

**CITY OF FORT MEADE
REGULAR CITY COMMISSION MEETING
TUESDAY DECEMBER 8, 2009**

A Regular Meeting of the For Meade City Commission was held on Tuesday, December 8, 2009 at the City Hall Commission Chambers, 8 West Broadway, 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 Cochrane	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

3. INVOCATION AND PLEDGE TO THE FLAG:

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

4. APPROVAL OF AGENDA/MINUTES:

A. Minutes:

Motion by Commissioner Bell, seconded by Commissioner Nelson to adopt the minutes of the Regular Commission Meeting, November 10, 2009, and Canvassing Board Audit Minutes of November 12, 2009 as written.

Motion carried with all yeas.

B. Additions/Deletions:

None

5. PRESENTATIONS/AWARDS/REPORTS:

A. Armed Forces Community Covenant

Captain David Wilson, U.S. Army asked for the City of Fort Meade's community support for those serving in the military especially during the holidays. He described "Operation Give Back" as a program designed to give back to the community by the Army. Ages 5 – 10 will be presented with toys for those that cannot afford them and also meals will be served in Lakeland on Christmas. All members of the Commission, as well as City Manager and Robert Brooks, Commander, VFW Post 11179 signed the covenant vowing to support the service members and their families recognizing that the family's strength comes from the support of the community.

6. **PUBLIC FORUM:**

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

Arwyn Maker, 300 S. Washington Avenue, Fort Meade requested that the Commission send a letter or proclamation to Bartow opposing the most current proposed landfill by the Polk County Commission.

Priscilla Perry, new part time Director of the Chamber of Commerce thanked the City for all the help provided to put the Christmas parade together. She also brought attention to three events that are scheduled for January 2010; Paddle Florida, the Rendezvous and Flywheelers. Also January will be a month of "Fort Meade Pride" and will continue one week each month thereafter.

7. **ORDINANCES AND PUBLIC HEARINGS:**

- A. Attorney Tom Cloud read the Resolution 09-15-Authorizing City Manager to Execute a Maintenance Agreement Renewal.

**A RESOLUTION PERTAINING TO THE RENEWAL OF A
MAINTENANCE AGREEMENT WITH THE FLORIDA DEPARTMENT
OF TRANSPORTATION.**

Motion Cochrane, second Nelson to accept Resolution 09-15 as presented.

Motion passed with all yeas.

- B. Attorney Tom Cloud read the title for Resolution 09-16-Authorizing the Transmittal of Fort Meade Comprehensive Plan Amendment CAP-2009-2-CIP to the Department of Community Affairs and Other Agencies.

**A RESOLUTION OF THE CITY OF FORT MEADE, FLORIDA;
AUTHORIZING THE TRANSMITTAL OF FORT
MEADE COMPREHENSIVE PLAN AMENDMENT CPA-2009-2-CIP TO
THE DEPARTMENT OF COMMUNITY AFFAIRS AND OTHER
AGENCIES; PROVIDING AN EFFECTIVE DATE.**

Motion Watts, seconded Bell to accept Resolution 09-15 as presented.

Motion passed with all yeas.

- C. Attorney Tom Cloud read the title for Ordinance 09-16-1st Reading.

**AN ORDINANCE OF THE CITY OF FORT MEADE, FLORIDA,
AMENDING THE CAPITAL IMPROVEMENTS ELEMENT OF THE
COMPREHENSIVE PLAN, SAID AMENDMENT BEING KNOWN AS
“AMENDMENT # 09-2-cie; SPECIFICALLY, AMENDING THE
ADOPTED CAPITAL IMPROVEMENTS ELEMENT AND UPDATING
THE 5-YEAR CAPITAL IMPROVEMENTS PLAN; PROVIDING FOR
SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.**

**Motion Watts, seconded Nelson to accept Ordinance 09-16 on first reading
and set January 12, 2010 as the date for the second and final reading.**

Motion passed with all yeas.

- D. Attorney Tom Cloud read the title for Ordinance 09-17-1st Reading.

**AN ORDINANCE OF THE CITY OF FORT MEADE, FLORIDA,
PERTAINING TO BUSINESS TAX RECEIPTS; INCREASING THE
BUSINESS TAX RE RECEIPT RATE STRUCTURE BY FIVE PERCENT
AS AUTHORIZED BY SUBSECTION 205.0535(4) OF THE FLORIDA
STATUTES; RATIFYING, CONFIRMING, VALIDATING AND
LEGALIZING ALL ACTIONS TAKEN BY THE CITY PERTAINING TO
THE NEW BUSINESS TAX RECEIPT RATE STRUCTURE; PROVIDING
FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.**

**Motion Bell, seconded Cochrane to accept Ordinance 09-17 on first reading
and set January 12, 2010 as the date for the second and final reading.**

**Commissioner Cochrane, Elliott, Nelson and Watts voted yea. Commissioner
Bell, nay.**

Motion Carried.

- E. Attorney Tom Cloud read the title for Ordinance 09-18-1st Reading.

