

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

January 3, 2011

7:00 P.M.

Brooksville City Council met in regular session with Mayor Frankie Burnett, Vice Mayor Joseph E. Johnston, III, Council Members, Joe Bernardini, Lara Bradburn and Emory Pierce present. Also present were Jennifer Rey, City Attorney; T. Jennene Norman-Vacha, City Manager; Kim Harsin, Deputy City Clerk; Steve Baumgartner, Finance Director; Mike Walker, Parks and Recreation Director; Bill Geiger, Community Development Director; Richard Radacky, Interim Director of Public Works; George Turner, Police Chief and Tim Mossgrove, Fire Chief. Members of the Hernando Today and Hernando Times were also present.

The meeting was called to order by Mayor Burnett, followed by an invocation and Pledge of Allegiance.

**PRESENTATION AND REQUEST FOR WAIVERS**

**Flatlanders Challenge**

Consideration of waiver of fees for traffic control in the amount of \$940.50 and authorize the budget distribution to reimburse the appropriate department for direct costs of the event.

Vice Mayor Johnston confirmed that almost all has been expended from the Special Events line item.

City Manager Norman-Vacha indicated that prior to this approval there is a balance of \$208.77 and further pointed out, should this request be granted, it would require a release from Reserves for Contingencies in the amount of \$731.73.

Jay Pingley, Event Coordinator, stated his father was instrumental in the creation of the Flatlanders Challenge in 1978. He pointed out this is his second request before Council for a fee waiver for this event, the first being a couple of years ago for the Red Mule Runners. He now comes before Council on his own as the event coordinator for the benefit of the City of Brooksville. He stated his three (3) year plan is without profit and no financial support for the first couple of years. He may need to reevaluate his plan for the third year. He anticipates approximately two hundred (200) participants for the February 5<sup>th</sup> race and welcomed anyone who would be willing to help out with the event. The Rotary Club board will be voting on whether to assist.

Council Member Bradburn stated she supports the event so long as it is coordinated with the Police, Fire, City Manager and Community Emergency Response Team.

Mr. Pingley stated he has met with Sergeant Brough of the Police Department and Richard Radacky of the Department of Public Works to discuss the event.

City Manager Norman-Vacha indicated the race routes have been mapped out as submitted. She pointed out the cost for traffic control is different and specific streets will not be closed. She stated race information will be passed onto Council as it is available.

Council Member Bernardini stated he supports the race but exceeding the budget is not acceptable. He suggested the \$7,000 that has been budgeted be discussed during the next workshop.

## REGULAR COUNCIL MEETING MINUTES – JANUARY 3, 2011

Council Member Johnston recommended to Council that the waivers be shared with the event coordinators for next year. He advised the Tourist Development Council is a good source for funding also as a point of reference for next year.

Mayor Burnett asked staff to provide Council with a total of the last two (2) years of fees waived.

### Motion:

Motion was made by Council Member Bradburn and seconded by Council Member Pierce for approval. Motion carried 4-1 with Council Member Johnston voting in opposition.

## CERTIFICATES, PROCLAMATIONS AND PRESENTATIONS

### City of Brooksville's Economic Development and Community Website Showcasing

Update and review of project for the City's website showcasing the community and business development.

Dr. Dennis Wilfong, Ambassador of Commerce and Employment, updated Council on the progress of the project starting with a brief history overview. He stated the intent of the project was to make the City's website more positive and his idea was to showcase the City by video. The City Manager located a company who would do a video at no cost by selling business ads. He contacted other cities and found problems such as high pressure sales. He also thought the video was poor quality and was not a local business. In turn, he contacted a local business, Lanny and Wendell Husebo, to make the video and City staff would take on the concept of selling business ads and putting the video together. He played an eighteen (18) minute video of the community with seven (7) different categories of interest.

Vice Mayor Johnston mentioned updating Charlie Crist and the title of Tourism Coordinator for Sue Rupe who recently retired. Mr. Wilfong stated Rick Scott has agreed to replace Charlie Crist in the video for Governor.

Vice Mayor Johnston asked for the location of holiday garbage schedule on the City's website. City Manager Norman-Vacha stated it will be moved by staff to the front page from the sanitation division page.

Council Member Bernardini asked would it be difficult to make changes. Mr. Wilfong replied it can easily be changed or updated on the City's website.

City Manager Norman-Vacha indicated any changes to the video would be an additional cost and would like Council's input before it is uploaded to the website.

Council Member Pierce suggested adding city staff contacts to the video. Mr. Wilfong stated it could be added to the "Welcome" section to avoid it being missed.

