

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

AGENDA

April 20, 2015

7:00 P.M.

Brooksville City Council met in regular session with Frankie Burnett, Mayor, Joseph E. Johnston, III, Vice-Mayor and Council Members Robert Battista, Betty Erhard, and Natalie Kahler in attendance. Also present were Clifford A. Taylor, City Attorney; T. Jennene Norman-Vacha, City Manager; Janice Peters, City Clerk; Bill Geiger, Community Development Director; Richard Radacky, Director of Public Works; Mike Walker, Director of Parks, Facilities & Recreation; and Tim Mossgrove, Fire Chief.

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

CERTIFICATES, PROCLAMATIONS AND PRESENTATIONS

Proclamation - Volunteer Appreciation Month

Presentation of proclamation declaring April 2015 Volunteer Month and honoring our citizens that volunteer their valuable time and make a difference in the City of Brooksville. City of Brooksville will celebrate appreciation of our volunteers on Tuesday, April 28th, at 5:30 p.m. at City Hall.

The proclamation was read in its entirety by Council Member Kahler. Mayor Burnett advised that from April 2014 - April 2015, 120 volunteers worked a total of 4,194.8 hours, saving the City approximately \$33,264.78. The proclamation will be on display at the Volunteer Appreciation reception on April 28th.

Proclamation - Arbor Day

Presentation of proclamation supporting Arbor Day in our community, which will be recognized at a Beautification Board event to be held on April 24, 2015, 10:00 a.m. at The Quarry.

The proclamation was read in its entirety by Council Member Erhard. City Manager Norman-Vacha reviewed the date and time of the event.

Hernando County Fine Arts Council - Certificate of Appreciation

Presentation of Certificate of Appreciation by the Hernando County Fine Arts Council to Derrick Hare, city employee, for extraordinary service.

Jan Knowles, Hernando County Fine Arts Council Co-Chair, presented city employee Derrick Hare with the Certificate of Appreciation for his dedication in helping the Hernando County Fine Arts Council with their annual Art in the Park event. Vice Mayor Johnston advised Mr. Hare helps with all events in the city.

Property Assessment/Values Update

Presentation of an update on property assessment/values from the Hernando County Property Appraiser's Office.

APPROVED BY BROOKSVILLE
CITY COUNCIL
ON 5/4/15 INITIALS JP

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Kevin Johnston, Chief Deputy of Valuation and Tax Roll and John Emerson, Hernando County Property Appraiser, reviewed the annual trim notice and tax roll process including just/market value, assessed value and taxable value.

Mr. Johnston reviewed the historic taxable value for the City of Brooksville since 2004 as well, advising there is a tentative 1.39% increase over last year and he expects this will increase.

He also advised they have a new tax estimator on the Property Appraiser's website.

Council Member Kahler asked Mr. Johnston to elaborate on the affect of foreclosures on taxes. He advised foreclosures can draw down the value of surrounding properties.

Mr. Emerson advised he will be sending the City Manager weekly updates until the time of certification of the tax roll.

Pavement Management Plan FY2014-15 Status Update

Alan Garman of GPI reviewed the status of the project.

He advised South Brooksville Avenue has been completed from Martin Luther King to the Public Works building. The portion north of Public Works is being worked on right now from Russell Street to the trail and down to Smith Street.

The next street scheduled for improvements is Chatman Drive. The designs for Veterans and Mildred Avenues is complete and ready to go out for bids and will be bid separately.

CITIZEN INPUT

Mayor Burnett called for citizen input.

Pat Miketinac commented on the letter from Sensys regarding the city's contract termination date.

Shirley Miketinac commented on the Correspondence to Note as reflected on the Agenda, the high-speed rail, and the Brooksville Vision Foundation.

CONSENT AGENDA

Minutes

April 6, 2015 Regular Meeting

Beautification Board Appointment

Consideration of student representative to fill an unexpired 1-year term of office (per Policy 4-2008) through September 17, 2015.

