

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

**MINUTES**

**May 6, 2013**

**7:00 P.M.**

Brooksville City Council met in regular session with Mayor Lara Bradburn, Vice Mayor Kevin Hohn, Council Members Joe Bernardini and Joseph E. Johnston, III present. Also present were James Fisher, City Attorney; T. Jennene Norman-Vacha, City Manager; Janice L. Peters, City Clerk; Steve Baumgartner, Finance Director; Mike Walker, Parks and Recreation Director; Bill Geiger, Community Development Director; Richard Radacky, Director of Public Works; 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.

**CERTIFICATES, PROCLAMATIONS AND PRESENTATIONS**

**Chick-fil-A® Leadercast Proclamation**

Presentation of proclamation referencing The Greater Hernando Chamber of Commerce and the 4<sup>th</sup> Annual Chick-fil-A® Leadercast.

Pat Crowley and Dawn Badami of the Hernando County Chamber of Commerce introduced themselves. Mayor Bradburn read the proclamation in its entirety and presented it to Pat and Dawn, who elaborated on the event.

Mayor Bradburn commended them on the Blueberry Pie Baking Contest. She also thanked them for honoring the City Manager on being presented with a leadership award at the Chamber's last breakfast.

**Take Action!! "Champions of Change" Quarterly Employee Recognition**

Mike Walker, Director of Parks, Facilities & Recreation, reviewed the program and presented the quarterly winners, Adele Westfall, 3<sup>rd</sup> Place who lost 15 lbs., and Telina Dowell, 2<sup>nd</sup> Place who also lost 15 lbs. and Bobbie DeSousa, 1<sup>st</sup> Place with 16 lbs weight loss, with gift baskets.

**CITIZEN INPUT**

Mayor Bradburn asked for public input.

Steve Diaz, Chairman of the Good Neighbor Trail (GNT) Committee, gave Council an update on "Close the Gaps, Coast to Coast Connector", creating new trails in Central Florida. He advised the plan is to connect St. Pete with Titusville via a network of trails across the State of Florida, 275 miles. This project will cost \$42-50 million, of which Hernando County should get \$8 million to finish the GNT connection west. It is in the budget but not signed yet by the Governor. It has passed the House and Senate.

APPROVED BY BROOKSVILLE  
CITY COUNCIL  
ON 10/7/13 INITIALS [Signature]

# REGULAR COUNCIL MEETING MINUTES – May 6, 2013

## CONSENT AGENDA

### Minutes

January 7, 2013 Regular Meeting

### FY2012/13 Budget Amendment

Consideration of amendment to correct posted funds from FY2011/12.

### FY2012/13 Budget Amendments

Consideration of budget amendments relating to bond refunds.

### Mowing Bid SD2013-01 Award

Consideration to award bid to Paff Landscaping, Inc. for mowing services on an as-needed basis.

### Public Nuisance Lien

Consideration to record Special Assessment Liens against properties with unpaid Code Enforcement costs.

Vice Mayor Hohn asked why the orders come to Council for approval when they read that if the fees aren't paid within 30 days it "shall" be recorded. He suggested maybe the Code needs to be changed.

### Motion:

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

## PUBLIC HEARINGS

- Entry of Proof of Publication into the Record

Mayor Bradburn called for proof of publication. City Clerk Peters indicated Items F1 & F2 were published on Friday, April 26, 2013, in the Tampa Bay Times legal section of the St. Pete Times and there is a copy of the affidavit for the record.

### Ordinance No. 835 – Mosquito Control MSTU

Consideration of proposed ordinance providing for inclusion of the City in the Hernando County Mosquito Control Municipal Service Taxing Unit (MSTU) for FY2013/14.

**[First Reading 4/15/13]**

Richard Radacky, Director of Public Works, advised the attached ordinance supports the MSTU for FY2013/14 at 1/10 of a mill. He indicated the statement in section 3 references the Ordinance will be null and void if 1/10 of a mill is exceeded. Staff is working on the Interlocal Agreement. Mayor Bradburn felt this to be a County responsibility, not a municipal one since city taxpayers also pay County taxes.

Peter Taylor, the Hernando County Mosquito Control Director was present and introduced himself. He explained the formula used to spray for mosquitoes.