Council Member Bradburn stated some of Governor Crist's comments may be useful but also add Rick Scott. She suggested adding a piece of his script to the business and industry section. She would like to see transition and quickening the pace under education. Tourism needs to promote Croom's amenities such as bird watching, camping and horses. She did not like the City logo flying into the pages and suggested it be changed. The City website needs updating for quick links to information and promoting city staff. She would like to see easily accessible schedules along with promotion of city services.

## REGULAR COUNCIL MEETING MINUTES – JANUARY 3, 2011

Lanny Husebo advised he wrote the script for Charlie Crist and would write a new script for Rick Scott. He also indicated the sponsors will have a link to their website and pointed out it is not possible to promote all assets of the area in this one video but a means to link to other websites for useful information.

City Manager Norman-Vacha pointed out the city's website has come a long way in the past three (3) years and is updated internally by city staff.

Council consensus was to bring the final version back to Council for review.

Mayor Burnett would like to add cost of the presentation to the first Council financial workshop agenda on February 22<sup>nd</sup>.

City Manager Norman-Vacha stated there have been numerous hours put into this video at no cost to the City, enforcing positive representation. It is a marketing tool to attract out of state business and industry. She thanked Mr. Husebo for his work.

Council Member Bradburn commended Dennis Wilfong, Michael Heard and Lanny Husebo for their camaraderie and creativity.

Mayor Burnett encouraged all Council members to take time in the near future to meet with Mr. Wilfong to discuss his ideas. He feels this video is a great investment for the City to bring in business and jobs.

### CITIZEN INPUT

Mayor Burnett asked for public input; there was none.

### CONSENT AGENDA

#### **Budget Amendment – Departmental Expenditures for Christmas Parade**

Consideration of budget amendment authorizing amendments on behalf of approved Special Events expended in the amount of \$2,965.83.

#### **Sale of Surplus Equipment - Water Meters**

Consideration to authorize the sale of surplus water meters to United Industries in the amount of \$1,487.50.

#### **Award of Bid – GPS System Bid No. UD2010-09**

Consideration of bid award to GPSServe, Inc., for the not-to-exceed amount of \$8,970.

#### **2011 Edward Byrne Memorial Justice Assistance Grant (JAG)**

Consideration of acceptance of grant in the amount of \$3,921 and authorize the Mayor to sign the Certificate of Acceptance and related documents.

Council Member Bernardini asked if the 2011 Edward Byrne Memorial JAG was for a certain piece of equipment. City Manager Norman-Vacha confirmed that it was for a specific operation and the grant was applied for outlining specifications.

He next asked about the GPS System bid award specifications as there was a bidder that is actually bidding a different system. Director Radacky handed out a specification sheet that was not initially included.

## REGULAR COUNCIL MEETING MINUTES – JANUARY 3, 2011

Vice Mayor Johnston indicated on item 4 section 1 page 1 of 2, the Mayor needs to be changed. On Budget Amendment item 1 he noted approval of funds being expended occurred at a meeting he did not attend. He would have voted against it but will vote for approval tonight since it is reallocating funds.

### Motion:

Motion was made by Council Member Bernardini and seconded by Council Member Pierce for approval of the Consent Agenda. Motion carried 5-0.

## PUBLIC HEARINGS

### Ordinance No. 815 – City of Brooksville on behalf of Sea Gate Land Holdings, Inc./SeaGate Village Homeowner's Association, Inc., and Hernando County

Consideration of voluntary annexation of 77 acres, located south of Wiscon Road and north of Mason Smith Road.

**[First Reading 12/20/10]**

Mayor Burnett called for proof of publication. Deputy City Clerk Harsin indicated Item G1 was published on Friday, December 24, 2010 and Friday, December 31, 2010, in the Hernando Today legal section of the Tampa Tribune and there is a copy of the affidavits for the record.

Steve Gouldman, City Planner, reviewed the ordinance for a voluntary annexation. He stated the City is the applicant, pursuant to the Utility Services Agreement of April 2007. This property has a Hernando County Future Land Use Designation of residential and a County Combined Planned Development Project zoning which would allow for general commercial office/multi-family and single-family development properties.

Council Member Bradburn asked about responsibility of wetlands and if this annexation is a condition of the previous City agreement. City Planner Steve Gouldman indicated it is the developer's responsibility to meet all requirements. Director Geiger affirmed there is a condition in the agreement to provide utility services to the property as outlined in the staff report.

### Motion:

Motion was made by Council Member Bradburn and seconded by Council Member Pierce for approval.

