

**REGULAR MEETING OF THE STUART CITY COMMISSION  
HELD ON JUNE 11, 2012  
AT 5:30 P.M. IN THE CITY COMMISSION CHAMBERS  
121 S.W. FLAGLER AVE.  
STUART, FLORIDA 34994**

**CITY COMMISSION**

**Mayor James A. Christie, Jr.**

**Vice Mayor Eula R. Clarke**

**Commissioner Troy A. McDonald**

**Commissioner Kelli Glass Leighton (Absent)**

**Commissioner Jeffrey A. Krauskopf**

**Also in attendance were:**

**City Manager, Paul J. Nicoletti**

**City Attorney, Michael D. Durham**

**City Clerk, Cheryl White (Absent)**

**Deputy City Clerk Alice Lyons**

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

**PRESENTATIONS**

- 1. Performing Arts Moment, Josh Rhett Noble, "StarStruck Theatre" will give a Sneak Peak of the Upcoming Professional Season**

Lisa Young incoming Chair of the Martin Arts Council came forward to introduce Starstruck but first thanked the City for their support allowing them to canvas local artist and advertising on the construction wall during the renovations of Memorial Park, which won a gold award locally and silver award statewide, and are awaiting recognition at the National level.

Josh Rhett Noble came forward and introduced Katy Rogers who sang "So Much Better".

Mayor Christie announced that the airport hearing discussion is scheduled for June 25, 2012.

- 2. Stuart Police Explorer Post 878 Wins 2012 Law Enforcement Challenge**

Greg Duran and the Explorer Post 878 came forward and were recognized for winning the "2012 Explorer Law Enforcement Challenge". All came forward to receive their award.

**3. Guardian ad Litem Program, a network of professional staff and community advocates partnering to provide a strong voice in Court on behalf of Florida's abused and neglected Children**

Gail Griffin and Travis Ericson came forward to introduce the Guardian ad Litem program to the City Commission and public. They thanked the community for the support and stated they were seeking at least 15 more volunteer Guardian ad Litem volunteers. He presented the video "I am for the Child" to the public.

**COMMENTS BY CITY COMMISSIONERS**

Commissioner McDonald noted how happy he was to see the large turnout of people at Stuart's Green Market.

Vice Mayor Clarke congratulated Commissioner Glass on the birth of her baby. She also thanked the volunteers especially Benji at the open mic event being at the Lyric Flagler Center. She also noted she recently attended the Transportation event in Tampa Florida on behalf of the MPO, and brought back information to the City regarding the potential of roadway improvements and transportation issues.

Commissioner Krauskopf asked if the City Manager or City Attorney could look into snipe signs, and a method of putting a dent in it. He explained that he knew how frustrating it is for Code Enforcement. He also asked code enforcement to look into vehicles at car lots being displayed over the curbs or sidewalks. Lastly, he noted he was already receiving emails on the proposed Amendment 4, and asks the staff to look at fiscal impacts of it and bring those back to the Commission, if any, how it affects the issue of home rule, how the FLC is going to approach it, and whether we need to be concurrent, or do we need to put our own stake into amendment 4 statewide proposal for November.

Mayor Christie noted the Treasure Coast Council of Governments will be holding its annual Meeting BBQ on Wednesday, July 11, 2012 in Okeechobee. He also noted that he received a disturbing email regarding the vandalism of the restrooms at Martin Luther King Park. He asked if the city could look at the time the restrooms are open and possibly reduce the time.

City Manager Nicoletti stated he would speak with Public Works. He stated there was more vandalism that he was aware of, and was working with the Stuart Police Chief to solve this matter quickly.

Commissioner Clarke suggested the CSAB look at the matter for suggestions.

**COMMENTS BY CITY MANAGER**

City Manager Nicoletti read a heartfelt letter to the Commission and public thanking Betty Smith, for her hard work and dedication to the 3<sup>rd</sup> grade students Junior Achievement Program, at Jensen Beach Elementary School.

Betty Smith thanked the City for their support.

