

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

**CITY COMMISSION**

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

**Also in attendance were:**

**City Manager, Paul J. Nicoletti  
City Attorney, Michael D. Durham  
City Clerk, Cheryl White**

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

**PRESENTATIONS**

- 1. PROCLAMATION: Proclaiming November 16 - 20, 2011 as Bible Reading Week**

Pastor Jim Brocious came forward and graciously accepted the Proclamation and thanked the City Commission. He invited those who wish to participate to register.

- 2. PROCLAMATION: Proclaiming the Celebration December 10, 2011 for "Project Pink and Green" Interest Group of Alpha Kappa Alpha Sorority, Inc.**

Elmira Gainey came forward and graciously accepted the proclamation and thanked the City. She thanked Commissioner Christie for his efforts to lead the way for the organization. She invited the Commission to attend their event at Mariner Sands on December 6, 2011.

- 3. PROCLAMATION: Proclaiming December 4, 2011 as Christmas in the Caribbean Day**

A very large group of "Parrot Head" members were present and came forward and gleefully accepted their proclamation. A representative of the group thanked the City Commission and invited everyone to their Christmas in the Caribbean on December 4, 2011.

#### **4. PROCLAMATION: Proclaiming November 19, 2011 as the Aaron Vaughn Memorial Walk**

A representative of the Aaron Vaughn family came forward and graciously accepted the proclamation. She invited participants to register on November 19, 2011 and walk. She stated that all of the proceeds raised for the walk will go toward Aaron Vaughn children, ages 2 and 5 months old.

#### **COMMENTS BY CITY COMMISSIONERS**

Vice Mayor Christie commented on the many great events in Stuart over the past weekend.

Commissioner McDonald called the re-dedication of Memorial Park the highlight of the weekend, and he expressed gratitude and was honored to be part of the park.

Commissioner Clarke said the Veterans' Parade was great and the Park is looking great, but she spent the rest of the weekend working with volunteers and Habitat for Humanity helping to rebuild a house that had been severely damaged by fire at the corner of Lake Street and Central. She praised all who came out and helped. She also stated that residents in her neighborhood have asked when Eldorado Heights would be repaved.

Commissioner Mortell noted that this will be his last meeting and thanked the City for giving him the opportunity to serve. He said he considers the City part of his family and thanked everyone for seeing him through trying times. Mortell praised the positive things that he has seen happen in the past 10 years and said it was nice to work with the changing members of the Commission who all worked together for the betterment of the City.

Mayor Krauskopf commented on Mortell's sense of humor and noted the City tradition of planting a tree in honor of a departing Commissioner. In this instance a parcel of land at the end of Riverside Drive will be dedicated as "Megan's Garden" in memory of Megan Mortell with a plaque and bench.

Vice Mayor Christie thanked Commissioner Mortell for his way of keeping these meetings "light and his leadership over the years."

Mayor Krauskopf said of all Mortell's attributes he appreciated the most, and if he had to pick anything out there that he would say he represents in his mind at the dias way he represents "the clown fish," had the patience to serve on the MPO, and his strong support of Amtrak facility and the transportation center. He said the City appreciates his compassion for the entire City.

## **COMMENTS BY CITY MANAGER**

City Manager Nicoletti said in spite of the difference in their ages he considered Mortell his “mentor” and recognized his value to the City and appreciated his kind words and support during his tenure, he stated that on behalf of the staff we recognize the value he has given to the Commission and to the community.

## **APPROVAL OF AGENDA**

MOTION: COMMISSIONER MORTELL: MOVED APPROVAL OF THE AGENDA  
SECOND: VICE MAYOR CHRISTIE  
MOTION APPROVED UNANIMOUSLY

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

Gail Byrd representing the Marine Industries Association and appreciates the City’s efforts and sponsorship of the Treasure Coast Water Way cleanup held in July. She explained it was a tri-county event and they collected over 2.7 tons of trash. She presented a Certificate of Appreciation to the City for their sponsorship.

Caryn Yost-Rudge quoted from a Palm Beach Post article regarding the owners of a raised house who sued the City of Palm Beach. Mrs. Rudge asked the City of Stuart not to make that same mistake.