AN ORDINANCE OF THE CITY OF FORT MEADE, FLORIDA, PERTAINING TO PUBLIC HEALTH AND SAFETY; AMENDING ARTICLE III OF CHAPTER 6 OF THE CODE OF ORDINANCES PERTAINING TO THE DEMOLITION OF UNSAFE STRUCTURES TO AUTHORIZE THE CITY TO UTILIZE THE UNIFORM NON-AD VALOREM ASSESSMENT METHOD TO IMPOSE, LEVY, AND COLLECT SPECIAL ASSESSMENTS IF COSTS ARE INCURRED BY THE CITY AND NOT REIMBURSED BY THE PROPERTY OWNER; PROVIDING THE PURPOSE AND INTENT OF THE REVISION TO ARTICLE III OF CHAPTER 6; PROVIDING THAT THE REQUIREMENTS IN THE INTERNATIONAL PROPERTY MAINTENANCE CODE ARE CUMULATIVE TO THE REQUIREMENTS IN ARTICLE III OF CHAPTER 6; REQUIRING NOTICES OF ASSESSMENT; ESTABLISHING THE CITY AS A SPECIAL ASSESSMENT DISTRICT; AUTHORIZING AN AGREEMENT WITH THE POLK COUNTY PROPERTY APPRAISER AND TAX COLLECTOR; PROVIDING FOR ANNUAL NON-AD VALOREM ASSESSMENT ROLLS; PROVIDING TRANSITION PROVISIONS AND RATIFYING ASSESSMENTS TO RECOVER COSTS INCURRED BY THE CITY PRIOR TO THE ORDINANCE'S ENACTMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

Motion Bell, seconded Watts to accept Ordinance 09-18 on first reading and set January 12, 2010 as the date for second and final reading.

Motion passed with all yeas.

8. OLD BUSINESS:

A. Discussion on Barney Cook offer of purchase on NW Forth Street Property.

City Manager Fred Hilliard explained to the Commission that he had met with staff, walked the property that Mr. Cook is interested in and reached the conclusion that the City has no need for the property. The original purchase offer was 15,000.00 but Mr. Cook has now raised the offer to \$20,000.00 for $\frac{3}{4}$ of an acre.

Motion Cochrane, seconded Watts to sell the NW Forth Street Property for a total purchase price of \$20,000.00.

Mayor Elliott asked where the money from the purchase would be going. City Manager responded that the money is ear marked for road repairs.

Attorney Cloud said that since there were no conditions for the sell it will be considered an “as is, where is” sale by quick claim deed.

**Motion amended by Cochrane, seconded by Watts to sell the NW Forth Street property as an “as is, where is” sale by quick claim deed for a total purchase price of \$20,000.00.
Motion carried with all yeas.**

B. Water Tank Logo

City Manager, Fred Hilliard explained that the prices for painting the Fighting Miner on the water tank would be at a cost of \$12,000.00 for one side and a price of \$4,500.00 for placing the name “Fort Meade” on both sides of the tank.

The Commission instructed the City Manager to get pricing from sign companies for the logo and/or City name on the tank to see if it would be cheaper than painting the logo.

C. Building Permit/Impact Fee Review

City Manager, Fred Hilliard reported to the Commission that after reviewing the building permit fees charged by the City and comparing them to surrounding cities he found Fort Meade’s to be extremely high. He also suggested that the City start charging an impact fee so that the City can build up reserves.

The Commission instructed the City Manager to prepare possible permit fees for presentation at the January 12, 2010 meeting

D. Approval of Pay Request #6 for Kuxhausen Construction in the Amount of \$36,253.51 for the Sewer Rehabilitation Project.

**Motion Watts, seconded Nelson to approve pay request #6 in the amount of \$36,253.31 for the Sewer Rehabilitation Project.
Motion passed with all yeas.**

9. NEW BUSINESS

A. SWFWMD Cooperative Funding Initiative FY 2011

Deena Ware, Assistant to the City Manager advised the Commission that the City would like to submit a Cooperative Funding Initiative application electronically for Watershed Management Plan. The multi-year project would allow the City to address its drainage issues and would require a cooperative funding request each fiscal year until completed. Since the City is a Rural Economic Development Initiative the matching funds are reduced to \$25,000 for a \$100,000 project.

Motion Bell, seconded Watts to approve submitting the Cooperative Funding Initiative application and if approved to budget the \$25,000 in the 2011 budget.

Motion approved with all yeas.

10. CITY MANAGER COMMENTS:

City Manager Hilliard reported that the City was finally placed on the December 3, 2009 agenda for the Executive Committee. The Executive Committee voted to pass on the concerns outlined within the letter to the Business Model Review Group. FMPA is very concerned about the City's request to have them put under the purview of the Public Service commission. They have retained Mr. William Peebles to lobby on their behalf.

11. CITY FINANCE DIRECTOR COMMENTS:

None

12. CITY ATTORNEY COMMENTS:

None

13. CITY COMMISSION COMMENTS:

Commissioner Bell excused herself at 8:10 PM due to other engagements.

Commission Watts expressed his thanks for the flowers, cards, food and thoughts during his Mother's funeral. Also, the project presented for replacement of the bridge on S.R. 98 has been denied by the DOT.

Commissioner Cochrane mentioned that the Commission meetings have not been televised for the past few months and he would like to see it repaired as a lot of citizens have complained because they are unable to view the meetings.

Commissioner Elliott mentioned that he would like to see a contract between Comcast and the City as he thought currently there was no contract.

ADJOURNMENT:

There being no further business, a motion was made by Commissioner Nelson, seconded by Commissioner Watts, to adjourn the Regular Commissioner's meeting of December 8, 2009 at 8:30 PM. Motion carried with all yeas.

Approved this _____ day of _____, 2009.

Robert Elliott, Mayor

ATTEST:

Phyllis Kirk, Deputy City Clerk