

**REGULAR MEETING OF THE STUART CITY COMMISSION
HELD ON MAY 18 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
Vice Mayor Michael Mortell
Commissioner Carol S. Waxler
Commissioner Jeffrey A. Krauskopf
Commissioner Mary Hutchinson**

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

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

PRESENTATIONS

1. Employees of the Month

**David Cantrell, Battalion Chief
Clark Campbell, Battalion Chief
Troy Bowser, Lieutenant
Vincent Felicione, Lieutenant
David Hutton, Lieutenant
Brian Nethers, Lieutenant
John Taylor, Lieutenant
Jonathan Huneycutt, Fire Medic
Alex Ginossi, Fire Medic
James Minor, Firefighter/EMT
Mark Smith, Fire Medic
David Sonzella, Fire Medic
George Sumner, Fire Medic
Nicholas Testa, Firefighter/EMT
Derrick Wallace, Firefighter/EMT**

Fire Chief Lori Sunderman wanted to commend and recognize those firefighters who worked so hard in battling the fire on March 25, 2009 on SR 707.

All Firefighters were present and graciously accepted their awards and thanked the Commission.

2. Employee Service Recognition

Allen Solomon, Vehicle Maintenance Team, 30 Years
Katrina Richards, Commercial Collection Team, 25 Years
Frank Goodrich, Parks Facilities, 10 Years
Murriah Dekle, Development, 5 Years
Christine Madsen, Building/Permit Division, 5 Years

All employees accepted their awards and thanked the City Commission.

COMMENTS BY CITY COMMISSIONERS

Commissioner Hutchinson said after visiting Haney Creek on Sunday, she was surprised at how fast Mother Nature comes back, and wondered if this is an opportunity to get rid of dead burned out trees to decrease the fuel load.

Public Works Director Sam Amerson said he would speak with Kevin Henderson on the issue.

Commissioner Krauskopf asked for the Commission permission to authorize the City Manager to participate in this year's property tax certificate sale to be held on June 1, 2009.

MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL TO DESIGNATE THE CITY MANAGER OR DESIGNEE PARTICIPATE IN THE JUNE 1, 2009 PROPERTY TAX SALE.

SECOND: VICE MAYOR MORTELL

City Manager Hudson said the sale is scheduled for June 1st, and he would be using excess funds that would not be needed for a few years. He first suggested a limitation of up to \$200,000 but after further discussion by the Commission.

Commissioner Waxler expressed concern over the amount and where the funds would come from.

MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL TO DESIGNATE THE CITY MANAGER OR DESIGNEE PARTICIPATE IN THE JUNE 1, 2009 PROPERTY TAX SALE WITH A LIMIT OF \$400,000.00.

SECOND: VICE MAYOR MORTELL

ROLL CALL

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

Vice Mayor Mortell noted an issue that was discussed at today's MPO meeting concerning stimulus funds in the amount of \$1.2 million available to build a transit office. He noted that Ann Perrata was present tonight. He stated that there was discussion to build the new structure on land within the county next to the fairgrounds. He said the application must be submitted by May 25th to request the money, if we don't get the money it would go to St Lucie County.

When Mortell moved to authorize staff to work with MPO staff, Hutchinson requested more discussion on the issue at the end of this meeting. The Commission agreed.

Christie proudly announced that for the eighth year in a row Stuart has been recognized as "Tree City USA" by the Arbor Day Foundation.

City Manager Hudson recognized staff members Milton Leggett and Cheryl Miller whose hard work made this award possible.

COMMENTS BY CITY MANAGER

City Manager Hudson addressed re-submittal of Woodlawn Park to CDBG as an "Economic Stimulus" project.

He also noted cost savings at City Hall including energy (\$300 per month) and water conservation (installation of "zero flush urinals" in the men's rooms).

Review of tentative agenda: Items 3, 4 and 5 relating to existing CPUDs – Change the recommended continuance date to June 22, 2009. Staff is preparing an explanatory memo on this topic.

Item 6 – correction – Echo Ventures LLC

Item 10 – a substitute resolution has been handed out

Item 13 – relating to Utility Service Agreements for Sunset Bay Marina continued to June 8.

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

APPROVAL OF AGENDA

MOTION: COMMISSIONER WAXLER; MOVED APPROVAL OF THE TENTATIVE AGENDA WITH AMENDMENTS MENTIONED BY CITY MANAGER HUDSON.

SECOND: VICE MAYOR MORTELL

MOTION APPROVED UNANIMOUSLY

CONSENT CALENDAR

Items 3-4-5 were continued to June 22, 2009.

