

CITY COMMISSION
CITY OF WILDWOOD, FLORIDA
REGULAR MEETING
AUGUST 22, 2011 – 7:00 P.M.
CITY HALL COMMISSION CHAMBER

(meeting taped)

The City Commission of the City of Wildwood, Florida met in Regular session, August 22, 2011 at 7:00 p.m.

Present were: Mayor Pro tem Allen; Commissioners Bivins, Clark and Strickland. Also present were: City Manager Smith, City Clerk Jacobs, City Attorney Blair, Police Chief Reeser, and AVT Law. Mayor Wolf was absent.

The meeting was called to order by Mayor Pro tem Allen who gave the invocation and the audience joined in the Pledge of Allegiance to the American Flag.

1. TIMED ITEMS AND PUBLIC HEARINGS

PUBLIC HEARING –

a. 2nd FINAL READING Ordinance No. O2011-11, an ordinance providing for payment to City Commission for attendance at meetings, AND

Ordinance No. O2011-11 was read by title only and Mayor Pro tem Allen opened Public Hearing. No questions or comments received.

Motion by Commissioner Strickland, second by Commissioner Clark that Ordinance O2011-11: An Ordinance Of The City Of Wildwood, Florida, Amending Section 2-56 Of The City Of Wildwood Code; Providing For Salaries For The City Commission And Mayor; Providing For Conflict; And Providing For An Effective Date: is adopted on second final reading. Motion carried by unanimous vote.

b. Resolution No. R2011-13, a resolution of the City of Wildwood setting salary amounts for the Mayor and City Commissioners and providing for an effective date (Attachment – Board Option)

Resolution No. R2011-13 was read by title only. CA Blair noted that the increase cannot take effect until after the next election.

Motion by Commissioner Strickland, second by Commissioner Bivins that Resolution No. R2011-13: A Resolution Of The City Of Wildwood, Florida; Setting Salary Amounts For The Mayor And City Commissioners; And Providing For An Effective Date: be adopted. Motion carried by unanimous vote.

2. REPORTS AND PUBLIC INPUT

▪ SPECIAL PRESENTATION: None at this time

a. City Manager

1) Review of The Villages of Wildwood extension of approval dates (Melanie Peavy, DSD) (Attachments)

An extension of The Villages DRI was requested and approved. Build out will now be 2018 instead of 2014.

- 2) Review of The Villages' Development of Regional Impact Status Report (please visit the City of Wildwood's website (<http://www.wildwood-fl.gov/> for the complete document) (Melanie Peavy, DSD) (Attachments)

Noted that report is available in Development Services.

- 3) FYI – Extension of Water Shortage Order No. SWF 2010-022 from the Southwest Florida Water Management District (Attachment)

Water shortage has been extended by SWFWMD with watering only once per week.

- 4) FYI – Reminder of September 19, 2011 Workshop Meeting to discuss the Landstone Memorandum of Understanding Utility Agreement (Attachment)

Will try to piggyback on this meeting the City signage requirements.

- 5) FYI – Memo regarding Parks & Recreation Inmate Van – necessary repairs (Attachment)

Was necessary to repair immediately.

- b. City Attorney - None
- c. City Clerk - None
- d. Commission Members - None
- e. Public Forum (10 minute time limit) – None
- f. Notes, Reports, and items for the file as attached

3. NEW BUSINESS – ACTION REQUIRED

a. MINUTES

- 1) Minutes of Regular Meeting held on August 8, 2011 (Attachments – Staff recommends approval)

Motion by Commissioner Clark, second by Commissioner Bivins to approve the minutes of August 8, 2011. Motion carried by unanimous vote.

b. ORDINANCES FIRST READING ONLY (READ ONLY – NO VOTE)

- 1) Ordinance No. O2011-10, an ordinance amending sections of the City Code of Ordinances and providing for a definitions and limits, etc. for metallic discharges (Attachments – Staff recommends approval)

Ordinance No. O2011-10 was introduced and read by title only.

CM Smith – FDEP compliance issue.

CM Smith requested an amendment to the agenda.

Motion by Commissioner Bivins, second by Commissioner Strickland to amend the agenda to include Ordinance No. O2011-09. Motion carried by unanimous vote.