Surplus of Motorola Radios

Consideration to surplus Police Department Motorola radios.

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Motion:

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

PUBLIC HEARINGS

- Entry of Proof of Publication into the Record

Ordinance No. 843 – Comprehensive Plan Amendment (CPA) - Stephens

Consideration of an Ordinance for a Small Scale CPA to amend the City of Brooksville's Comprehensive Plan Future Land Use Map designation from Multi-Family/Mobile Home Residential to Commercial for a 7.7 acre tract located south of E. Liberty Street approximately 265' east of its intersection with S. Saxon Avenue.

Mayor Burnett called for proof of publication. City Clerk Peters advised the Item F-1 was published in the Friday, April 10th edition of the Tampa Bay Times and there is affidavit of publication on record in the office of the City Clerk.

Director Geiger advised this is the 2nd reading of the ordinance, briefly reviewing the details of the amendment. He advised a rezoning petition is in review by the Planning and Zoning Commission and will be coming before Council around June.

Mayor Burnett called for public input. There was none.

Motion:

Motion was made by Council Member Erhard and seconded by Council Member Kahler approval of the first reading of Ordinance No. 843.

City Clerk Peters read Ordinance No. 843 by title as follows:

AN ORDINANCE OF THE CITY OF BROOKSVILLE, FLORIDA, APPROVING A SMALL-SCALE AMENDMENT TO THE FUTURE LAND USE MAP OF THE CITY OF BROOKSVILLE COMPREHENSIVE PLAN; PURSUANT TO PROCEDURES ESTABLISHED IN SECTION 163.3187, FLORIDA STATUTES; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

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

Council Member Battista	Aye
Council Member Erhard	Aye
Council Member Kahler	Aye
Vice-Mayor Johnston	Aye
Mayor Burnett	Aye

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REGULAR AGENDA

Policy 3-2008 - Great Brooksvillian - Criteria for Eligibility

Consideration of Screening Committee recommended changes.

Recommended changes to Policy 3-2008 were reviewed by Michelle Thompson, Chair of the Screening Committee, which included extending the deadline for nominations to May 31st annually and all references in the Policy of "City" be changed to City of Brooksville.

Motion:

Motion was made by Council Member Erhard and seconded by Vice Mayor Johnston approval of the recommended changes to Policy 3-2008 effective immediately. Motion carried 5-0.

Tom Varn Park Pavilion Dedication

Consideration to dedicate the new parks pavilion in the name of Jimmy Brooks.

Mike Walker, Director of Parks, Facilities & Recreation, reviewed the item, as recommend by the Parks & Recreation Board, and the dedication of Mr. Brooks' volunteerism over 25 years of service.

Motion:

Motion was made by Vice Mayor Johnston and seconded by Council Member Erhard approval of the dedication of the Tom Varn Park pavilion to Mr. Jimmy Brooks. Motion carried 5-0.

Director Walker indicated he will update Council as to the date for the dedication.

Mr. Brooks stated he was born and raised in Brooksville, loves the city, and the designation means a lot to him and his family.

The Hogan Law Firm - Waiver of Conflict of Interest

Consideration of Conflict Waiver regarding Mid Florida Community Services.

City Attorney, Cliff Taylor reviewed the requested waiver. Mid Florida Community Services is requesting use of the Jerome Brown Community Center Monday – Friday from approximately 9:00 a.m. to 1:00 p.m. for a Meals on Wheels program. He advised an agreement be drawn up.

Vice Mayor Johnston asked for clarification that the attorney for Mid Florida would be another attorney at the firm.

Motion:

Motion was made by Council Member Kahler and seconded by Council Member Battista approval of the recommended waiver. Motion carried 5-0.

CITIZEN INPUT

Mayor Burnett called for citizen input.

Kojack Burnett congratulated Council on their work.

