

**REGULAR MEETING OF THE STUART CITY COMMISSION
HELD ON AUGUST 24, 2009
AT 5:30 P.M. IN THE CITY COMMISSION CHAMBERS
121 S.W. FLAGLER AVE.
STUART, FLORIDA 34994**

**Roll call was answered by:
Mayor James A. Christie (Absent)
Vice Mayor Michael Mortell
Commissioner Carol S. Waxler
Commissioner Jeffrey A. Krauskopf
Commissioner Mary Hutchinson (Absent)**

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

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

PRESENTATIONS

1. Employee of the Month

Jim Chrulski

Jim Chrulski came forward and graciously accepted his award and thanked the Commission and staff.

2. Employee Service Recognition

**Wayne Duffy, Fire Rescue, 20 Years
Charles Buchanan, Police Department, 15 Years
Theodore Delancy, Jr. Police**

Charles Buchanan came forward and graciously accepted his award and thanked the Commission.

Mr. Duffy and Mr. Delancy were unable to attend.

COMMENTS BY CITY COMMISSIONERS

Commissioner Krauskopf said he will be bringing back to the Commission some concepts on energy conservation such as savings in electrical use. He will also bring back information on organic fertilizers especially in areas near the River that remove the phosphorus nitrogen, and maybe looking at City Hall and a ball field as test cases.

COMMENTS BY CITY MANAGER

City Manager Hudson noted the City Commission had received a 6-month review memo on the closing of Bryant Avenue, and staff recommendation is to continue the temporary closure indefinitely. He also noted a Certificate of Appreciation had been received from the Florida League of Cities regarding the City's participation in the "Building Citizenship" program.

Hudson also called attention to the multiple meetings on September 14, 2009 listed on the agenda.

<u>September 14, 2009</u>	4:00 p.m.	Evaluation & Appraisal Report - City Commission & Local Planning Agency Joint Public Hearing
September 14, 2009	5:15 p.m.	Tentative Budget Hearing
September 14, 2009	5:30 p.m.	Regular Commission Meeting
September 21, 2009	5:15 p.m.	Final Budget Hearing
September 21, 2009	5:30 p.m.	Regular Commission Meeting
September 24, 2009	7:00 p.m.	Board of Adjustment

Review of Tentative Agenda:

Item 6 Wanted to make sure the Commission received the revised Resolution for support of Amtrak/FEC Corridor Project.

Item 9 – Pulled from consent as requested by Commissioner Waxler and resident Robert Steinberg.

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

Sherrie Crescini, Joan Schmidt and Stanley Huddleston, all residents of Cardinal Way, expressed concern about the City's proposal to purchase the Cray Estate and adjacent land on which to move the historic structure. Ms. Crescini objected because of the potential of bringing more traffic onto Cardinal Way which already has a "traffic volume problem."

Mr. Stanley Huddleston felt the City should negotiate a better price for the property and also objected to it becoming a museum. He was concerned about a proposed "fishing pier" which he called "not needed or wanted by the local community."

Joan Schmidt 310 Cardinal Way and also lives across the street from the Cray estate and she objected to it becoming a museum and bringing more traffic to the residential street. She also objected to using taxpayer dollars to purchase the "old house."

City Attorney Nicoletti clarified the City's proposal to purchase the piece of property in order to move the historic home and resell it.

Commissioner Waxler said it is an old house that needs to be brought up to code. Where is the funding going to come from to bring it up to code.

Vice Mayor Mortell said there has never been the intention to put a museum there and explained the City's intention to buy part of the property, move the house and preserve the home and move it onto a 100 foot lot to sell.

City Manager Hudson said there is not a full Commission so he requested the discussion be continued to September 14, 2009.

Commissioner Waxler asked about the fishing pier?

City Manager Hudson said that project has been on the books for 4-5 years. He said there were issues about erosion along the shoreline, and he would have Public Works do a report to the Commission.