Ordinance No. O2011-09 was introduced and read by title only.

DSD Peavy – Wildwood Springs has petitioned to establish a Community Development District. The statutes require the petition and public hearing be advertised for four consecutive weeks, which has begun. Final approval is scheduled for September 13, 2011.

c. RESOLUTIONS FOR APPROVAL:

- 1) Resolution No. R2011-14, a resolution providing for increases to the water and wastewater user charge and base rates; rescinding resolutions R2010-16 and R2011-09, etc. (Attachments – Staff Recommends Approval)
- 2) Resolution No. R2011-15, a resolution setting rates for the use of reclaimed water for Class A; Class AM and Class B users; replacing Resolutions No. R2009-08 and R2011-10, etc. (Attachments – Staff Recommends Approval)

Resolutions R2011-14 and R2011-15 were introduced and read by title only.

CM Smith noted these resolutions are in regards to the rate increase discussed at the budget workshop to change the 2.1% increase to a 3.6% CPI increase.

Motion by Commissioner Strickland, second by Commissioner Clark that Resolution No. R2011-14: A Resolution Of The City Commission Of The City Of Wildwood, Florida, Providing For Increases To The Water And Wastewater User Charge Ordinance And Facility Availability Base Rates; Rescinding Resolution R2010-16 And R2011-09; And Providing For An Effective Date; AND Resolution No. R2011-15: A Resolution Of The City Commission Of The City Of Wildwood; Setting Rates For Use Of Reclaimed Water For Class A, Class Am And Class B Users; Replacing Resolution No. R2009-08 And R2011-10; And Providing For An Effective Date; be adopted. Motion carried by unanimous vote.

- 3) Resolution No. R2011-16 a resolution declaring a sole source provider for in-car video camera operations based on the current existing system; etc. (Attachments – Staff Recommends Approval)

Resolution No. R2011-16 was introduced and read by title only.

Motion by Commissioner Clark, second by Commissioner Bivins that Resolution No. R2011-16: A Resolution Of The City Commission Of The City Of Wildwood, Florida, Declaring A Sole Source Provider For In-Car Video Camera Operations Bases On The Current Existing System; Providing That The Existence Of The Sole Source Has Been Documented By The City; Providing For An Effective Date: be adopted. Motion carried by unanimous vote.

4) Resolution No. R2011-17, a resolution providing for increases to the solid waste user charge for Waste Management (Request for the contractual rate adjustment included) (Attachments – Board Option)

Resolution No. R2011-17 was introduced and read by title only.

CM Smith – per the contract there are different figures that can be utilized to calculate the rate increase. It is very time consuming to calculate. Requested the Commission to approve the rates that are associated with the way the contract is written. Then it can be discussed as to how the contract can be amended to make it easier to figure the CPI increase for the future.

Motion by Commissioner Clark, second by Commissioner Strickland that Resolution No. R2011-17: A Resolution Of The City Commission Of The City Of Wildwood, Florida, Providing For Increases To The Solid Waste User Charge; Providing For An Effective Date: be adopted with rate increase as written in the contract. Motion carried by unanimous vote.

d. APPOINTMENTS
None

e. CONTRACTS AND AGREEMENTS

1) Discussion/approval regarding lease for the tower at the City's RIB Site - AT&T Site Turtle Mount GC 10151934 (cell tower) (Attachments – Board Option)

CM Smith - AT&T reps approached the City regarding a cell tower. Per the LDR and Zoning Ordinances it is hard to put up a tower in the City. One area they are allowed is on public facilities through the special exception process. Millennium park was discussed but the Commission did not want to see a tower in Millennium park. Other sites discussed were the RIB site and the water tower site. AT&T requested that the RIB site be considered. It would be allowed through the special exception process, but only in a very small area. They wish to construct a 250' tower. Would like direction from the Commission whether they would want a tower on the RIB site, before they go through the special exception. Contract is in line with contracts that other cities have entered with AT&T.

