

**REGULAR MEETING OF THE STUART CITY COMMISSION
HELD ON MARCH 14, 2011
AT 5:30 P.M. IN THE CITY COMMISSION CHAMBERS
121 S.W. FLAGLER AVE.
STUART, FLORIDA 34994**

Mayor Jeffrey Krauskopf
Vice Mayor James Christie Jr.
Commissioner Michael Mortell
Commissioner Eula R. Clarke
Commissioner Troy A. McDonald

Also in attendance were:
City Manager Dan Hudson
City Attorney Paul J. Nicoletti
City Clerk Cheryl White

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

PRESENTATIONS

**1. PROCLAMATION: Proclaiming the Month of March 2011 as
Firefighter Appreciation Month**

Lieutenant Brian Nethers, Stuart Fire Rescue came forward and graciously accepted the proclamation and thanked the Commission. He presented the Commission with a MDA Boot Drive Lapel Pin of appreciation.

COMMENTS BY CITY COMMISSIONERS

Commissioner McDonald announced the opening of the new Dog Park, and noted how busy it was over the weekend. It shows how dog friendly Stuart is, and felt it was great for the community. He also noted that on March 22, 2011, at 7:45 a.m. he will be hosting a Chamber Breakfast at City Hall.

Commissioner Clarke advised that there was a neighborhood cleanup this past weekend, and was sad she was unable to attend. She looks forward to participating in upcoming cleanup events. She also announced she would be hosting a Town Hall Meeting on April 14, 2011, at 7:30 P.M. at the South Florida Water Management District Office, 780 Indian Street, Stuart Fl. She read an article regarding the upcoming Sunshine Week, which focuses on open records in Government. She thanked the City Clerk Cherie Work for her dedicated service to the citizens of Stuart.

Commissioner Mortell thanked Jeff from Stratacon Construction for their contribution to the Arts Festival Wall. They donated 100% of the cost and no

money came out of the City's fund or the Arts Council Funds for that cost. He was very grateful.

Mayor Krauskopf advised the public that he and the City Attorney attended the Voting Advisory Committee meeting to the Florida Wildlife Commission regarding allowing Stuart to have a Pilot program that will allow regulation of boats outside of the Mooring Field or Anchorage. He stated that the City and St. Augustine have received a unanimous approval of recommendation to the FWC, and will be determined on April 6, 2011. He said that the City would continue its efforts for approval. He also noted that March 21, 2011 at 9:00 a.m. the CRA and CRB will hold a joint meeting with the Commission to discuss; General Orientation to the CRA, CRA Annual Report, review of potential sites for County Office space and Code Enforcement matters. It is anticipated to last until 12 noon.

COMMENTS BY CITY MANAGER

City Manager noted the following; Commissioner McDonald will be hosting a Chamber Breakfast beginning at 7:45 a.m. Commissioner Clarke will be hosting the next Town Hall Meeting on April 14th, 2011 at 7:30 p.m. at the SFWMD Office.

City Attorney Nicoletti reiterated that these are not Commission Meetings and everyone is welcome to attend. No decisions can or will be made at the Town Hall Meeting by any Commissioner.

City Manager Hudson stated that a brief discussion regarding Sunshine Law will be one of the topics discussed.

He reported to the Commission a sole source procurement of a Wastewater Affluent Weir. He stated it is a productivity improvement device.

City Manager Hudson clarified Item #6 that; the retirement portion is a choice not both. It is either \$20,000.00 payout or Health Insurance, and the newspaper was incorrect in its reporting. He noted that this program has been offered in the past and 22 employees have taken one of the options. He amended the text on the last page of the report to read that the employee must file a letter of interest by April 15, 2011 and make a final commitment by May 15, 2011.

APPROVAL OF AGENDA

MOTION: COMMISSIONER MORTELL: MOVED APPROVAL OF THE AGENDA
SECOND: COMMISSIONER MCDONALD
MOTION APPROVED UNANIMOUSLY

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

Tara Biek and Dina Beckett came forward and presented the City a Certificate of Appreciation for the new Dog Park in the City. She announced that on March 22, 2011 from 10: am to 1:00 pm, they are having a Grand Opening Celebration at the park.

Mayor Krauskopf commented about the parking on the roadway at the new dog park. He asked that staff begin looking at additional parking.

