

**CITY OF BROOKSVILLE
REGULAR CITY COUNCIL MEETING
COUNCIL CHAMBERS
201 HOWELL AVENUE
BROOKSVILLE, FL 34601**

MINUTES

October 7, 2013

7:00 P.M.

Brooksville City Council met in regular session with Mayor Lara Bradburn, Vice Mayor Kevin Hohn, Council Members Joe Bernardini, Frankie Burnett, and Joseph E. Johnston, III present. Also present were James Fisher, City Attorneys; T. Jennene Norman-Vacha, City Manager; Janice L. Peters, City Clerk; Mike Walker, Parks and Recreation Director; Bill Geiger, Community Development Director; Richard Radacky, 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 Bradburn, followed by an invocation and Pledge of Allegiance.

PRESENTATION & REQUESTS FOR WAIVERS

Hernando County Fine Arts Council Fee Waiver Request

Consideration of request for fee waiver in the amount of \$600 for the 2014 Art in the Park event at Tom Varn Park scheduled for March 15 and 16, 2014.

Paul Shaskin, Vice Chair of the Hernando County Fine Arts reviewed the event to be held in Tom Varn Park.

Motion:

Motion was made by Council Member Burnett and seconded by Council Member Johnston for approval of the waiver in the amount of \$600. Motion carried 5-0.

Christian Life Assembly of God Fee Waiver Request

Consideration of request for fee waiver in the amount of \$305 for rental of the Jerome Brown Community Center for Thanksgiving Dinner scheduled for November 25, 2013.

Reverend John Hensel reviewed the event, which feeds about 600 people, including shut-ins. He advised those who wish to volunteer can do so on the website or just show up.

Motion:

Motion was made by Council Member Burnett and seconded by Council Member Bernardini for approval of the waiver in the amount of \$305. Motion carried 5-0.

CERTIFICATES, PROCLAMATIONS AND PRESENTATIONS

Margaret R. Ghiotto Improvement Award - Commercial Award

Recognition of improvements to the property owned by Robert Smith, Sr., located at 259 Howell Avenue.

APPROVED BY BROOKSVILLE
CITY COUNCIL
ON 7/21/14 INITIALS AL

REGULAR COUNCIL MEETING – OCTOBER 7, 2013

Scott Renz, Beautification Board Chair, reviewed the award which will be presented to Mr. Smith, who was not able to attend the meeting.

Proclamation for Fire Prevention Week

Presentation of a Proclamation honoring Fire Prevention Week October 6-12, 2013.

Fire Chief Mossgrove reviewed Fire Prevention Week and tips for preventing kitchen fires. Mayor Bradburn asked which extinguisher is the best. Chief Mossgrove recommended the ABC Dry Chemical Extinguisher.

The proclamation was read by the Mayor in its entirety and presented to Fire Chief Mossgrove by Council.

Council Member Johnston he had his first kitchen fire ever last week.

CITIZEN INPUT

Mayor Bradburn called for public input.

Dr. Johnny Johnson appealed to Council to vote in favor of returning fluoride to the City's water at optimum levels. Mayor Bradburn asked for confirmation that Dr. Johnson's stance is that water fluoridation is safe and effective. He confirmed this. Mayor Bradburn asked if he is aware of any toxicology studies that would show otherwise. He advised he is not aware of any because they are not required by the EPA or the National Sanitation Foundation. Mayor Bradburn advised she has two toxicological studies on hydrofluoric acid that are peer reviewed. Dr. Johnson advised he had spoken with the National Fluoridation Engineer at the CDC advised they are not required. He requested a copy of the studies, which Mayor Bradburn entered into the record. (Attachment 1)

Kurt Irmischer spoke in opposition of water fluoridation, stating there has not been one peer reviewed, placebo controlled, toxicological study, over 65 years showing the consumption of hydrofluosilicic acid by humans and animals is completely safe and effective over a lifetime. He advised there are over 10,000 studies from around the world that speak of the deleterious effects of fluoride on prenatal children, the elderly, diabetics, hyper thyroidism and people with kidney disease.

Dr. Roth rebutted Mr. Irmischer's statement advising that there are 10,000 peer reviewed studies, speaking in favor of water fluoridation.