Motion by Commissioner Clark, second by Commissioner Strickland to accept offer from AT&T regarding cell tower. Motion carried by unanimous vote.

f. FINANCIAL

1) Bills for Approval (Attachments – Staff Recommends Approval)

Motion by Commissioner Bivins, second by Commissioner Strickland to pay the bills. Motion carried by unanimous vote.

g. GENERAL ITEMS FOR CONSIDERATION

1) Discussion/action requested reference the proposed property swap and MOU (Memorandum of Understanding) for the downtown Wildwood Fire Station; the Quit Claim Deeds; and the Easements from the City of Wildwood to Sumter

County providing for the perpetual storm water storage upon and across certain described property (Attachments – Board Option)

DSD Peavy – survey of property by the County brought to view several problems with legal descriptions. A MOU was drafted to and property swap was recommended to work out those problems. One problem is a platted City street that was not developed.

Motion by Commissioner Strickland, second by Commissioner Bivins to approve property swap and MOU with County. Motion carried by unanimous vote.

2) Discussion/action requested reference Optional Concurrency Facilities recommendations (Melanie Peavy, DSD) (Attachments – Staff Recommends Approval)

DSD Peavy – the Community Planning Act of 2011 was adopted in July. With the passing of act maintaining concurrency on transportation, parks & recreation and schools became optional for all local governments. Sumter County BOCC recently had a workshop where concurrency was discussed. Concurrency is a requirement that public facilities and services needed to support development are available or will become available concurrent with the development. The City currently requires transportation concurrency, potable water, sanitary sewer, parks & recreation, solid waste, Stormwater and public schools facility concurrency. The City has the option to eliminate transportation, school, and parks & recreation concurrency. The County directed staff to eliminate transportation concurrency and City staff is recommending the same. Eliminating the transportation concurrency does not take away the need for monitoring local traffic conditions. We would still do traffic counts and work with the MPO for traffic analysis provided to the City. Noted that elimination of any concurrency would require a Comprehensive Plan amendment.

Motion by Commissioner Strickland, second by Commissioner Clark to accept and follow staff recommendation and eliminate school and transportation concurrency. Motion carried by unanimous vote.

3) Discussion/action reference Turkey Run's request for a 3rd Addendum to the Developer's Agreement (Attachments – Staff Recommends Approval)

DSD Peavy – when original DA was approved it was based on conditions at that time. The City did not know of the planned improvements at 466A and the City's development standards were different at the time. There have also been improvements to the 462 intersection. Noted the amendment in the packet needs to be corrected before signed, specifically – water and reuse water lines will be in an easement instead of in the right-of-way.

Motion by Commissioner Clark, second by Commissioner Strickland to approve the 3rd addendum to the Turkey Run DA as amended. Motion carried by unanimous vote.

4) Discussion/action reference Homes In Partnership/Fifth Street's request for a 2nd Addendum to Developer's Agreement (Attachments – Staff Recommends Approval)

DSD Peavy – HIP DA is of old plat on Fifth Street. There was a safety issue discovered in the engineer drawings. The amendment changes where the sidewalk runs along Fifth Street.

Motion by Commissioner Bivins, second by Commissioner Strickland to accept staff recommendation to approve HIP 2nd addendum to DA. Motion carried by unanimous vote.

5) Review of the "Draft" contract (WS574) from FDOC for the public works department "work crew"; and, request approval to have FDOC submit an original Contract for renewal based on the information provided in this draft (Attachments – Staff Recommends Approval)

Motion by Commissioner Clark, second by Commissioner Strickland to accept staff recommendation and approve the Draft contract for the FDOC work crew for public works. Motion carried by unanimous vote.

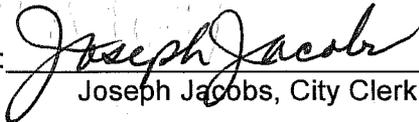
4. ADJOURN:

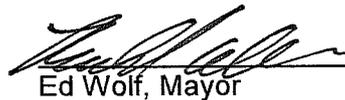
Upon a motion by Commissioner Strickland, second by Commissioner Clark the meeting adjourned.

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SEAL

ATTEST:


Joseph Jacobs, City Clerk


Ed Wolf, Mayor

BY: Ronald B. Allen, Mayor Pro tem