William Rudge commented on a request he made at the last Commission Meeting regarding a Truth in Office Ordinance, and video streaming of Commission Meetings on the WWW. He stated he had not heard any official response to his request. He commended Commissioner Clark on the mention of the Sunshine Laws. He also felt the City needed to hold more Code Enforcement Workshops in the future.

Commissioner Mortell noted that if someone wants to adopt an Ordinance they are free to do so by the petition process for a referendum of a proposed Ordinance. He explained that the request for video streaming of Commission Meetings is currently cost prohibited. He suggested Mr. Rudge prepare a petition drive for a referendum.

Mr. Rudge stated he heard mention of \$7,000.00 that was available by the City and far exceeds the expense for video streaming of Commission Meetings. He said he would be happy to donate his services to set up the program as well as host the account.

Mayor Krauskopf explained that the City looked into streaming the Commission Meetings and the cost was over \$200,000.00.

City Manager Hudson directed Mr. Rudge to look at Martin County's budget cost associated with video streaming.

William Rudge said he was just talking about video streaming the Commission Meetings not a TV station.

The Commission thanked Mr. Rudge for his input.

CONSENT CALENDAR

- 2. Request to approve the minutes of the Regular Commission Meeting of February 28, 2010**
- 3. RESOLUTION 18-2011 Authorization for the City of Stuart Fire Rescue Department to submit an application through the Federal Emergency Management Association (FEMA) for Grant**

Funds available for Fire Prevention and Safety; Authorizing the City funding match and expenditure of funds

- 4. RESOLUTION 19-2011 Authorization for the City of Stuart Police Department to submit an application to the United States Department of Justice for Grant Funds up to a fifty percent reimbursement of the replacement cost of bulletproof vests; Authorizing a City match and expenditure of funds**
- 5. RESOLUTION 20-2011 Authorization to approve a Plat titled "Hoover Property Stuart" prepared by Carnahan Proctor Cross, Incorporated**
- 6. RESOLUTION 21-2011 Authorization to approve Early Retirement and Early Separation Incentive Program for those City Employees that meet eligibility criteria**
- 7. RESOLUTION 22-2011 Authorization for the City of Stuart to renew their option to continue the Banking Services with Seacoast National Bank for one year from April 24, 2011 through April 23, 2012 and to execute amendment #1 to agreement**
- 8. RESOLUTION 23-2011 Authorization for budget amendment #15 to the 2010-2011 General Fund Community Services Buildings; Authorizing the transfer of funds totaling \$5,000.00 from the discretionary Sales Tax fund to the General Fund for additional costs associated with the construction of a public restroom at Martin Luther King, Jr. Park**
- 9. RESOLUTION 24-2011 Authorization approving the award of a bid to Hennis Construction Company, Inc., the lowest, most responsive and responsible bidder for a total bid amount of \$88,000 for the public restroom facility at Martin Luther King, Jr. Park**

END OF CONSENT CALENDAR

MOTION: VICE MAYOR CHRISTIE: MOVED APPROVAL OF THE CONSENT CALENDAR ITEM 2-9 AS AMENDED TO ITEM 6

SECOND: COMMISSIONER CLARKE

ROLL CALL

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

COMMISSION ACTION

ORDINANCE FIRST READING

ORDINANCE SECOND READING

10. ORDINANCE 2217-2011 (Second Reading) Amending the Stuart Code of Ordinances relating to Industrial User Wastewater Pretreatment

MOTION: VICE MAYOR CHRISTIE: MOVED APPROVAL OF ORDINANCE 2217-2011 ON SECOND READING

SECOND: COMMISSIONER MORTELL

ROLL CALL

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

11. ORDINANCE 2219-2011 (Second Reading) Amending the Stuart Code of Ordinances relating to Backflow Prevention

MOTION: COMMISSIONER MCDONALD: MOVED APPROVAL OF ORDINANCE 2219-2011 ON SECOND READING

SECOND: COMMISSIONER CLARKE

ROLL CALL

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

DISCUSSION & DELIBERATION

ADJOURNMENT 5:53 PM

ATTEST:

Cheryl White, CMC, City Clerk

Jeffrey A. Krauskopf, Mayor

Minutes to be approved at the Regular Commission Meeting This 28th Day March 2011.