

**CITY OF BROOKSVILLE
REGULAR CITY COUNCIL MEETING
COUNCIL CHAMBERS
201 HOWELL AVENUE**

AGENDA

MAY 21, 2007

7:00 P.M.

A. CALL TO ORDER

B. INVOCATION AND PLEDGE OF ALLEGIANCE

C. CONSENT AGENDA

1. Minutes

April 9, 2007 Brooksville Housing Authority Workshop
April 9, 2007 City Manager Application Review Workshop

2. Copier Donation Request - Hernando County Fine Arts Council

Consideration of donating surplus copier (Lanier 6265) to the Fine Arts Council

3. JBCC Waiver of Fees - Alcoholics Anonymous

Consideration of waiver of fees in the amount of \$310.00 associated with the 25th Annual Dinner of the non-profit organization Alcoholics Anonymous on November 17, 2007 at the JBCC.

4. Budgeted Parks/Quarry Equipment

Consideration of request to purchase budgeted equipment from American Turf Equipment Company for a total not to exceed \$24,000 and to waive the purchasing policy since the equipment is used. Actual purchase amount is \$22,500.

5. Brown & Brown Settlement Agreement

Authorize City Manager to sign release for refund of fees or commissions in the amount of \$2,978.99.

6. Mary Drake Summer Training for At Risk Teens (S.T.A.R.T.) Youth Employment Program

Authorization to participate in the annual Youth Training Program for 2-3 children to assist at the JBCC Summer Program for a 6-week period for an amount not to exceed \$6,000 with funding from unused personnel cost savings.

CONSENT AGENDA APPROVAL (✓)

Recommendation: Approval of Consent Agenda
Action: Motion to approve
Attachments: 1) Minutes; 2) Letter from Hernando County Fine Arts Council dated 04/13/07; 3) Memo from Director of Parks and Recreation dated 05/09/07; 4) Memo from Director of Parks and Recreation dated 05/09/07; 5) Memo from Interim City Manager dated 05/10/07; 6) Memo from Director of Parks and Recreation dated 05/14/07

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D. CERTIFICATES, PROCLAMATIONS AND PRESENTATIONS

1. Resolution No. 2007-09 - Ernie Lee

Consideration of Resolution honoring Ernie Lee who will retire from the Sanitation Division of the Department of Public Works May 31, 2007, with 4 years of service.

Presentation: Mayor
Attachment: Proposed Resolution

2. "Booktown" Downtown Concept Presentation

Presentation of the Booktown concept for informational purposes. Booktown would be an unique undertaking to improve our Downtown area in alignment with the objectives of our Revitalization Plan.

Presentation: Foundation CEO
Attachments: Memo to City Manager from Redevelopment Coordinator dated 02/09/07; CEO Resume; Letter to CEO dated 12/18/06; Memo to City Manager from Redevelopment Coordinator dated 01/19/07

E. PUBLIC HEARING

1. Ordinance No. 744 - Annexation of Lowman Property

Consideration of annexation of 7 acres + located on the east side of the proposed North/South Connector Road (Governor Blvd.) and south of Imogene Lane.
[First reading 05/07/07]

Presentation: Community Development Director
Recommendation: Approval of Ordinance as recommended by Staff and P&Z Commission on second and final reading upon roll call vote
Action: Motion to approve
Attachments: Memo from Community Development Director dated 05/09/07; Proposed Ordinance and Map; Annexation Petition

F. REGULAR AGENDA

1. Ordinance No. 745 - Annexation of Gamba Property - Presented by David Post

Consideration of annexation of 2.228 acres+ located at 1039 S. Mildred Avenue.

Presentation: Community Development Director
Recommendation: Approval of Ordinance as recommended by Staff and P&Z Commission on first reading upon roll call vote and schedule second and final reading for 06/04/07
Action: Motion to approve
Attachments: Memo from Community Development Director dated 5/10/07; Proposed Ordinance and Map; Annexation Petition

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- ** 2. Ordinance No. 746 - Crosland, Inc. - Presented by Ruden McClosky and Heidt & Associates**
Request for Rezoning property from County Agricultural Zoning District to Planned Development Project (PDP) with a Special Exception Use for a Residential Planned Development Project and Master Plan Approval.
- Presentation: Director of Community Development
Recommendation: Approval of Ordinance as recommended by Staff and P&Z Commission on first reading upon roll call vote and schedule second and final reading for 06/04/07
Action: Motion to approve
Attachments: Memo from Director of Community Development dated 5/10/07; Proposed Ordinance & Location Map; Petitions; Master Plan; Narrative
- ** 3. Ordinance No. 747 - Hernando County Board of County Commissioners - Presented by 55 Ponce De Leon, LLC**
Request for Rezoning property from R-3 (Multi-Family Residential) to PDP with a Special Exception Use for a Combined Planned Development Project.
- Presentation: Director of Community Development
Recommendation: Approval of Ordinance as recommended by Staff and P&Z Commission on first reading upon roll call vote and schedule second and final reading for 06/04/07
Action: Motion to approve
Attachments: Memo from Director of Community Development dated 5/10/07 ; Proposed Ordinance & Location Map; Petitions; Master Plan; Narrative
- 4. Acquisition of Utility Easement along Wiscon Road from Hernando Co.**
Consideration of offer of easement for \$5,300 from Hernando County for strip of land along Wiscon Road slightly West of Mobley Road.
- Presentation: Director of Public Works
Recommendation: Decline offer or provide direction to staff
Action: Motion to decline
Attachments: Memo from Director of Public Works dated 04/16/07; Grant of Easement
- 5. Howell Avenue Lift Station Repair - Bid No. UD2007-01**
Consideration of award to Marolf Environmental of New Port Richey in the amount of \$11,417.45, with funds budgeted in Capacity Upgrade Project in PIP.
- Presentation: Director of Public Works
Recommendation: Award of bid
Action: Motion to approve
Attachments: Memo from Director of Public Works dated 05/02/07; Capital Needs Plan spreadsheet; Bid minutes

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6. City Hall Window Screen Bid

Consideration of (a) canceling bid award to Centurion Security Screen due to their inability to fulfill the bid specification; and (b) award bid to next lowest bidder, Kane Manufacturing, in the amount of \$122,878 and \$10,300 for the City Hall Storm Window Retrofit & Police Dept. alternate bid, respectively.

Presentation: Director of Public Works
Recommendation: (a) Cancellation of original bid award and (b) award of bid to 2nd Bidder or direct that project be rebid
Action: Motion to approve
Attachments: Memos from Interim City Manager dated 05/14/07 and Director of Public Works dated 05/11/07; E-mails from low bidder and USDA

7. Generator Relocation Update

Update on cost/location of generator relocation.

Presentation: Director of Public Works
Recommendation: Maintain current location and build wall or provide direction
Action: Motion to approve
Attachments: Memos from Interim City Manager dated 05/14/07 and Director of Public Works dated 05/11/07; Site Map

8. Settlement Offer - Reimbursement of JPA Funds from the US 41/SR 50 FDOT Road Widening Project

Consideration of settlement offer with FDOT for reimbursement of funds in the amount of \$192,765.59 from funds on deposit.

Presentation: Director of Public Works
Recommendation: Acceptance of Offer
Action: Motion to approve
Attachments: Memo from Director of Public Works dated 05/04/07; Summarization of Funds; Letter from FDOT dated 05/31/01; E-mails and Minutes of Meetings

9. Reimbursement to Hampton Ridge for SR 50 Water/Sewer/Reuse Line costs

Consideration of reimbursement in the amount of \$43,066.76 with funds available in CIP Account #409-000-169-19049

Presentation: Director of Public Works
Recommendation: Authorization of reimbursement
Action: Motion to approve
Attachments: Memo from Director of Public Works dated 05/14/07

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12. Potential City Manager Agreement

Consideration of negotiated Employment Agreement with Jennene Norman-Vacha.

[Note: Contingent upon finalization of negotiations.]

Presentation:	City Attorney
Recommendation:	Approval of Agreement or direction to staff
Action:	Motion to approve
Attachments:	Will be subsequently delivered pending completion of negotiations

F. ITEMS BY COUNCIL

G. CITIZEN INPUT

CORRESPONDENCE TO NOTE

Meeting agendas and supporting documentation are available from the City Clerk's office, and online at www.ci.brooksville.fl.us. Persons with disabilities needing assistance to participate in any proceedings should contact the City Clerk's office 48 hours in advance of the meeting at 352/544-5407.

**CITY OF BROOKSVILLE
CITY COUNCIL & BROOKSVILLE HOUSING AUTHORITY
JOINT MEETING MINUTES
COUNCIL CHAMBERS
201 HOWELL AVENUE**

April 9, 2007

7:00 P.M.

Brooksville City Council met in special session with Mayor David Pugh, Vice Mayor Frankie Burnett, Council Members Joe Bernardini, Lara Bradburn, Richard E. Lewis and City Attorney David La Croix. Also present were Steve Baumgartner Interim City Manager; Karen M. Phillips, City Clerk/Director of Administration; Janice L. Peters, Deputy City Clerk. The following were present from the Brooksville Housing Authority: Paul Boston; Helen H. Fleming; Donnataria Lopez; Gertrude E. Mobley, Chair; Onnie O'Banner; Carl R. Pilcher; Allen W. Rhodes, Vice Chair; Donald C. Singer, Interim Director. Members of the Hernando Today, St. Pete Times and Brooksville Belle were also present.

The meeting was called to order by Mayor Pugh. Introductions were made.

BROOKSVILLE HOUSING AUTHORITY (BHA)

Update on status of current BHA conditions.

Interim Director Singer gave an update on the status of the Brooksville Housing Authority stating all members are active and participate in the meetings and staff is current.

Paul Boston suggested updating Council on events from November 2006. Chairwoman Mobley indicated Brooksville Housing Authority has gone through a lot with the electrical problems at Summit Villas and are trying to acquire monies to continue the updates.

She indicated Mr. Singer and others are searching for grants to fund the work needed and bills that need to be paid right away.

Vice Mayor Burnett advised that, per City Attorney LaCroix, Council is only interested in Board issues as they have no authority except to appoint and remove members for cause.

In response to Council Member Bradburn's question about legal issues surrounding the Brooksville Housing Authority, Vice Chair Rhodes stated the status of suspended ex-director Betty Trent is that she has not had her day in court yet and is obviously innocent until proven guilty. She is currently suspended and has no access to the day-to-day office operations. Staff is moving forward and working together to move forward with the day-to-day issues, which he felt are working as well as in November. He also indicated Joanne Bennett pled guilty for personal reasons, not because she was necessarily guilty.

Paul Boston read into the record a letter he sent to Council in November 2006 concerning Sunshine Law violations. He elaborated on what he perceived to be violations, including an emergency meeting, which was not properly published, records requests that were ignored, citizens not being allowed into meetings and he not being notified as well of meetings. He expressed distain that the meetings are not properly held and important items, such as the budget, are not property brought before the board.

**CITY COUNCIL & BROOKSVILLE HOUSING AUTHORITY
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He further stated he felt it gross neglect of duties for the living conditions to be at the current state and requested these issues be addressed as soon as possible and for a clear course of action required to be taken.

City Attorney La Croix advised that the State Attorney's Office investigates allegations of Sunshine Law violations not City Council and advised him to contact them. Council Member Bradburn recommended contacting the Ethics Committee as well.

Vice Mayor Burnett reviewed procedures for removal of board members by Council, Florida Statute 2006/421.07 Public Housing.

Council Member Bradburn indicated that the Sunshine allegations have not been filed and Council has no authority. Discussion followed.

Mr. Rhodes, referring to the Brooksville Housing Authority budget, advised that sometimes, because of budget restraints, items have to be returned between meetings because of timing.

Mr. Singer indicated that since he has been on board all meetings have been properly published and meetings are open to anyone who wants to attend. He stated the financial statements are normally in the office but sometimes do not get to the Board.

Mrs. Mobley advised that she has been on the board for a long time and was previously a tenant. She indicated meetings have always been open but no one can be made to apply for the board or made to attend meetings.

Council Member Lewis stated that normally, the staff manages the budget and submits it to the board for review and elaborated on his experiences with the Brooksville Housing Authority members.

Mr. Rhodes stated that in the past two years, because of time restraints concerning the budget it sometimes has to be returned to Jacksonville before a meeting can be scheduled to review it. In terms of cleaning up Hillside Estates the board agreed to hire a police officer which has helped.

Mr. Boston elaborated on problems with the board decisions and the absence of copies of the budget for the Brooksville Housing Authority members.

Helen Fleming stated that several years ago a 5-year budget plan was established with the help of a hired consultant who prepared the plan and it was approved by the Board. Each year the part of the plan relevant to that year is submitted for the January meeting.

Council Member Bradburn asked for the Board's perspective on the legal issues concerning the staff. Mr. Rhodes felt that as far as the future is concerned they need to wait until they cross that bridge. Council Member Bradburn referenced the issues with operational problems and upkeep of the residences and why they were not they budgeted before. Mr. Rhodes stated the former director had tried to obtain money to do the work but was not successful and that HUD, as well as other professionals, had inspected the properties.

Council Member Bradburn asked if the process for dealing with the issues have been established. Mr. Rhodes indicated Washington regulates how much money is received, which does not come close to funding the amount of work which is

CITY COUNCIL & BROOKSVILLE HOUSING AUTHORITY
JOINT MEETING MINUTES - APRIL 9, 2007

needed. It was noted that HUD sends an engineer yearly to inspect the properties and declare what needs to be improved. Discussion of the deficiency report and the process ensued, during which Mr. Pilcher indicated there is no money at all and that blame goes further than the previous administration.

Mr. Boston relayed that in the late 90's and early 2000 the Brooksville Housing Authority established a bad credit rating after allegedly misappropriating monies supplied by the government, therefore, the money received was reduced. He felt that the current investigation was a result of investigations going back over a decade. He didn't feel that Bennett and Trent worked alone, that someone had to be approving the checks and did not understand how Ms. Bennett, a subordinate, could be held accountable for the actions of her boss, Betty Trent.

Vice Mayor Burnett, referring to the deficiency report, asked where the liability lies if someone gets hurt because of the deficiencies. City Attorney La Croix indicated that negligence would have to be proven and who is responsible. He affirmed that the City of Brooksville has no liability for what the Brooksville Housing Authority does, or is directed to do.

Council Member Bradburn asked for assurance that the deficiencies have been acknowledged and that new ways are being sought to address them. Mr. Pilcher indicated they are all aware of the deficiencies and are working as best they can to correct them but their hands are tied and there are no funds to work with.

Mr. Rhodes advised that staff has been directed to take action to raise the money one way or the other to secure funds, in conjunction with HUD, to fix the problems. The Fire Chief has given them 90 days and it is their hope that the problems will be fixed in a short amount of time.

Helen Fleming indicated that the budget for this year had called for a few units to be rewired and fitted with air conditioners, which was approved. She said they have been working toward approving the conditions as the money becomes available.

Mr. Boston recounted events at the last meeting in which Mr. Lang brought to their attention the seriousness of the problems at Summit Village. He indicated that he tried to get the Board to agree to a meeting with the residents to inform them of the problems and was told by the Board's lawyer that they are liable for the residents and the Board voted not to inform the residents. He then referenced a report submitted by the Engineer wherein it stated that a public meeting of the owners, Fire Marshall, and a representative of the tenant organization, if any exists, should hold a public meeting to establish a consensus of the extensive improvements and a time limit for the improvements. Mr. Boston stated that the Board Members need to be replaced with people who care about the well being of the tenants.

Mr. Singer, in an effort to provide an update to the electrical engineer's report Mr. Boston referred to, reiterated that an electrical engineer submitted a report to the Board concerning the conditions at Summit Village. The Fire Chief and HUD had inspected the units as well, and they are all on the same page. He summarized that they know the wiring is bad and they are trying to get a grasp on the enormity of the problem. He stated that they had an architect draw up plans for the rewiring of the units, six of which are being worked on at this time, with the recommendation that the Housing Authority go out for bids, which will be done as soon as funding can be secured. He has spoken with HUD and the

CITY COUNCIL & BROOKSVILLE HOUSING AUTHORITY
JOINT MEETING MINUTES - APRIL 9, 2007

Board concerning the SHIP Program. Once things are finalized, the residents need to be met with and a schedule of having the electric turned off, how it's going to affect them, etc., be discussed.

Mayor Pugh asked if he thought there was a danger to the residents in that they might need to be evacuated. Mr. Singer indicated that the immediate danger has been alleviated. Council Member Bernardini asked if he knew the budget amount for this year, which he elaborated on as he knew it, followed by some discussion.

Council Member Lewis asked about the SHIP Program loan possibility. Mr. Singer explained that the Hernando County Board of County Commissioners regulates the SHIP program and it would have to be approved by them, which he has considered. The process was discussed, as well as the possibility of acquiring a mortgage on the property.

Mr. Boston advised that the electrician stated all the buildings are bad and that Hillside Estates is even worse. He indicated staff has driven the Board in the past instead of the Board making recommendations to staff.

Council Member Bradburn asked if there was a timetable for acquiring funding and if they were considering that there may be other deficiencies as well. Mr. Singer said the plan is to get a footprint of the project as a whole and to do it as quickly as possible, but he did not know the exact time line as the architect and engineer would be needed to come up with a cost of the project.

Additional discussion followed as to other options, including possible help from the City of Brooksville. Council Member Lewis recommended Mr. Singer contact Clay Ford at Gulf Shores, stating they have a large pool of money they lend to municipalities for these very purposes at a low interest rate but advised that the SHIP Program be considered as the first option.

Mr. Boston stated that while he voted for Mr. Singer to come aboard because of his wealth of knowledge, he is only an Interim Director whose term is up in June yet the Board has done nothing to find another director. He indicated the Board is very inefficient in running the operation and in a very bad situation.

Vice Mayor Burnett advised that the City Council is only to appoint and remove members and to ensure the Board is doing their job efficiently. He felt the question should be whether the Board should remain or be dismantled.

Mayor Pugh stated this workshop is a no-action workshop with its purpose being to discuss the problems therein. He advised that the Board Member who is unhappy needs to take the proper channels to solve those issues.

Consensus was that the safety of the residents should be the first priority of the Board.

Donnamarie Lopez expressed disdain at the way Board Members handle themselves and referenced issues in which Mr. Boston says he receives complaints about the Board but never shows proof of those complaints or brings them forward to be dealt with. Discussion continued of the proper channels for complaints and the role of the City relating to the board. Mayor Pugh indicated that the Board is doing a great job, with no pay, and he did not anticipate removing anyone at this time. Mrs. Mobley had a copy of Betty Trent's folder and offered a copy to Council if they wished. Mayor Pugh advised that the focus now should be to move forward, discussion continued.

**CITY COUNCIL & BROOKSVILLE HOUSING AUTHORITY
JOINT MEETING MINUTES - APRIL 9, 2007**

Mr. Boston expressed disdain that Council does not believe the allegations or are willing to take action and felt Council needed to do something.

PILOT PROGRAM

Interim City Manager Baumgartner reviewed the status of the Pilot Program, a Cooperative Agreement with Brooksville Housing Authority in which the Brooksville Housing Authority makes payments in lieu of taxes. He indicated that in 1997 the Housing Authority was behind in payments around \$10,000. A letter was sent to Betty Trent on August 14, 2006, copied to Mayor Johnston, Chair Fleming and the then Interim City Manager Karen Phillips.

The Housing Authority agreed to make \$500 a month payments from 1998 forward, which they have done faithfully. The issue is that the Cooperative Agreement does not allow the Housing Authority to stop making payments to the City on a PILOT for subsequent years. The Housing Authority has been making the \$500 payment for the arrears, but not the annual payments. He spoke with the Housing Authority's Fee Accountant, who was under the impression that all that was necessary were the arrears. The minutes of the City Council meeting do not reflect that.

Interim City Manager Baumgartner indicated that when he came aboard he assumed the payments being made were the annual payments and a decision needs to be made as to whether the Cooperative Agreement will be honored or to waive the annual payments. He advised that maybe in the future the Brooksville Housing Authority Board can discuss the issue and make a request to Council to resolve the issue.

Vice Mayor Burnett recommended waiving the fees in order to help out the Brooksville Housing Authority, in light of their financial issues.

Interim City Manager Baumgartner did not have the total amount owed. The Brooksville Housing Authority's Fee Accountant is supposed to be calculating the amount, which changes yearly based on a formula. A study of other cities indicated that most no longer have PILOT programs.

Vice Mayor Burnett requested follow-up 90 day meeting.

ADJOURNMENT

The meeting adjourned at 9:00 p.m.



City Clerk

Mayor

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**CITY OF BROOKSVILLE
CITY COUNCIL WORKSHOP MINUTES
COUNCIL CHAMBERS
201 HOWELL AVENUE**

April 9, 2007

6:00 P.M.

Brooksville City Council met in special session with Mayor David Pugh, Vice Mayor Frankie Burnett, Council Members Joe Bernardini, Lara Bradburn and Richard E. Lewis. Also present were Steve Baumgartner Interim City Manager; Karen M. Phillips, City Clerk/Director of Administration; Janice L. Peters, Deputy City Clerk; Bill Geiger, Mike Walker, Director of Parks & Recreation; Tim Mossgrrove, Fire Chief and Frank Ross, Interim Police Chief. A member of the Hernando Today was also present.

The meeting was called to order by Mayor Pugh.

CITY MANAGER APPLICATION REVIEW

Narrow down the applications to three and direct staff to proceed.

Interim City Manager Baumgartner indicated that he, Margaret Bosack, Frank Ross and Karen Phillips met earlier today and requested Margaret give an update.

Interim Human Resource Director Margaret Bosack advised that all six remaining applicants had been contacted and were all still interested in the position.

Interim City Manager Baumgartner reviewed the 2-day selection process staff had come up with, which included a time-line of events and suggestions for Council.

Discussion followed as to options for the interview process and possibly involving the public, as well as a tour of the City. A social dinner was also discussed as an option, which City Attorney La Croix advised would be fine as long as Council Members do not interact with each other concerning the candidates and issues of the City.

Motion:

Motion was made by Council Member Bernardini and seconded by Council Member Bradburn to approve the City Manager process for the 2-day selection with an amendment to day one to revise time to hold a Public Forum from 5-6:00 p.m.

Council Member Lewis asked for clarification of whether the process included interviews by the public or employees and stated he had a problem with spending tax payers money on an extravagant dinner. After a brief discussion, consensus was that 4-5 employees would be included in the interview process.

Motion carried 5-0.

Council members were issued a ballot and checked the three candidates they preferred to be the final three. Votes were tallied by City Clerk Phillips and reviewed by Mayor Pugh. City Clerk Phillips announced the results as follows:

Lester B. Baird, Sr.	4
Mitchell N. Bobowski	4
T. Jennene Norman-Vacha	3
Susan R. Boyer	2
Quigley	2
John R. Zakian	2

COUNCIL WORKSHOP MINUTES - APRIL 9, 2007

City Clerk Phillips indicated that this issue would be continued to subsequent Council Meetings for updates, with the next one being April 16.

Council directed staff to contact the top three candidates and schedule the events to coincide with dates the candidates and Council Members are available. Council Consensus was to try for April 30 and May 1.

ADJOURNMENT

The meeting adjourned at 6:50 p.m.



City Clerk

Mayor

The
Hernando County
Fine Arts Council

April 13, 2007

City of Brooksville
Karen Phillips, City Clerk
201 Howell Avenue
Brooksville, FL 34601

Dear Mrs. Phillips:

It has come to the attention of the Hernando County Fine Arts Council that the City has a copier (Lanier 6265) in surplus. If this copier is no longer of use to the City, our Council would like to request that this copier be donated to the Art Council for use in their office.

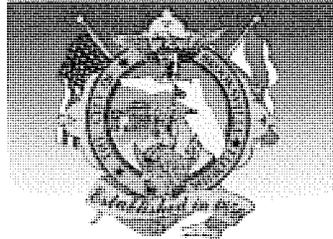
Thank you very much for this consideration. All donations are greatly appreciated.

Sincerely,

Hernando County Fine Arts Council

CITY OF BROOKSVILLE PARKS & RECREATION DEPARTMENT

MEMORANDUM



To: Stephen Baumgartner, Interim City Manager
CC: Honorable Mayor and City Council Members
From: Mike Walker, Parks & Recreation Director
Date: May 9, 2007
Re: Waiver of Fees: JBCC

The Hernando County Inter group of Alcoholics Anonymous is requesting the fees in the amount of \$310.00 to be waived on November 17, 2007 for their 25th annual dinner. The non-profit organization held the dinner at JBCC last year; they will provide insurance and their non-profit certificate along with the requested deposit of \$200.00.

See attached copies:

/aw

**CITY OF BROOKSVILLE
PARKS & RECREATION DEPARTMENT
FACILITY USE AGREEMENT**

RECEIVED
APR 18 2007
BY: *AW*



Jerome Brown Community Center Hall Conference Room Kitchen
 Other Facility _____

Name of applicant (User): ALCOHOLICS ANONYMOUS (HERNANDO COUNTY)

If an organization, name of representative: RAY STANBRO

Not-for-Profit (attach copy of certificate) Government Agency City Co-Sponsored

Address: 4169 RAMSON AVE. City: SPRING HILL State: FL Zip: 34608

Contact person: RAY STANBRO Day Telephone: 796-3095 Evening: 754-9164

Alternate contact person: STEVE TAYLOR Day Telephone: 796-0885 Evening: 796-0885

Description of event: ANNUAL GRATITUDE DINNER & SPEAKER MEETING

Anticipated attendance: 300

Attendees will be: Adult Teen Elem. Preschool If youth event, number of supervising adults: _____

Day(s) of event: M - T - W - Th - F - Sa - Su Start date of event: 11/17/07 Ending date: 11/19/07

Time event begins: 5 AM PM Time event ends: 9 AM PM

Set-up Date: 11/17/07 From 2 AM/PM, To 5 AM/PM

Will event be open to the general public? Yes No Admission/donation/fee**: No Yes \$ _____

Food/merchandise sales*: No Yes Describe: _____

Refreshments served: No Yes Describe: POTLUCK DINNER w/ SOFT DRINKS

Number of paid security officers (if applicable): _____ Scheduled from _____ AM/PM To _____ AM/PM

* If not-for-profit, attach copy of Certificate.

RATES & FEES

User Fees: The base user fee for the requested facility is \$ 310.00 *N/A* (plus Florida sales tax, if applicable) for the period set forth in this application. If applicable, each additional hour or part thereof, and the cost of additional equipment, supplies and services, will require an additional fee.

Deposit: An initial deposit equal to the Security Deposit is due when the Facility Use Agreement is signed. If the projected rental and fees exceed the basic Security Deposit, such additional amounts are to be paid not less than ten (10) days prior to the event. The User is responsible for leaving the facility in a clean and satisfactory condition upon the conclusion of the activity. The deposit will be refunded less any amount due for additional rental charges, damages or other additional services. If actual costs exceed the amount of the Deposit, such additional amounts will be due from User upon notice.

Refunds: (A) 75% of the deposit will be refunded if cancellation by applicant is received thirty (30) or more calendar days before the event date, or (B) 50% if canceled less than thirty (30) calendar days and the facility is subsequently leased for the same day/time period to another user, 25% if not re-leased.

*Alcoholics
Anonymous*

Hernando County Intergroup
4169 Lamson Ave. Spring Hill, FL 34608

May 10, 2007

To Whom It May Concern:

The Hernando County Intergroup of Alcoholics Anonymous respectfully requests the use of the Jerome Brown Center on Saturday, November 17, 2007 free of charges. We are a not-for profit organization that has served thousands of recovering alcoholics in Hernando County for over 50 years.

We have meetings every day throughout the county. There are 20 meetings a week in Brooksville alone. AA also has regular meetings in the men's and women's jails, as well as the county prison. In addition, we work with the county courts in providing information and education to convicted drunk drivers.

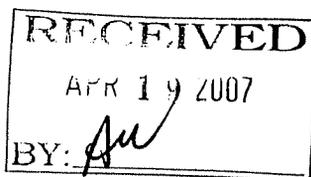
This year will be our 25th annual dinner where we have the opportunity to express gratitude of our sobriety and being responsible and proud members of our community.

If you have any questions or need additional information, please call me at 352-796-3095.

Sincerely,



Ray Stanbro



INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: **OCT 25 2004**

HERNANDO COUNTY INTERGROUP INC
C/O TREASURER
4169 LAMSON AVE STE 109
SPRING HILL, FL 34608-3702

Employer Identification Number:
27-0083775
DLN:
17053166003004
Contact Person:
MICHAEL J HANSON ID# 31127
Contact Telephone Number:
(877) 829-5500
Accounting Period Ending:
December 31
Public Charity Status:
170 (b) (1) (A) (vi)
Form 990 Required:
Yes
Effective Date of Exemption:
February 26, 2004
Contribution Deductibility:
Yes
Advance Ruling Ending Date:
December 31, 2008

Dear Applicant:

We are pleased to inform you that upon review of your application for tax exempt status we have determined that you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code. Contributions to you are deductible under section 170 of the Code. You are also qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Code. Because this letter could help resolve any questions regarding your exempt status, you should keep it in your permanent records.

Organizations exempt under section 501(c)(3) of the Code are further classified as either public charities or private foundations. During your advance ruling period, you will be treated as a public charity. Your advance ruling period begins with the effective date of your exemption and ends with advance ruling ending date shown in the heading of the letter.

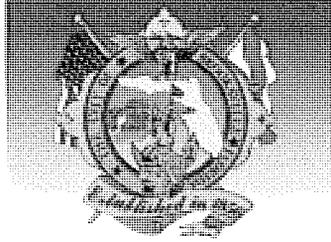
Shortly before the end of your advance ruling period, we will send you Form 8734, Support Schedule for Advance Ruling Period. You will have 90 days after the end of your advance ruling period to return the completed form. We will then notify you, in writing, about your public charity status.

Please see enclosed Information for Exempt Organizations Under Section 501(c)(3) for some helpful information about your responsibilities as an exempt organization.

Letter 1045 (DO/CG)

CITY OF BROOKSVILLE PARKS & RECREATION DEPARTMENT

MEMORANDUM



AGENDA ITEM NO. C-4
5/21/07

To: Stephen Baumgartner, Interim City Manager
CC: Honorable Mayor and City Council Members
From: Mike Walker, Parks & Recreation Director
Date: May 9, 2007
Re: Budgeted Parks/ Quarry Equipment

We are requesting permission to purchase the following used turf equipment for the Parks division:

1. 2002 Turfco SP- 1530 Top Dresser \$7,000.00 (compared to new \$12,000.00)
2. 2001 Toro multipro 1200 Spray System \$8,000.00 (compared to new \$24,000.00)

These purchases were budgeted for \$15,000.00, (See attached copy).

We would also request permission to purchase the following used equipment for the Quarry Golf Course division:

1. 2002 Cushman full size Truckster \$7,500.00 (compared to new \$17,000.00)

This purchase was budgeted for \$9,000.00, (See attached copy).

With the approval of the purchases would ask Council to waive the purchasing policy. It would be difficult to get comparable prices since the equipment is used. All three pieces of equipment have been inspected and I feel comfortable with the purchase. The vendor is American Turf Equipment Company which will soon open their new location at 937 East Jefferson Street in the Brooksville City limits.

/aw

PARKS AND RECREATION DEPARTMENT : Parks Division

GL CODES	OPERATING EXPENDITURES	03/04	04/05	05/06	05/06	Adopted
		Actual	Actual	Budget	Projected	06/07 Budget
001-020-572-53101	Medical Services	350	145	156	293	150
001-020-572-53400	Other Contractual Services	12,432	2,452	4,000	2,834	6,000 (1)
001-020-572-53401	Contractual Labor	18,360	3,240	4,000	3,301	4,000 (2)
001-020-572-54000	Travel & Per Diem	104	0	96	0	100
001-020-572-54100	Communications&Freight Charge	1,733	1,759	2,000	1,807	2,000
001-020-572-54110	Postage	0	6	50	0	50
001-020-572-54200	Transportation	4	55	50	0	50
001-020-572-54210	Automotive Repair Service	198	1,102	800	168	500
001-020-572-54300	Electric	19,806	24,098	28,067	29,120	28,000
001-020-572-54303	Water	5,148	4,955	5,000	6,361	5,800
001-020-572-54400	Equipment & Vehicle Rental	233	828	1,500	870	1,500 (3)
001-020-572-54401	Rentals and Leases	0	0	204	178	200
001-020-572-54560	Insurance Claims and Deductibles	702	0	996	96	1,000
001-020-572-54600	Repair & Maintenance Services	3,045	4,046	5,000	4,998	7,500
001-020-572-54700	Printing & Binding Services	17	166	800	20	800
001-020-572-54800	Advertising Activities	2,738	543	1,000	2,371	1,500
001-020-572-54900	Other Current Charges	345	411	500	310	500
001-020-572-54920	Recreational Supplies	674	1,559	2,000	1,000	2,000
001-020-572-55100	Office Supplies	607	741	700	900	1,000
001-020-572-55210	Operating Supplies	69	0	96	836	17,500 (4)
001-020-572-55211	Medical Supplies	0	5	48	49	50
001-020-572-55220	Computer Supplies	1,662	55	700	581	700
001-020-572-55223	Repair & Maintenance Supplies	16,809	15,230	25,000	25,436	17,500 (5)
001-020-572-55225	Chemicals	2,595	4,156	4,000	2,400	5,000
001-020-572-55230	Clothing/Uniforms	980	1,394	1,500	1,593	1,500
001-020-572-55240	Institutional Supplies	2,842	3,243	3,500	3,407	4,000
001-020-572-55250	Fuels & Lubricants	2,537	4,050	4,546	4,163	4,500
001-020-572-55252	Small Tools	605	512	1,500	1,445	1,500
001-020-572-55253	Auto Repair Supply (in-house)	2,466	1,003	1,500	2,297	2,000
001-020-572-55400	Books,Subscription,Membership	188	255	500	154	500
001-020-572-55410	Training & Education	130	826	1,000	331	1,000
001-020-572-55500	Uncapitalized Equipment	1,525	4,884	3,000	5,166	3,000 (6)
001-020-572-58305	Extraordinary Events	746	3,427	0	0	0
	Total Operating Costs	99,650	85,146	103,809	102,485	121,400
	Debt Service					
001-020-517-57100	Interest	3,221	3,713	2,891	2,891	2,455
001-020-517-57200	Principal	8,934	10,661	11,081	11,081	11,517
	Total Debt Service	12,155	14,374	13,972	13,972	13,972 (7)
	CAPITAL OUTLAY					
001-020-572-55610	Land	0	0	0	0	0
001-020-572-55620	Building	389	0	0	0	0
001-020-572-55630	Improvements-Non Buildings	0	0	0	0	0
001-020-572-55640	Machinery & Equipment	2,907	7,556	0	0	15,000 (8)
001-020-572-55650	Construction In Progress	248	0	0	0	0
	Total Capital Outlay Costs	3,544	7,556	0	0	15,000
	TRANSFERS OUT					
001-020-581-56308	McKethan Capital Project Fund	\$0	\$0	\$0	\$0	0
001-020-581-56501	Vehicle Replacement Fund	2348	0	4,748	4,748	2,344
001-020-581-56501	Internal Service Fund	4790	(2,440)	7,778	7,778	9,220
001-020-581-56608	Self Insured Dental Plan Fund	0	1,080	1,344	1,344	1,152
	Total Transfers Out	7,138	(1,360)	13,870	13,870	12,716
	Total Expenditures	\$308,137	\$324,150	\$411,508	\$411,287	\$452,525

- (1) Resurfacing of racquetball court
- (2) Temporary day labor
- (3) Lift rental
- (4) Clay, dirt, sand etc. (Hernando High Softball interlocal agreement of \$20,000 will reimburse line items)
- (5) Replacement of stadium outfield fence and dug out repairs.
- (6) Post hole auger (\$950) and plug aerator (\$900) etc.
- (7) Debt on Parks' Office that was bought at the same time as City Hall was refinanced.
- (8) Top dresser (\$7,000) and sprayer (\$8,000).

PARKS AND RECREATION DEPARTMENT: Quarry Golf Division

	03/04	04/05	05/06	05/06	Adopted
GL CODES	Actual	Actual	Budget	Projected	06/07
OPERATING EXPENDITURES					Budget
001-026-572-53101 Medical Services	0	280	96	0	0
001-026-572-53400 Other Contractual Services	1,822	4,477	3,000	6,255	4,000 (1) *
001-026-572-53401 Contract Labor	0	659	500	0	1,000
001-026-572-54000 Travel & Per Diem	0	0	500	1,051	1,500 *
001-026-572-54100 Communications&Freight Charge	730	701	800	861	800 *
001-026-572-54110 Postage	0	0	48	25	50
001-026-572-54200 Transportation	0	18	48	0	50
001-026-572-54300 Electric	2,341	2,630	2,936	3,636	3,000
001-026-572-54303 Water	1,258	1,371	1,200	1,756	1,750
001-026-572-54400 Equipment Rental	8,975	9,907	12,000	12,543	12,000 (2)
001-026-572-54401 Rentals & Leases	0	0	96	12	0
001-026-572-54600 Repair & Maintenance Services	2,150	2,848	5,000	5,233	5,000
001-026-572-54700 Printing & Binding Services	15	76	252	667	1,500
001-026-572-54800 Advertising Activities	1,716	1,819	1,200	6,200	3,000 *
001-026-572-54900 Other Current Charges	704	3,090	1,500	1,575	1,500
001-026-572-54913 Cost of Goods Sold	3,597	8,236	7,000	8,785	8,000
001-026-572-54920 Recreational Supplies	60	218	504	0	500
001-026-572-55100 Office Supplies	485	789	1,000	865	750
001-026-572-55210 Operating Supplies	0	0	0	2,422	4,000 (3) *
001-026-572-55211 Medical Supplies	0	11	96	53	100
001-026-572-55220 Computer Supplies	0	58	204	750	500
001-026-572-55223 Repair & Maint Supplies	9,126	13,923	15,000	22,691	12,000 *
001-026-572-55225 Chemicals	5,886	9,713	8,000	7,293	8,000
001-026-572-55230 Clothing/Uniforms	343	458	500	897	500
001-026-572-55240 Institutional Supplies	378	375	900	496	500
001-026-572-55250 Fuels & Lubricants	2,672	3,699	3,786	2,700	4,000
001-026-572-55252 Small Tools	146	409	400	505	500
001-026-572-55410 Training & Education	0	380	1,000	3,145	2,500 *
001-026-572-55500 Uncapitalized Equipment	1,610	2,068	2,500	4,652	3,000 (4)
001-026-572-58305 Extraordinary Events	754	0	0	0	0
Total Operating Costs	44,768	68,213	70,066	95,068	80,000
CAPITAL OUTLAY					
001-026-572-55640 Machinery & Equipment	0	5,849	9,750	6,250	16,000 (5)
001-026-572-55641 Automotive & Heavy Equipment	0	0	0	0	0
Total Capital Outlay Costs	0	5,849	9,750	6,250	16,000
TRANSFER OUT					
	0	540	576	576	768 (6)
Total Expenditures	\$146,318	\$168,068	\$192,211	\$210,642	\$259,063

(1) Back lapping, pest control, aerating greens and fencing.

(2) Golf carts.

(3) Golf balls, baskets, flags, etc.

(4) Copy Machine \$500 and Ice Machine \$2,500.

(5) Utility cart (\$9,000) and spike roller (\$7,000)

(6) Transfer Out: Self Insured Dental Plan Fund

(*) In FY 05/06 and FY 06/07 The First Tee Grant and Florida Sports Foundation Grant will offset some expenditures in these line items and will also offset some salary costs.

American Turf Equipment Company

Specializing in Golf Course Maintenance Equipment

2601 E. Henry Ave. Ste. B-6
Tampa, FL 33610
Phone (813) 236-8800 Fax (813) 236-8233
www.am-turf.com

DATE: 05/08/07
SALES REP: DO
INVOICE: 100

Bill To:

City of Brooksville Parks & Rec.

Brooksville, Fl.
Mike Walker ph.#352-544-5495
e-mail:mwalker@ci.brooksville.fl.us

	AMOUNT
2002 Cushman Turf Truckster. Automatic transmission. 4 wheel, turf tires, Heavy duty utility vehicle. Hydraulic dump bed with fold down tailgate. Hydraulic remote hook ups. 31 h.p. water cooled Suzuki diesel engine.	\$7,500.00
2001 Toro 1200 Multipro spray rig. 160 gallon low profile tank, 900 hrs. 16 h.p. B&S Vanguard gas engine. 16 foot booms with tri-head ratcheting spray nozzles	\$ 8,000.00
2002 Turfco SP-1530 widespin. pull behind, 9 h.p. B&S gas engine. rear twin spinners, herring bone conveyor belt, wide turf tires.	\$ 7,000.00
All units checked-out, serviced, and detailed in our shop. Good seats, paint, and tires. 30-day warranty on all major components. Extended warranties also available: 1-year warranty=\$800.00 2-year warranty=\$1400.00	
TOTAL	\$ 22,500.00

Approximate Monthly Payments:

24 Months =	\$1,032.75
36 Months =	\$720.00
48 Months =	\$564.75
60 Months =	\$474.75

If you have any questions concerning this estimate, call 1-800-350-2178

THANK YOU FOR YOUR BUSINESS!



CITY OF BROOKSVILLE

Memorandum

TO:

(X) Mayor David Pugh
(X) Vice Mayor Frankie Burnett
(X) Council Member Joe Bernardini
(X) Council Member Lara Bradburn
(X) Council Member Richard E. Lewis

ACTION:

() As you requested
(X) For your information
() Appropriate action
() Review and return
() Review & route

FROM: Stephen J. Baumgartner
Interim City Manager

DATE: May 10, 2007

SUBJ: Brown & Brown Settlement

The City received a request for a Release from the Office of Attorney General Bill McCollum. Brown & Brown has agreed to refund approximately 400 Florida cities and counties for collecting undisclosed fees or commissions. From 1999 through 2004, the City used Risk Management Associates (RMA), Lake Mary, Florida for insurance services other than Workers' Compensation Insurance. Through the RMA agency we were with Preferred Government Insurance Trust (PGIT). PGIT is owned by Brown & Brown. PGIT was a local government self-insurance fund. Our Workers' Compensation Insurance was through the Florida League of Cities. In 2004-05, we changed to Public Risk Management (PRM) for all.

Insurance broker Brown & Brown has agree to pay Florida governmental clients their prorated share of the \$1.8 million for each entity (see attached Release, Settlement Agreement, etc.). Our share is \$2,978.99.

My recommendation is for approval to sign the Release and receive the \$2,978.99 for the City.



BILL McCOLLUM
ATTORNEY GENERAL
STATE OF FLORIDA

OFFICE OF THE ATTORNEY GENERAL

LAURA DAUGHERTY
Research Economist
Antitrust Division
PL-01, The Capitol
Tallahassee FL 32399-1050
Telephone (850) 414-3855
Fax (850) 488-9134

May 1, 2007

Mr. Stephen Baumgartner
Director of Finance
City of Brooksville
201 Howell Avenue
Brooksville, FL 34601-2041

Dear Mr. Baumgartner,

The Florida Attorney General, along with the Florida Department of Financial Services and the Office of Insurance Regulation, entered into a settlement agreement with Brown & Brown, Inc. in December 2006. A copy of the settlement agreement is available at [http://myfloridalegal.com/webfiles.nsf/WF/MRAY-6WASVD/\\$file/Brown&Brown_settlement.pdf](http://myfloridalegal.com/webfiles.nsf/WF/MRAY-6WASVD/$file/Brown&Brown_settlement.pdf)

As part of the settlement agreement, Brown & Brown, Inc. has agreed to pay \$1,800,000.00 to its Florida governmental entity customers. I understand that your organization was a customer of Brown & Brown, Inc. at some point between 1998 and 2005, thus your entity is entitled to share in this money if it signs a release. A copy of the release (Exhibit "A") is enclosed for your review.

By signing the release and accepting the settlement amount¹ reflected in Exhibit "A," your organization will waive any claims it may have concerning Brown & Brown's receipt of undisclosed compensation from insurers. Please feel free to consult with your own attorney before deciding whether to accept the settlement amount, as this office cannot offer any legal advice.

I have provided a self-addressed, stamped envelope for you to return the executed Exhibit "A" or inform our office of your decision to not accept the settlement amount. I need to hear from you by no later than **May 25, 2007**. Please feel free to call me if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Laura K. Daugherty".

Laura Daugherty

Enclosures

¹ We have utilized Brown & Brown, Inc. data for the premiums paid by its Florida governmental entity policyholders during the relevant time period to determine the *pro rata* share of the \$1,800,000.00 for each governmental entity.

EXHIBIT A

RELEASE

BACKGROUND: By virtue of a settlement, Brown & Brown, Inc. ("Brown") has paid a sum of money for the benefit of its Florida governmental entity policyholder clients to resolve the investigation conducted jointly by the Florida Department of Financial Services ("Department"), the Florida Department of Legal Affairs, Office of the Attorney General, and the Office of Insurance Regulation regarding undisclosed compensation allegedly received by Brown from insurers on accounts such as yours. Brown has admitted no wrongdoing or liability in the settlement. Please be advised that only those Florida governmental entity policyholder clients who execute this Release are entitled to receive payments under the settlement.

RELEASE: For and in consideration of the approximate sum of \$2,978.99, and other good and valuable consideration in hand paid by Brown to the Department for distribution to the Releasor, the Releasor, by executing this Release for itself and its respective divisions, subdivisions, officials, officers, executors, attorneys, administrators, agents, successors, and assigns, hereby waives, releases, remises, forgives, acquits, and forever discharges Brown, including any parent, subsidiary, or affiliated company of Brown (expressly including, but not limited to Program Management Services, Inc. ["PMSI"]), and their respective predecessors, successors, assigns, former and current officers, directors, agents, representatives, officials, attorneys, and employees of and from all manner of actions, cause and causes of action, suits, damages, whether compensatory, consequential or punitive, awards, claims, demands, and judgments whatsoever, whether sounding in contract, quasi-contract or tort, in law or in equity, or any right of participation in any class action, which Releasor now has against Brown or which it ever had, or which Releasor's successors or assigns hereafter can, shall or may have regarding Brown's receipt of undisclosed compensation from insurers through the date of the execution of this Release. Releasor acknowledges that, in making this release, Brown does not admit any liability to Releasor.

IN WITNESS WHEREOF, the undersigned has caused this RELEASE to be executed
_____, 2007.

RELEASOR:

Public Entity: City of Brooksville

Tax ID#: 59-6000284

Mailing Address: 201 Howell Avenue

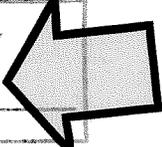
Brooksville, FL 34601-2041

Title: Interim City Manager

Signature: _____

Print Name: Stephen J Baumgartner

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY
BY _____
City Attorney



SETTLEMENT AGREEMENT

This Settlement Agreement (“Agreement”) is entered into by and between the Florida Department of Financial Services (“Department”), the Florida Department of Legal Affairs, Office of the Attorney General (“Attorney General”), the Office of Insurance Regulation (“OIR”), and Brown & Brown, Inc. (“Brown”) (collectively, the “Parties”).

WHEREAS:

A. The Department and OIR each has regulatory jurisdiction over the insurance industry in Florida;

B. The Attorney General has authority under state and federal law to investigate and prosecute potential antitrust violations as well as violations of state laws relating to certain business practices;

C. In their respective capacities, the Department, the Attorney General, and OIR have undertaken a two-year joint investigation of the insurance brokering business in Florida as a result of reports of Undisclosed Compensation (as defined herein) (the “Investigation”);

D. As part of the Investigation, the Department, the Attorney General, and OIR have collected and reviewed numerous documents and have interviewed many witnesses;

E. The Department, the Attorney General, and OIR allege that Brown, since at least 2000, has received Undisclosed Compensation (as defined herein) in connection with the placement of insurance coverage on behalf of certain Florida policyholders;

F. Brown denies any wrongdoing but desires to resolve this Investigation to avoid the further expense and burden of a protracted investigation or litigation; and,

G. The Parties agree that this Agreement is a fair and reasonable resolution of the Investigation.

NOW, THEREFORE, the Parties agree as follows:

I. DEFINITIONS

1. “Brown” shall mean Brown & Brown, Inc., and any and all of its successors in interest and assigns, subsidiaries (including but not limited to Program Management Services, Inc. or “PMSI”) and any and all of their successors in interest and assigns, and affiliates as defined in Rule 240.13e-3 of the Rules and Regulations under the Securities Exchange Act of 1934.
2. “Compensation” shall mean any form of remuneration, recompense, or benefit of more than \$500.00 in amount or value.
3. “Contingent Compensation” shall mean any Compensation paid to Brown by an insurer that is contingent upon Brown: (a) placing a particular number of policies or dollar value of premium with that insurer; (b) achieving a particular level of growth in the number of policies placed or dollar value of premium with that insurer; (c) meeting a particular rate of retention or renewal of policies in force with that insurer; (d) placing or keeping sufficient insurance business with that insurer to achieve a particular loss ratio or any other measure of profitability; or (e) obtaining anything else for that insurer having a value of more than \$500.00.
4. “Undisclosed Compensation” shall mean any form of Compensation, including but not limited to Contingent Compensation, which was not specifically and explicitly disclosed to the policyholder prior to the binding of coverage for that policyholder.

II. GENERAL PROVISIONS

5. Within ten (10) days of the execution of this Agreement: (a) PMSI shall pay or cause to be paid to the Department, the Attorney General, and OIR the sum of \$3,000,000.00 to be distributed in the public interest, directly to the Preferred Governmental Insurance Trust (“PGIT”),

a local government self-insurance fund; (b) Brown shall pay or cause to be paid to the Department, the Attorney General, and OIR the sum of \$1,800,000.00, to be distributed in the public interest directly to or for the benefit of other Florida governmental entity policyholders of Brown; and, (c) Brown shall pay or cause to be paid to the Department, the Attorney General, and OIR attorneys' fees and costs in the amount of \$1,000,000.00. The Parties agree that no portion of the funds to be paid by Brown or PMSI shall be considered a fine or penalty. The Parties also agree that each Florida governmental entity policyholder (including PGIT) that chooses to receive a portion of the funds to be paid by Brown or PMSI shall execute a release in the format set forth in Exhibit A.

III. BUSINESS PRACTICES

6. In accordance with the business practices recently endorsed by the Department and OIR for the insurance brokering business in Florida, Brown, within sixty (60) days of the execution of this Agreement, shall implement (to the extent not already implemented) the business practices described hereinafter. Brown shall not, directly or indirectly, solicit or accept any Compensation (including but not limited to Contingent Compensation) from any insurer that is offered or paid for bestowing any unfair or unlawful advantage upon that insurer in the bidding for, or placement of, insurance coverage for Florida clients. The Department will provide Brown with a letter of understanding that will delineate what constitutes an "unfair or unlawful advantage" to an insurer. In addition, Brown shall not, directly or indirectly, knowingly accept or request from any insurer any false, fictitious, inflated or artificial bid or quote that is not intended to be a legitimate offer to procure the business solicited by Brown for coverage of a Florida policyholder. Nothing herein shall preclude Brown from accepting or requesting any *bona fide* bid or quote or from requesting non-binding estimates or indications when requested by the policyholder. Finally, in placing, renewing, consulting on or servicing any insurance policy, Brown shall not, directly or

indirectly, request or accept from any insurer, as a condition of the insurer's bidding on or placement of any insurance policy for Florida policyholders, any promise or commitment to use any of Brown's brokering, agency, producing or consulting services, including reinsurance brokerage, agency or producing services. The Parties agree that the listing of these prohibited business practices does not constitute a determination that Brown has ever engaged in any of these practices.

7. In connection with insurance brokering, agency, producing, consulting, and other services rendered in the placement, renewal, consultation or servicing of any insurance policy issued or to be issued to Florida policyholders, Brown & Brown's agents shall accept no Compensation (including but not limited to Contingent Compensation) to be paid by any insurer unless, before the binding of any policy, Brown, through its Retail Agents (as defined herein), discloses, in plain, unambiguous written language to the Florida policyholders the nature of Brown's Compensation (including but not limited to Contingent Compensation) in conformity with either Exhibit B or a form proposed by Brown and later approved by the Department and OIR. "Brown Retail Agent" shall mean those Brown producing agents, producers, offices or operations that work directly with Florida policyholders in the placement and procurement of property, casualty and group benefits business as contemplated under Fla. Stat. § 626.731 and Fla. Stat. § 626.733. If, however, a policyholder's coverage is in imminent danger of lapsing, and time and circumstances will not permit the written disclosure of Compensation prior to binding, disclosure in writing in conformity with Exhibit B shall be immediately thereafter provided to the insured. Nothing in this paragraph shall relieve Brown from complying with any and all other obligations imposed by law, rule or regulation.

8. Brown, in placing, renewing, consulting on or servicing any insurance policy for a Florida policyholder, shall, upon the request of any Florida policyholder, promptly disclose: (a) all quotes sought and all quotes received by Brown in connection with obtaining coverage of the policyholder's risk; (b) any interest Brown may have in any of the prospective insurers or wholesale brokers (excluding Brown's possible ownership of securities in publicly traded entities as part of its investment portfolio if Brown's ownership constitutes less than 4.9% of the outstanding class of any security of such entity or entities), or any contractual agreements Brown may have with any of the prospective insurers or wholesale brokers which are providing quotes or with whom the risk of the Florida policyholder is being placed; (c) all Compensation to be received by Brown for the placement of insurance for each quote (in dollars if known at that time or, if the dollar amount is not known at that time, as a percentage of premium) from any insurer or wholesale broker in connection with the placement, renewal, consultation on or servicing of insurance for that policyholder; (d) all Compensation recorded by Brown during the preceding year from any insurer or wholesale broker in connection with the placement, renewal, consultation on or servicing of that policyholder's policy; and, (e) whether that policyholder's policy premium was eligible for inclusion in any Contingent Compensation computation.

9. Brown shall implement written standards of conduct regarding Compensation (including but not limited to Contingent Compensation) from insurers, consistent with the terms of this Agreement, to be uniformly applied throughout Brown for any office that is placing or servicing insurance for any Florida policyholder. Within thirty (30) days of the execution of this Agreement, Brown shall submit the proposed written standards of conduct to the Department and OIR for their review and approval.

10. Additionally, Brown shall conduct ongoing training of relevant employees in business ethics, professional and fiduciary obligations, conflicts of interest, antitrust and trade practices compliance, and record retention.

11. Brown shall at all times act in the best interests of its clients in determining the most appropriate insurance product or service available for its clients. Brown shall provide each Florida policyholder for whom it places coverage sufficient information to enable the policyholder to make informed choices regarding insurance products or services.

12. Brown shall fully and promptly cooperate with the Department, the Attorney General, and OIR in any related proceedings or actions with regard to the Investigation. Brown agrees further to make available any of its officers, employees or directors whom the Department, the Attorney General or OIR may desire to interview.

IV. OTHER PROVISIONS

13. Subject to specific performance by Brown of the provisions set forth herein and except as set forth in paragraph 21, *infra*, regarding enforcement of this Agreement, the Department, the Attorney General, and OIR agree that they shall not institute any civil or administrative action in any state or federal court or tribunal against Brown or its directors or officers regarding the receipt by Brown of Undisclosed Compensation or any other known claim that was raised or could have been raised in the Investigation to the date of the execution of this Agreement. The Parties agree that all claims and rights against any person or party other than Brown and its directors and officers shall not be affected or impaired in any way by the execution of this Agreement.

14. This Agreement is not intended to prohibit Brown or any of its current officers, directors, employees or agents from engaging in any lawful business in Florida or in any other jurisdiction.

15. The Parties agree that this Agreement is not intended to and shall not confer any rights upon any other person or entity.

16. The Parties agree that this Agreement contains the entire agreement between them with regard to the matters set forth in this Agreement. There are no other understandings or agreements, verbal or otherwise, between the Parties, except as set forth herein. There have been no representations not set forth herein that any Party has relied upon in entering into this Agreement.

17. This Agreement may not be modified, changed, cancelled, amended or varied, nor may any or all of its terms be waived, except by a writing signed by all of the Parties.

18. This Agreement may be executed in counterparts.

19. Neither this Agreement, nor any act performed or document executed pursuant to or in furtherance of this Agreement, is now or may be deemed in the future to be an admission of or evidence of liability or any wrongdoing by Brown with respect to the subject matter of the Investigation, except in any action to enforce, or for breach of, this Agreement.

20. This Agreement shall be construed and interpreted in accordance with the laws of the State of Florida without regard to any conflict of laws provisions.

21. The Parties agree that the sole and exclusive venue for any action to enforce, or for breach of, this Agreement shall be in the Circuit Court in and for the Second Judicial Circuit, Leon County, Florida.

22. The Parties represent and warrant that the person executing this Agreement on behalf of each Party has the legal authority to bind the Party to the terms of this Agreement.

23. The Parties agree to cooperate fully with one another in implementing this Agreement.

CHARLES J. CRIST, Jr.
Attorney General

TOM GALLAGHER
Chief Financial Officer

L. CLAYTON ROBERTS
Deputy Attorney General
PATRICIA A. CONNERS
Director, Antitrust Division
LIZABETH A. LEEDS
Senior Assistant Attorney General
RUSSELL S. KENT
Assistant Attorney General
CHRISTOPHER R. HUNT
Assistant Attorney General
Office of the Attorney General
Antitrust Division
PL-01, The Capitol
Tallahassee, Florida 32399-1050

DENNIS SILVERMAN
Deputy General Counsel
Florida Bar No. 0314470
MICHAEL DAVIDSON
Assistant General Counsel
Florida Bar No. 191637
Department of Financial Services
200 E. Gaines Street, Suite 612
Tallahassee, Florida 32399-0333
Telephone: (850) 413-4162

KEVIN M. MCCARTY
Commissioner,
Office of Insurance Regulation

STEVEN H. PARTON
General Counsel
Florida Bar No. 188357
JIM L. BENNETT
Florida Bar No. 0764442
Assistant General Counsel
Office of Insurance Regulation
200 E. Gaines Street, Suite
Telephone: (850) 413-4171

BROWN & BROWN, INC.

Corporate Seal

By: _____
ROBERT W. LLOYD
Assistant General Counsel
220 South Ridgewood Avenue
Daytona Beach, Florida 32114
Telephone 386-239-5752

DATED: _____



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Brown & Brown Settlement

State officials say an insurance company has agreed to refund up to 400 Florida cities and counties with almost 5- million dollars for collecting undisclosed fees or commissions.

Brown & Brown Incorporated, which has an office here in Bay County, will also pay 1-million dollars to cover investigative costs.

And the insurance broker has agreed to follow stricter requirements for disclosing its broker transactions.

Officials say the settlement will help eliminate hidden charges in the insurance industry.

Find this article at:

<http://www.wjhg.com/news/headlines/4877846.html>

Check the box to include the list of links referenced in the article.

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Orlando Sentinel

<http://www.orlandosentinel.com/news/local/state/orl-brown0906dec09,0,5526999.story?track=rss>

ADVERTISEMENTS

Insurance broker will pay millions to end state probe

The Daytona Beach firm will make future deals more transparent.

Richard Burnett
Sentinel Staff Writer

December 9, 2006

Insurance broker Brown & Brown Inc. has agreed to pay nearly \$6 million to settle a state investigation into hidden charges and other suspect practices in the insurance-brokerage business, Florida regulators said Friday.

The Daytona Beach-based brokerage, the nation's eighth-largest, agreed to refund \$4.8 million to hundreds of government customers across Florida, following allegations that it had collected undisclosed fees or commissions, the state said.

More than two dozen Central Florida government agencies are among the 400 in line for refunds, including the cities of Orlando, Daytona Beach, Melbourne and Winter Springs; Lake, Volusia and Osceola counties; and school boards in Orange, Osceola and Seminole counties. A full list is available at www.myfloridalegal.com.

Brown & Brown also agreed to reimburse the state \$1 million for investigative costs.

The company denied any wrongdoing. Company officials said they agreed to the settlement to put the allegations to rest and to avoid further legal expenses. State regulators said Brown & Brown had fully cooperated with the investigation.

"We were glad to get this behind us," said Cory T. Walker, Brown & Brown's chief financial officer. "It has been very, very costly, but this way we can move on to focus on serving our clients. This has come to an end, and there are no charges, no fines or penalties. It resolved the investigation."

The Brown & Brown settlement is the second to result from the state's nearly 3-year-old investigation of the insurance-brokerage industry, officials said. Earlier this year, Zurich Insurance Co. settled allegations of bid-rigging by agreeing to refund \$8 million to Florida customers and more than \$160 million to out-of-state customers, the state said.

The ongoing investigation involves the Florida Department of Financial Services, the state Attorney



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General's Office and Insurance Commissioner Kevin McCarty's agency.

Regulators accused Brown & Brown of failing to tell customers about certain fees and commissions it received from insurers who provided coverage to its customers. Such compensation can inflate the price of the premiums that customers pay.

Although it found no evidence of bid-rigging by the company, the state said the lack of proper disclosure could create the appearance of preferential treatment for certain insurers.

As part of the settlement, Brown & Brown has agreed to explicitly disclose its financial relationship with, and any compensation from, the insurers it represents. Among other things, the company also agreed to provide customers, upon request, with the financial details of each bid the company has received on their behalf.

"Insurance brokers and companies must realize that the people come first," said Charlie Crist, Florida's attorney general and governor-elect. "This settlement is another important step in eliminating hidden charges in this industry."

McCarty, the insurance commissioner, said the enhanced disclosure requirements "will ensure greater transparency in broker transaction for Floridians."

Florida began its investigation after New York Attorney General and Gov.-elect Eliot Spitzer launched a probe of suspected bid-rigging, price-fixing, kickbacks and other improprieties by major national insurance brokerages.

Last year, Spitzer's work led to an \$850 million settlement with New York-based Marsh & McLennan Cos. Inc., a \$190 million settlement with Chicago-based Aon Corp. and a \$50 million agreement with Willis North America Inc. of New York.

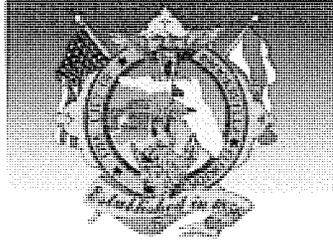
Richard Burnett can be reached at 407-420-5256 or rburnett@orlandosentinel.com.

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CITY OF BROOKSVILLE PARKS & RECREATION DEPARTMENT

MEMORANDUM



To: Stephen Baumgartner, Interim City Manager
From: Mike Walker, Director Parks & Recreation
CC: Honorable Mayor & City Council Members
Date: May 14, 2007
Re: Mary Drake Youth Summer Employment Program

The Mary Drake Training for at Risk Teens Youth Employment Program has provided us with children the last two year to work at Tom Varn Park in a Summer Youth Work Program.

The Parks and Recreation Department would request from Council the consideration to use funds not to exceed the amount of \$6,000.00, to hire two or three children for a six week time frame to assist us in our Recreation Department Summer Programs at JBCC. The youth would be paid \$6.67 for a 40 hour work week, which would cost the city \$1,528.00 per child.

We would request the funds to come from unused employee cost, which at the end of April 2007 is projected to be \$11,899.72.

/aw

5/7/07
Mike
Ston
Munguel

Funding Source Proposal
Mary Drake Summer S. T. A. R. T. Program
Summer Training for At Risk Teens
"A jump-start for a positive, productive summer."