Pat Miketinac spoke in favor of removing the red light cameras, referring to the Constitutional rights of citizens.

Shirley Miketinac thanked Council for their service. She spoke against the red light cameras.

Ann Gail Ellis reiterated the Health Dept. is pro fluoridation and thanked all who have attended in support of the issue. Mayor Bradburn asked if she is aware of any toxicological studies in regard to hydrofluosilicic acid? Ms. Ellis advised she is not. Mayor Bradburn asked if she is familiar with NSF Standard 60. Ms. Ellis advised she is not. Mayor Bradburn asked

REGULAR COUNCIL MEETING – OCTOBER 7, 2013

if she is familiar with what would be required for certification under that standard. Ms. Ellis advised she is not. Mayor Bradburn asked if the Health Department provide written declaration stating that water fluoridation is fully safe and effective for human consumption. Ms. Ellis could not confirm that.

CONSENT AGENDA

Minutes

- a) February 4, 2013 Regular Meeting
- b) March 5, 2013 Workshop
- c) May 6, 2013 Regular Meeting

Surplus Equipment

Consideration to surplus obsolete/inoperable equipment.

Bluesapalooza Music Festival Fee Waivers

Confirmation of allocation of previously approved fee waiver.

Motion:

Motion was made by Council Member Bernardini and seconded by Council Member Johnston for approval of Consent Agenda.

Council Member Burnett asked why the fee waiver was under the consent agenda. City Manager Norman-Vacha advised it had been approved at the last Council meeting for the FY13/14 budget, however, the event actually happened in the FY12/13 budget. So the request is for the fee to come out of the FY12/13 budget.

Motion carried 5-0.

REGULAR AGENDA

Audit Services RFP No. FI2013-05 Award

Consideration of award for Audit Services to Clifton Larson Allen and authorize staff to prepare an agreement to be returned to Council for approval.

City Manager Norman-Vacha advised Oliver & Co. had withdrawn their bid for the contract for Audit Services.

Assistant Finance Director Delach reviewed the issue.

Council Member Johnston asked if the monthly billing requested by Clifton Larson Allen would be able to be processed monthly. City Manager Norman-Vacha advised yes.

Vice Mayor Hohn asked about the rankings. Assistant Finance Director Delach reviewed.

Mayor Bradburn advised she did not understand the ranking scores, indicating she would like to interview the companies that submitted proposals with contracts ready to be signed. She asked who will be responsible for the reports to the State.

REGULAR COUNCIL MEETING – OCTOBER 7, 2013

City Manager Norman-Vacha indicated the contract will come back to Council and the proposals do address the reports.

Motion:

Motion was made by Council Member Johnston and seconded by Council Member Burnett for award of the Audit Services RFQ to Clifton Larson Allen.

Motion carried 4-1 with Mayor Bradburn voting in opposition.

City Manager Norman-Vacha advised staff will be back to Council as soon as possible with a contract.

Noise Ordinance No. 730-A

Consideration of proposed ordinance amending Chapter 82 of the Code relating to Traffic and Vehicles, Article III, Noise from Vehicles.

Police Chief Turner reviewed the ordinance.

Council Member Burnett asked if the fees set with the original ordinance would stand. City Attorney Fisher reviewed what has changed, indicating the original provisions would stay the same.

Vice Mayor Hohn asked if the monster truck pulls and ice cream trucks are gone. City Attorney Fisher advised yes.

Mayor Bradburn asked for public input; there was none.

Council Member Johnston advised his concern is for the 25 feet restriction. He will vote against for that reason.

Mayor Bradburn asked how many citations have been issued when the ordinance was in effect prior. Chief Turner advised quite a few, with most being from complaints.

Council Member Burnett felt the noise has increased since stopping enforcement.

Vice Mayor Hohn asked if music on private property is affected and if a motor home is considered a vehicle. City Attorney Fisher advised yes. He advised the whole issue concerned "plainly audible"

Motion:

Motion was made by Council Member Burnett and seconded by Vice Mayor Hohn for approval of Ordinance No. 730-A.