Council Member Burnett asked if there is a schedule of when the City of Brooksville will be being sprayed. Mr. Taylor advised there is not a schedule because the Florida Statutes and Administrative Code prohibit spraying on a schedule. They spray after surveillance of the

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fields on a rational quantifiable basis, which he explained. Mayor Bradburn asked that Mr. Taylor keep Director Radacky updated on the placement of traps, chicken cages, etc.

Vice Mayor Hohn, asked what the resolution is if the ordinance becomes null and void for exceeding 1/10 of a mil. Director Radacky indicated he had talked to the County's Finance Director and he recommended acquiring additional monies from the General Fund.

City Manager Norman-Vacha advised any MSTU's opted into by the City adds to the City's max 10 mils. Staff does not like to give blank checks to the County for MSTU's. Staff could look for other alternatives if the mill goes above the 1/10.

Director Radacky felt if Hernando County realizes upfront that the City may opt out they will be more likely to stay below the 1/10 of a mil. Mayor Bradburn pointed out that city tax payers contribute to the County's general fund as well and she feels it is a County task to spray for mosquito's and the ballot question was very misleading.

Council Member Bernardini wanted clarification that the City won't be paying twice. Mayor Bradburn confirmed. City Manager Norman-Vacha advised the only way would be if there was a deficit and there were additional General Fund contributions, in that regard we would still be opted into the taxing unit as well as possibly paying a millage rate on the General Fund.

Mayor Bradburn asked for public input; there was none.

### Motion:

Motion was made by Council Member Burnett and seconded by Council Member Bernardini for approval of Ordinance No. 835.

City Clerk Peters read Ordinance No. 835 by title, as follows:

**AN ORDINANCE OF THE CITY OF BROOKSVILLE, CONSENTING TO BE INCLUDED IN THE HERNANDO COUNTY MOSQUITO CONTROL MUNICIPAL SERVICE TAXING UNIT CREATED BY HERNANDO COUNTY ORDINANCE NO. 2011-11; PROVIDING FOR CONFLICT AND SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

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

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

### Ordinance No. 836 – Howell Avenue Rezoning

Consideration to rezone approximately 0.82 acres located at 259 Howell Avenue from the current zoning of Residential (R-1B) consisting of a single family residential unit to a zoning designation of Professional Office District (P-1).

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Mayor Bradburn polled Council Members for Ex-Parte Communication; none had taken place. She explained the Quasi Judicial process.

All wishing to testify regarding this issue were sworn by City Clerk Peters.

Mayor Bradburn asked that the credentials of Bill Geiger, Steve Gouldman be recognized by Council as expert witnesses. Council concurred.

Community Redevelopment Planner Steve Gouldman asked that the entire agenda backup materials be entered into the record as if it were read. (Attachment 1). He proceeded to review the request.

Vice Mayor Hohn pointed out that it is currently zoned R1B, residential but the Comprehensive Plan reflects Commercial. He asked if there was a variance given to change the designation. Planner Gouldman advised no variance is needed, that when a Comprehensive Plan is done the designations are laid out so the zoning was already there. He advised it is presently developed and located within the City's historic central business and residential district, which has a mixture of uses.

He advised the Planning and Zoning Commission reviewed this at their April 10, 2013 meeting and concurred with staff's recommendation.

The petitioner, Robert Smith, briefly reviewed the project.

Mayor Bradburn asked for public input; there was none.

Council Member Johnston reiterated that the older residences in the downtown corridor need to be preserved and this is the best use.

### **Motion:**

Motion was made by Council Member Burnett and seconded by Council Member Bernardini for approval of Ordinance No. 836.

City Clerk Peters read Ordinance No. 836 by title, as follows:

**AN ORDINANCE PROVIDING A ZONING CLASSIFICATION OF P-1 (PROFESSIONAL OFFICE), FOR CERTAIN REAL PROPERTY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.**

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

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

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## REGULAR AGENDA

### Resolution No. 2013-06 – Council Meeting Days and Times

Consideration of a resolution to formally ratify prior Council action setting the days and time of Council meetings.

City Clerk Peters advised, upon inquiry by Council Member Johnston of how the days and time of council meetings are set, staff investigated the issue. The resolution presented gives a time-line of events.

### Motion:

Motion was made by Council Member Bernardini and seconded by Council Member Burnett for approval of Resolution No. 2013-06.