Mr. Nicoletti also congratulated Commission Glass Leighton and her husband Stephen on the birth of their son Stephen G. Leighton Jr. or LJ for short on Tuesday June 5, 2012. He stated that she expects to be back at the next Commission Meeting.

He noted that Commissioner McDonald has requested pulling item 6 for separate discussion.

He noted that he has had additional interest in the former Dockside Restaurant building from the realtor. He anticipates a meeting with them to discuss a potential tenant.

He was also contacted by a company that builds hotels, and has a meeting scheduled later in the week.

He noted the recent Martin County Commissions action rejecting the transit depot, the City has not transmitted the \$225,000.00 that was approved by the Commission at the last meeting but did request the City earmark the funds for an eventual construction of multi model transportation in the downtown. He said by July 23, 2012 meeting the City should have a staff report and recommendation on this topic. He announced that the City invested \$226,000.00 in tax certificates, a total of 18 properties, at an average of just over 4%. He prepared a list of those properties for the Commission. June 30, 2012 an open water swim event will take place at the Jensen Beach public beach, serving as a memorial for special operations chief Erin Vaughn, a Navy Seal killed last year in action. The event has been coordinated, and proceeds will be given to his children. The City has been asked to waive a banner fee for this even, and asked for Commission action regarding the waiver. He also noted the City is continuing to work with Martin County on the noise abatement and noise mitigation program, with Mr. Stokus, appearing at the June 25, 2012 Commission meeting. Ahead of that meeting the City has prepared a draft interlocal agreement for their consideration. He noted that he will be out of town beginning June 25, 2012 and Terry O'Neil will be the Acting City Manager. On June 16, 2012 at 10:00 a.m. the dedication of the City's first Community Garden will take place at the corner of Church Street and Tarpon Avenue this Saturday morning. On June 12, 2012 at 9:00 a.m. the City, County and School Board will hold a Joint meeting at the Blake Library to discuss various interlocal items as well as the City will present a report on the Haney Creek Preserve Area Management Plan, and the Colorado Avenue improvement project.

**APPROVAL OF AGENDA**

MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL OF AGENDA AS AMENDED.

SECOND: COMMISSIONER MCDONALD  
MOTION APPROVED UNANIMOUSLY

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

Robert Hall representing the Voices of the People Coalition came forward and asked if the City has completed the street resurfacing program. He noted the many streets that are deteriorating in the East Stuart neighborhood.

City Manager Nicoletti stated the street resurfacing is on schedule.

Mayor Christie stated that when the streets are scheduled to be done, they will be done.

Mr. Hall also expressed concern over the employment and promotion practice within the City of Stuart. He claimed that the City only employs blacks in Streets and cutting grass. He hopes that there is a move this year during budgets to increase blacks throughout the city including City Hall. The Civic Center has no black staff members. He would also like to meet with the City Manager and Police Chief to discuss various items.

**CONSENT CALENDAR**

- 4. Request to approve the Minutes of the Regular Commission Meetings of May 14 and May 21, 2012**
- 5. RESOLUTION 47-2012 Authorization for the use of a Sewer Availability Fee Installment Payment Agreement**
- 6. RESOLUTION 48-2012 Authorization for the Execution of an Interlocal Agreement with Martin County regarding the Transfer of a portion of SE Ocean Boulevard, Confusion Corner and S. Colorado Avenue to the City of Stuart for City Jurisdiction and Perpetual Maintenance**

MOTION: COMMISSIONER MCDONALD; MOVED APPROVAL OF CONSENT CALENDAR EXCLUDING ITEM 6

SECOND: VICE MAYOR CLARKE

ROLL CALL

COMMISSIONER MCDONALD	YES	MAYOR CHRISTIE	YES
VICE MAYOR CLARKE	YES	COMMISSIONER KRAUSKOPF	YES

**END OF CONSENT CALENDAR**

**Item 6 was heard at this time.**

**6.RESOLUTION 48-2012 Authorization for the Execution of an Interlocal Agreement with Martin County regarding the Transfer of a portion of SE Ocean Boulevard, Confusion Corner and S. Colorado Avenue to the City of Stuart for City Jurisdiction and Perpetual Maintenance**

City Manager Nicoletti explained the Interlocal Agreement with Martin County and the roadway transfer to the public and Commission.