APPROVAL OF AGENDA

MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL OF THE AGENDA

SECOND: COMMISSIONER WAXLER

MOTION APPROVED UNANIMOUSLY

CONSENT CALENDAR

- 3. Request to approve the minutes of the regular Commission Meeting of July 27, 2009 and Special Budget Workshop of July 27, 2009**
- 4. RESOLUTION 90-09 Authorization to award and execute an agreement between the City of Stuart and Nancy Phillips & Associates, LC to provide Community Development Block Grant administration services**
- 5. RESOLUTION 91-09 Authorization to adopt the Non-Ad Valorem Assessment roll for the third year (2010) of the ten year "Business Improvement District (2)" Special Assessment; directing the Mayor to certify the assessment roll to the Martin County Tax Collector as required by law**
- 6. RESOLUTION 92-09 Expressing support for the State of Florida's Amtrak/FEC corridor project application; acknowledging potential station locations; acknowledging the City's commitment to the project**
- 7. RESOLUTION 93-09 Authorizing a budget amendment to the 2008-2009 annual development special fees (tree replacement) fund and general fund operating budgets; authorizing the transfer of funds from development special fees (tree replacement) fund, fund balance to general fund, Streets Division operating expenditures in the amount of \$2,850.00 authorizing appropriation and expenditure of funds for improvements to the landscaping along Lake St. Lucie retention pond on Flamingo Avenue in the amount of \$2,850.00**
- 8. RESOLUTION 94-09 Authorizing the first renewal of an agreement between the City and Cherry, Bekaert & Holland, LLP to provide for municipal audit services**
- 9. RESOLUTION 95-09 Adopting revised and new fees and charges for Special Events within the City**

MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL OF THE CONSENT AGENDA ITEMS 3,4,5,6,7,8 and hearing item 9 separately.

SECOND: COMMISSIONER WAXLER

ROLL CALL

MAYOR KRAUSKOPF	YES		
COMMISSIONER WAXLER	YES	COMMISSIONER MORTELL	YES

9. RESOLUTION 95-09 Adopting revised and new fees and charges for Special Events within the City

Albie Scoggins Recreation Director gave a brief overview of the proposed rate structure.

Commissioner Waxler expressed concern about costs for small groups. She wondered if there should be a smaller category. She noted that originally Commissioner Hutchinson had brought up the issue of better scheduling for use of public property for special events.

City Manager Hudson said staff distinguishes special events if some public facility is being closed to the general public. Whenever a public facility is closed it takes more review time from more departments.

Vice Mayor Mortell said we do not want this to become "a bar" to a certain type of special event.

Hudson said the City Manager has the discretion to waive the requirements.

Commissioner Krauskopf would like to hear Commissioner Hutchinson's comments on the procedural issues. He also wanted to know how we "quantify" how far we went into the hole last year versus what kind of business the event brought downtown.

City Manager Hudson said we have never done an analysis on peer cost.

Robert Steinberg addressed off-setting costs and said we are looking at the effect on new projects that might be using the Gazebo and Riverwalk. He said small events are easier to control and bring in the kind of business the downtown businesses are looking for.

MOTION: COMMISSIONER WAXLER; MOVED APPROVAL TO TABLE THE ITEM TO SEPTEMBER 14, 2009

SECOND: COMMISSIONER KRAUSKOPF AND ADDED THAT HE WANTS QUANTIFICATION FOR JUSTIFYING THE INCREASE IN FEES.

MOTION APPROVED UNANIMOUSLY

END OF CONSENT CALENDAR

COMMISSION ACTION

ORDINANCE FIRST READING

- 1. ORDINANCE 2193-09 (First Reading) Repealing Ordinance 2171-08 abandoning that certain public right-of-way within the City being that portion of the unimproved S.E. 8th Street**

MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL ORDINANCE 2193-09 ON FIRST READING

SECOND: COMMISSIONER WAXLER

ROLL CALL

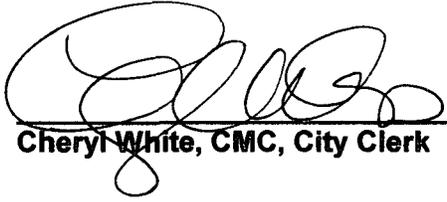
MAYOR KRAUSKOPF	YES		
COMMISSIONER WAXLER	YES	COMMISSIONER MORTELL	YES

ORDINANCE SECOND READING

DISCUSSION & DELIBERATION

ADJOURNMENT 6:21 PM

ATTEST:


Cheryl White, CMC, City Clerk


James A. Christie, Mayor

**Minutes approved at the Regular Commission
Meeting This 14th Day September 2009**