Deputy Clerk Harsin read Ordinance No. 815 by title, as follows:

**AN ORDINANCE OF THE CITY OF BROOKSVILLE, FLORIDA, AUTHORIZING THE VOLUNTARY ANNEXATION OF REAL PROPERTY INTO THE MUNICIPAL BOUNDARIES OF THE CITY OF BROOKSVILLE, FLORIDA, PURSUANT TO SECTION 171.044, FLORIDA STATUTES; PROVIDING A LEGAL DESCRIPTION OF THE PROPERTY SUBJECT TO THE VOLUNTARY ANNEXATION; PROVIDING FOR PUBLICATION; PROVIDING FOR FILINGS WITH THE APPROPRIATE GOVERNMENTAL AGENCIES; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.**

# REGULAR COUNCIL MEETING MINUTES – JANUARY 3, 2011

Motion carried 5-0 upon roll call vote, as follows:

Council Member Bradburn	Aye
Council Member Pierce	Aye
Council Member Bernardini	Aye
Vice Mayor Johnston	Aye
Mayor Burnett	Aye

## CITIZEN INPUT

Mayor Burnett asked for public input; there was none.

### **Motion:**

Motion was made by Vice Mayor Johnston and seconded by Council Member Bradburn to ratify and confirm the vote at the subsequent date of the public hearing. Motion carried 5-0.

## REGULAR AGENDA

### **FDOT Landscape Reimbursement and Maintenance Agreement**

Consideration of approval of agreement and authorization of the Mayor's signature.

Mike Walker, Director of Parks, Facilities & Recreation, stated this agreement is to receive funds in the amount of \$30,000 for the years 2011 to 2014 for the maintenance of state right-of-ways landscaping from SR50 truck route from Killingsworth Insurance Plaza to Applebee's; to Broad Street; to Ponce De Leon Boulevard; to the old Brooksville Regional Hospital area; and downtown bulb outs. The funds will offset costs, which include mulching, fertilizing, treating diseased plants, removing and replacing dead plants. Vegetation or design changes will have to be approved by FDOT. This will also cover engineering expenses which is ten percent (10%) of those funds. This agreement has been reviewed by the City Attorney and an area of concern is addressed in the memorandum on page 8 of 10 of the agreement, Section 8(a), which states FDOT district secretary shall decide all questions, difficulties and disputes of any nature whatsoever that may arise under this agreement.

City Attorney Rey stated she did consult with FDOT counsel and expressed concerns of the City's potential waiver of rights in the event of dispute. This is a district policy and FDOT was not amendable to making modifications to this provision. She advised them of the City's Charter requirements regarding indemnification and they were amendable to making that change. She noted there is a paragraph labeled indemnification but it is a notice provision only. She advised Council of the procedural process for the City to seek reimbursement for funding in the event there is a dispute is limited to the district secretary's decisions.

Council Member Pierce asked how often reimbursement is requested and suggested at least monthly and further advised to ask for reimbursement early on to avoid pitfalls. He confirmed with Director Walker that FDOT be accepting timesheets and book order documentation for reimbursement of staff and equipment time. Vice Mayor Johnston confirmed with Director Walker that most work will be done by City staff except major changes, such as redesign.

Council Member Bradburn stated a dispute that may arise is replacement of certain plants, which should be mutually accepted by the Florida Department of Transportation.

# REGULAR COUNCIL MEETING MINUTES – JANUARY 3, 2011

## Motion:

Motion was made by Council Member Bradburn and seconded by Council Member Johnston for approval. Motion carried 5-0.

## Advisory Board Appointments

Appointment of advisory board members to fill vacant and expiring terms.

### Parks and Recreation Advisory Board

One (1) Full-time board position to fill an expiring 4-year term of office through December 31, 2014

One (1) Alternate board position to fill an expiring 4-year term of office through December 31, 2014

One (1) Full-time board position to fill an unexpired 4-year term of office through December 31, 2013.

City Residency not required.

Richard Gant	Reapplying (Expiring Term)
Richard Howell	New Applicant
Ronald Lawson	New Applicant
Toni Maletta	Applying for Full-time Board Position (Expiring Alternate Term)
Sue Rupe	New Applicant

Council Member Bernardini stated Mark Blanton had offered a letter of resignation back in January 2010 to the Board Secretary Audrey Williams after he had received notification that he had missed several meetings with unexcused absences. He indicated, due to the infrequency that this board meets, it was never discussed at an official meeting until October, as he was not in attendance. The board voted to recommend to City Council to replace Mr. Blanton with Ms. Maletta, raising her from an alternate to the full-time position. He stated Chairman Richard Gant has been a model member of this board and supportive of the parks system and recommended he be reappointed as a full-time board member. He also recommended approval of Toni Maletta as the second full-time position and Sue Rupe, with her background in tourism, be appointed to the alternate board position.