- 3. Authorization to continue to the meeting of June 8, 2009 for consideration of a Major Amendment to the SK Partners II CPUD**
- 4. Authorization to continue to the meeting of June 8, 2009 for consideration of a Major Amendment to the Sunbelt Partners CPUD**
- 5. Authorization to continue to the meeting of June 8, 2009 for consideration of a Major Amendment to CPUD Zoning District, Marketplace of Stuart**

Item #6 will be corrected to be Eco Ventures strike Ocean Gate.

- 6. RESOLUTION 12-09 Authorization to execute a Ground Lease Agreement between the City of Stuart and Ocean Gate Builders, Inc. (Mark McDonald) for an approximately 2.5-acre parcel at the North West corner of the Old Landfill Parcel**

7. **RESOLUTION 52-09 Authorization to file an Amicus Brief supporting the Rivers Coalition by explaining the effects of pollution laden discharges of water from the Okeechobee Waterway into the St. Lucie River and Estuary**
8. **RESOLUTION 53-09 Authorization for approval of an internal loan to property management fund from Sanitation Fund in the amount of \$1 million and from general fund in the amount of \$2 million for a total loan of \$3 million, payable semi-annually for fifteen years with no pre-payment penalty, at an interest rate equal to the rate earned on City-invested excess cash, to be adjusted semi-annually**
9. **RESOLUTION 55-09 Requesting the assistance of Governor Crist and Florida Department of Transportation Secretary Kopelousos to prioritize the intercity rail component of the FEC corridor project (from Jacksonville to Miami) as part of the Federal Economic Stimulus package for the State of Florida**
10. **RESOLUTION 57-09 Authorization to execute that certain settlement agreement between the Lamar Company, LLC. And the City of Stuart to finalize the lawsuit between the parties**
11. **RESOLUTION 58-09 Authorizing a budget amendment to the 2008-2009 annual general fund Streets Team Operating budget of the City of Stuart for the appropriation and expenditure of \$42,500 for fund Professional Engineering Services for the State Road 707 turn lane project not anticipated at the time the original budget was adopted**
12. **RESOLUTION 59-09 Authorization to execute a second lease amendment between the City of Stuart and Lenh Dombrose, Inc. to the absolute net non-subordinated lease dated February 23, 2009 for the lease of the Dockside Restaurant property at 131 SW Flagler Avenue**

Item # 13 is to be continued to June 22, 2009.

13. **RESOLUTION 60-09 Authorization to execute a Utility Service Agreement between the City of Stuart and Huizenga Holdings, Inc. to provide water and sewer service to property known as Sunset Bay Marina**
14. **RESOLUTION 61-09 Requesting the City Manager to execute for the City a linking authorization contract with FIA Card Services, N.A., a Bank of America Company for procurement card services**

MOTION: COMMISSIONER WAXLER; MOVED APPROVAL OF THE CONSENT AGENDA ITEMS AS AMENDED.

SECOND: COMMISSIONER KRAUSKOPF

ROLL CALL

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

END OF CONSENT CALENDAR

COMMISSION ACTION

ORDINANCE FIRST READING

ORDINANCE SECOND READING

DISCUSSION & DELIBERATION

The Commission continued their discussion regarding the MPO Transit.

Commissioner Waxler questioned Martin County's position on this matter.

Vice Mayor Mortell quoted County Commissioner Heard as saying she felt the MPO is fine where it is now located in the County Administration Building and there is no reason for the County to build another building. When all is said and done it would be an office for the MPO in its own building with additional space that could be rented. He felt it would benefit the City tremendously.

MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL TO AUTHORIZE THE CITY MANAGER MOVE FORWARD TO ACCOMPLISH THIS GOAL.
SECOND: VICE MAYOR MORTELL

Martin County MPO Director Ann Perrotta said there is a very short window for applying for the stimulus funds, transit related, and the facility must be provided in long range planning. The MPO is the agency responsible for transportation in Martin County and the pressure is on the MPO to merge with St. Lucie County to develop regional transportation. The County does not feel it has the resources to support another building.

Commissioner Waxler noted that the grant money is available for Martin and St. Lucie County in accordance with population and she felt it would be more accessible if we have it in an urban area and in the City.

Ann Perrotta announced that an express bus service for Tri Rail will be started and a schedule will be submitted. There will be a **TRANSIT FAIR** at the Blake Library from 10 a.m to 4 p.m. on June 6th.

ADJOURNMENT: 6:17PM

ATTEST:

Cheryl White, CMC, City Clerk

James A. Christie, Mayor

**Minutes approved at the Regular Commission
Meeting This 8th Day June 2009**