City Clerk Peters read Ordinance No. 730-A by title, as follows:

**AN ORDINANCE OF THE CITY OF BROOKSVILLE, FLORIDA,
AMENDING THE CODE OF ORDINANCES OF THE CITY OF
BROOKSVILLE, FLORIDA, CHAPTER 82, "TRAFFIC AND
VEHICLES," BY ADDING THERETO A NEW ARTICLE III,**

REGULAR COUNCIL MEETING – OCTOBER 7, 2013

“NOISE FROM VEHICLES;” PROHIBITING ; PROVIDING FOR CONFLICT AND SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR EFFECTIVE DATE.

Motion carried 4-1 upon roll call vote, as follows:

Council Member Bernardini	Aye
Council Member Burnett	Aye
Council Member Johnston	Nay
Vice Mayor Hohn	Aye
Mayor Bradburn	Aye

Fluoride Update

City Manager Norman-Vacha reviewed the request of Council. She advised staff has not been able to locate information regarding scientific studies and toxicology reports conducted by state/federal agencies, including Florida Department of Environmental Protection, US Environmental Protection Agency, US Center for Disease Control and Prevention, stating that fluoride is safe and effective. Further, in speaking with Florida Department of Health staff, it is our understanding that hydrofluosilicic acid is not considered a drug and therefore a “toxicology” report is not available.

Mayor Bradburn advised the information has not been reviewed by Council as it was just received this afternoon.

Council Member Bernardini asked, if fluoride is so bad, why hasn't the CDC, and other agencies done studies? Also, why are dentists so staunchly for fluoride?

Council Member Burnett advised he has always based his opinion on first hand evidence and that no one that he knows of has ever died from it. He recommended a referendum on the issue.

Council Member Johnston was in favor.

Vice Mayor Hohn appreciates the fact that it is beneficial but needs more time to consider the issue.

Mayor Bradburn does not think it is an issue of fluoride; it's an issue of whether or not we ingest unnecessarily a product that should be a choice to consume. She reviewed NSF Standard 60, and pointed out that the manufacturer or re-packager of fluoridation products are not mandated to comply with the standard, but the city is mandated and would be held liable for any material impacts. She believes that unless the manufacturer or re-packager provides specific or detailed information on the materials content and certification, the city would be placing our utility staff, first responders and citizens at risk of exposure. She notes that there have been no citizens here asking for fluoride to be added to the water. She pointed out some misinformation read by Dr. Johnson, and urged that if the council goes in this direction, the contract go through legal review.

REGULAR COUNCIL MEETING – OCTOBER 7, 2013

Council Member Bernardini advised that even though the citizens have not been here asking for it, they are not here opposing it either. The people he has talked to are not opposed to the fluoride in their water. It's his understanding that every building in the city has documentation of any stored hazardous materials for safety purposes, and first responders would know what is there. Regarding employees handling the material, it should come with directions on how it should be handled.

Council Member Burnett indicated, for the record, that he has not seen any residents in attendance providing support or opposition for the fluoride.

Council Member Johnston, regarding dentists' fear to speak out against fluoridation, knowing dentists in the area he does not understand why they would be afraid to speak an opinion which would not cause them to lose their license. His opinion remains that this is for the benefit of the citizens of the City of Brooksville.

Regarding Vice Mayor Hohn's request of the chemical make-up of the product previously used for water fluoridation in the City, staff provided information from the Dumont Company. They provided it to their customers earlier this year regarding their product, specifically the origin of materials and contaminant content, occurring naturally.

Additionally, staff provided e-mails received from others regarding fluoride since the last meeting.

Motion:

Motion was made by Council Member Johnston and seconded by Council Member Burnett for approval of reinstating the fluoridation program to the City's water using the Agent HFS-2300 and authorize staff to proceed with matters necessary to do so.

Council Member Bernardini wished the water bills to note that the City is including fluoride in their water. Council Member Johnston advised he did not know about it needing to be a part of the motion but he would not have a problem with that. Mayor Bradburn asked if he would like a consensus for that. Council Member Johnston advised he would not have a problem with it should it pass. Council Member Bernardini indicated he would like that. Council consensus was to allow.

Motion carried 4-1, with Mayor Bradburn voting in opposition.

City Manager Norman-Vacha advised a contract was not required but it would take 30-45 days for implementation, and she would happy to include something on the water bill telling citizens that council has re-implemented the water fluoridation program.

Mayor Bradburn requested to review all correspondence with the manufacturers and all contract information for purchase.

