

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

A Regular Meeting of the For Meade City Commission was held on Tuesday, November 10, 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	Absent
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: Frankie Curlee, Public Works Director, Polk County Sheriff's Officer, Sergeant Casey Riley, and Finance Director, Mel Parker

3. INVOCATION AND PLEDGE TO THE FLAG:

Commissioner Bell 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, October 13 2009, and Canvassing Board Minutes of November 3, 2009 as written.

Motion carried with all yeas.

B. Additions/Deletions:

None

5. PRESENTATIONS/AWARDS/REPORTS:

A. Proclamation Recognizing Linda Lewis for her Dedication and Commitment to Breast Cancer Research and Awareness.

Mayor Elliott read the proclamation and presented it to Linda Lewis and family with the Commission's congratulations.

6. PUBLIC FORUM:

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

None

John Arrowood, Pastor of the Fort Meade Worship Center, 202 W. Broadway, Fort Meade, Florida addressed the Commission on his concerns of the costs of building fees and permit charges relating to a new 8,645 square foot worship center they are planning to build on N.E. 9th Street, Fort Meade at an estimated cost of \$750,000.00. In question was the \$15,000.00 Permit Fee charged by the City's Building Department, a \$500.00 fee for Plan Review, a one percent surcharge, a three percent surcharge and an administrative fee.

The Commission requested staff to review the current fee schedule and advise the Commission while providing the Commissioners a copy of the current fees.

7. ORDINANCES AND PUBLIC HEARINGS:

A. Attorney Tom Cloud read the title for Ordinance 09-14 –2nd Reading

**AN ORDINANCE OF THE CITY OF FORT MEADE, FLORIDA;
CREATING A TRANSIENT MERCHANT ORDINANCE;
PROVIDING A SHORT TITLE; PROVIDING POLICY AND
INTENT; PROVIDING DEFINITIONS; PROVIDING FOR THE
REGULATION OF TRANSIENT MERCHANTS; PROHIBITING
CERTAIN ACTIVITIES; REPEALING PORTIONS OF PRIOR
ORDINANCES AND RESOLUTIONS; PROVIDING FOR
CODIFICATION AND INCLUSION IN THE CODE OF
ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING
AN EFFECTIVE DATE.**

Motion Bell, seconded Nelson to adopt Ordinance 09-14 as presented on second reading.

Mayor Elliott opened and closed the public hearing as there were no public comments.

Motion carried with all yeas.

B. Attorney Tom Cloud read the title for Resolution 09-14

RESOLUTION 09-14 OF THE CITY COMMISSION FOR THE CITY OF FORT MEADE, FLORIDA PERTAINING TO NON-AD VALOREM ASSESSMENTS FOR LOT CLEAN-UP, DEMOLITION OF UNSAFE STRUCTURES, AND FIRE-RESCUE SERVICES.

Motion Cochrane, seconded Nelson to adopt Resolution 09-14 giving the City the ability to levy non-ad valorem assessments on the tax bill.

Commission Cochrane, Elliott and Nelson voted yea. Commissioner Bell voted nay.

Motion carried.

8. OLD BUSINESS:

A. Chamber of Commerce Grant Agreement

City Manager Hilliard explained that the Agreement had been approved by the Chamber Board of Directors with two minor corrections.

1. Page 2, Item C, such as was inserted between examples and Christmas to denote the type of activities the Chamber will coordinate, promote and support.

2. Page 6, Article 12, quarterly removed because the cost of quarterly audits would exceed the value of the grant. However, the Chamber will provide a monthly financial report to the City.

Motion Bell, seconded Nelson to accept the Chamber of Commerce Grant Agreement as presented.

Motion carried with all yeas.

CONSENT AGENDA: All items marked with an * will be considered by one motion unless removed from the Consent Agenda by a member of the City Commission

9. NEW BUSINESS

***A. Planning Advisory Services Agreement**

This Agreement is made between the Central Florida Regional Planning Council and the City each year at a cost of \$6,000.00 for General Planning Services and \$5,000.00 to update the Capital Improvements Element for a Total Cost of \$11,000.00.