MOTION: COMMISSIONER MCDONALD; MOVED APPROVAL OF RESOLUTION 48-2012  
SECOND: COMMISSIONER KRAUSKOPF

Vice Mayor Clarke asked that the city look at signage at the traffic circles showing the route with an arrow, as well as the marking the roadway with arrows so people know which direction to go.

City Attorney Durham explained that he raised Vice Mayor Clarkes question to Public Works and stated he would get back to the Commission on the signage issue.

**ROLL CALL**

COMMISSIONER MCDONALD	YES	MAYOR CHRISTIE	YES
VICE MAYOR CLARKE	YES	COMMISSIONER KRAUSKOPF	YES

**COMMISSION ACTION**

**ORDINANCE FIRST READING**

**7. ORDINANCE 2246-2012 (First Reading) Request to amend Chapter 4, "Alcoholic Beverages" of the City of Stuart Code of Ordinances: (1) Re-establishing an Exemption from Proximity Requirements, one Premise to Another for Restaurants holding a Special SRX-COP Liquor License; (2) Re-establishing Proximity Requirements for the Sale of Alcoholic Beverages in the Vicinity of Churches or Schools and (3) Re-establishing a door-to-door Methodology for Measuring Alcoholic Beverage Sales Proximity**

MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL OF ORDINANCE 2246-2012

SECOND: VICE MAYOR CLARKE

**ROLL CALL**

COMMISSIONER MCDONALD	YES	MAYOR CHRISTIE	YES
VICE MAYOR CLARKE	YES	COMMISSIONER KRAUSKOPF	YES

## **ORDINANCE SECOND READING**

### **DISCUSSION & DELIBERATION**

#### **8. Revision to Procurement Ordinance**

Terry Iverson presented to the Commission a proposition to amend and revise the procurement Ordinance for the City. He said the revisions would include; Increasing the bid thresholds for the City from \$2500.00 to \$5,000.00, verbal quotes from \$5,000.00 to \$10,000.00, written quotes from \$10,000.00 to \$25,000.00, and everything over \$25,000.00 would be solicited formal sealed bids or formal sealed proposals. Also, staff recommends the City Manager approval authority be increased from \$25,000.00 to \$50,000.00. He also recommended title changes from Purchasing Manager to Procurement and Contracting Services Manager, and the City Manager be allowed to delegate procurement authority to the new Procurement and Contracting Services Manager, up to \$25,000.00. He also recommended the following; Allowing the City Manager authority for Emergency Procurements, in the event of an emergency, and recommend overall how staff would put these revisions into effect.

Commissioner McDonald inquired into how other municipalities using these figures?

Terry Iverson stated that yes, the larger counties and municipalities have much larger thresholds such as Martin County and the City of Port St Lucie, being \$100,000.00.

Vice Mayor Clarke asked about the thresholds for consultants or products?

Terry Iverson stated in general terms its product and goods for professional services is addressed in a separate section of the code. The Professional services are procured in a different manner, but do fall within the solicitation range.


City Manager Nicoletti explained that these are for budgeted items and have been approved as worthy of purchase. It will come back to the Commission on July 9, 2012 in Ordinance form.

**MOTION: COMMISSIONER KRAUSKOPF; MOVED APPROVAL OF BRINGING BACK IN ORDINANCE FORM AT THE JULY 9, 2012 MEETING.**

**SECOND: COMMISSIONER MCDONALD  
MOTION APPROVED UNANIMOUSLY**

**ADJOURNMENT:6:26 p.m.**

**ATTEST:**

  
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**Cheryl White, MMC, City Clerk**

  
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**James A. Christie Jr., Mayor**

**Minutes to be approved at the Regular Commission  
Meeting This 9th Day JULY, 2012**