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ITEMS BY COUNCIL

Clifford A. Taylor, Assistant City Attorney

Executive Session

City Attorney Taylor reviewed the latest letter received from Sensys America and advised a lawsuit was filed against Sensys on Friday. He requested Council hold an Executive Session at the May 4th at 5:30 p.m. meeting of City Council regarding the Sensys contract. Council Concurred.

In response to Council Member Erhard's request for clarification, City Attorney Taylor advised the complaint filed is a public record and he will make it available to all of Council. He indicated Sensys has not been served yet and Council can direct legal counsel to not move forward.

City Attorney Taylor advised he cannot speculate on Sensys' grounds for their conclusion but felt the verbiage in the contract, "any new system should be installed and operational", should have meaning. This has not been done. He refrained from getting into details of the City's strategy to be discussed in the Executive Session.

Council Member Erhard further remarked on the installation date of the last camera issue.

City Attorney Taylor stated that the purpose of a declaration action is to make sure that all parties know exactly how a court is going to rule. If the City waits until December to ask Sensys to remove the cameras, and the city is wrong, it will suffer the consequences. There is sufficient time if the city acts not to get a legal ruling.

Council Member Erhard asked what the projected cost. City Attorney Taylor advised a lot depends on how hard the other side fights. Council Member Erhard asked if City Attorney is working for the City or Sensys. City Attorney Taylor advised it has always been for the City of Brooksville.

Betty Erhard, Council Member

Correspondence to Note (CTN)

Council Member Erhard asked that the CTN be itemized on the agenda. Council concurred.

Sensys Buyout

She asked if it is possible for the City to do a buy-out of the Sensys contract as opposed to a lawsuit. City Attorney Taylor advised it is possible but those things need to be discussed in Executive Session.

Robert Battista, Council Member

Good Neighbor Trail (GNT)

Council Member Battista asked for an update on the GNT. City Manager Norman-Vacha advised the survey work is very near completion and Council will be getting an update.

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Police Pension

He asked where the process is for the Police Pension. City Manager Norman-Vacha advised she will reach out to Mr. Strong for an update.

Natalie Kahler, Council Member

GNT

Council Member Kahler asked that those interested in seeing the trail go through the city instead of the bypass sign the petition at the front desk.

Blueberry Festival Volunteers

She thanked all the volunteers, as well as Mike Walker, Director of Parks, Facilities & Recreation and staff.

Brooksville Fact

She advised Week's Hardware opened in 1913 and is the oldest continually operating business in the city and it has been owned by the same family. It was started by two women of the Week's family and taken over by the brothers 2 years later.

Joseph E. Johnston, III, Vice-Mayor

Volunteer Appreciation

Vice-Mayor Johnston thanked all the volunteers for their dedication to the City of Brooksville.

Quarry

He asked the status of the Quarry. City Manager Norman-Vacha advised an RFQ is being worked on to acquire interested parties.

Frankie Burnett, Mayor

Jimmy Brooks

Mayor Burnett presented Jimmy Brooks with a blueberry pie from the Blueberry Festival. Mr. Brooks advised he would like to donate a sign to the city that reads "Welcome to Brooksville Home of the Tangerine." Director Walker will find a place for it to be displayed.

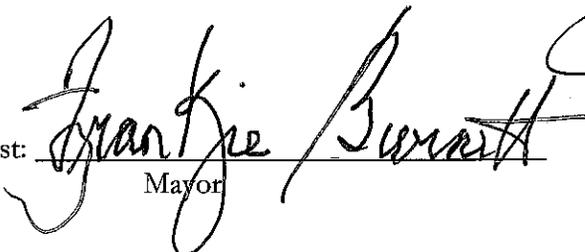
Mayor Burnett also clarified that citizens can speak with any of Council at any time, not just at the Council Meetings.

He thanked the City Manager and staff.

ADJOURNMENT

There being no further business to bring before Council, the meeting adjourned at 8:03 p.m.

Attest:


Mayor


City Clerk