

**REGULAR MEETING OF THE STUART CITY COMMISSION
HELD ON SEPTEMBER 22, 2008
AT 5:30 P.M. IN THE CITY COMMISSION CHAMBERS
121 S.W. FLAGLER AVE.
STUART, FLORIDA 34994**

Roll call was answered by:

**Mayor Jeffrey A. Krauskopf
Vice Mayor James A. Christie
Commissioner Carol S. Waxler
Commissioner Michael J. Mortell (ABSENT)
Commissioner Mary Hutchinson**

Also present were:

**City Manager: Dan Hudson
City Attorney: Paul J. Nicoletti
City Clerk: Cherie White**

Mayor Krauskopf delivered the Invocation, followed by the Pledge of Allegiance led by the Commission.

PRESENTATIONS

A. PROCLAMATION; Proclaiming the month of October, 2008 as Historic Preservation Month

Chris Sawicki, President Stuart Heritage came forward and graciously accepted the Proclamation and thanked the City for their continued support of the preservation of historic buildings. She announced a History Day on Saturday November 1st from 10:00 am to 4:00 pm, with reenactments, old cars, and demonstrations for the public.

Sally Dadko, Chairman Martin County Historic Preservation Board came forward and thanked the City and Martin County who have become partners in the historical preservation. She invited the City and Public to participate in the Month of October as they highlight historic sites in Martin County.

B. Employee of the Month

Brian Nethers, Fire Rescue

Chief Sunderman came forward, and announced the final week of the 9-11Rememberence being held at the Blake Library, until September 30, 2008, daily 1-pm to 7pm. and Saturdays from 10-7pm & Sundays 12-5pm.

Chief Sunderman then announced the employee of the Month Brian Nethers who helped raise over \$16,000.00 in the annual Muscular Dystrophy Boot Drive

for Martin County. Brian also attends the annual MDA Summer Camp where he and his family provide miniature horses and a wheelchair accessible cart to add joy to the very sick children.

Brian Nethers came forward and thanked the City for his award and also thanked all the citizens who contributed to the fund raising drive for MDA.

C. Employee Service Recognition

Ellis Brown, Jr. Turf and Grounds Team, 10 Years

Gloria Fike, Code Enforcement Division, 5 Years

Roger Wilson, Fire Rescue, 5 Years

Ellis Brown, Gloria Fike came forward and graciously accepted his award and thanked the Commission. Roger Wilson was unable to attend and his award was accepted by Chief Sunderman.

COMMENTS BY CITY COMMISSIONERS

Commissioner Waxler mentioned that she had requested the City Manager provide an update regarding the Fire Consolidation.

Commissioner Hutchinson asked when the Environmental Ordinance would come back from DCA?

Attorney Nicoletti stated that we expect it back within the next two meetings.

Vice Mayor Christie stated he represented the City with a Proclamation for the Chiro Games held this past weekend. He also noted he would not be attending the October 13, 2008 Commission Meeting.

COMMENTS BY CITY MANAGER AND REVIEW OF TENTATIVE AGENDA

City Manager Hudson announced the City would be making a grant application to help fund a mural in the downtown. No action would be required at this time. He said he would be working with the Community Redevelopment Board on the project. He also mentioned the City has received the requested appraisal on the Harbourwalk property and would report back to the Commission what his findings were. He stated he would be ordering a second appraisal.

He noted the following agenda changes:

#3 EAR will be heard as a separate item.

#5 Median Landscaping, will be withdrawn.

#10 Arts Council Lease will be withdrawn.

#13 & #14 will also be withdrawn until there is a full Commission.

Commissioner Waxler expressed concern over the cost of item 5.
Commissioner Hutchinson agreed that Commissioner Mortell brought up items #13 & #14 and felt the full Commission should be present to discuss these two important roadway projects.

The Commission agreed.

City Manager Hudson stated the only County timeline issue was Green River Parkway property acquisition at the end of January.

STAFF REPORT ON COMMENTS FROM PREVIOUS COMMISSION MEETING

COMMENTS FROM THE PUBLIC (Non-Agenda Matters Only – 5 min. max)

Nancy Turrell came forward to clarify issues raised in a recent newspaper article and the working City Arts Council relationship. She stated the Arts Council is looking forward to the coming year and the continued partnership with the City. She also mentioned some renovations that will be taking place at the Cultural Arts Center in the future. She also noted many upcoming events happening at the Arts Council.

Commissioner Hutchinson stated she looks forward to working with the Arts Council in the future.

Tony Richmond 1508 Mango Place came forward and asked if there was money in the budget to help with the flooding in his god parents neighborhood.

City Manager Hudson stated he would follow up with Mr. Richmond and the Commission.