March 28, 2007

Names: Mark Drake
Addresses: 4 Mayview Circle, Brooksville, Fl. 34601

Organizations/Business to be contacted:

Hernando County School Board, All Hernando County Elementary, Middle and High Schools, Hernando County Maintenance, Hernando County School Distribution Center, Mid-Florida Headstart, Exceptional Student Education, SEDNET, Hernando County Student Services, City of Brooksville, Hernando County Board of County Commissioners, Hernando County Utilities Department, Hernando County Department of Public Works, Hernando County Sheriff Department, Brooksville Healthcare Center, Heartland of Brooksville and Heron Pointe Health Rehabilitation Center and Sherwood Forest Nursery.

Telephone: (352) 442-1845
(352) 797-7071 ext 265

Topic: Paid, part-time employment for young adults

Targeted Population: 40 young people ages 16-21; Hernando County residents

The anticipated participants are considered "at-risk" in terms of remaining enrolled in school, abstaining from drug and alcohol abuse, refraining from the use of violence to resolve personal or community issues, maintaining a reasonable curfew for both weekdays and weekends; remaining clear of the juvenile justice system and if already involved, completing the requirements that will allow them to re-enter the community in a gainful manner.

Type of Service or Activity:

Paid, part-time employment in a variety of custodial, maintenance, clerical or other positions under that supervision of willing and available employees. This activity would be anticipated to take place during summer vacation, with days and hours to be determined at a later date, depending on availability of funds.

Funds are needed to compensate the young people for their labor, including funds to pay cost that would be incurred for such items as Workman's Compensation.

A general outline of labor cost follows:

40 students x 6 weeks x 8 hr/day x \$6.15 per/hr x 5 day/wk= \$59,040.00

Per student: 240 hours = \$1,320.00+ Workman's Compensation

Related Topics:

Costs of an employment program such as this proposal are far less than the expenses incurred is "at-risk" young adults become enmeshed in such negative cost factors as the following:

1. **Mental health and Children & Family Services**
2. **Juvenile Justice Service**
 - court cost
 - supervision/probation & parole
 - restitution
 - incarceration
3. **Adult Legal System**
 - incarceration
 - court costs
 - supervision
 - restitution
4. **Related Costs:**
 - Law enforcement officer (police/deputy) response costs
 - Law enforcement vehicle response costs
 - Medical Emergency personnel and vehicle costs
 - Medical costs; physician, emergency department, hospital stay, medication
 - Clerical record-keeping costs
 - Domestic violence/abuse prevention & intervention costs
 - Prosecution fees/court costs
5. **Anticipated Outcomes if Funding Proposal is Approved**

1. -Reduced rates of vandalism and misdemeanor crimes.
-Reduced rates of felony crimes, including battery, assault, homicide, and personal injury
2. -Reduce use of drugs and alcohol and substance abuse-related offenses
3. -Reduced number of thefts-vehicle, residential and commercial
4. -Reduced number of domestic batteries
5. -When young people earn money to spend in legitimate ways, the local business community benefits.

6. **Other Required Information:**

1. Cost of Workman's Compensation or comparable insurance?
2. When can this proposal be put on the School Board meeting agenda?
3. When can this proposal be put on the board meeting agendas of other agencies and businesses?
4. Which businesses are willing to make a commitment to a summer work program for "at-risk" youth?

Expenses would be charged to each participating agency/business, per number of students employed.

PERFECT HEART

ONE DAY A YOUNG MAN WAS STANDING IN THE MIDDLE OF THE TOWN PROCLAIMING THAT HE HAD THE MOST BEAUTIFUL HEART IN HE WHOLE VALLEY. A LARGE CROWD GATHERED AND THEY ALL ADMIRER HIS HEART FOR IT WAS PERFECT. THERE WAS NOT A MARK OR A FLAW IN IT. YES, THEY ALL AGREED IT TRULY WAS THE MOST BEAUTIFUL HEART THEY HAD EVER SEEN. THE YOUNG MAN WAS VERY PROUD AND BOASTED MORE LOUDLY ABOUT HIS BEAUTIFUL HEART.

SUDDENLY, AN OLD WOMAN APPEARED AT THE FRONT OF THE CROWD AND SAID "WHY YOUR HEART IS NOT NEARLY AS BEAUTIFUL AS MINE." THE CROWD AND THE YOUNG MAN LOOKED AT THE OLD WOMAN'S HEART. IT WAS BEATING STRONGLY, BUT FULL OF SCARS, IT HAD PLACES WHERE PIECES HAD BEEN REMOVED AND OTHER PIECES PUT IN, BUT THEY DIDN'T FIT QUITE RIGHT AND THERE WERE SEVERAL JAGGED EDGES.

IN FACT, IN SOME PLACES THERE WERE DEEP GOUGES WHERE WHOLE PIECES WERE MISSING. THE PEOPLE STARED - HOW CAN SHE SAY HER HEART IS MORE BEAUTIFUL, THEY THOUGHT?

THE YOUNG MAN LOOKED AT THE OLD WOMAN'S HEART AND SAW ITS STATE AND LAUGHED. "YOU MUST BE JOKING," HE SAID. "COMPARE YOUR HEART WITH MINE, MINE IS PERFECT AND YOURS IS A MESS WITH SCARS AND TEARS."

"YES, " SAID THE OLD WOMAN, "YOURS IS PERFECT LOOKING BUT I WOULD NEVER TRADE WITH YOU. YOU SEE, EVERY SCAR REPRESENTS A PERSON TO WHOM I HAVE GIVEN MY LOVE. I TEAR OUT A PIECE OF MY HEART AND GIVE IT TO THEM, AND OFTEN THEY GIVE ME A PIECE OF THEIR HEART WHICH FITS

INTO THE EMPTY PLACE IN MY HEART, BUT BECAUSE THE PIECES AREN'T EXACT, I HAVE SOME ROUGH EDGES, WHICH I CHERISH, BECAUSE THEY REMIND ME OF THE LOVE WE SHARED. SOMETIMES, I GIVE PIECES OF MY HEART AWAY, AND THE OTHER PERSON HASN'T RETURNED A PIECE OF THEIR HEART TO ME, THESE ARE THE EMPTY GOUGES.

GIVING LOVE IS TAKING A CHANCE. ALTHOUGH THESE GOUGES ARE PAINFUL, THEY STAY OPEN, REMINDING ME OF THE LOVE I HAVE FOR THESE PEOPLE TOO, AND I HOPE SOMEDAY THEY MAY RETURN AND FILL THE SPACE I HAVE WAITING. SO NOW DO YOU SEE WHAT TRUE BEAUTY IS?

THE YOUNG MAN STOOD SILENTLY WITH TEARS RUNNING DOWN HIS CHEEKS. HE WALKED UP TO THE OLD WOMAN, REACHED INTO HIS PERFECT YOUNG AND BEAUTIFUL HEART, AND RIPPED A PIECE OUT. HE OFFERED IT TO THE OLD WOMAN WITH TREMBLING HANDS. THE OLD WOMAN TOOK HER OFFERING PLACED IT IN HER HEART AND THEN TOOK A PIECE FROM HER OLD SCARRED HEART AND PLACED IT IN THE WOUND IN THE YOUNG MAN'S HEART.

IT FIT, BUT NOT PERFECTLY, AS THERE WERE SOME JAGGED EDGES. THE YOUNG MAN LOOKED AT HIS HEART, NOT PERFECT ANYMORE BUT MORE BEAUTIFUL THAN EVER, SINCE LOVE FROM THE OLD WOMAN'S HEART FLOWED INTO HIS. THEY EMBRACED AND WALKED AWAY SIDE BY SIDE.

HOW SAD IT MUST BE TO GO THOUGH LIFE WITH A WHOLE HEART.

RESOLUTION NO. 2007-09

**A RESOLUTION IN APPRECIATION OF THE YEARS OF
SERVICE RENDERED TO THE CITY OF BROOKSVILLE
AND ITS CITIZENS BY ERNEST LEE**

WHEREAS, ERNEST LEE was employed by the City of Brooksville on May 15, 2003 and he has, since that time, faithfully and selflessly rendered a high level of quality service to the Department of Public Works, the City of Brooksville, and the citizens of this community with his professional expertise, dedication, attitude, helpfulness, consideration and enthusiasm; and,

WHEREAS, having initially been hired as a Line Technician II in the Utilities Division, MR. LEE was promoted to Crew Leader in 2005; and,

WHEREAS, during his tenure with the Department of Public Works, MR. LEE continually received comments from his superiors noting his interpersonal skills in dealing with his fellow employees, his reliability, and his ability to work independently, which tended to positively influence those he worked with on a regular basis; and,

WHEREAS, MR. LEE has decided to retire effective May 31, 2007.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BROOKSVILLE, FLORIDA, as follows:

1. That this Resolution is hereby adopted in recognition of four (4) years of faithful and selfless performance of duty by ERNEST LEE.
2. That this Resolution is further adopted to set forth and memorialize the great affection and high esteem in which ERNEST LEE is hereby held by the City of Brooksville, its Council Members, employees and citizens, and to make record of their appreciation and testament to the services performed by said MR. LEE as a servant of the people.

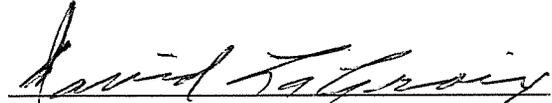
ADOPTED in regular session this 21st day of May 2007.

CITY OF BROOKSVILLE

BY: _____
David Pugh
Mayor

ATTEST: _____
Karen M. Phillips, City Clerk

APPROVED AS TO FORM AND CONTENT
FOR THE RELIANCE OF THE CITY OF
BROOKSVILLE ONLY:


David LaCroix, City Attorney

VOTE OF CITY COUNCIL	
Bernardini	_____
Bradburn	_____
Burnett	_____
Lewis	_____
Pugh	_____

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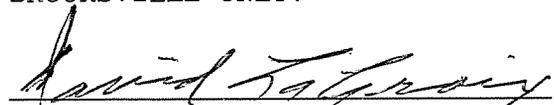
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David LaCroix, City Attorney

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Bradburn	_____
Burnett	_____
Lewis	_____
Pugh	_____

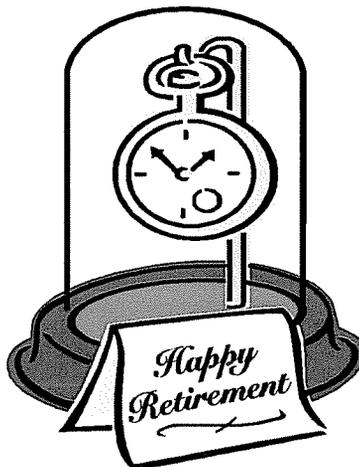
HAPPY RETIRE

KP

5/10.
copies sent
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Dept. 4 clal
posted - 80

The City of Brooksville
Department of Public Works
Will Be Hosting A Retirement Party
On Wednesday, May 30, 2007
600 S. Brooksville Avenue
@ 1:00 P.M.
Honoring

Ernie Lee, Crew Leader, Utilities Department
(May 15, 2003 – May 31, 2007)



I n t e r o f f i c e
M E M O R A N D U M

AGENDA ITEM NO. D-2
5/21/07



To: Steve Baumgartner, Interim City Manager
From: Brian S. Brijbag, Redevelopment Coordinator
Subject: The Jack Kerouac Project
Date: 2-09-07

As a follow-up to my memo dated 1-19-07 on the subject of The Jack Kerouac Project, I would like to make you aware of current developments.

Marty Cummings, the CEO of The Jack Kerouac Foundation, is planning a site visit Sunday February 25th from 1PM to approx 5PM. The Rising Sun Café has been kind enough to allow us to use their site as a base to conduct this visit. During this time, I will introduce Mr. Cummings to key property owners, arrange meetings with individuals from community organizations and also tour our city with him.

Since the article in the Hernando Times, there has been great excitement from those in our community. I have personally spoken to many residents and business owners that want to see this happen and they recognize the great value that this can have for the City of Brooksville. The amount of economic and cultural impact that this project can have can not be understated. It can serve as a catalyst to our downtown revitalization.

As previously stated, this could go a long way to satisfying some of the areas that are addressed in our Revitalization Plan including building deterioration, historical preservation, commercial facade improvements, developing a uniform image downtown, maximizing downtown property values and attracting more people downtown.

I would request that the City Council be made aware of this meeting and please provide further direction as to desired interaction between Mr. Cummings and any elected officials. I am sure that any support the City shows will be appreciated by Mr. Cummings.

The City is abuzz with positive comments about what becoming a Jack Kerouac "Booktown" can mean. It certainly is an exciting time to be involved with the City of Brooksville!

If there are any additional questions, please let me know. I anticipate any additional instructions.

Walter M. (Marty) Cummins Jr.

125 Spring Lake Hills Dr. Altamonte Springs, Florida 32714 (407) 497-3653 or (407) 862-3807

Currently engaged in implementing all my experience and professional skills to establish a family "cottage industry", Safety Deposit Books, establishing Booktowns across the USA, establishing a Bookmobile marketing program for the Booktowns, creating a strategic partnership between the Kerouac Project and the Cities of Asylum to establish Kerouac "on the road" residences for writers from around the world, while continuing my consulting and legal work for Metroplex, Elite and other clients.

BUSINESS AND EMPLOYMENT HISTORY

2005- Present	In House Legal Counsel for Metroplex Investments Inc.
2003-2005	President and CEO of Chapters on Park LLC
1997-2003	President, CEO & Director of Books & Bread Café Inc.
1990-2003	VP & Director of family-owned and operated Chapters Café & Bookshop Inc.
1990-Present	Licensed Florida Attorney
1984-Present	Licensed Florida Real Estate Broker
1989-1990	Practiced law with the firm of William F. Poole & Associates
1977-1988	Managing General Partner of Real Estate Limited Partnerships in Ohio & Florida
1977-1984	Practiced law with the firm of Cummins & McHenry in Columbus, Ohio
1979-1982	Managing Partner of "Subs Etc." restaurant in Columbus, Ohio.
1976-1979	Taught business and real estate courses at Bliss College.

FLORIDA COMMUNITY ACTIVITIES

1998-Present	Founder, Director & President of "The Jack Kerouac Writers in Residence Project"
2001-Present	Founder and Manager of the Central Florida Book & Music Festival
1994-1995	President of The College Park Neighborhood Assn.
1997-1998	Founder & Manager of the College Park Charity Festival and Bazaar
1994-1997	Founder & Manager of the Downtown Orlando Book Fair
1990-1991	Founder & Manager of "Just Desserts" Walt Disney World fundraiser for ill children
1988-1994	Founder & Director of the "Seminole Ornament Society"

FLORIDA GOVERNMENT & POLITICAL ACTIVITIES

1987-1989	Governor's appointee to the East Central Florida Regional Planning Council
1988-1989	Director of the East Central Florida Regional Planning Council

EDUCATION

Graduate with J.D. from Ohio State University College of Law
Duke University College of Law
Cum Laude graduate with BA from Ohio State University
Recipient of 4 year academic "Joyce Scholarship" to Ohio State University

EDUCATION EXTRA-CURRICULAR ACTIVITIES

Student Senate President, Ohio State University
President of the Student Body, Bishop Ready High School,
Freshman & Sophomore Class President,
Senate President of 1969 Ohio Boys State

REFERENCES

Dick Strauss CFO Morse/Genius Foundation (407) 644-0555	Lee Corso, ESPN Lake Mary, Florida (407) 829-9000x116	Barbara West, Anchor WFTV-TV (407) 841-9000	Harriet Pontius VP; NBC Universal (407) 363-8201
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Jan S. Cummins

125 Spring Lake Hills Dr. Altamonte Springs, Florida 32714 (407) 497-3653 or (407) 862-3807

Currently providing management consulting services part time for Elite Investments and Metroplex Investments, while operating Jan Cummins Bookseller, a family owned rare, collectible and specialty convention booksale company.

BUSINESS AND EMPLOYMENT HISTORY

2005- Present	Management consultant and bookdealer.
2003-2005	COO of Chapters on Park LLC
1997-2003	COO & Director of Books & Bread Café Inc.
1990-2003	COO of family-owned and operated Chapters Café & Bookshop Inc.
1986-1990	Office Manager and personal assistant to President of Elite Interiors and Consultants.
1982-1986	Realtor with the Attwood Group
1978-1982	Office Manager, Florida Frame House
1972-1974	History Instructor at Immaculata Lasalle High School, Miami, Florida

FLORIDA COMMUNITY ACTIVITIES

1998-Present	Founder, Director & Secretary of "The Jack Kerouac Writers in Residence Project"
2001-Present	Founder and Assistant Manager of the Central Florida Book & Music Festival
1997-1998	Founder & Manager of the College Park Charity Festival and Bazaar
1994-1997	Founder & Manager of the Downtown Orlando Book Fair
1990-1991	Founder & Manager of "Just Desserts" Walt Disney World fundraiser for ill children

EDUCATION

Graduate with B. A. from The University of Miami, Miami, Fl.

Marty Cummins, President
The Jack Kerouac Project of Orlando, Inc.
P.O. Box 547477
Orlando, FL 32854-7477

December 18, 2006

Mr. Cummins,

I was recently made aware that your organization is interested in buying undeveloped downtown properties and converting them to "booktowns" in affiliation with your literary foundation. May I suggest the City of Brooksville for your consideration?

Brooksville is located 45 miles north of Tampa and just celebrated it's 150th birthday. It is home to many "treasure" shops in a distinct downtown area. Historic Brooksville has become a destination because of it's restaurants, coffee shops, bookstore and art gallery. It may be an ideal community for an endeavor like yours.

This past year, Brooksville was recognized by the Florida Redevelopment Council for its efforts downtown with the 2006 Roy F. Kenzie Award for Cultural Enhancement. Brooksville was also a finalist for the Florida League of Cities award for "City Spirit". That honor was bestowed because of the cities commitment to the arts. With award-winning music series, art festivals, film festivals and an active theatre community, the City of Brooksville would welcome The Jack Kerouac Project as an important part to our emerging cultural scene.

I have enclosed some information to give you some feel for Brooksville but you must experience it yourself. As the Redevelopment Coordinator for the City and also a member of the local Arts Council, I would be delighted to assist you further. I would also be able to speak to you in greater detail about the benefits the City of Brooksville could offer.

Please do not hesitate to contact me and thank you for your time.

*"Great things are not accomplished
by those who yield to trends and
fads and popular opinion."*

-- Jack Kerouac

Brian S. Brijbag

City of Brooksville



To: Richard Anderson, City Manager
From: Brian S. Brijbag, Redevelopment Coordinator
Subject: The Jack Kerouac Project
Date: 1-19-07

The Jack Kerouac Project is a non-profit organization located in Orlando, Florida that focuses on promoting the written word. They are interested in creating a "booktown" located in the State of Florida. This booktown will be a national destination for cultural and historical activities. This booktown will consist of key businesses succeeding in a small downtown.

I have been speaking with Marty Cummins, the President of the foundation, and during our discussions, I have convinced him that Brooksville would be an ideal location for their project. They are seeking a classic, historical, small downtown near a large population center which is sitting on the cusp of a revitalization explosion. They feel that Brooksville fits those requirements.

The investors will work with existing business owners and hire local residents to create a café bookstore, several specialty bookshops, a bed and breakfast and a local theater capable of presenting both movies and plays. If there are no existing owners interested, they have people that will come in and create those businesses. These type of business would mix nicely with our current selection of antique shops and restaurants. Also, this would bring national attention to the City as a tourist destination.

An added benefit is that the foundation would also plan four major events per year, including a film festival, a book festival and an art festival. They would also schedule weekly evening events with book and poetry readings. They would plan to primarily pull from the Tampa and Orlando area and bring others from around the country.

The Board of Directors includes such people as Steve Allen, Michael York, Jerry Stiller and William F. Buckley Jr. The company has tremendous financial backing and could be a catalyst to invigorate the downtown area.

They have asked that I help identify real estate property that could be purchased and/or the current owners can become part of the project. They are also open to using some of the unused second story space in the downtown.

Mr. Cummings will be planning a site visit to move this process along. Vital to the success will be cooperation from the local government to make this work. Our winning the 2006 Cultural Enhancement Award for our support of the Bandshell Bash was key to getting the chance to showcase our City to this group.

I will keep you updated as this progresses. This could go a long way to satisfying some of the areas that are addressed in our Revitalization Plan including building deterioration, historical preservation, commercial facade improvements, developing a uniform image downtown, maximizing downtown property values and attracting more people downtown.

If there are any additional questions, please let me know.

MEMORANDUM

To: Honorable Mayor & City Council Members
Via: Steve Baumgartner, Acting City Manager
From: Bill Geiger, Community Development Director 
Subject: AX2007-02 - Voluntary annexation of 7.00 acres ±.
Petitioner: Sim L. Lowman, Jr. & Traci L. Lowman
Location: The property is located on the east side of the proposed North/South Connector Road (Governor Blvd) and south of Imogene Lane - See attached drawing
Date: May 9, 2007 ORD # 744

The subject property is 7.00 acres± located on the east side of the proposed North/South Connector Road (Governors Blvd) and south of Imogene Lane. Legal descriptions by metes and bounds are given in full in the petition packet. The petitioner is requesting, through the voluntary annexation process outlined in Chapter 171 Florida Statutes, for their property to be annexed into the City of Brooksville.

CURRENT LAND USE/ZONING

The subject property has a County land use designation of Residential on the Future Land Use Map of the Hernando County Comprehensive Plan. The property is currently zoned Residential in Hernando County.

STAFF FINDINGS

The petitioner is seeking to have the subject property annexed into the City of Brooksville. The petition appears to meet all of the requirements of Section 171.044, Florida Statutes, for voluntarily annexing into the City of Brooksville. If the annexation is approved, then the City's Comprehensive Plan Future Land Use Element will need to be amended to reflect the incorporation, and an appropriate land use designation will need to be assigned that is suitable to the property and consistent with the proposed use as approved by the City. Any development/use proposed prior to the City adopting said Comprehensive Plan Amendment must be consistent with the County's land use and zoning regulations.

It may be noted that future development of this property will be analyzed for impact to roads, utilities, drainage, public services, the environment and all other applicable land use criteria, and will be subject to meeting all federal, state and local agency permitting requirements. Comprehensive Plan Amendment and zoning petitions/applications will be coordinated (if applicable) with the Hernando County School Board and Hernando County Planning Department to solicit input pursuant to and consistent with existing interlocal agreements.

This report does not include the perspective of adjacent landowners, who may be present at the public meeting to address and present questions and comment.

The only action being considered by the City at this time is the petitioner's request for annexation of their property into the City.

RECOMMENDATION

The Planning & Zoning Commission concurred with the staff recommendation to find that the annexation of land associated with Petition No. AX2007-02 is in compliance with Chapter 171, Florida Statutes for being integrated into the incorporated area of the City of Brooksville through the voluntary annexation petition process, and recommend that City Council approve the annexation of the 7.00 ± acre tract of land, subject to the following conditions:

1. If development occurs on this parcel prior to the City adopting a Comprehensive Plan Amendment assigning a land use designation to this property, and zoning the property consistent with the land use designation, then said development would be required to comply with Hernando County land use and zoning regulations and be consistent with City of Brooksville performance standards.
2. Annexation shall include the integration of all public rights-of-way (as applicable) lying directly adjacent to the annexed property.

At the May 7, 2007 meeting, City Council accepted the staff and Planning & Zoning Commission recommendation and approved the first reading of Ordinance No. 744, specifying that the public hearing and second and final reading would be scheduled for May 21, 2007 at 7:00 pm in the City Council chambers.

- Enclosures:**
- 1) Annexation Petition
 - 2) Petitioner's Letter (dated March 1, 2007)
 - 3) Annexation Ordinance No. 744

CITY OF BROOKSVILLE ANNEXATION PETITION

APPLICATION TO ANNEX REAL PROPERTY INTO THE CITY OF BROOKSVILLE

DATE 2-28-07 FILE # _____

Please print or type all information.

APPLICANT(S): Sim L. Lowman, Jr.
Tracie L. Lowman

Mailing Address: 7040 Sims Rd.
Brooksville, FL 34601

Daytime Telephone: 352/754-9847

REPRESENTATIVE: _____

Mailing Address: _____

Daytime Telephone: _____

LEGAL DESCRIPTION: Section 33 Township 22 Range AE

Size of Area Covered by Application: 7 acres 304,920

Highway & Street Boundaries: _____

ACKNOWLEDGMENT

This petition is filed pursuant to Section 171.044, Florida Statutes, for the purpose of voluntarily annexing the land described above into the City of Brooksville. This land is situated in the State of Florida, County of Hernando, and is contiguous to the present city boundary and is reasonable compact.

I, Tracie Lowman + Sim Lowman, do hereby state and affirm that all answers to the questions in this application and all sketches and data attached to and made part of this application are honest and true to the best of my knowledge and belief. I further state and affirm that this petition contains the signatures of all the owners of the property proposed to be annexed.

Signature (Owner/Representative)
Tracie Lowman
Owner Signature(s)
[Signature]
Owner Signature(s)

STATE OF FLORIDA
COUNTY OF Hernando

The foregoing instrument was acknowledged before me this 2nd day of March by the above person(s) Tracie L. Lowman & Sim L. Lowman who is personally known to me or who has produced _____ as identification and who (did) (did not) take an oath.

[Signature]
Notary Public



U:\bollsboards\pet_form\ax_pet11

OWNER OR AGENT AFFIDAVIT

CITY OF BROOKSVILLE
COUNTY OF HERNANDO
STATE OF FLORIDA

I, Tracie Lowman & Sim Lowman being duly sworn, hereby depose and say
Tracie Lowman & Sim Lowman the owner of the herein described property to-wit:

(Insert Legal Description Below)

PARCEL: R33 422 19 0000 0330 0030 1532050

N610.5 FT OF SE1/4 OF NE1/4
LESS N280.5 FT OF W932 FT &
LESS S330 FT OF W330 FT
THEREOF AND LESS A TR 610X776X
113X875 FT MOL AS DES IN
ORB 1931 PG 33

AND

PARCEL: R33 422 19 0000 0330 0020 1301610

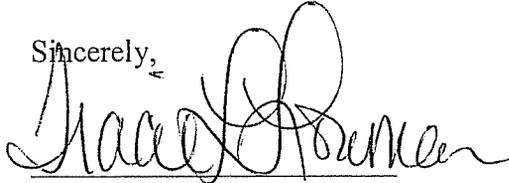
DESCR: S330 FT OF W330 FT OF
N610.5 FT OF SE1/4 OF NE1/4
ORB 1042 PG 83

3-1-07

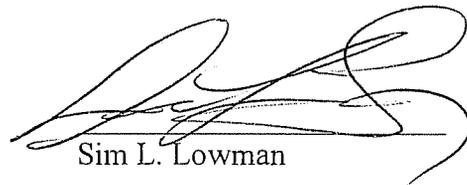
City of Brooksville
Zoning Department

Please accept this letter as explanation for our request for annexation of our property into the City of Brooksville. We request that our property, detailed in the legal descriptions submitted with this application, be annexed into the City limits of Brooksville. This annexation is essential to further development of our property.

Sincerely,



Tracie L. Lowman



Sim L. Lowman

ORDINANCE NO. 744

**AN ORDINANCE ANNEXING CERTAIN REAL
PROPERTY INTO THE CITY OF
BROOKSVILLE, FLORIDA; PROVIDING AN
EFFECTIVE DATE.**

WHEREAS, a petition from Sim L. & Traci L. Lowman has been filed with the City of Brooksville pursuant to Chapter 171, Florida Statutes, particularly Section 171.044, requesting the integration, annexation, and incorporation of certain real properties into the City of Brooksville, Florida, as shown on Exhibit "A", which is hereby incorporated herein by this reference, legally described as:

North 610.50 feet of the Southeast 1/4 of the Northeast 1/4 of Section 33, Township 22 South, Range 19 East, Hernando County, Florida Less the North 280.50 feet of the West 932.00 feet and less the South 330.00 feet of the West 330.00 feet thereof.

And

The South 330.0 feet of the West 330.0 feet of the North 610.5 feet of the SE 1/4 of the NE 1/4 (Fractional), Section 33, Township 22 South, Range 19 East, Hernando County, Florida. Together with an easement for ingress and egress and utilities over and across the north 15 feet of the SE 1/4 of the NE 1/4, West of the East right of way line of Young Street and the West 15 feet of the North 280.5 feet of the SE 1/4 of the NE 1/4 of said Section 33, Township 22 South, Range 19 east, Hernando County, Florida.

WHEREAS, said petition and supporting documentation has been reviewed to satisfy each and every requirement pursuant to Section 171.044, Florida Statutes, and, the area to be annexed meets the criteria in Chapter 171, Florida Statutes, and;

WHEREAS, the City Manager has determined the City's service delivery systems can accommodate the annexation of this parcel without adversely impacting other property within the City or the residents of the City, and;

WHEREAS, the City of Brooksville Planning and Zoning Commission recommended at its April 11, 2007 meeting that the City Council annex the referenced property, and;

WHEREAS, the City Council of the City of Brooksville, Florida, has reviewed the petition and the individual signatures thereto, to integrate certain territory into the City of Brooksville and hereby declares same to be sufficient under the terms and requirements of City Code and Chapter 171, Florida Statutes.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BROOKSVILLE, FLORIDA, AS FOLLOWS:

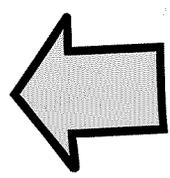
1. The above recitals are incorporated herein and made a part hereof.
2. The property described hereto is hereby annexed by the City of Brooksville, subject to the conditions set forth as follows:
 - a. Annexation shall include the integration of all of the public right-of-way lying directly adjacent to the annexed property.
 - b. If development occurs on this parcel prior to the City adopting a Comprehensive Plan Amendment assigning a land use designation to this property, and zoning the property consistent with the land use designation, then said development would be required to comply with Hernando County land use and zoning regulations and be consistent with City of Brooksville performance standards.

3. Upon its effective date, this ordinance shall become and be made a part of the Official Code of Ordinances of the City of Brooksville and the sections of this ordinance may be renumbered to accomplish such intent.
4. Should this Ordinance contain provisions herein that are in conflict with any laws, rules, or regulations of higher authority, or be declared null and/or void of constitutional authority by courts of competent jurisdiction, such provisions so declared shall stand severed herewith and in which case all remaining provisions of this Ordinance not so declared, shall stand and continue in effect and shall take effect upon passage and will remain in force until superseded, supplemented, amended, repealed or otherwise altered.
5. All City of Brooksville boundary maps, charter and ordinance provisions pertaining to boundaries, codes and regulations, shall be automatically hereby amended so as to conform with the boundary revision described herein. The boundary lines of the City of Brooksville shall thereupon automatically be redefined so as to include supplementary the land described and incorporated into this ordinance.
6. This ordinance shall become effective immediately upon its adoption.

CITY OF BROOKSVILLE

Attest: _____
 Karen M. Phillips
 City Clerk

By: _____
 David Pugh
 Mayor



PASSED on First Reading May 7, 2007

PASSED on Second & Final Reading _____

Approved as to form and content
 for the reliance of the City of
 Brooksville only:

VOTE OF COUNCIL:
 Bernardini _____
 Bradburn _____
 Burnett _____
 Lewis _____
 Pugh _____



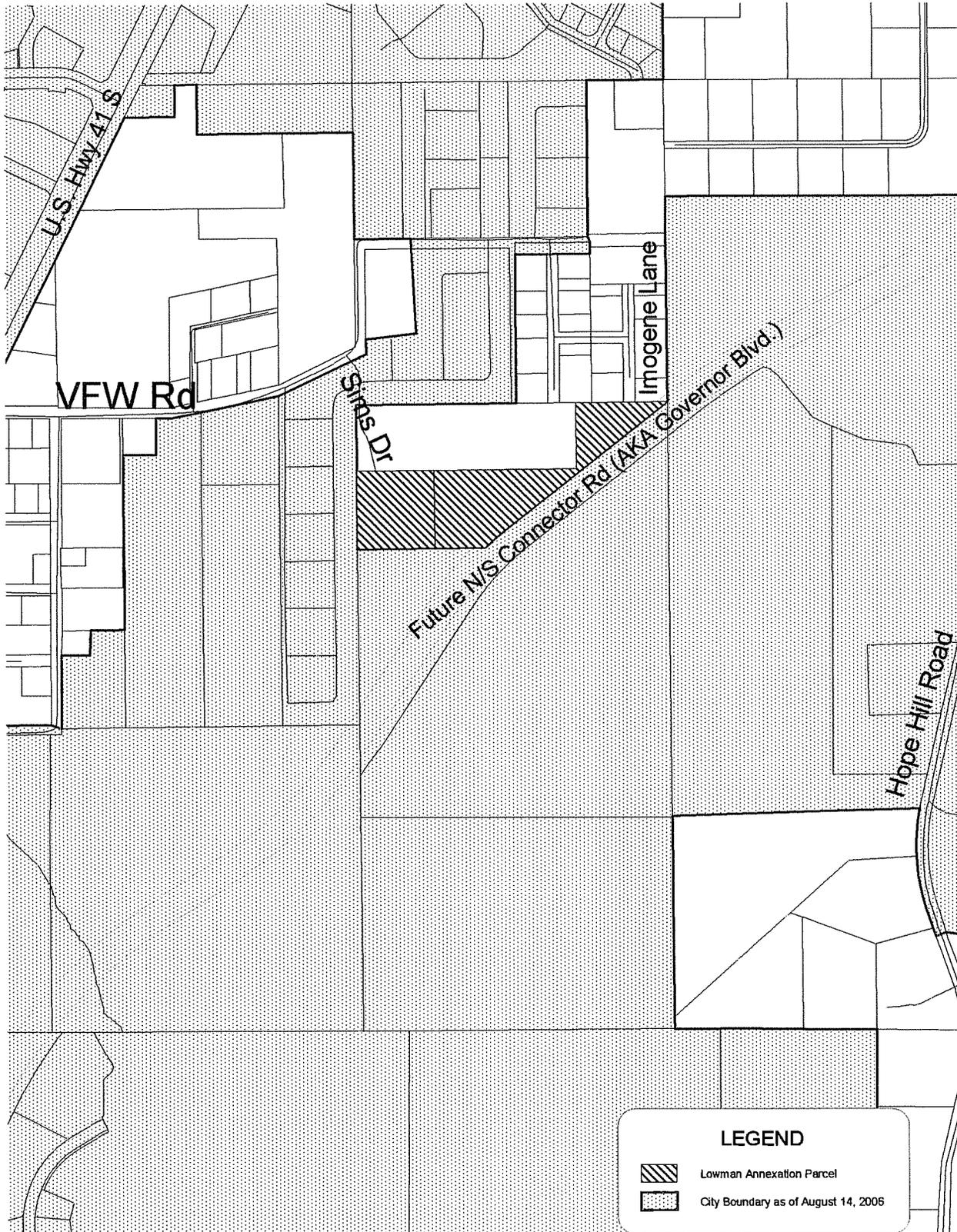
 David La Croix, City Attorney



Annexation Petition

Sim L. & Traci L. Lowman

7.00 Acres +/-



LEGEND

-  Lowman Annexation Parcel
-  City Boundary as of August 14, 2006

Prepared by
City of Brooksville
Community Development Department
05/09/2007

Exhibit "A"
Annexation
Ordinance No. 744

MEMORANDUM

To: Honorable Mayor & City Council Members
Via: Steve Baumgartner, Interim City Manager
From: Bill Geiger, Community Development Director (BA)
Subject: AX2007-03; Voluntary annexation of 2.228 acres ±.
Petitioner: Michael F. and Laura G. Gamba, Presented by David Post
Location: The property is located at 1039 S. Mildred Avenue (East side of Mildred Avenue at the southern terminus) - See attached drawing
Date: May 10, 2007 ORD # 745

The subject property is 2.228 acres ± located at 1039 S. Mildred Avenue (East side of Mildred Avenue at the southern terminus). Legal descriptions by metes and bounds are given in full in the petition packet. The petitioner is requesting, through the voluntary annexation process outlined in Chapter 171 Florida Statutes, for their property to be annexed into the City of Brooksville.

CURRENT LAND USE/ZONING

The subject property has a County land use designation of Residential on the Future Land Use Map of the Hernando County Comprehensive Plan. The property is currently zoned Residential in Hernando County, and contains a 2,156 square foot SFR structure built in 1961.

STAFF FINDINGS

The petitioner is seeking to have the subject property annexed into the City of Brooksville. The petition appears to meet all of the requirements of Section 171.044, Florida Statutes, for voluntarily annexing into the City of Brooksville. If the annexation is approved, then the City's Comprehensive Plan Future Land Use Element will need to be amended to reflect the incorporation, and an appropriate land use designation will need to be assigned that is suitable to the property and consistent with the proposed use as approved by the City. Any development/use proposed prior to the City adopting said Comprehensive Plan Amendment must be consistent with the County's land use and zoning regulations.

It may be noted that future redevelopment of this property will be analyzed for impact to roads, utilities, drainage, public services, the environment and all other applicable land use criteria, and will be subject to meeting all federal, state and local agency permitting requirements. Comprehensive Plan Amendment and zoning petitions/applications will be coordinated with the Hernando County School Board and Hernando County Planning Department (as applicable) to solicit input pursuant to and consistent with existing interlocal agreements.

This report does not include the perspective of adjacent landowners, who may be present at the public meeting to address and present questions and comment.

The only action being considered by the City at this time is the petitioner's request for annexation of their property into the City.

STAFF RECOMMENDATION

At their May 9, 2007 meeting, the Planning & Zoning Commission concurred with staff to find that the annexation of land associated with Petition No. AX2007-03 is in compliance with Chapter 171, Florida Statutes for being integrated into the incorporated area of the City of Brooksville through the voluntary annexation petition process, and recommend that City Council approve the annexation of the 2.228 ± acre tract of land, subject to the following conditions:

1. If development occurs on this parcel prior to the City adopting a Comprehensive Plan Amendment assigning a land use designation to this property, and zoning the property consistent with the land use designation, then said development would be required to comply with Hernando County land use and zoning regulations and be consistent with City of Brooksville performance standards.
2. Annexation shall include the integration of all public rights-of-way lying directly adjacent to the annexed property.

- Enclosures:**
- 1) Annexation Petition
 - 2) Proposed Annexation Ordinance
 - 3) Location Map

ORDINANCE NO. 745

**AN ORDINANCE ANNEXING CERTAIN
REAL PROPERTY INTO THE CITY OF
BROOKSVILLE, FLORIDA; PROVIDING
AN EFFECTIVE DATE.**

WHEREAS, a petition by Michael F. and Laura G. Gamba, has been filed pursuant to Chapter 171, Florida Statutes, particularly Section 171.044, requesting the integration, annexation, and incorporation of certain real properties into the City of Brooksville, Florida, as shown on Exhibit "A", which is hereby incorporated herein by this reference, legally described as:

Commencing at the Northeast corner of the Southwest 1/4 of Section 27, Township 22 South, Range 19 East, Hernando County, Florida, go thence North 88°38'58" West along the 1/4 section line a distance of 847.04 feet, thence South 01°50'32" West a distance of 666.67 feet to the POINT OF BEGINNING, thence continue South 01°50'32" West a distance of 125.0 feet, thence South 87°24'58" East a distance of 353.0 feet, thence North 01°50'32" East a distance of 125.0 feet, thence North 87°24'58" West a distance of 353.0 feet to the POINT OF BEGINNING.

LESS the Westerly 40 feet thereof to be used for road right-of-way purposes.

Said lands lying in and being a part of the Southwest 1/4 of Section 27, Township 22 South, Range 19 East, Hernando County, Florida.

AND

Commencing at the Northeast corner of the Southwest 1/4 of Section 27, Township 22 South, Range 19 East, Hernando County, Florida, thence North 88°38'58" West along the 1/4 section line a distance of 847.04 feet, thence South 1°50'32" West a distance of 791.67 feet to the POINT OF BEGINNING, thence continue South 1°50'32" West a distance of 150.0 feet, thence South 87°24'58" East a distance of 353.0 feet, thence North 87°24'58" West a distance of 353.0 feet to the POINT OF BEGINNING.

LESS the West 20 feet thereof AND ALSO LESS the East 20 feet of the West 40 feet thereof reserved for road right-of-way purposes.

Said lands lying in and being a part of the Southwest 1/4 of Section 27, Township 22 South, Range 19 East, Hernando County, Florida.

Location: 1039 S. Mildred Avenue

WHEREAS, said petition and supporting documentation has been reviewed to satisfy each and every requirement pursuant to Section 171.044, Florida Statutes, and, the area to be annexed meets the criteria in Chapter 171, Florida Statutes, and;

WHEREAS, the City Manager has determined the City's service delivery systems can accommodate the annexation of this parcel without adversely impacting other property within the City or the residents of the City, and;

WHEREAS, the City of Brooksville Planning and Zoning Commission recommended at its May 9, 2007 meeting that the City Council annex the referenced property, and;

WHEREAS, the City Council of the City of Brooksville, Florida, has reviewed the petition and the individual signatures thereto, to integrate certain territory into the City of Brooksville and hereby declares same to be sufficient under the terms and requirements of City Code and Chapter 171, Florida Statutes.

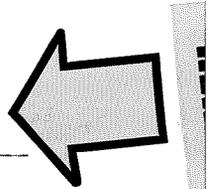
NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BROOKSVILLE, FLORIDA, AS FOLLOWS:

1. The above recitals are incorporated herein and made a part hereof.
2. The property described hereto is hereby annexed by the City of Brooksville, subject to the conditions set forth as follows:
 - a. Annexation shall include the integration of all of the public right-of-way lying directly adjacent to the annexed property.
 - b. If development occurs on this parcel prior to the City adopting a Comprehensive Plan Amendment assigning a land use designation to this property, and zoning the property consistent with the land use designation, then said development would be required to comply with Hernando County land use and zoning regulations and be consistent with City of Brooksville performance standards.
3. Upon its effective date, this ordinance shall become and be made a part of the Official Code of Ordinances of the City of Brooksville and the sections of this ordinance may be renumbered to accomplish such intent.
4. Should this Ordinance contain provisions herein that are in conflict with any laws, rules, or regulations of higher authority, or be declared null and/or void of constitutional authority by courts of competent jurisdiction, such provisions so declared shall stand severed herewith and in which case all remaining provisions of this Ordinance not so declared, shall stand and continue in effect and shall take effect upon passage and will remain in force until superseded, supplemented, amended, repealed or otherwise altered.
5. All City of Brooksville boundary maps, charter and ordinance provisions pertaining to boundaries, codes and regulations, shall be automatically hereby amended so as to conform with the boundary revision described herein. The boundary lines of the City of Brooksville shall thereupon automatically be redefined so as to include supplementary the land described and incorporated into this ordinance.
6. This ordinance shall become effective immediately upon its adoption.

CITY OF BROOKSVILLE

Attest: _____
 Karen M. Phillips
 City Clerk

By: _____
 David Pugh
 Mayor

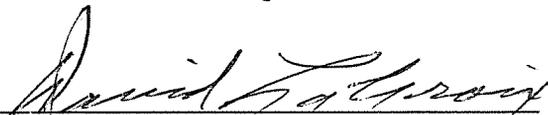


PASSED on First Reading _____

PASSED on Second & Final Reading _____

Approved as to form and content
 for the reliance of the City of
 Brooksville only:

VOTE OF COUNCIL:
 Bernardini _____
 Bradburn _____
 Burnett _____
 Lewis _____
 Pugh _____


 David La Croix, City Attorney



AXZ2007-03 Annexation
Michael & Laura Gamba Property
May 21, 2007



Prepared by
City of Brooksville
Community Development Department
May 21, 2007

AX2007-03 - Annexation
Ordinance No. 745
Exhibit "A"

CITY OF BROOKSVILLE ANNEXATION PETITION

APPLICATION TO ANNEX REAL PROPERTY INTO THE CITY OF BROOKSVILLE

DATE _____ FILE # _____

Please print or type all information.

APPLICANT(S): Michael F. Gamba and Laura G. Gamba

Mailing Address: 1039 S Mildred Avenue
Brooksville, Fl 34601

Daytime Telephone: _____

REPRESENTATIVE: David Post

Mailing Address: 5911 Sheldon Road
Tampa, Fl 33615

Daytime Telephone: 813-882-0991

LEGAL DESCRIPTION: Section 27 Township 22 Range 19

Size of Area Covered by Application: 2.228 Acres

Highway & Street Boundaries: Mildred Avenue West of Hale Road

ACKNOWLEDGMENT

This petition is filed pursuant to Section 171.044, Florida Statutes, for the purpose of voluntarily annexing the land described above into the City of Brooksville. This land is situated in the State of Florida, County of Hernando, and is contiguous to the present city boundary and is reasonable compact.

I, David Post, do hereby state and affirm that all answers to the questions in this application and all sketches and data attached to and made part of this application are honest and true to the best of my knowledge and belief. I further state and affirm that this petition contains the signatures of all the owners of the property proposed to be annexed.

David Post
Signature (Owner/Representative)

Owner Signature(s)

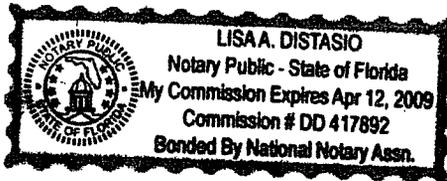
Owner Signature(s)

STATE OF Florida
COUNTY OF PASCO

The foregoing instrument was acknowledged before me this 23 day of February, 2007 by the above person(s) DAVID G. POST who is personally known to me or who has produced Driver's License as identification and who (did) (did not) take an oath.

P230167651780
exp. 5/18/2012

Lisa Distasio
Notary Public LISA DISTASIO



U:\ball\boards\pet_form\ax_petit

APPOINTMENT OF AGENT

CITY OF BROOKSVILLE
COUNTY OF HERNANDO
STATE OF FLORIDA

I, Michael F. and Laura G. Gamba, the owner(s) in fee simple of the below described real property hereby appoint David Post as my (our) agent to file required petitions, sign required documents, make representations as to issues of fact and to appear, as may be necessary, before the appropriate City of Brooksville authority. My agent shall also have the authority to commit myself as owner to the necessary future performance conditions as may be directed by the appropriate City authority as a condition of granting my petition.

(Insert Legal Description Below)

PARCEL: R27 422 19 0000 0270 0000 Key: 00358231
A LOT 125X313 FT & A LOT 150X313 FT BOTH LYING
IN NE1/4 OF SW1/4 DES IN ORB 1235 PG 1210

Dated: 02-08-07

Signed in the presence of:

WITNESSES:

Signature Anna Ward
Print Name ANNA WARD

Signature [Signature]
Print Name RICHARD BUNTS

Signature Anna Ward
Print Name ANNA WARD

Signature [Signature]
Print Name RICHARD BUNTS

LANDOWNER(S):

Signature Michael F. Gamba
Print Name Michael F. Gamba

Signature Laura G. Gamba
Print Name Laura G. Gamba

c:\bol\boards\pet_form\appt_agt
12/18/97

OWNER OR AGENT AFFIDAVIT

CITY OF BROOKSVILLE
COUNTY OF HERNANDO
STATE OF FLORIDA

I, David Post, being duly sworn, hereby depose and say
I Am ~~the owner~~ of the herein described property to-wit:
agent

(Insert Legal Description Below)

SEE ATTACHED LEGAL DESCRIPTION

EXHIBIT "A"

Commencing at the Northeast corner of the Southwest 1/4 of Section 27, Township 22 South, Range 19 East, Hernando County, Florida, go thence North $88^{\circ}38'58''$ West along the 1/4 section line a distance of 847.04 feet, thence South $01^{\circ}50'32''$ West a distance of 666.67 feet to the POINT OF BEGINNING, thence continue South $01^{\circ}50'32''$ West a distance of 125.0 feet, thence South $87^{\circ}24'58''$ East a distance of 353.0 feet, thence North $01^{\circ}50'32''$ East a distance of 125.0 feet, thence North $87^{\circ}24'58''$ West a distance of 353.0 feet to the POINT OF BEGINNING.

LESS the Westerly 40 feet thereof to be used for road right-of-way purposes.

Said lands lying in and being a part of the Southwest 1/4 of Section 27, Township 22 South, Range 19 East, Hernando County, Florida.

AND

Commencing at the Northeast corner of the Southwest 1/4 of Section 27, Township 22 South, Range 19 East, Hernando County, Florida, thence North $88^{\circ}38'58''$ West along the 1/4 section line a distance of 847.04 feet, thence South $1^{\circ}50'32''$ West a distance of 791.67 feet to the POINT OF BEGINNING, thence continue South $1^{\circ}50'32''$ West a distance of 150.0 feet, thence South $87^{\circ}24'58''$ East a distance of 353.0 feet, thence North $1^{\circ}50'32''$ East a distance of 150.0 feet, thence North $87^{\circ}24'58''$ West a distance of 353.0 feet to the POINT OF BEGINNING.

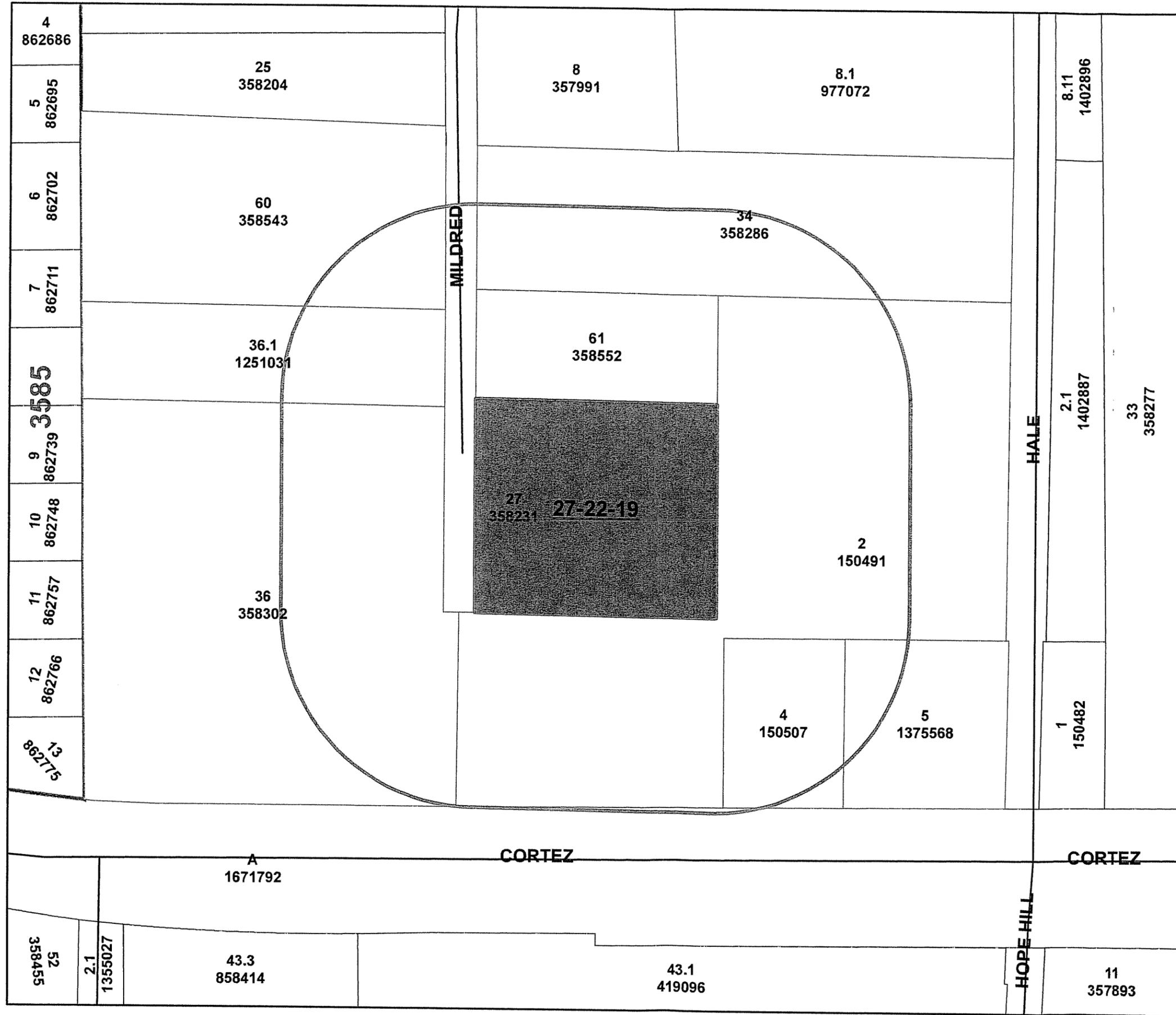
LESS the West 20 feet thereof AND ALSO LESS the East 20 feet of the West 40 feet thereof reserved for road right-of-way purposes.

Said lands lying in and being a part of the Southwest 1/4 of Section 27, Township 22 South, Range 19 East, Hernando County, Florida.

Parcel ID#R27 22 19 0000 0270 0000

Re: Hogan/Gamba (#03-017)

GAMBA APO



Not To Scale

- Legend**
- SUBJECT PARCEL
 - Dashed - Easement
 - Dashed - Historic
 - Dashed - Subdivision
 - PARCELS WITHIN 25
 - PARCEL SEARCH
 - 250FT BUFFER

Alvin R. Mazourek, CFA
 This map was prepared by this office to be used as an aid in land parcel location and identification only. All land locations, right-of-way widths, acreages, and utility locations are subject to field survey or other appropriate verification.
 Map reflects parcels, and boundaries as they existed on 02-21-07

MEMORANDUM

To: Honorable Mayor & City Council Members
Via: Steve Baumgartner, Interim City Manager
From: Bill Geiger, Community Development Director *BG*
Subject: RZ2007-02 and SE2007-02- Petitioner is requesting a zoning classification from County Agricultural/Residential to City Planned Development Project (PDP) with a Special Exception Use for a Residential Planned Development Project and Master Plan Approval.
Petitioner: Crosland-Southern Hills Blvd., LLC (Petition presented by Ruden McClosky and Heidt & Associates)
Location: The properties are located east of U.S. Hwy 41 South and on the south side of Southern Hills Boulevard - See attached drawing.
Date: May 10, 2007

ORD. NO. 746

SUMMARY OF REQUEST - GENERAL INFORMATION

The subject combined properties are 11.45 acres ± (10.06 acres ± are located within a City Suburban Residential District and 1.39 acres ± are located within a County Residential District). Both parcels are undeveloped, and are located east of U.S. Highway 41 South and on the south side of Southern Hills Boulevard. Legal descriptions by metes and bounds are given in full in the petition packet. The subject properties were annexed into the City on May 28, 2003 via Ordinance No. 633 (10.06 acres ±), and on October 16, 2006 via Ordinance No. 727 (1.39 acres ±).

At this time the property owner is requesting that the City assign a zoning designation of Planned Development Project (PDP) with a special exception use for a Residential Planned Development Project (RPDP) to the subject properties and subsequent approval of the proposed Master Plan.

Proposed development of the 1.39 acres ± parcel is subject to being consistent with County land use and zoning regulations, until such time as a comprehensive plan amendment is completed to establish a City designated land use for this part of the property. On December 13, 2006, the Hernando County Board of County Commissioners (HCBCC) reviewed a report concerning the proposed 1.39 acres ± parcel and its proposed use consistency with the County Comprehensive Plan and Land Development Regulations. The HCBCC determined that the proposed rezoning from Agricultural (County zoning designation) to RPDP (Residential) was not inconsistent with the County Comprehensive Plan, subject to a list of performance conditions. (See attached County reports).

CURRENT LAND USE/ZONING

The subject properties 10.06 acre ± parcel has a City land use designation of Suburban Residential on the City's Future Land Use Map (FLUM) of its Comprehensive Plan, and the 1.39 acres ± parcel has a County land use designation of Residential on the FLUM of the Hernando County Comprehensive Plan. The properties are both currently zoned County Agricultural (AG). The petitioner is requesting that the City assign the subject property with a zoning designation of Planned Development Project (PDP), with a special exception use consideration for a Residential Planned Development Project (R-PDP), and subsequent approval of the proposed Master Plan.

PAGE 2

RZ2007-02 & SE2007-02

Crosland-Southern Hills Blvd., LLC

May 10, 2007

STAFF FINDINGS

As noted, the subject properties have been annexed into the City of Brooksville's jurisdiction. Development of portions of this property is still subject to being consistent with the County's land use and zoning regulations until a Comprehensive Plan Amendment assigning a City land use to certain portions (1.39 acres \pm) of the property is approved. As determined by the County, the City's assignment of a PDP zoning designation and a special exception use for a Residential Planned Development Project (RPDP) to the property would not be inconsistent with the County's adopted Hernando County Comprehensive Plan, subject to performance conditions (See County's 12/13/06 report enclosed). Assigning a PDP zoning designation with special exception use approval for a Residential Planned Development Project (RPDP) is also consistent with the City's adopted Comprehensive Plan. The petitioner has provided a preliminary engineering report that appears to accurately portray information pertaining to topography, flood plain, soils and environmental conditions associated with the property.

The petitioner proposes to develop the site with up to 164 residential units in fourteen 3-story buildings (Density = 14.32 units per acre), including conservation, drainage and recreation/open space areas on 11.45 acres \pm . The narrative and Master plan addresses topography, flood plain, soils, vegetation, access, and utilities. Additionally, the owner proposes to construct a 6-foot perimeter (fence/wall) structure along the western and northern borders of this site.

The developer is requesting the following minimum building setbacks:

- From Southern Hills Boulevard - 35'
- From Governor Boulevard - 35'
- From South (Rear) property Line - 25'
- From East (Side) property line - 25'
- Separation between buildings - 20'
- Setbacks from internal drive lanes - 10'

The developer is requesting a deviation from the City's Residential Land Area and Land Use Intensity standards for PDP development to allow approximately 23,000 square feet of additional building floor area. The developer indicates that the project would continue to meet all other standards and ratios for livability, open space, recreation and parking. If this deviation is approved as a performance standard, it should be conditional based on the developer demonstrating that all other ratios are met and that the recreation space provided is of high quality and adequate to serve the level of development, as determined and approved by the city manager or the manager's designee.

The developer is proposing two points of access to the property. One access drive will connect to Southern Hills Boulevard. The other access drive will connect to Governor Boulevard (to be constructed in 2008). The completion of construction for this development will need to coincide with the timing of the construction and completion of that portion of Governor Boulevard that will link to

PAGE 3
RZ2007-02 & SE2007-02
Crosland-Southern Hills Blvd., LLC
May 10, 2007

and intersect with Southern Hills Boulevard.

The developer will be required to comply with the City's landscaping, buffers and tree protection regulations. The subject property is not located within any wellhead protection areas.

The developer will be required to construct an on-site storm water drainage control system that meets the design and performance standards as specified by the technical requirements for open and closed basins in the *Environmental Resource Permitting Information Manual, latest edition*, as published by the Southwest Florida Water Management District.

The current property owner is required to submit a formal subdivision plat for review and approval in accordance with the City's Land Subdivision Regulations. When development plans are submitted for permitting of this project, they will be reviewed and analyzed for impact to roads, utilities, drainage, the environment and compliance with all other applicable land use criteria and will be subject to meeting all federal, state and local agency permitting requirements.

NOTE: The Zoning/Special Exception Use process is a land use determination which does not constitute a permit for either construction on or use of the property. These actions are not considered a Certificate of Concurrence. Prior to use of or construction on the property, the petitioner must receive approval from the appropriate City and/or other governmental agencies that have regulatory authority over the proposed development.

The granting of this land use determination does not protect the owner from civil liability for recorded deed restrictions which may exceed any City land use ordinances. Homeowner's associations or architectural review committees may require submission of plans for their review and approval. The applicant for this land use request should contact the local association (if there is one) and review the Public Records for all restrictions that may be applicable to this property.

This report does not include the perspective of adjacent landowners, who may be present at the public meeting to address and present questions and comment.

STAFF RECOMMENDATION

At their meeting on May 9, 2007, the Planning and Zoning Commission concurred with staff to recommend that City Council approve an ordinance zoning the property as a Planned Development Project (PDP), with a Special Exception Use (SEU) approval for a Residential Planned Development Project (RPDP), and subsequent master plan approval of the plan labeled as "Southern Hills Apartment Site" Master Plan, developed by Heidt & Associates, Inc., dated 4/12/2007, subject to the following performance conditions:

1. Within two years of the Council's approval of the Residential Planned Development Project (RPDP) zoning and SEU approval, the petitioner/developer will need to initiate the construction or subdivision process (as applicable), providing preliminary plat plans that

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RZ2007-02 & SE2007-02

Crosland-Southern Hills Blvd., LLC

May 10, 2007

- address infrastructure needs, and construction plans that reflect the preliminary plat (all being consistent with the requirements of the City's subdivision and/or planned development project regulations). Otherwise, this SEU approval becomes null and void.
2. The petitioner/developer must obtain all permits and meet all applicable land development regulations, for construction or use of the property.
 3. The maximum number of residential dwelling units associated with this Zoning/SEU approval is one-hundred-sixty-four (164).
 4. The minimum building setbacks for this project are as follows:
 - From Southern Hills Boulevard - 35'
 - From Governor Boulevard - 35'
 - From South (Rear) property Line - 25'
 - From East (Side) property line - 25'
 - Separation between buildings - 20'
 - Setbacks from internal drive lanes - 10'
 5. The maximum building height is three stories.
 6. A maximum of one access drive to Southern Hills Boulevard and one access drive to Governor Boulevard is approved.
 7. The residential community entrances may incorporate appropriate signage, consistent with community standards and subject to approval by the City Manager or the City Manager's designee.
 8. This project may exceed the City's building floor area standard by up to 23,000 square feet, provided that the developer demonstrates that all other ratios are met and that the recreation space provided is of high quality and adequate to serve the proposed level of development, as determined and approved by the city manager or the manager's designee.
 9. Unless specifically addressed to the contrary by conditions referenced herein, City ordinance regulations which apply with regard to zoning district classification shall apply to this PDP as if it were zoned R3.
 10. The petitioner shall provide adequate buffers around the perimeter of the property that are consistent with or exceed City adopted standards and comply with the City's landscaping, buffers and tree protection regulations.
 11. Pursuant to an interlocal agreement between the City, County and the Hernando County School Board, the developer is required to coordinate with the Hernando County School District to determine if adequate school capacity exists for each school level based on the number of residential units to be constructed by the development. If adequate capacity does not exist, the developer may propose and the school district may accept a proportionate share mitigation settlement to address any identified deficiency. School concurrency issues related to a proposed development shall be resolved prior to the City issuance of a development order for the property.
 12. The developer will be required to coordinate with the City Department of Public Works to properly plan for and address drainage and pedestrian improvements around the perimeter of

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Crosland-Southern Hills Blvd., LLC

May 10, 2007

the site. Public sidewalks are to be installed along the public rights-of-way and design should provide for crosswalks and underground drainage where appropriate.

13. The developer will be required to successfully negotiate a utility service agreement with the City prior to permitting.
14. All utilities serving this project shall be installed underground.
15. The developer will be required to construct an on-site storm water drainage control system that meets the design and performance standards as specified by the technical requirements for open and closed basins in the *Environmental Resource Permitting Information Manual, latest edition*, as published by the Southwest Florida Water Management District.
16. Prior to the City issuing a development order for this project, the developer will be required to address and resolve all issues related to impacts of the proposed development on public infrastructure and services. Concurrency deficiencies shall be mitigated with agencies that provide and maintain infrastructure that directly serves the proposed development.