City Clerk Peters read Resolution No. 2013-06 by title, as follows:

**A RESOLUTION OF THE CITY COUNCIL OF BROOKSVILLE,  
FLORIDA RATIFYING DESIGNATION OF DAYS AND TIMES  
OF COUNCIL MEETINGS.**

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

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

### Brooksville Housing Authority Advisory Board Appointment

Consideration of Mayoral appointment to the Brooksville Housing Authority Board with Council consensus.

City Clerk Peters advised a press release had been issued for persons interested in serving as alternate on the Brooksville Housing Authority board. Only two applications were received; one from Richard Howell and one from Sandra Roth.

One (1) Alternate position to fill a 4-year term of office through May 31, 2017.

Richard Howell	New Applicant
Sandra Roth	Previous Member

Mayor Bradburn appointed and Council concurred with the appointment of Sandra Roth to the Brooksville Housing Authority board for a 4-year term of office through May 31, 2017.

### Motion:

Motion was made by Council Member Bernardini and seconded by Council Member Johnston in support of the Mayors appointment.

Motion passed 4-1 with Council Member Burnett voting in opposition.

## CITIZEN INPUT

Mayor Bradburn asked for public input.

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Kojack Burnett wished all a Happy Mother's Day.

## ITEMS BY COUNCIL

### Jim Fisher, City Attorney

#### Blueberry Festival

He gave kudos to the organizers of the festival and advised he and his wife attended both days.

Mayor Bradburn congratulated the The Hogan Law Firm for a successful fishing tournament. The money raised will go to support Hospice.

### Joseph E. Johnston, III, Council Member

#### Blueberry Festival

Council Member Johnston also enjoyed the festival and congratulated staff on a job well done.

### Kevin Hohn, Vice Mayor

#### Blueberry Festival

Vice Mayor Hohn also congratulated staff on a job well done. The attendees he polled were very happy with the event.

#### 1<sup>st</sup> Tee Tournament

There is still no final tally of the donation to the 1<sup>st</sup> Tee. A great time was had by all. He expressed appreciation to all that attended and participated.

#### Florida League of Cities Advanced Class

He stated he enjoyed the conference. He advised they had a nice 4-hour block on the Comprehensive Plan. He doesn't remember going through a review of the Comp Plan but he will delve into it. The Florida Statutes, Chapter 163.3194 does not allow any variances in the comp plan and hopes none have been made. He would like a formal review of the comp plan.

### Joe Bernardini, Council Member

#### Blueberry Festival

His only concern was the big trucks on Friday night going down roads that aren't meant to have them on it. Overall he had a good time. He offered that he had heard you should have two different types of blueberry bushes in order for them to pollinate.

#### The Hogan Law Firm Fishing Tournament

He also enjoyed the tournament and is looking forward to next year's tournament.

#### Wiscon Timing Device

Director Radacky is checking on this for him.

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## Frankie Burnett, Council Member

### Blueberry Festival

Council Member Burnett also gave kudos to Michael Heard and staff for their efforts on the Blueberry Festival.

### City Manager Leadership Award

He congratulated the City Manager on her award for leadership.

### Fire Chief Mossgrove

He congratulated Fire Chief Mossgrove on earning his Masters Degree.

### Happy Mother's Day

He also wished Happy Mother's Day to all mothers.

### Brooksville Housing Authority

He respected Mayor Bradburn's appointment but feels there should be someone in the local community.

## T. Jennene Norman-Vacha, City Manager

She recommended the Water Fluoridation Workshop be scheduled for Tuesday, May 21<sup>st</sup>. The Heath Department is agreeable to this date. Council consensus was to meet at 6:00 p.m.

## Lara Bradburn, Mayor

### Florida Blueberry Festival

Mayor Bradburn also gave kudos to Michael Heard for her work in putting together the festival, along with all of staff. She also thanked all who participated in the Earth Day cleanup.

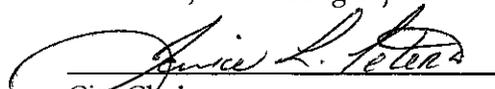
### Speed Limit Signs

Council Member Johnston advised there are several speed limit signs that should be repositioned, such as on MLK at Main Street going west.

Council Member Bernardini thanked Mayor Bradburn for her letter on impact fees.

## ADJOURNMENT

There being no further business to bring before Council, the meeting adjourned at 8:20 p.m.

  
City Clerk

Attest:

  
Mayor