Commissioner Hutchinson stated she had also received a letter from Valerie Right regarding the parcel of land across of the Arts and Dance Studio on Tressler Drive. She requested the City Manager respond to the letter.

Mr. Hudson stated he has passed this letter onto Chief Morley for review.

APPROVAL OF AGENDA

MOTION: COMMISSIONER WAXLER: MOVED APPROVAL OF THE AGENDA
WITHDRAW ITEMS 5,10,13, 14
SECOND: VICE MAYOR CHRISTIE
MOTION APPROVED UNANIMOUSLY

CONSENT CALENDAR

- 1. Request to approve the minutes of the Regular Meeting of the City Commission of August 11, 2008 and August 25, 2008**

2. **RESOLUTION 105-08 Authorization to execute an interlocal agreement with Martin County for the sale and purchase of supplemental water and wastewater capacity between the City of Stuart and Martin County**
3. **RESOLUTION 106-08 Authorization to adopt the proposed list of major issues to be included in the 2009 evaluation and appraisal report; providing for transmittal of the City of Stuart proposed major issues to the Department of Community Affairs and any other interested governmental entity**

Pinal Gandhi-Savdas, Sr. Planner gave a brief overview of the proposed EAR report and introduced Linda Strutt who has been hired to assist the City with the EAR.

Commissioner Hutchinson expressed concern over the item, and felt it needed more time to discuss.

MOTION: COMMISSIONER HUTCHINSON: MOVED APPROVAL TO DEFER ITEM #3
RESOLUTION 106-08 TO SEPTEMBER 29TH 2008 AT 5:15 PM
SECOND: COMMISSIONER WAXLER
MOTION APPROVED UNANIMOUSLY

4. **RESOLUTION 107-08 Authorization to execute an assignment of a communication site lease agreement between the City of Stuart and PJ Development, LLC to Crown Castle South LLC relating to installing, operating and maintaining a radio communications facility**
5. **RESOLUTION 108-08 Authorization for a budget amendment to the 2007-2008 annual property management fund and general fund operating budgets of the City of Stuart; and the appropriation and expenditure of \$133,080 to fund the landscaping of seven medians on North Federal Highway**
6. **RESOLUTION 109-08 Authorizing a budget amendment to the 2007-2008 annual property management fund operating budget of the City of Stuart and authorizing the appropriation and expenditure of \$6,915.00 to fund the installation of a vegetative buffer at the City Landfill**
7. **RESOLUTION 112-08 Authorization to adopt an Interlocal Agreement with Martin County to provide for the transfer of roadway maintenance and jurisdiction of certain local streets**
8. **RESOLUTION 114-08 Authorization to amend the "City of Stuart Personnel Policies, October 1, 1996" manual regarding section 15 "Merit Increases" to change the amount of the one-time bonus for those hourly, and salaried non-union employees who reach the maximum step in their pay matrix classification from \$250.00 for above satisfactory performance and**

\$500.00 for outstanding performance to \$500.00 for above satisfactory performance and \$1,000.00 for outstanding performance and section 27 "Sick Leave" and section 28 "Annual Vacation Leave" to provide for the compensation of these leave banks to be combined into one bank titled paid time off (PTO) and subsequently the sick leave bank will be frozen allowing employees to use up to half of their banked time for vacation leave and additionally provide for a 50% pay-out upon separation of employment

- 9. RESOLUTION 115-08 Amending the additional terms of the vacant land contract between the City of Stuart and HHR, LLC (Oswald W. Hoffler) to allow for an extension of the September 20, 2008 deadline to May 1, 2009 to comply with the conditions of the contract for property located at 945 Bahama Avenue in Stuart**

MOTION: COMMISSIONER WAXLER: MOVED APPROVAL OF RESOLUTION 115-08 WITH A AMENDMENT OF THE DEADLINE DATE DELETE THE REFERENCE MAY 1, 2009 AND CHANGE TO DECEMBER 15, 2008.

SECOND: COMMISSIONER HUTCHINSON

ROLL CALL

MAYOR KRAUSKOPF	YES	COMMISSIONER HUTCHINSON	YES
VICE MAYOR CHRISTIE	YES	COMMISSIONER WAXLER	YES

- 10. RESOLUTION 116-08 Authorization to execute a two (2) year lease agreement between the City of Stuart and the Arts Council, Inc. for the property located at 80 SE Ocean Blvd. known as the "Old Martin County Courthouse" and "The Cultural Art Center" for the purpose of operating a fine art museum and gallery**