The following performance conditions as specified by Hernando County on December 13, 2006, for the 1.39 acre +/- parcel, are also incorporated into the City's approval of this project:

1. The petitioner must obtain all appropriate permits from Hernando County and meet all applicable land development regulations, for either construction or use of the property, and complete all applicable development review processes.
2. The revised 100-year flood plain data shall be used to designate the project master plan. The project design shall limit more intense land uses in close proximity to flood plain and wetlands including high density residential uses.
3. The petitioner shall develop the subject site with a drainage retention area and no other use.

- Enclosures:
- 1) Zoning Amendment Petition
 - 2) Special Exception Use Petition
 - 3) Planned Development Project - Master Plan
 - 4) Narrative
 - 5) BCC Meeting Results (12/13/2006)
 - 6) Draft Zoning Ordinance & location exhibit sketch
 - 7) HCSB Staff Comments (5/7/07)

ORDINANCE NO. 746

AN ORDINANCE PROVIDING A ZONING CLASSIFICATION OF PDP (PLANNED DEVELOPMENT PROJECT) WITH A SPECIAL EXCEPTION USE FOR A RESIDENTIAL PLANNED DEVELOPMENT PROJECT (RPDP) FOR CERTAIN REAL PROPERTY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BROOKSVILLE, FLORIDA, AS FOLLOWS:

Section 1. That the following described property in the City of Brooksville, Florida is hereby zoned as Planned Development Project (PDP) with a Special Exception Use for a Residential Planned Development Project (RPDP).

Crosland, Inc. - Parcel Key # 01671694 Legal Description:

A PARCEL OF LAND LYING IN THE SW 1/4 OF SECTION 4, TOWNSHIP 23 SOUTH, RANGE 19 EAST, HERNANDO COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SE CORNER OF THE SW 1/4 OF SAID SECTION 4; THENCE, ALONG THE EAST LINE OF SAID SW 1/4 OF SECTION 4, N 00°17'00" E A DISTANCE OF 1323.04 FEET; THENCE N 89°51'15" W A DISTANCE OF 39.37 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N 89°51'15" W A DISTANCE OF 625.07 FEET; THENCE S 00°16'25" W A DISTANCE OF 196.57 FEET; THENCE FOLLOWING THE NEXT SIXTEEN COURSES ALONG THE CENTERLINE OF A DITCH, N 83°22'50" W A DISTANCE OF 86.21 FEET, N 87°56'31" W A DISTANCE OF 96.54 FEET, N 86°22'59" W A DISTANCE OF 67.04 FEET, AND N 65°17'31" W A DISTANCE OF 91.28 FEET; THENCE N 83°36'09" W A DISTANCE OF 45.20 FEET; THENCE N 85°55'30" W A DISTANCE OF 35.23 FEET; THENCE N 69°52'58" W A DISTANCE OF 6.72 FEET; THENCE N 14°06'37" E A DISTANCE OF 6.49 FEET; THENCE N 19°00'49" E A DISTANCE OF 27.08 FEET; THENCE N 80°11'03" E A DISTANCE OF 15.05 FEET; THENCE N 02°40'58" W A DISTANCE OF 28.14 FEET; THENCE N 78°20'28" W A DISTANCE OF 18.64 FEET; THENCE N 18°10'29" W A DISTANCE OF 24.78 FEET; THENCE N 54°59'06" W A DISTANCE OF 27.68 FEET; THENCE N 43°14'11" W A DISTANCE OF 19.79 FEET; THENCE N 02°37'20" E A DISTANCE OF 11.92 FEET; THENCE N 89°51'15" W A DISTANCE OF 23.98 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF THE NORTH/SOUTH CONNECTOR ROAD; THENCE, ALONG SAID RIGHT OF WAY LINE, N 19°43'30" E A DISTANCE OF 228.36 FEET TO A POINT OF CURVATURE TO THE LEFT HAVING A RADIUS OF 1015.00 FEET AND A DELTA OF 09°09'56"; THENCE, ALONG THE ARC OF SAID CURVE, 162.37 FEET; THENCE N 10°33'34" E A DISTANCE OF 189.57 FEET TO A POINT INTERSECTING THE SOUTH RIGHT OF WAY LINE SOUTHERN HILLS BOULEVARD AND ALSO A POINT ON A CURVE TO THE LEFT HAVING A RADIUS OF 860.00 FEET AND A DELTA OF 06°37'46"; THENCE, ALONG THE ARC OF SAID CURVE AND THE SOUTH RIGHT OF WAY SOUTHERN HILLS BOULEVARD 99.51 FEET; THENCE N 89°55'46" E A DISTANCE OF 41.10 FEET TO A POINT OF CURVATURE TO THE RIGHT HAVING A RADIUS OF 640.00 FEET AND A DELTA OF 35°44'38"; THENCE, ALONG THE ARC OF SAID CURVE 399.26 FEET; THENCE S 54°19'36" E A DISTANCE OF 412.05 FEET TO A POINT OF CURVATURE TO THE LEFT HAVING A RADIUS OF 1060.00 FEET AND A DELTA OF 05°43'45"; THENCE, ALONG THE ARC OF SAID CURVE, 105.99 FEET TO A POINT ON THE WESTERLY BOUNDARY OF CASCADES PHASE I; THENCE, ALONG SAID BOUNDARY OF CASCADES PHASE I S 72°47'15" W A DISTANCE OF 5.72 FEET; THENCE S 05°39'10" E A DISTANCE OF 53.89 FEET; THENCE S 01°17'12" E A DISTANCE OF 56.61 FEET; THENCE S 26°19'35" E A DISTANCE OF 28.36 FEET TO THE POINT OF BEGINNING. CONTAINING 11.45 ACRES MORE OR LESS.

Location: East of U.S. Highway 41 South and south side of Southern Hills Boulevard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BROOKSVILLE, FLORIDA, AS FOLLOWS:

1. The aforementioned property located within the City of Brooksville, Florida, is hereby assigned a zoning classification of PDP (Planned Development Project) with a Special Exception Use for a Residential Planned Development Project (RPDP) and the zoning map of the City of Brooksville shall be amended accordingly. The Special Exception Use consideration for this Residential Planned Development Project is subject to the following conditions:
 - a. Within two years of the Council's approval of the Residential Planned Development Project (RPDP) zoning and SEU approval, the petitioner/developer will need to initiate the construction or subdivision process (as applicable), providing preliminary plat plans that address infrastructure needs, and construction plans that reflect the preliminary plat (all being consistent with the requirements of the City's subdivision and/or planned development project regulations). Otherwise, this SEU approval becomes null and void.
 - b. The petitioner/developer must obtain all permits and meet all applicable land development regulations, for construction or use of the property.
 - c. The maximum number of residential dwelling units associated with this Zoning/SEU approval is one-hundred-sixty-four (164).
 - d. The minimum building setbacks for this project are as follows:

From Southern Hills Boulevard -	35'
From Governor Boulevard -	35'
From South (Rear) property Line -	25'
From East (Side) property line -	25'
Separation between buildings -	20'
Setbacks from internal drive lanes -	10'
 - e. The maximum building height is three stories.
 - f. A maximum of one access drive to Southern Hills Boulevard and one access drive to Governor Boulevard is approved.
 - g. The residential community entrances may incorporate appropriate signage, consistent with community standards and subject to approval by the City Manager or the City Manager's designee.
 - h. This project may exceed the City's building floor area standard by up to 23,000 square feet, provided that the developer demonstrates that all other ratios are met and that the recreation space provided is of high quality and adequate to serve the proposed level of development, as determined and approved by the city manager or the manager's designee.
 - i. Unless specifically addressed to the contrary by conditions referenced herein, City ordinance regulations which apply with regard to zoning district classification shall apply to this PDP as if it were zoned R3.
 - j. The petitioner shall provide adequate buffers around the perimeter of the property that are consistent with or exceed City adopted standards and comply with the City's landscaping, buffers and tree protection regulations.
 - k. Pursuant to an interlocal agreement between the City, County and the Hernando County School Board, the developer is required to coordinate with the Hernando County School

District to determine if adequate school capacity exists for each school level based on the number of residential units to be constructed by the development. If adequate capacity does not exist, the developer may propose and the school district may accept a proportionate share mitigation settlement to address any identified deficiency. School concurrency issues related to a proposed development shall be resolved prior to the City issuance of a development order for the property.

- l. The developer will be required to coordinate with the City Department of Public Works to properly plan for and address drainage and pedestrian improvements around the perimeter of the site. Public sidewalks are to be installed along the public rights-of-way and design should provide for crosswalks and underground drainage where appropriate.
- m. The developer will be required to successfully negotiate a utility service agreement with the City prior to permitting.
- n. All utilities serving this project shall be installed underground.
- o. The developer will be required to construct an on-site storm water drainage control system that meets the design and performance standards as specified by the technical requirements for open and closed basins in the *Environmental Resource Permitting Information Manual*, latest edition, as published by the Southwest Florida Water Management District.
- p. Prior to the City issuing a development order for this project, the developer will be required to address and resolve all issues related to impacts of the proposed development on public infrastructure and services. Concurrency deficiencies shall be mitigated with agencies that provide and maintain infrastructure that directly serves the proposed development.

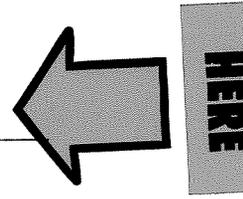
The following performance conditions as specified by Hernando County on December 13, 2006, for the 1.39 acre +/- parcel, are also incorporated into the City's approval of this project:

- q. The petitioner must obtain all appropriate permits from Hernando County and meet all applicable land development regulations, for either construction or use of the property, and complete all applicable development review processes.
- r. The revised 100-year flood plain data shall be used to designate the project master plan. The project design shall limit more intense land uses in close proximity to flood plain and wetlands including high density residential uses.
- s. The petitioner shall develop the subject site with a drainage retention area and no other use.

Section 2. The City Council does hereby find that the proposed zoning of this property with a PDP designation is consistent with the City's Comprehensive Plan and is compatible with existing land uses in this area.

Section 3. This Ordinance and zoning of the property described hereto shall take effect immediately upon its adoption.

CITY OF BROOKSVILLE



Attest: _____
Karen M. Phillips
City Clerk

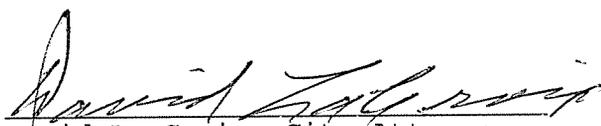
By: _____
David Pugh
Mayor

PASSED on First Reading _____

PASSED on Second & Final Reading _____

Approved as to form and content
for the reliance of the City of
Brooksville only:

VOTE OF COUNCIL:
Bernardini _____
Bradburn _____
Burnett _____
Lewis _____
Pugh _____



David La Croix, City Attorney



Crosland, Inc.
Rezoning & Special Exception
May 9, 2007

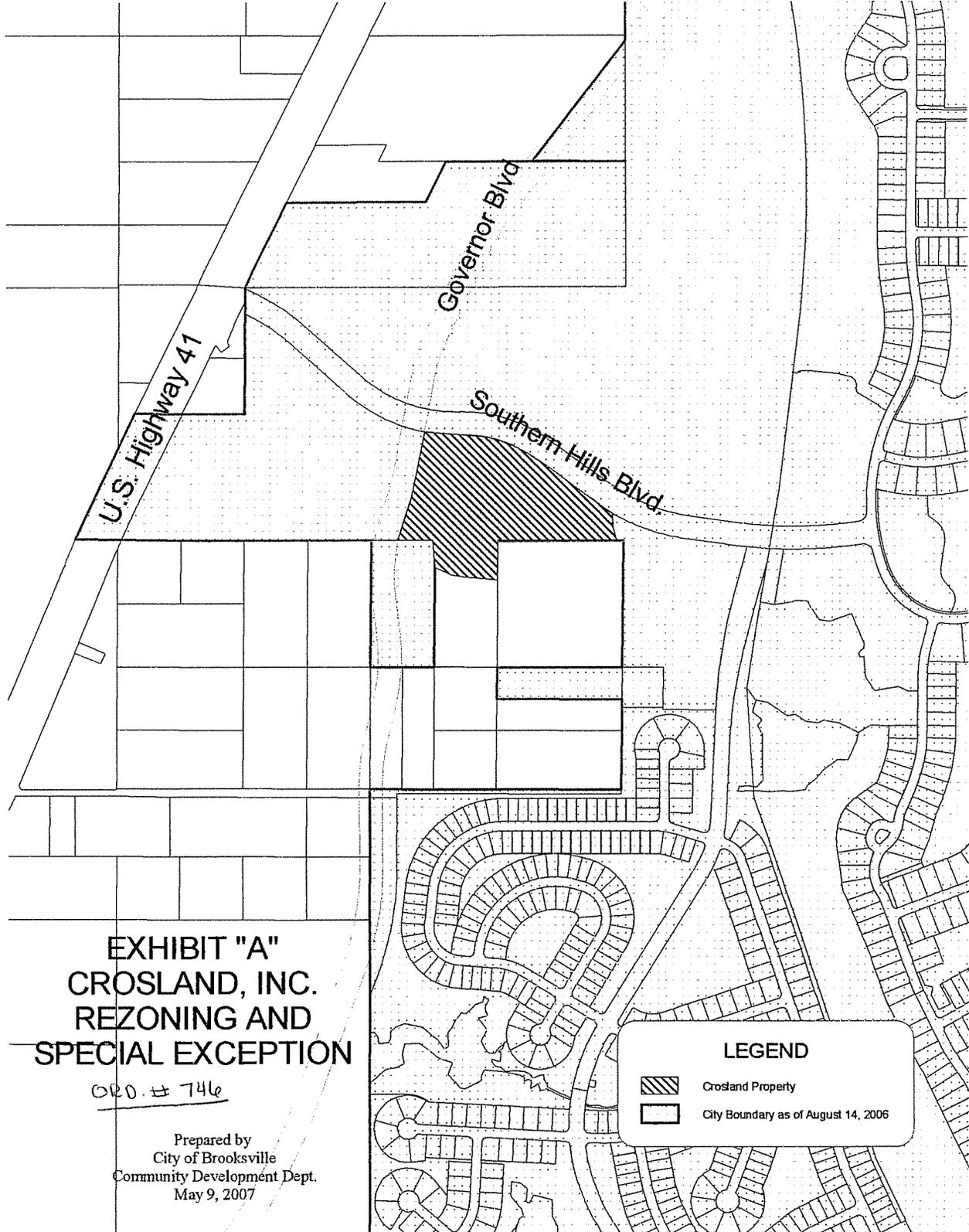
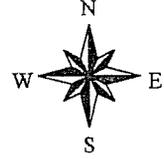


EXHIBIT "A"
CROSLAND, INC.
REZONING AND
SPECIAL EXCEPTION

ORD. # 746

Prepared by
City of Brooksville
Community Development Dept.
May 9, 2007

LEGEND

-  Crosland Property
-  City Boundary as of August 14, 2006

CITY OF BROOKSVILLE ZONING AMENDMENT PETITION

Date: 11/13/06

Print or Type All Information

Applicant: Crosland, Inc.

Mailing Address: 8875 Hidden River Pkwy., Suite 300
Tampa, Florida 33637
Daytime Telephone: (813) 975-7279

Representative: ~~Coastal Engineering Associates, Inc.~~ *See Appointment of Agent*

Mailing Address: ~~966 Candlelight Boulevard~~
~~Brooksville, Florida 34601~~
~~Daytime Telephone: 352-796-5...~~

Legal Description: Section 04 Township 23 Range 19

See attached survey

Size of Area Covered by Application: approx. 11.45 ac.

Highway & Street Boundaries: Southern Hills Boulevard

Future Land Use Designation: Majority is Suburban Residential (City) and Residential (County)

Current Land Use Designation: subject project site is currently vacant

Zoning Classification Desired: PDP Multi-family *RESIDENTIAL* *3/8/07*

Has a public hearing been held on this property within the last twelve months? Yes, for annexation.

PETITION FOR SPECIAL EXCEPTION USAGE

TO THE CITY OF BROOKSVILLE, FLORIDA PLANNING & ZONING COMMISSION

The undersigned Petitioner/Property Owner hereby submits this Petition for a Special Exception Usage at the following described property, to wit: (property description is attached herewith)

Subject Property Street Address: Southeast corner of Southern Hills Boulevard and Governor Boulevard

PETITIONER IS SPECIFICALLY REQUESTING SPECIAL EXCEPTION USAGE FOR THE FOLLOWING:

PDP - RESIDENTIAL

Property future land use is: Majority of site is suburban residential (City) and small portion in residential (County)

Current land use is: vacant

Property is zoned: C/PDP (City) and AG (County)

Petitioner requests that said Special Exception Usage be permitted so that the Owner may utilize the above said property to its highest and best use

It is in the opinion of the Petitioner that the granting of a Special Exception Use of said property will not be materially detrimental to the Public Welfare, nor to the persons or properties located in the immediate area.

Wherefore, the Petitioner requests that the City of Brooksville, Florida, Planning and Zoning Commission convene to hear and take jurisdiction over the subject matter of this petition.

Petitioner's Name: Crosland, Inc.

Street Address: 8875 Hidden River Pkwy, Suite 300

City/State/Zip: Tampa, Florida 33637

Daytime Phone: (813) 975-7279

Signature: _____


Phillip Smith, Vice President

APR 13 2007

APPOINTMENT OF AGENT

CITY OF BROOKSVILLE
COUNTY OF HERNANDO
STATE OF FLORIDA

I, Phillip A. Smith, Vice President of Crosland, LLC, the owner(s) in fee simple of the below described real property hereby appoint Marilyn Mullen Healy, Esq. of Ruden McClosky as my (our) agent to file required petitions, sign required documents, make representations as to issues of fact and to appear, as may be necessary, before the appropriate City of Brooksville authority. My agent shall also have the authority to commit myself as owner to the necessary future performance conditions as may be directed by the appropriate City authority as a condition of granting my petition.

Property description attached hereto.

Dated: 4/9/07

Signed in the present of:

WITNESSES:

LANDOWNER(S):

CROSLAND, LLC,
a North Carolina limited liability company

Signature *Donna L. Thompson*
Print Name DONNA L. THOMPSON

Signature *John Schilling*
Print Name John Schilling

By: *PM*
Print Name PHILLIP A. SMITH
Title: VICE PRESIDENT

APPOINTMENT OF AGENT

CITY OF BROOKSVILLE
COUNTY OF HERNANDO
STATE OF FLORIDA

I, Phillip A. Smith, Vice President of Crosland, LLC, the owner(s) in fee simple of the below described real property hereby appoint Brian Malmberg of Heidt & Associates as my (our) agent to file required petitions, sign required documents, make representations as to issues of fact and to appear, as may be necessary, before the appropriate City of Brooksville authority. My agent shall also have the authority to commit myself as owner to the necessary future performance conditions as may be directed by the appropriate City authority as a condition of granting my petition.

Property description attached hereto.

Dated: 4/9/07

Signed in the present of:

WITNESSES:

LANDOWNER(S):

CROSLAND, LLC,
a North Carolina limited liability company

Signature *Donna L. Thompson*
Print Name Donna L. Thompson

Signature *[Signature]*
Print Name John Schilling

By: *[Signature]*
Print Name PHILLIP A. SMITH
Title: VICE PRESIDENT

AGENT AUTHORIZATION

I, Phillip Smith, Vice President, Crosland, Inc., the applicant for the rezoning/special exception with master plan being submitted, hereby appoint Marilyn Mullen Healy, Esq. of the law firm of Ruden McClosky Smith Schuster & Russell, P.A., as my (our) agent to file required petitions, sign required documents, make representations as to issues of fact and to appear, as may be necessary, before the appropriate City of Brooksville authority. My agent shall also have the authority to commit myself as owner to the necessary future performance conditions as may be directed by the appropriate City authority as a condition of granting my petition.

Reference: Parcel Key Nos. 00380590, 00713428 and 00380643

WITNESS:

[Handwritten Signature]
Signature
John Schillings
Print Name

Signature

Print Name

APPLICANT:

By: *[Handwritten Signature]*
Phillip Smith
Vice President

Dated: 1/24/07

COUNTY OF HILLSBOROUGH
STATE OF FLORIDA

The foregoing instrument was executed before me this 24 day of January, 2007 by Phillip Smith, Vice President of Crosland, Inc., a Florida corporation, on behalf of the corporation. He is personally known to me or has produced personally known as identification.

[Handwritten Signature]
Signature of Notary Public, State of Florida
Donna L. Thompson
Print/type name of Notary Public



Donna L. Thompson
My Commission DD250315
Expires October 22, 2007

AGENT AUTHORIZATION

I, Phillip Smith, Vice President, Crosland, Inc., the applicant for the rezoning/special exception with master plan being submitted, hereby appoint Brian Malmberg of Heidt & Associates, Inc. as my (our) agent to file required petitions, sign required documents, make representations as to issues of fact and to appear, as may be necessary, before the appropriate City of Brooksville authority. My agent shall also have the authority to commit myself as owner to the necessary future performance conditions as may be directed by the appropriate City authority as a condition of granting my petition.

Reference: Parcel Key Nos. 00380590, 00713428, and 00380643

WITNESS:

[Handwritten Signature]
Signature
John Schilling
Print Name

Signature

Print Name

APPLICANT:

By: *[Handwritten Signature]*
Phillip Smith
Vice President

Dated: 1/24/07

COUNTY OF HILLSBOROUGH
STATE OF FLORIDA

The foregoing instrument was executed before me this 24 day of January, 2007 by Phillip Smith, Vice President of Crosland, Inc., a Florida corporation, on behalf of the corporation. He is personally known to me or has produced personally known as identification.

[Handwritten Signature]
Signature of Notary Public, State of Florida
Donna L. Thompson
Print/type name of Notary Public



Donna L. Thompson
My Commission DD250315
Expires October 22, 2007

ACKNOWLEDGMENT

All information submitted within this Petition is in all respects true and correct to the best of my knowledge and belief.

Witness Signature: *Bernie Sweet*
Owner/Agent Signature: *[Signature]*

STATE OF FLORIDA
COUNTY OF Hernando

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 15
DAY OF NOVEMBER, 2006 BY THE ABOVE PERSON(S) JOSEPH P. QUINN
WHO IS PERSONALLY KNOWN TO ME OR WHO HAS PRODUCED
AS IDENTIFICATION AND WHO (DID) (DID NOT) TAKE AN OATH.

Janet S. Hehn
SIGNATURE OF NOTARY

JANET S. HEHN
PRINTED NAME OF NOTARY



I. Narrative Description

The Southern Hills Apartment project (Parcel Key Numbers 00380590, 00713428 and 00380643), consisting of approximately 11.45 acres, is located at the southeast corner of Southern Hills Boulevard and Governor Boulevard, in Section 4, Township 23 South, Range 19 East, within the City of Brooksville, Florida. The majority of the property is currently zoned Combined Planned Development Project (City), with a small portion of recently annexed property zoned Agricultural (County). Adjacent zoning surrounding the property, as indicated on the attached plan, includes: CPDP to the north, east and west and AG (County) to the south. The subject site is within an area of Suburban Residential designated lands on the City of Brooksville's Future Land Use Map that was part of the original Hampton Ridge Properties annexation, but outside the Southern Hills Plantation project. These lands were envisioned to contain residential and community-oriented development of various types and sizes, including single-family, multi-family and school uses. As such, the applicant is requesting multi-family (R3) with a special exception for planned development project (PDP). The Applicant is proposing the development of 164 residential dwelling units consisting of three-story apartment buildings with outside parking. Each apartment building will contain twelve (12) one and two bedroom units. The clubhouse building will contain eight (8) one and two bedroom units over top the first floor clubhouse amenity.

The Applicant may exercise the option of making this apartment complex a fully "gated" community. Additionally, the Applicant proposes to construct a 6' perimeter structure along the western and northern borders of the site.

Although not shown on the zoning master plan, the Applicant is requesting the ability to construct freestanding garages and/or covered parking. These structures, if added, shall comply with the City of Brooksville accessory structure requirements and only be allowed for those parking space areas that exceed the minimum required by the City code.

The following is the requested perimeter and building setbacks:

- From Southern Hills Boulevard = 35'
- From Governor Boulevard = 35'
- From South (rear) Property Line = 25'
- From East (side) Property Line = 25'
- Separation Between Buildings = 20' minimum
- Setbacks from Drive Lanes (EOP) = 10' minimum

II. Zoning Master Plan

The following page of this report is an 8 ½" x 11" reduced version of the Zoning Master Plan. Eleven (11) full size copies of the Zoning Master Plan at 1"=60' scale are provided under separate cover.

III. Design/Development Schedule

The Applicant intends to design and permit the entire apartment complex project at one time. The anticipated land development start date for the project will be fall of 2007. It is expected that construction build-out will be complete in 12 to 18 months from the start date.

IV. Preliminary Engineer's Report

A. Topography

The existing topography ranges from elevation 88' to 98'. The property generally slopes from the northeast to the existing ditch located on the southwestern boundary of the site.

B. Floodplain

The property lies within flood zones "C" per FEMA FIRM panel 120110 0175B. The County and SWFWMD are currently in the process of remodeling and recalculating flood stages throughout the County's watersheds. This project is located within the Peck Sink Basin and continues to lie above the 100 year flood stage in the new study.

C. Vegetation

The site is dominated by forested uplands generally consisting of sand pine and turkey oak, with an occasional live oak. The understory is dense and dominated by saw palmetto and wiregrass to the north, transitioning to fetterbush to the south along the creek. The creek (wetland) forms the southern boundary of the site, and flows from east to west. It is incised with a sandy bottom and sparse vegetation within the channel, which is on average 5 feet wide. The sides of the creek, also wetland area, take on a floodplain look with elm and maple trees present. There is little to no ground cover and signs of regular inundation.

An existing stormwater pond is located in the northeast corner of the site. It is an open water feature with a littoral shelf dominated by cattail, and mowed and maintained bahia grass side slopes. With the exception of this pond area, the vegetation throughout the site is native and contains little to no nuisance/exotic vegetation.

D. Drainage

The site drainage scheme will utilize to the fullest extent the existing topography of the site. The stormwater management system will be designed and constructed in accordance with the Southwest Florida Water Management District and the City of Brooksville. The stormwater management system will be designed to handle all onsite flows generated by the required storm events as well as accommodate all existing offsite flow conditions affecting the site.

The proposed method of treatment will be utilization of wet detention ponds with a positive discharge to the adjacent creek located along the

southern property line. The existing stormwater pond located on site will be reconfigured to meet the revised layout. The original design parameters of this pond will be maintained with the reshaping. Final design will include the modeling necessary to provide for an efficient and effective stormwater design.

E. Soils

According to the Soil Survey of Hernando County, Florida, the subject parcel includes three separate soil types. The three soil types present include Blichton loamy fine sand, 2 to 5 percent slope, Flemington fine sandy loam, 2 to 5 percent, and Nobleton fine sand, 0 to 5 percent slope.

F. Wetlands

The Southwest Florida Water Management District with the previous Environmental Resource Permit approved the wetland lines shown on the Master Plan and utilized for the layout of the project. Every effort has been made to avoid impact to these previously permitted wetland areas and upland buffers.

G. Access

The project is proposed as a gated apartment complex. The main entrance off of Southern Hills Boulevard will include an owner's card reader and guest call box. The secondary entrance off of the proposed Governor Boulevard will be utilized for owner's entry and exit only. A right-in, right-out configuration will be designed for this entrance.

H. Utilities

Water and sewer service will be provided by the City of Brooksville. The construction plans for the project will be submitted to the City Utilities Department and the Florida Department of Environmental Protection for approval.

The project will include a water connection to the 8-inch water main stub-out provided on Southern Hills Boulevard. The sanitary sewer will connect to the existing 8-inch stub-out provided along Southern Hills Boulevard. Current and planned improvements to the City's water and sewer plant facilities will provide sufficient capacity to meet the demands of the proposed project at the time of development.

The project site will be master metered and all utilities installed within the boundaries of the site will be owned and maintained by the apartment complex as a private system.

The projected project flows for the proposed development are as follows:

Potable Water @ 250 GPD/Unit * 164 Units = 41,000 GPD.

Sewerage @ 200 GPD/Unit * 164 Units = 32,800 GPD

I. Amenities

The Applicant proposes a community recreation center, which is expected to include a clubhouse and swimming pool. Pedestrian connections will also be made to the Southern Hills sidewalk network. These connections will also include an onsite nature trail meandering along the retention ponds. Final design of the recreational facilities will be determined at the construction plan stage.

Landscaping will meet or exceed applicable City codes and ordinances. Please find attached a Tree Preservation/Replacement Plan, which depicts the number of trees required for removal and the proposed mitigation of those trees.

V. **Statement of Developer's Intent with Respect to Construction of Improvements Prior to Recording Subdivision Plat or Bonding Instruments**

This project is to be constructed as an apartment complex and will be owned by a single entity. Bonding and platting of this project will not be required.

VI. **Adequate Access Analysis**

Access to the project is proposed from Southern Hills Boulevard and the future Governor Boulevard. The original developers completed a transportation analysis for the entire Southern Hills development, which included 999 residential units. This analysis outlined the required external improvements required for construction. The units proposed for construction in the Southern Hills Apartment complex were included in the original transportation analysis for the entire Southern Hills project.

VII. **Deviations Requested**

The applicant requests a deviation from the maximum gross square footage component of the City's land use intensity matrix for this project. Analysis of the proposed project indicates that it meets all other components (minimums for open space, livability, recreation and parking) of the land use intensity matrix. The requested deviation of approximately 28,000 square feet is, however, necessary to address the maximum square footage component of the requirement.

STAFF REPORT

Board of County Commissioners: December 13, 2006

APPLICANT: Crosland, LLC **FILE NUMBER:** H-06-120

PURPOSE: To review a report analyzing consistency with the Hernando County Comprehensive Plan of a Multi-family residential zoning designation

GENERAL

LOCATION: East side of US Hwy 41, south side of Southern Hills Boulevard

LEGAL

DESCRIPTION: A portion of Section 4, Township 23 south, Range 19 east, Hernando County, FL

FILE STATUS: All requirements necessary to conduct the public hearing have been satisfied.

Citizen correspondence received as of the date of this report? Yes No

STAFF FINDINGS:

Surrounding Zoning

Surrounding Land Uses

North: City of Brooksville
South: AG
East: AG
West: City of Brooksville

Southern Hills
AG
AG
Southern Hills

SUMMARY OF REQUEST

The subject property is an approximately 1.39 acre agriculturally zoned property recently annexed into the City of Brooksville. The petitioner requests to rezone from AG/(Agricultural) to PDP(MF)/Planned Development Project (Multi-Family) for the use of a drainage retention area. The City of Brooksville has not amended their Comprehensive Plan; consequently, rezoning of the property must be reviewed for consistency with the County's Land Development Regulations and adopted Comprehensive Plan. The staff has prepared a report analyzing consistency of the request with the County's land development regulations and adopted Comprehensive Plan. After review by the BCC, the staff will transmit the report to the City of Brooksville for consideration during their rezoning process. The subject property is located on the east side of US 41, south side of Southern Hills Boulevard.

FACTUAL INFORMATION

1. The property is currently zoned AG/(Agricultural).
2. The property comprises approximately 1.37 acres.
3. The site may contain majestic and specimen trees.
5. The subject property has no direct access to any road.
6. The subject property is located within residential land use classifications on the adopted Future Land Use Map.
7. The on-site soil types include Blichton loamy fine sand, Kendrick fine sand, and Nobleton fine sand.
8. The property is located in a flood zones C.
9. The subject property contains no wetlands, WHPAs or SPAs, according to County data resources.
10. The subject property is located in the City of Brooksville’s “First Right to Serve Area.”
11. There are no adequate public facility available.
12. There are adequate public facilities available to serve limited development on the subject property.
13. The petitioner has requested a no deviation from the County’s LDRs.

STAFF DISCUSSION

The petitioner has submitted a master plan requesting approval of approximately 1.37 acres of AG/(Agricultural) use to PDP(MF)/Planned Development Project (Multi-Family). The petitioner has indicated that the subject property will be utilized as a drainage retention area to serve the Southern Hills multi-family project. A natural drainage ditch, associated with a wetland along the banks, forms the southern boundary of the parcel. The petitioner has indicated a 25' vegetated buffer has been provided between the edges of the wetland and the drainage retention area, as indicated on the site plan. A 15' natural vegetated buffer has been provided along the southeast boundary

The subject property was annexed into the City of Brooksville in June of 2005. The property is subject to the County’s Land Development Regulations and adopted Comprehensive Plan,

consequently, the County is conducting a review for compliance with our LDRs and the County's adopted Comprehensive Plan.

The subject property contains areas of FEMA 100 year floodplain. The County has received updated flood studies from which updated digital FIRM maps will ultimately be produced. In the intervening time, the flood studies are considered the best available information and the data would be required to be utilized as the base flood determination. The project design shall limit more intense land uses in close proximity to floodplain and wetlands including high density residential and commercial uses. Any land alteration that impacts 100 year floodplain capacity and volume shall be appropriately mitigated. There shall be no net loss of flood storage.

FINDINGS OF FACT

The area is characterized by single family, mobile home and rural residential uses agricultural uses and undeveloped parcels. Residential uses are located to the north and west of the subject property.

The subject property is located within a residential land use classification on the adopted Future Land Use Map. Land uses allowed in the residential land use classification, with appropriate land use approvals, include single family residential densities up to 5.4 units per acre, resort residential, and ancillary uses such as recreation, churches and community centers. The drainage retention area is a permitted use within the County's comprehensive plan.

Policy 1.01H(2) indicates existing and future residential areas are to be protected from encroachment of incompatible uses that are destructive to the character and integrity of the residential environment. The subject property is located adjacent to single family development characterized by half-acre and one-third acre lot sizes. The proposed development of the site as a retention area would be compatible with the surrounding land uses and would serve to buffer the more intense Multi-Family uses.

STAFF RECOMMENDATION:

It is recommended that the Board of County Commissioner's make a determination that the proposed rezoning request from AG/(Agricultural) to PDP(MF)/Planned Development Project (Multi-Family) is consistent with the Adopted Hernando County Comprehensive Plan with performance conditions. Further, it is recommended the BCC forward this report and the following recommended performance conditions to the City of Brooksville:

1. The petitioner must obtain all appropriate permits from Hernando County and meet all applicable land development regulations, for either construction or use of the property, and complete all applicable development review processes.

2. The revised 100 year flood plain data shall be used to designate the project master plan. The project design shall limit more intense land uses in close proximity to floodplain and wetlands including high density residential uses.
3. The petitioner shall develop the subject site with a drainage retention area and no other use.

Chief Planner Jerry Greif advised that the staff had been involved in negotiations on the terms of a Development Agreement for the proposed subdivision.

Attorney Darryl Johnston, representing the applicant, conveyed that the Development Agreement was a Tri-Party Agreement among the County, the City and the developer, with the goal of dealing with transportation, impact fees and drainage issues. He noted that the agreement was close to being finalized. He assured the Board that no final approval would be provided until the Development Agreement was resolved.

Comm. Kingsley asked Planning Director Ronald Pianta if he felt the issues addressed in the recommended performance conditions were being addressed.

Mr. Pianta responded affirmatively, noting that the recommended performance conditions would make the plan consistent with County regulations.
There was no public input.

Motion

Comm. Kingsley moved to approve the staff recommendation; seconded by Comm. Russell and carried 4-0.

Rezoning - City of Brooksville - Rezoning Request Determined Consistent With Comprehensive Plan/Report and Recommended Performance Conditions to be Forwarded to City

Proof of publication of Notice of Public Hearing was noted to consider the petition of Crosland, LLC, (H-06-120) to review a report for consistency with the County's Land Development Regulations (LDRs) and the Comprehensive (Comp) Plan relating to a request to rezone property within the City of Brooksville (City) from Agricultural (AG) to Planned Development Project(Multi-Family) (PDP[MF]).

The subject property was located on the east side of US 41 and the south side of Southern Hills Boulevard.

Pursuant to the Findings of Fact outlined in the staff report, the staff recommended that the Board make a determination that the proposed rezoning request from AG to PDP(MF) was consistent with the Comp Plan with performance conditions. The staff recommended that the Board forward the report and the recommended performance conditions to the City.

Mr. Donald Lacey, Senior Vice President of Coastal Engineering Associates, Inc., representing the applicant, under oath, explained that the property had been acquired to be used as a portion of a drainage retention area.

Motion

Comm. Kingsley moved to approve the staff recommendation; seconded by Comm. Russell and carried 4-0.

Comprehensive Plan - Amendment - Approval of Request by Florida Crushed Stone Company to Amend Designation of Six Parcels From Industrial, Rural and Residential to Mining

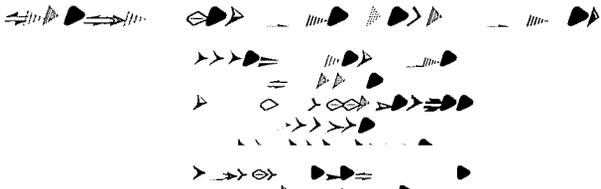
Proof of publication of Notice of Public Hearing was noted to consider the petition of Florida Crushed Stone Company (FCSC) (CPAM-06-05) for a Comprehensive Plan Amendment to amend the designation on six parcels from Industrial, Rural and Residential to Mining.

The subject property was located east of Sunshine Grove Road, west of Ponce de Leon Boulevard (US 98), south and east of CR 491 and north of Fort Dade Avenue, generally described as adjoining the existing FCSC limestone mine.

The Planning Department staff had recommended that the Planning and Zoning (P&Z) Commission consider the draft CPAM and recommend to the Local Planning Agency (LPA)/Board that the CPAM, together with the recommendations in this staff report be transmitted to the Department of Community Affairs (DCA) and the review agencies, with Parcels A, B, C and D being excluded.

On July 10, 2006, the P&Z Commission had conducted a public hearing on the draft CPAM and accepted public comments. At the hearing, the applicant submitted a written request to withdraw Parcel D from the requested CPAM. The P&Z Commission had voted 4-1 to recommend to the LPA/Board that the CPAM be transmitted to DCA and the review agencies as recommended by the staff, except that Parcels B and C should be included in the CPAM with the stipulation that Parcels B and C could be utilized only for storage of overburden.

On August 9, 2006, the Board, sitting as the LPA, considered the requested CPAM, accepted public comments and voted 4-0 to authorize the staff to transmit the proposed CPAM to DCA and review agencies with a request for review, subject to the following conditions: (1) Parcel D was withdrawn by the applicant; (2) Parcels B and C could be utilized only for overburden storage; and (3) The area identified as Parcel A was approved for inclusion in the proposed CPAM transmittal subject to the applicant preparing a Development Agreement or some other suitable mechanism to ensure replacement of the Parcel A Industrial acreage proposed to be changed to Mining with other suitable property controlled by the applicant. In addition, the Development Agreement or other suitable mechanism shall also include provisions for utilizing Parcel A for industrial uses upon completion of the proposed mining activities. The Development Agreement or other suitable mechanism shall be prepared and considered prior to, or concurrently with, consideration of the CPAM for adoption. This condition was not to be



8050 Mobley Road
 Brooksville, FL 34601
 Phone 352-797-7096
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Superintendent
 Wendy L. Tellone, Ed.D.
Chairperson
 Jim Malcolm
Vice Chairperson
 John Druzbeck
Members
 Pat Fagan
 Sandra Nicholson
 Robert Wiggins

May 7, 2007

Patricia J. Jobe
 Planning & Zoning Coordinator
 201 Howell Avenue
 Brooksville, FL 34601-2041

Dear Ms. Jobe:

I reviewed the proposed rezoning requests that you forwarded to me for the May 9, 2007 P & Z meeting. In reference to **RZ2007-02 and SE2007-02**, the request from Crosland, Inc. to rezone 11.45 Ac and develop 164 residential units in fourteen 3-story buildings, I note that item No. 11 of the Staff Recommendation states that pursuant to the interlocal agreement, the developer is required to coordinate with the Hernando County School District to determine if adequate school capacity exists. To date, I have not been contacted by the developer, therefore, No. 11 has not yet been addressed. For your information, I offer the following comments:

- Schools for which students from this development will be zoned:
- Elementary (K-5) – Brooksville Elementary School
- Middle (6-8) – D.S. Parrott Middle School
- High (9-12) – Hernando High School

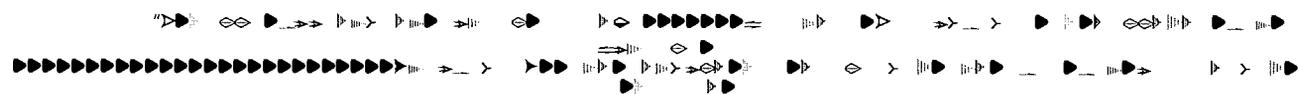
This rezoning request is expected to have an impact to the District with an increase of an additional 55 students. The above mentioned schools are currently over permanent capacity. An immediate solution to solve the impact of additional students would be adding portable classrooms at an estimated cost of \$275,000 and 2.5 teachers at an estimated cost of \$125,000. However, the state requires us to build permanent capacity facilities and eliminate portables. I have attached a worksheet developed by the District's Chief Financial Officer showing anticipated revenue and the impact of this development based on the projected 55 additional students. This worksheet shows an estimated impact in excess of school taxes between \$490,041 and \$497,421.

The request from Michael & Laura Gamba - **AX2007-03**, the request from Hilltop Project - **SE2007-04 & SE 2007-05** and the request from HCOCC Presented 55 Ponce deLeon, LLC- **RZ2007-03 and SE2007-06** will have no significant impact to the District.

In the past, you submitted information relative to rezoning issues and afforded me the opportunity to submit comment prior to finalizing your Staff Recommendation. If at all possible, until School Concurrency is a reality, I would appreciate continuing that process. Thank you for the opportunity to comment on the effect that these proposed rezoning requests will have on the Hernando County School System.

Sincerely,

Ken Pritz
 Executive Director, Facility & Support Operations



Hernando County School Board
 Estimated School Revenues Generated from New Development
 Development: Crosland, Inc. RZ2007-02 and SE2007-02
 May 2007 - City

# Homes	164			
# Anticipated School Children	55			
Weighted Cost Per Student Station	\$22,167			
Estimated Tax Value	\$250,000	Estimated Tax Value	\$300,000	Estimated Tax Value
Estimated Value of Homes in Development	(\$25,000)	Estimated Tax Value	(\$25,000)	(\$25,000)
Subtract: Homestead Exemption	\$225,000	Estimated Tax Value	\$275,000	\$300,000
Estimated School Taxable Value in Development				
If All Homes School Taxable Value	\$36,900,000		\$45,100,000	\$49,200,000

Estimated Local School Taxes Generated from Development

	Actual 2006-06 Millage			
Required Local Effort	5.207 Mills	\$192,138	\$234,836	\$256,184
Discretionary Local Effort	0.760 Mills	\$28,044	\$34,276	\$37,392
Total Operating Millage (1)	5.967 Mills	\$220,182	\$269,112	\$293,576
Local Capital Improvement (2)	2.000 Mills	\$73,800	\$90,200	\$98,400
Voted Debt Service (3)	0.547 Mills	\$20,184	\$24,670	\$26,912
Total Proposed School Millage	8.514 Mills	\$314,167	\$383,981	\$418,889
Proposed Increase in Impact Fees (4)	\$4,266	\$699,624	\$699,624	\$699,624

	Available for New Construction	Available for New Construction	Available for New Construction
(1) The Operating Taxes accounted for in School District's General Fund	\$0	\$0	\$0
(2) Local Capital Improvement Taxes are accounted for in the Capital Projects Funds and approximately 30% is used to fund new construction	\$22,140	\$27,060	\$29,520
(3) Voted Millage to retire General Obligation Bonds	\$0	\$0	\$0
(4) Impact Fees are accounted for in Capital Projects Fund	\$699,624	\$699,624	\$699,624
	\$721,764	\$726,684	\$729,144
Impact of Development Based on Projected # of Students	\$1,219,185	\$1,219,185	\$1,219,185
Projected Impact in (Excess) of Projected Local School Taxes	(\$497,421)	(\$492,501)	(\$490,041)

STAFF REPORT

To: Honorable Mayor and City Council Members
Via: Steve Baumgartner, Interim City Manager
From: Bill Geiger, Community Development Director *BJ*
Subject: RZ2007-03 and SE2007-06; Petition request to rezone from R-3 to PDP with a Special Exception for a Combined Planned Development Project
Petitioner: Hernando County Board of County Commissioners; Presented by 55 Ponce De Leon, LLC
Location: 55 Ponce DeLeon Blvd., 60 Veterans Avenue & County parcel on the north side of Desoto Avenue (Property located off Ponce De Leon Blvd, Benton Avenue, Veterans Avenue and DeSoto Avenue) - Ref. HCPA Parcel Key # 00143927 and # 00143918
Date: May 10, 2007 ORD. # 747

The subject property is 11.00 acres ±, currently zoned R-3 (Multi-Family Residential) and is located on the west side of Ponce De Leon Boulevard, north and south side of DeSoto Avenue, north of Benton Avenue and east of Veterans Avenue (See attached location map). The legal description by metes and bounds is given in full in the petition packet. The Petitioner is specifically requesting that the property be rezoned from R-3 to PDP, with a special exception use request for a Combined Planned Development Project to enable remodeling and subdivision of the property (previously the site of the Brooksville Regional Hospital) into an assisted living facility, government offices, offices, retail stores, restaurant, and educational facility. Future outparcel development may include a bank, offices and a restaurant, subject to meeting all applicable performance standards.

LAND USE/ZONING

The subject property is zoned R-3 (Multi-Family Residential) with a City Comprehensive Plan Future Land Use (FLU) designation of Public Facilities and Land. Property located on the north side of DeSoto Avenue is R-3 (Multi-Family Residential) with a FLU designation of Commercial, and properties to the south, east and west are all C-2 Commercial, with a FLU designation of Commercial.

STAFF FINDINGS

The petitioner is requesting this re-zoning and special exception use to enable the property to be remodeled to accommodate an assisted living facility, government offices, general offices, retail stores, restaurant, and educational facility. Future outparcel development may include a bank, offices and a restaurant, subject to meeting all applicable performance standards.

1. Landscaping/Buffers - The detailed development/redevelopment plans for this property will be required to reflect and adhere to the standards of the City's Landscaping, Buffer and Tree Protection code (Chapter 109, City Code). This portion of the City code encourages the preservation of existing trees on the site, and the developer will be required to give due consideration to this in the design and final plan layout.
2. Traffic - Any modifications to existing access points that may be proposed in conjunction with this property redevelopment will be subject to meeting City performance standards,

- including frontage road requirements.
3. Sidewalks - The developer will be required to install appropriate pedestrian amenities including sidewalks in areas adjacent to public road rights-of-way and internal to the project as applicable, and crosswalks where deemed appropriate, subject to approval through the subdivision plat review process. All facilities must meet ADA standards.
 4. Drainage - Proposals for outparcel development that increase the existing impervious surface area of the project will be subject to meeting all applicable standards and permit requirements established by the Southwest Florida Water Management District and the City of Brooksville.
 5. Infrastructure & Services - The developer will be required to enter into a utility service agreement with the City of Brooksville for water and sewer services.
 6. Sanitation - Solid waste collection services will be provided by the City. Special solid waste services (such as compactor service) are subject to city approval.
 7. Subdivision Requirements - To accommodate this project, the property must be platted in accordance with the City's subdivision regulations. Individual use areas will be further delineated and platted consistent with the City's standards.
 8. City Concurrency Standards - The City requires concurrency review and analysis at the time when a development order/permit application is submitted. Concurrency review and adherence are not required in consideration of a land use or zoning action, as is the case for this petition. The developer will be required to provide a "Statement of Impact - Concurrency Application" with each phase of development for this project that will be reviewed to ensure that level-of-service standards are being maintained within their adopted levels.
 9. Unless specifically addressed to the contrary by conditions referenced herein, City ordinance regulations which apply with regard to zoning district classification should be applied to this PDP as though it were zoned C2.

Future actions required in conjunction with the redevelopment of this property include subdivision platting, rights-of-way vacation and construction plan approval. Renovations to the existing structure may be initiated prior to receiving final plat approval.

It is the City staff's opinion that the land use/zoning as proposed by the petitioner is consistent with and furthers the Community's plan for redevelopment. The development of this property will be analyzed for impact to roads, utilities, drainage, the environment and all other applicable land use criteria and will be subject to meeting all federal, state and local agency permitting requirements. This will include any conditions that may be attached in consideration of the special exception use approval for this property.

NOTE: The zoning amendment/special exception use petition process is a land use determination which does not constitute a permit for either construction on or use of the property. Nor are these actions considered a Certificate of Concurrency. Prior to use of or construction on the property, the petitioner must receive construction plan approval from the

appropriate City and/or other governmental agencies that have regulatory authority over the proposed development.

The granting of this land use determination does not protect the owner from civil liability for recorded deed restrictions which may exceed any City land use ordinances. Homeowner associations or architectural review committees may require submission of plans for their review and approval. The applicant for this land use request should contact the local association (if there is one) and review the Public Records for all restrictions that may be applicable to this property.

This report does not include the perspective of adjacent landowners, who may be present at the public meeting to address and present questions and comment.

STAFF/PLANNING & ZONING COMMISSION RECOMMENDATIONS

At their meeting on May 9, 2007, the Planning & Zoning Commission concurred with staff to recommend that City Council approve the re-zoning of this property from R-3 (Residential - Multi-Family) to PDP (Planned Development Project) with a Special Exception for a CPDP (Combined Planned Development Project) subject to the following conditions:

1. Permitted uses associated with this CPDP include an assisted living facility, government offices, general offices, retail stores, restaurant and an educational facility. Future outparcel development may include a bank, offices and a restaurant, subject to meeting all applicable performance standards. The "REZONING PLAN FOR OAKTOWNE CENTRE" dated 4/25/07 is subject to modification to address subdivision platting and city code performance standards.
2. Within two years of the City Council's approval of this Combined Planned Development Project (CPDP) zoning, the petitioner/developer will need to initiate the subdivision process, providing preliminary plat plans that address infrastructure needs, construction plans that reflect the preliminary plat (once approved) and a final plat (all being consistent with the requirements of the City's subdivision regulations). Otherwise, this SEU approval becomes null and void.
3. The petitioner/developer must obtain all required permits and meet all applicable land development regulations, for construction or use of the property.
4. Landscaping/Buffers - The detailed development/redevelopment plans for this property will be required to reflect and adhere to the standards of the City's Landscaping, Buffer and Tree Protection code (Chapter 109, City Code). This portion of the City code encourages the preservation of existing trees on the site, and the developer will be required to give due consideration to this in the design and final plan layout.
5. Traffic - Any modifications to existing access points that may be proposed in conjunction with this property's redevelopment will be subject to meeting City performance standards,

- including frontage road setbacks and requirements. A traffic analysis showing the capacity of the road network impacted by this proposed development/redevelopment is to be completed and submitted to the City prior to or in conjunction with the preliminary plat plan submittal.
6. Sidewalks - The developer will be required to install appropriate pedestrian amenities including sidewalks in areas adjacent to public road rights-of-way and internal to the project, as applicable, and crosswalks where deemed appropriate, all being subject to approval through the subdivision plat review process. All facilities must meet ADA standards.
 7. Drainage - Proposals for outparcel or parking lot development that increase the existing impervious surface area of the project will be subject to meeting all applicable standards and permit requirements established by the Southwest Florida Water Management District and the City of Brooksville. To this extent, The developer will be required to construct an on-site storm water drainage control system that meets the design and performance standards as specified by the technical requirements for open and closed basins in the *Environmental Resource Permitting Information Manual, latest edition*, as published by the Southwest Florida Water Management District. The proposed stormwater plan associated with this project must comply with all applicable federal, state and local standards. The developer will be required to coordinate with the City's Department of Public Works and Community Development to properly plan for and address drainage.
 8. Infrastructure & Services - The developer will be required to enter into a utility service agreement with the City of Brooksville for water and sewer services.
 9. Sanitation - Solid waste collection services will be provided by the City. Special solid waste services (such as compactor service) are subject to city approval.
 10. Subdivision Requirements - To accommodate this project, the property must be platted in accordance with the City's subdivision regulations. Individual use areas will be further delineated and platted consistent with the City's standards.
 11. City Concurrency Standards - The developer will be required to provide a "Statement of Impact - Concurrency Application" with each phase of development for this project that will be reviewed to ensure that level-of-service standards are being maintained within their adopted levels.
 12. Unless specifically addressed to the contrary by conditions referenced herein, City ordinance regulations which apply with regard to zoning district classification shall be applied to this PDP as though it were zoned C2.
 13. Future actions required in conjunction with the redevelopment of this property include subdivision platting, rights-of way vacation and construction plan approval. Renovations to the existing structure may be initiated prior to receiving final plat approval.

Attachments: Rezoning Petition
Special Exception Petition
Rezoning plan for Oaktowne Centre
Letter dated 03/29/07 from Bill Rain, President, 55 Ponce De Leon, LLC
Draft Rezoning Ordinance

ORDINANCE NO. 747

AN ORDINANCE REZONING CERTAIN PROPERTY FROM R-3 (MULTI-FAMILY RESIDENTIAL DISTRICT) TO PLANNED DEVELOPMENT PROJECT (PDP) DISTRICT WITH A SPECIAL EXCEPTION USE FOR A COMBINED PLANNED DEVELOPMENT PROJECT (COMBINED-PDP) FOR CERTAIN REAL PROPERTY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BROOKSVILLE, FLORIDA, AS FOLLOWS:

Section 1. -- That the property in the City of Brooksville, Florida described as:

Parcel Key No. 00143927 - All of Block 4, All of Block 6, Lots 2 through 12, inclusive, of Block 7, and Lots 2 through 6, inclusive, of Block 8; ALL in Section No. 2 of Halemont Addition, as per plat thereof recorded in Plat Book 5, Page 34, Public Records of Hernando County, Florida. As recorded in the Warranty Deed dated June 23, 1960 in Official Records Book 45, Page 701.

AND

Lot 1 of Block 7 and Lot 1 of Block 8, Section No. 2 of Halemont Addition, as per plat thereof recorded in Plat Book 5, page 34, Public Records of Hernando County, Florida. As recorded in the Warranty Deed dated June 23, 1960, in Official Records Book 45, Page 702.

AND

Parcel Key No. 00143918

Lots 20 and 21, Block 3, Halemont Addition Section No. 2, according to the plat thereof recorded in Plat Book 5, Page 34, Public Records of Hernando County, Florida. As recorded in Warranty Deed dated April 14, 1998, in Official Records Book 1191, Page 560.

Location: East side of Ponce De Leon Boulevard, North of Benton Avenue, West of Veterans Avenue and North and South of De Soto Avenue.

Petitioner: Hernando County Board of County Commissioners

1. The property described herein is hereby zoned Planned Development Project (PDP) with a Special Exception Use for a Combined Planned Development Project (Combined-PDP), and the zoning map of the City of Brooksville shall be amended accordingly. The Special Exception Use consideration for a Combined Planned Development Project is subject to the following conditions.
 - a. Permitted uses associated with this Combined PDP include an assisted living facility, government offices, general offices, retail stores, restaurant and an educational facility. Future outparcel development may include a bank, offices and a restaurant, subject to meeting all applicable performance standards. The "REZONING PLAN FOR OAKTOWNE CENTRE" dated 4/25/07 is subject to modification to address subdivision platting and city code performance standards.
 - b. Within two years of the City Council's approval of this Combined Planned Development Project (Combined PDP) zoning, the petitioner/developer will need to initiate the subdivision process, providing preliminary plat plans that address

- infrastructure needs, construction plans that reflect the preliminary plat (once approved) and a final plat (all being consistent with the requirements of the City's subdivision regulations). Otherwise, this SEU approval becomes null and void.
- c. The petitioner/developer must obtain all required permits and meet all applicable land development regulations, for construction or use of the property.
 - d. Landscaping/Buffers - The detailed development/redevelopment plans for this property will be required to reflect and adhere to the standards of the City's Landscaping, Buffer and Tree Protection code (Chapter 109, City Code). This portion of the City code encourages the preservation of existing trees on the site, and the developer will be required to give due consideration to this in the design and final plan layout.
 - e. Traffic - Any modifications to existing access points that may be proposed in conjunction with this property's redevelopment will be subject to meeting City performance standards, including frontage road setbacks and requirements. A traffic analysis showing the capacity of the road network impacted by this proposed development/redevelopment is to be completed and submitted to the City prior to or in conjunction with the preliminary plat plan submittal.
 - f. Sidewalks - The developer will be required to install appropriate pedestrian amenities including sidewalks in areas adjacent to public road rights-of-way and internal to the project, as applicable, and crosswalks where deemed appropriate, all being subject to approval through the subdivision plat review process. All facilities must meet ADA standards.
 - g. Drainage - Proposals for outparcel or parking lot development that increase the existing impervious surface area of the project will be subject to meeting all applicable standards and permit requirements established by the Southwest Florida Water Management District and the City of Brooksville. To this extent, The developer will be required to construct an on-site storm water drainage control system that meets the design and performance standards as specified by the technical requirements for open and closed basins in the *Environmental Resource Permitting Information Manual, latest edition*, as published by the Southwest Florida Water Management District. The proposed stormwater plan associated with this project must comply with all applicable federal, state and local standards. The developer will be required to coordinate with the City's Department of Public Works and Community Development to properly plan for and address drainage.
 - h. Infrastructure & Services - The developer will be required to enter into a utility service agreement with the City of Brooksville for water and sewer services.
 - i. Sanitation - Solid waste collection services will be provided by the City. Special solid waste services (such as compactor service) are subject to city approval.
 - j. Subdivision Requirements - To accommodate this project, the property must be platted in accordance with the City's subdivision regulations. Individual use areas will be further delineated and platted consistent with the City's standards.
 - k. City Concurrency Standards - The developer will be required to provide a "Statement of Impact - Concurrency Application" with each phase of development for this project that will be reviewed to ensure that level-of-service standards are being maintained within their adopted levels.
 - l. Unless specifically addressed to the contrary by conditions referenced herein, City ordinance regulations which apply with regard to zoning district classification shall be applied to this PDP as though it were zoned C2.

m. Future actions required in conjunction with the redevelopment of this property include subdivision platting, rights-of way vacation and construction plan approval. Renovations to the existing structure may be initiated prior to receiving final plat approval.

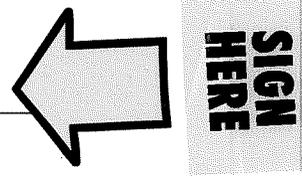
Section 2. - This Ordinance and zoning classification for the property described is consistent with the City of Brooksville Future Land Use Element of its Comprehensive Plan and shall take effect immediately upon its adoption.

Section 3. - All Ordinances in conflict herewith are expressly repealed.

CITY OF BROOKSVILLE

Attest: _____
Karen M. Phillips
City Clerk

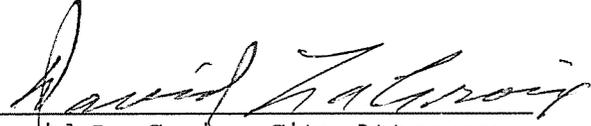
By: _____
David Pugh
Mayor



PASSED on First Reading _____

PASSED on Second & Final Reading _____

Approved as to form and content
for the reliance of the City of
Brooksville only:

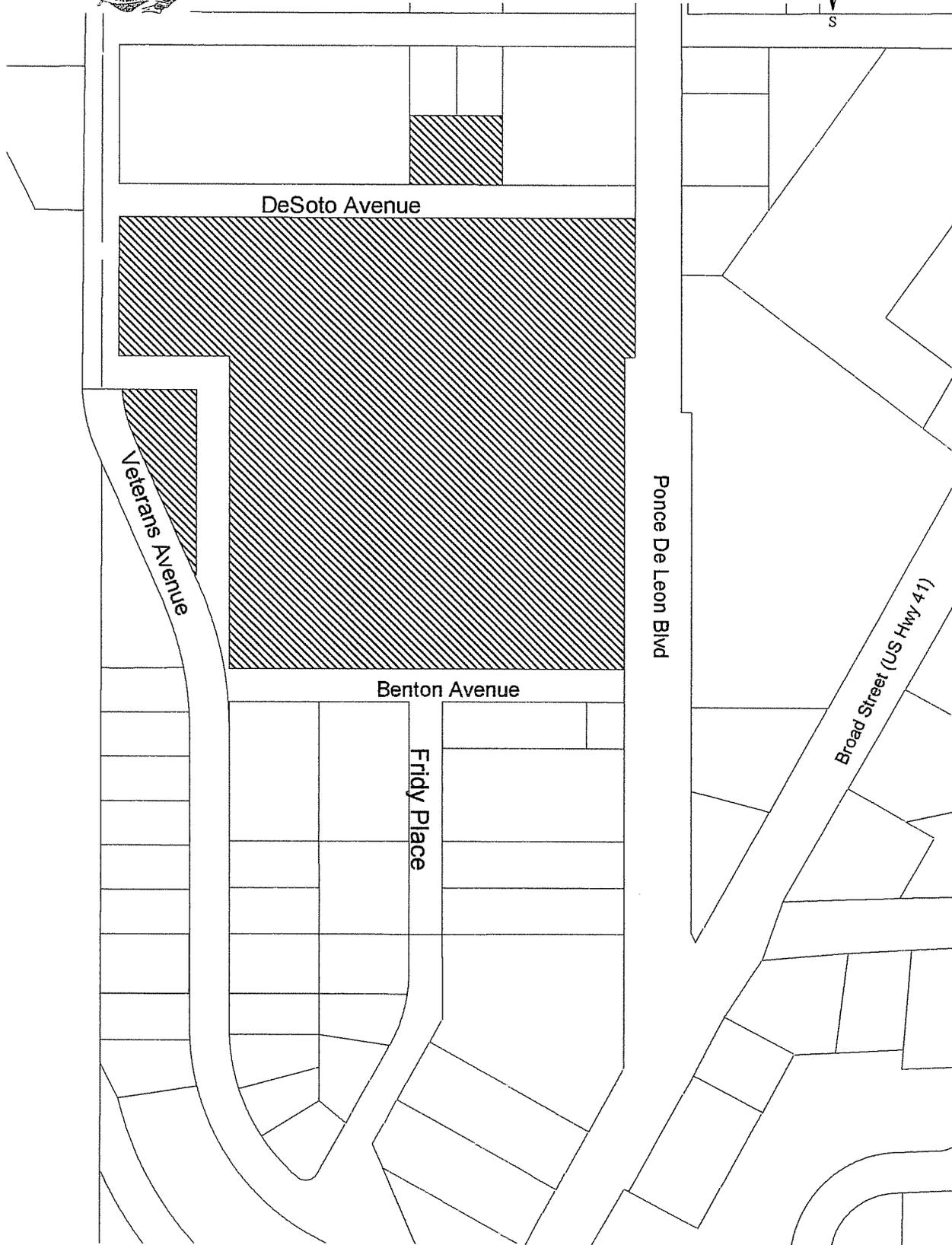
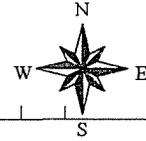


David La Croix, City Attorney

VOTE OF COUNCIL:
Bernardini _____
Bradburn _____
Burnett _____
Lewis _____
Pugh _____



RZ2007-03 & SE2007-06
 55 Ponce De Leon, LLC
 (Old Hospital Site & Outparcel)
 May 9, 2007



Prepared by
 City of Brooksville
 Community Development Department
 May 9, 2007

Rezoning
 Ordinance No. 747
 Exhibit "A"

Legend

 Old hospital site & property shp

CITY OF BROOKSVILLE ZONING AMENDMENT PETITION

Date: March 20, 07

Print or Type All Information.