***B. Approval of Surplus Equipment**

Item Number 001216 2003 Kubota Mower, Original Cost \$9,210.00

Motion Cochrane, seconded Nelson to approve the consent Agenda.

Motion carried with all yeas.

C. Consider Election Results for the City of Fort Meade Regular Election November 3, 2009 for Seat 5 as Follows:

There were two provisional ballots considered, Ballot A and Ballot B. Ballot A and B were rejected.

For City Commission Seat Number 5, the whole number of votes cast was 596 of which:

Barbara Manley	333 – 55.78%
Leonard Filyaw	264 – 44.22%

Motion Nelson, seconded Bell to certify the above returns of the City of Fort Meade Regular Election.

Motion carried with all yeas.

D. Approval of Rayl Engineering & Surveying, LLC Proposal of Engineering Services

Motion Bell, seconded Cochrane to approve Rayl Engineering & Surveying, LLC on an “as needed” basis.

Discussion followed as to whether the City needs a professional engineering firm. Attorney Cloud assured the Commission that until the City has a professional planner, a professional engineer is required because Florida law requires a comprehensive plan which requires certification by a planner or an engineer.

Motion passed with all yeas.

E. Offer to Purchase city Property on North West Fourth Street

A \$15,000.00 Offer to Purchase property on North West Fourth Street by Mr. Barney Cook to enable an expansion of business.

Motion Bell, seconded Cochrane to table until the December 8, 2009 Regular Commission Meeting when staff will present a recommendation.

Motion passed with all yeas.

10. CITY MANAGER COMMENTS:

City Manger Hilliard reported that the price from Utility Service Company to paint the Fort Meade Miner Logo on the new water tank is estimated at \$10,000 to \$15,000 due to the seven colors in the logo. They are currently working up cost on “Welcome to the City of Fort Meade, Home of the Miners” or just “Welcome to the city of Fort Meade” on both sides of the tank.

The Commission’s September 8, 2009 letter to FMPA will be placed on the Information Items Agenda for the December Executive Committee Meeting.

The Polk County School Board has made a preliminary inquiry to use solar panels to provide power to the high school. The project is expected to take a year to fully develop and will utilize the net metering ordinance.

Members of the Commission are invited to attend a Veteran’s Day celebration at Fly Wheeler’s Park, Friday, November 13, 2009 at Noon. Please let me know which of you will be attending.

The City has received notice from the County regarding the development of a proposed Environmental Park (recycling and waste disposal) operation request to rezone and change the comprehensive plan to allow Mr. Mims to construct this operation on 1,741 acres of his property at SR 37 and CR 640. A public workshop regarding this amendment has been ordered by the Central Florida Regional Planning Council.

11. CITY FINANCE DIRECTOR COMMENTS:

None

12. CITY ATTORNEY COMMENTS:

None

13. CITY COMMISSION COMMENTS:

Commissioner Bell stated that the Veteran's Day celebration held November 7, 2009 at the Veteran's Memorial in front of City Hall was very nice and included the High School Band. However, they have requested that the City contact the state to see if State Route 17 can be shut down for one hour next year while they hold the ceremonies. Attorney Cloud stated that the state would not allow a major highway to be shut down for an hour.

Commissioner Cochrane asked for a progress report on 850 North Palmetto in front of GFL Construction where the paved road ends and there is a drainage problem.

City Manager stated that the City has received a proposal from the County for base materials to build the road up and grade the ditches to keep the water off. Unfortunately, the City cannot afford to pave the road at this time.

Mayor Elliott asked where the City stands on once-a-week recycling and trash pickup as opposed to twice-a-week trash pick up.

Mayor Elliott also requested a report on where the City stands on the 6 percent gas tax and when it expires.

ADJOURNMENT:

There being no further business, a motion was made by Commissioner Bell, seconded by Commissioner Nelson, to adjourn the Regular Commissioner's meeting of November 10, 2009 at 8:35 PM. Motion carried with all yeas.

Approved this _____ day of _____, 2009.

Robert Elliott, Mayor

ATTEST:

Phyllis Kirk, Deputy City Clerk