## **CONSENT CALENDAR**

5. **Request to approve the Minutes of the October 17, 2011 Commission Meeting of**
6. **RESOLUTION 53-2010 Authorization to Amend and Re-approve an East Stuart Overlay District Special Exception, with reasonable conditions, for the Macedonia Community Outreach Ministries Veterans Home allowing a Group Home for Homeless Veterans with 17 Residents, including Staff within the East Stuart Single Family Duplex Zoning District (SFD) located at 828 Nassau Avenue (Quasi Judicial)**
7. **RESOLUTION 97-2011 Authorization for the creation of three new full time positions and the modification of existing full time positions in the Community Services Division**
8. **RESOLUTION 104-2011 Authorization to adopt a correction to the schedule of Fees, Charges and Deposits for Utilities, under Chapter 42, of the City Code**

9. **RESOLUTION 107-2011 Authorization for a Budget Amendment to the 2011-2012 Annual Stormwater Fund Operating Budget; Approving and Authorizing the Transfer of Funds from Stormwater Fund Retained Earnings to Stormwater Fund Capital Outlay for the purpose of funding additional improvements to drainage in the area of Memorial Park and the new Downtown Pedestrian Crosswalks; Authorizing the Appropriation and Expenditure of funds in the amount of \$61,408.80 (RC)**
10. **RESOLUTION 108-2011 Authorization for the City Manager to execute a Conservation Easement in favor of the South Florida Water Management District and to rescind the Agreement authorized by Resolution 125-09**
11. **RESOLUTION 109-2011 Authorization to award RFP No. 2011-107 to GFA International, Inc. the most qualified firm to provide uniform Building Code Inspection Services (RC)**
12. **RESOLUTION 110-2011 Authorization for the execution of the second work order pursuant to the contract for Professional Engineering Services to design a City-wide Wastewater Utility Expansion Program with Culpepper & Terpening, Inc. for a total amount not to exceed \$136,050.00**
13. **RESOLUTION 112-2011 Authorization to award RFP No. 2012-109, Bank Loan for Refunding Revenue Bond, Subordinate Lien Public Utilities Revenue Refunding note, series 2007B, to Suntrust Equipment & Finance Leasing Corp.**
14. **RESOLUTION 113-2011 Authorization to approve a Road Closure for the 38<sup>th</sup> Annual Stuart Boat Show on January 11<sup>th</sup> through January 16<sup>th</sup> 2012, along Dixie Highway (SR 707) from Albany Avenue South of the Old Roosevelt Bridge to Fern Street at the FEC RR Crossing, North of the St. Lucie River Draw Bridge, subject to Florida Department of Transportation approval**

MOTION: COMMISSIONER CHRISTIE: MOVED APPROVAL OF CONSENT CALENDAR ITEMS 5-14

SSECOND: COMMISSIONER MCDONALD

ROLL CALL

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

**END OF CONSENT CALENDAR**

**COMMISSION ACTION**

**15. RESOLUTION 106-2011 Authorization to support the Martin County Ordinance regulating the Anchoring and Mooring within designated areas of Martin County and the City of Stuart as a participant of the Florida Fish and Wildlife Commission Pilot Program**

MOTION: COMMISSIONER MCDONALD: MOVED APPROVAL OF RESOLUTION 106-2011

SSECOND: COMMISSIONER CLARKE

ROLL CALL

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

**16. RESOLUTION 115-2011 Confirming the results of the 2011 Regular Municipal Election for the City Commission Group IV and Group II; Charter Amendment II and City of Stuart Referendum**

MOTION: COMMISSIONER MORTELL: MOVED APPROVAL OF RESOLUTION 115-2011

SSECOND: COMMISSIONER CLARKE

ROLL CALL

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

**ORDINANCE FIRST READING**

**17. ORDINANCE 2237-2011 (First Reading) Providing for a Major Amendment to the Commercial Planned Unit Development (CPUD) on the property located on the Southeast corner of N. Federal Highway and NW Windemere Drive; Providing for an approval of a Major PUD Amendment providing for a new timetable for approval of Construction Permits and the issuance of Certificates of Occupancy for "Windemere Point" F.K.A. Pointe at Jensen Beach Commercial Planned Unit Development; Amending the Development Timetable accordingly (Quasi Judicial)**

Robert Sherman came forward and thanked the City for their support on the project. He was happy with the new conditions.

MOTION: COMMISSIONER MORTELL: MOVED APPROVAL OF ORDINANCE 2237-2011 ON FIRST READING

SSECOND: COMMISSIONER MCDONALD

ROLL CALL

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

### **ORDINANCE SECOND READING**

### **DISCUSSION & DELIBERATION**

**ADJOURNMENT:** 6:12 P.M.

**ATTEST:**

\_\_\_\_\_  
Cheryl White, CMC, City Clerk,

\_\_\_\_\_  
Jeffrey A. Krauskopf, Mayor,

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