Applicant: 55 Ponce De Leon, LLC
Mailing Address: 18136 Regents Square Dr
Tampa FL 33647
Daytime Telephone: 813-349-8626

Representative: Bill Rain
Mailing Address: Same
Daytime Telephone: 813-349-8626

Legal Description: Section: _____ Township: _____ Range: _____

Parcel ID R22 222 192270 0040 0010 Key 00143927
R22 222 192270 0030 0200 Key 00143918

Size of Area Covered by Application: 11.5

Highway & Street Boundaries: Ponce DeLeon, Benton Ave, Veterans Ave
DeSoto Ave.

Future Land Use Designation: _____
Current Land Use Designation: Residential w/ Hospital overlay
Current Zoning Classification: " "
Zoning Classification Desired: PDP

Has a public hearing been held on this property within the last twelve months?
No

APR 05 2007

PETITION FOR SPECIAL EXCEPTION USAGE

TO THE CITY OF BROOKSVILLE, FLORIDA
PLANNING & ZONING COMMISSION

The undersigned Petitioner/Property Owner hereby submits this Petition for a Special Exception Usage at the following described property, to wit: (insert typewritten legal description)

See Attached

Subject Property Street Address: 55 Ponce De Leon Ave.
Brooksville, FL

APR 05 2007

PETITIONER IS SPECIFICALLY REQUESTING SPECIAL EXCEPTION USAGE FOR THE FOLLOWING:

Combined Planned Development Project

Property future land use is: C2 *CURRENT: PUBLIC FACILITIES & LAND*
Current land use is: R3 *PROPOSED: COMMERCIAL & ACF RESIDENTIAL*
Property is zoned: R3

Petitioner requests that said Special Exception Usage be permitted so that the Owner may utilize the above said property to its highest and best use.

It is in the opinion of the Petitioner that the granting of a Special Exception Use of said property will not be materially detrimental to the Public Welfare, nor to the persons or properties located in the immediate area.

Wherefore, the Petitioner requests that the City of Brooksville, Florida, Planning and Zoning Commission convene to hear and take jurisdiction over the subject matter of this petition.

Petitioner's Name: 55 PONCE DE LEON, LLC
Street Address: 18136 Regents Square Dr
City/State/Zip: Tampa FL 33647
Daytime Phone: 813-349-8626
Signature: [Signature]

C:\bolt\boards\pet form\se_petit
Rev 09/14/97, 12/09/97

OWNER OR AGENT AFFIDAVIT

CITY OF BROOKSVILLE
COUNTY OF HERNANDO
STATE OF FLORIDA

I, Bill Rain, being duly sworn, hereby depose and say
55 Ponce De Leon, LLC is the owner of the herein described property to-wit:

(Insert Legal Description Below)

Parcel ID R22 222 19 2270 0040 0010 Key 00143927
 R22 222 19 2270 0036 0200 Key 00143918

Old Brooksville Regional Hospital site and adjacent property on North Side of De Soto Avenue

Key No. 00143927

All of Block 4, All of Block 6, Lots 2 through 12, inclusive, of Block 7, and Lots 2 through 6, inclusive, of Block 8; ALL in Section No. 2 of Halemont Addition, as per plat thereof recorded in Plat Book 5, Page 34, Public Records of Hernando County, Florida. As recorded in the Warranty Deed dated June 23, 1960 in Official Records Book 45, Page 701.

AND

Lot 1 of Block 7 and Lot 1 of Block 8, Section No. 2 of Halemont Addition, as per plat thereof recorded in Plat Book 5, page 34, Public Records of Hernando County, Florida. As recorded in the Warranty Deed dated June 23, 1960, in Official Records Book 45, Page 702.

Key # 00143918

Lots 20 and 21, Block 3, Halemont Addition Section No. 2, according to the plat thereof recorded in Plat Book 5, Page 34, Public Records of Hernando County, Florida. As recorded in Warranty Deed dated April 14, 1998, in Official Records Book 1191, Page 560.

ACKNOWLEDGMENT

All information submitted within this Petition is in all respects true and correct to the best of my knowledge and belief.

Witness Signature: Maureen [Signature]

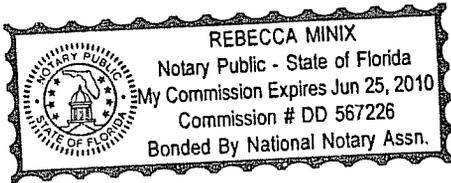
Owner/Agent Signature: [Signature]

STATE OF FLORIDA
COUNTY OF Hillsborough

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 29th
DAY OF MARCH, 2007 BY THE ABOVE PERSON(S) William Rain
WHO IS PERSONALLY KNOWN TO ME OR WHO HAS PRODUCED
FLDL AS IDENTIFICATION AND WHO (DID) (DID NOT) TAKE AN
OATH.

[Signature]
SIGNATURE OF NOTARY

Rebecca Minix
PRINTED NAME OF NOTARY



G:\WP_WORK\Bgcig\Planning\old\BOARDS\PET_FORMOWN_AFF.WPD

ORIGINAL

APPOINTMENT OF AGENT

CITY OF BROOKSVILLE
COUNTY OF HERNANDO
STATE OF FLORIDA

I, Hernando County, the owner(s) in fee simple of the below described real property hereby appoint SS Ponce De Leon LLC as my (our) agent to file required petitions, sign required documents, make representations as to issues of fact and to appear, as may be necessary, before the appropriate City of Brooksville authority. My agent shall also have the authority to commit myself as owner to the necessary future performance conditions as may be directed by the appropriate City authority as a condition of granting my petition.

(Insert Legal Description Below)

Attached

Dated: 3/26/07

Signed in the presence of:

WITNESSES:

Signature Doris N. Cupelos
Print Name DORIS N. Cupelos

Signature Alice Gura
Print Name ALICE GURA

Signature _____
Print Name _____

Signature _____
Print Name _____

LANDOWNER(S):

Signature Jeff Stabins
Print Name Jeff Stabins

Signature _____
Print Name _____

G:\WP_WORK\Bging Planning\old\BOARDS\PET_FORM\APP77_AGT.WPD

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY
BY KRW KRW 3/26/07
County Attorney's Office

March 29, 2007

Bill Geiger
Community Development Director
City of Brooksville, The
201 Howell Ave
Brooksville, FL 34601-2041

RE: Zoning Change to PDP for 55 Ponce De Leon Ave.

Dear Bill,

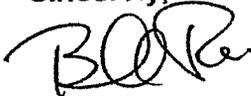
Per our meeting on March 1, 2007 concerning the re-development of the former Brooksville Regional Hospital into the mixed-use Oaks Towne Centre.

The following package contains our request for rezoning to PDP with 2 or more uses for the property at 55 Ponce De Leon Ave from Multi-Family with a hospital overlay to PDP with a C2 overlay to allow an Assisted Living Facility (ALF), Government Office, Office, Retail, Restaurant, Educational Facility and future outparcel development (to include Bank, Office and Restaurant).

Our request is consistent with the City of Brooksville long range plan for the property. All of the adjacent property is zoned C2. Our use will be less impactful than the former use of the property as a regional hospital. We are also doing selective demolition of approximately 10,000 sqft reducing the building size from 118,000 sqft to 108,000 sqft. We feel this will further lessen the impact and allow future outparcel development without impacting the DRI or concurrency.

If you have any further question, please call. We look forward to getting this project started.

Sincerely,



Bill Rain
President

Rec'd
3-30-07
J. J. [Signature]

CITY OF BROOKSVILLE
MEMORANDUM

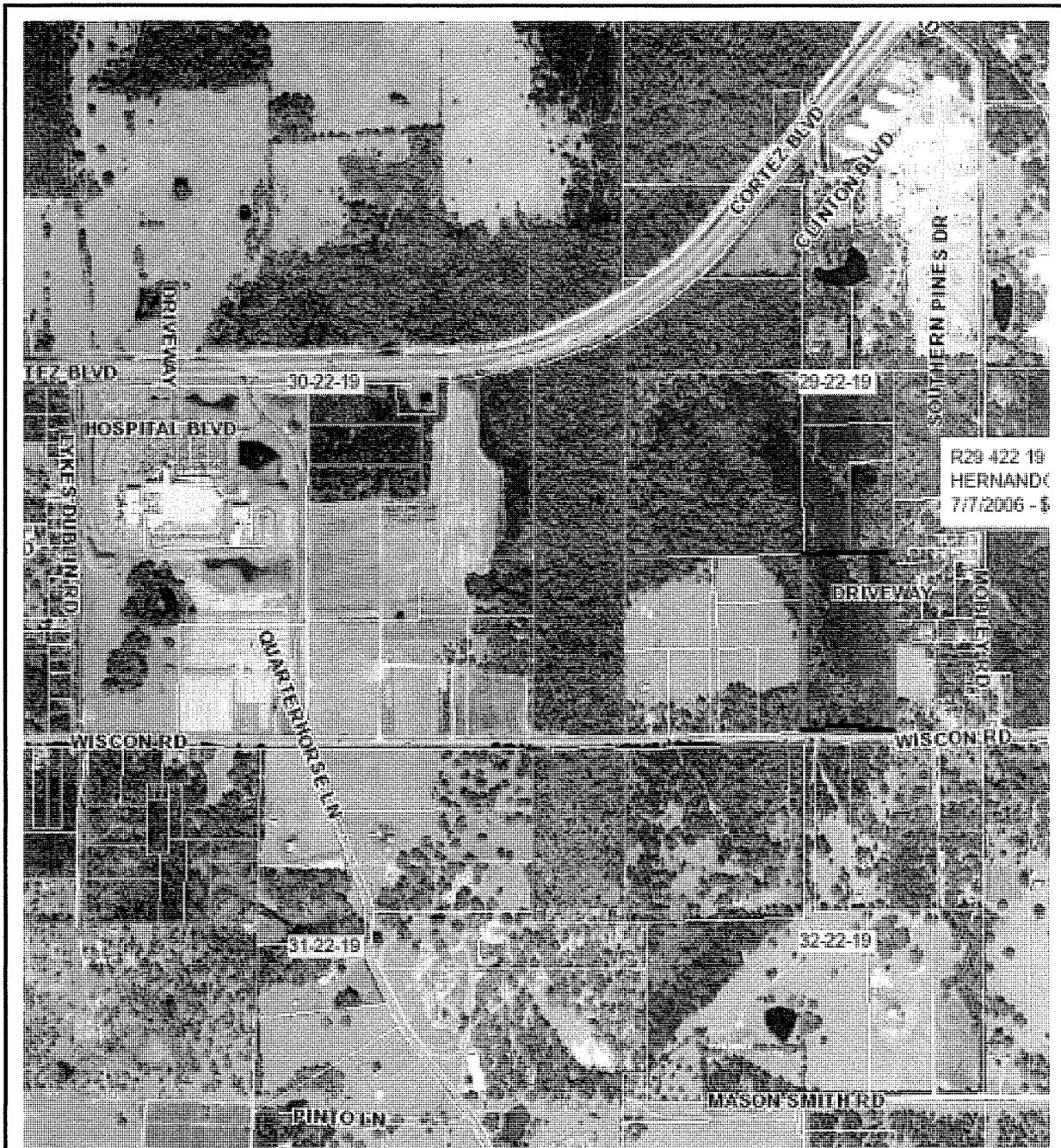
To: Steve Baumgartner, City Manager
From: Emory H. Pierce, Director of Public Works
Re: **Wiscon Road Easement**
Date: April 16, 2007



Attached document is for a utility easement from the County to the City for a strip of land about 600' x 20' along Wiscon Road slightly west of Mobley Road. The price would be \$5,300.00 or about \$20,000.00/ac and that amount is available in utility reserves. Former Council Members felt that acquiring easements in this area was important because at that time there were developers inquiring about water and sewer service for nearby parcels.

However, at this time we are not in discussions with any developers near this easement. In order to complete a loop with our water lines, from the Hospital site easements across 4500 ± lf of other parcels will need to be acquired. Also at this time we cannot tell which side of Wiscon Road will develop first.

Therefore, Staff recommends that we decline this offer from the County.



Hernando County Property Appraiser Alvin R Mazourek CFA - Brooksville, Florida - 352-754-4190		0 0.09 0.18 0.27 mi	
PARCEL: R29 422 19 0000 0300 0000 KEY: 00360326			
W1/2 OF SE1/4 OF SW1/4 AND LESS RW FOR WISCON RD ORB 647 PG 962			
Name: HERNANDO COUNTY		LandVal	\$246,643.00
Site:		BldgVal	\$0.00
Mail: 20 N MAIN ST RM 460 BROOKSVILLE FL 34601		JustVal	\$246,643.00
7/7/2006 \$1,300,000.00		Assd	\$3,849.00
Sales Info: 3/18/1996 \$100.00		Exmpt	\$3,849.00
2/1/1981 \$100.00		Taxable	\$0.00
Levy: CRES	Map: 69A	GIS: B042	Class: Quality: TPPCt: 0

This information was derived from data which was compiled by the Hernando County Property Appraiser Office solely for the governmental purpose of property assessment. This information should not be relied upon by anyone as a determination of the market value, ownership, or zoning of the property. Zoning information should be obtained from the Hernando County Development Department. No warranties, expressed or implied, are made by the appraiser.

Board of County Commissioners

Hernando County



Public Works Department - Engineering Division

1525 East Jefferson Street
Brooksville, Florida 34601
(352) 754-4062
FAX: (352) 754-4423

January 25, 2007

Mr. Emory Pierce, P.E., Public Works Director
City of Brooksville
201 Howell Avenue
Brooksville, Florida 34601-2041

SUBJECT: Perpetual Utility Easement – Wiscon Road

Dear Mr. Pierce:

The County has reviewed your request for the grant of a Utility Easement needed for the planned extension of utilities East of the Brooksville Regional Hospital property to Mobley Road on County-owned property purchased for the Peck Sink ESL program along Wiscon Road and would recommend approval for the grant of easement to the City of Brooksville for \$5,300.00. Enclosed is a Perpetual Utility Easement that has been prepared for your review and approval.

If the City of Brooksville agrees to the purchase of the Utility Easement for \$5,300.00, the Utility Easement will be presented to the Hernando County Board of County Commissioners (BOCC) for their consideration. If approved by the BOCC, the Easement will be signed by the Chairman and recorded in the public records of Hernando County upon receipt of the City's payment in the amount of \$5,300.00. Please let me know if this is acceptable and when you have received approval by your City Council so I may schedule the Easement for presentation to the BOCC.

Sincerely,

Michael E. Silvey
Property Management Coordinator

MES

Enclosure

cc: Gregg Sutton, P.E., Assistant County Engineer; Charles Mixson, P.E., Director,
County Engineer; Dawn Velsor, Lead Environmental Planner

This instrument prepared under the direction and supervision of:
Kent Weissinger
Hernando County Attorney's Office
20 N. Main Street, Suite 462
Brooksville, Florida 34601-2850
By: Michael E. Silvey, Property Management Coordinator
Hernando County Department of Public Works/Engineering Division

PERPETUAL UTILITY EASEMENT

THIS EASEMENT, made this _____ day of _____, 2007, between **Hernando County**, a political subdivision of the State of Florida, by and through its Board of County Commissioners, whose address is 20 N. Main Street, Room 460, Brooksville, Florida 34601 hereinafter referred to as "Grantor"; and the **City of Brooksville**, a municipal corporation under the laws of the State of Florida, whose address is 201 Howell Avenue, Brooksville, Florida 34601, hereinafter referred to as "Grantee"

WITNESSETH:

The Grantor in consideration of the sum of ten dollars and no cents (\$10.00) and other good and valuable consideration in hand paid by the said Grantee to the Grantor, receipt whereof is hereby acknowledged, has granted, quitclaimed and conveyed unto the said Grantee, its successors and assigns forever, a Perpetual Utility Easement and right-of-way for the purpose of clearing, excavating, constructing, inspecting, improving, repairing and maintaining public utility facilities for water and sewer in, upon, under, over, across and through the following described land in the County of Hernando, State of Florida, to wit:

See "**Exhibit A**" attached hereto and made a part hereof by reference.

Property Appraiser's Parent Tract Parcel Identification Number: R29 422 19 0000 0300 0000

TO HAVE AND TO HOLD the same unto said Grantee, its successors and assigns forever, together with the reasonable right to enter and depart over and upon adjoining lands of the Grantor for the purpose of exercising the rights herein granted, so long as the land is restored to as good or better condition than originally found upon completion of construction and/or maintenance.

The Grantor covenants to the Grantee that it is lawfully seized of said land and that it has good, right and lawful authority to grant this Easement.

This easement shall be recorded in the Public Records of Hernando County, Florida.

DESCRIPTIONS

UTILITY EASEMENT

PARCEL "C"

A PARCEL OF LAND LYING IN AND BEING A PART OF THE WEST 1/2 OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 29, TOWNSHIP 22 SOUTH, RANGE 19 EAST, HERNANDO COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF SAID WEST 1/2; THENCE N 00° 06' 31" W, ALONG THE WEST BOUNDARY OF SAID WEST 1/2, A DISTANCE OF 80.02 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N 00° 06' 31" W, 20.00 FEET; THENCE N 88° 41' 19" E, 237.12 FEET; THENCE S 01° 18' 41" E, 20.00 FEET TO REFERENCE POINT "A"; THENCE S 88° 41' 19" W, 237.54 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.11 ACRES, MORE OR LESS.

PARCEL "D"

COMMENCE AT AFOREMENTIONED POINT "A", THENCE N 88° 41' 19" E, 60.78 FEET TO THE POINT OF BEGINNING; THENCE N 00° 45' 26" W, 20.00 FEET; THENCE N 88° 41' 19" E, 365.67 FEET TO THE EAST BOUNDARY OF SAID WEST 1/2; THENCE S 00° 10' 02" E, ALONG SAID EAST BOUNDARY, 20.00 FEET, THENCE S 88° 41' 19" W, 365.46 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.17 ACRES, MORE OR LESS.

NOTES

- (1) THIS IS NOT A BOUNDARY SURVEY. IT IS A SKETCH OF THE DESCRIPTIONS SHOWN.
- (2) THE BEARINGS SHOWN ARE BASED ON THE SOUTH BOUNDARY OF THE SOUTHWEST 1/4 OF SECTION 29, TOWNSHIP 22 SOUTH, RANGE 19 EAST HAVING A BEARING OF S 88° 41' 19" W.

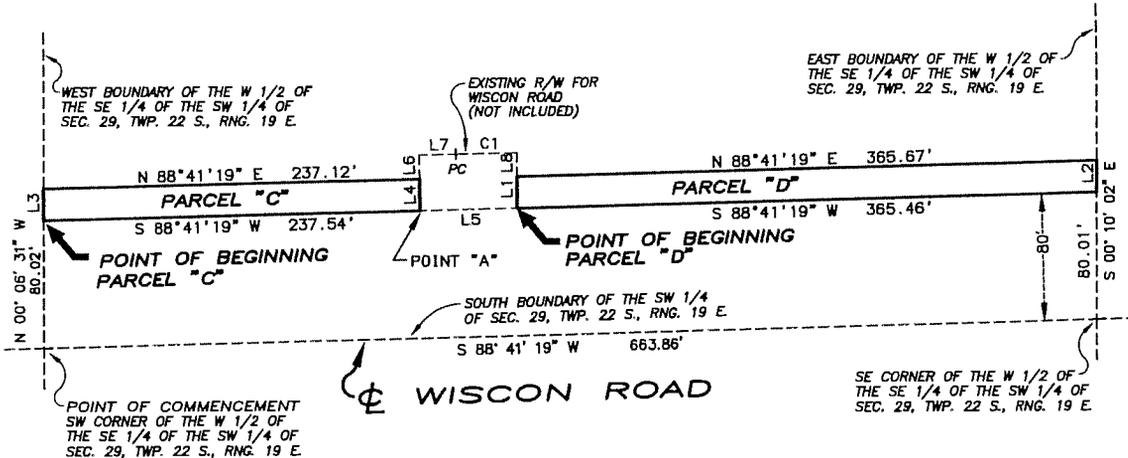
LEGEND

- SEC. = SECTION
- TWP. = TOWNSHIP
- RNG. = RANGE
- R/W = RIGHT OF WAY
- PC = POINT OF CURVATURE
- PT = POINT OF TANGENCY
- C3 = CURVE NUMBER (SEE TABLE)
- L4 = LINE NUMBER (SEE TABLE)



CURVE TABLE					
NO.	RADIUS	DELTA	ARC	CHORD	BEARING
C1	3934.72'	00°33'15"	38.06'	38.06'	N 88°57'56" E

LINE TABLE		
NO.	BEARING	DISTANCE
L1	N 00°45'28" W	20.00'
L2	S 00°10'02" E	20.00'
L3	N 00°06'31" W	20.00'
L4	S 01°18'41" E	20.00'
L5	N 88°41'19" E	60.78'
L6	S 88°41'19" W	15.00'
L7	N 88°41'19" E	23.06'
L8	N 00°45'26" W	14.82'



W.D. GREENE LAND SURVEYING, INC. PROFESSIONAL SURVEYING AND MAPPING SINCE 1982 600 WEST JEFFERSON STREET - BROOKSVILLE, FLORIDA 34601 PHONE : (352) 796-0042 - FAX : (352) 796-0019	SKETCH OF DESCRIPTIONS SEC. 29, TWP. 22 S., RNG. 19 E.	FLORIDA CERTIFICATE OF AUTHORIZATION NUMBER 3704
	PREPARED FOR AND CERTIFIED TO: CITY OF BROOKSVILLE	DWIGHT M. HUFF PROFESSIONAL LAND SURVEYOR FLORIDA REGISTRATION NUMBER 3301 AUG 09 2006 DATE OF SIGNATURE
DATE : AUGUST 7, 2008 SCALE : 1" = 80' DRAWING NUMBER : G-5983 JOB ORDER NUMBER : 0602144 FIELD BOOK : NA	REVISIONS SHEET 1 OF 1	NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER

CITY OF BROOKSVILLE
MEMORANDUM

To: Steve Baumgartner, Interim City Manager
From: Emory H. Pierce, Director of Public Works 
Re: **Request Council Award Howell Ave Lift Station Repairs to Marolf Environmental, Inc.**
Date: May 2, 2007

We have reviewed the bids received and opened on April 20, 2007 and the three low bidders were as follows:

Marolf Environmental Inc.	\$11,417.45
Cloud 9 Services, Inc.	\$16,990.00
Croft Contracting, Inc.	\$21,000.00

I recommend that council approve awarding the Howell Ave Lift Station Repairs to Marolf, Inc.

The repairs involve replacing a fitting at the very bottom of the lift station and then reinstalling the large submersible pump that attaches to that fitting. This work was budgeted as part of an overall project to improve pumping capacity at the lift station and thru the associated force main.

**BID OPENING MINUTES
HOWELL AVENUE LIFT STATION REPAIR
BID NO. UD2007-01**

3:00 p.m.

April 20, 2007

A Bid Opening was held at approximately 3:00 p.m. on Friday, April 20, 2007, in the City Hall Council Chambers for HOWELL AVENUE LIFT STATION REPAIR BID NO. UD2007-01. Laureen Busacca, Project Manager, Public Works and Janice L. Peters, Deputy City Clerk and Recording Secretary were in attendance.

Deputy City Clerk Peters advised that an Invitation to Bid was published in the March 30, 2007, edition of the Hernando Today with a closing date and time set for 3:00 p.m. on Friday, April 20, 2007.

As a result, 5 sets of bids were received, all properly sealed and notated. The bids were to include a Bid Certification Form, Bid Bond or Cashiers Check in the amount of \$200, Public Entity Crime Statement, Drug Free Workplace Form, Conflict of Interest Disclosure Statement, Equipment List, Proof of License Certification and one signed original with seven copies and five references.

The following companies submitted bids, which were opened and the results read as follows:

<u>Cloud 9 Services, Inc., Orlando, FL</u>	7-Days	<u>\$16,990.00</u>
Drug-Free Workplace Certification Program Implemented		
<u>Croft Contracting, Inverness, FL</u>	30-Days	<u>\$21,000.00</u>
Drug-Free Workplace Certification Program Implemented		
<u>Kloote Contracting, Inc., Palm Harbor, FL</u>	30-Days	<u>\$92,100.00</u>
Drug-Free Workplace Certification Program Implemented		
<u>Marolf Environmental, Inc., New Port Richey, FL</u>	15-Days	<u>\$11,417.45</u>
<u>Whitewater Utilities, Inc., Jacksonville, FL</u>	30-Days	<u>\$29,640.00</u>

The bidder's packets included the requested copies and all required information. Deputy City Clerk Peters informed bidders that the packets would be reviewed by staff and the bid opening meeting closed at 3:20 p.m.



Janice L. Peters
Recording Secretary

CITY OF BROOKSVILLE
MEMORANDUM

To: Steve Baumgartner, Interim City Manager
 From: Emory H. Pierce, Director of Public Works 
 Re: Recap of USDA Funds for Storm Window Retrofits and Generators
 Date: May 11, 2007

Since Centurian Security Screen Co. verbally notified us that they were unable to secure the required payment and performance bond, we notified USDA of the situation and they gave us two choices: award to the second bidder or rebid. To ensure that there are sufficient funds to go to the second (higher) bidder, we have prepared the schedule shown below. According to our calculations, we can award the bid to Kane and still have a surplus/contingency amount of \$43,883.04, and we so recommend.

USDA funds	\$286,000.000
City Loan amount	\$258,000.000
Total Project Funds	\$544,000.00
Project Costs:	
Final cost of lift station generators- CJ's Power Systems	\$180,301.85
Final cost of City Hall generator- CJ's Power Systems	\$47,125.01
Final cost of PD generator- CJ's Power Systems	\$24,563.10
Final cost of lift station generator installations- A.L. Covell	\$50,700.00
Final cost of SR 50 generator installation- A.L. Covell	\$29,018.00
Revised* cost of City Hall generator installation- MCS of Tampa	\$30,231.00
Projected cost City Hall Storm Window Retrofit- 2 nd bidder, Kane**	\$122,878.00
Projected cost PD Alt Bid Storm Window Retrofit- 2 nd bidder, Kane**	\$10,300.00
Bond counsel, financing fees and other misc. costs	\$5,000
Total spent, committed or projected USDA project costs	\$500,116.96
Balance of funds available for moving generator, constructing enclosures, etc	\$43,883.04

* Previously agreed upon installation cost for City Hall generator (contract and PO amount) was \$43,869. Moving the generator closer to the City Hall building significantly reduced the cost.

** Total cost difference between Centurian (low bidder) and Kane is \$13,1921.

Laureen Busacca

From: "Prioleau, Angela - Tavares, FL." <angela.prioleau@fl.usda.gov>
To: "Laureen Busacca" <lbusacca@ci.brooksville.fl.us>
Sent: Tuesday, May 08, 2007 2:54 PM
Subject: RE: City Hall generator

Laureen,

As you can see, I am all not there. I know the status of the screens.

I had a chance to investigate your question regarding the performance bond issue. According to the bidding documents, approved by this office and issued by the City of Brooksville, part of the requirements were to provide payment and performance bonds each in the amount of the contract. If the contractor can not comply he should be considered ineligible and then move to the next low bidder. It is not fair to other bidders to change a substantial requirement like this after the fact. Their bids were based on having to provide the bonds, as required by the city as well as our regulations. This opens up a case for one of the other bidders to protest the award. Other bidders may have wanted bid, and given lower prices, had not they been required to post bonds. Smaller companies may sometimes have problems obtaining bonds. Bonds can also be an indication of the strength of the contracting firm and not being bondable is not generally a positive thing.

That being said, RD regulations found in 1942-A, 1942.18(n)(3) Surety, do allow the acceptance of certified checks (2) in lieu of bonds (P & P), however the requirements need to be arranged and approved in advance, and the opportunity given to all bidders, not changed after the fact.

Angela

From: Laureen Busacca [mailto:lbusacca@ci.brooksville.fl.us]
Sent: Tuesday, May 08, 2007 1:40 PM
To: Prioleau, Angela - Tavares, FL
Subject: Re: City Hall generator

When we moved the generator closer MCS estimated that the move may save the City \$25,000 in copper wiring. Would that free up enough to work with? Laureen

----- Original Message -----

From: Prioleau, Angela - Tavares, FL.
To: Laureen Busacca
Sent: Tuesday, May 08, 2007 12:56 PM
Subject: RE: City Hall generator

In the project budget that the City submitted for funding there were no contingencies added. The project cost breakdown is as follows: Development cost: \$48,600, Equipment cost: \$491,200, and legal: \$5,000. Therefore, if additional funds are needed for the wall, then it has to be a cost covered by the City. A change order is not necessary unless it is related to one on the contracts.

Angela

From: Laureen Busacca [mailto:lbusacca@ci.brooksville.fl.us]
Sent: Tuesday, May 08, 2007 9:59 AM
To: Prioleau, Angela - Tavares, FL
Subject: City Hall generator

The City Hall generator had to be moved closer to the building. It is now sitting right in and is an eyesore. We

Laureen Busacca

From: "Greg Profancik" <Greg.Profancik@CENTURIONSCREENS.COM>
To: <lbusacca@ci.brooksville.fl.us>
Sent: Friday, April 27, 2007 7:15 AM
Subject: Re: screens

Laureen:

The contract is ready to go - due to the spread from or bid to the high bid - the bonding company is requesting additional information and this is taking longer then I expected.

Thanks,
Greg

>>> "Laureen Busacca" <lbusacca@ci.brooksville.fl.us> 4/26/2007 9:39 AM >>>
Just checking on status of documents. Laureen

Laureen Busacca
Construction Project Manager
City of Brooksville Dept.of Public Works
<http://www.ci.brooksville.fl.us>
lbusacca@ci.brooksville.fl.us
352-544-5465 Fax: 352-544-5470

Name of Bidder: Kane Manufacturing Corp

CITY OF BROOKSVILLE

BID/CERTIFICATION FORM
CITY HALL WIND RETROFIT PROJECT REBID
(WINDOW/DOOR PROTECTION SYSTEMS)
GG2006-14

Bidders Certification to THE CITY OF BROOKSVILLE:

1. The undersigned warrants that: (A) this Bid is submitted in response to, and is in compliance with, all terms and conditions applicable thereto as set forth in the Advertisement, General Instructions and Conditions, Special Instructions and Conditions, Bid/Certification Forms and (if any), the Minimum Technical Specifications, Plans, Addendums, Exhibits, Agreement, Bonds and Insurance requirements, each of which has been carefully examined, (B) Bidder or Bidder's representative has made such investigation as is necessary to determine the character and extent of the work and their capability to perform the work, (C) agrees that if the Bid is accepted by the City, Bidder will provide the necessary labor, materials, machinery, equipment, tools or apparatus, and perform all the work or services required to complete the assignment and/or contract within the time specified according to the requirements of the City as herein and hereinafter set forth, and (D) he/she is authorized to legally execute binding contracts for and on behalf of the Bidder.

2. Please check one:
 - Bidder declares that the only person, persons, company or parties interested in this Bid are named in the Bid.

 - Bidder, or one or more of bidder's officers, principals, or any owner of more than 5% in or of bidder, or members of their immediate families: (A) have a financial interest in another company, project, or property that could benefit financially from this proposed project; and/or (B) another individual or business will be compensated by (or on behalf of bidder) if bidder is selected by the City to bid the requested services. (Attach a detailed explanation for either.)

3. Bid Bond - If the Bid is accepted by the City, it will become a binding contract on both parties. If a Bid Bond or Cashiers Check/Certified Check is required, it shall be submitted with the Bid. If the undersigned shall fail to deliver or perform, or if applicable, execute a Contract as stated herein, then the City may, at its option, determine that the undersigned has abandoned the Award/Contract, and thereupon such Bid and/or Award shall be null and void, and any Cashiers Check/Certified Check or Bond accompanying this Bid shall be forfeited to and become the property of the City, and the full amount of said check, or if a Bid Bond, the full amount of such bond, shall be paid to the City as partial liquidated damages; otherwise, any Bond or Cashiers Check/Certified Check accompanying this Bid shall be returned to the undersigned within 30 calendar days from the date of Award, or if provisions for a Notice to Proceed are included, from the date of the Notice to Proceed.

4. Bidder proposes and agrees to provide all materials, services and equipment required for the installation of Hurricane Protection Barrier Screens for exterior glass windows on all three (3) floors, with the exception of installation of High-Impact Roll Up Screens for the three (3) commercial store front type window and entry doors combinations on the first floor, for the Total Bid Sum of One hundred twenty two thousand eight hundred seventy eight Dollars (\$ 122,878).
5. Number of calendar days from date of notice to proceed that will be required for the final completion of all work as described herein and as shown on the plans. 90
 [Maximum 90 Calendar Days]
6. The City reserves the right to accept any or all prices itemized in any combination that best serves the interests of the City. The City further reserves the right to accept or reject any of the components of this Bid, including alternates.
7. Bidder Hereby Acknowledges Receipt of the Following Addendums:

() none Addendum Number 1 Date Issued 1-5-07

Name of Bidder: Kawe Manufacturing Corp

Business structure: () Corporation, () Partnership, () Individual, () Other _____

If a Partnership:
 Name(s) of Partner(s): _____

If a Corporation:
 Incorporated in State of: Delaware Date of Incorporation 1890

Business Address: 515 N. Frawley St

City: Kawe State AA Zip 16735

Telephone Number: (800) 952-6399 Fax (814) 837-6230

E-mail address: tomh@kawascreens.com

Submitted By: (Print) Thomas Hemdal Title: Sales Manager

Signature: [Handwritten Signature]

If corporation:
 ATTEST (Secretary)
 By: [Handwritten Signature]
James R. Russell
 Print Name



State of PA

County of Mckean

The foregoing instrument was acknowledged before me this 10 day of JANUARY, 2007, by Thomas Hendal, who is personally known to me or who presented _____ as identification, and who (did) (did not) take an oath.

B.P. O'Connell
[Signature of Notary Public]

[Printed, typed or stamped name of Notary Public]

[Commission Number of Notary Public]

NOTE: BIDS MAY BE REJECTED IF ALL DOCUMENTS ARE NOT COMPLETE AND EXECUTED, AND THE NUMBER OF COPIES SPECIFIED/REQUESTED OF EACH ARE NOT SUBMITTED WITH THE BID.

G:\WP_WORK\Clerk\Office\BID-RFP\City Hall Wind Retrofit Project\Rcbid\Bid Certification form wpd

NOTARIAL SEAL
BRENT P. O'CONNELL, NOTARY
KANE BOROUGH, COUNTY OF
MY COMMISSION EXPIRES MAY 8



Name of Bidder: _____

CITY OF BROOKSVILLE

ALTERNATE BID/CERTIFICATION FORM

**BROOKSVILLE POLICE STATION
WIND RETROFIT PROJECT REBID
(WINDOW/DOOR PROTECTION SYSTEMS)
BID # ALT. GG2006-14**

1. Bidder proposes and agrees to provide all materials, services or equipment required for the installation of Hurricane Protection Barrier Screens for all existing glass windows and surrounding door structures, with High-Impact Roll Up Screens for the entry and garage/sally port doors for the Total Cumulative Bid Sum of ten thousand three hundred dollars (\$ 10,300).
2. Number of calendar days from date of notice to proceed that will be required for the final completion of all work as described herein and as shown on the plans. 90
[Maximum 90 Calendar Days]
3. The City reserves the right to accept any or all prices itemized in any combination that best serves the interests of the City. All provisions, conditions and stipulations set forth in the initial Bid Documents for Bid No. GG2006-06 and Bid Certification Form shall apply.

Name of Bidder: Kane Manufacturing Corp

Business structure: Corporation, () Partnership, () Individual, () Other _____

If a Partnership:
Name(s) of Partner(s): _____

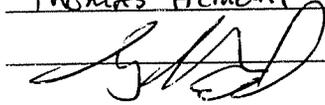
If a Corporation:
Incorporated in State of: Delaware Date of Incorporation 1890

Business Address: 515 N. Fraley St

City, State, Zip: Kane State PA Zip 16735

Telephone Number: (800) 952-6399 Fax (814) 837-6230

Submitted By (Print): Thomas Hemdal Title: Sales Manager

Signature: 

Name of Bidder: _____

ATTEST: Secretary

By: [Signature]
James R. Russell
Print Name



Affix Corporate Seal
(If Corporation)

State of PA
~~Florida~~
County of McKean

The foregoing instrument was acknowledged before me this 10 day of January, 2007, by Thomas Henda, who is personally known to me or who presented _____ as identification, and who (did) (did not) take an oath.

[Signature]
[Signature of Notary Public]

[Printed, typed or stamped name of Notary Public]

[Commission Number of Notary Public]

NOTE: BIDS MAY BE REJECTED IF ALL DOCUMENTS ARE NOT COMPLETE AND EXECUTED, AND THE NUMBER OF COPIES SPECIFIED/REQUESTED OF EACH ARE NOT SUBMITTED WITH THE BID.

NOTARIAL SEAL
BRENT P. O'CONNELL, NOTARY PUBLIC
KANE BOROUGH, COUNTY OF MCKEAN
MY COMMISSION EXPIRES MAY 5, 2007





CITY OF BROOKSVILLE

Memorandum

TO:

(X) Mayor David Pugh
(X) Vice Mayor Frankie Burnett
(X) Council Member Joe Bernardini
(X) Council Member Lara Bradburn
(X) Council Member Richard E. Lewis

ACTION:

() As you requested
(X) For your information
() Appropriate action
() Review and return
() Review & route

FROM: Stephen J. Baumgartner
Interim City Manager

DATE: May 14, 2007

SUBJ: City Hall Generator Possible Locations

Public Works Director, Emory Pierce has offered some alternatives to the existing location of the generator.

As he pointed out to City Council on May 7, 2007, he estimates the wall surrounding the generator would cost \$9,500.

The second least expensive alternative is Location D. The drawback to Location D is a 4-sided enclosure wall could not be built because it would encroach on the middle drive through lane.

Since the generator has already been placed, my recommendation is to leave the generator where currently located and build an attractive wall that will be conducive to the esthetics of City Hall.

My second choice is Location D based on the cost. The drawback to location is we lose the third lane and we would have an additional cost of \$3,000 to \$4,000 to build a partial wall blocking the generator (if desired) from Howell Avenue.

CITY OF BROOKSVILLE
MEMORANDUM

To: Steve Baumgartner, City Manager
From: Emory H. Pierce, Director of Public Works
Re: **City Hall Generator Possible Locations**
Date: May 11, 2007



We are requesting direction from City Council as to where to place the generator. On the attached sketches we show several possibilities with the following pluses and minuses:

- Existing Location: Minimal cost but obviously some aesthetic problems.
- Location A: Additional cost estimated at \$45,000.00 and we would need to dig up and patch 200 l.f. of pavement. Could obstruct sight distance of people entering and leaving parking lot.
- Location B: Same cost but sight distance for people entering and leaving parking lot probably not a problem.
- Location C: Actual cost from quote \$33,222.00 and we would have to dig up sidewalk in front of City Hall. Existing wall would probably still need to be modified to totally hide generator. Existing trees would probably not survive and adjacent offices could be disrupted by noise on rare occasions when generator was running during working hours.
- Location D: Additional cost estimated at \$15,000.00 Some patching of pavement required. We could not build an enclosure around it w/o encroaching into middle drive thru lane and, of course, outside lane permanently blocked. Adjacent offices could be disrupted by noise on rare occasions during working hours. We could put up a wall directly in front of generator.
- Locations A, B & C: Would definitely require processing a change order through USDA.
Location D probably would also.

City of Brooksville

CORPORATE INFORMATION:

Low Voltage Electrical License No. ES-0000299
Federal ID No. 59-3059024
Dunn & Bradstreet No. 80-020-3580
State of FL Tax Exempt Resale No. 39-22-145869-22
Electrical License No. EC-13003331

offered by:
MCS of Tampa, Inc.
813-872-0217

CERTIFIED MBE:

State of Florida - Cert MBE by DMS
Federal Government - Cert. 8(a) SBA
National Level - Cert. MBE NMSDC
HUBZone 8(a) Certified

Table with 4 columns: ITEM, DESCRIPTION, QTY, UNIT, TOTAL. Row 1: 1.0 Generator Relocation, 1, \$33,222.00, \$33,222.00

GENERAL NOTES

- * Quote #BCO000060
* Due to the extreme volatility in the manufacturing process of copper connectivity and cabling all prices are subject to change without notice. Please contact your MCS representative for further details.
* All contracts must include an "Economic Relief Clause" to be considered.
* MCS will not work under verbal or written directives and extends no directive rights. All changes in scope will require executed change orders. Directive rights will require a 25% premium.
* See attached Scope of Work.

Offered By: [Signature] 5/9/2007
signature of MCS of Tampa, Inc executive date

sales person in: _____

Accepted By: X
authorized signature of acceptance date

Prices are valid for 30 days from date of quote

Mission Critical Solutions

Voice, Data & Fiber Optic Cabling Convergence Solutions

Wireless Solutions Electrical, Design & Engineering Services

Security & Access Control Multimedia Audio Visual

Scope of work to provide Feeder if Generator is to be relocated

May 9, 2007

Scope of Work: Revised
Relocate Generator & feeder
Brooksville, City Hall
Brooksville, Florida.

New Work:

MCS proposes to provide Material, Labor and Equipment to complete the electrical installation of the existing 230KW Generator and service feeder to be relocated at Brooksville City Hall.

Revised Scope: To provide feeder conduits and wire to generator if the city elects to relocate the Generator to the south side of City Hall behind Court Yard wall...

The following list of qualifications is the basis for our quotes.

Scope of Work

Included Summary:

- A) MCS will provide and install new service feeder consisting of 3- sets of 3" PVC conduit with 4 # 300 MCM conductors to relocated Generator. Not to exceed 200' linear feet from existing service entrance location to existing electrical room at City Hall. MCS will extend (1) one 1" PVC conduit to provide circuits fro Battery Charger and Block Heater.
- B) MCS will trench and cut sidewalk.
- C) MCS will provide and install one Hand Hole to be located in the sidewalk area as the feeder conduit makes a 90 Degree turn toward the court Yard.
- D) All existing service equipment previously installed to remain. MCS is only providing for the relocation of the feeder should the Elect to relocate the generator.

Excluded Summary:

The City of Brooksville is providing the Generator and Auto Transfer Switch

- E) The City of Brooksville will provide and install the new Generator pad.
- F) The City of Brooksville will Remove and relocate the existing Generator, relocated from adjacent to the outside wall of Electrical room.
- G) The City of Brooksville will provide start up fuel for Generator.
- H) The Generator and ATS equipment provider to provide start up and testing.
- I) The Generator equipment provider has provided the shunt trip for the Generator on the existing installation

- I) MCS has not included temporary power during shut down time.
- J) The City of Brooksville will provide concrete to patch sidewalk area that MCS cut to install new feeder and Hand Hole.



City of Brooksville

offered by:

MCS of Tampa, Inc.

813-872-0217

MANAGEMENT CONTACTS:

Rob Duncan, RCDD - Engineering Dept. Manager 813-872-0217 x 1065
Dave Dallmann, CNE, RCDD - V.P. of Operations 813-872-0217 x 1066
Gil Gonzalez, MBA, RCDD - President 813-872-0217 x 1077
Jim Slagle - V.P. of Sales and Marketing 813-872-0217 x 1047

SCHEDULE:

Price is based on a mutually agreed upon schedule between the customer and MCS of Tampa, Inc. The pricing assumes work to be conducted during normal business hours (7:00 am to 5:00 pm Monday through Friday). Pricing is based upon MCS of Tampa's representatives having full and complete access to all required areas at all times. Unless expressly noted otherwise, the proposal pricing is based upon a non-phased installation.

FIT FOR PURPOSE:

This quote does not include: painting, patching, millwork or floor/wall penetrations requiring coring and is presented with the understanding that all materials will fit the space available without the need for special or custom hardware.

ORDER OF PRECEDENCE:

Where there may be a discrepancy between the prints and the specifications, the prints carry the authority in this quote. The order of precedence shall be: first the prints and secondly the specifications.

INSURANCE:

All job sites will be treated as "NON-OCIP" unless otherwise stated in writing prior to commencing work.

BONDING:

Price for bonds have not been included in the above prices. Add 1.5% to above price(s) if a performance/payment bond is required.

BILLING:

Project will be billed monthly on a "percentage complete" basis, for work performed by month end.

RETENTION:

Retainer to be paid upon completion of MCS of Tampa, Inc. scope of work. In the event any payment is 7 days past due during construction, all past retention becomes due on demand and no further retention may be held.

TAX:

Price includes all applicable sales tax.

WARRANTY:

MCS warrants all installations to be: free from defects in materials for a period of one year and a lifetime warranty on workmanship. Our warranty is limited to repairing and replacing the items which prove to be defective upon our inspection. The products that MCS sells and/or installs which are not manufactured by MCS are subject to the manufacturer's unique warranty terms. Abuse, alteration or misuse voids all warranties.

GENERAL TERMS AND CONDITIONS:

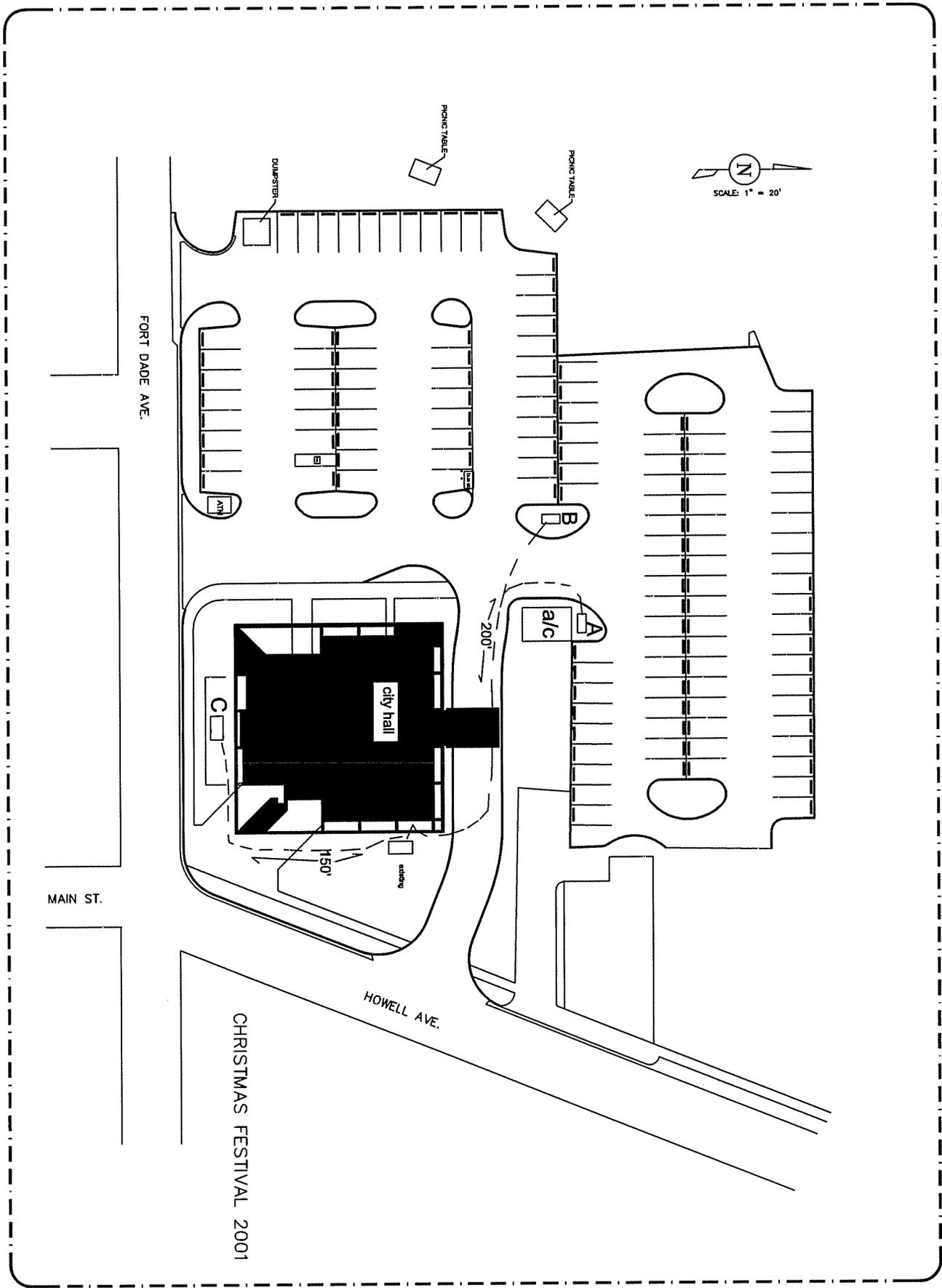
This document must be presented for processing any claim. No returns after 3 days, 20% restocking fee on returns. Accounts that are 30 days past due pursuant to the above agreement on terms shall accrue interest at the rate of 1.5% per month. Customer agrees to pay all the seller's cost related to the collection of any sums, including overhead allocated to employee's efforts and any legal fees and expenses incurred. For all goods sold and delivered on terms or non C.O.D. basis, purchaser shall: 1) complete state UCC1 form, and 2) seller shall retain, and customer does hereby grant, a purchase money security interest on all such goods until payment has been paid in full to the seller for the goods. Offered may be voided at any time.

* A subcontract agreement will be required for any projects or \$100,000.00

OWNER DIRECT PURCHASE (ODP):

Purchase orders for ODP must be made out to our distributor from the owner.

Prices are valid for 30 days from date of quote



CHRISTMAS FESTIVAL 2001

1 of 1

Rev #	Revision	Date
		00/00/00



City of Brooksville
 Dep't of Public Works
 600 South Brooksville Avenue

SCALE: 1" = 20'
 DRAWN BY: DCP
 DATE: 12/8/00
 JOB #:

Generator
 LOCATION MAP

CITY OF BROOKSVILLE
MEMORANDUM

To: Steve Baumgartner, City Manager

From: Emory H. Pierce, Director of Public Works 

Re: **Reimbursement of JPA Funds from the US 41/SR 50
FDOT Road Widening Project**

Date: May 4, 2007

Just to recap unpleasant history, back in 1998 the City entered into Joint Project Agreements with FDOT for the relocation of our water and sewer lines that were conflicting with the FDOT storm drains and etc. During the course of construction there were many problems; some caused by inaccurate locations of the existing City utilities and many caused by the contractor. The end result was additional work that the City had to pay for. The final City cost issue was settled by agreement between FDOT and the contractor in which the City's final share was set at \$256,500.00. Although this settlement and the amount was discussed at two Council meetings back in 2001, I do not see a clear cut acceptance by City Council in the minutes. If Council will accept the subject settlement offer, FDOT will return \$192,765.59, which is the remainder amount of our funds which have been on deposit with FDOT since about 1998, after the \$256,500.00 settlement amount is subtracted. The offer is the letter dated May 31, 2001 labeled as Exhibit I in the packet. Other relevant information is also attached to include recent E-mails and Council minutes from 2001 related to this issue.

The following chart summarizes the overall funds involved.

	<u>FDOT SR 50 JPA CONSTRUCTION FPID #254805</u>	<u>FDOT US 41 CONSTRUCTION FPID #254816</u>	<u>TOTAL</u>
Construction Cost/Bid Amount	\$1,289,181.75	\$614,109.75	\$1,903,291.50
5% Mobilization*	\$64,459.09	\$30,705.49	\$95,164.58
2% Maintenance of Traffic*	\$25,783.64	\$12,282.20	\$38,065.84
5% Administrative Cost*	\$68,971.22	\$32,854.87	\$101,826.09
Subtotal	\$1,448,395.70	\$689,952.31	\$2,138,348.01
Deposited with FDOT**	\$1,513,000.00	\$1,100,000.00	\$2,613,000.00
Transfer from Hardees Intersection Project			\$17,500.00
Accrued Interest±			\$250,000.00
Payments from FDOT to City for moving City utilities out of easements given to FDOT			\$8,800.00
Less Reimbursement			(\$192,765.59)
Net Total Cost for Both Projects			\$2,696,534.41

* Additional amounts required by FDOT.

** Despite lots of publicity about change orders and cost overruns this is the only money the City deposited for these projects. Based on these numbers the actual cost overrun was (\$2,696,534.41 - \$2,138,348.01) \$558,186.40.

OOO General Accounting Office, MS 42-B
(850) 414-4885 s/c 994-4885
Fax (850)414-4891 s/c 994-4891

William D Summers/D7/FDOT

04/05/2007 10:48 AM

To Charmaine Small/CO/FDOT, epierce@ci.brooksville.fl.us
cc Bonnie McCoy Kirchgessner/CO/FDOT@FDOT, John M
Kubler/D7/FDOT@FDOT, Calvin L. Johnson/CO/FDOT@FDOT

Subject Re: Fw: FPID 254805 and 254816 JPA fundsLink

I contacted Legal about the ongoing litigation with Smith and Company, there is no involvement in the suit for the City of Brooksville and most important; since there has been a judgement they can no longer be brought into it by Smith and Company.

I've also completed review of the files for outstanding issues with the City; the only issue I found unresolved is the City's share of the settlement agreement with Smith and Company for the additional days required for added work and delays to the work, this money was paid to the contractor with SA 20 and SA 22. I have correspondence from the Department with a settlement offer to the City for \$256,500.00 as the City's prorated share of the agreement.

Emory, does the City accept this amount as accurate and final? If so, we can deduct this amount from funds in the account and send the remainder to the City.

David Summers
Utility Project Manager
11201 North McKinley Drive, MS 7-820
Tampa, Fl. 33612
Phone # 813-975-6154, Mobile # 813-267-0505
Fax # 813-975-6150

Charmaine Small/CO/FDOT

03/30/2007 05:01 PM

To William D Summers/D7/FDOT@FDOT
cc John M Kubler/D7/FDOT@FDOT, Bonnie McCoy
Kirchgessner/CO/FDOT@FDOT

Subject Fw: FPID 254805 and 254816 JPA funds



Hi David,

Please see request below from City of Brooksville. Have you contacted Legal yet about this? Have they cleared the LF to Close? I cannot process this without it. Please let me know.

Thanks!

5/4/2007

What are we waiting on from the City?

Thanks!
Charmaine Small,
LFA Accountant
Department of Transportation
OOC General Accounting Office, MS 42-B
(850) 414-4885 s/c 994-4885
Fax (850)414-4891 s/c 994-4891

William D Summers/D7/FDOT

04/23/2007 08:31 AM

To Charmaine Small/CO/FDOT
cc Bonnie McCoy Kirchgessner/CO/FDOT@FDOT, Calvin L Johnson/CO/FDOT@FDOT, epierce@ci.brooksville.fl.us, John M Kubler/D7/FDOT@FDOT

Subject Re: Fw: FPID 254805 and 254816 JPA funds [Link](#)

I heard from the Disbursement Office last week that they didn't find any record of \$256,500 being paid out of the City funds, which is what I expected. We can finish this up as soon as we hear from the City.

David Summers
Utility Project Manager
11201 North McKinley Drive, MS 7-820
Tampa, Fl. 33612
Phone # 813-975-6154, Mobile # 813-267-0505
Fax # 813-975-6150

Charmaine Small/CO/FDOT

04/20/2007 04:00 PM

To William D Summers/D7/FDOT@FDOT
cc Bonnie McCoy Kirchgessner/CO/FDOT@FDOT, Calvin L Johnson/CO/FDOT@FDOT, epierce@ci.brooksville.fl.us, John M Kubler/D7/FDOT@FDOT

Subject Re: Fw: FPID 254805 and 254816 JPA funds [Link](#)



Hi David,

What did you find out about these?

Thanks!
Charmaine Small,
LFA Accountant
Department of Transportation

5/4/2007

Emory Pierce

From: <Charmaine.Small@dot.state.fl.us>
To: <william.summers@dot.state.fl.us>
Cc: <william.summers@dot.state.fl.us>; <calvin.johnson@dot.state.fl.us>; <epierce@ci.brooksville.fl.us>; <john.kubler@dot.state.fl.us>
Sent: Monday, April 23, 2007 9:28 AM
Subject: Re: Fw: FPID 254805 and 254816 JPA funds

\$192,765.59.

Thanks!
Charmaine Small,
LFA Accountant
Department of Transportation
OOC General Accounting Office, MS 42-B
(850) 414-4885 s/c 994-4885
Fax (850)414-4891 s/c 994-4891

William D Summers/D7/FDOT

04/23/2007 09:16 AM

To Charmaine Small/CO/FDOT

cc Bonnie McCoy Kirchgessner/CO/FDOT@FDOT, Calvin L Johnson/CO/FDOT@FDOT, epierce@ci.brooksville.fl.us, John M Kubler/D7/FDOT@FDOT

Subject Re: Fw: FPID 254805 and 254816 JPA funds [Link](#)

Sorry, I didn't notice you weren't cc on an e-mail from Emory on the 5th. He was going to present the \$256,500 to the City Council.

How much will remain in the two accounts after deducting out the \$256,500?

David Summers
Utility Project Manager
11201 North McKinley Drive, MS 7-820
Tampa, Fl. 33612
Phone # 813-975-6154, Mobile # 813-267-0505
Fax # 813-975-6150

Charmaine Small/CO/FDOT

04/23/2007 08:54 AM

To William D Summers/D7/FDOT@FDOT

cc Bonnie McCoy Kirchgessner/CO/FDOT@FDOT, Calvin L Johnson/CO/FDOT@FDOT, epierce@ci.brooksville.fl.us, John M Kubler/D7/FDOT@FDOT

Subject Re: Fw: FPID 254805 and 254816 JPA funds [Link](#)



Florida Department of Transportation

JEB BUSH
GOVERNOR

CCEI Resident Office * 4800 West Lemon Street * Tampa, Florida 33609-1102 * (813) 554-2200

THOMAS F. BARRY, JR.
SECRETARY

May 31, 2001

Mr. Emory H. Pierce
Director of Public Works
City of Brooksville
600 South Brooksville Avenue
Brooksville, FL 34601-3710

RE: FPN's: 254805 i 52 01, 254816 1 52 01/SPN's: 08002-3501, 08010-3526/FAIN's:
301403P, 3014049P (EXO)/Contract No: 20358/SR 45 (US 41) VFW Rd. to Benton
Avenue, SR50 from CR 485/SR50A to US98/Hernando County
Settlement Offer

Dear Mr. Pierce:

This letter is to formalize our discussions from the meeting held on May 16, 2001 at AIM's Field Office. While there were disagreements over the City of Brooksville's responsibility, the Department is willing to accept an additional \$256,500.00 as your prorata share of our \$857,750.00 settlement agreement with Smith & Company, Inc.

Attached is a copy of the settlement offer letter which details the agreement between the Department of Transportation and Smith & Company, Inc. The letter includes information which covers the City of Brooksville's liability for additional work, contract time, and delays.

The amount of \$256,500.00 needs to be added to the current J.P.A. contract by July 13, 2001 in order to meet the obligations outlined in our agreement with the Contractor. This agreement settles all outstanding issues as addressed in the settlement offer letter dated April 13, 2001.

Sincerely,

Joy L. Lukcic, P.E.
CCEI Resident Engineer

Attachments: Settlement Offer dated April 13, 2001
Trauner Schedule Analysis dated May 21, 2001

CC: Jim Moulton Jr., P.E., FDOT
Frank Proch - AIM Engineering
Clay McGonagil, Jr. - Office of the General Counsel

SCANNED
05/31/01

APR 13 01 03:00P CCEI Resident Office

01

P.02



Florida Department of Transportation

JEB BUSH
GOVERNOR

D-7 CCEI Office • 4800 W. Lemon Street • Tampa, Florida 33609 • 813/554-2200

THOMAS F. BARRY, JR.
SECRETARY

April 13, 2001

Mr. Keith Driggers
Smith and Company, Inc.
18985 Cortez Blvd.
Brooksville, Florida 34601

Re: FPN's: 254805 ! 52 01, 254816 ! 52 01, etc. SPN's: 08002-3501, 08010-3526 FAN's:
301405P, 3014049P (EXO), Contract No.: 20358, SR 45 (US 41) VFW Rd. to Benton Avenue,
SR 50 from CR 485/SR50A to US 98, County: Hernando
Settlement Offer

Dear Mr. Driggers:

This letter will memorialize the agreement between the Florida Department of Transportation (Department) and Smith and Company (SCI) that we reached this morning regarding multiple issues on the above referenced project. We have agreed to pay for 187 compensable days at \$4,500 per day for a total of \$841,500.00. The \$4,500.00 per day for compensable time is binding for this agreement only and in no way binds either part to this amount on other issues that may involve compensable time. In addition we have agreed to compensate you a total of \$6,250.00 for ten (10) drop manhole modifications. We have also agreed to compensate you \$10,125.00 for the replacement of asphalt associated with the restoration of side streets during the placement of utilities for the City of Brooksville. We will also grant you a 20 day non compensable time extension. This settlement will resolve all outstanding issues and claims, known or unknown which originated prior to April 13, 2001. The exceptions to this agreement are the Superpave Asphalt issue, the issue associated with BellSouth, additional eradication of nuisance species at Pond 5, and the potential subsoil overrun.

Payment will be made as follows.

1. Add new contract pay item 1-777-001 Undisputed Claim Settlement 1 LS at \$150,000.00 (minimum amount, we will attempt to get more). The Department agrees to process this supplemental agreement for \$150,000.00 and to pay said \$150,000.00 within 30 calendar days from the date of full and final execution of this Supplemental Agreement by all parties. The Department shall execute this Supplemental Agreement within 7 business days following Jim Moulton's receipt of the Supplemental Agreement duly signed by SCI and its surety.
2. Add new contract pay item 1-777-002 – Undisputed Claim Settlement (Drop manhole tie ins) 10 EA at \$625.00 = \$6250.00. This will be on the same supplemental agreement referenced above under number 1.
3. Add new contract pay item 1-777-003 – Undisputed Claim Settlement (Restoration of side streets after placing utilities) 1 LS at \$10,125.00. This will be on the same supplemental agreement referenced under number 1.
4. Add new contract pay item 1-777-004 Undisputed Claim Settlement 1 LS at \$691,375.00. The Department agrees to process this second supplemental agreement for \$691,375.00 to allow payment on the August 2001 Estimate. This is contingent upon SCI executing the

April 13, 2001
Settlement Offer
Page 2 of 3

Supplemental Agreement within 10 business days. The Department shall execute this Supplemental Agreement within 7 business days following Jim Moulton's receipt of the Supplemental Agreement duly signed by SCI and its surety. If it does not make it on the August 2001 estimate the Department agrees to process a Progress Estimate within 3 days of it being possible to do so but prior to the September estimate. This is dependent upon SCI meeting the 10 business day turnaround stated above.