Council Member Bradburn agreed that Mr. Gant has been an outstanding board member, an excellent liaison to the Good Neighbor Trail and his experience with Southwest Florida Water Management District is helpful. She agreed that Sue Rupe would be invaluable in any capacity on this board. She appreciated that Ms. Maletta has stepped up as a member. She would also support Ronald Lawson, who has proven his desire to serve the City in various capacities with his business experience.

Mayor Burnett advised Council Members consider new applicants for board positions to encourage others to apply.

Council agreed to approve appointments by individual motions.

## Motion:

Motion was made by Council Member Bernardini and seconded by Council Member Bradburn for approval of Richard Gant to fill one (1) full-time board position expiring term of office through December 31, 2014. Motion carried 5-0.

# REGULAR COUNCIL MEETING MINUTES – JANUARY 3, 2011

## **Motion:**

Motion was made by Council Member Bernardini and seconded by Council Member Pierce for approval of Toni Maletta to fill one (1) full-time board position unexpired term of office through December 31, 2013. Motion carried 5-0.

Council Member Bradburn asked for Ms. Maletta's background. Council Member Bernardini stated she works for finance in the school system and is involved in soft ball tournaments.

## **Motion:**

Motion was made by Council Member Bernardini and seconded by Vice Mayor Johnston for approval of Sue Rupe to fill one (1) alternate board position expiring term of office through December 31, 2014. Motion carried 5-0.

Council Member Bernardini thanked Council for giving him the opportunity to investigate the resignation of Mark Blanton.

## **CITIZEN INPUT**

Mayor Burnett asked for public input; there was none.

## **ITEMS BY COUNCIL**

### **T. Jennene Norman-Vacha, City Manager**

#### Senator Nelson Representative

City Manager Norman-Vacha announced that U.S. Senator Bill Nelson's representative will be available to citizens tomorrow between 3:00 and 5:00 p.m. in City Hall.

#### Martin Luther King Parade

She stated the parade is scheduled for January 17th at 10:00 a.m. There is no cost to the city with traffic control being handled by the Sheriff's Office. She invited all to participate and announced the lineup is on Emerson Road at 8:00 a.m.

#### Next Council Workshop

She confirmed the next workshop with Energy Systems Group is scheduled for Tuesday, January 25th at 6:00 p.m.

### **Emory Pierce, Council Member**

#### Enrichment Center Generator Purchase

Council Member Pierce referenced a letter from Enrichment Center Inc. requesting the purchase of a generator and advised that come before Council. City Manager Norman-Vacha stated representatives from the Enrichment Center will be coming before City Council at the February 7th meeting with an update on construction and the referenced letter.

### **Joe Bernardini, Council Member**

#### Police Department Contact After Hours

Council Member Bernardini stated the police department afterhours phone service is still not working properly as previously announced by Vice Mayor Johnston. City Manager Norman-Vacha indicated that testing has been done and it was working properly. Police Chief Turner stated 754-6800 is the old line and is now a roll-over line to 540-3800 and the order of the afterhours phone

## REGULAR COUNCIL MEETING MINUTES – JANUARY 3, 2011

was changed. First it says “If this is an emergency hang up and dial 911”. Second, “If you wish to speak to a police officer, press 2” and sends the call to County dispatch. Third, “If you know the extension you are calling and you wish to leave a message...”. He pointed out if there is no extension dialed then it will cut off the call. He stated the system is being checked regularly to ensure it has been working properly but he will recheck it tonight. City Manager Norman-Vacha assured testing will continue to see that it is working properly.

### Repair to Dias

He asked that the laminate on his side of the Dias be repaired. City Manager Norman-Vacha indicated it would be done.

### Joe Johnston, Vice Mayor

#### Crooked picture in Council Chambers

Vice Mayor Johnston asked that the picture be adjusted that is hanging behind him to the left. City Manager Norman-Vacha assured that it will be fixed.

#### Walk light Countdown

He asked the status on the walk light countdown at Martin Luther King Boulevard and US41 and downtown. City Manager Norman-Vacha stated she will give an update as soon as it is available.

#### Articles on Red Light Cameras

He handed out red light cameras newspaper articles that were published over the past week.

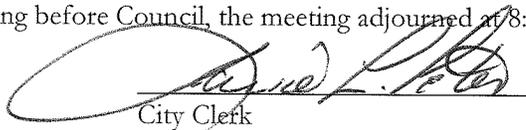
### Frankie Burnett, Mayor

#### Brooksville Housing Authority

Mayor Burnett confirmed Council had reviewed the letter from Brooksville Housing Authority prior to the Mayor’s signature. City Manager Norman-Vacha stated the letter is ready for his signature this evening.

## ADJOURNMENT

There being no further business to bring before Council, the meeting adjourned at 8:55 p.m.

  
City Clerk

Attest:   
Mayor