

**REGULAR MEETING OF THE STUART CITY COMMISSION
HELD ON OCTOBER 12, 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

COMMENTS BY CITY COMMISSIONERS

Commissioner Waxler had a good time at Dancin in the Streets and liked it's location this year.

Commissioner Hutchinson expressed concern over the cars moving fast near the Sailor Returns and needs some type of warning or notification to slow cars that there is a crosswalk there.

City Manager Hudson stated he would look into that.

Commissioner Krauskopf requested the City look at the markings along Palm City Road where the cars are to not block the box it is pretty worn.

Mayor Christie congratulated Main Street for Dancing in the Streets, and stated it was a great event in a great location. He thanked Albie and his staff for the rededication ceremony of the East 10th Street Center and Track. Mayor Christie announced that he was appointed Chair to the Treasure Coast Council of Elected Officials.

COMMENTS BY CITY MANAGER

City Manager Hudson stated the Florida Communities Trust did approve the land transfer for the Willoughby Blvd extension. We will continue to move forward on that issue. He also stated the IUOE has sent a letter acquiescing the employee health contributions increase, and he thanked the employees for speaking up and voicing their concerns.

He also stated the City made applications for two Metropolitan Organization grants, one was pedestrian crosswalks, and sidewalk enhancement. He mentioned a recent foreclosure notice for Saint Stevens Corporation, (Howard Johnsons) He stated the City has filed a motion to intervene due to an ongoing code enforcement case. He mentioned the construction along St Lucie Ave. The City is installing the last baffle box. All 32 outfalls in the City of Stuart will be pre treated before the drainage water goes into the river. He corrected the Calendar to reflect the CRB meeting will be held on November 3, 2009. He also noted the new Chamber Hallway pictures. He requested item 9 be withdrawn.

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

Jane Bergstrom, Director of SFWMD Center came forward to introduce herself.

James Goetz 2250 SE Letha Ct #2 came forward and expressed concern over the recent activity being held at the old City landfill.

Bernie Malone came forward and announced the Dancing in the Streets Event was a huge success. He thanked the City for their help.

APPROVAL OF AGENDA

MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL OF AGENDA WITHDRAWING ITEM 9.

SECOND: COMMISSIONER WAXLER

MOTION APPROVED UNANIMOUSLY

CONSENT CALENDAR

- 1. Request to approve the minutes of the Regular Commission Meetings of September 14 and 21, 2009 and Special Commission Meeting of September 21, 2009**
- 2. RESOLUTION 118-09 Authorizing to execute a voluntary cooperation mutual aid agreement between the City of Stuart and the Florida Department of Law Enforcement and participating agencies for the purpose of forming a child abduction response team**
- 3. RESOLUTION 119-09 Authorization support of the Florida Stormwater Association as an intervener representing local government at a hearing scheduled on November 16, 2009 in Florida Wildlife Federation, Et Al. v. EPA (Case No. 4:08-cv-00324-RH-WCS, U.S. District Court, Northern District of Florida and authorizing the expenditure of \$2,000.00 to participate in the voluntary assessment to assist in offsetting the costs of legal counsel and expert witnesses**
- 4. RESOLUTION 120-09 Supporting and partnering with the U.S. Census Bureau**

Commissioner Krauskopf asked if the US Census was offering employment to local residents?

City Clerk Cherie White read to the Commission the application criteria from the US Census, the application stated they will be offering preference to those living living in the area of service.

MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL TO DIRECT STAFF TO LOOK INTO ADOPTING A LOCAL VENDOR PREFERENCE ORDINANCE.
SECOND: COMMISSIONER HUTCHINSON
MOTION APPROVED UNANIMOUSLY

- 5. RESOLUTION 121-09 Approving the award of RFP #2009-83 landscape maintenance services to the three lowest, most responsive proposers; Valley Crest Landscape Maintenance, Sunshine Land Design and Austin Outdoor and simultaneously authorize to execute the final negotiated agreements upon review and approval by the City Attorney**

Commissioner Krauskopf also asked if the City would look into possibly adopting a local preference Ordinance.

Commissioner Hutchinson agreed. She was willing to make a motion to look into adopting a local vendor preference Ordinance.

- 6. RESOLUTION 122-09 Authorization to renew a contract for temporary employee services with Emerald Labor Source, LLC and with Manpower**
- 7. RESOLUTION 123-09 Authorization to execute a lease agreement between the City of Stuart and Frank Squared, LLC for property located on the corner of NW Cardinal and NW Baker Road to provide Fire Rescue Services in the Northern District for a six month term renewable month to month at the rate of \$1,500.00 per month, plus utilities until a permanent station is constructed or until the lessor terminates the lease**
- 8. RESOLUTION 125-09 Authorization to execute a conservation easement in favor of the South Florida Water Management District; said easement to be applied to a .422-acre parcel of City-owned property located on the North US-1 adjacent to the City's Haney Creek Preserve**

END OF CONSENT CALENDAR

MOTION: COMMISSIONER HUTCHINSON; MOVED APPROVAL OF THE CONSENT AGENDA 1-8

SECOND: COMMISSIONER WAXLER

ROLL CALL

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

COMMISSION ACTION

Item #9 was withdrawn:

9. RESOLUTION 95-09 Authorization to adopt revised and new fees and charges for special events within the City

ORDINANCE FIRST READING

ORDINANCE SECOND READING

DISCUSSION & DELIBERATION

ADJOURNMENT 6:00 p.m.

ATTEST:

Cheryl White, CMC, City Clerk

James A. Christie, Mayor

**Minutes approved at the Regular Commission
Meeting This 26th Day October 2009**