- 5. When the monies combined as between sub paragraphs 1-4 above such totals \$857,750.00.
- 6. A time extension of 207 days will be granted in, or in connection with these Supplemental Agreements. 187 of these are compensable as referenced above and 20 are non compensable.

In addition, these supplemental agreements include the release and waiver of any and all claims, issues, and disputes against all parties involved in this project (including but not limited to the Florida Department of Transportation and the City of Brooksville) in effect as of April 13, 2001 except for the issues, claims, and disputes associated with the Superpave Asphalt issue, the issue associated with BellSouth, additional eradication of nuisance species at Pond 5, and the potential subsoil overrun. The release and waiver of any and all claims, issues and disputes in effect as of April 13, 2001 includes but is not limited to:

- The temporary bypass of City of Brooksville facilities
- The impact of the Design Change on City of Brooksville facilities
- The impact of the Design Delay of City of Brooksville facilities
- The drop manhole modifications
- Additional Testing of the City of Brooksville facilities
- Any and all time issues (compensable or non compensable) EXCLUDING WEATHER
- The laterals added to the Gravity Sewer
- Hurricane Gordon claim
- Jack and Bore pit area utility conflict
- Compensation for construction of cast in place inlet for structure S-105

KAD
4-13-01
WEATHER

This will settle all claims to date, known or unknown, of any nature with the exception of the Superpave Asphalt issue Superpave Asphalt issue, the issue associated with BellSouth, additional eradication of nuisance species at Pond 5, and the potential subsoil overrun.

KAD 4-13-01

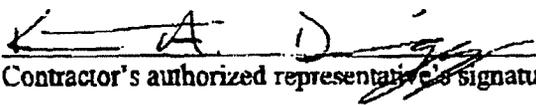
Subsequent to the signing of this agreement, SCI shall submit a revised schedule reflecting the additional time added to the project. This schedule shall show SCI completing the project within the new allowable contract time.

We will immediately draft a SRN for review by the District office. The SRN will be delivered to the District office by April 23, 2001. That SRN will total a minimum of \$166,375.00. The remainder of the money (\$691,375.00) will be addressed in a separate SRN that will be forwarded to the District office for approval in July 2001. We will have the SRN and the supplemental agreement to Smith and Company by August 1, 2001 for execution. Assuming that SCI gets that back to the Department in a

April 13, 2001
Settlement Offer
Page 3 of 3

timely manner then it will appear on the August estimate. If for some reason, it is not executed in time then a progress estimate will be made.

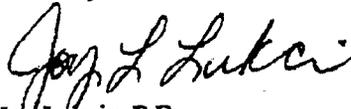
By your signature on this document SCI is agreeing to all of the aforementioned terms and conditions.


Contractor's authorized representative's signature in agreement with the foregoing

4-13-01

Date

Sincerely,



Jay Lukic, P.E.
Consultant CFI Resident Engineer

cc: Jim Moulton, Jr., P.E. - FDOT, Frank Proch - AIM, Cliff Cooper, Jim Hubbard, Emory Pierce
- City of Brooksville



May 21, 2001

Mr. E. Clay McGonagill, Jr.
Special Counsel for Construction Claims
Office of the General Counsel
State of Florida
Department of Transportation
605 Suwannee Street, M.S. 58
Tallahassee, FL 32399-0458

7380 SAND LAKE ROAD
SUITE 140
ORLANDO, FL 32819
407.345.0366
fax: 407.248.9535
trauner@bctfsouth.net

**Re: City Responsibility Range, Preliminary Draft for SR. 50 and US 41
TCS No. 1144**

Dear Mr. McGonagill:

This letter will discuss the range of delays for which the City of Brooksville appears to be responsible. This determination was based upon our previous reports and analysis, meetings with FDOT and meetings with representatives from the City, AIM Engineering, and the contractor, as well as limited documents provided to Trauner Consulting Services, Inc. by these participants. Based on this information a complete analysis of project delays has been performed, including an evaluation of any concurrent delays. A full, independent document review and Liability Analysis has not been performed, but based on discussions with FDOT and the City's representatives that the City added work to the project to provide for additional laterals, a new sewer line, four new manholes, ten drop manholes, and additional testing procedures. At a minimum, this added work represented 45 days of compensable delay to the project. In addition, there were several design-related attributable to the City that may have represent an additional 35 days of compensable delay to the project. Therefore, the range of compensable delays that could be attributed to the City of Brooksville is from 45 to 80 days.

Thank you for the opportunity to help with this project. If you have any questions or concerns, please feel free to contact me at (407) 345-0366.

Sincerely,
TRAUNER CONSULTING SERVICES, INC.

A handwritten signature in black ink, appearing to read "Jens Baker".

Jens Baker
Staff Consultant

price to install.

In response to Council Member Staib's question, City Manager Anderson stated that it could take 90 days to install.

Motion and second were modified to award the security system bid but defer the monitoring until the next meeting.

Vice Mayor Wever stated that he disagreed with the need for a security alarm. Director of Administration advised that it was to be utilized for monitoring the building and artwork for entry intrusion only.

Motion carried 4-0.

Brooksville Mural Society

Downtown mural project status report.

Committee Chairman, Mary Alice Quieros, explained the incorporation of the of the Mural Society and its members and reported on the progress of the project. She went over the sponsors that they already have at this point and the advertising that is being used to generate interest. Many things they have or will be doing are development of committee buttons, letterhead, website, logo, as well as applying for grants, developing guidelines, proposing sketches and opening a bank account. Brooksville Again has indicated that they will be making a donation. Committee Chairman Quieros personally donated \$1,000 and Beverly Lewis gave \$50.00 to the Mural Society that she had received from the City as reimbursement for gas when she drove the committee to Lake Placid to review murals.

Public Works - Status of projects

a. U.S. 41/S.R. 50 - FDOT negotiations regarding City responsibility for contractor's claim for additional compensation.

b. Northwest wellfield - site negotiations

Regarding the FDOT negotiations, Director of Public Works Pierce stated that the contractor made a \$1.6 million dollar settlement offer. After Pierce indicated it was not acceptable, the settlement price was then lowered to \$857,000. Most recently, the amount of \$256,500 was discussed and Pierce advised he would bring it forward to Council for consideration. He added that included in the settlement is an amount of 155 days of compensable delay at \$4,500 per day and although he could continue to have URS Griner research this further, he was not optimistic that the amount of compensable days would be lower. He added that he would be providing an analysis of the JPA funds at the first meeting in June. 

In response to a inquiry from Council Member Lewis, Director of Public Works Pierce stated that he has checked carefully for documentation that says "not to put sewer laterals on the prints" but has found none. Mayor Johnston recalled that the direction came verbally from a FDOT meeting in Tampa.

Discussing the northwest wellfield project, Pierce advised that he has written to 14 parcel



to the economic impact this will have on this community.

Motion carried 5-0, as follows:

Lewis Aye

Staib Aye

Bernardini Aye

Wever Aye

Johnston Aye

Council Member Bernardini stated that he would like to move agenda item 10-a to this part of the agenda.

U.S. 41/S.R. 50 - Consideration of settlement amount from FDOT negotiations regarding City responsibility for contractor's claim for additional compensation.

Director of Public Works Pierce stated he would like to get approval to pay up to the settled amount at a future date contingent to a sit down meeting with the FDOT District Secretary or the Director of Operations. He stated that the contractor is willing to settle for \$256,500 which is what they feel is the City's share of a \$857,000 claim. 

Pierce went on to relate that the City's consulting engineer, Coastal Engineering, has spent considerable time at FDOT headquarters looking through the files. Coastal has found some information that he would like to present at a meeting with FDOT which may mitigate the City's involvement.

He referred to the settlement letter, which was compiled at a meeting with FDOT and Smith and Co with the City or Coastal not being there. The second page of the letter includes a number of issues that could have been a problem for the City. He stated that he does agree with the 1st page of the agreement on the cost of the dropped man holes and the additional pavement repairs.

Len Tria, Coastal Engineering, stated that he believes FDOT has substantial documentation in their utility coordination file regarding the laterals. He stated that contractors had written letters during the bidding process asking questions about the laterals. He has not found any return correspondence from those type of questions but he is researching further. He added that all bidders should have gotten a copy to any specific question raised by a contractor. In response to Council Member Lewis' question, Mr. ~~Tria~~ Tria **[APPROVED 7/16/01 _____]** stated that he is in the process of obtaining a list of all the contractors.

Vice Mayor Wever questioned if Smith and Co. tried to throw out bids through the bid dispute process, which Director of Public Works Pierce confirmed was attempted through a bid dispute.

Council Member Bernardini stated that he is appalled at the money this is costing the citizens

of Brooksville.

Mayor Johnston authorized staff to continue their discussions with FDOT with a status report being brought back at the next meeting.

RFP #CC2001-02 - CDBG Engineering Services - Downtown Revitalization

Consideration of award of CDBG Engineering Services Project to Berryman & Henigar based on Screening Committee Evaluation & Ranking.

City Clerk reported on the rankings of the CDBG engineering services selection review committee.

Motion:

Motion was made by Bernardini and seconded by Staib to award the CDBG Engineering Services Project to Berryman & Henigar.

Vice Mayor Wever stated that he does not agree with extending the time limit on submittals of proposals.

Motion carried 5-0.

RFP #CC2001-03 - Water Advisory Panel (WAP) Engineering Services - Neighborhood Sewer Rehabilitation Facilities Plan

Consideration of award of WAP Engineering Services Project to URS/Coastal Engineering based on Screening Committee Evaluation & Ranking.

Phillips reported on the Selection Ranking Committee's review.

Motion:

Motion was made by Lewis and seconded by Staib to award the WAP Engineering Services Project to URS/Coastal Engineering.

Council Member Bernardini stated that he had a question on the ranking done by Mark Brewer of Brewer and Associates, which was clarified by the Community Development Director.

Motion carried 5-0.

Residential Street Design

a. Consideration of proposed Neighborhood Traffic Management Program Policy No. 2-2001 (alternate residential street design policy)

City Manager Anderson stated that the draft policy before Council has been compiled from other cities. One question that has arisen is who is going to pay for the speed ramps, bumps, ridges, etc. He stated that it is being presented to Council for direction.

CITY OF BROOKSVILLE
MEMORANDUM

To: Steve Baumgartner, City Manager
From: Emory H. Pierce, Director of Public Works 
Re: **Reimbursement to Hampton Ridge Developers, LLC**
Date: May 14, 2007

The SR 50 Phase II Water and Sewer Line Extension Project came in under budget by \$105,142.04. The Developer paid us their share, \$517,145.00, based on the estimated full cost of the project \$1,570,067.00. We therefore owe them a prorated reimbursement of the unspent funds in the amount of, \$43,066.76, as they have requested. Funds are available in the CIP account # 409-000-169-19049

RECEIVED
JAN 16 2007

Coastal Engineering
Planning
Surveying
Environmental
Construction Management
engineering associates, inc.

Memo

966 Candlelight Boulevard • Brooksville • Florida 34601
BY: _____
(352) 796-9423 • Fax (352) 799-8359
e-mail: coastal@coastal-engineering.com
www.coastal-engineering.com

To: Emory Pierce
City of Brooksville

From: Tom Mountain *TS*

Date: May 12, 2006

Re: Reimbursement Request for Hampton Ridge Developers LLC Reuse Line and
Forcemain Oversizing Costs for City SR50 West Service Area Water and Sewer
Extension Project

On behalf of the Hampton Ridge Developers LLC (DEVELOPER), Coastal requests reimbursement from the City of Brooksville (CITY) to DEVELOPER a portion of the costs paid previously by DEVELOPER to CITY pursuant to the CITY OF BROOKSVILLE, FLORIDA AGREEMENT FOR HAMPTON RIDGE PROJECT REUSE LINE & FORCEMAIN OVERSIZING COSTS (City SR50 West Service Area Water and Sewer Extension) dated October 17, 2006 between the DEVELOPER and CITY. The reimbursement and, also, adjusted sewer ERU credit as requested below is to account for the difference in the proposed and actual reuse, sewer and general conditions construction cost. Please see attached documentation for reference purposes.

	<u>GENERAL CONDITIONS</u>	<u>SEWER EXTENSION</u>	<u>REUSE EXTENSION</u>	<u>TOTAL</u>
PROPOSED TOTAL COST	\$196,071.00	\$469,722.00	\$588,356.00	\$1,254,149.00
ACTUAL DEVELOPER'S SHARE PAID	\$64,703.00	\$259,466.00	\$192,976.00	\$517,145.00
PROPOSED SEWER ERU CREDITS	19	150	-	169
ACTUAL TOTAL COSTS	\$143,382.00	\$443,322.00	\$554,524.00	\$1,141,228.00
ADJUSTED DEVELOPER'S SHARE	\$47,315.75	\$244,883.11	\$181,879.38	\$474,078.24
<u>REQUESTED DEVELOPER'S SHARE REIMBURSEMENT</u>	\$17,387.25	\$14,582.89	\$11,096.62	<u>\$43,066.76</u>
<u>REQUESTED DEVELOPER SEWER ERU CREDITS</u>	14	142	-	<u>155</u>

FYI City Mgr, Finance Div.

CITY OF BROOKSVILLE
MEMORANDUM

To: Emory H. Pierce, Director of Public Works *Emory H. Pierce*
From: Lauren Busacca, Construction Project Manager
Re: Coastal Underground Final Pay Request Dated 9/14/06
Date: September 26, 2006

According to Exhibit A of the oversizing agreement (below) with Landmar, we had a total projected cost of \$1,570,067 for the project.

	Cost	DEVELOPER's Portion	Dev.'s % of Total Cost	Dev.'s portion of Unspent Funds	Original ERU Credits	ERU Deduction	Final ERU Credit
General Conditions	\$196,071.00	\$64,703.00	33%	\$52,688.60	19	6	13
Water Extensions	\$315,918.00	\$ 0.00		\$(7,777.90)			
Sewer Extension	\$469,722.00	\$259,466.00	55%	\$26,400.00	150	83	67
Reuse Extension	\$588,356.00	\$192,976.00	33%	\$33,831.94	n/a		
Totals -	\$1,570,067.00	\$517,145.00		\$105,142.64	169	89	80

The problem we are trying to address is the fact that we collected monies from the Developer (\$517,145.00) for a project estimated to cost \$1,570,076, but in fact only \$1,464,924.90 was spent. Therefore, we may owe the Developer a partial refund of the unspent (\$105,142.04) amount. The Developer's refund should be based on the percentage of the Developer's contribution to each of the items of work that came in under budget.

Reuse, Water and Sewer Unspent amounts:

			Funds Remaining:	Owed to Developer:
Reuse:	Projected	\$327,240.00		
	Spent	\$293,408.06	\$33,831.94	33% \$11,164.54
Force Main	Projected	\$258,060.00		
	Spent	\$231,660.00	\$26,400.00	55% \$14,520.00
Water	Projected	\$315,918.00		
	Spent	\$323,695.90	<u>(\$7,777.90)</u>	
Unspent Reuse, Water & Sewer budget:			\$52,454.04	
			<u>848,763.96</u>	

General Conditions Unspent Amount:

Projected	\$196,071.00		
Spent	\$143,382.00		
		<u>992,145.96</u>	
			<u>\$ 52,688.60</u> 33% <u>\$17,1387.24</u>
			\$105,142.64
<i>Possible refund owed to developer:</i>			\$43,071.78



Payments to Date:	Requested
Request 1	\$ 418,502.37
Request 2	\$ 434,731.88
Request 3	\$ 404,476.20
Request 4	\$ 52,925.76
Request 5	\$ 100,000.00
Final request	<u>\$ 54,288.15</u>
	\$1,464,924.36

CITY OF BROOKSVILLE, FLORIDA
AGREEMENT FOR
HAMPTON RIDGE PROJECT
REUSE LINE & FORCE MAIN
OVERSIZING COSTS
(City SR50 West Service Area Water
and Sewer Extension)

Received this date
11/8/05
William Malley

THIS AGREEMENT is entered into this 17th day of October, 2005, by and between the CITY OF BROOKSVILLE, FLORIDA, a municipal corporation under the laws of the State of Florida (hereinafter "CITY"), and HAMPTON RIDGE DEVELOPERS LLC, a Delaware limited liability company (hereinafter "DEVELOPER").

Recitals

WHEREAS, the CITY and DEVELOPER have mutually reviewed and determined their respective interests in, and requirements for, the successful development of property owned by the DEVELOPER (hereinafter "PROPERTY"), including numerous matters related thereto and as herein more fully set forth; and

WHEREAS, construction of certain improvements or payment of the applicable share therefore, as set forth herein, confers an area-wide benefit beyond the geographic limits of the Property and will expedite the timing for construction of such public infrastructure than otherwise can be achieved by the CITY or others; and

WHEREAS, The CITY is in the process of installing a sewer force main and water line as Phase II of a public improvement project entitled "SR50 West Service Area Water and Sewer Extension" (hereinafter "PROJECT"); and

WHEREAS, The DEVELOPER has previously agreed to have installed a 12" reuse line along the same path as the PROJECT; and

WHEREAS, The CITY has included in the PROJECT installation of a reuse line as a portion of the system to supply reuse water to the PROPERTY from the CITY's Cobb Road Water Reclamation Facility; and

WHEREAS, The CITY desires to up-size said reuse line from 12 inch to 18 inch piping and is agreeing to pay the difference; and

WHEREAS, The CITY desires to have a written agreement by which the DEVELOPER is legally obligated to pay his portion of the reuse line installation and the costs of up-sizing the sewage force main as stated herein, prior to starting the PROJECT.

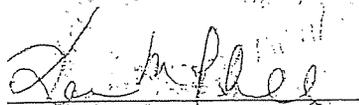
NOW, THEREFORE, in consideration of the mutual terms, covenants and conditions contained herein, and other good and valuable consideration, the receipt and sufficiency of which are acknowledged by both the CITY and the DEVELOPER, it is mutually agreed as follows:

- 1.) All terms and conditions of the CITY OF BROOKSVILLE, FLORIDA DEVELOPMENT AGREEMENT FOR HAMPTON RIDGE PROJECT dated May 28, 2004 and all exhibits thereto are incorporated herein by this reference and shall be binding upon the DEVELOPER the same as the CITY.
- 2.) The CITY will coordinate inspection, construction, testing and regulatory permit requirements for the PROJECT. Said documentation will be furnished to the DEVELOPER.
- 3.) The PROJECT will be designed, built and tested to the CITY standards and installed in private easements or public rights-of-ways.
- 4.) The CITY will be responsible for all aspects of the work.
- 5.) The CITY anticipates operating and maintaining the lines included in this agreement in accordance with existing agreements with the DEVELOPER.
- 6.) The DEVELOPER will pay the CITY the apportioned costs of the Project in accordance with the amounts show as the DEVELOPER's portion in "EXHIBIT A" attached hereto and made a part hereof.
- 7.) Within 30 days of execution of this agreement the DEVELOPER agrees to deposit into a CITY trust account the amount shown in "Exhibit A". As soon as the money is deposited the DEVELOPER will have vested sewer connection fee credits as indicated in "EXHIBIT A" attached.
- 8.) CITY will make draws from the trust account for the DEVELOPER's portion of the contactor's pay requests upon approval by the project engineer and the CITY.

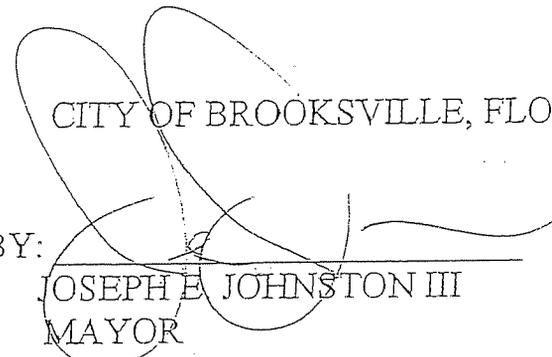
- 9.) Any change in the cost of the PROJECT will be apportioned between or allocated to the CITY or the DEVELOPER in accordance with their respective shares of the costs specified herein.

This Agreement is entered into as of the day and year first written above and is executed in at least two original copies, one of which is to be delivered to the DEVELOPER, and one to the CITY CLERK for filing in the official records.

ATTEST:


KAREN M. PHILLIPS
CITY CLERK

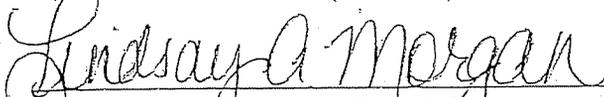
CITY OF BROOKSVILLE, FLORIDA

BY: 
JOSEPH E. JOHNSTON III
MAYOR

DATE SIGNED: 10/17/05

COUNTY OF HERNANDO
STATE OF FLORIDA

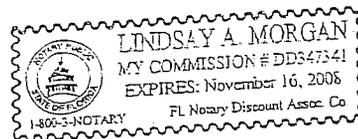
The foregoing instrument was acknowledged before me this 17th day of October, 2005, by JOSEPH E. JOHNSTON III, Mayor of the City of Brooksville, a municipal corporation under the laws of the State of Florida, who is personally known to me and who did (did not) take an oath.


(Signature of Notary Public)

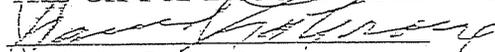
Lindsay A. Morgan
(Print, Type or Stamp Name of Notary Public)

Commission No: DD347341

My Commission Expires: 11-16-08



APPROVED AS TO LEGAL FORM &
CONTENT FOR THE RELIANCE OF
THE CITY OF BROOKSVILLE ONLY:


David La Croix, City Attorney

Maura M. Lear
[Signature of Witness]

Hampton Ridge Developers, LLC, a
Delaware limited Liability Company,

MAURA M. LEAR
[Print or Type full name of witness]

By: LANDMAR GROUP,
LLC, a Delaware Limited
Liability Company, its sole member,

Channa N. Buttena
[Signature of Witness]

By: LANDMAR
MANAGEMENT, LLC, a
Delaware Limited Liability Company, its
manager,

Channa N. Buttena
[Print or Type full name of witness]

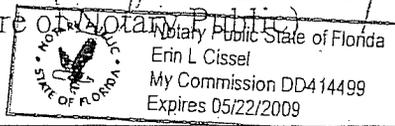
By: James P. Harvey
James P. Harvey, its Vice President

COUNTY OF Hillsborough

STATE OF Florida

The foregoing instrument was acknowledged before me this 12th day of October, 2005, by James P. Harvey, the Vice President of LandMar Management, LLC, a Delaware limited liability company, the Manager of LandMar Group, LLC, a Delaware limited liability company, the sole member of Hampton Ridge Developers, LLC, a Delaware limited liability company, on behalf of the limited liability company. He/She is personally known to me or has produced Florida Driver's License as identification and did (did not) take an oath.

Erin L. Cissel
(Signature of Notary Public)



(Print, Type or Stamp Name of Notary Public)

Commission No: DD414499

My Commission Expires: 5/22/09

EXHIBIT A

The following represents the construction cost items for a 12 inch reuse line and the difference between a 12 inch and 16 inch force main to be paid to the CITY by the DEVELOPER.

	Cost	DEVELOPER's Portion	CITY's Portion	ERU Credits
General Conditions	\$196,071.00	\$64,703.00	\$131,368.00	19
Water Extensions	\$315,918.00	\$ 0.00	\$315,918.00	
Sewer Extension	\$469,722.00	\$259,466.00	\$210,256.00	150
Reuse Extension	\$588,356.00	\$192,976.00	\$395,380.00	
Totals -	\$1,570,067.00	\$517,145.00	\$1,052,922.00	169

1. There are no connection fee credits for the Reuse Extension costs.
2. There are no connection fee credits for Water Extension costs.
3. 50% of the DEVELOPER's Portion (\$32,351.50) of the General Conditions is allowed for sewer ERU Credits.
4. 100% of the DEVELOPER's Sewer Extension costs are allowed for sewer ERU Credits.
5. \$517,145.00 is the amount the DEVELOPER must deposit in a CITY controlled trust account.
6. Sewer ERU's are calculated at the rate of \$1728 per ERU.
7. One ERU is 200 gallons per day or 24 fixture units.

CITY OF BROOKSVILLE
MEMORANDUM

To: Steve Baumgartner, City Manager
From: Emory H. Pierce, Director of Public Works *Emory H. Pierce*
Re: **Reimbursement to Hampton Ridge Developers, LLC**
Date: May 14, 2007

The SR 50 Phase II Water and Sewer Line Extension Project came in under budget by \$105,142.04. The Developer paid us their share, \$517,145.00, based on the estimated full cost of the project \$1,570,067.00. We therefore owe them a prorated reimbursement of the unspent funds in the amount of, \$43,066.76, as they have requested. Funds are available in the CIP account # 409-000-169-19049

RECEIVED

JAN 16 2007

BY:

966 Candlelight Boulevard • Brooksville • Florida 34601
(352) 796-9423 • Fax (352) 799-8359
e-mail: coastal@coastal-engineering.com
www.coastal-engineering.com

Coastal Engineering
Planning
Surveying
Environmental
Construction Management
engineering associates, inc.
Memo

To: Emory Pierce
City of Brooksville
From: Tom Mountain *TS*
Date: May 12, 2006
Re: Reimbursement Request for Hampton Ridge Developers LLC Reuse Line and
Forcemain Oversizing Costs for City SR50 West Service Area Water and Sewer
Extension Project

On behalf of the Hampton Ridge Developers LLC (DEVELOPER), Coastal requests reimbursement from the City of Brooksville (CITY) to DEVELOPER a portion of the costs paid previously by DEVELOPER to CITY pursuant to the CITY OF BROOKSVILLE, FLORIDA AGREEMENT FOR HAMPTON RIDGE PROJECT REUSE LINE & FORCEMAIN OVERSIZING COSTS (City SR50 West Service Area Water and Sewer Extension) dated October 17, 2006 between the DEVELOPER and CITY. The reimbursement and, also, adjusted sewer ERU credit as requested below is to account for the difference in the proposed and actual reuse, sewer and general conditions construction cost. Please see attached documentation for reference purposes.

	<u>GENERAL CONDITIONS</u>	<u>SEWER EXTENSION</u>	<u>REUSE EXTENSION</u>	<u>TOTAL</u>
PROPOSED TOTAL COST	\$196,071.00	\$469,722.00	\$588,356.00	\$1,254,149.00
ACTUAL DEVELOPER'S SHARE PAID	\$64,703.00	\$259,466.00	\$192,976.00	\$517,145.00
PROPOSED SEWER ERU CREDITS	19	150	-	169
ACTUAL TOTAL COSTS	\$143,382.00	\$443,322.00	\$554,524.00	\$1,141,228.00
ADJUSTED DEVELOPER'S SHARE	\$47,315.75	\$244,883.11	\$181,879.38	\$474,078.24
<u>REQUESTED DEVELOPER'S SHARE REIMBURSEMENT</u>	\$17,387.25	\$14,582.89	\$11,096.62	<u>\$43,066.76</u>
<u>REQUESTED DEVELOPER SEWER ERU CREDITS</u>	14	142	-	<u>155</u>

FYI City Mgr, Finance Div.

CITY OF BROOKSVILLE
MEMORANDUM

To: Emory H. Pierce, Director of Public Works *Emory Pierce*
From: Lauren Busacca, Construction Project Manager
Re: Coastal Underground Final Pay Request Dated 9/14/06
Date: September 26, 2006

According to Exhibit A of the oversizing agreement (below) with Landmar, we had a total projected cost of \$1,570,067 for the project.

	Cost	DEVELOPER's Portion	Dev.'s % of Total Cost	Dev.'s portion of Unspent Funds	Original ERU Credits	ERU Deduction	Final ERU Credit
General Conditions	\$196,071.00	\$64,703.00	33%	\$52,688.60	19	6	13
Water Extensions	\$315,918.00	\$ 0.00		\$(7,777.90)			
Sewer Extension	\$469,722.00	\$259,466.00	55%	\$26,400.00	150	83	67
Reuse Extension	\$588,356.00	\$192,976.00	33%	\$33,831.94	n/a		
Totals -	\$1,570,067.00	\$517,145.00		\$105,142.64	169	89	80

The problem we are trying to address is the fact that we collected monies from the Developer (\$517,145.00) for a project estimated to cost \$1,570,076, but in fact only \$1,464,924.90 was spent. Therefore, we may owe the Developer a partial refund of the unspent (\$105,142.04) amount. The Developer's refund should be based on the percentage of the Developer's contribution to each of the items of work that came in under budget.

Reuse, Water and Sewer Unspent amounts:

			Funds Remaining:	Owed to Developer:
Reuse:	Projected	\$327,240.00		
	Spent	\$293,408.06	\$33,831.94	33% \$11,164.54
Force Main	Projected	\$258,060.00		
	Spent	\$231,660.00	\$26,400.00	55% \$14,520.00
Water	Projected	\$315,918.00		
	Spent	\$323,695.90	<u>(\$7,777.90)</u>	
Unspent Reuse, Water & Sewer budget:			\$52,454.04	
			<u>848,763.96</u>	

General Conditions Unspent Amount:

Projected	\$196,071.00		
Spent	\$143,382.00		
		<u>992,115.96</u>	
			<u>\$ 52,688.60</u> 33% <u>\$17,1387.24</u>
			\$105,142.64
<i>Possible refund owed to developer:</i>			\$43,071.78



Payments to Date:	Requested
Request 1	\$ 418,502.37
Request 2	\$ 434,731.88
Request 3	\$ 404,476.20
Request 4	\$ 52,925.76
Request 5	\$ 100,000.00
Final request	<u>\$ 54,288.15</u>
	\$1,464,924.36

CITY OF BROOKSVILLE, FLORIDA
AGREEMENT FOR
HAMPTON RIDGE PROJECT
REUSE LINE & FORCE MAIN
OVERSIZING COSTS
(City SR50 West Service Area Water
and Sewer Extension)

Received this date
11/8/05
William Malley

THIS AGREEMENT is entered into this 17th day of October, 2005, by and between the CITY OF BROOKSVILLE, FLORIDA, a municipal corporation under the laws of the State of Florida (hereinafter "CITY"), and HAMPTON RIDGE DEVELOPERS LLC, a Delaware limited liability company (hereinafter "DEVELOPER").

Recitals

WHEREAS, the CITY and DEVELOPER have mutually reviewed and determined their respective interests in, and requirements for, the successful development of property owned by the DEVELOPER (hereinafter "PROPERTY"), including numerous matters related thereto and as herein more fully set forth; and

WHEREAS, construction of certain improvements or payment of the applicable share therefore, as set forth herein, confers an area-wide benefit beyond the geographic limits of the Property and will expedite the timing for construction of such public infrastructure than otherwise can be achieved by the CITY or others; and

WHEREAS, The CITY is in the process of installing a sewer force main and water line as Phase II of a public improvement project entitled "SR50 West Service Area Water and Sewer Extension" (hereinafter "PROJECT"); and

WHEREAS, The DEVELOPER has previously agreed to have installed a 12" reuse line along the same path as the PROJECT; and

WHEREAS, The CITY has included in the PROJECT installation of a reuse line as a portion of the system to supply reuse water to the PROPERTY from the CITY's Cobb Road Water Reclamation Facility; and

WHEREAS, The CITY desires to up-size said reuse line from 12 inch to 18 inch piping and is agreeing to pay the difference; and

WHEREAS, The CITY desires to have a written agreement by which the DEVELOPER is legally obligated to pay his portion of the reuse line installation and the costs of up-sizing the sewage force main as stated herein, prior to starting the PROJECT.

NOW, THEREFORE, in consideration of the mutual terms, covenants and conditions contained herein, and other good and valuable consideration, the receipt and sufficiency of which are acknowledged by both the CITY and the DEVELOPER, it is mutually agreed as follows:

- 1.) All terms and conditions of the CITY OF BROOKSVILLE, FLORIDA DEVELOPMENT AGREEMENT FOR HAMPTON RIDGE PROJECT dated May 28, 2004 and all exhibits thereto are incorporated herein by this reference and shall be binding upon the DEVELOPER the same as the CITY.
- 2.) The CITY will coordinate inspection, construction, testing and regulatory permit requirements for the PROJECT. Said documentation will be furnished to the DEVELOPER.
- 3.) The PROJECT will be designed, built and tested to the CITY standards and installed in private easements or public rights-of-ways.
- 4.) The CITY will be responsible for all aspects of the work.
- 5.) The CITY anticipates operating and maintaining the lines included in this agreement in accordance with existing agreements with the DEVELOPER.
- 6.) The DEVELOPER will pay the CITY the apportioned costs of the Project in accordance with the amounts show as the DEVELOPER's portion in "EXHIBIT A" attached hereto and made a part hereof.
- 7.) Within 30 days of execution of this agreement the DEVELOPER agrees to deposit into a CITY trust account the amount shown in "Exhibit A". As soon as the money is deposited the DEVELOPER will have vested sewer connection fee credits as indicated in "EXHIBIT A" attached.
- 8.) CITY will make draws from the trust account for the DEVELOPER's portion of the contactor's pay requests upon approval by the project engineer and the CITY.

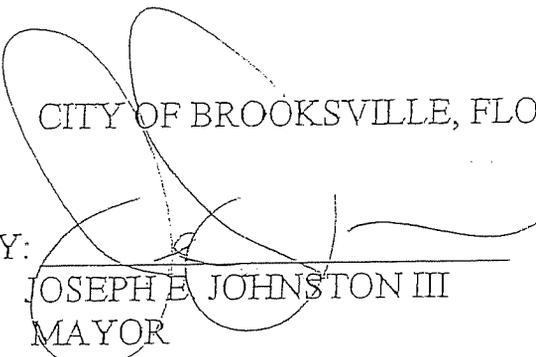
- 9.) Any change in the cost of the PROJECT will be apportioned between or allocated to the CITY or the DEVELOPER in accordance with their respective shares of the costs specified herein.

This Agreement is entered into as of the day and year first written above and is executed in at least two original copies, one of which is to be delivered to the DEVELOPER, and one to the CITY CLERK for filing in the official records.

ATTEST:


KAREN M. PHILLIPS
CITY CLERK

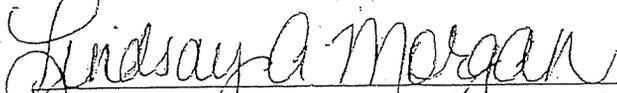
CITY OF BROOKSVILLE, FLORIDA

BY: 
JOSEPH E. JOHNSTON III
MAYOR

DATE SIGNED: 10/17/05

COUNTY OF HERNANDO
STATE OF FLORIDA

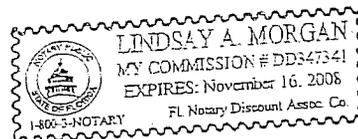
The foregoing instrument was acknowledged before me this 17th day of October, 2005, by JOSEPH E. JOHNSTON III, Mayor of the City of Brooksville, a municipal corporation under the laws of the State of Florida, who is personally known to me and who did (did not) take an oath.


(Signature of Notary Public)

Lindsay A. Morgan
(Print, Type or Stamp Name of Notary Public)

Commission No: DD347341

My Commission Expires: 11-16-08



APPROVED AS TO LEGAL FORM &
CONTENT FOR THE RELIANCE OF
THE CITY OF BROOKSVILLE ONLY:


David La Croix, City Attorney

Maura M. Lear
[Signature of Witness]

Hampton Ridge Developers, LLC, a
Delaware limited Liability Company,

MAURA M. LEAR
[Print or Type full name of witness]

By: LANDMAR GROUP,
LLC, a Delaware Limited
Liability Company, its sole member,

Channa N. Buttena
[Signature of Witness]

By: LANDMAR
MANAGEMENT, LLC, a
Delaware Limited Liability Company, its
manager,

Channa N. Buttena
[Print or Type full name of witness]

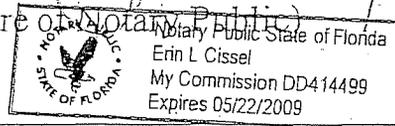
By: James P. Harvey
James P. Harvey, its Vice President

COUNTY OF Hillsborough

STATE OF Florida

The foregoing instrument was acknowledged before me this 12th day of October, 2005, by James P. Harvey, the Vice President of LandMar Management, LLC, a Delaware limited liability company, the Manager of LandMar Group, LLC, a Delaware limited liability company, the sole member of Hampton Ridge Developers, LLC, a Delaware limited liability company, on behalf of the limited liability company. He/She is personally known to me or has produced Florida Driver's License as identification and did (did not) take an oath.

Erin L. Cissel
(Signature of Notary Public)



(Print, Type or Stamp Name of Notary Public)

Commission No: DD414499

My Commission Expires: 5/22/09

EXHIBIT A

The following represents the construction cost items for a 12 inch reuse line and the difference between a 12 inch and 16 inch force main to be paid to the CITY by the DEVELOPER.

	Cost	DEVELOPER's Portion	CITY's Portion	ERU Credits
General Conditions	\$196,071.00	\$64,703.00	\$131,368.00	19
Water Extensions	\$315,918.00	\$ 0.00	\$315,918.00	
Sewer Extension	\$469,722.00	\$259,466.00	\$210,256.00	150
Reuse Extension	\$588,356.00	\$192,976.00	\$395,380.00	
Totals -	\$1,570,067.00	\$517,145.00	\$1,052,922.00	169

1. There are no connection fee credits for the Reuse Extension costs.
2. There are no connection fee credits for Water Extension costs.
3. 50% of the DEVELOPER's Portion (\$32,351.50) of the General Conditions is allowed for sewer ERU Credits.
4. 100% of the DEVELOPER's Sewer Extension costs are allowed for sewer ERU Credits.
5. \$517,145.00 is the amount the DEVELOPER must deposit in a CITY controlled trust account.
6. Sewer ERU's are calculated at the rate of \$1728 per ERU.
7. One ERU is 200 gallons per day or 24 fixture units.

MEMORANDUM



To: Honorable Mayor and City Council Members
From: Karen M. Phillips, Director of Administration/City Clerk
Subject: Advisory Board Positions
Date: May 11, 2007

The following advisory board positions are subject to appointment:

Brooksville Cemetery Advisory Committee

One vacancy to fill an expired 4-year term of office through April 30, 2011, replacing Thelma Ann Dawson.

Jay Arthur Thompson New Applicant

Brooksville Housing Authority

Three vacancies to fill expired 4-year terms of office through January 31, 2011.

Helen H. Fleming	(Current Member)
Carl R. Pilcher	(Current Member)
Allen W. Rhodes	(Current Member)
John Everett Carr	New Applicant
Lisa DeLois Holloway	New Applicant
Ronnie C. McLean	New Applicant
Shannon R. Andras-Pettry	New Applicant
Michael Ransaw	New Applicant
Earl E. Watkins, III	New Applicant
Steven J. Zeledon	New Applicant

Personnel Advisory Board

One vacancy to fill an unexpired 3-year term of office through January 31, 2008.

Martin Campbell
Cecil D. Davis, IV
Pierre Desjardins
Jay Arthur Thompson
E.E. Ernie Wever, Jr.
Christine Marie Whitman

All are registered voters as required.

BROOKSVILLE CEMETERY ADVISORY COMMITTEE

The Brooksville Cemetery Advisory Committee was created by City Council on March 16, 1992 by adoption of Resolution No. 92-13 and members appointed thereto on April 20, 1992 for initial staggered terms of office as indicated in the Resolution. All subsequent terms of office upon expiration will be for four years. Council further directed that subsequent appointments of replacement Committee Members shall be City residents or have a documented tie to the Brooksville Cemetery. The initial duties of the Committee associated with the operation of the Cemetery Enterprise Program shall be to make recommendations on improving the present services being offered by the cemetery, to make recommendations concerning the future needs of the cemetery including activities or improvements that would enhance the attractiveness and aesthetic beauty of the cemetery and to otherwise inquire of and provide advice on any and all matters or issues that would tend to improve the financial success of cemetery operations through whatever marketing activities and service deliveries that might be deemed appropriate for a municipal cemetery operation.

The following is a list of the members of the Brooksville Cemetery Advisory Committee, their terms of office, addresses and phone numbers:

Luther E. Cason, CHAIRMAN, 830 School Street, Brooksville, FL 34601; 796-7033 (Work) or 754-6008 (Home). Reappointed on 5/6/02 to a four year term. Mr. Cason's term of office expires on April 30, 2010.

David L. Merritt, VICE-CHAIRMAN, 230 May Ave., Brooksville, FL 34601; 796-6699 (work) or 796-6699 (home). Reappointed on 4/18/05 to four year term due to Board Member Brooks' term expiration. Mr. Merritt's term of office expires April 30, 2009.

Charles "Pat" Brewer, 631 Erin Way, Brooksville, FL 34601 279-5703 (cell phone) or 796-9012 (home). Reappointed on 4/18/05 to four year term due to Board Member Mountain's term expiration. Mr. Brewer's term of office expires April 30, 2009.

Clarke (Doug) Davis, 630 E. Martin Luther King, Jr., Blvd., Brooksville, FL 34601; 796-1027 (work or home). Reappointed on 4/18/05 to a four year term. Mr. Davis' term of office expires on April 30, 2009.

~~Thelma Ann Dawson, 22270 Pilots Path, Brooksville, FL 34601, 796-4948 (work) or 796-2326 (home). Re-appointed on 6/2/03 to a four year term. Mrs. Dawson's term of office expires on April 30, 2007. Resigned 04/20/07.~~

Jan Knowles, 26287 Soult Road, Brooksville, FL 34601, 796-4811 (home), 796-9646 (work); Email: janknowles@earthlink.net. Appointed to an unexpired four year term on November 7, 2005 (term was previously held by George Rodriguez who was removed from the Board by Council on 10/03/05). Ms. Knowles' term of office expires on April 30, 2010.

Richard E. Lewis, City Council Liason - Voting Member, 201 Howell Ave.; 544-5407 (work) appointed 12/04/06.

Audrey Williams, Parks and Recreation Admin. Asst., Recording Secretary; 544-5497 8am-4pm.

- pc: JLP
- KP - Blue Binder - Orig
- Bd. Sec.
- Bd. Chair
- Bd. Vice-Chair
- Master Binder Manual

April 23, 2007

Ms. Jan Peters
City of Brooksville
201 Howell Avenue
Brooksville, Florida 34601

Dear Jan:

I am writing this letter as requested by Thelma Ann Dawson.

Thelma regrets that she is resigning her position on the Brooksville Cemetery Advisory Committee.

Sincerely yours,

A handwritten signature in cursive script that reads "Madelyn Hermetet". The signature is written in black ink and is positioned above the printed name.

Madelyn Hermetet

Janice Peters

From: "Jay Arthur Thompson" <jthomp8@tampabay.rr.com>
To: <admin@ci.brooksville.fl.us>
Sent: Wednesday, January 03, 2007 8:04 PM
Subject: Board Application

Below is the result of your feedback form. It was submitted by Jay Arthur Thompson (jthomp8@tampabay.rr.com) on Wednesday, January 3, 2007 at 20:04:11

Salutation: Mr.

Home Address: 508 Oakhill Ct.

City: Brooksville

State: FL

Zip Code: 34601

Home Phone: (352) 754-8593

Work Phone: (352) 799-5232

City Resident: ~~no~~ YES

Registered Voter: ~~no~~ # 104406938



1/4/07
JP

Present Employer: Accuplastics Inc.

Employer's Address: PO Box 15542

Employer's City: Brooksville

Employer's State: FL

Employer's Zip Code: 34604

Education: Ccurrently enrolled Master degree student, University of South Florida, Political Science. B.A., International Studies, University of South Florida, A.A., Pasco Hernando Community College North Campus. High School Diploma, F.W. Springstead High School.

Experience: I have significant work experience in the public sector, at both Pasco Hernando Community College and University of South Florida, where I worked with a diverse student population. I also have a strong interest and desire to serve the city that I am now a part of.

Reference1: Rodney Busto 352-799-5232 ext. 101

Reference2: Rodney Cooper 352-799-0086

Reference3: William Lyons 352-683-7944

Position: FullMemberPosition

Beautifcation Board: on

Cemetery Board: on

Housing Authority: on

CDBG Citizen's Advisory Task Force: on

Firefighters Pension Trust Fund: on

Police Officer's Pension Trust Fund: on

Parks & Recreation Advisory Board: on

Personnel Board: on

Other Committees or Boards: on

Specific Board: Charter Review Committee

The Brooksville Housing Authority Board is appointed by the Mayor of the City of Brooksville with approval of City Council, as set forth in F.S. 421.05 (Resolution No. 256 adopted January 29, 1968 and Resolution No. 91-10 increasing number of members). The Authority consists of seven voting members. All reasonable efforts will be made to seek applications from residents within the housing complex to serve on this board, striving to appoint two resident members if possible. The powers of authority of the Board are stipulated in F.S. 421.08, whereby it basically sets policies and guidelines for tenants to abide by, approves the budget for the Brooksville Housing Authority, signs the Annual contribution contract and amendments to same. The terms of office are for four year terms.

[Note: Res. #2003-06 adopted 5/5/03 rescinded provisions for alternate members]

The following list represents the members of the Brooksville Housing Authority Board. Their addresses and phone numbers are as follows:

Paul Boston, 16071 Boca Raton Street, Brooksville, 34604; 797-5451 (home), 238-3500 (cell); E-mail: legalbrothers@aol.com. Appointed to an unexpired four year term of office on September 12, 2005. Mr. Boston's term of office expires October 31, 2007.

* Helen H. Fleming, 713 Hammock Rd., Brooksville, 34601; 754-4433 (Work) or 796-1892 (Home). Reappointed on June 2, 2003 to a four year term of office. Ms. Fleming's term of office expires May 31, 2007.

Donnamaria Lopez, 460 Hale Avenue, Apt. #1, Brooksville, 34601; (352)754-5474 (Home), (352) 796-4544 (work); E-mail: oakparkaptsdm@bellsouth.net. Appointed on November 7, 2005 to a four year term of office previously held by Nathaniel Sims' who was removed from the Board by Council on 10/03/05. Ms. Lopez's term of office expires November 30, 2009.

Gertrude E. Mobley, CHAIRMAN 908 Wood Dr., Brooksville, 34601; 799-6368 (home). Reappointed for a four year term of office on October 6, 2003. Ms. Mobley's term of office expires September 30, 2007.

Onnie O'Banner, [RESIDENT] 801 Continental Dr., Brooksville, 34601; 796-5342 (Home). Re-Appointed on March 6, 2006 to a four year term of office. Ms. O'Banner's term of office expires May 31, 2010.

* Carl R. Pilcher, 24074 Peppermill Dr., Brooksville, 34601; 799-6940 (Home). Reappointed on June 16, 2003 to a four year term of office. Mr. Pilcher's term of office expires May 31, 2007.

* Allen W. Rhodes, VICE CHAIRMAN 418 Stafford Avenue, Brooksville, 34601; 442-7124 (cell); E-mail: dustysden@peoplepc.com. Appointed on August 16, 2004 to an unexpired four year term of office (left vacant by Pat Brayton) through May 31, 2007.

Donald C. Singer, Interim Director, 2 N. Broad St., Brooksville, FL 34601; 754-4160.

Beth Loos, Secretary, 800 Continental Dr., Brooksville, FL 34601 796-6547.

pc: JLP
JS - File
KP - Blue Binder - Orig
Bd. Chair
Bd. Vice-Chair
Master Binder Manual

City of Brooksville Application
for City Advisory Board/
Committee Appointment

PLEASE TYPE OR PRINT

FULL NAME: Ms. /Mrs. /Miss /Ms. Helen H Fleming

ADDRESS: 713 Hammock Rd.
Brooksville FL

PHONE NO: Home (352) 584-1272 Work ()

E-MAIL ADDRESS: _____

RESIDENT OF THE CITY OF BROOKSVILLE: Yes No

(Handwritten signature/initials)

REGISTERED VOTER: Yes No VOTER ID #: 1044 22987

PRESENT EMPLOYER: Retired-Family & Consumer Science Agent

EMPLOYER'S ADDRESS: Cooperative Extension Service Univ. of Florida

EDUCATION: BSHEE MSHEE Graduate training in Counseling
and Guidance and Family and Consumer Science
and Nutrition Education

(Use back of form for additional information)

EXPERIENCE (DETAILED) RELEVANT TO BOARD/COMMITTEE POSITION: Assisted with
(Please do not substitute "many boards" for experience.)

youth programs (4-H) in the Housing Project for
twenty-one years. Served as Vice Chairman and
Chairman of the board. Attended HUD training
for Housing Authority Boards.

(Use back of form for additional information)

REFERENCES (3 MINIMUM) (NAME AND PHONE NUMBER):
Donna Peacock (352) 754-4433 (office)
Mary Stalib (352) 754-1081
Betty DeBusk (352) 796-3932

Applicants must be registered voters in the State and preferably residents of the City of Brooksville. However, applicants for the Personnel Board, Planning and Zoning Board, the Firefighter's Pension Trust Fund Board of Trustees and the Police Officer's Pension Trust Fund Board of Trustees must be residents of the City of Brooksville. Specific qualifications may apply to certain advisory board positions.

WHICH BOARD/COMMITTEE ARE YOU APPLYING FOR? (Please check the position you are interested in filling.)

- Beautification Board: 3-year terms; 7 members
- Brooksville Cemetery Advisory Committee: 4 year terms; 7 members with one member being a Council Member.
- Brooksville Housing Authority: 4-year terms; 7 members
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]
- CDBG Citizen's Advisory Task Force: No terms; 5 members;
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]
- Firefighters Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 city residents, 2 City firefighters, and 1 person chosen by balance of members)
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]
- Parks & Recreation Advisory Board: 4 year terms; 7 members.
- Personnel Board: 3-year terms; 7 members (3 laypersons who must be City residents and 4 City employees)
- Planning & Zoning Commission : 4-year terms; 5 members.
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)] (Must be City Residents)
- Police Officer's Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 City police officers, 2 city residents and 1 person chosen by balance of members)
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]
- Other Committees or Boards

Helen H. Fleming
Signature of Applicant

NOTE: Return completed form to:

City Clerk
City of Brooksville
201 Howell Avenue
Brooksville, FL 34601-2041
(352) 544-5407

(Revised February 2, 2006)

City of Brooksville Application for City Advisory Board/ Committee Appointment

PLEASE TYPE OR PRINT

FULL NAME:

Mr./Mrs./Miss/Ms.

CARL ROBERT PILCHER

ADDRESS:

44074 REEFMILL DR. BROOKSVILLE, FL. 34601

PHONE NO:

Home (352) 799-6940

Work ()

E-MAIL ADDRESS:

C.R.PILCHER@TAMPABAY.FL.COM

RESIDENT OF THE CITY OF BROOKSVILLE:

Yes

No

REGISTERED VOTER: Yes

No

VOTER ID #:

104472475

*verified
5/1/07
SP*

PRESENT EMPLOYER:

RETIRED

EMPLOYER'S ADDRESS:

LAST MAJOR EMPLOYER WASN'T PACKING LINCOLN CTR. OKLAHOMA CITY, OK

EDUCATION:

1 YEAR MASSY COLLEGE OF BUSINESS & LAW - ATLANTA, GA.
1 YEAR DEWITT COLLEGE - ATLANTA, GA.

(Use back of form for additional information)

EXPERIENCE (DETAILED) RELEVANT TO BOARD/COMMITTEE POSITION:

(Please do not substitute "many boards" for experience.)

MY BACKGROUND IS IN SALES & SALES MANAGEMENT - I WORKED 22 YEARS IN THE MEAT PACKING BUSINESS, CALLING ON MEAT FOOD DISTRIBUTORS WITHIN THE S.E. U.S. & N.E. U.S. PLUS THE CARIBBEAN. SO I HAVE HAD

(Use back of form for additional information)

REFERENCES (3 MINIMUM) (NAME AND PHONE NUMBER):

FRAZIER MOUNTAIN 796-3406

BILL PHILLIPS 796-5674

Vic McCORMICK 796-6527

Applicants must be registered voters in the State and preferably residents of the City of Brooksville. However, applicants for the Personnel Board, Planning and Zoning Board, the Firefighter's Pension Trust Fund Board of Trustees and the Police Officer's Pension Trust Fund Board of Trustees must be residents of the City of Brooksville. Specific qualifications may apply to certain advisory board positions.

WHICH BOARD/COMMITTEE ARE YOU APPLYING FOR? (Please check the position you are interested in filling.)

Beautification Board: 3-year terms; 7 members

Brooksville Cemetery Advisory Committee: 4 year terms; 7 members with one member being a Council Member.

Brooksville Housing Authority: 4-year terms; 7 members
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

CDBG Citizen's Advisory Task Force: No terms; 5 members;
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

Firefighters Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 city residents, 2 City firefighters, and 1 person chosen by balance of members)
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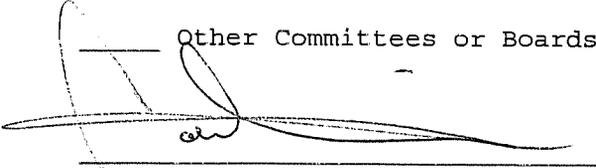
Parks & Recreation Advisory Board: 4 year terms; 7 members.

Personnel Board: 3-year terms; 7 members (3 laypersons who must be City residents and 4 City employees)

Planning & Zoning Commission : 4-year terms; 5 members.
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)] (Must be City Residents)

Police Officer's Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 City police officers, 2 city residents and 1 person chosen by balance of members)
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

Other Committees or Boards



Signature of Applicant

NOTE: Return completed form to:

City Clerk
City of Brooksville
201 Howell Avenue
Brooksville, FL 34601-2041
(352) 544-5407

(Revised February 2, 2006)

City of Brooksville Application
for City Advisory Board/
Committee Appointment

PLEASE TYPE OR PRINT

FULL NAME:

Mr. / Mrs. / Miss / Ms. ALLEN W. RUODES

ADDRESS: 418 STAFFORD AV

BROOKSVILLE 34601

PHONE NO: CELL (352) 442-7124 Home () Work ()

E-MAIL ADDRESS: dustysden@peoplepc.com

RESIDENT OF THE CITY OF BROOKSVILLE: Yes No

REGISTERED VOTER: Yes No VOTER ID #: 104 37 7371

verified 5/11/07 JP

PRESENT EMPLOYER: RETIRED

EMPLOYER'S ADDRESS:

EDUCATION: BTh

(Use back of form for additional information)

EXPERIENCE (DETAILED) RELEVANT TO BOARD/COMMITTEE POSITION: 2+ YEARS 2+ YEARS
(Please do not substitute "many boards" for experience.)

OF ACTIVE PARTICIPATION ON BHA BOARD AND REELECTED FOR 2ND YEAR

AS VICE-CHAIR OF BHA BOARD

(Use back of form for additional information)

REFERENCES (3 MINIMUM) (NAME AND PHONE NUMBER):

DAVID SNYDER 799-0546

JOHN MUILEN 796-3635

STEVE ASHMORE 597-8189

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_____ Brooksville Cemetery Advisory Committee: 4 year terms; 7 members with one member being a Council Member.

Brooksville Housing Authority: 4-year terms; 7 members
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

_____ CDBG Citizen's Advisory Task Force: No terms; 5 members;
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_____ Firefighters Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 city residents, 2 City firefighters, and 1 person chosen by balance of members)
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_____ Other Committees or Boards



Signature of Applicant

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City of Brooksville
201 Howell Avenue
Brooksville, FL 34601-2041
(352) 544-5407

(Revised February 2, 2006)

Rec'd
5/2/07

City of Brooksville Application
for City Advisory Board/
Committee Appointment

PLEASE TYPE OR PRINT

FULL NAME:

Mr. /Mrs. /Miss /Ms. John Everett Carr

ADDRESS: 235 Bell Ave.

Brooksville, Fla 34601

PHONE NO: Home (352) 279-2791 Work (352) 279-2791

E-MAIL ADDRESS: Jglc3c@aol.com

RESIDENT OF THE CITY OF BROOKSVILLE: Yes No

(Handwritten signature/initials)

REGISTERED VOTER: Yes No VOTER ID #: 104459650

PRESENT EMPLOYER: Self - employed

EMPLOYER'S ADDRESS: _____

EDUCATION: High school + less than year of college

(Use back of form for additional information)

EXPERIENCE (DETAILED) RELEVANT TO BOARD/COMMITTEE POSITION: Chair Neg. for
(Please do not substitute "many boards" for experience.)

Hernando County School boards, Church Ministry Board, Finance
Chairman

(Use back of form for additional information)

REFERENCES (3 MINIMUM) (NAME AND PHONE NUMBER):

Frankie Borette Commissioner

Lorenzo Hamilton Ex-Principal

Paul Boston - Board member

Gertrude Mahloy - Board member

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_____ Other Committees or Boards



Signature of Applicant

NOTE: Return completed form to:

City Clerk
City of Brooksville
201 Howell Avenue
Brooksville, FL 34601-2041
(352) 544-5407

(Revised February 2, 2006)

Janice Peters

From: <Lisa DeLois Holloway>
To: <admin@ci.brooksville.fl.us>
Sent: Wednesday, March 07, 2007 2:07 PM
Subject: Board Application

Below is the result of your feedback form. It was submitted by Lisa DeLois Holloway () on Wednesday, March 7, 2007 at 14:07:39

Salutation: Ms.

Home Address: 822 Peach Street

City: Brooksville

State: FL

Zip Code: 34601

Home Phone: (352) 942-0164

Work Phone: (352)

City Resident: on

Registered Voter: on

1044 46732



Present Employer: Community Coordinator

Employer's Address: 822 Peach Street

Employer's City: Brooksville

Employer's State: FL

Employer's Zip Code: 34601

Education: Tuner Job Corp; 4- years of training to work in the Business Administration. Also I attend St. Petersburg Jr College, for one semester.

Experience: Hernando County D.E.C / Member- Precinct Leader Since 2003
Florida Voter League - Volunteer Since 2003
NAACP - Executive Board Member Since 2003
Get Out The Vote Committee Since 2004

Reference1: Mr Paul Boston (352) 797-5451

Reference2: Mr. Willie Brown, Jr (352) 799-1975

Reference3: Mr. Wayma Boggs (352) 796-3669 (h) (352) 442-4242 (c)

Position: FullMemberPosition

Housing Authority: on

City of Brooksville Application
for City Advisory Board/
Committee Appointment

PLEASE TYPE OR PRINT

FULL NAME:

Mr /Mrs./Miss/Ms.

Ronnie C McLean

ADDRESS:

8344 Eldridge Rd Spring Hill FL 34608

PHONE NO:

Home (352) 200 7652 Work (727) 569 1746 281

E-MAIL ADDRESS:

UFL 2012@hotmail.com

RESIDENT OF THE CITY OF BROOKSVILLE:

Yes

No



REGISTERED VOTER: Yes



No

VOTER ID #:

~~20054215~~ 104412749

PRESENT EMPLOYER:

FA + MCA

EMPLOYER'S ADDRESS:

7601 Little Rd New Port Beach FL 34654

EDUCATION:

BA one class away from master in

(Use back of form for additional information)

EXPERIENCE (DETAILED) RELEVANT TO BOARD/COMMITTEE POSITION:

(Please do not substitute "many boards" for experience.)

Worked with the Board on many issues concerning the area.

(Use back of form for additional information)

REFERENCES (3 MINIMUM) (NAME AND PHONE NUMBER):

Paul Bacter 352 - 797 5451

Linda Bunch 352 - 684 0602

Fern Earl 352 - 688 - 5993

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verified
5/1/07
#

WHICH BOARD/COMMITTEE ARE YOU APPLYING FOR? (Please check the position you are interested in filling.)

_____ Beautification Board: 3-year terms; 7 members

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Brooksville Housing Authority: 4-year terms; 7 members
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_____ CDBG Citizen's Advisory Task Force: No terms; 5 members;
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

_____ Firefighters Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 city residents, 2 City firefighters, and 1 person chosen by balance of members)
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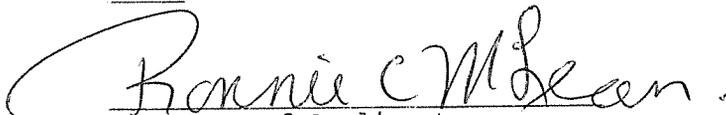
_____ Parks & Recreation Advisory Board: 4 year terms; 7 members.

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[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

_____ Other Committees or Boards


Signature of Applicant

NOTE: Return completed form to:

City Clerk
City of Brooksville
201 Howell Avenue
Brooksville, FL 34601-2041
(352) 544-5407

(Revised February 2, 2006)

Janice Peters

From: "Shannon R. Andras-Pettry" <andraspettry@tampabay.rr.com>
To: <admin@ci.brooksville.fl.us>
Sent: Friday, May 11, 2007 1:04 PM
Subject: Board Application

Below is the result of your feedback form. It was submitted by
 Shannon R. Andras-Pettry (andraspettry@tampabay.rr.com) on Friday, May 11, 2007 at 13:04:08

Salutation: Mrs.

Home Address: 451 Rogers Avenue

City: Brooksville

State: FL

Zip Code: 34601

Home Phone: (352) 848-0511

Work Phone: (352) 200-9228

City Resident: on

Registered Voter: on

Present Employer: MDI

Employer's Address: 10087 Cortez Blvd.

Employer's City: Brooksville

Employer's State: FL

Employer's Zip Code: 34613

Education: 1988: High School Diploma, Plant City High School

1988-1992: No diploma, Polk Community College

Experience: I currently serve on the Personnel Advisory Board and am a city resident who has lived here in Brooksville for over six years and am very concerned with the growth and development of our community as a whole.

Reference1: Charlotte Goethe Hannaway, (352) 799-0848

Reference2: Beth Garman, (352) 688-6888

Reference3: Frank Bierwiler, (352) 279-9061

osition: FullMemberPosition

lousing Authority: on

From: "Michael" <mransaw2006@aol.com>
To: <admin@ci.brooksville.fl.us>
Sent: Tuesday, May 08, 2007 10:28 AM
Subject: Board Application

Below is the result of your feedback form. It was submitted by Michael Ransaw (mransaw2006@aol.com) on Tuesday, May 8, 2007 at 10:28:10

Salutation: Mr.

Home Address: 1041 Greenturf Road

City: Spring Hill

State: FL

Zip Code: 34608

Home Phone: (352)6840884

Work Phone: (352)6661212

Registered Voter: on ~~#~~ 104413525

Verified
5/11/07
JP

Present Employer: Youth Recovery Services, Inc.

Employer's Address: 875 Kennedy Blvd

Employer's City: Brooksville

Employer's State: FL

Employer's Zip Code: 34601

Education: Ed.S (Education Specialist)Degree; Educational Leadership
Nova Southeastern University - Degree Confirmed 2001
Fort Lauderdale, FL

MS (Master of Science)Degree; Guidance & Counseling
Barry University - Degree Confirmed 1998
Miami, FL

BS (Bachelor of Science) Dual Degree; Business & Psychology
Troy State University - Degree Confirmed 1992
Troy, AL

Experience: Hernando County Board of County Commissioners
Citizens Ordinance Advisory Team (COAT)2005-2007

Reference1: James C. Yant 352.686.5907
Reference2: Karen Lightfield 352.428.2750

Position: FullMemberPosition
Housing Authority: on

05-11-07 12:04 IN

City of Brooksville Application
for City Advisory Board/
Committee Appointment

PLEASE TYPE OR PRINT

FULL NAME: Mr./Mrs./Miss/Ms. Mr Earl E. Watkins III

ADDRESS: 11171 Heathwood ave
Springhill Fl 34608

PHONE NO: Home 352 684 5928 work 352 232 8252 Cell 352 232 8252

E-MAIL ADDRESS: ewatkins1@Tampabay.rr.com

RESIDENT OF THE CITY OF BROOKSVILLE: Yes No

REGISTERED VOTER: Yes No VOTER ID #: 104405815

PRESENT EMPLOYER: SIS Consulting Inc

EMPLOYER'S ADDRESS: 2520 Ronald Reagan Blvd
Longwood Fl 32758

EDUCATION: _____

verified
5/11/07
JP

(Use back of form for additional information)

EXPERIENCE (DETAILED) RELEVANT TO BOARD/COMMITTEE POSITION: None
(Please do not substitute "many boards" for experience.)

