA. The cost for pulling out of FMPA is approximately Thirty Million Dollars over the next 30 years. He further stated that a plan which would include soliciting bids from other electric providers and using the savings to pay FMPA is currently being formulated.

Attorney Cloud suggested that the Commission consider hiring an expert to analyze the City's position with the All Requirements contract.

The Commission requested that the City Manager get back to them with an approximate cost of an expert before they give final approval.

**B. Metro PCS – Communication site Lease Agreement for Consideration**

Mr. David Paley representing Metro PCS outlined their hope to mount a cell phone antenna on the City's water tower. Metro's Construction Project Manager, Jerry Williams stated that Metro would hire the City's painting subcontractor to touch up any paint that would be disturbed. More information on questions raised by the Commission and Utility Director, Frankie Curlee will be discussed during the March 10, 2009 meeting.

**C. Approval of \$1,500 - \$3,000 to have Gabriel Roeder Smith & Company perform a five year projection on the Employee's Pension Plan.**

Will be addressed under City Finance Director Comments

**10. CITY MANAGER COMMENTS:**

Mr. Hilliard informed the Commission that Mr. John Stein with M & R Electric has finished his evaluation of the demand meters. His report should be forwarded within the next week and a copy will be sent to each of the Commissioners.

A 6:00 PM workshop needs to be scheduled for March 10, 2009 for Mr. Jeff Larson, a financial advisor to advise the Commission on investing "cash on hand".

**11. CITY FINANCE DIRECTOR COMMENTS:**

James Parker, City Finance Director briefly discussed the budget overview report distributed to the Commission and made a part of the minutes as Attachment "A".

Approval was given by Commission for the spending of not over \$3,000 to have Gabriel Roeder Smith & Company perform a five year projection on the Employee's Pension Fund due to economical losses over the past year. Gabriel Roeder Smith & Company letter to Pension Board "Attachment B".

**12. CITY ATTORNEY COMMENTS:**

None

**13. CITY COMMISSION COMMENTS:**

Commissioner Bell questioned the status of the sewer bursting project and requested that a letter be written from the Commission to the new high school band director on his success with the band for the past year.

Commissioner Nelson reminded everyone of the Black History Parade scheduled for 2:00 PM, February 28, 2009.

Mayor Elliott mentioned a Lakeland Ledger article stating that the Polk County Commissioners were going to Washington, D.C. to meet with Representatives and it mentioned that Fort Meade had \$8.1 million dollars in projects for the Commissioners to bring up. He also questioned collected impact fees for water and sewer throughout the years that are in an account and can only be used for capital improvements. He suggested that the current monies be used for hiring an engineer to lay out future new water lines in all directions for the City.

Mayor Elliott called on Sergeant Riley of the Polk County Sheriff's Office to review the past year's transition from City Police services to the Sheriff's services. Sergeant Riley stated that there had been a 17% reduction in crime, mainly property (theft) crimes which he credited to the cooperation of the community.

Commissioner Bell requested that a thank you letter for services be written to Sheriff Grady Judd.

**ADJOURNMENT:**

There being no further business, a motion was made by Commissioner Nelson, seconded by Commissioner Bell, to adjourn the Regular Commissioner's meeting of February 10, 2009 at 8:45 PM. Motion carried with all yeas.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

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**Robert Elliott, Mayor**

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**Phyllis Kirk, Deputy City Clerk**