CITIZEN INPUT

Mayor Bradburn called for citizen input.

REGULAR COUNCIL MEETING – OCTOBER 7, 2013

Dr. Johnny Johnson advised there is specific wording addressing usage of fluoridated water for reconstituting infant formula that would be beneficial to add to the water bill.

Dr. Roth thanked Council for their vote.

Ann Gail Ellis, Department of Health, suggested starting the verbiage on the water bill now so citizens can prepare for the fluoridation. Regarding Dr. Johnson's advice, the Department of Health would be happy to assist in notifying the medical and dental community of the reinstatement of the water system.

ITEMS BY COUNCIL

Joseph E. Johnston, III, Council Member

Council Member Johnston advised that the traffic signal at Mildred and Jefferson is cycling on its own again, and he believes the county will be adding the issue to their agenda.

Kevin Hohn, Vice Mayor

Fluoride

Vice Mayor Kevin Hohn, referencing the fluoride issue, said it's identical to the war on drugs. It's a long fight, not doing much good, but what happens if we stop. The damage would be unbelievable if we decided to change course, as every dentist would say about fluoride. It's that important.

The First Tee

He confirmed with Director Walker that The First Tee started this week, and looks forward to spending some time with the kids.

Joe Bernardini, Council Member

Brooksville Commons

Council Member Bernardini, referencing the e-mail sent by Gary Wilson, is hoping that they can do something about the State putting a big sign in front of The Brooksville Commons. Mayor Bradburn and City Manager Norman-Vacha confirmed they are working on it.

Red Light Cameras

He asked for an update on the continuous flashing at the red light cameras, which is still occurring. Mayor Bradburn indicated that Captain Hankins had sent out a letter to the company advising of Council's concern. City Manager Norman-Vacha said they have responded, and the Chief will get an update in writing from the company on what action has already been taken.

He requested that before any other cameras are placed within city limits the contract be brought before the council for vote on whether to add it. Mayor Bradburn believes that when the program was established any new camera was supposed to come before Council. Council agreed consensus is needed. Council Member Bernardini requested, although approved originally, future discussion of the proposed camera at Ponce De Leon and Jefferson. Mayor Bradburn stated she does not have a problem with previously approved

REGULAR COUNCIL MEETING – OCTOBER 7, 2013

cameras, but agreed new intersections require approval. Council Member Bernardini mentioned that he spoke to Attorney Hogan, who agreed it would be prudent to review any future cameras and the attorney will meet with Council members individually to discuss.

He also suggested re-addressing the ordinance and changing 5 mph to 15 mph so it may stop some of the flashing which occurs when the camera anticipates a violation. Council Member Johnston agreed. Mayor Bradburn discussed her meeting with Senator Simpson last week, and assured him Council was in favor of extending the yellow light timing.

Frankie Burnett, Council Member

Mid-Florida

Council Member Burnett requested the Council do a proclamation on behalf of Mid-Florida. On October 30th they are going to be recognized for Weatherization Day. In 2011, Mid Florida did 303 homes, and in 2012 they did 253 homes in Hernando County. Over 85% of clients show a savings of \$300.00 to \$450.00 dollars a year on utility bills.

He thanked Council and staff for their dedication to the City of Brooksville.

T. Jennene Norman-Vacha, City Manager

City Manager Norman-Vacha reviewed the events of Founder's Week and upcoming city and county activities.

Lara Bradburn, Mayor

Mayor Bradburn encouraged all to visit the court house for their century celebration.

Legislative Delegation

She advised that she is unable to attend the legislative delegation on Monday, and will work with Council to make alternate arrangements.

Florida League of Cities Policy Committee

She reminded everyone that October 18th is the second Florida League of Cities Policy Committee meeting being held in Orlando.

Fluoride

Mayor Bradburn advised she will continue to do due diligence on the issue of fluoride, and appreciates the conversations they have had and will continue to have.

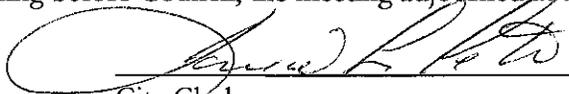
ADJOURNMENT

There being no further business to bring before Council, the meeting adjourned at 9:10 p.m.

Attest:



Mayor



City Clerk