Been here about 3 yrs would like to
get more involved in local government

(Use back of form for additional information)

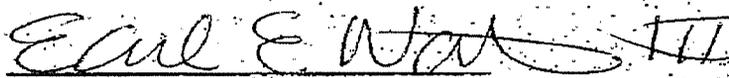
REFERENCES (3 MINIMUM) (NAME AND PHONE NUMBER):
Alex Meperson 352 796 9423
Harold Hutchinson 352 796 9423
Denise Davis 352 796 6319

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Any Questions Please Call
Cell 352 232 8252

WHICH BOARD/COMMITTEE ARE YOU APPLYING FOR? (Please check the position you are interested in filling.)

- Beautification Board: 3-year terms; 7 members.
- Brooksville Cemetery Advisory Committee: 4 year terms; 7 members with one member being a Council Member.
- Brooksville Housing Authority: 4-year terms; 7 members
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]
- CDBG Citizen's Advisory Task Force: No terms; 5 members;
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]
- Firefighters Pension Trust Fund Board of Trustees: 2-year terms; 5 members.
(2 city residents, 2 City firefighters, and 1 person chosen by balance of members)
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- Police Officer's Pension Trust Fund Board of Trustees: 2-year terms; 5 members. (2 City police officers, 2 city residents and 1 person chosen by balance of members)
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- Other Committees or Boards


Signature of Applicant

NOTE: Return completed form to:

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City of Brooksville
201 Howell Avenue
Brooksville, FL 34601-2041
(352) 544-5407

(Revised February 2, 2005)

City of Brooksville Application
for City Advisory Board/
Committee Appointment

PLEASE TYPE OR PRINT

FULL NAME:
Mr./Mrs./Miss/Ms. STEVEN J ZELEDON

ADDRESS: 32270 MARCHMONT CIRCLE
RIDGE MANOR FL 33523

PHONE NO: Home (352) 583-2064 ^{SEK} (352) 442-1271

E-MAIL ADDRESS: STEVEZELEDON@EARTHLINK.NET

RESIDENT OF THE CITY OF BROOKSVILLE: Yes _____ No

REGISTERED VOTER: Yes No _____ VOTER ID #: 104478284

PRESENT EMPLOYER: RETIRED

EMPLOYER'S ADDRESS: _____

EDUCATION: CHEM ENG. CNE

(Use back of form for additional information)

EXPERIENCE (DETAILED) RELEVANT TO BOARD/COMMITTEE POSITION:
(Please do not substitute "many boards" for experience.)

PAST PRESIDENT - RIDGE MANOR HOMEOWNERS ASSN
TREASURER - HENANDG ALLIANCE FOR THE MENTALLY ILL

(Use back of form for additional information)

REFERENCES (3 MINIMUM) (NAME AND PHONE NUMBER):
ROSE ROCCO 120 N MAIN ST.
ANNIE WILLIAMS "
JUANITA SIKES "

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✓
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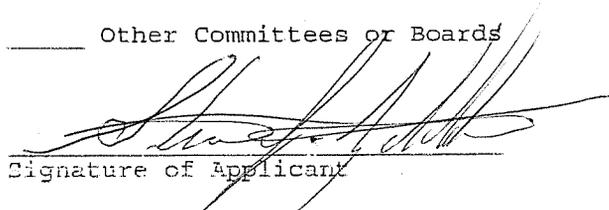
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Signature of Applicant

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(352) 544-5407

(Revised February 2, 2006)

RESUME

Steven J. Zeledon, CDP, CNE
32270 Marchmont Circle
Ridge Manor, FL 33523-9025
(352) 583-2064
(352) 442-1271 Cell
szeledon@innet.com

POSITION:

Chief Information Officer, for an organization requiring top notch technical and interpersonal skills, broad-ranging administrative and computer systems expertise, and personal initiative.

SUMMARY OF QUALIFICATIONS:

I am a highly skilled, versatile professional with over forty years of experience in the design, development, implementation and administration of effective Information Systems. I have always been a productive member of the management team with the experience and expertise to help guide the organization in the use of the most current information technologies.

ACCOMPLISHMENTS:

I recently retired as Director of Information Systems / CIO for Litton Laser Systems, a manufacturer of advanced guidance systems for military ordinance in Apopka, Florida. I was responsible for a budget of \$1.3M, and accomplished the task of converting disparate accounting, manufacturing, engineering and administrative systems into a single, unified, Y2K compliant, Oracle based system. The project was completed on time and under budget.

Prior to this, I was Director of Latin American Operations for Gtech Corporation, a company that provides management and information systems support to over sixty percent of the world's lottery operations. In Venezuela, I directed the development of a countrywide telecommunications network, using microwave, fiber optic, and telco lines to support lottery terminals.

Immediately prior, I was contracted by the U.S. Agency for International Development to act as Chief of Party and MIS Consultant in a mission to manage a \$13M grant to the nation of El Salvador. I was Responsible for coordinating the activities of professionals from various disciplines (Public Health, Malaria Control, Epidemiology, and Logistics) and the establishment of a modern MIS function for the Ministry of Health of El Salvador. I provided direction in the implementation of organizational changes and the establishment of policy at the ministerial level, and received a letter of commendation from the Minister of Health for work done in this area.

Prior to this, I was employed as Senior Vice President for Information Resources for Centrust Savings Bank, at the time the largest in Florida, with a budget of \$5.3M and a staff of 90. I personally evaluated and selected a standard operating environment for personal computers, and negotiated the purchase of 40 of the first IBM-PC systems ever installed in Miami. I also selected and installed an ADABAS database system using Natural, a fourth generation programming language.

Earlier, I spent several years as consultant to a group of nationalized American firms (Bethlehem Steel, Reynolds Aluminum, and U.S Steel) in Venezuela. Was able to successfully upgrade their operations by installing new mainframes, teleprocessing equipment and ADBAS software to where they remain today an effective, state of the art operation in the heart of the nation's interior.

OTHER ACTIVITIES:

I have acted as arbiter for the American Arbitration Association, have been a contributing editor for Computer Buyer Magazine, and served as Vice President of the Central Florida Chapter of the Network Professionals Association. I am currently a member of the Hernando County Democratic Executive Committee and The Democratic Women's Club. I also serve on the board as Treasurer of the following organizations: The Hernando County Democratic Club, The Hernando Democratic Black Caucus, The Hernando National Alliance for the Mentally Ill and The Donkey Express. I am also an alumnus of the 1999 Class of Leadership Hernando.

PERSONNEL BOARD

As stipulated in Section 2.01 of the Personnel Policies, the Personnel Board developed the Personnel Policies of the City and acts as the Grievance Board for the City. The Personnel Advisory Board for the City shall consist of seven (7) members. Members serve for a term of three (3) years. City Council shall appoint three (3) non-employees to the Board. These persons shall reside within the City. Three (3) members shall be employees elected by secret ballot of employees (excluding Department/Division Directors) within each of the three (3) Funds (General-Utilities-Sanitation) of the City subject to approval of City Council. The seventh (7) member of the Board shall be selected from the General Fund employees by the three (3) employees elected to the Board. The Human Resources Director shall be an ex-officio non-voting member of the Personnel Board.

The following is a list of the members of the Personnel Board:

PAT JOBE, CHAIRPERSON, General Fund Representative of the Admin/Community Development/Finance/HR/Police & Fire/Parks and Recreation Departments, 544-5430 x139 (work), Email: pjobe@ci.brooksville.fl.us . Re-elected January 26, 2007 to a three year term of office through January 31, 2010.

LAUREEN BUSACCA, Utility Fund Representative, 544-5465 (work), Email: lbusacca@ci.brooksville.fl.us ; Re-elected January 26, 2007 to fill a three year term of office through January 31, 2010.

SONNY GILL, JR., Sanitation Fund Representative, 754-5465 (work), Email: sgill@ci.brooksville.fl.us; Elected January 26, 2007 to a three year term of office through January 31, 2010.

JOHN NICOLL, General Fund Representative selected by the three elected members on February 27, 2007 to fill a three year term of office through January 31, 2010. Work 544-5465.

LORI ALLEN, 422 Hillside Court; 799-2686 (home), 754-9001 (work), Email: la73la@hotmail.com. Re-appointed March 6, 2006 to a three year term of office through March 31, 2009.

SHANNON R. ANDRAS-PETTRY, 451 Rogers Avenue; 848-0511 (home), 200-9228 (work), Appointed January 8, 2007, to an unexpired three year term of office through January 31, 2008.

* ~~KELLIE JO STAPLETON, 24 Croom Road, 799-0934 (home), 398-7392 (work), Appointed January 8, 2007, to fill an unexpired three year term of office through January 31, 2008. (Resigned 04/13/07)~~

MARGARET BOSACK, Interim Human Resources Director, ex-officio non-voting member; 544-5407 x-131 (work), Email: rbaker@ci.brooksville.fl.us

DAVID LACROIX, Esquire, City Attorney, P.O. Box 381, Brooksville, FL 34605; (352) 382-1373 office and fax, Email: davidlac@earthlink.net or cityattorney@ci.brooksville.fl.us

JANICE L. PETERS, Secretary to the Board; 544-5407 x124 (work), 201 Howell Avenue, Brooksville, FL 34601, E-mail: jpeters@ci.brooksville.fl.us

pc: JLP
KP - Blue Binder - Orig
Bd. Chair
Bd. Vice-Chair

Janice Peters

From: "Martin Campbell" <mcampbell70@tampabay.rr.com>
To: <admin@ci.brooksville.fl.us>
Sent: Friday, April 27, 2007 1:40 PM
Subject: Board Application

Below is the result of your feedback form. It was submitted by Martin Campbell (mcampbell70@tampabay.rr.com) on Friday, April 27, 2007 at 13:40:01

Salutation: Mr.

Home Address: 312 S Brooksville Ave.

City: Brooksville

State: FL

Zip Code: 34601

Home Phone: (352)-397-3557

Work Phone: (352)*797-0393

City Resident: on

Registered Voter: on # 104421277

verified 5/11/07

Present Employer: M. Campbell Associates, Inc.

Employer's Address: PO Box 842

Employer's City: Brooksville

Employer's State: FL

Employer's Zip Code: 34605

Education: MBA - University of Connecticut

SBA - University of Maine

Experience: 10+ years on Personnel Board - Town of Duxbury, MA
approximately 14,000 people

10+ years in Corporate Human Resources

4+ years as an Executive Recruiter, running M. Campbell Associates, Inc - www.mcampbell.net

Reference1: Paul McDonough - Ch.Per Board -Town of Duxbury, 781-837-1409

Reference2: George Whitehurst - neighbor 352-796-3918

reference3: John Weipz- neighbor - 352-797-7774

osition: FullMemberPosition

ersonnel Board: on

Personnel

City of Brooksville Application for City Advisory Board/ Committee Appointment

PLEASE TYPE OR PRINT

FULL NAME: Mr /Mrs./Miss/Ms. Cecil D. Davis IV

ADDRESS: 127 Highland st Brooksville Fl 34601

PHONE NO: Home (352) 585-0456 Work (352) 796-1027

E-MAIL ADDRESS: _____

RESIDENT OF THE CITY OF BROOKSVILLE: Yes No _____

REGISTERED VOTER: Yes No _____ VOTER ID #: 104417046 11/3/07 JP

PRESENT EMPLOYER: Self

EMPLOYER'S ADDRESS: 630 E. Dr. M.L. King JR Blvd

EDUCATION: HS Diploma Some College. Business owner

(Use back of form for additional information)

EXPERIENCE (DETAILED) RELEVANT TO BOARD/COMMITTEE POSITION: As a Business
(Please do not substitute "many boards" for experience.)
owner I have to deal with persons, personnel, and planning.
I Have managed Businesses for the past 8 years.

(Use back of form for additional information)

REFERENCES (3 MINIMUM) (NAME AND PHONE NUMBER):
Leslie Eicher (Bubba) 279-5343
Joel Halladay 556-8342
Pat Finocchio (352) 398-7143

Applicants must be registered voters in the State and preferably residents of the City of Brooksville. However, applicants for the Personnel Board, Planning and Zoning Board, the Firefighter's Pension Trust Fund Board of Trustees and the Police Officer's Pension Trust Fund Board of Trustees must be residents of the City of Brooksville. Specific qualifications may apply to certain advisory board positions.

WHICH BOARD/COMMITTEE ARE YOU APPLYING FOR? (Please check the position you are interested in filling.)

_____ Beautification Board: 3-year terms; 7 members

_____ Brooksville Cemetery Advisory Committee: 4 year terms; 7 members with one member being a Council Member.

_____ Brooksville Housing Authority: 4-year terms; 7 members
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

_____ CDBG Citizen's Advisory Task Force: No terms; 5 members;
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

_____ Firefighters Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 city residents, 2 City firefighters, and 1 person chosen by balance of members)
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

_____ Parks & Recreation Advisory Board: 4 year terms; 7 members.

Personnel Board: 3-year terms; 7 members (3 laypersons who must be City residents and 4 City employees)

_____ Planning & Zoning Commission : 4-year terms; 5 members.
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)] (Must be City Residents)

_____ Police Officer's Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 City police officers, 2 city residents and 1 person chosen by balance of members)
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

_____ Other Committees or Boards


Signature of Applicant

NOTE: Return completed form to:

City Clerk
City of Brooksville
201 Howell Avenue
Brooksville, FL 34601-2041
(352) 544-5407

(Revised February 2, 2006)

City of Brooksville Application
for City Advisory Board/
Committee Appointment

PLEASE TYPE OR PRINT

05-10-07 A10:50 IN

FULL NAME:

Mr/Mrs./Miss/Ms.

Pierre Desjardins

ADDRESS:

314 E. Liberty St.

Brooksville, FL 34601

PHONE NO:

Home (352) 650-0079

Work (352) 848-0177

E-MAIL ADDRESS:

Plrd2@earthlink.net

RESIDENT OF THE CITY OF BROOKSVILLE:

Yes

No ~~XXXXXXXXXX~~

REGISTERED VOTER:

Yes

No

VOTER ID #:

10035191

FL 4378151
verified
3/11/07

PRESENT EMPLOYER:

Self - Easy Street Home Decor

EMPLOYER'S ADDRESS:

100 N. Brooksville Ave Brooksville FL 34601

EDUCATION:

BS Bus. Admin/Economics, MBA/Procurement Mgmt.
Doctorate Public Administration, ABD

(Use back of form for additional information)

EXPERIENCE (DETAILED) RELEVANT TO BOARD/COMMITTEE POSITION:

Personnel Board

(Please do not substitute "many boards" for experience.)

Having spent nearly 20 years as a sr. level Corp.

Mgr. I have had to deal w/ many & a wide

variety of personnel issues.

(Use back of form for additional information)

REFERENCES (3 MINIMUM) (NAME AND PHONE NUMBER):

Elaine Brown, Pres. Jacksonville City Council, 904-630-1381

Hettie Warner, Publisher Brooksville Belle, 352-799-3147

Richard Anderson, Fin. City Mgr., 352-796-3734

Applicants must be registered voters in the State and preferably residents of the City of Brooksville. However, applicants for the Personnel Board, Planning and Zoning Board, the Firefighter's Pension Trust Fund Board of Trustees and the Police Officer's Pension Trust Fund Board of Trustees must be residents of the City of Brooksville. Specific qualifications may apply to certain advisory board positions.

WHICH BOARD/COMMITTEE ARE YOU APPLYING FOR? (Please check the position you are interested in filling.)

- _____ Beautification Board: 3-year terms; 7 members
- _____ Brooksville Cemetery Advisory Committee: 4 year terms; 7 members with one member being a Council Member.
- _____ Brooksville Housing Authority: 4-year terms; 7 members
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]
- _____ CDBG Citizen's Advisory Task Force: No terms; 5 members;
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]
- _____ Firefighters Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 city residents, 2 City firefighters, and 1 person chosen by balance of members)
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]
- _____ Parks & Recreation Advisory Board: 4 year terms; 7 members.
- Personnel Board: 3-year terms; 7 members (3 laypersons who must be City residents and 4 City employees)
- _____ Planning & Zoning Commission : 4-year terms; 5 members.
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)] (Must be City Residents)
- _____ Police Officer's Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 City police officers, 2 city residents and 1 person chosen by balance of members)
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

Other Committees or Boards



Signature of Applicant

NOTE: Return completed form to:

City Clerk
City of Brooksville
201 Howell Avenue
Brooksville, FL 34601-2041
(352) 544-5407

(Revised February 2, 2006)

Janice Peters

From: "Jay Arthur Thompson" <jthomp8@tampabay.rr.com>
To: <admin@ci.brooksville.fl.us>
Sent: Wednesday, January 03, 2007 8:04 PM
Subject: Board Application

Below is the result of your feedback form. It was submitted by Jay Arthur Thompson (jthomp8@tampabay.rr.com) on Wednesday, January 3, 2007 at 20:04:11

Salutation: Mr.

Home Address: 508 Oakhill Ct.

City: Brooksville

State: FL

Zip Code: 34601

Home Phone: (352) 754-8593

Work Phone: (352) 799-5232

City Resident: ~~no~~ YES

Registered Voter: ~~no~~ # 104406938

1/4/07
JP

Present Employer: Accuplastics Inc.

Employer's Address: PO Box 15542

Employer's City: Brooksville

Employer's State: FL

Employer's Zip Code: 34604

Education: Ccurrently enrolled Master degree student, University of South Florida, Political Science. B.A., International Studies, University of South Florida, A.A., Pasco Hernando Community College North Campus. High School Diploma, F.W. Springstead High School.

Experience: I have significant work experience in the public sector, at both Pasco Hernando Community College and University of South Florida, where I worked with a diverse student population. I also have a strong interest and desire to serve the city that I am now a part of.

Reference1: Rodney Busto 352-799-5232 ext. 101

Reference2: Rodney Cooper 352-799-0086

Reference3: William Lyons 352-683-7944

Position: FullMemberPosition

Beautification Board: on

Cemetery Board: on

Housing Authority: on

CDBG Citizen's Advisory Task Force: on

Firefighters Pension Trust Fund: on

Police Officer's Pension Trust Fund: on

Parks & Recreation Advisory Board: on

Personnel Board: on

Other Committees or Boards: on

Specific Board: Charter Review Committee

City of Brooksville Application
for City Advisory Board/
Committee Appointment

PLEASE TYPE OR PRINT

FULL NAME:

Mr./Mrs./Miss/Ms.

EE ERNIE WEVER JR

ADDRESS:

920 MOONLIGHT LN
BROOKSVILLE

PHONE NO:

Home (352) 789 8802 Work ()

E-MAIL ADDRESS:

RESIDENT OF THE CITY OF BROOKSVILLE:

Yes

No

REGISTERED VOTER: Yes

No

VOTER ID #:

104921974

PRESENT EMPLOYER:

RETIRED

EMPLOYER'S ADDRESS:

EDUCATION:

B.S. FROM MSU

(Use back of form for additional information)

EXPERIENCE (DETAILED) RELEVANT TO BOARD/COMMITTEE POSITION:

(Please do not substitute "many boards" for experience.)

12 YRS. ON COUNCIL

SEVERAL YRS AS PERSONEL OFFICER
FOR HERNANDO STATE BANK

ALSO 34 YRS IN BANK DEALING WITH EMPLOYEES

(Use back of form for additional information)

REFERENCES (3 MINIMUM) (NAME AND PHONE NUMBER):

JOE MASON

JIM KIMBROUGH

JOE JOHNSON JR

Applicants must be registered voters in the State and preferably residents of the City of Brooksville. However, applicants for the Personnel Board, Planning and Zoning Board, the Firefighter's Pension Trust Fund Board of Trustees and the Police Officer's Pension Trust Fund Board of Trustees must be residents of the City of Brooksville. Specific qualifications may apply to certain advisory board positions.

WHICH BOARD/COMMITTEE ARE YOU APPLYING FOR? (Please check the position you are interested in filling.)

_____ Beautification Board: 3-year terms; 7 members

_____ Brooksville Cemetery Advisory Committee: 4 year terms; 7 members with one member being a Council Member.

_____ Brooksville Housing Authority: 4-year terms; 7 members
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

_____ CDBG Citizen's Advisory Task Force: No terms; 5 members;
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

_____ Firefighters Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 city residents, 2 City firefighters, and 1 person chosen by balance of members)
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

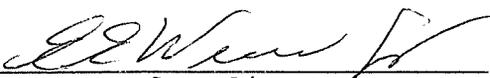
_____ Parks & Recreation Advisory Board: 4 year terms; 7 members.

Personnel Board: 3-year terms; 7 members (3 laypersons who must be City residents and 4 City employees)

_____ Planning & Zoning Commission : 4-year terms; 5 members.
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)] (Must be City Residents)

_____ Police Officer's Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 City police officers, 2 city residents and 1 person chosen by balance of members)
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]

_____ Other Committees or Boards


Signature of Applicant

NOTE: Return completed form to:

City Clerk
City of Brooksville
201 Howell Avenue
Brooksville, FL 34601-2041
(352) 544-5407

(Revised February 2, 2006)

City of Brooksville Application
for City Advisory Board/
Committee Appointment

PLEASE TYPE OR PRINT

FULL NAME: Mr./Mrs./Miss/Ms. Christine Marie Whitman

ADDRESS: 19 S. Mildred Avenue
Brooksville, FL. 34601

PHONE NO: Home (352) 799-0510 Work ()

E-MAIL ADDRESS: cwhitman@tampabay.rr.com

RESIDENT OF THE CITY OF BROOKSVILLE: Yes 28 years No

REGISTERED VOTER: Yes No VOTER ID #: 102732489

PRESENT EMPLOYER: student

EMPLOYER'S ADDRESS: _____

EDUCATION: Hernando High School Graduate

Pasco-Hernando Community College 2 years

Bob-Hogue School of Real Estate
(Use back of form for additional information)

EXPERIENCE (DETAILED) RELEVANT TO BOARD/COMMITTEE POSITION: _____
(Please do not substitute "many boards" for experience.)

I have been a long time resident of Brooksville
and would love to be a part of the personall
board.
(Use back of form for additional information)

REFERENCES (3 MINIMUM) (NAME AND PHONE NUMBER):
Theodore Sauto (352) 585-7708
Randy Woodruff (352) 796-3224 Scott Salomez
Jerry Ward (352) 799-4935 (352) 346-2782

Applicants must be registered voters in the State and preferably residents of the City of Brooksville. However, applicants for the Personnel Board, Planning and Zoning Board, the Firefighter's Pension Trust Fund Board of Trustees and the Police Officer's Pension Trust Fund Board of Trustees must be residents of the City of Brooksville. Specific qualifications may apply to certain advisory board positions.

Verified
4/11/07
JL

WHICH BOARD/COMMITTEE ARE YOU APPLYING FOR? (Please check the position you are interested in filling.)

- _____ Beautification Board: 3-year terms; 7 members
- _____ Brooksville Cemetery Advisory Committee: 4 year terms; 7 members with one member being a Council Member.
- _____ Brooksville Housing Authority: 4-year terms; 7 members
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]
- _____ CDBG Citizen's Advisory Task Force: No terms; 5 members;
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]
- _____ Firefighters Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 city residents, 2 City firefighters, and 1 person chosen by balance of members)
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]
- _____ Parks & Recreation Advisory Board: 4 year terms; 7 members.
- Personnel Board: 3-year terms; 7 members (3 laypersons who must be City residents and 4 City employees)
- _____ Planning & Zoning Commission : 4-year terms; 5 members.
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)] (Must be City Residents)
- _____ Police Officer's Pension Trust Fund Board of Trustees: 2-year terms; 5 members (2 City police officers, 2 city residents and 1 person chosen by balance of members)
[Requires Filing of Financial Disclosure and Gift Disclosure Forms with the Supervisor of Elections within 30 days following appointment and Every Year Thereafter (See Attached)]
- _____ Other Committees or Boards

Christine M. Whitman
Signature of Applicant

NOTE: Return completed form to:

City Clerk
City of Brooksville
201 Howell Avenue
Brooksville, FL 34601-2041
(352) 544-5407

(Revised February 2, 2006)

CITY OF BROOKSVILLE, FLORIDA



Janice L. Peters
Deputy City Clerk
201 Howell Avenue
Brooksville, FL 34601

Phone: (352) 544-5407
Fax: (352) 544-5424
E-Mail: jpeters@ci.brooksville.fl.us

NEWS RELEASE

April 11, 2007 - CITY ADVISORY BOARD VACANCY

City Council for the City of Brooksville is now accepting applications from individuals interested in volunteering their time to serve as a member on the following advisory board:

Brooksville Housing Authority

Three (3) positions to fill expiring four-year terms of office through May 31, 2011.

[Note: There is no residency requirement for this position]

In order to apply for these board positions, an appropriate application form must be completed. Resumes alone will not be accepted. An application form may be obtained from the office of the City Clerk and must be completed and returned no later than Friday, May 11, 2007, by 5:00 p.m., to the City Clerk at 201 Howell Ave., Brooksville, Florida 34601-2041. Contact the City Clerk at (352) 544-5407 with any questions.

All applicants for these volunteer positions **must** be registered voters in the State of Florida. Any other specific requirements are noted above.

Persons with disabilities needing assistance in the application process should contact the City Clerk's office to make necessary arrangements at (352) 544-5407 or T.D.D. line at (352) 544-5420.

M E M O R A N D U M

TO: All News Media
FROM: Janice L. Peters, Deputy City Clerk
DATE: April 11, 2007
SUBJECT: PRESS RELEASE
=====

Please find attached a Press Release from the City of Brooksville announcing vacancies on the Brooksville Housing Authority Board. We would greatly appreciate it if you could run this item as many times as possible for the information and benefit of the citizens of Brooksville.

If you have any questions concerning this item, please contact this office.

Attachment

pc: City Council
Steve Baumgartner, Interim City Manager
Donald Singer, Interim Director BHA
Gertrude Mobley, BHA Chairwoman
Beth Loos, BHA Secretary
File
Chrono

CITY OF BROOKSVILLE, FLORIDA



Janice L. Peters

Deputy City Clerk

201 Howell Avenue

Brooksville, FL 34601

Phone: (352) 544-5407

Fax: (352) 544-5424

E-Mail: jpeters@ci.brooksville.fl.us

NEWS RELEASE

April 20, 2007 - CITY ADVISORY BOARD VACANCIES

City Council for the City of Brooksville is now accepting applications from individuals interested in volunteering their time to serve as a member on the following advisory board:

Brooksville Cemetery Advisory Committee

One (1) position to fill an expiring four-year term of office through April 30, 2011. Applicants must be City residents or have strong ties to the Brooksville Cemetery.

Brooksville Housing Authority

Three (3) positions to fill expiring four-year terms of office through May 31, 2011.

[Note: There is no residency requirement for this position]

Personnel Board

One (1) position to fill and unexpired three year term of office through January 31, 2008. Applicants must be City residents.

In order to apply for these board positions, an appropriate application form must be completed. Resumes alone will not be accepted. An application form may be obtained from the office of the City Clerk or on the City's website at <http://www.ci.brooksville.fl.us/forms/advboardapp.pdf> and must be completed and returned no later than Friday, May 11, 2007, by 5:00 p.m., to the City Clerk at 201 Howell Ave., Brooksville, Florida 34601-2041. Contact the City Clerk at (352) 544-5407 with any questions.

All applicants for these volunteer positions **must** be registered voters in the State of Florida. Any other specific requirements are noted above.

Persons with disabilities needing assistance in the application process should contact the City Clerk's office to make necessary arrangements at (352) 544-5407 or T.D.D. line at (352) 544-5420.



M E M O R A N D U M

TO: All News Media

FROM: Janice L. Peters, Deputy City Clerk

DATE: April 20, 2007

SUBJECT: PSA/NEWS RELEASE

=====

Please find attached a PSA/News Release from the City of Brooksville announcing various vacancies on City Advisory Boards or Commissions. We would greatly appreciate it if you could run this item as many times as possible for the information and benefit of the citizens of Brooksville.

If you have any questions concerning this item, please contact this office at 544-5407.

Attachment

pc: City Council
Board Chair
Board Secretary
File and Chrono

G:\WP_WORK\ClerkOffice\BOARDS\Board Vacany Memo.wpd

David La Croix
Attorney

**Land Use Planning
and Zoning
Local Government Law
Appellate Practice**

**Post Office Box 381
Brooksville, FL 34605
Tel. & fax: (352) 382-1373
davidlac@earthlink.net**

MEMORANDUM

TO: City Council Members

FROM: David La Croix, City Attorney 

SUBJECT: Proposed Agreement with Ed Tincher

DATE: May 17, 2007

Following the May 7, 2007 temporary injunction hearing, I received a call from Andrew Salzman, a partner in the firm that had been representing Ed Tincher. Mr. Salzman told me he was removing attorney Ronald Freeman from the case and wanted to see if we could settle all issues with Ed Tincher by returning to the proposed settlement agreement previously agreed to by the City Manager without the subsequent changes made to that agreement by Freeman before it was signed.

I conferred with our labor lawyers and prepared a new draft of that agreement, but with some new provisions. Primarily, the new provisions were the following (New language is underlined; what is not underlined was in original agreement.):

- d. Tincher agrees to immediately dismiss with prejudice his pending lawsuit against the City, the interim City Manager and the City Attorney entitled *Boyce E. Tincher v. City of Brooksville, Florida et al.*, Case No. 07-003875-CI-20 (Fla. 6th Cir. Ct.). Tincher further agrees not to file any additional lawsuits precluded by paragraph 6(c) or any other provision of this Agreement. Further, within fourteen (14) days after City Council approval of this Agreement, Tincher agrees to pay One Thousand Dollars (\$1,000.00) to City Attorney David La Croix, Post Office Box 381, Brooksville, Florida 34605-0381, and One Thousand Dollars (\$1,000.00) to Allen, Norton & Blue, P.A., 324 S. Hyde Park Avenue, Suite 225, Tampa, Florida 33606-4127, as partial reimbursement for attorney's fees incurred in said action.

- e. Tincher agrees and promises that he will not make any critical or derogatory comments in writing, verbally, electronically or otherwise to any person or entity about the City, its elected officials, employees, agents or attorneys, unless required to do so in accordance with applicable law. In addition, Tincher by executing this Agreement, formally apologizes to City Council Member Joe Bernardini, City employee Brenda Benford and City Investigator James Farley for derogatory remarks made by Tincher at a press conference on April 5, 2007. By executing this Agreement, Tincher also formally apologizes to Actin City Manager Stephen Baumgarther and City Attorney David La Croix for alleging any fraudulent conduct on their parts.

This proposed agreement was sent to Mr. Salzman on May 10. On May 11, I received a letter from Mr. Salzman indicating that Ed Tincher would not agree to the new provisions regarding attorney's fees and the apologies.

On May 14, I sent Mr. Salzman a letter saying that, if he and Ed wanted to present the agreement to City Council for its consideration, without the attorney's fee and apology provisions, the City Manager and I would neither recommend it nor oppose it.

On May 15, I received a draft agreement in the form Mr. Salzman and Tincher wanted to have considered by Council. That same day, I sent Mr. Salzman a list of recommended corrections of typographical and other errors in the draft, as well as a request that the venue provision (for any litigation under the contract) be changed back to Hernando County. Mr. Salzman agreed to make all those changes.

On May 16, I asked Mr. Salzman for a copy of the agreement in the final form which Ed Tincher was going to execute and deliver to City Hall by noon on Friday, so that it could be provided to you for consideration over the weekend. When I received that final form draft, it had two more changes in it. One change requires the \$28,000 payment to Ed Tincher to be made within five days after approval of the agreement by City Council. The other change is in Paragraph 5.A, one of the designated obligations of the City, which previously read:

- A. To place Tincher on administrative leave without pay from the date of expiration of his FMLA medical leave until the effective date of his retirement as provided in paragraph 3 above. During said leave, Tincher shall not be present at the Brooksville Police Department at any time unless requested by the City Manager, and Tincher shall have no

authority to act in any manner in behalf of the City or of the City Police Department.

Now this paragraph reads:

- A. To place Tincher on unpaid administrative leave until the effective date of expiration or his retirement as provided in paragraph 3 above. During said leave and any Family Medical Leave, Tincher shall have no authority to act in any manner on behalf of the City or the City Police Department.

With these changes, the first sentence now makes no sense, and the prohibition against Ed being at the Police Department without approval of the City Manager has been removed.

Assuming the form of contract Ed signs and delivers to City Hall is as was represented to me, if City Council considers approving the contract, it should consider the following:

1. Whether the five days for payment of the \$28,000 to Ed is sufficient time. (The City Manager will have to address that.)
2. Whether you want the first sentence of Paragraph 5.A revised to what it previously was, so that it makes sense.
3. Whether you want to approve the agreement without the prohibition against Ed being at the Police Department without the City Manager's approval. (The City Manager and Interim Police Chief might want to address that.)
4. Whether you want to approve an agreement without some reimbursement of attorney's fees, at least to Allen, Norton and Blue.
5. Without regard to any issue of an apology, whether you want to approve an agreement that again deletes the provision prohibiting Ed from making derogatory remarks about the City and its elected officials, employees and agents.
6. Whether you want to approve an agreement that does not address the pending litigation and require its dismissal. This is the only issue with regard to which I have a recommendation for you. My recommendation is that, if you approve the agreement, you do so conditioned upon Ed Tincher and his attorney executing with the City a Joint Stipulation for Dismissal in the form attached hereto.

rec'd 5/18/07
by
EF Paul Smith

AGREEMENT

Boyce E. Tincher (hereinafter "Tincher") and the City of Brooksville, Florida, (hereinafter "City") enter into the following Memorandum Agreement (hereinafter "Agreement") to resolve all of the disputes between them, whether known or unknown, through and including the date this Agreement is executed by both parties. This Agreement is subject to, and conditioned upon, the approval hereof by the City's City Council.

1. Tincher has been employed with the City since January 19, 1978, and, until March 23, 2007, held the position of Chief of Police.

2. Based on medical advice from his doctor, Tincher cannot now or in the foreseeable future return to full-time employment in his or any other position with the City.

3. Tincher voluntarily and irrevocably retires from employment with the City effective with the close of business December 31, 2007. Said retirement is made with no threat of reprisal or promise of benefit from the City or any of its employees, elected officials or representatives.

4. Tincher is presently on FMLA medical leave and will be placed on unpaid administrative leave from the termination of that FMLA leave to the date of his retirement on December 31, 2007.

5. In consideration for the commitments made by Tincher in paragraph 6 below, the City agrees:

A. To place Tincher on unpaid administrative leave until the effective date of expiration or his retirement as provided in paragraph 3 above. During said leave and any Family Medical Leave, Tincher shall have no authority to

act in any manner on behalf of the City or the City Police Department.

- B. To give Tincher one day of paid vacation on the first Monday of each month that Tincher is on unpaid administrative leave. This will be done to keep Tincher in all applicable retirement systems and the City will continue to make payments for Tincher into all applicable retirement systems. Payment for this vacation day will be made to Tincher up to (14) fourteen days after the first Monday of each month Tincher is on unpaid administrative leave. This payment will be subject to statutory deductions and other deductions as required by law or approved in writing by Tincher.
- C. To pay Tincher twenty-eight thousand dollars (\$28,000.00), payable five (5) days from the date of approval of this agreement by the City Council. This payment specifically excludes and will have no effect on any workers' compensation claim Tincher has or will file. This payment is not for wages lost and should not be construed as wages paid.
- D. To pay any accumulated but unused personal leave up to Tincher's retirement date set forth in paragraph 4 above. This payment will be subject to statutory deductions and other deductions as required by law or approved in writing by Tincher. This payment will be made to Tincher at the close of business December 31, 2007.
- E. Tincher's letter of voluntary retirement shall be placed in his personnel file. Notes, emails or other documents prepared by Investigator James

Farley concerning Tincher and his Agreement shall not be placed in Tincher's personnel file but will be maintained in a separate file in the office of the City Manager. Tincher shall be allowed to file with the City such written rebuttal as he desires to the witness statements, analyses and conclusions contained in the documents prepared by James Farley, such rebuttal to be kept in the same City manager file as the Farley documents. In response to any future inquiries to the City, by potential employers or others, regarding Tincher's personnel file, the City will provide copies of records in the personnel file but no comments or evaluation.

- F. To continue, up to Tincher's retirement date, the medical and dental and other insurance benefits Tincher presently receives as an employee of the City, provided Tincher pays the same portion of any premium that he would currently pay while not on Family Medical Leave or unpaid administrative leave.
- G. With the effective date of this Agreement, there will be no further employment investigation of any actions taken by Tincher as Police Chief.

6. In consideration for the commitments made by the City in paragraph 5 above,

Tincher agrees:

- A. That Tincher will retire on December 31, 2007 and that retirement will not be revocable for any reason.
- B. Tincher agrees he will not apply for employment with the City in the

future and if he does so, the City shall have no obligation to consider his application. Tincher further waives any and all rights he has or may have under the FMLA for reinstatement to his former or any other position with the City following the completion of his FMLA.

- C. Other than as to the express obligations of the City set forth in this Agreement, Tincher, for his heirs, estates, personal representatives and assigns, does hereby expressly and unconditionally fully and finally agree and forever discharges the City, its elected officials, employees, agents, and attorneys (hereinafter referred to in sub-paragraphs (C-H) below collectively as the "City"), in both their official and their individual capacities, from any and all duties, claims, rights, complaints, charges, damages, costs, expenses, compensation, employment, attorney's fees, debts, demands, actions, obligations, liabilities, and causes of action, of any and every kind, nature, and character whatsoever, whether known or unknown, whether arising out of contract, tort, statute, settlement, equity or otherwise, whether fixed, liquidated, or contingent, which he ever had, now has, or may in the future claim to have had against the City based on any act or omission concerning any matter, cause, or thing occurring before the effective date of this Agreement and up to the time of execution of this Agreement by Tincher, including but not limited to, those directly or indirectly arising out of or relating or in any way pertaining to his employment with the City or the cessation thereof, including, but not

limited to, claims of discrimination or unlawful conduct arising under the Florida Public Employee Relations Act, the City PPM, the Florida Civil Rights Act, the Fair Labor Standards Act, Florida Statute 448.110, Title VII of the Civil Rights Act, as amended, the American with Disabilities Act, the Equal Pay Act, the Age Discrimination in Employment Act, the Employee Retirement Income Security Act, Florida Statute 112.3187 - 112.3195, the Florida or United States Constitution, or under any other federal, state or local statute or Act, ordinance, regulation, custom, rule or policy, or any cause of action in common law, including but not limited to actions in contract or tort, including any intentional torts, or any instruments, agreements, or documents entered into by, between, or among the parties; and any and all other claims against the City of whatever nature in law or equity.

- D. Tincher waives his right to file a grievance and an appeal under the City PPM and agrees that he has been provided by the City with all of the statutory, City PPM and constitutional rights of due process to which he was and is entitled.
- E. Tincher will fully cooperate with the City in any matter in which he was involved or for which he was responsible during his employment with the City, including but not limited to actual or threatened litigation, employee due process proceedings, grievances or appeals and in so doing will meet with attorneys designated by the City in preparation for such proceedings,

including discovery, and to appear as a witness as and when the City directs. Should such cooperation be necessary after the completion of Tincher's FMLA leave, upon approval by the City Manager, Tincher shall be paid \$55.00 per hour by the City, within thirty (30) days of the date of the occurrence, for his time spent in engaging in said cooperative activities.

- F. Tincher agrees that he will immediately return all equipment owned by the City.
- G. Tincher understands and agrees that nothing in this Agreement or otherwise shall prohibit the City, its employees, agents and attorneys from full cooperation with the FDLE, or any other entity having jurisdiction over the City; compliance with Florida Statute Chapter 119; or providing information upon request from prospective employers.
- H. Tincher agrees that the benefits he has been provided in Paragraph 5 above are benefits to which he is not entitled as a retiring employee but additional benefits provided in consideration for Tincher's commitments made in this Agreement. Tincher further agrees and understands that while he is on FMLA leave he will not continue to accumulate personal or sick leave or any other benefit except as may be required by applicable law.

7. Tincher agrees that neither this Agreement nor any of the documents or records referred to in this Agreement shall be admissible in any proceeding between himself and the

City, be it administrative, judicial, or otherwise, save for a proceeding involving the enforcement of the commitments made in this Agreement, without the written permission of the City Manager of the City.

8. Tincher further agrees that this Agreement is not and will not be construed as an admission that the City or any of its elected officials, employees, agents or attorneys have violated any agreement or any federal, state, county, local, municipal ordinance or law, ordinary, policy, custom or regulation of any type, City PPM, including but not limited to those relating to employment generally as well as to those relating to illegal discrimination in employment based upon race, color, sex, religion, national origin, age, marital status, handicap or political affiliation or illegal retaliation.

9. This Agreement in no way should be viewed as a release of or an estoppel preventing Tincher from filing any claim for workers' compensation. This Agreement specifically excludes any workers' compensation claims.

10. Other than as to the express obligations of Tincher set forth in this Agreement, the City does hereby expressly and unconditionally fully and finally agrees and forever discharges Tincher from any and all duties, claims, rights, complaints, charges, damages, costs, expenses, compensation, employment, attorney's fees, debts, demands, actions, obligations, liabilities, and causes of action, of any and every kind nature, and character whatsoever, whether known or unknown, whether arising out of contract, tort, statute, settlement, equity or otherwise, whether fixed, liquidated, or contingent, which it ever had, now has, or may in the future claim to have had against Tincher based on any act or omission concerning any matter, cause or things occurring before the effective date of this Agreement and up to the time of approval of this

Agreement by the City Council.

11. If any provision of this Agreement be determined to be invalid or unenforceable to any extent, the remainder of this Agreement shall not be affected thereby and shall be enforceable to the greatest extent permitted by law.

12. This Agreement shall be construed and governed in accordance with the laws of the State of Florida. In the event of legal action between Tincher and the City, their successors or assigns, arising out of or in connection with this Agreement, the prevailing party in any such action shall be entitled to receive reasonable attorneys' fees and costs and appellate attorney's fees and costs incurred in connection therewith. The venue of any cause of action, claim or complaint arising out of this Agreement shall be Hernando County, Florida.

13. This Agreement is binding on Tincher and his respective heirs, successors and assigns.

14. Tincher and the City agree that the terms and conditions of this Agreement constitute the full and complete understandings, agreements, and commitments of the City and Tincher, and that there are no oral or written understandings, agreements, promises or inducements made or offered other than those set forth herein, and that this Agreement supersedes and replaces all prior agreements and understandings.

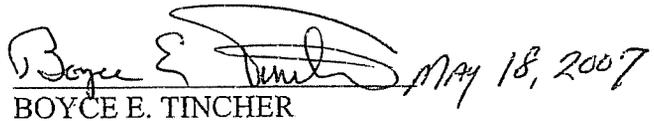
15. Tincher acknowledges that he received this Agreement on May 11, 2007, and has read and understood all of its terms and has consulted with his counsel regarding same and voluntarily agrees thereto.

16. Tincher understands and acknowledges that he has been afforded sufficient time within which to fully consider this Agreement. Tincher further understands and acknowledges

that he may revoke this Agreement within five (5) calendar days of his signing it by communicating his revocation in writing and delivering it to the City Manger by hand-delivery or by facsimile transmission. To be effective, the revocation must be received by 4:30 p.m. on the fifth calendar day following Tincher's execution of this Agreement. Tincher acknowledges that he is not entitled to receive any benefits under this Agreement if he revokes this Agreement.

This Agreement has been reviewed by both counsel for the City and counsel for Tincher.

In WITNESS WHEREOF, the Parties have voluntarily executed this Agreement consisting of ten (10) pages, this ____ day of May, 2007.


BOYCE E. TINCHER

Witness:

CITY OF BROOKSVILLE, FLORIDA

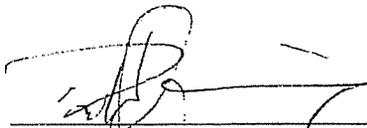
Witness:

By: STEPHEN BAUMGARTNER, City Manager

APPROVED:

CITY ATTORNEY

DATE



RONALD H. FREEMAN, ESQ.
ATTORNEY for BOYCE E. TINCHER

5/16/07

DATE

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL
CIRCUIT, IN AND FOR PINELLAS COUNTY, FLORIDA

BOYCE E. TINCHER,

Plaintiff,

vs.

CIVIL DIVISION

CASE NO. 07-3875-CI-020

CITY OF BROOKSVILLE, a Florida
municipal corporation, STEPHEN
J. BAUMGARTNER, Acting City
Manager for City of Brooksville,
Florida, and DAVID LA CROIX,
City Attorney for City of
Brooksville, Florida,

Defendants.

JOINT STIPULATION FOR DISMISSAL WITH PREJUDICE

Plaintiff, BOYCE E. TINCHER, and Defendant, CITY OF
BROOKSVILLE, hereby stipulate and agree that this action shall be
dismissed with prejudice.

DATED this 21st day of May, 2007.

BOYCE E. TINCHER

CITY OF BROOKSVILLE, FLORIDA

By: DAVID PUGH, Mayor

ATTEST:

Karen M. Phillips, City Clerk

(SEAL)

Andrew J. Salzman, Esq.
Florida Bar No. 0591174
ZOMET, UNICE, SALZMAN &
HEYMAN, P.A.
Post Office Box 15309
Clearwater, FL 33766
Tel: (727) 723-3772
Fax: (727) 723-1421

Attorney for Plaintiff

David La Croix, Esq.
Florida Bar No. 0156740
Post Office Box 381
Brooksville, FL 34605
(352) 382-1373 (tel. & fax)
davidlac@earthlink.net
and

Brian Koji, Esq.
Florida Bar No. 0116297
ALLEN, NORTON & BLUE, P.A.
324 S. Hyde Park Ave., Suite 225
Tampa, FL 33606-4127
Tel: (813) 251-1210
Fax: (813) 253-2006
bkoji@anblaw.com

Attorneys for Defendant
City of Brooksville

David La Croix
Attorney

**Land Use Planning
and Zoning
Local Government Law
Appellate Practice**

**Post Office Box 381
Brooksville, FL 34605
Tel. & fax: (352) 382-1373
davidlac@earthlink.net**

MEMORANDUM

TO: City Council Members

FROM: David La Croix, City Attorney 

SUBJECT: Proposed City Manager Contract

DATE: May 18, 2007

At the May 7, 2007 Council meeting, the Mayor and I were directed to negotiate a contract with Jennene Norman-Vacha to serve as City Manager. Staff was also directed to do background checks and verify resume and application information, so that no surprises surfaced as happened with the previous candidate.

After receiving input from Council members on the contract provisions, I made some revisions to the form of contract which had been negotiated with Mr. Bobowski, got the form approved by the Mayor, and made it available to Ms. Norman-Vacha the morning of May 15. Due to health issues of a family member, Ms. Norman-Vacha was not able to get the contract reviewed by her attorney and returned to me until just after noon on May 18, with changes included that she is requesting. I have been able to review those changes with the Mayor and can tell you which ones he agrees to and which ones have to be decided by Council. In order to get this memo and the proposed contract to you by Friday afternoon, so that you have the weekend to review it, I am not able to discuss with Ms. Norman-Vacha the provisions still not agreed upon. However, I am forwarding to Ms. Norman-Vacha a copy of this memorandum, so that she can contact the Mayor directly before Monday night's meeting, if she wants, to try to resolve those issues. Also, please note that no starting date has yet been proposed by Ms. Norman-Vacha.

The draft contract, with the proposed changes, is attached. Any proposed change that I do not mention below has been agreed to by the Mayor. The other changes are:

1. Section 2, Paragraph B: At the May 7, 2007 Council meeting, the Council voted to change the notice time for not renewing this agreement from the 120 days that were in

Mr. Anderson's contract to 60 days. Ms. Norman-Vacha wants this to be 90 days.

2. Section 3, Paragraph A: The Mayor would agree to a \$75,000 starting salary, the same as Mr. Bobowski had agreed to. Ms. Norman-Vacha wants \$83,150. Please note that the survey provided by Ms. Norman-Vacha to justify that salary is for all city and county chief executives in the State of Florida and is not specific to small cities.
3. Section 4, Paragraph A: Ms. Norman-Vacha wants the last three sentences added. The first of these sentences was included in Mr. Anderson's contract, but he apparently never took advantage of them. The Mayor would agree to this sentence if such outside speaking, writing, teaching, or consulting engagements were subject to advance notification to City Council. The last two sentences would allow Ms. Norman-Vacha to continue to manage and be a consultant for her private business while she is a full-time City employee. We have no information as to what extent that private business has been a full-time occupation in the past, but the Mayor will not agree to this.
4. Section 13, Paragraph A, first part: Ms. Norman-Vacha wants six months' severance pay for termination without just cause; the Mayor will agree to only three months.
5. Section 13, Paragraph A, second part: The document doesn't accurately reflect the changes as they were made to the original draft. The original draft provided:

In the event the Employee is terminated for cause, cause being malfeasance, misfeasance or nonfeasance; violation of the Code of Ethics for Public Officers and Employees (Chapter 112, Florida Statutes); a material breach of this Agreement; any conduct that would be cause for termination pursuant to the City Personnel Policy or a felony conviction, the City will have no obligation to pay for any further salary or benefits provided for by this Agreement, other than accrued but unused vacation and sick time or other benefits, pursuant to the existing City Personnel Policy, to the effective date of termination.

There are three changes made that the Mayor does not agree to. First, Ms. Norman-Vacha wants to be paid for all accumulated vacation and sick leave if terminated for cause. The current personnel policy provides for payment of accumulated vacation leave if an employee leaves in good standing, but not for sick leave. Termination for cause is not good standing. The Mayor would like the current policy reflected in the agreement, but leaving room for any revision to the current policy to also be applicable to the City Manager.

Second, Ms. Norman-Vacha wants reasons for termination for cause limited so as to not include 1) a material breach of the employment contract; (2) misfeasance, malfeasance or non-feasance, as those terms are defined by a substantial body of case law; or (3) any cause that would be grounds for termination under the City personnel policy. The Mayor thinks all those things should be included.

Third, Ms. Norman-Vacha wants the Council to not be able to terminate her for cause for failure to follow the assigned duties or the reasonable directions of City Council unless she is first given notice and a reasonable opportunity to remedy such failure. The Mayor does not agree to this provision.

Results of the background check conducted by Human Resources are attached.

Areas for which Council might want further information or about which Council might want to question Ms. Norman-Vacha are the following:

1. The credit report shows two credit card balances written off as bad debts and a history of late payments on other accounts. Council may want to determine if Ms. Norman-Vacha could be bonded with this credit history.
2. Ms. Norman-Vacha has been out of local government since November of 1997. The extent to which she has been in the workforce since then is not clear. Her resume does not say that her 3+ years of employment with Brown & Brown was a part-time position, but Ms. Norman-Vacha has confirmed

that it was. How much of a part-time job it was, and how much she has actually been employed with her consulting business is not clear.

3. Ms. Norman-Vacha's income history and income potential is not clear, as she has not provided her salary with Brown & Brown or her earnings through her own business. She has said her attorney will provide that information directly to me, but I have assumed that meant I was to keep it confidential, so I haven't asked.

CORRESPONDENCE-TO-NOTE

REGULAR COUNCIL MEETING - May 21, 2007

1. TYPE: Email
DATE: April 17, 2007
RECEIVED FROM: Senator Paula Dockery
SUBJECT: Information regarding serving on State of Florida boards, panels and councils.
2. TYPE: Memorandum
DATE: April 26, 2007
RECEIVED FROM: John Charles Thomas, Director/Florida League of Cities Legislative and Public Affairs
ADDRESSED TO: Florida Mayors
SUBJECT: Organizations that will be impacted by Property Tax Reform.
3. TYPE: Email
DATE: April 26, 2007
RECEIVED FROM: James P. Harvey
SUBJECT: New contact information, for LandMar West Coast region.
4. TYPE: Email
DATE: April 26, 2007
RECEIVED FROM: Barbara Wheeler, Executive Director/Mid Florida Homeless Coalition
ADDRESSED TO: Florida Authorities
SUBJECT: Request to contact Tallahassee regarding funding for the Agency for Persons with Disabilities.
5. TYPE: Email
DATE: April 27, 2007
RECEIVED FROM: Barb Lobach (via City Clerk Phillips)
ADDRESSED TO: Miscellaneous Addressees
SUBJECT: Request to contact Florida Legislators to support funding for the Adult Persons With Disabilities budget.
6. TYPE: Letter
DATE: April 30, 2007
SENT BY: Rhonda Hancock, City of Brooksville Art Gallery Coordinator
ADDRESSED TO: All City Staff
SUBJECT: Information regarding exhibits.
7. TYPE: Email
DATE: April 30, 2007
RECEIVED FROM: Diane Salz (via: Jackson E. Sullivan)
ADDRESSED TO: Central Florida Authorities
SUBJECT: Southwest Florida Water Management District Governing Board Legislation.

8. TYPE: Letter
DATE: April 30, 2007
SENT BY: Stephen J. Baumgartner, Interim City Manager
ADDRESSED TO: Jimmy Stewart/Stewart Tree Service
SUBJECT: Cover for appreciation certificate, acknowledging Mr. Stewart's donation of equipment and manpower used in relocating a mature Crepe Myrtle tree from the front of City Hall, to allow for severe weather equipment to be installed.
9. TYPE: Letter
DATE: April 30, 2007
RECEIVED FROM: Roy Syms, Innkeeper/Cedar Inn Motel, Cedar Key, FL
ADDRESSED TO: Sir or Madam
SUBJECT: Rate information, for federal, state and municipal employees.
10. TYPE: Email
DATE: April 30, 2007
RECEIVED FROM: Jeff Danner, St. Petersburg, FL City Council
ADDRESSED TO: Central Florida Authorities
SUBJECT: State Tax Legislation.
11. TYPE: Letter
DATE: April 30, 2007
RECEIVED FROM: Ray Graber, Director of Government & Public Relations/BrightHouse Networks.
ADDRESSED TO: Karen Phillips, City Clerk
SUBJECT: Update on channel changes.
12. TYPE: Email
DATE: May 2, 2007
RECEIVED FROM: Jackson E. Sullivan
ADDRESSED TO: Central Florida Authorities
SUBJECT: Notification that the Property Tax issue will be suspended until a special session.
13. TYPE: Email
DATE: May 2, 2007
RECEIVED FROM: Joy Jackson, Hernando County Fairgrounds Manager
ADDRESSED TO: Hernando County Authorities
SUBJECT: Request for assistance in making sure all Fair signs have been picked up.
14. TYPE: Memorandum
DATE: May 2, 2007
SENT BY: Stephen Baumgartner, Interim City Manager
ADDRESSED TO: Jason Haas, Firefighter (cc: Personnel Board)
SUBJECT: Information regarding Mr. Haas' grievance.

15. TYPE: Email
DATE: May 3, 2007
SENT BY: Public Works Director
ADDRESSED TO: Karen Phillips, Janice Peters, Charlotte Roberts and Julie Sherraden.
SUBJECT: Notification that surveying has begun on North Avenue, to determine if a sidewalk can be installed.
16. TYPE: Email
DATE: May 3, 2007
RECEIVED FROM: Brenda Frazier, Community Relations Coordinator
ADDRESSED TO: Central Florida Authorities
SUBJECT: Press Release regarding wildfire smoke advisories.
17. TYPE: Email
DATE: May 3, 2007
RECEIVED FROM: Theresa B. McMaster, City Clerk/City of St. Pete Beach, FL
ADDRESSED TO: Central Florida Authorities
SUBJECT: Notification that the tentative date for the Special Session for Property Tax Reform was changed to June 12-22, 2007.
18. TYPE: Memorandum
DATE: May 3, 2007
SENT BY: Stephen J. Baumgartner, Interim City Manager
ADDRESSED TO: Mayor and Council
SUBJECT: Details of upcoming National Incident Management Systems (NIMS) Executive Level Course to be held at the Hernando County Emergency Operations Center on 5/23/07.
19. TYPE: Letter
DATE: May 3, 2007
SENT BY: Frank J. Ross, Chief of Police
ADDRESSED TO: Mary Cason, Janice Peters, Laureen Busacca and Gerald Ward
SUBJECT: Letter of Appreciation to above employees who were involved in the City Employee Team for City Manager Selection.
20. TYPE: Email
DATE: May 4, 2007
RECEIVED FROM: Heather Lauro, Chamber of Commerce
ADDRESSED TO: City Clerk Phillips
SUBJECT: Update on annual 'Official Greater Hernando County Chamber of Commerce Membership Directory'.
21. TYPE: Email
DATE: May 4, 2007
RECEIVED FROM: Senator Paula Dockery
SUBJECT: Gubernatorial Appointments for June.

22. TYPE: Memorandum
DATE: May 4, 2007
SENT BY: Stephen J. Baumgartner, Interim City Manager
ADDRESSED TO: Mayor and Council
SUBJECT: Traffic Calming Alternatives
23. TYPE: Memorandum
DATE: May 4, 2007
SENT BY: Stephen J. Baumgartner, Interim City Manager
ADDRESSED TO: Mayor and Council
SUBJECT: Updated information from the Florida Department of Revenue, regarding Senior Homestead Exemption Increase, up to \$50,000, if certain qualifications are met.
24. TYPE: Memorandum
DATE: May 4, 2007
SENT BY: Steve Baumgartner, Interim City Manager
ADDRESSED TO: Mayor and Council
SUBJECT: Details of Governor Crist's Executive Order 07-86, regarding wildfire threats in Florida.
25. TYPE: Email
DATE: May 7, 2007
SENT BY: Julie Sherraden, Int. Asst. to City Manager
ADDRESSED TO: Department Heads
SUBJECT: Reminder to lower all Government Flags to ½ staff on May 15, 2007, which is National Peace Officers' Day.
26. TYPE: Letter
DATE: May 7, 2007
RECEIVED FROM: W. Craig Fugate, Director/Division of Emergency Management
ADDRESSSED TO: Richard E. Anderson
SUBJECT: Summary of the Federal Emergency Management Agency's (FEMA) funding information regarding Hurricane Frances of 2004.
27. TYPE: Letter
DATE: May 8, 2007
RECEIVED FROM: W. Craig Fugate, Director/Division of Emergency Management
ADDRESSSED TO: Theresa Pomeranke, Asst. to City Manager
SUBJECT: Federal Emergency Management Agency (FEMA) Closeout Letter and Voucher Analysis regarding Hurricane Jeanne of 2004.
28. TYPE: Memorandum
DATE: May 8, 2007
SENT BY: Stephen J. Baumgartner, Interim City Manager
ADDRESSED TO: Mayor and Council
SUBJECT: Update on Fire Department's wildfire deployment.

29. TYPE: Letter
 DATE: May 8, 2007
 SENT BY: Stephen J. Baumgartner, Interim City Manager
 ADDRESSED TO: Boyce E. Tincher
 SUBJECT: Notification that Due Process Hearing has been set for June 21, 2007, at 1pm in the Brooksville City Hall Chambers.
30. TYPE: Letter
 DATE: -
 RECEIVED FROM: Billye Fetrow, Project Manager/Brooksville Housing Authority
 ADDRESSED TO: City Council Members
 SUBJECT: Request to borrow \$500,000.00 for upgrades.
31. TYPE: Memorandum
 DATE: May 10, 2007
 SENT BY: David LaCroix, City Attorney
 ADDRESSED TO: Frankie Burnett, Vice Mayor
 SUBJECT: City Liability for Actions of Brooksville Housing Authority.

Monthly Reports (March 2007 & advisory board attendance sheets)

Community Development
 Department of Public Works
 Finance Department
 Fire Department
 Human Resources Department
 Parks and Recreation Department
 Police Department

Miscellaneous Minutes

Hernando County Fair Association	March 8,	2007
Brooksville Housing Authority	March 12,	2007
Firefighters' Pension Trust Fund	March 29,	2007
Metropolitan Planning Organization Board	February 1,	2007
	April 3,	2007
Withlacoochee Regional Water Supply Authority	April 18,	2007
Youth and Family Alternatives, Inc.	April 23,	2007

Bulletins/Newsletters/Miscellaneous Publications & Reports

Senator Dockery's 'This Week In The Senate'	April 23-27, 2007	
	4/30-5/4, 2007	
Florida League of Cities' 'Datagram'	April 30,	2007
Health and Human Services Newsletter	May	2007
Innovative Groups' 'IG Newsletter'	May	2007
Chamber of Commerce' 'The Business Edge'	May	2007

Miscellaneous

Parks & Recreation Dept. ~ Facility Use Agreements- Hernando County Assoc. of Realtors	February 22,	2007
New Journey Church (Sun.a.m.-Apr-July)	April 15,	2007
Hernando County Chamber of Commerce ~ Teen Leadership 2007-08 Steering Comm.	April 16,	2007
Events for week of April 30-May 4, 2007	May 1,	2007
Events for week of May 7-11, 2007	May 4,	2007
Invitation ~ May 4, 2007, Pine Grove Elementary Breakfast.	April 26,	2007
Property Tax Reform Updates ~	(2) April 25,	2007
	April 27,	2007
	April 30,	2007
	May 2,	2007
	May 4,	2007
Recognition Certificate ~ To City, from Congresswoman Ginny Brown-Waite, for hosting the 2007 Congressional Art Competition.	April 27,	2007
Public Service Announcement ~ Notification that Hernando County will be sponsoring a household hazardous waste collection day, at the Hernando County Fairgrounds, on May 12, 2007, From 8am to 3pm.	April 30,	2007
Hernando County Emergency Management ~ Wildfire Smoke Alert	May 3,	2007

Governor Crist's 'Plain Language' Initiative	May 3,	2007
Notice of Hearing ~ Boyce E. Tincher, Plaintiff vs City of Brooksville, Florida, Stephen J. Baumgartner, Acting City Manager for the City of Brooksville And David LaCroix, City Attorney. May 7, 2007, 4pm Pinellas County Court House, Clearwater, FL.	May 3,	2007
Smoke Advisory ~ 5/8/07 advisory for wildfire smoke.	May 8,	2007

NOTE: Copies of all correspondence on file in office of the City Clerk

G:\WP_WORK\ClerkOffice\Correspondence-to-Note\05-21-07 CTN wpd

PC
Frankie
Lew

Karen Phillips

From: "DOCKERY.PAULA.WEB" <DOCKERY.PAULA.WEB@flsenate.gov>
Sent: Tuesday, April 17, 2007 12:43 PM
Attach: Boards and Appointments 05-2007.doc; appoint_questionnaire.pdf
Subject: Gubernatorial Appointments for May

Interested in serving on a State of Florida board, panel, or council? Attached herewith is information regarding vacancies that will be available on several of these boards, panels, and councils within the Governor's Appointment office. Should you find a position of interest, please complete the attached questionnaire and forward to:

Governor's Appointment Office
LL10 The Capitol
Tallahassee FL 32399-0001
Phone: (850) 488-2183
Fax: (850) 921-0733

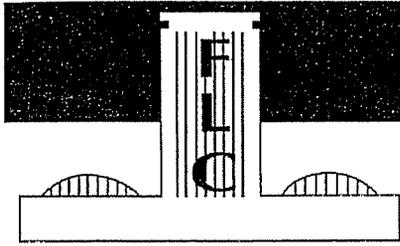
Please also let me know of your interest and application submission. Should you have any questions or require assistance with the application process, please feel free to contact Richard Roy at (863) 413-2900 or roy.richard.s15@flsenate.gov . Thank you for your interest in serving the State of Florida.