MOTION: COMMISSIONER WAXLER: MOVED APPROVAL OF THE CONSENT CALENDAR ITEMS 1,2,4,6,7,8

SECOND: COMMISSIONER HUTCHINSON

ROLL CALL

MAYOR KRAUSKOPF	YES	COMMISSIONER HUTCHINSON	YES
VICE MAYOR CHRISTIE	YES	COMMISSIONER WAXLER	YES

END OF CONSENT CALENDAR

PUBLIC HEARING

- 11. RESOLUTION 113-08 Authorizing the City's application for a commercial Revitalization Community Development Block Grant for fiscal year 2008; authorizing to execute said grant, any and all applications and other document incidents to obtaining and administering said grant; and authorization of expenditure of tax increment financing (TIF) funds on behalf of the City**

Nancy Phillips of Nancy Phillips and Associates came forward and gave a brief overview of a proposed commercial revitalization project for the Woodlawn Park business district. She stated the City would be making application for a \$750,000.00 Grant of which part of the funding would be spent on sidewalks, street lighting, trash receptacles, streetscaping. Additional funds would be spent on parking facilities and creating 42 on street parking in this area. The remainder of the grants will be used for grant administration, engineering. Total budget cost \$981,400.00.

Vice Mayor Christie expressed concern over the grant funding needed to complete the landscaping along the MLK Blvd corridor. He felt the City should look at the East Stuart Area.

City Manager Hudson stated there were CRA funds in the budget to cover that.

Commissioner Waxler agreed with Vice Mayor.

John Leighton came forward and commended Captec and Sam Amerson regarding the Woodlawn Park Neighborhood. He felt the area was blighted and needed help, with the flooding and felt the revitalization would help the tax base.

Robert Hall came forward and asked what was the city's criteria was for obtaining block grant?

Nancy Phillips explained the City's criteria would be that the City can only do work in areas that are at least 51%, low to moderate income by census data.

Mr. Hall stated he did not have any problems with the area in question but, felt that the East Stuart area improvements were never completed and needed to do so.

Mayor Krauskopf stated that there was nothing to prevent the City from looking at future grants for the East Stuart Community.

City Manager Hudson stated he had been in communication with Martin County in reference to a program they have with funding from the State called the SHIP. He said the County will be participating with the City in a workshop to discuss the East Stuart Community this fall.

Helen McBride also stated he remembers a workshop many years ago with pictures showing nice street lights, which were never put in. She did agree that infrastructure was important and that was achieved in East Stuart, but feels the East Stuart neighborhood has not been given 100%.

MOTION: COMMISSIONER WAXLER: MOVED APPROVAL OF RESOLUTION 113-08

SECOND: COMMISSIONER HUTCHINSON

ROLL CALL

MAYOR KRAUSKOPF	YES	COMMISSIONER HUTCHINSON	YES
VICE MAYOR CHRISTIE	YES	COMMISSIONER WAXLER	YES

Nancy Phillips recited the fair housing choice law to the public and Commission. She stated the training manuals for the public on the table outside the Commission Chambers for the public.

ORDINANCE SECOND READING

12. ORDINANCE 2171 -08 (Second Reading) to provide for the abandonment of certain public right-of-way within the City being that portion of the unimproved S.E. 8th Street (Quasi Judicial)

MOTION: VICE MAYOR CHRISTIE: MOVED APPROVAL OF ORDINANCE 2171-08 ON
SECOND READING

SECOND: COMMISSIONER HUTCHINSON

ROLL CALL

MAYOR KRAUSKOPF	YES	COMMISSIONER HUTCHINSON	YES
VICE MAYOR CHRISTIE	YES	COMMISSIONER WAXLER	YES

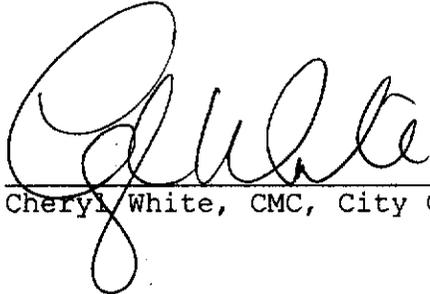
DISCUSSION & DELIBERATION

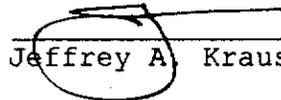
- **Items #13 & 14 were removed from the agenda.**

13. Direct staff to prepare a resolution of support for Green River Parkway, provide staff direction as to the roundabout at the intersection of Green River Parkway and SR707 and discuss the City's Environmental Code updates as it relates to the Green river Parkway

14. What is Stuart's official position on Willoughby Boulevard from Central Parkway to US1

ADJOURNMENT:6:27 pm


Cheryl White, CMC, City Clerk


Jeffrey A. Krauskopf, Mayor

Minutes approved at the Regular Commission
Meeting this 13 Day October 2008