Warm Regards,

Senator Paula Dockery
District 15
101 West Main Street, Suite 110
Lakeland, FL 33815
(863) 413-2900
(863) 413-2902 - Fax

Lead

4/18/07
SLO
CTU 5/2/07
4/17/2007
P



LEGISLATIVE ALERT

UPDATE ON PROPERTY TAX REFORM

To: Florida Mayors

From: John Charles Thomas, Director
Legislative and Public Affairs

Date: April 26, 2007

Re: Organizations that will be impacted by Property Tax Reform

**Time
Sensitive**

Many cities provide funding for worthy neighborhood grants, cultural programs and social services organizations to help provide the high quality of life that exists in our cities around the state. As you know, the House and Senate are negotiating major property tax reforms that could significantly impact your next budget and future property tax revenues.

Senator Haridopolos, Chairman of the Senate Finance and Tax Committee, has asked for input from cities and their constituencies regarding the impact of the House plan. Because of the significant cuts your city could face with this proposal, it is extremely important that these organizations truly understand the potential ramifications that could result if your city's budget is reduced to the levels being discussed in Tallahassee.

Please immediately contact those agencies that you have been providing funding to and alert them to this possible reduction or elimination of your city's funding. Please ask these agencies/organizations to also alert their boards, trustees, etc. to the potential cuts they will be facing. Also ask them to contact their House and Senate members and the House Speaker, Senate President and Governor Crist IMMEDIATELY and communicate the potential impact that property tax reform could have on their organization.

Senator Haridopolos, Chairman, Senate Finance and Tax Committee
haridopolos.mike.web@flsenate.gov

Representative Dean Cannon, Chairman, Economic Expansion & Infrastructure
dean.cannon@myfloridahouse.gov

Governor Charlie Crist, www.flgov.com/contact_form (type in message & it will be forwarded to the Governor)

Contact information for House and Senate Members can be found at:

House of Representatives: www.myfloridahouse.gov

Senate: www.flsenate.gov

Time is of the essence on this issue and we need your city to respond ASAP. If you have any questions, please do not hesitate to contact me.

P.C. Council/ks
J
J
BLL

4/27/07

Cris 5/21/07

8

Karen Phillips

From: "Harvey, James P" <JPHarvey@landmargroup.com>
Sent: Thursday, April 26, 2007 11:13 AM
Subject: LandMar West Coast New Contact Information

For some of you that may not have heard, my last day with LandMar as West Coast Regional Manager will be Friday, April 27th. As part of this transition, I am happy to announce that my assistant, Debe O'Hern, will be joining me in my new venture.

I am also pleased to announce that Grady Miars will be moving into the role of West Coast Regional Manager. Some of you may already have had the pleasure of working with Grady as he has been a great project manager for our River Hall project in the Ft. Myers area. Furthermore, along with Grady's promotion, we have chosen Cheryl Spielberger from Southern Hills to support Grady. Heather Caban will be taking over Cheryl's position as Southern Hills Project Administrator.

Please welcome them in their new roles. New contact information for everyone is listed below.

Grady Miars

West Coast Regional Manager

gemiars@landmargroup.com

Cheryl Spielberger

West Coast Regional Administrator

clspielberger@landmargroup.com

LandMar Group, LLC

14055 Riveredge Drive Suite 225

Tampa, FL 33637

813-207-0138 813-207-0139 fax

Heather Caban

Project Administrator

hcaban@landmargroup.com

Southern Hills Plantation Club

19850 Southern Hills Boulevard

Brooksville, FL 34601

352-799-9898 352-799-9897 fax

*V.C. Council/Head
Blair
Bill
Erney*

f

4/27/07

Com 5/2/07

4/26/2007

J.B.

Julie Sherraden

From: "Barbara Wheeler" <mfhc@tampabay.rr.com>
To: "William Geden" <wjgeden@yahoo.com>; "Wendy Hall" <wendy.hall@hphospice.net>; "Victoria Reed" <victoria.reed@bocc.citrus.fl.us>; "Vicki Genz" <sanct@tampabay.rr.com>; "Vicki Alvey" <vicki_r_alvey@dcf.state.fl.us>; "Tracey Duncan" <tracy_duncan@uss.salvationarmy.org>; "Terry Steele" <hfhcc@earthlink.com>; "Tara Bryant" <tara@sevenrivers.org>; "Tammy Trowbridge" <cwowuth@tampabay.rr.com>; "Susan Stanton" <susan.stanton@kidscentralinc.org>; "Susan Harman" <susan_redcross@yahoo.com>; "Sonya Bosanko" <sbosanko@elc-naturecoast.org>; "Sharon Martin" <smartin@thecenters.us>; "Sarah Morley" <smorley@hospiceofcitruscounty.org>; "Ron Jobe" <rrealty@tampabay.rr.com>; "Rick Turman" <rick27@mindspring.com>; "Rich Meyer" <daystarlife1@earthlink.net>; "Rich Hilgert" <HilgertR@citrus.k12.fl.us>; "Ray Michael" <rmichael5@tampabay.rr.com>; "Ray Cox" <rcoxbscap@hotmail.com>; "Nola Gravius" <egravius@tampabay.rr.com>; "NAMI" <citrusnami@earthlink.net>; "Mitchell Patti" <mitchellp@citrus.k12.fl.us>; "Melissa Burnett" <mburnett@cdsi.org>; "Maureen Wilson" <maureen@fliha.org>; "Maureen Whitaker" <chips@tampabay.rr.com>; "Mary Lee Cubbison" <mcubbiso@thecenters.us>; "Mary Ehresman" <mary01@tampabay.rr.com>; "Mary Beth Nayfield" <marybeth_nayfield@doh.state.fl.us>; "Lynne Clarke" <lynne.clarke@bocc.citrus.fl.us>; "Lori Pender" <loripender@hotmail.com>; "Lisa Panzer" <lpanzer@devereux.org>; "Linda Foy" <lfoy@cdsi.org>; "Laura Watson" <anniewjohnson@atlantic.net>; "Laura Lee Putzback" <putzni@earthlink.net>; "Larry Gamble" <mortalmgr@yahoo.com>; "Kevin Purinton" <kpurinton@sheriffcitrus.org>; "Jonathan Beard" <jbeard@hospiceofcitruscounty.org>; "John Young" <hhcocc@shadrach.net>; "John Marmish" <john.marmish@unitedway.org>; "John Fuller" <john_fuller@uss.salvationarmy.org>; "Joe Monroe" <Joe.Monroe@bocc.citrus.fl.us>; "Joe Eckstein" <jeckstein@sheriffcitrus.org>; "JJ Kenney" <John.Kenney@bocc.citrus.fl.us>; "Jerry Flanders" <jflanders@clmworkforce.com>; "Jaysen Roa" <jaysen.roa@hphospice.net>; "Jason Ellis" <Jason.Ellis@correctionscorp.com>; "James Fuller" <jfull7@tampabay.rr.com>; "Ingrid Ellis" <iellis@elc-naturecoast.org>; "Heather Young" <hyoung@elc-naturecoast.org>; "Heather Lemay" <hlemay@thecenters.us>; "Glenn C. Parkinson" <glennp@yfainc.org>; "Ginger West" <admin@ccfrc.org>; "Gale Wire" <gwire@eckerd.org>; "Frank Roberts" <froberts@sheriffcitrus.org>; "Evelyn Vissicchio" <evthespot@yahoo.com>; "Eugene Reuman" <efreuman@surfbest.net>; "Emma Eldred" <eeldred@clmworkforce.com>; "DuWayne Sipper" <sipperd@bellsouth.net>; "Diana McIntosh" <diana@casaf.l.org>; "Debbie Lattin" <dlattin@tampabay.rr.com>; "Dean Wheeler" <dwheeler21@tampabay.rr.com>; "Dawn Faherty" <dawn_l_faherty@dcf.state.fl.us>; "Darlene Rainville" <drainville@cdsi.org>; "Danielle Damato" <ddamato@sheriffcitrus.org>; "Cynthia Holden" <Advocate4Victims@aol.com>; "Colin Burke" <cburke@elc-naturecoast.org>; "Christine Alaniz" <phcc@projecthealthychoices.org>; "Chris Gregoriou" <citrusvets@yahoo.com>; "Charlynn Callihan" <cbehrens@cdsi.org>; "Charlie Simmons" <csimmons@sheriffcitrus.org>; "Betsi Stanley" <elizabeth_stanley@doh.state.fl.us>; "Barbara Johns" <barbara.johns@bocc.citrus.fl.us>; "Annie McPherson" <mcphea@ped.s.ufl.edu>; "Andy McEwen" <amcewen@sheriffcitrus.org>; "Alida Langley" <avlangley@clerk.citrus.fl.us>; "Andrea McCray-Holly" <aholly@cafcc.net>

Sent: Thursday, April 26, 2007 6:37 PM
Subject: Fw: CALLS TO LEADERSHIP NEEDED!

X-SpamDetect-Info: ----- Start ASpam results -----
X-SpamDetect-Info: This message may be spam. This message BODY has been altered to s
X-SpamDetect: *: 1.672111 I wonder how many emails they sent in error=1,Aspam=6
X-SpamDetect-Info: ----- End ASpam results -----

Please see below.

Barbara Wheeler
Executive Director
Mid Florida Homeless Coalition
(352) 860-2308

*pl 'read' 8
4/30/07
4/27/2007*

J.B.

Julie Sherraden

From: "Karen Phillips" <kphillips@ci.brooksville.fl.us>
To: "Julie Sherraden" <jsherraden@ci.brooksville.fl.us>
Sent: Friday, April 27, 2007 9:22 AM
Attach: Fw_ CALLS TO LEADERSHIP NEEDED!.eml
Subject: Fw: Fw: CALLS TO LEADERSHIP NEEDED!

process if appropriate

Karen M. Phillips
Director of Administration/City Clerk
City of Brooksville
201 Howell Avenue
Brooksville, FL 34601-2041
<http://www.ci.brooksville.fl.us>
kphillips@ci.brooksville.fl.us
(352) 544-5407 (Phone)
(352) 544-5424 (Fax)

----- Original Message -----

From: "Barb Lobach" <lobach_b@firn.edu>
To: "Glenn Parkinson" <gparkinson@yfainc.org>; "Abby Evert" <aevert@ccdosp.com>; "Amy Gullotto" <agullotto@career-central.org>; "Annie McPherson" <mcphea@peds.ufl.edu>; "Barbara Lemoine" <lemoine@drumcorp.com>; "Barbara Renczkowski" <renczkowski_b@hcsb.k12.fl.us>; "Barbara Smith" <Smith_b@hcsb.k12.fl.us>; "Barbara Wheeler" <mfhc@tampabay.rr.com>; "Beth Lord" <eklord@yahoo.com>; "Blake Harding" <blake@pasco-hermendo.com>; "Brian Harnage" <brian.harnage@kidscentralinc.org>; "Bruce Gimbel" <jministries3@tampabay.rr.com>; "Celestine Herbert" <divinediscipline@yahoo.com>; "Christie Williams" <christiew@co.hernando.fl.us>; "Cliff Fouts" <CBF45@juno.com>; "Colleen Talpa" <ctalpa@devereux.org>; "Connie Porter" <c.porter@phelc.org>; "Crystal Underwood" <Crystal_Underwood@doh.state.fl.us>; "Cynthia Schuler" <cynthia.schuler@kidscentralinc.org>; "David Franklin" <dfranklin@career-central.org>; "David Knight" <dknight@devereux.org>; "Debbie Andrews" <dandrews@tampabay.rr.com>; "Debra Pilla" <DPilla@camelotcare.com>; <Debra>
Sent: Friday, April 27, 2007 8:45 AM
Subject: Fw: Fw: CALLS TO LEADERSHIP NEEDED!

>

> ----- Original Message -----

> **From:** "Lisa Panzer" <lpnazer@devereux.org>
> **To:** <lobach_b@firn.edu>
> **Sent:** Friday, April 27, 2007 8:17 AM
> **Subject:** Fwd: Fw: CALLS TO LEADERSHIP NEEDED!

>

>

>> X-SpamDetect-Info: ----- Start ASpam results -----

pc 'read'
eth 5/21/07
4/30/07 JD

BROOKSVILLE CITY HALL ART GALLERY

201 Howell Avenue
Brooksville, Florida 34601
(352) 544-5407

April 30, 2007

TO: All City Staff

MEMO: Spring/Summer Art Exhibit

The Congressional Competition Exhibit at Brooksville City Hall has come to an end.

The Spring/Summer Exhibit will be from May 1st until August 13th. The Art Reception will be on Wednesday June 27th, 2007 from 5:00 pm until 7:00 pm..

Thank you for your continued support and assistance.

Rhonda Hancock
Art Gallery Coordinator

5/21/07
KP

12. COUNCELL
CMI/KP
Dept Heads/empl. (Javed)

CTN 5/21/07

df

Karen Phillips

From: "Sullivan, Jackson E." <JSullivan@CarltonFields.com>
To: <ckingsley@co.hernando.fl.us>; <jcoleman@cityofbushnellfl.com>; <DOwen@ocalafl.org>; <drussell@co.hernando.fl.us>; <Dennis.Damato@bocc.citrus.fl.us>; <drowden@co.hernando.fl.us>; "Gary Bartell" <gary.bartell@bocc.citrus.fl.us>; <jbernardini@ci.brooksville.fl.us>; "Joyce Valentino" <Joyce.Valentino@bocc.citrus.fl.us>; <KGuinn@ocalafl.org>; "Larry Haag (E-mail)" <lmhaag@tampabay.rr.com>; <Michael.Francis@sumtercountyfl.gov>; <Dick.Hoffman@sumtercountyfl.gov>; <rrocco@co.hernando.fl.us>; <sophie_diazfonseca@yahoo.com>
Cc: <skirk@crystalriverfl.org>; "Adams, Kay Hernando County (Kay Adams)" <kaya@co.hernando.fl.us>; "Alys Brockway" <abrockway@co.hernando.fl.us>; <waterboy1059@yahoo.com>; <brian.armstrong@swfwmd.state.fl.us>; <bruhickle@yahoo.com>; <bday@wrpc.cc>; "Hicks, Henry K. City of Ocala (Henry Hicks)" <HHicks@ocalafl.org>; <jesull@comcast.net>; <keith.mullins@veoliawaterna.com>; <Kevin.Smith@bocc.citrus.fl.us>; <troy.kuphal@marioncountyfl.org>; <Larryj@co.hernando.fl.us>; <phubbell@wraconsultants.com>; <Robbie.Rogers@sumtercountyfl.gov>; <robert.knight@bocc.citrus.fl.us>; <rwells@wraconsultants.com>; "Russell Kreager" <RKreager@cityofinvernessonline.com>; <Terri.Keene@bocc.citrus.fl.us>; <terry@staffconnections.com>; <trey.arnett@thevillages.com>; <wsmith@ci.brooksville.fl.us>
Sent: Monday, April 30, 2007 8:43 AM
Attach: SWFWMD Governing Board Legislation.eml
Subject: FW: SWFWMD Governing Board Legislation

Thought you might be interested in this legislation passed along by Diane Salz.

Jack Sullivan

-----Original Message-----

From: Diane Salz [mailto:disalz@yahoo.com]
Sent: Sunday, April 29, 2007 5:32 PM
To: Sullivan, Jackson E.; Jack Sullivan
Subject: Fwd: SWFWMD Governing Board Legislation

Jack,
FYI: HB 1039 (Bowen) has passed both the House and Senate.
Diane
Note: forwarded message attached.

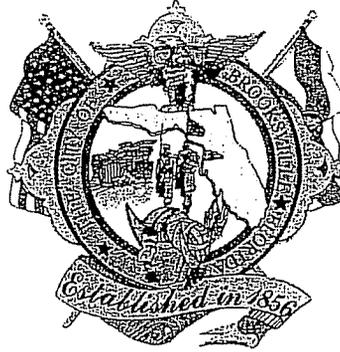
cc. lead

8

5/1/07
[Signature]

cons/407
5/1/2007

City of Brooksville



cc mail
SB
Carol
JCC

(352) 544-5400 (Phone)
(352) 544-5424 (Fax)
(352) 544-5420 (TDD)

April 30, 2007

04-27-07 PG2:22 IN

Mr. Jimmy Stewart

Stewart Tree Service
24203 Croom Rd.
Brooksville, FL 34601

Dear Mr. Stewart:

This will formally acknowledge your donation to the City of Brooksville of the equipment and manpower to remove and relocate a mature Crepe Myrtle tree from the front of Brooksville City Hall located at 201 Howell Ave. to enable the City to make provisions for the safety and continued operations of the building during severe weather conditions:

- Funds deposited to account: _____
- Item(s) assigned to: _____
- Other: Wind Retrofit Project

We appreciate your generosity and thank you for considering the City.

Stephen J Baumgartner
Stephen J Baumgartner
Interim City Manager

pc: Honorable Mayor and City Council Members

G:\WP_WORK\ClerkOffice\Donation Thank You Letters\Stewart Tree Service.wpd

PC lead
OPW - Lauer

5/3/07
JCC

CW 5/2/07

201 Howell Avenue, Brooksville, Florida 34601-2041

05-07-07 11:05 IN

April 30, 2007

Dear Sir or Madam,

Let me introduce you to the Cedar Inn Motel in Cedar Key, Florida. Our motel is under new management and has been revamped. You will find all pertinent information on our new web site www.cedarinnmotel.com.

Cedar Key is situated 51 miles west of Gainesville, Florida on State Road 24. It is a fisherman's paradise, is popular for bird watching and kayaking and is a perfect place for writers and artists. If you have never been to Cedar Key this is your chance to come and stay at a reasonable price in this quaint, historic village.

We are offering the following room rates for federal, state and municipal employees:

Daily from Sunday through Thursday \$60.00 per night plus tax

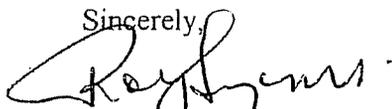
Weekend rates (Friday and Saturday) \$70.00 per night plus tax

Weekly (7 days) Monday through Sunday \$375.00 plus tax

Please advise others in your department about these rates.

For reservations please call 352-543-5455

Sincerely,



Roy Syms, Innkeeper

PC Read
out Bulletin

5/7/07
CW 5/21/07

Karen Phillips

From: "Jeff Danner" <Jeff.Danner@stpete.org>
To: "Inverness/Ken Hinkle" <tortoiseandhair1@aol.com>; "Bayside Engineering" <jsiewert@baysideng.com>; "City Clerk Belleair Bluffs/Debra Sullivan" <dsullivan@belleairbluffs-fl.gov>; "John Giachino/Boyle Engineering" <jgiachino@boyleengineering.com>; "Hope Potter" <hpotter@cas.usf.edu>; "Vice Mayor Brooksville/David Pugh" <dpugh@ci.brooksville.fl.us>; "Brooksville/Frankie Burnett" <fburnett@ci.brooksville.fl.us>; "Councilmember (alt) Gulfport/Bob Worthington" <bworthington@ci.gulfport.fl.us>; "Deputy City Clerk Gulfport/Donna Boyd" <dboyd@ci.gulfport.fl.us>; "Mayor Gulfport/Mike Yakes" <myakes@ci.gulfport.fl.us>; "Vice Mayor (alt) Madeira Beach/Art Thomas" <athomas@ci.madeira-beach.fl.us>; "Madeira Beach/Denise Schlegel" <dschlegel@ci.madeira-beach.fl.us>; "Commissioner Madeira Beach/Martha Boos" <mboos@ci.madeira-beach.fl.us>; "Oldsmar/Chris Tate" <ctate@ci.oldsmar.fl.us>; "Councilmember Oldsmar/Janice Miller" <jlmlene@ci.oldsmar.fl.us>; "Seminole/Lesley DeMuth" <ldemuth@ci.seminole.fl.us>; <Councilor (alt) Semin>
Cc: "Cindy James" <csjames@cas.usf.edu>; "Virginia Harrell" <harrell@cas.usf.edu>
Sent: Monday, April 30, 2007 12:47 PM
Subject: Re: Observations from a Pothole Politician

NOTE: ^{RE} STATE TAX LEGISLATION

Dear State Legislator,

I am local Government.

I fix potholes.

I am informed of the pothole early in the morning while walking my dog or at the park in the evening with my family.

I collect the taxes needed to fix the potholes.

I hire the maintenance worker who fixes the potholes.

I train him on how to fix the potholes.

I buy the trucks that take him to the potholes.

I hire the mechanic to maintain the trucks so they are safe on the way to fix the potholes.

I buy the fuel to put in the truck that takes the worker to the potholes.

I provide the insurance for the worker to keep him safe while fixing the potholes.

I provide the insurance that keeps his family healthy so he can come to work every day and fix the potholes.

I create a program to help him buy a home.

I work to get the funds to help with the down payment.

I write the codes to guide the construction of his house.

I hire the plans reviewers to check his blueprints.

I pay the inspectors to make sure the State requirements for construction are met.

I hire the codes officers to ensure his neighbors maintain their property at minimum standards.

I hire the teachers to teach the children of the worker who fixes the potholes.

I build the schools so the teacher can teach.

I buy the buses to take his kids to school.

I buy the fuel for the buses so they can take the kids to school.

I hire the mechanic to maintain the buses so they are safe.

I provide the insurance for the worker to keep him safe while fixing the bus.

I create a program to take care of the kids after school while their parents are fixing the bus, teaching the students and fixing the potholes

PC Council
 Real P

5/1/07
 900
 cm st 4/5
 5/1/2007

RECEIVED MAY 03 2007

1004 U.S. Highway 92 West
Auburndale, FL 33823
tel 863.965.7733



April 30, 2007

Karen Phillips, City Clerk
City of Brooksville
201 Howell Avenue
Brooksville, FL 34601

Dear Ms. Phillips:

Bright House Networks has been informed that the *Black Family Channel*, on Cable Channel 145, will cease operation as of April 30, 2007. In its place on Channel 145 will be the *Gospel Music Channel*.

The following additions and changes will become effective in June, 2007:

June 5, 2007

ESPN U will launch on Channel 151.
ESPN News will move from Channel 121 to Channel 150.
ESPN Classic will move from Channel 26, to Channel 152.
ESPN Deportes will be launched on Channel 907 on our Nuestros Canales digital tier.

June 8, 2007

Versus on Channel 74 will move to Channel 26.

June 12, 2007

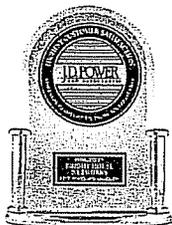
Bravo will move from Channel 78 to Channel 74.

Please contact me if you have questions.

Sincerely,

Ray Graber
Director of Government & Public Relations

Handwritten notes: 5/7/07, CR-5/21/07, and initials.



"Highest in Residential All-Distance Telephone Customer Satisfaction in the Southeast Region"



"Highest for Customer Satisfaction in Cable/Satellite Television Service in the South Region"

Bright House Networks received the highest numerical score in the Southeast in the proprietary J.D. Power and Associates 2006 Residential All-Distance Telephone Customer Satisfaction StudySM. Based on 12,196 consumer responses, measuring 8 providers in the Southeast (AL, FL, GA, KY, LA, MS, NC, SC, TN) and measures opinions of consumers who received local and long distance service from one provider. Also received the highest numerical score among in the South in the proprietary J.D. Power and Associates 2006 Residential Cable/Satellite TV Satisfaction StudySM. Based on 15,819 consumer responses, measuring 11 providers in the South (KS, MO, OK, AR, TX, KY, TN, MS, LA, AL, GA, FL, NC, SC) and measures opinions of cable/satellite TV subscribers. Proprietary study results are based on experiences and perceptions of consumers surveyed between March - April 2006 (All-Distance) and in April 2006 (Cable/Satellite). Your experiences may vary. jdpower.com

Karen Phillips

From: "Sullivan, Jackson E." <JSullivan@CarltonFields.com>
To: <ckingsley@co.hernando.fl.us>; <jcoleman@cityofbushnellfl.com>; <DOwen@ocalafl.org>; <druessell@co.hernando.fl.us>; <Dennis.Damato@bocc.citrus.fl.us>; <drowden@co.hernando.fl.us>; "Gary Bartell" <gary.bartell@bocc.citrus.fl.us>; <jbernardini@ci.brooksville.fl.us>; "Joyce Valentino" <Joyce.Valentino@bocc.citrus.fl.us>; <KGuinn@ocalafl.org>; "Larry Haag (E-mail)" <lmhaag@tampabay.rr.com>; <Michael.Francis@sumtercountyfl.gov>; <Dick.Hoffman@sumtercountyfl.gov>; <rrocco@co.hernando.fl.us>; <sophie_diazfonseca@yahoo.com>
Cc: <skirk@crystalriverfl.org>; "Adams, Kay City of Hernando (Kay Adams)" <kaya@co.hernando.fl.us>; "Alys Brockway" <abrockway@co.hernando.fl.us>; <bruhickle@yahoo.com>; <tchighizola@ocalafl.org>; "Dixon, Charles S. Citrus County (Charles Dixon)" <Charles.Dixon@bocc.citrus.fl.us>; <interstar1@juno.com>; "Ellison, Donald L. Southwest Florida Water Management District (Don.Ellison@SWFWMD.state.fl.us)" <Don.Ellison@swfwmd.state.fl.us>; "Hicks, Henry K. City of Ocala (Henry Hicks)" <HHicks@ocalafl.org>; <Kathy.Scott@swfwmd.state.fl.us>; <keith.mullins@veoliawaterna.com>; <Larryj@co.hernando.fl.us>; <Mark.Barcelo@swfwmd.state.fl.us>; <phubbell@wraconsultants.com>; "Peter Schreuder" <peter@schreuderwater.us>; <Robbie.Rogers@sumtercountyfl.gov>; <robert.knight@bocc.citrus.fl.us>; "Russell Kreager" <RKreager@cityofinvernessonline.com>; <disalz@yahoo.com>; <terry@staffconnections.com>; "William Geiger" <wgeiger@ci.brooksville.fl.us>; <wsmith@ci.brooksville.fl.us>
Sent: Wednesday, May 02, 2007 12:52 PM
Subject: FW: Speaker Rubio Announces Special Session June 5-15, 2007

Thought you might be interested in this latest announcement of a special session on property taxes.

Jack Sullivan

-----Original Message-----

From: disalz@yahoo.com [mailto:disalz@yahoo.com]
Sent: Thursday, May 03, 2007 12:09 AM
To: Sullivan, Jackson E.
Subject: Fw: Speaker Rubio Announces Special Session June 5-15, 2007

Sent from my BlackBerry(r) wireless handheld

-----Original Message-----

From: noreply@lobbytools.com
Date: Wed, 2 May 2007 11:53:26
To: colleen.thayer@swfwmd.state.fl.us, david.rathke@swfwmd.state.fl.us, disalz@yahoo.com, karen.kobil@swfwmd.state.fl.us
Subject: Speaker Rubio Announces Special Session June 5-15, 2007

House Speaker Rubio announced on the floor today that the Property Tax issue will be suspended until a special session.

Governor Crist, Senate President Pruitt and Speaker Rubio together decided the issue requires more time and attention than is available in the remaining 72 hours of the regular session.

10 Comm
to end
5/3/07
J.P. Crist
5/3/2007

Julie Sherraden

From: "Hernando County Fairgrounds" <info@hernandocountyfair.com>
To: " Board of County Commisioners" <dcox@co.hernando.fl.us.>; "Bill Sims "
<leaphire@yahoo.com>; "Brooksville City Council" <jsherraden@ci.brooksville.fl.us>; "Cathy DeHoff" <cdehoff@pasco.k12.fl.us>; "Craig Fulmer " <cfulmer@cutlerdb.com>; "Daina Simons " <dsimons64@peoplepc.com>; "Dana Hurst" <haroldsautocente@bellsouth.net>; "Davé Russell " <drussell@co.hernando.fl.us>; "Deb Pedone" <DPedone@sptimes.com>; "Deidre Fletcher" <htlbrooks@aol.com>; "Don Page " <dpage@cortezcommunitybank.com>; "Jan Knowles " <janknowles@earthlink.net>; "Joe Bernardini " <joeb433@bellsouth.net>; "John Mitten " <01657@chick-fil-a.com>; "Joy Jackson" <flcrackerjack@hotmail.com>; "Judy Mamo" <jmamo@cortezcommunitybank.com>; "Nancy Moores " <nancym@co.hernando.fl.us>; "Richard Nugent " <rnugent@hernandosheriff.org>; "Sandi Nicholson " <snicholson@nicholson-engineering.com>; "Tammy Fincher " <ILOVEILLUSION07@AOL.COM>; "Tim Hill " <spfdtim7@aol.com>; "Tommy Clark" <BRYANT.CLARK@PGNMAIL.COM>
Sent: Wednesday, May 02, 2007 11:16 AM
Subject: SIGNS

I need a favor if anyone sees a sign please pick it up and return it to the Fair.
Your help during the fair as well as getting the signs picked up is greatly appreciated.

Joy Jackson
Fairgrounds Manager
Hernando County Fair Association
352-796-4552

P! 'lead'
SB/KP
DEPT. HEADS
5/2/07
OTN 5/2/07
5/2/2007

JH/SHANNON/FILE/PETS/TIM M./
MARGARET B./PERS. BOARD.

F

07-030



CITY OF BROOKSVILLE MEMORANDUM

TO: Jason Haas, Firefighter
CC: Personnel Board

FROM: Stephen Baumgartner *Steuer*
Interim City Manager

DATE: May 02, 2007

RE: Grievance

I concur with the former City Manager, Mr. Richard Anderson, and Chief Mossgrove's response to your grievance. Firefighter Haas and the Personnel Board are all under a misconception. The Minutes from the Personnel Board dated 3/6/07 state the following:

Shannon Pettry moved "to recommend to the City Manager that Jason Haas be put into the 'Driver/Engineer position' as Acting, with the appropriate pay increase until his 3-year requirement is met, along with the other two employees who are doing the same, with pay retroactive to the time they started performing those duties; seconded by John Nicolls.

The Driver/Engineer 'classification' requires 3 years or more experience as a Firefighter with the City of Brooksville. Firefighter Haas will be eligible for that on 11/16/07.

Secondly, his Firefighter classification states: "May operate fire apparatus with manual transmission and standard steering." So, Firefighter Haas is required to drive, if so ordered by his Supervisor.

Thirdly, our Budget has 'positions' which are Firefighters, not 'classifications'. Firefighter Haas is not eligible for the 8% Acting raise because the Driver/Engineer is a 'classification', not a position. The positions are Firefighters. I have attached our Budget and Acting Finance Director, Jim Delach's detail. Driver/Engineer is not listed as a position - only Firefighters.

Firefighter Haas has to wait until the 3 year or more experience is met, unless the 3 year requirement is lowered. Or, the Fire Chief and City Manager may agree to add 'Driver/Engineer' to the City Budget as a 'position' and then the 8% Acting would be appropriate. At this time, neither has been done.

I thank Firefighter Haas for his questions and the Personnel Board for their service.

G:\WP_WORK\Jsher\2007 int cm asst corresp\00-000 j haas grievance wpd

lead

5/7/07

Julie Sherraden

From: "Emory Pierce" <epierce@ci.brooksville.fl.us>
To: "Karen Phillips" <kphillips@ci.brooksville.fl.us>; "Janice Peters" <jpeters@ci.brooksville.fl.us>;
"Charlotte Roberts" <croberts@ci.brooksville.fl.us>; <JSherraden@ci.brooksville.fl.us>
Sent: Thursday, May 03, 2007 1:19 PM
Subject: NORTH AVE.

Please be advised that the surveying for our sidewalk project along North Ave. has started. The surveyors will be going on private property, they have that right by statute. If people call this is only to see if we can get a sidewalk in, NOT A ROAD WIDENING PROJECT.

Emory Pierce, Director
City of Brooksville Public Works
352-544-5465 - voice * 352-544-5470 - fax

5/3/07
PC: 'read' City Hall empl.
CTN 5/2/07

5/3/2007

Karen Phillips

From: "Brenda Frazier" <BrendaF@co.hernando.fl.us>
To: <askerritt@sptimes.com>; <aloder@sptimes.com>; <desk@baynews9.com>; <ferdinand.zogbaum@baynews9.com>; <bvillebelle@tampabay.rr.com>; <cbroadwater@sptimes.com>; <cdocampo@wfla.com>; <hamilton@sptimes.com>; <kmartin@hernandotoday.com>; <rnohte@hernandotoday.com>; <webb@sptimes.com>; <mkruise@sptimes.com>; <mbates@hernandotoday.com>; <mkonrad@sptimes.com>; <ayee@sptimes.com>; <pday@sptimes.com>; <wholt@hernandotoday.com>; <lmarrero@hernandotoday.com>; <chefchipg@yahoo.com>; <barbara@wwjb.com>; "All_Network_Users" <All_Network_Users@co.hernando.fl.us>
Cc: <micki@211tampabay.org>; <511tampabay@traffic.com>; <newstips@wfts.com>; <barbara.ferrara@correctionscorp.com>; <renczkowski_b@hcsb.k12.fl.us>; <crowley_b@hcsb.k12.fl.us>; <barry.goldsmith@noaa.gov>; <desk@baynews9.com>; <beth.kerly@myflorida.com>; <bhite@wfla.com>; <Brenfroee@hernandosheriff.org>; <corr-bcpo@tampabay.rr.com>; <bvillebelle@tampabay.rr.com>; <smccrary@ci.brooksville.fl.us>; <callaghan@doh.state.fl.us>; <DonRichards@ClearChannel.com>; <pat@hernandochamber.com>; <desk@tampabays10.com>; <gmcqueen@tampabays10.com>; <news@wtvt.com>; <diten217@foxtv.com>; <desk@wesh.com>; <newstips@wfts.com>; <desk@wkmg.com>; <news@wfla.com>; <jodra@WFLA.com>; "Cheryl Weston" <CWeston@co.hernando.fl.us>; <cbrennan@chronicleonline.com>; <newsdesk@chronicleonline.com>; <news@970wfla.com>; <dalbert@hometownamerica.com>; <ann.kelly@coxtampa.com>; "Daniel Roberts" <DanielR@co.hernando.fl.us>; <don.stewart@correctionscorp.com>; <dblack@hernandosheriff.org>; <eholzhauser@wrec.net>; <ferdinand.zogbaum@baynews9.com>; <news@>
Sent: Thursday, May 03, 2007 4:54 PM
Subject: Smoke Advisory

PRESS RELEASE
For Immediate Release
Smoke Advisory
May 3, 2007
4:30 PM

Hernando County Fire Rescue has advised that smoke from the wildfires burning in Volusia & Flagler Counties is being pushed across the state by the current weather front. Residents who have respiratory ailments should stay indoors and keep windows and doors closed. Some visibility on roadways may be affected, especially during the early morning hours.

A red flag warning remains in effect until 8 p.m. EDT this evening. Very dry air above the surface is expected to mix down again this afternoon, resulting in long durations of critical relative humidity values. Coastal areas will see some relief from the low humidities as winds turn onshore bringing higher moisture and cooler temperatures later in the afternoon.

Stay tuned to your local media outlets for further updates and/or possible warnings on the smoke advisories across the state.

###

Brenda Frazier
 Community Relations Coordinator
 Hernando County Government
 20 N. Main Street - Room 460
 Brooksville, FL 34601
 (352) 540-6780
 (352) 754-4477 (fax)

*Council
 Read
 Dept. Heads*

5/7/07

5/7/2007

Karen Phillips

From: "Teri McMaster" <t.mcmaster@stpetebeach.org>
To: "Mike Bonfield" <citymanager@stpetebeach.org>; "Elaine Trehy" <e.trehy@stpetebeach.org>; <lawdriscoll@msn.com>; "Ed Ruttencutter" <e.ruttencutter@stpetebeach.org>; "Harry Metz" <h.metz@stpetebeach.org>; "Linda Chaney" <l.chaney@stpetebeach.org>; "Mike Finnerty" <m.finnerty@stpetebeach.org>; "Ward Friszolowski" <w.friszolowski@stpetebeach.org>; "Alice Borrack" <borrack-wildwood@cfl.rr.com>; "Amanda Roberts" <mroberts@dunnellon.org>; "Amelia Preston" <a1presto@stpete.org>; "Barbara Henderson" <hensonb@ci.williston.fl.us>; "Barbara McKenzie" <bmckenzie@mywinterhaven.com>; "Barbara Sessa" <sanantonioflorida@earthlink.net>; "Carol Harrington" <charrington@crystalriverfl.org>; "Catherine Benson" <cbenson@cityofsafetyharbor.com>; "Cathy Davis" <cedavis@stpete.org>; "Cherry Dowdy" <hccityclerk@tampabay.rr.com>; "Cheryl Davis" <cdavis@irbcity.com>; "Christine Gardner" <cgardner@pinellas-park>
Sent: Thursday, May 03, 2007 8:51 AM
Subject: FW: Special Session Dates Changed to June 12 - 22, 2007

Theresa B. McMaster, City Clerk
 City of St. Pete Beach
 155 Corey Avenue
 St. Pete Beach, FL 33706
 (727)363-9220

-----Original Message-----

From: Cyndie.Goudeau@myClearwater.com
 [mailto:Cyndie.Goudeau@myClearwater.com]
Sent: Thursday, May 03, 2007 8:20 AM
To: aluaces@winterspringsfl.org; barbara_mcdaniel@davie-fl.gov;
betty.richardson@leesburgflorida.gov; Sop0166@aol.com;
lannonkm@ci.gainesville.fl.us; lburns@templeterrace.com;
pamela.smith@mysanibel.com; cityclerk@covb.org; Teri McMaster;
bea.meeks@cityofmascotte.com; dfick@hypoluxo.org;
jfreeman@palmettofl.org; jwilliams@cityofsebastian.org;
irstclerk@bellsouth.net; patg@cityofpsl.com; snovack@tavares.org;
vforster@ocalafl.org
Subject: FW: Special Session Dates Changed to June 12 - 22, 2007

-----Original Message-----

From: Theresa M. Zerkle [mailto:theresa@Penningtonlawfirm.com] On Behalf Of Peter M. Dunbar
Sent: Wednesday, May 02, 2007 4:57 PM
To: Goudeau, Cyndie
Subject: Special Session Dates Changed to June 12 - 22, 2007

*PC - [unclear]
 Read
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5/3/2007



CITY OF BROOKSVILLE

Memorandum

cc mail
Dept Hds.
BL
Chron
DUC

TO:

(X) Mayor David Pugh
(X) Vice Mayor Frankie Burnett
(X) Council Member Joe Bernardini
(X) Council Member Lara Bradburn
(X) Council Member Richard E. Lewis

ACTION:

() As you requested
(X) For your information
() Appropriate action
() Review and return
() Review & route

FROM: Stephen J. Baumgartner *slm*
Interim City Manager

DATE: May 3, 2007

SUBJ: National Incident Management Systems (NIMS)
Executive Level Course - May 23, 2007

The Executive Level NIMS (G-402) course will be hosted by the Withlacoochee Regional Planning Council and is scheduled for **May 23, 2007, 9:00 A.M.-1:00 P.M.** at the new EOC facility located on Cortez Boulevard. Please see attached memorandum for more details. If you plan to attend, please RSVP at your earliest convenience.

pc: All Department Heads
David LaCroix, City Attorney

SLM *SP*

5/10/07

BROOKSVILLE POLICE DEPARTMENT

87 Veterans Avenue
Brooksville, Florida 34601

(352) 754-6800
Fax: (352) 754-6809

03-03-07 10:41:03 IN

To: Mary Cason, Utilities Billing Supervisor
Janice Peters, Deputy City Clerk
Laureen Busacca, Construction Project Manager
Gerald Ward, Acting Lieutenant

From: Frank J. Ross 
Chief of Police

Date: May 3, 2007

Re: Letter of Appreciation

I want to take this opportunity to express my sincere appreciation for your involvement in the City Employee Team for City Manager Selection. The team developed excellent questions which challenged the candidates and demonstrated the quality of people we have in the City of Brooksville. We had fun and contributed significant insights on the candidates to the city manager and city council. Working with you as a member of this team was rewarding to me personally. Thank you.

You are to be commended for your willingness to participate in the selection process. Your energy and enthusiasm was refreshing. Thank you for a job well done. I am asking that a copy of this letter be placed in your personnel files.

Cc: All Department Heads

pe: read

5/7/07 LAN 5/21/07

Karen Phillips

From: "Hernando County Chamber" <heather@hernandochamber.com>
To: "Karen" <kphillips@ci.brooksville.fl.us>
Sent: Friday, May 04, 2007 12:07 PM
Subject: Hernando Chambers Official Membership Directory

Dear Chamber Member,

Now is the time to promote your business in the once a year **Official Greater Hernando County Chamber of Commerce Membership Directory**. You will receive a letter in the mail announcing the start of sales to advertise in this fine publication.

Sharon Layhew with Heron Publishing, the official publisher of the Greater Hernando County Chamber of Commerce's Directories and Maps, will be contacting members about advertising. Be sure to take advantage of this opportunity.

For more information call Sharon Layhew at the Greater Hernando County Chamber of Commerce Office at 352-686-5097 or on her cell at 352-816-1005.

Thank you,

Heather Laura

Communications Coordinator
Greater Hernando County Chamber of Commerce
101 East Fort Dade Avenue
Brooksville, FL 34601
(352) 796-0697 ext. 14

Heid

5/9/07
20
cn 5/21/07
2
5/7/2007

Karen Phillips

From: "DOCKERY.PAULA.WEB" <DOCKERY.PAULA.WEB@flsenate.gov>
Sent: Friday, May 04, 2007 3:52 PM
Attach: appoint_questionnaire-Gov.pdf; Boards and Appointments 06-2007.doc
Subject: Gubernatorial Appointments for June

Interested in serving on a State of Florida board, panel, or council? Attached herewith is information regarding vacancies that will be available on several of these boards, panels, and councils within the Governor's Appointment office. Should you find a position of interest, please complete the attached questionnaire and forward to:

Governor's Appointment Office
LL10 The Capitol
Tallahassee FL 32399-0001
Phone: (850) 488-2183
Fax: (850) 921-0733

Please let me know of your interest and application submission. Should you have any questions or require assistance with the application process, please feel free to contact Richard Roy at (863) 413-2900 or roy.richard.s15@flsenate.gov . Thank you for your interest in serving the State of Florida.

Warm Regards,



Senator Paula Dockery
District 15
101 West Main Street, Suite 110
Lakeland, FL 33815
(863) 413-2900
(863) 413-2902 - Fax

fc - lead

5/9/07
88 *CPW 5/21/07*

5/7/2007



CITY OF BROOKSVILLE

Memorandum

B. Wall
BG
FR
KP
TM
Chasen
CC 5/4/07

TO:

(X) Mayor David Pugh
(X) Vice Mayor Frankie Burnett
(X) Council Member Joe Bernardini
(X) Council Member Lara Bradburn
(X) Council Member Richard E. Lewis

ACTION:

() As you requested
(X) For your information
() Appropriate action
() Review and return
() Review & route

FROM: Stephen J. Baumgartner
Interim City Manager

slm

DATE: May 4, 2007

SUBJ: Traffic Calming Alternatives

Emory and Laureen have provided the attached memo as requested on traffic calming devices, which may be of interest to Council.

On my recent trip to Indiana, the suburban cities near Indianapolis have many roundabouts, I probably drove through five different ones.

Their suggestions and information provided may prove valuable in the future.

pc: Bill Geiger, Community Development Director
Frank Ross, Police Chief
Karen Phillips, City Clerk
Tim Mossgrove, Fire Chief

Reed

B

*5/7/07
00
CN 5/21/07*



CITY OF BROOKSVILLE

Memorandum

cc mail
ML
SB
CWH
JUL 5/4/07

TO:

- (X) Mayor David Pugh
- (X) Vice Mayor Frankie Burnett
- (X) Council Member Joe Bernardini
- (X) Council Member Lara Bradburn
- (X) Council Member Richard E. Lewis

ACTION:

- () As you requested
- (X) For your information
- () Appropriate action
- () Review and return
- () Review & route

FROM: Stephen J. Baumgartner
Interim City Manager

slw

DATE: May 4, 2007

SUBJ: Additional Homestead Exemption for Seniors

Please see the attached bulletin from the Property Tax Administration. Municipalities and counties may grant up to a maximum of \$50,000 of additional homestead exemption for any person who has the legal or equitable title to real estate and maintains thereon the permanent residence of the owner, who has attained age 65, and whose household income does not exceed \$20,000 a year. This was recently raised from \$25,000 to \$50,000. At this time, the City does not grant the Seniors' exemption.

If Council is interested in offering this exemption, the Ordinance must be delivered to the Property Appraiser by June 1, 2007.

Due to the Legislature now scheduling a Special Legislature Session on Property Tax Reform that will convene June 12-22, 2007, I would caution that there is much uncertainty on property taxes. My recommendation would be to not adopt this special exemption.

slw
5/7/07
EW
EW 5/4/07

cc/chronol file / F. Ross



CITY OF BROOKSVILLE

Memorandum

TO:

- (X) Mayor David Pugh
- (X) Vice Mayor Frankie Burnett
- (X) Council Member Joe Bernardini
- (X) Council Member Lara Bradburn
- (X) Council Member Richard E. Lewis

ACTION:

- () As you requested
- (X) For your information
- () Appropriate action
- () Review and return
- () Review & route

FROM:

Steve Baumgartner
Interim City Manager

slms

DATE: May 04, 2007

SUBJECT: Governor Crist's Executive Order 07-86
Regarding Wildfire Threat in Florida

Attached is updated information from Tallahassee, forwarded by our Fire Chief Mossgrove, regarding the ramifications of our state's extreme and wide-spread drought conditions.

They feel that this year's drought is three times worse than in 1998.

lead

cm

5/21/07

5/7/07

P

Julie Sherraden

From: "Julie Sherraden" <jsherraden@ci.brooksville.fl.us>
To: <fross@ci.brooksville.fl.us>; <tmossgrove@ci.brooksville.fl.us>; "Mike Walker" <mwalker@ci.brooksville.fl.us>; <mhannigan@ci.brooksville.fl.us>; "Emory Pierce" <epierce@ci.brooksville.fl.us>
Cc: "Stephen Baumgartner" <sbaumgartner@ci.brooksville.fl.us>; "Karen Phillips" <kphillips@ci.brooksville.fl.us>
Sent: Monday, May 07, 2007 1:18 PM
Subject: May 15th Nat'l Peace Officers' Day

Next Tuesday is National Peace Officers' Day - please be sure that any department flags which you are responsible for, are at half staff all day, per Public Law 103-322.

THANKS

Julie Sherraden, Int. Asst. to City Manager
City of Brooksville
jsherraden@ci.brooksville.fl.us
352-544-5407

cc: Mayor and Council
CTN 5/21/07

5/19/07
ja
pc: 'read'
ctn 5/21/07



A'cane Spanne

05-09-07 A11:19 IN

STATE OF FLORIDA
DIVISION OF EMERGENCY MANAGEMENT
"State Emergency Response Team"

JEB BUSH
Governor

W. CRAIG FUGATE
Director

5/8/2007

FEMA-1561-DR-FL
FIPS# 053-08800-00

THERESSA POMERANKE
ASSISTANT TO CITY MANAGER
BROOKSVILLE, CITY OF
201 HOWELL AVE
BROOKSVILLE, FL 34601

Re: Large Project Closeout, Project Worksheet # 1690

Attached you will find the Federal Emergency Management Agency (FEMA) Closeout Letter and FEMA Voucher Analysis for the above referenced large project. This project is closed.

Should you disagree with FEMA's actions, you have the right to appeal in accordance with 44 CFR, §206.206. You may file an appeal within 60 days of receipt of this correspondence to the Grantee, State of Florida, Department of Community Affairs. The appeal should be addressed as follows:

W. Craig Fugate, Director, Division of Emergency Management
Attention: Gary Freerksen, State Public Assistance Officer
100 Sunport Lane, Orlando, FL 32809

The appeal must contain documentation supporting the applicant's position and the applicable provisions in Federal Law, regulation, and/or policy.

If you have any questions or require additional clarification regarding this determination, please feel free to contact Gary Freerksen, State Public Assistance Officer, at (407) 268-8899 or via email to gary.freerksen@dca.state.fl.us.

Respectfully,

Charles S. Shinkb

W. Craig Fugate, Director
Division of Emergency Management

WCF/JH/GF/mv

Attachment: FEMA Large Project Closeout

pc: 'read'
Steve
Karen
Jim
Autumn
plz. adv.

2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100
Phone: 850.413.9969 Suncom: 850.293.9969 FAX: 850.488.1016
Internet address: <http://www.FloridaDisaster.org>

LONG TERM RECOVERY OFFICE, 36 Skyline Dr. Lake Mary, FL 32746
Phone: 407.268-8899 FAX: 407.268-8977

2/19/07 *CTN 5/21/07*



STATE OF FLORIDA
DIVISION OF EMERGENCY MANAGEMENT
 "State Emergency Response Team"

CHARLIE CRIST
 Governor

W. CRAIG FUGATE
 Director

May 7, 2007

Steve B -
 Mr. Richard E. Anderson, Assitant to City Manager
 City of Brooksville
 201 Howell Avenue
 Brooksville, FL 34601

FEMA-1545-DR-FL
 FIPS No. 053-08800-00
 Package 182

Dear Mr. Anderson:

Attached is a copy of the Federal Emergency Management Agency (FEMA) Package referenced above, which denotes funding for disaster damages as a result of Hurricane Frances.

Should you disagree with FEMA's determination, you have the right to appeal in accordance with 44 CFR, §206.206. You may file an appeal within **60 days** of receipt of this correspondence to the Grantee, State of Florida Division of Emergency Management. The appeal should be addressed as follows:

W. Craig Fugate, Director, Division of Emergency Management
 Attention: Gary Freerksen, State Public Assistance Officer,
 36 Skyline Drive, Lake Mary, FL 32746,

The appeal must contain documentation supporting the Applicant's position and the applicable provisions in Federal Law, regulation, and/or policy.

Reimbursements for large projects (in excess of \$54,100) must be requested by the subgrantee. This may be accomplished via our website, www.floridapa.org, by submitting a Request for Reimbursement (RFR) and a Summary of Documentation (SOD) or Request for Advance (RFA) and Schedule of Projected Expenditures (SOPE). Throughout the Grant Management process, our website can be utilized to research up-to-date status and submit further requests. For further details on the payment process, please visit www.floridapa.org/applicant/payment.cfm or see Article VI, paragraph A of your Disaster Relief Funding Agreement.

*pc: 'read'
 Karen
 Jim
 Autumn ~ please advise*

2555 SHUMARD OAK BOULEVARD TALLAHASSEE, FLORIDA 32399-2100
 Phone: 850.413.9969 Suncom: 850.293.9969 FAX: 850.488.1016
 Internet address: <http://www.FloridaDisaster.org>

LONG TERM RECOVERY OFFICE 36 SKYLINE DRIVE LAKE MARY, FLORIDA 32746
 Phone: 407.268.8899 FAX: 407.268.8977

5/9/07 atw 5/21/07

cc mail
SB
Chron
cc 5/8/07



CITY OF BROOKSVILLE

Memorandum

TO:

(X) Mayor David Pugh
(X) Vice Mayor Frankie Burnett
(X) Council Member Joe Bernardini
(X) Council Member Lara Bradburn
(X) Council Member Richard E. Lewis

ACTION:

() As you requested
(X) For your information
() Appropriate action
() Review and return
() Review & route

FROM: Stephen J. Baumgartner
Interim City Manager

[Signature] **DATE:** May 8, 2007

SUBJ: Brooksville Fire Department's Wildfire Deployment Update

Attached is a detailed e-mail from Fire Chief Mossgrove, updating us on the deployment (May 7th) of personnel and equipment to assist in the containment and/or eradication of brush fires in northeast Florida.

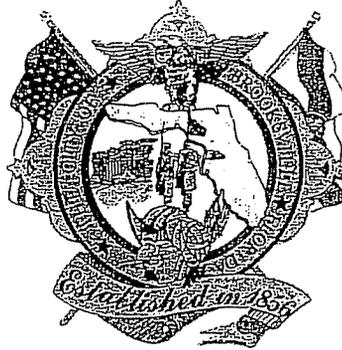
We will continue to keep you updated.

G:\WP_WORK\Crobe\CITY COUNCIL 2007\fire dept wildfire deployment wpd

[Handwritten initials]

5/9/07
[Handwritten initials] cmw 5/21/07

City of Brooksville



BE/SB/IDL
Cowan/PC

(352) 544-5400 (Phone)
(352) 544-5424 (Fax)
(352) 544-5420 (TDD)

May 8, 2007

Boyce E. Tincher

Re: Formal Due Process Hearing

Dear Mr. Tincher:

In my March 23, 2007 Pre-Disciplinary letter to you, you were to advise me in writing on or before 5:00 P.M. on April 6, 2007 whether you desired to have a Hearing. Since I have not heard from you, I will proceed to schedule a Hearing.

Please refer to Section 9B.03 Alternative Procedure which is enclosed. It explains the procedures that we need to follow. I have set the Hearing before the City Manager or a Hearing Officer designated by the City Manager. It will be held as follows:

Date: June 21, 2007

Place: Brooksville City Hall Chambers

Time: 1:00 P.M.

Issue: City Manager or Hearing Officer shall consider the evidence before him and make Findings of Fact and Conclusions of Law concerning disciplinary action against you as outlined in the Pre-Disciplinary Letter dated March 23, 2007.

No later than June 14, 2007 (seven [7] days prior to Hearing), you and Bill Geiger, Community Development Director are requested to comply with Personnel Policy Manual (PPM), Section 9B.03(C). In addition, at the same time, you are both required to provide each other with a copy of any documents, except rebuttal documents upon which you intend to rely at the Hearing. Also at the same time, you both need to supply me with a copy of whatever you supply each other.

pc lead
5/9/07
COW 5/21/07

BROOKSVILLE HOUSING AUTHORITY

800 Continental Drive

Brooksville, Fl 34601

Phone: (352) 796-6547

(352) 796-6517

Fax: (352) 796-4899

bdfetrow@tampabay.rr.com

BILLYE FETROW

Project Manager

City Council
City of Brooksville
201 Howell Ave.
Brooksville, FL 34601
Attn: Mayor David Pugh
Matter of High Urgency

Dear Mr. Pugh:

The Board of Commissioners of the Brooksville Housing Authority has directed me to write this letter asking if the City of Brooksville would consider loaning the Brooksville Housing Authority the sum of \$500,000.00.

At this time we would like to leave it to the City to determine the length of the loan, should they determine to grant it to us.

We would present for the City's consideration, the fact that Federal subsidies have been cut for the last 3 years; and although we do not anticipate large subsidy cuts in the future; we can only anticipate that they will at the very least not go up appreciably. We would also present the fact that this being a Federal program we cannot have a lien against our property. This puts the City in the position of, essentially, agreeing to what could under the worst circumstances amount to a grant.

Having the responsibility of paying the Authority's bills at this time, I believe that \$2,000 would be the absolute ceiling we would be able to pay at any given time in the foreseeable future in any given month.

The Board has also directed that this office aggressively search for and pursue any and all grant opportunities available, which we are doing. We have Lane Electric working on the problems at Summit Villas and have employed both an Electrical Engineer and an Engineer Consultant firm to help us determine the degree of problems we are facing, not only at Summit Villas but also at Hillside Estates. The major determination here is whether we are facing absolute "emergency" or simply "urgency" situations. How we are allowed by law to approach the situations, from that point on, will determine our actions.

The office of the Brooksville Housing Authority has, at this time, four (4) grants that will be applied for by June 8, 2007 and we are searching the internet for more at least twice a

PC: COUNCIL
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5/3/07 4:42 IN ?
CM Stuber of Agent

David La Croix

Attorney

*Land Use Planning
and Zoning
Local Government Law
Appellate Practice*

*Post Office Box 381
Brooksville, FL 34605
Tel. & fax: (352) 382-1373
davidlac@earthlink.net*

MEMORANDUM

TO: Frankie Burnett, Council Member

FROM: David La Croix, City Attorney

SUBJECT: City Liability for Actions of Housing Authority

DATE: May 10, 2007

The City of Brooksville and its Council have no statutory liability for any actions (or inaction) of the Brooksville Housing Authority, which is a special district created by the State and a separate legal entity from the City.

The only other ways the City can be liable to someone is through the negligence of its officers and employees, through the intentional tortuous acts of its officers and employees acting in their official capacities, and through lawful contracts entered into by the City.

No entity or individual can be liable for negligence except where the law places a duty on the entity or individual and that duty is negligently performed (or the entity or individual negligently fails to perform it). The City has assumed no duties with regard to the Housing Authority and the law places upon the City no such duties.

Since the City has no obligation or duty with regard to the Housing Authority, no City employee or officer is acting in his or her official capacity with regard to any business of the Housing Authority.

The City has not contracted to assume any duty or obligation on behalf of the Housing Authority; therefore, the City has no contractual liability with regard to any business of the Housing Authority.

Even though the Housing Authority is subject to the City's zoning, building code, and other ordinances, the same as any other property owner in the City, the City and its officers and employees

*✓ City 5/10/07
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CITY OF BROOKSVILLE
Community Development Department
Monthly Activity Report
March 2007



CATEGORY	This Month March 2007	Fiscal Year to Date 10/01/06 - 3/31/07	This Month Last Year (March 2006)	Last Fiscal Year to Date 10/01/05 -3/31/06
Building/Development Reviews	88	267	46	149
Occupational Licensing Reviews	9	90	11	72
Zoning Research Responses	66	378	62	301
Variances	2	3	0	5
Special Exceptions	2	6	0	2
Re/Zoning Amendments	2	8	0	2
Annexation	0	1	0	3
Conditional Plat	0	2	1	0
Final Plat	0	2	1	2
PDP Master Plan SEU/Zoning	0	6	0	0
Comprehensive Plan Amendments	0	1	0	0

Author's

PE 'lead'

OK 5/21/07

Julie Sherraden

From: "Hernando County Fairgrounds" <info@hernandocountyfair.com>
To: " Board of County Commisioners" <dcox@co.hernando.fl.us.>; "Bill Sims " <leaphire@yahoo.com>; "Brooksville City Council" <jsherraden@ci.brooksville.fl.us>; "Cathy DeHoff" <cdehoff@pasco.k12.fl.us>; "Craig Fulmer " <cfulmer@cutlerdb.com>; "Daina Simons " <dsimons64@peoplepc.com>; "Dana Hurst" <haroldsautocente@bellsouth.net>; "Davé Russell " <drussell@co.hernando.fl.us>; "Deb Pedone" <DPedone@sptimes.com>; "Deidre Fletcher" <htlbrooks@aol.com>; "Don Page " <dpage@cortezcommunitybank.com>; "Jan Knowles " <janknowles@earthlink.net>; "Joe Bernardini " <joeb433@bellsouth.net>; "John Mitten " <01657@chick-fil-a.com>; "Joy Jackson" <flcrackerjack@hotmail.com>; "Judy Mamo" <jmamo@cortezcommunitybank.com>; "Nancy Moores " <nancym@co.hernando.fl.us>; "Richard Nugent " <rnugent@hernandosheriff.org>; "Sandi Nicholson " <snicholson@nicholson-engineering.com>; "Tammy Fincher" <ILOVEILLUSION07@AOL.COM>; "Tim Hill " <spfdtim7@aol.com>; "Tommy Clark" <BRYANT.CLARK@PGNMAIL.COM>
Sent: Wednesday, April 11, 2007 1:30 PM
Subject: Minutes March 8 (2)

Minutes March 8, 2007
Hernando County Fair Assn.

Meeting was called to order at 6:12pm by President Nancy Moores. A moment of silence was observed and Moores led the group in the Pledge of Allegiance.

The **Secretary's report** was presented and Joe Bernardini made the motion to approve the minutes. Motion carried.

The **Treasurer's report** was presented and Dana Hurst made the motion to approve the report. Motion carried.

Old Business:

The settlement regarding the **new road** behind the Fairgrounds is still being worked on. The **roof** situation on the auditorium is still on hold pending finalization on the lease. The **old bill from DPW** is still being worked on. No resolution on these matters yet.

Bylaws were discussed at length with minor changes being made to the final draft. A clean copy will be provided for the next meeting. Motion was made by John Mitten to approve with the discussed changes. Motion carried.

Chick fil A has agreed to produce a hold harmless agreement for the Explorers to distribute while doing the parking at the Fair. The parking price has been raised to \$2 with all proceeds going to the Explorers.

Hernando County Cattleman's Association and Hernando County Fair Assn. has come to an agreement outlining the use of buildings on the grounds, monies collected and disbursed regarding the Livestock Show held at the Fair. The agreement was made between the executive boards of both associations and then approved separately by the entire membership of the Cattleman's Association. The Hernando County Fair Association will maintain control over all buildings on the property with the Cattleman's Association being allowed to maintain exclusive use of the Cattleman's Kitchen for their use and keep their tables and miscellaneous items in the Kitchen. Special consideration of the Fair Association rates will be given in the future for the Cattleman's Rodeo if they choose to move back to the Fairgrounds.

pl. read'
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4/12/2007

BROOKSVILLE HOUSING
AUTHORITY

5:15 P.M.

MARCH 12, 2007
REGULAR MEETING

The meeting was called to Order at 5:15 by Chairman Gertrude Mobley.

All in attendance stood and Prayer was offered by Member Paul Boston, all then turned to the flag and recited the Pledge of allegiance.

The Chairman then called the Roll. In attendance were: Chairman Gertrude Mobley, Vice Chairman Allen Rhodes, Members: Helen Fleming, Onnie O'Banner, Paul Boston, Donnamaria Lopez and Carl Pilcher. Also in attendance were, Authority Attorney Charlie Luckie, Interim Director Donald Singer, Project Manager Billye Fetrow, Newly elected Tenant Association Chairman Marie Maggette and Co-Chairman Lawrence Cobb, Mr. Harold Billings & Mr. Jim Lane.

Minutes for February were brought to the attention of the Board. After consideration, Member Pilcher made the motion to accept the Minutes as amended. Member Donnamaria Lopez Seconded the motion. All in favor. The motion passed unanimously.

Ms. Fetrow then gave her report on the vacancies/move-ins/move-outs/ and transfers. At this time we have only two apartments unrented. Member Fleming made the motion to accept the report. Vice Chairman Rhodes seconded. All in favor. The motion passed unanimously.

The Board left the agenda at this point to discuss the problems at Summit. The electrician Mr. Jim Lane had made up informative folders describing in some detail the problems he had encountered. He had included pictures of some of those problems. Mr. Lane included a cover letter, which was read by all, Mr. Lane then explained the pictures included in the report. The discussion then turned to manners in which the Authority could endeavor to pay for the repairs obviously necessary, CFP funds – possible SHIP deferred 20 year loan – The discussion ranged widely concerning the danger at Summit, the possible solutions involving staff, money through HUD, the county as well as the tenants being moved out as soon as possible – other possible partial solutions being FEMA? SHIP? CFP? Any or possibly all.

Mr. Luckie advised the staff not to go to the tenants and warn them of dangers.

Vice Chairman Rhodes makes the Motion to advise staff to seek additional funds and contact other communities to take some tenants if it becomes necessary and any other steps possible if and when necessary. Member Fleming Seconds. Vote is 5 in favor with 1 against. Motion passes.

Discussion of the PILOT – The \$500 for this year was waived.

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MINUTES

Firefighters' Pension Trust Fund Board of Trustees

March 29, 2007

The Firefighters' Pension Trust Fund Board of Trustees met on Thursday, March 29, 2007, at the City Council Chambers, 201 Howell Avenue, Brooksville, Florida.

CALL TO ORDER: The meeting was called to order by the Chairman at 5:45 p.m.

PRESENT: Present at the meeting were Chairman Timothy A. Mossgrove; Gerald E. Ward, Vice Chairman; Frank Phillips, Secretary, Regina Martin and Paul Babcock. Bryan Bakardjiev of Bogdahn Associates, and Susan Mae McCrary, Secretary. Steve Guckian, retiree, was in the audience.

ELECTION OF OFFICERS:

Chairman

Frank Phillips nominated Tim Mossgrove for Chairman. There were no other nominations.

Motion: Motion to select Tim Mossgrove for Chairman made by Frank Phillips; seconded by Paul Babcock, voted upon and carried. 5-0. Tim Mossgrove to serve as Chairman.

Vice-Chairman

Frank Phillips nominated Gerald Ward for Vice-Chairman. There were no other nominations.

Motion: Motion by Frank Phillips to select Gerald Ward as Vice-Chairman; seconded by Regina Martin; voted upon and carried unanimously. Gerald Ward to serve as Vice-Chairman.

Secretary

Regina nominated Frank Phillips for secretary. There were no other nominations.

Motion: Motion made by Regina Martin to select Frank Phillips as secretary; seconded by Gerry Ward, voted upon and carried unanimously. Frank Phillips to serve as secretary.

MINUTES OF MEETING OF DECEMBER 6, 2006

Motion: Motion made by Frank Phillips to approve the Minutes as written; seconded by Gerry Ward, voted upon and carried unanimously.

BOGDAHN AND ASSOCIATES

Performance Monitoring for period ending December, 2006.

Brian Bakardjiev of Bogdahn stated that the Investment Policy Statement as prepared has not been signed. Mrs. McCrary had advised that the new policy statement has not been completed.

He stated that the performance of Dana and Agincourt have been good for the last quarter. He went over the report. The rate of return is 4.68% for the 4th quarter. It is five months since Dana and Agincourt took over the investments. He stated that the portfolio needed to be rebalanced to the 60%.

Motion: Motion made by Paul Babcock to rebalance the asset allocations; seconded by Gerald Ward, voted upon and carried unanimously. 5-0.

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**METROPOLITAN PLANNING ORGANIZATION BOARD
HERNANDO COUNTY**

FEBRUARY 1, 2007

The Metropolitan Planning Organization Board met in Regular Session in the John Law Ayers Room, Government Center, Brooksville, Florida, on Thursday, February 1, 2007, at 9 a.m. Members present were: David D. Russell, Jr., Chairman; Christopher A. Kingsley, Vice Chairman; Rose Rocco, Diane B. Rowden and Jeff Stabins, Commissioners; Frankie Burnett, City of Brooksville representative; and Bob Clifford, Department of Transportation representative. Staff members present were: Garth Collier, County Attorney; Dennis Dix, MPO Coordinator; Larry Jennings, Deputy County Administrator; Hugh Pascoe, MPO Planning Advisor; and Tina Martinson, Secretary.

The meeting was called to order at 9 a.m. by Chairperson Rowden, followed by the Pledge of Allegiance.

MPO - Agenda - Approval of Amended Agenda

The Agenda for February 1, 2007, was submitted for approval.

MPO Coordinator Dennis Dix advised that Item D-4 had been added to the Agenda to discuss pending legislative issues that may impinge the functions and responsibilities of the West Central Florida Chairs Coordinating Committee.

Chairperson Rowden stated that she would accept a Motion for approval of the Agenda.

Motion

Comm. Stabins so moved; seconded by Mr. Burnett and carried 5-0.

Minutes - MPO - Approval of Regular Meeting of December 7, 2006

The Minutes for the Regular Meeting of December 7, 2006, were submitted for the Board's approval.

Motion

Comm. Kingsley moved to approve; seconded by Comm. Rocco and carried 5-0.

MPO - Officers - Election of Officers and Approval of Liaison Appointments for 2007

Chairman

Chairperson Rowden stated that she would accept nominations for the 2007 Chairman.

Comm. Stabins nominated Comm. Russell, given his experience in service and transportation issues at the State level.

Chairperson Rowden closed nominations.

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**METROPOLITAN PLANNING ORGANIZATION BOARD
HERNANDO COUNTY**

APRIL 3, 2007

The Metropolitan Planning Organization Board met in Regular Session in the John Law Ayers Room, Government Center, Brooksville, Florida, on Tuesday, April 3, 2007, at 10:40 a.m. Members present were: David D. Russell, Jr., Chairman; Christopher A. Kingsley, Vice Chairman; Rose Rocco, Diane B. Rowden and Jeff Stabins, Commissioners. Staff members present were: Garth Coller, County Attorney; Dennis Dix, MPO Coordinator; Larry Jennings, Deputy County Administrator; Gary Kuhl, County Administrator; and Sherry Crum, Secretary.

City of Brooksville Representative David Pugh was not present.

The meeting was called to order at 10:40 a.m. by Chairman Russell.

MPO - Agenda - Approval of Agenda

The Agenda for April 3, 2007, was submitted for approval.

Chairman Russell stated that he would accept a Motion for approval of the Agenda as presented.

Motion

Comm. Stabins moved to approve; seconded by Comm. Rocco and carried unanimously.

Consultant Work Scope - Congestion Tracking System - Approved and Authorized Staff to Issue Notice to Proceed to Tindale-Oliver & Associates, Inc.

Transportation Planning Coordinator Dennis Dix reported that the staff had requested that the MPO Consultant, Tindale-Oliver & Associates, Inc., provide a Congestion Tracking Work Scope. The primary function would be to assist the County in its effort to maintain an appropriate and defensible Transportation Concurrency Tracking System. Elements of the scope included: (1) Data Collection and Staff Review; (2) Development of Updated Traffic Impact Study Procedures, Facility Congestion Review Procedures and Comprehensive Plan Amendments; (3) Staff Review Meetings and Finalize Work Products; (4) Develop Congestion Tracking System and Review Process and Annual Monitoring Process; and (5) On-Call Support. The project had an upset limit of \$66,870 and was to be completed by July 1, 2007. The work task was budgeted under the Unified Planning Work Program, 3.7 Long Range Plan Update, 3.8 Congestion/Mobility Management System, and 3.6 Special Projects Tasks which were primarily funded with Federal revenue.

The staff requested that the Board approve the Congestion Tracking System Work Scope in the amount of \$66,870, and authorize the staff to issue a Notice to Proceed to Tindale-Oliver & Associates, Inc.

Chairman Russell questioned if, due to its planning nature, this would place the County in a better posture with the Department of Transportation (DOT) to receive matching funds.

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**MINUTES – WITHLACOCHEE REGIONAL WATER SUPPLY AUTHORITY BOARD
OF DIRECTORS MEETING, APRIL 18, 2007**

DATE: April 18, 2007
TIME: 4:30 p.m.
PLACE: Sumter County Courthouse
Commission Meeting Room 222
209 N. Florida Street
Bushnell, FL 33513

MEMBERS PRESENT

Joyce Valentino, Citrus County Commissioner
Gary Bartell, Citrus County Commissioner
Richard Hoffman, Sumter County Commissioner
Rose Rocco, Hernando County Commissioner
Mike Francis, Sumter County Commissioner
Kent Guinn, Ocala City Councilman

MEMBERS ABSENT

Dennis Damato, Citrus County Commissioner
Dale Swain, Bushnell City Councilman
Sophia Diaz-Fonseca, Inverness City Councilwoman
Joe Bernardini, Brooksville City Councilman
Diane Rowden, Hernando County Commissioner
David Russell, Hernando County Commissioner
Christopher Kingsley, Hernando County Commissioner
Daniel Owen, Ocala City Councilman

OTHERS PRESENT

Jack Sullivan, Executive Director
Larry Haag, WRWSA Attorney
Barbara Sullivan, Recording Secretary
Jimmy Brooks, SWFWMD
Pete Hubbell, Water Resources Associates
Alys Brockway, Hernando County Utilities

Agenda Item #1 Call to Order

Chair Joyce Valentino called the meeting to order at 4:32 p.m.

Agenda Item #2 Roll Call

Jack Sullivan, Executive Director, called the roll and a quorum was declared present.

Agenda Item #3 Introductions and Announcements

Mr. Sullivan also introduced members of the public and welcomed them to the meeting.
Mr. Sullivan made the following announcements:

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Boots & Pearls Special Event Meeting

Youth and Family Alternatives, Inc.

DRAFT

Citrus, Hernando and Sumter Counties

April 23, 2007 minutes

Attendees:

Bernadette Huff

Jean Rags

Diane Rowden

James J. Simms

Glenn Parkinson

Mark Phillips

WELCOME/INTRODUCTIONS

Introductions were made around the table.

Jim gave a report on some of the members who were absent at this meeting. Danielle Damato will be leaving the Citrus County Sheriff's office and will pass on the packet that Gloria Gorby had sent out. She will see if Sheriff Dawsy is in favor of assigning someone else to attend meetings. The sheriff's office did send a \$ 1250 check for the Boots and Pearls event. Gloria will ask Committee members in the emails to please RSVP their attendance to the meetings.

Committee Reports

Publicity Committee: Jim reported he did speak with Vicki Chansler

from Bright House regarding the on-line grant. She had already received our request for Table Sponsorship and it appears YFA will receive support. Vicki offered in addition free air time for advertising. Jim sent in a two page application for the free air time for all three shelters. He doesn't know of the amount of time that would be available. Jim reported that Trinity Rotary had sent in a \$1,000 as a table sponsor. Letters had been sent out to supporters from the last event. As mentioned above the Citrus Sheriff's Office also sent in a check for \$1250. Jim reported that he had sent Mr. Schraut an invoice for last year's delinquent pledge. He has also offered a 4 day vacation in a cabin in Georgia for this year's auction. Along with a thank you letter and invoice, a table sponsor flyer and form were enclosed. A thank you letter was sent out to Alan Stotz from Vulcan Construction along with an invoice for last year's pledge. A flyer and table sponsor form was also sent. Commissioner Rowden reported that Tom Barb from the Brooksville Hospital will be sending a check also for the event. Glenn Parkinson contacted the auctioneer and questioned if a contract was necessary. He was told something would be sent to him but he has not received anything as of this meeting. Jim will follow up on this. It was suggested that the need to have something in writing would be a good idea.

Jean suggested a press release on the Boots and Pearls event be sent to the papers and have it run everyday if possible until the event. Jean said the St. Pete Times and Tampa Tribute will run a free press release. Jim will send the press release out to the newspapers. Jean suggested a couple of radio stations will also run a press release if faxed to them every day. Jim will look up the names of the stations for the press releases.

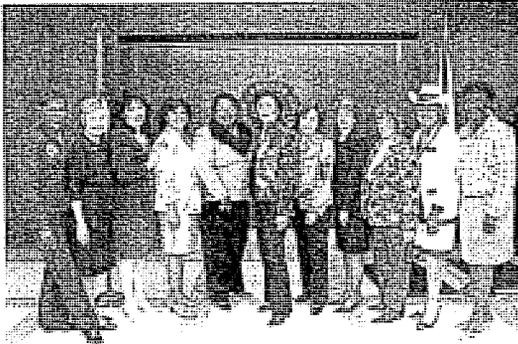
Jim will call Vicki Chansler to follow up with her on free air time. They did ask if we had a 30 second PSA which we don't. Jean suggested to contact Rick Fate and ask him do one for us.

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CIN 5/21/07

Senator Paula Dockery

This Week In The Senate

April 23-27, 2007



The Women of the Florida Senate
Senators Dawson, Lynn, Storms, Dockery, Bullard,
Argenziano, Rich, Carlton, Margolis, Wilson, Joyner

Rogue Foreign Governments Will Face Florida Financial Action

Two defiant nations notorious for state sponsored terrorism could face the investment loss of the fourth largest pension fund in the United States under legislation passed by the Senate this week. "The Protecting Florida's Investments Act," SB 2142 sponsored by Sen. Ted Deutch, will now go to the House for a vote.

The bill requires Florida's public pension funds to review and divest their holdings in companies invested in Iran's energy sector or in companies with business ties to the government of Sudan and calls on the pension fund managers to review their holdings in mutual funds, index funds, or other commingled investments, and identify ways to create alternative funds without holdings in these companies.

Iran has had a series of sanctions, embargos and loan restrictions unanimously voted on from the United Nations Security Council. The Darfur region of Sudan has been torn by violence since 2003, with African tribal rebels being targeted by militias that observers say are supported by the government. At least 400,000 people have died and 2.5 million have become refugees.

Senator Dockery's Bills on the Move SB 1448 - Service Members/Dependents

Passed the SENATE on Thurs. by a vote of 39-0
Will now go to the House for a vote

SB 680 / HB 645 - High Growth Capital Outlay

Passed the SENATE on Fri. by a vote of 38-0
Will now go back to the House for a vote

SB 2520 - Behavioral Health Pilot Program

Passed Criminal Justice on Monday, 9-0

SB 1174 - Trust in Elections/Paper Trail

Passed Judiciary on Monday, 7-2

Protecting Florida's Consumers

The Senate this week passed legislation designed to lower cable prices for Florida's consumers. The bill facilitates competition among cable providers by making it easier for them to join Florida's market. As opposed to obtaining an individual license for each city or town providers will be able to obtain a single statewide license with the Department of State. This will facilitate competition among cable companies. The bill allows companies to bundle services, stimulating competitive prices. All of these components are aimed at providing lower rates for Florida consumers. Individuals living in lower income neighborhoods will be protected from discriminatory practices by the Florida Department of Legal Affairs. The Attorney General will have the authority to investigate and fine any cable company guilty of discriminating against neighborhoods.

Truth in Government

During the Legislative Session the halls of the Capitol are full of lobbyists, local govt officials, and citizens who have come to advocate an issue. Lawmakers rely on the information provided by individuals and groups to make decisions that affect everyone in Florida. This week the Senate passed the Truth in Government Act, SB 2196, which requires that legislators and individuals being paid to testify be sworn in when addressing a legislative committee. Under this bill, if an individual, including a legislator, knowingly lies before a committee, they can be criminally charged with perjury. As the Sunshine State, Florida is known for "government in the sunshine." The people of Florida deserve a government that operates openly and honestly.

Committee Assignments:

Law & Justice Policy & Calendar Committee, Chair
Military Affairs & Domestic Security, Chair
Environmental Preservation
Health Policy
Transportation
Education PreK-12 Appropriations
Rules
Public Service Commission Oversight

District Office:

101 W. Main St., Suite 110
Lakeland, FL 33815
(863) 213-2900
Staff:
April Mucci
Laura Arnolds-Patron
Matt Hinton
Richard Roy

Capitol Office:

314 Senate Office Building
404 South Monroe St.
Tallahassee, FL 32399
(904) 487-5040
(888) 263-3672 Fax
Email: dockery.paula.web@flsenate.gov

For more information on Senator Dockery or the Florida Senate, go to www.flsenate.gov

PC: 'read'
5/1/07 SWS
rth 5/2/07



Senator Dockery presiding over the Senate Chamber

Smart Energy Policy

Climate change, high gas prices, and dangers to the environment have recently dominated the headlines. We can all agree that finding efficient, safe energy policies is the smart thing to do, and that conservation is the responsible thing to do. This year I filed legislation to increase our focus on the use of solar energy. The ideas contained in my bill were rolled up into the comprehensive energy package, which was passed this week by the Legislature.

House Bill 7123/Senate Bill 996 creates tax exemptions for energy efficient products and biofuels, and rebates on solar energy systems. The package's farm-to-fuel grants program provides renewable energy matching grants. In addition to these incentives for Florida businesses to consume responsibly, the state will set an example for conservation under a provision requiring that future state, county, municipal, and public community college buildings must be built according to responsible energy standards.

Legislature Passes State Budget

The budget is the one bill the Florida Legislature is constitutionally required to pass every year. The Senate this week unanimously approved the 2007-08 budget. Due to a cooling economy, there was less to spend, so the Senate carefully considered how to best target every dollar. The budget, also passed by the House of Representatives, now awaits the Governor's approval.

The following are highlights of the \$71.9 billion budget:

- \$22.5 billion for education, a 4.9% increase over current education funding. This includes a \$455 per-student increase, as well as \$147.5 million for teacher performance pay; \$599.9 million increase in operating funds for class size reduction; and a 5.6% increase over the current higher education budget.
- \$24.3 billion for health care, including \$54.9 million for smoking cessation and prevention programs and KidCare funding for 31,000 new children.
- \$200 million in cash and bonds for Everglades restoration, funding that will be matched dollar-for-dollar by the South Florida Water Management District.
- \$4.9 billion for public safety, including 252 full-time equivalent positions and \$44.7 million for the increase in the prison population; \$164.4 million for construction costs for 8,019 prison beds; and 50 positions and \$4 million to the team that investigates and prosecutes Internet crimes against children.
- \$50 million for seaports and \$23.9 million for economic incentives programs, designed to build Florida's future by making wise investments today.

Senator Dockery's Bills that passed both Senate and House

Will now go to Governor Crist for his signature

- SB 146 - Anti-Murder (already signed into law)
- SB 184 - Strangulation
- SB 1160 / HB 621 - University Naming
- SB 2052 - Solid Waste
- SB 1448 - Service Members/Dependents
- SB 886 - Open Government/Building Records
- HB 777 - Polk Transit Authority
- HB 1095 - Toho Water Authority (Polk/Osceola)

Local Bills

Two local bills for District 15 passed this week. HB 777 creates the Polk Transit Authority for the cooperation of mass-transit between the current entities in Polk County. HB 1095 allows Polk County to join the Toho Water Authority in Osceola County in order to provide services to the Poinciana area in both Polk/Osceola counties.

Committee Assignments:

Law & Justice Policy & Calendar Committee, Chair
 Military Affairs & Domestic Security, Chair
 Environmental Preservation
 Health Policy
 Transportation
 Education PreK-12 Appropriations
 Rules
 Public Service Commission Oversight

District Office:

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 Laura Arnolds-Patron
 Matt Hinton
 Richard Roy

Capitol Office:

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 404 South Monroe St.
 Tallahassee, FL 32399
 (850) 487-5040
 (888) 263-3672 Fax

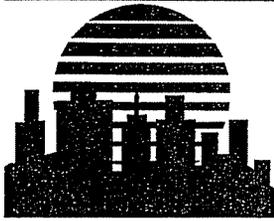
Email: dockery.paula.web@flsenate.gov

For more information on Senator Dockery or the Florida Senate, go to www.flsenate.gov

5/18/07

De: Ann

etn 5/18/07



DATAGRAM

a publication of the
FLORIDA LEAGUE OF CITIES, INC.

April 30, 2007
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P.O. Box 1757 • Tallahassee, FL 32302-1757 • www.flcities.com
(850) 222-9684 • 1-(800) 342-8112 • Suncom 278-5331

PLEASE COPY AND DISTRIBUTE TO ALL APPLICABLE PERSONS:

Mayor _____ All Council members _____ Managers _____ Clerk _____ Attorney _____ Finance Director _____

Institute for Civic Leadership

The Florida League of Cities will sponsor the second Institute for Civic Leadership workshop June 29, 2007, from 9:00 a.m. - 3:30 p.m. in Tampa. The institute was created to help municipal officials who are considering running for a legislative seat learn about important statewide issues as well as campaign strategies and techniques.

The seminar is free to all municipal officials. It will focus on political campaign strategies and the budget process in Florida. Please RSVP by June 15 to Rose Hall at (850) 222-9684 or rhall@flcities.com.

Call for Nominations: Municipal Official Lifetime Achievement Award

Nomination forms for the E. Harris Drew Municipal Official Lifetime Achievement Award have been mailed to all cities (addressed to the attention of the city manager or city clerk). If your city has an elected official who has performed in an outstanding manner and has made an unusual and lasting contribution to the improvement of municipal government, and your city wishes to nominate him or her for this award, complete the nomination form and return it to the League by June 15, 2007. All elected municipal officials are

eligible for this award, which will be presented during the League's annual conference August 16 - 18, 2007, in Orlando. For additional information, contact Linda Bridges (lbridges@flcities.com) at the League office.

League's Institute for Community Housing Program Seminars

There are three more Florida League of Cities Institute for Community Housing (ICH) Program seminars scheduled. "Funding 101" will be held June 15; "Preservation" will be held July 20; and a wrap-up session will be held August 16. The seminars will all be in Orlando. The League's ICH Program is a series of educational seminars facilitated by national and state housing experts. The seminar costs \$50 for each participant and includes breakfast, lunch and workshop materials. You may register online at www.flcities.com (see FLC Institute for Community Housing under "News & Hot Links") or contact Rose Hall (rhall@flcities.com) at the League office to receive a registration form.

Successful Citizen Advisory Boards and Committees Workshop

The Florida League of Cities and the Florida Conflict Resolution Consortium will present "Successful Citizen Advisory Boards and Committees," on

June 29 in St. Augustine and July 13 in DeFuniak Springs. Participants will learn how to channel conflict into constructive cooperation, solve seemingly impossible problems, save city dollars, build public and private support, build their political support and utilize citizen volunteer time productively. The Florida Conflict Resolution Consortium and the John Scott Dailey Florida Institute of Government at the University of Central Florida have designed this interactive workshop for elected officials, administrators and other leaders who want their citizen boards and committees to be more productive. Participants will leave with new insights and the materials needed to make a difference. Contact Jan Piland at the League office for registration and other information at (850) 222-9684 or jpiland@flcities.com.

FMIT Fraud Investigations Update

The League's Special Investigation Unit (SIU) announces that a former sanitation worker with the City of Valparaiso was ordered to repay the Florida Municipal Insurance Trust (FMIT) \$22,071. The worker was previously given five years of probation for workers' compensation fraud and other drug-related charges. He was suspected of misrepresenting information regarding pre-existing injuries in deposition, recorded statement and to medical providers. The Florida Department of Financial Services estimates

5/4/07
P.C. Council
Dept Heads

If you would like to be removed from the Datagram mailing list, please e-mail Erinn Streeter at estreeter@flcities.com or fax her at (850) 222-3806.

ATTN-5/4/07

Health and Human Services



May
2007

A Publication of the Hernando County
Department of Health and Human Services

Community Events

Health Observances 1

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Helpful Information 6-10

Housing Updates 9

Veterans Services 10

Health Observances

**American Stroke Month
May 1 – 31, 2007**

American Heart Association
Materials available; (800) 242-8721
Website: www.americanheart.org

**Asthma & Allergy Awareness Month
May 1 – 31, 2007**
Asthma & Allergy Foundation of America
Materials available; (800) 727-8462
Website: www.aafa.org

**Clean Air Month
May 1 – 31, 2007**
American Lung Association
Materials available; (800) 586-4872
Website: www.lungusa.org

**Mental Health Month
May 1 – 31, 2007**
Mental Health America
Materials available; (800) 969-6642
Website: www.nmha.org

**National Teen Pregnancy Prevention Month
May 1 – 31, 2007**
Advocates for Youth
Materials available; (202) 419-3420
Website: www.advocatesforyouth.org



10th Annual World's Greatest Baby Shower

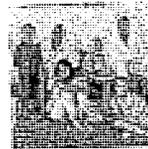
Hosted by our local Kiwanis International. This event is **FREE** and open to the general public; *every new and expectant mom will receive free gifts and prizes!* So bring your friends and join us for the World's Greatest Baby Shower event.

When: Saturday, May 19, 2007

Time: 10:00 AM – 1:00 PM

Where: St. Joan of Arc Parish Hall
13485 Spring Hill Drive, Spring Hill

For more information on this event please contact **Christine Dyal**, Childhood Development Services, 352-754-5068, ext 211.



Devereux Training Front Porch Project

Funded by Kids Central, Inc., Devereux Kids is providing **FREE** two day training to help you identify many of the good things about yourself and others in your community, communicate better with people from diverse backgrounds, and discover how you can make a difference in the lives of children and families.

Date: Friday, April 27 & May 11, 2007

Time: 10:00 AM – 4:00 PM

Where: West Hernando Public Library
6335 Blackbird Road

Breakfast and lunch will be provided at the training. For more information on this program, please contact **Colleen Talpa** 352-793-0801 or email her at ctalpa@Devereux.org. For other information on Devereux Foundation, visit their website at www.devereuxkids.org.

5/4/07
12

could lead if
-- 4/21/07

ig Newsletter

Networking People, Information and Ideas

May 2007
Volume 16 Number 5



Government Innovation

City of Phoenix Earned Income Tax Credit Campaign

In 2003, the Phoenix, AZ (pop. 1,388,416) City Council unanimously approved a recommendation by the Human Services Commission to launch the first city-wide Earned Income Tax Credit (EITC) Campaign aimed at increasing awareness and utilization of the EITC Program by low income residents. This endorsement was based on extensive research of EITC campaigns across the U.S., a commitment of IRS collaboration, and the expressed interests of a wide range of community agencies. At the local level, the IRS reported that "up to \$64 million of EITC refunds were not claimed in the City of Phoenix."

The issue of unclaimed EITC refunds was problematic on two fronts: 1) over 35,000 workers had not received the financial boost that could lift them out of poverty; and 2) Phoenix had failed to benefit from the financial boost that is generated by millions of additional dollars that could be infused into the economy. This situation remains in many cities, as the infrastructure to support EITC awareness and utilization continues to be absent

in the face of budget reductions and increased need for emergency responses to human needs. However, this is no longer true in Phoenix, as the city's Human Services Department chose to re-direct a portion of its existing budget and staffing to launch a city-wide campaign to increase the awareness and utilization of the EITC Program by eligible working families. The City of Phoenix EITC Campaign includes three major components:

Public Awareness. Information in English and Spanish is disseminated across a diversity of community agencies, neighborhood groups, faith-based communities, Head Start classrooms, and other groups that have proven trustworthy to EITC-eligible populations. Also, the campaign features outreach to target populations, including Native Americans, refugees, Spanish-speaking residents, people with disabilities, U.S. military veterans, and homeless persons.

Continued on page 2

Leesburg, VA Promotes Environmental Leadership

The Town of Leesburg, VA (pop. 37,810) is located in Loudoun County, approximately 40 miles northwest of Washington, D.C. The town has a land area of approximately 12 square miles and is the county seat of Loudoun County. The town owns and operates its own municipal water and wastewater treatment facilities, which provide water and wastewater collection, distribution and treatment services for all residences and businesses within the town and certain areas located outside of the corporate limits.

The Water Pollution Control Division (WPCD) is responsible for the safe and efficient treatment of all wastewater generated within the Leesburg service area, and the subsequent stabilization and

disposal of the solid wastes produced, to ensure the protection of public health and the environment. This responsibility includes the operation of the Water Pollution Control Facility (WPCF), Dechlorination/Outfall Facility, eight remote wastewater pumping stations, management of the bio-

solid product, and two WPCD laboratories (a total of 36 buildings plus 73 treatment unit structures). These responsibilities also include monitoring WPCD personnel training requirements and compliance with



Continued on page 3

ig THE INNOVATION GROUPS

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City of Phoenix EITC Campaign

Leesburg, VA Promotes Environmental Leadership

Rowlett, TX Implements Customer Care Program

New Members page 4

IG Midwest Region Welcomes New Member: Wichita, KS

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TLG '07

TLG Keynote Presenter pages 5-6

Why Leaders Fail

TechNews pages 6

Building a Self-Service City

Progress in Practice pages 7-8

The Fifth Dimension of Training

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West Hollywood Named a Distinctive Destination

IG News & Events pages 11-12

IG Introduces Board Member William Taylor

Meet Board Member Peggy Merriss

CTU 5/21/07

May 2007

Inside This Issue:

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Help welcome
you're incoming Board of
Directors.....4

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Information to help
YOUR BUSINESS!7

Ribbon Cutting Pictures
And help welcome your
NEW MEMBERS! 8-9

Are you a Leadership
Hernando Alumni?11

Calendar of Events13

Did You Know?

- In 1951 Sparton received its first sonobuoy contract from the United States Navy and today is the only U.S. owned designer and manufacturer of sonobuoys.

Email your company

Fast Facts to:

heather@hernandochamber.com

Activity

Walkins.....352

Phone Calls3367

Mailings1623

Referrals.....219

Web Site Visits.....11266



Awards & Installation Banquet

Every year the chamber celebrates those who stand out among us. The Awards Night is one full of stars, glamorous gowns and an amazing membership of this fine Greater Hernando County Chamber of Commerce.

I can see it now: red carpet, paparazzi, glitter and fame. Each of you share in the success of this chamber and you will know how stardom feels.

I am so truly grateful for what we have. We are a strong, united membership that is developing every year into a chamber of best practices. We have a dedicated staff who always make it a chamber day with a can do attitude and our board is the guiding light to keep us proactive and progressive. The energy, education and evolution within this organization is because of each of you; it is a feeling of camaraderie and support that is available simply by asking, those are treasures not easily found.

With such a stellar chamber brings an extra special Awards Night.

This year's celebration of business of the year, chamber service award, citizen of the year, government service award and entrepreneur of year will showcase some folks who understand that creating and giving back are parts of life that allows you to live successfully and not just exist.

This year's Award Night will have high energy, great talent and some things that hopefully you've never experienced. It will be the last official time that Mickey Smith and I will get to do "our thing", so you never know what to expect.

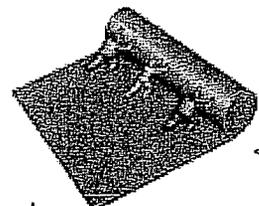
I hope you will join us this year at 6:00 p.m. on Friday, June 8th at the Palace Grand. Come as one of our honored stars and leave understanding your universe a little bit better.

Award Sponsors: Oak Hill Hospital, St. Petersburg Times/ Hernando Times, Brooksville Cardiology, and Brooksville/Spring Hill Regional Hospital.

Category Sponsor: Capital City Bank of the Suncoast

By: Lori Bainum

Incoming Chairman of the Board



Sign Up for Keys to Success! See the Registration form inserted!

Special Thanks to Sir Speedy for printing & production of the newsletter, to Earnest Mail Consulting Corp. for the mailing of our newsletter, and to John Himmelberger for the photos!

will need insurance 4/27/07

CITY OF BROOKSVILLE PARKS & RECREATION DEPARTMENT FACILITY USE AGREEMENT

04-30-07 10:57 AM

REC-02-1111-43



Jerome Brown Community Center () Hall Conference Room () Kitchen
 () Other Facility _____

Name of applicant (User): Hernando County Association of REALTORS

If an organization, name of representative: binda B. Vilar

Not-for-Profit (attach copy of certificate) Government Agency City Co-Sponsored

Address: 8449 Cobb Rd. City: Brooksville State: FL Zip: 34601

Contact person: as above Day Telephone 352-799-1971 Evening _____

Alternate contact person: Ed Carr Day Telephone 352-799-1971 Evening _____

Description of event: Educational class "Lunch & learn"

Anticipated attendance: 40-50

Attendees will be: Adult Teen Elem. Preschool If youth event, number of supervising adults: _____

Day(s) of event: M T W Th F Sa Su every Tues. in May. Start date of event: 5/1, 5/8, 5/15 Ending date: 5/22 and 5/29 ^{last day}

Time event begins: 12 AM PM Time event ends: 2 AM PM

Set-up: Date arrive @ 1130 to register students. From _____ AM/PM, To _____ AM/PM

Will event be open to the general public? Yes No Admission/donation/fee**: No Yes \$ _____

Food/merchandise sales*: No Yes Describe: _____

Refreshments served: No Yes Describe: They bring their own lunches

Number of paid security officers (if applicable): _____ Scheduled from _____ AM/PM To _____ AM/PM

RATES & FEES

User Fees: The base user fee for the requested facility is \$ 122.48 ^{+ 7.48} (plus Florida sales tax, if applicable) for the period set forth in this application. If applicable, each additional hour or part thereof, and the cost of additional equipment, supplies and services, will require an additional fee.

Deposit: An initial deposit equal to the Security Deposit is due when the Facility Use Agreement is signed. If the projected rental and fees exceed the basic Security Deposit, such additional amounts are to be paid not less than ten (10) days prior to the event. The User is responsible for leaving the facility in a clean and satisfactory condition upon the conclusion of the activity. The deposit will be refunded less any amount due for additional rental charges, damages or other additional services. If actual costs exceed the amount of the Deposit, such additional amounts will be due from User upon notice.

Refunds: (A) 75% of the deposit will be refunded if cancellation by applicant is received thirty (30) or more calendar days before the event date, or (B) 50% if canceled less than thirty (30) calendar days and the facility is subsequently leased for the same day/time period to another user, 25% if not re-leased.

cc. JB - 4/27/07 AM
CH - 4/30/07 AM

5/1/07
9:17
CTN 5/21/07

**CITY OF BROOKSVILLE
PARKS & RECREATION DEPARTMENT
FACILITY USE AGREEMENT**

05-07-07 A11:02 IN

04-27-07 P03:15 RCVD
04-27



Jerome Brown Community Center
 Hall
 Conference Room
 Kitchen
 Other Facility _____

Name of applicant (User): New Journey Church

If an organization, name of representative: Kim McDaniel

Not-for-Profit (attach copy of certificate)
 Government Agency
 City Co-Sponsored

Address: PO Box 10342 City: Brooksville State: FL Zip: 34603

Contact person: Kim McDaniel Day Telephone 346-7171 Evening 346-7171

Alternate contact person: Greg Champagne Day Telephone 346-2527 Evening 796-1235

Description of event: Church

Anticipated attendance: 50-75

Attendees will be: Adult Teen Elem Preschool If youth event, number of supervising adults: _____

Day(s) of event: M - T - W - Th - F - Sa - Su Start date of event: 4/1/07 Ending date: 6/1/07

Time event begins: 9:00 AM / PM Time event ends: 12:00 AM PM

Set-up: Date _____ From _____ AM / PM, To _____ AM / PM

Will event be open to the general public? Yes No Admission/donation/fee**: No Yes \$ _____

Food/merchandise sales*: No Yes Describe: _____

Refreshments served: No Yes Describe: Coffee & breakfast type items

Number of paid security officers (if applicable): _____ Scheduled from _____ AM / PM To _____ AM / PM

* If not-for-profit, attach copy of Certificate.

RATES & FEES

User Fees: The base user fee for the requested facility is \$ 202.35 (plus ^{N/A} Florida sales tax, if applicable) for the period set forth in this application. If applicable, each additional hour or part thereof, and the cost of additional equipment, supplies and services, will require an additional fee.

Deposit: An initial deposit equal to the Security Deposit is due when the Facility Use Agreement is signed. If the projected rental and fees exceed the basic Security Deposit, such additional amounts are to be paid not less than ten (10) days prior to the event. The User is responsible for leaving the facility in a clean and satisfactory condition upon the conclusion of the activity. The deposit will be refunded less any amount due for additional rental charges, damages or other additional services. If actual costs exceed the amount of the Deposit, such additional amounts will be due from User upon notice.

Refunds: (A) 75% of the deposit will be refunded if cancellation by applicant is received thirty (30) or more calendar days before the event date, or (B) 50% if canceled less than thirty (30) calendar days and the facility is subsequently leased for the same day/time period to another user, 25% if not re-leased.

*pc: read 5/9/07
CTN 5/21/07*

CP: TB-5-307AW. CH: 5-307AW

Karen Phillips

From: "Hernando County Chamber" <heather@hernandochamber.com>
To: "Karen" <kphillips@ci.brooksville.fl.us>
Sent: Monday, April 16, 2007 5:07 PM
Subject: Teen Leadership 2007/2008

TEEN LEADERSHIP 2007/2008

STEERING COMMITTEE

"A Call for Volunteers"

We need your leadership skills and expertise!

Please consider participating on the Steering Committee

for Teen Leadership.

MARK YOUR CALENDARS

April 24, 2007 at 8:00 a.m.

Country Kitchen in Brooksville

Please RSVP to Carla Hayes at 796-0697, ext. 15 or

email: carla@hernandochamber.com

We look forward to seeing you there!

Carla Hayes

Program and Event Coordinator

Greater Hernando County Chamber of Commerce

101 East Fort Dade Avenue

Brooksville, FL 34601

(352) 796-0697, ext. 15

(352) 796-3704 (Fax)

pc lead.

*4/18/07
90
CW 4/17/07
8
4/17/2007*

Greater
Hernando
County
**CHAMBER
OF COMMERCE**
STEP UP TO SUCCESS

Week of May 7 - May 11

When planning your calendar for the week, include these upcoming events.
Please join us and take advantage of these wonderful marketing opportunities!

SPECIAL EVENTS

Networking At Noon
Friday, May 11th - 12 pm
Thai Cuisine Restaurant
11078 Spring Hill Drive, Spring Hill, FL.
\$10 pp. \$15 at the door, RSVP to 796-0697, ext. 18 by 5/09

UPCOMING EVENTS

Keys To Success
Friday, May 18th 9 am - 12 pm
Silverthorn Country Club
4550 Golf Club Lane
Spring Hill, FL
\$25.00 In Advance, \$35.00 At The Door
To register in advance call Carla at
796-0697, ext. 15

"15th Annual Awards Night"
"Searching for the Stars"
Friday, June 8th - 6 pm
Palace Grand
Cost is \$45.00 pp payable upon reservation
RSVP by May 29th to Patty at 796-0697, ext. 18
Sponsored by: Brooksville Cardiology, Brooksville and
Spring Hill Regional Hospitals, Career Central,
Oak Hill Hospital & St. Petersburg Times/Hernando Times
Sponsorships Available!!!

COMMITTEE MEETINGS

5/08 Tuesday, 9 am Alumni Committee Meeting Spare Time Sports Bar & Eatery	5/09 Wednesday, 9 am Liaison Task Force Meeting Robert A. Buckner & Associates
5/09 Wednesday, 8 am Education Committee Meeting Country Kitchen	5/10 Thursday, 1 pm Business Assistance Meeting Capital City Bank-Spring Hill

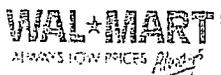
RIBBON CUTTINGS

5/07 Monday, 11:30 am Suncoast Schools Federal Credit Union 3037 Commercial Way Spring Hill, FL Denise Cintino, 684-1570	5/09 Wednesday, 11:30 am Precision Decking Technologies Spring Hill Chamber Office 4044 Commercial Way Spring Hill, FL Michael Mitchell, 584-7514
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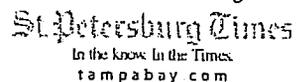
RADIO SHOW

"The Business Edge" Radio Show WWJB 1450 AM
Join us Monday, May 7th, 1:30 - 2 pm
Dennis McKenna will be interviewing Sue Rupe with Hernando County Tourism
Radio Show Sponsored By: AutoWay Ford, Lincoln-Mercury of Brooksville, Cortez Community Bank,
HealthSouth Rehabilitation Hospital of Spring Hill, and WWJB 1450 Radio

SPECIAL THANKS TO OUR KEYS TO SUCCESS SUPPORTERS:



HERNANDO TODAY



Brooksville Office
101 East Fort Dade Avenue
Brooksville, FL 34601
Phone 796-0697 Fax 796-3704

www.hernandochamber.com

Spring Hill Office
4044 Commercial Way
Spring Hill, FL 34606
Phone 686-5097 Fax 686-4194

* No Club

*1c-lead
5/14/07*

cm 5/24/07



**Pine Grove Elementary School is LEAPING for JOY
in our celebration for achieving
1,000 PTA MEMBERSHIPS for the first time.**

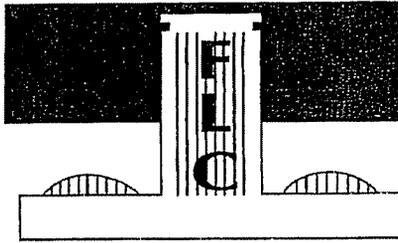
In addition, the PTA state president, Lenelle Cruse will be here to give a presentation and we are recognizing the individual 1,000th PTA member .

**Please join us for a breakfast and
award presentation, following the
breakfast.**



**Date: Friday, May 4
Time: 8:00 AM
Place: Pine Grove Elementary's Cafeteria
RSVP: Carol Tarbell 797-7090 Ext. 408
by Wednesday, May 2**

Carol Tarbell
7/20/07



LEGISLATIVE ALERT

UPDATE ON PROPERTY TAX REFORM

House Property Tax counter proposal would be a HUGE hit to municipal budgets. –Please Contact your Senators and Representatives TODAY!!

4/25/07

The Property Tax Conference Committee just met where the House offered a counter proposal on property tax reform which would do the following:

- Rollback property tax rates to 2000/2001 with no CPI adjustments for 2 years and adopt the Senate position of no override of the limits allowed in first two years.
- Adopt the Senate position to have no exclusions from the rollback.
- Require a super-majority vote to levy, increase, or expand revenue sources, including impact fees.
- Offer Renters Relief to permanent renters as embodied in House Bill 7199, the equivalent of a \$15,000 homestead exemption.
- Continue to work with the Senate on the valuation of property, its highest and best use, and VAB reform as in HB 261 and SB 560.

This proposal would have serious consequences for city budgets. Senators are asking that cities understand what these impacts could mean to your cities and make sure your House and Senate members know what this would do. (See attachment with estimated reductions.)

If your city had to make these proposed cuts, what would your city have to do differently? Don't just give them the numbers. Please contact your House and Senate members by the end of the day TODAY and let them know what this would do to your city.

Contact information for House and Senate Members can be found at:

House of Representatives: www.myfloridahouse.gov

Senate: www.flsenate.gov

Please copy Allison Payne at the Florida League of Cities at fax (850) 222-3806 or e-mail: apayne@flcities with the information you provide to your Legislators.

Property Tax Clips: April 25, 2007 (Wednesday)

County prepares to tighten money belt

By SUZETTE PORTER

CLEARWATER – Gloomy scenarios including reduction in staff and services permeate discussions as work continues on the county's budget for fiscal year 2008.

The county is looking for ways to save money in anticipation of revenue losses as high as \$165 million due to proposed property tax reform legislation.

On April 10, County Administrator Steve Spratt issued a memo that asked departments to restrict filling all vacant positions, except those absolutely essential to maintaining primary services. All hiring matters were to be discussed with an assistant county administrator in advance.

Looking ahead to next year, county departments were mandated to present budgets that were no more than 2 percent higher than 2007 figures.

At a budget recap meeting on April 19, Hamilton Hanson of St. Petersburg praised the board for issuing a 2 percent mandate on departmental budgets, saying he would shake commissioners' hands if they could stick to a 2 percent increase.

Others said the mandate wasn't enough, insisting that the budget needed to go down, not up – not even by 2 percent.

David Simpson with the organization Cut Taxes Now said commissioners needed to "take notice of the prevailing tax climate" and cut the county budget by 20 to 30 percent. He said spending should be for essentials, such as public safety, transportation and utilities.

Commissioner Ronnie Duncan said the first budget recap meeting was intended to help people keep up with the budget preparation process. County departments began presenting proposed 2008 budgets on April 5.

Additional recap meetings are set for Tuesday, May 8, and Thursday, June 7. All start at 6:30 p.m. in the fifth floor Assembly Room of the County Courthouse, 315 Court St., Clearwater. The meetings also will be televised on Pinellas County Government television station - Pinellas 18. Additional information can be found at www.pinellascounty.org/budget.

Most of the 19 departments presenting budgets prior to the recap meeting did meet the 2 percent mandate; however, some did not.

Susan Churuti, county attorney, told commissioners she would have to reduce her staff by seven to keep her budget to the 2 percent increase. She said most of her budget was personnel expenses, and she would have no choice but to cut people. She said services could be impacted and expenses could go up if outside help had to be contracted to meet the county's legal needs.

Since the beginning the budget process, commissioners have been taking a hard look at places to save money during each department's presentation. They have been looking for mandatory versus discretionary spending, ways to increase efficiency and ways to eliminate duplication of services. They want to be prepared to handle what Commissioner Susan Latvala described as a "second crisis being created" by state lawmakers.

Latest estimates by county staff show that if the governor's property tax reform plan was approved, the impact to the county's budget would be \$68.8 million. Approval of the Senate plan would cost the county at least \$28 million. The hardest crunch would come from the House plan with an anticipated revenue loss of \$165 million.

So far none of the plans have made it through both sides of the legislature, and work has begun to find a compromise between the proposals. Lawmakers have until May 4 to approve a plan before the current legislative session ends.

County officials have until July 13 to come up with a county budget.

"We have a lot of work ahead of us," Duncan said. "I encourage people to stay involved."

Lead

4/27/07 CN 5/7/07

Karen Phillips

From: "Teri McMaster" <t.mcmaster@stpetebeach.org>
To: "Mike Bonfield" <citymanager@stpetebeach.org>; <lawdriscoll@msn.com>; "Elaine Trehy" <e.trehy@stpetebeach.org>; "Ed Ruttencutter" <e.ruttencutter@stpetebeach.org>; "Harry Metz" <h.metz@stpetebeach.org>; "Linda Chaney" <l.chaney@stpetebeach.org>; "Mike Finnerty" <m.finnerty@stpetebeach.org>; "Ward Friszolowski" <w.friszolowski@stpetebeach.org>; "Alice Borrack" <borrack-wildwood@cfl.rr.com>; "Amanda Roberts" <mroberts@dunnellon.org>; "Amelia Preston" <a1presto@stpete.org>; "Barbara Henderson" <hensonb@ci.williston.fl.us>; "Barbara McKenzie" <bmckenzie@mywinterhaven.com>; "Barbara Sessa" <sanantonioflorida@earthlink.net>; "Carol Harrington" <charrington@crystalriverfl.org>; "Catherine Benson" <cbenson@cityofsafetyharbor.com>; "Cathy Davis" <cedavis@stpete.org>; "Cherry Dowdy" <hccityclerk@tampabay.rr.com>; "Cheryl Davis" <cdavis@irbcity.com>; "Christine Gardner" <cgardner@pinellas-park>
Sent: Monday, April 30, 2007 2:25 PM
Subject: FW: Property Tax Clips: April 30, 2007 - Monday

Theresa B. McMaster, City Clerk
City of St. Pete Beach
155 Corey Avenue
St. Pete Beach, FL 33706
(727)363-9220

From: Cyndie.Goudeau@myClearwater.com [mailto:Cyndie.Goudeau@myClearwater.com]
Sent: Monday, April 30, 2007 9:59 AM
To: aluaces@winterspringsfl.org; barbara_mcdaniel@davie-fl.gov; betty.richardson@leesburgflorida.gov; Sop0166@aol.com; lannonkm@ci.gainesville.fl.us; lburns@templeterrace.com; pamelasmith@mysanibel.com; cityclerk@covb.org; Teri McMaster; bea.meeke@cityofmascotte.com; dfick@hypoluxo.org; jfreeman@palmettofl.org; jwilliams@cityofsebastian.org; irstclerk@bellsouth.net; patg@cityofpsl.com; snovack@tavares.org; vforster@ocalafl.org
Subject: FW: Property Tax Clips: April 30, 2007 - Monday

-----Original Message-----

From: Estella Gray [mailto:EGray@flcities.com]
Sent: Monday, April 30, 2007 9:40 AM
To: LEGISLATIVE (TAL)
Subject: Property Tax Clips: April 30, 2007 - Monday

Property Tax Clips: April 30, 2007 - Monday

(Note: All weekend stories are captured and compiled with Monday's clips to prevent multiple email messages being sent on the same day.)

Competing plans for tax cuts may doom passage of any cuts

5/1/07
pe: need
etc 5/1/07
8

5/1/2007

Property Tax Clips: May 2, 2007 (Tuesday)

County officials respond to Crist's plan

BelleAire Bee By SUZETTE PORTER May 2, 2007

CLEARWATER – County Administrator Steve Spratt told the Board of County Commissioners on Tuesday that the newest tax reform plan proposed by Gov. Charlie Crist could cost the county as much as \$185 million.

"The plan could have very serious ramifications on local governments," Spratt said.

He said many people were under a misconception that the governor's plan was middle ground between the House and Senate plan because it calls for tax rollbacks to 2003. But, Spratt said, because of additional measure included in the governor's plan the loss in revenue to the county would be more than either the House or Senate plan.

Estimates made by county staff in mid-April showed that the governor's former property tax reform plan would impact to the county's budget by \$68.8 million. Approval of the Senate plan would have cost the county at least \$28 million. The hardest crunch would have come from the House plan with an anticipated revenue loss of \$165 million.

Spratt said the latest proposals could even impact special districts, such as fire districts, although he also said it was too early to know for sure if and how much such districts might be affected.

He said if fire districts, such as Seminole's is subjected to the rollback, it would have significant impact as 70 percent of the funding comes from the county. He said Sheriff Jim Coats also was concerned since the biggest chunk of the county's budget goes toward law enforcement.

Another concern with the latest proposed plans is possible impacts to children's organizations such as the Juvenile Welfare Board, which had been exempt from rollbacks in previous plans.

Spratt said if the current plan on the table were passed, as much as \$16 million would have to be cut from JWB's budget.

Coats, Spratt and other commissioners have been meeting with state lawmakers to try to make them understand the affect huge revenue cuts would have on local governments.

"We want to be part of the tax reform, but it needs to be well thought out," Spratt said.

He said the conference committee appointed by the House and Senate to work out differences between the two tax reform bills had been suspended and that it was unknown if the committee would have additional discussions.

"Things are moving very quickly in this final week," Spratt said. "They say they're going to get tax reform done this week."

He said it was not the county's intention to push the panic button, but the potential ramifications from proposals being circulated could be significant.

Spratt said in discussions with state lawmakers, the county had been challenged for the amount of money it had set aside for emergencies, such as a hurricane. He said considering that Pinellas County is located in a coastal high hazard area, emergency reserves were in line with the amounts the state had set aside.

He said another concern was the continuation of a message that local governments were out of control when it came to spending. He said the average rate of spending was 7.2 percent. Pinellas County's is 5.2 percent. The state's average rate of spending is 10 percent, he said.

"Local governments are being cast in the role of wrongdoers when the state is going down the same path of spending," he said.

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Property Tax Clips: May 4, 2007 (Friday)

Legislature approves \$71.9 billion budget

Bradenton Herald By BILL KACZOR Associated Press Writer May 4, 2007

Drooping sales tax revenues forced the Florida Legislature to tighten spending, but a \$71.9 billion budget that Thursday passed both chambers still includes a healthy increase for schools and lots of local projects lawmakers can brag about back home

The vote came with one day to spare in the regular 2007 session. The budget is the only bill that lawmakers are constitutionally required to pass each year.

The Senate passed the budget 38-0 and the House 115-4. It now goes to Gov. Charlie Crist.

The appropriations bill (SB 2800) for the budget year beginning July 1 would have been even stingier if not for growth in property taxes that help pay for public schools, and a 5 percent tuition increase slapped on community college and university students.

To balance the budget, the Legislature also trimmed spending requests for programs ranging from health care to transportation.

"We stretched it farther than we could stretch it," said Sen. Jim King, R-Jacksonville.

State revenue - mainly sales tax - has been falling short of expectations due primarily to a weakened housing market. State economists reduced their revenue estimate for the current and next budget years by nearly \$1 billion in March.

Some lawmakers criticized a \$545 million property tax increase included in the bill while the Legislature has been trying to cut property taxes levied by cities and counties. Lawmakers were unable to agree on property tax relief, though, and leaders of both chambers agreed to call a special session in June to resolve the issue.

The bill doesn't increase the school property tax rate but revenue will go up because of increasing property values and new construction.

Education, from preschool to postgraduate, accounts for a third of the budget at \$24.3 billion. That includes \$7,306 per student for public schools - a \$455 or 6.65 percent increase.

That's probably enough to give teachers an average 5 percent raise, although the exact figure for each district will depend upon local contract negotiations, said Andy Ford, president of the Florida Education Association, the statewide teachers union. Last year, Florida's teachers received raises ranging from 6 percent to 10 percent.

"Five percent isn't going to get us where we need to be in order to compete with states to our north and the national average, but it is a pretty good place to be considering that everybody else is being cut," Ford said.

It's also good compared to state employees. Each will get a \$1,000 bonus instead of the more generous 3 percent pay raise Crist had recommended.

"This is an insult to the people who do the people's work," said Rep. Lorraine Ausley, D-Tallahassee, who voted against the budget.

Ausley said Florida's state workers already are the lowest paid in the nation.

House Policy and Budget Council Chairman Ray Sansom, R-Destin, said he also was disappointed employees were not getting a raise but lawmakers "are very committed to doing that next year."

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CTN 5/21/07



APRIL 27, 2007

U. S. CONGRESSWOMAN GINNY BROWN-WAITE
RECOGNIZES AND THANKS

THE CITY OF BROOKSVILLE
Fourth Year Host of Distinction of the
2007 CONGRESSIONAL ART COMPETITION

Your commitment to the community and America's students
is commendable and much appreciated.

A handwritten signature in cursive script, reading "Ginny Brown-Waite".

GINNY BROWN-WAITE
MEMBER OF CONGRESS

*PE: Ward
eth stork
Rhonda*

2

Board of County Commissioners

Hernando County



Solid Waste and Recycling Division UTILITIES DEPARTMENT

PUBLIC SERVICE ANNOUNCEMENT FOR IMMEDIATE RELEASE

The Hernando County Board of County Commissioners, in conjunction with the Solid Waste & Recycling Division, will be sponsoring a household hazardous waste collection day at the Hernando County Fairgrounds (South Entrance), 6420 Broad Street, Brooksville, FL. EQ of Florida, Inc. will be accepting household hazardous waste from Hernando County residents and hazardous waste from "Conditionally Exempt Small Quantity Generators" (CESQG'S).

The collection day will be Saturday, May 12, 2007, between 8:00 a.m. and 3:00 p.m.

There will be no charge to county residents for disposal of their own waste. The cost for disposal of hazardous waste from CESQG'S will be at the same rate as the county's contract, with payment to EQ of Florida, Inc. due at the time of service. Prices for hazardous chemical removal and disposal may be obtained from the Solid Waste & Recycling Division, at 14450 Landfill Road, Brooksville.

For additional information, please call Jeff Howley, Environmental Specialist, at (352) 754-4906.

4/30/07

Date

D. W. Horne

David W. Horne

Assistant Utilities Director

Hernando County Utilities Department

DISTRIBUTION:

Hernando County Commissioners
Gary Kuhl, County Administrator
Jesse Goodwin, Interim Utilities Director
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WWJB Radio Station
Richard Anderson, City of Brooksville
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Emery Pierce, Brooksville Public Works Director
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Bill Long, Southwest Florida Water Management District
Dr. Wendy Tellone, Ed.D., Hernando County School Board
Hernando County Health Department
Hernando County Fire Department

14450 Landfill Rd • Brooksville, FL 34614 • 352-754-4112 Ph • 352-754-4118 Fax

5/3/07
OR

1225/1/07

OR

Terry - [unclear]
for [unclear]
George

FROM: HERNANDO COUNTY EMERGENCY MANAGEMENT

TO: THE EMERGENCY MANAGEMENT TEAM DATE: 05/03/07 TIME: 1:30 PM

EM RESPONSE LEVEL		EOC STATUS		COMMUNICATIONS	
<input type="checkbox"/>	5 No Active Alerts	<input checked="" type="checkbox"/>	Monitoring Only	Phone	(352) 754-4083
<input type="checkbox"/>	4 No Active Watches	<input type="checkbox"/>	EM staff on stand-by	Fax	(352) 754-4090
<input checked="" type="checkbox"/>	3 Smoke Advisory	<input type="checkbox"/>	EM staff on duty		
<input type="checkbox"/>	2 None	<input type="checkbox"/>	Partial Activation	E-mail	EM@hernandocounty.us
<input type="checkbox"/>	1 Arrival of 40 mph Winds	<input type="checkbox"/>	Full Activation	Website	www.hernandocounty.us/em
<input checked="" type="checkbox"/>	0 Winds below 40 mph	<input type="checkbox"/>		Radio	
<input type="checkbox"/>	Recovery	<input type="checkbox"/>	PIC Activation	PIC	Not Active
<input checked="" type="checkbox"/>	Security Level Yellow/Elevated	<input type="checkbox"/>	Deactivation	TV	HCGB 19
TAC meeting scheduled <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Location		Time	
TAC = Threat Advisory Committee					
Flood Gauge Readings: Trilby - (Normal) . Croom - (Normal)					
Coastal Tides: BAYPORT Low - () High -					

RECOMMENDATION:

SMOKE FROM THE WILDFIRES BURNING IN VOLUSIA & FLAGLER COUNTIES ON THE EAST COAST OF FLORIDA IS BEING PUSHED ACROSS THE STATE BY THE CURRENT WEATHER FRONT. RESIDENTS WHO HAVE RESPIRATORY AILMENTS SHOULD STAY INDOORS AND KEEP WINDOWS AND DOORS CLOSED. SOME VISIBILITY ON ROADWAYS MAY BE AFFECTED ESPECIALLY DURING THE EARLY MORNING HOURS.

STAY TUNED TO YOUR LOCAL MEDIA OUTLETS FOR FURTHER UPDATES AND OR POSSIBLE WARNINGS ON THE SMOKE ADVISORIES ACROSS THE STATE.

CURRENT SITUATION:

A RED FLAG WARNING REMAINS IN EFFECT UNTIL 8 PM EDT THIS EVENING.

VERY DRY AIR ABOVE THE SURFACE IS EXPECTED TO MIX DOWN AGAIN THIS AFTERNOON...RESULTING IN LONG DURATIONS OF CRITICAL RELATIVE HUMIDITY VALUES. COASTAL AREAS WILL SEE SOME RELIEF FROM THE LOW HUMIDITIES AS WINDS TURN ONSHORE BRINGING HIGHER MOISTURE AND COOLER TEMPERATURES LATER IN THE AFTERNOON.

Brooksville, Hernando County Airport
 Lat: 28.47 N Lon: 82.45 W Elev: 75 ft
 Last Update on May 3, 1:53 pm EDT

Fair with Haze 91°F (33°C)	Humidity	25%
	Wind Speed:	E 14 G 18 MPH
	Barometer:	29.99" (1015.3 mb)
	Dewpoint:	50°F (10°C)
	Heat Index:	86°F (31°C)
	Visibility:	6.00 mi.

Handwritten notes:
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Skip to Main Content. Please Contact Us if there is anything we can do to improve the Accessibility of this page.

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Plain Language

No matter our occupation by day, all of us are customers of those who provide service in the public and private sector. Nearly all of us work for a boss or bosses.

It needs to be clear that the people are the boss of state government, not the other way around. In the business world, a business would not be successful if those responsible for making important decisions could not

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5/3/2007

05-07-07 11:03 IN

IN THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PINELLAS COUNTY, FLORIDA
CIVIL DIVISION

BOYCE E. TINCHER,

Plaintiff,

vs.

Case No. 07-003875-CI- 20

CITY OF BROOKSVILLE, Florida, a Municipal
Corporation, and STEPHEN J. BAUMGARTNER,
Acting City Manager for City of Brooksville,
DAVID LACROIX, City Attorney for City of
Brooksville, Florida,

Defendants.

NOTICE OF HEARING

PLEASE TAKE NOTICE that on May 7, 2007, at 4:00 p.m., or as soon thereafter
as counsel may be heard, the undersigned will call up for hearing, the following motions:

Emergency Motion for Temporary Injunction

before the Honorable Nelly N. Khouzam, in chambers, Room 423 of the Pinellas County Court, 315

Court Street, Clearwater, Florida 33756

One hour has been reserved.

PLEASE GOVERN YOURSELF ACCORDINGLY.

00097186 WPD

PC: Counsel fees

*5/7/07
SO*

CRS 5/21/07

HERNANDO COUNTY EMERGENCY OPERATIONS CENTER

VOICE: (352) 754-4083 - FAX: (352) 754-4090 - RECORDED: (352) 754-4111 - www.hernandocounty.us/em

STORM NAME/ADVISORY#: Smoke Advisory		DATE: 8 May 2007	TIME: 1000
<u>WATCHES/WARNINGS</u>	<u>EOC STATUS</u>	<u>TAC MEETING SCHEDULE</u> TAC - Threat Advisory Committee	
No Active Alerts	EM staff on stand-by	Yes/No: No	
No Active Watches	Level 3 (Monitoring)	Date/Time:	
No Active Warnings	Level 2 (Partial)	Meeting Location:	
X Advisory	Level 1 (Full Activation)		
40 mph Winds Expected Time:			

Security Level: Yellow/Elevated

PUBLIC INFORMATION CENTER ACTIVATION

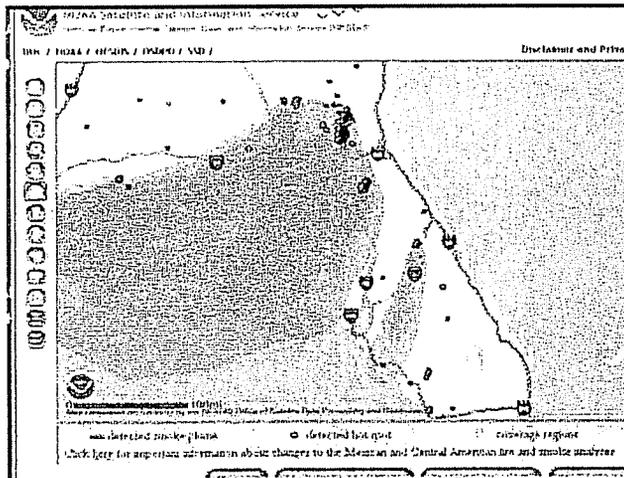
PIC ACTIVATED:		DATE/TIME:	
Flood Gauge Readings:	Trilby	Croom	Bayport Tide Level/Time
Current Flood Level	Normal	Normal	Low - High -

RECOMMENDATION:

SMOKE FROM THE WILDFIRES BURNING IN SOUTH GEORGIA AND EASTERN FLORIDA IS BEING PUSHED ACROSS THE STATE BY THE CURRENT WEATHER FRONT. RESIDENTS WHO HAVE RESPIRATORY AILMENTS SHOULD STAY INDOORS AND KEEP WINDOWS AND DOORS CLOSED. SOME VISIBILITY ON ROADWAYS MAY BE AFFECTED ESPECIALLY DURING THE EARLY MORNING HOURS.

STAY TUNED TO YOUR LOCAL MEDIA OUTLETS FOR FURTHER UPDATES AND OR POSSIBLE WARNINGS ON THE SMOKE ADVISORIES ACROSS THE STATE.

CURRENT SITUATION:



pc: ee
3/1/07 p *ETA 5/21/07*