

CITY COMMISSION
CITY OF WILDWOOD, FLORIDA
REGULAR MEETING
NOVEMBER 14, 2011 – 7:00 P.M.
CITY HALL COMMISSION CHAMBER

The City Commission of the City of Wildwood, Florida met in Regular session November 14, 2011 at 7:00 p.m.

Present were: Mayor Wolf, Commissioners Bivins, Clark, Allen and Strickland. Also present were: Interim City Manager Jacobs, City Attorney Blair, Assistant City Clerk Roberts, Police Chief Reeser, Development Services Director Peavy, Human Resource Coordinator Cox and AVT Law.

The meeting was called to Order followed by an invocation and Pledge of Allegiance to the American Flag.

1. TIMED ITEMS AND PUBLIC HEARINGS

- a. PUBLIC HEARING* – 2nd FINAL READING Ordinance No. O2011-14, an Ordinance correcting scrivener's errors regarding Ordinance No. O0211-06 (Attachments – Staff recommends approval)

Ordinance No. O2011-14 was introduced and read by title only for second final reading.

Motion by Commissioner Bivins, second by Commissioner Allen that Ordinance No. O2011-14: An Ordinance Of The City Of Wildwood, Florida, Correcting Scrivener's Errors Caused By Scrivener's Errors Contained In The Property Description In Ordinance Number O2011-06; And Providing For An Effective Date: be adopted on second final reading. Motion carried by unanimous vote.

- b. TIMED ITEM Request by developer for approval to extend Turkey Run PUD – Ordinance #616 for a period of twelve-months due to real estate market conditions, effective November 11, 2011(Attachments – Staff recommends approval)

DSD Peavy noted the developer requested a six months extension but the new LDR allow for 12 months.

Motion by Commissioner Clark, second by Commissioner Bivins to approve the request to extend Turkey Run PUD for a period of twelve months. Motion carried by unanimous vote.

- c. TIMED ITEM Request for Site Plan approval for a Cingular Wireless PCS, LLC d/b/a AT&T Mobility 250' Communications Tower to be constructed on City property; approved for a variance and special exception by the P&Z Board/Special Magistrate on November 1, 2011 who recommended site plan approval by the Commission subject to approval, exemption or permitting by all agencies of competent jurisdiction (Attachments – Staff recommends approval)

Motion by Commissioner Clark, second by Commissioner Strickland to approve SP1109-01 for a Cingular Wireless PCS, LLC d/b/a AT&T Mobility 250' Communications Tower to be construction on City property, upon recommended approval by Special Magistrate. Motion carried by unanimous vote.

- d. TIMED ITEM Request for amendment to Ordinance #622 concerning the PUD zoning on the Wildwood Springs development reducing residential dwelling units from 3,700 to 3,000; P&Z Board/Special Magistrate recommends favorable approval of the rezoning as outlined in proposed Ordinance No. O2011-18 for first reading. (Attachments – Staff recommends approval)

DSD Peavy noted a correction and that the original PUD Ordinance #622 does not reduce the number of dwelling units from 3700 to 3000 as indicated in the agenda item. The approved number of units by the City is 3000. They have an approval from the State in their Development Order to go up to 3700 if they meet special requirements of mixed use within the development. The Ordinance for first reading tonight will place the PUD in compliance with the Development Order and Land Use. The City originally approved the PUD contingent upon the Development Order.

Ordinance No. O2011-18 was introduced and read by title only on first reading.

*** Quasi Judicial Hearing**

2. REPORTS AND PUBLIC INPUT

▪ **SPECIAL PRESENTATION:**

a. **City Manager**

Interim City Manager Jacobs noted the reports.

- 1) FYI – SWFWMD Notification of Second Extension of Water Shortage Order No. SWF 2010-022 (Attachments)
- 2) FYI – Steve Watson, Fleet Services Coordinator, Completion of 3-hr. Airtex Products Fuel Delivery System Training
- 3) FYI – Donald Marlow, Fleet Services, Completion of 3-hr. Airtex Products Fuel Delivery System Training
- 4) Update on vegetation clean up at Greenwood Cemetery (Joseph Jacobs, ICM) Reported that cleanup has been done.
- 6) Break in CR501 Wastewater Line again. Utility Director Phillips feels there is a problem with the pipe because of the number of breaks in that area. There was no shut down of the prison. UD Phillips reported that the pipe size is 14" which is odd. There is one more length available if there is another break. One section has already been replaced by 16".
- 7) Budget for banquet – Committee has recommended that the volunteers and employees be combined in one banquet with a budget of \$5000.

Recommendation of steaks cooked by staff and the remainder of the meal catered. Proposed date of December 9.

Motion by Commissioner Allen, second by Commissioner Strickland to approve combined banquet with an upset budget of \$5,000. Motion carried by unanimous vote.

8) Reported the receipt of 20-21 applications for City Manager with a November 18 deadline for applications.

5) Update on HVAC repairs (David Grimm, Projects Planner) – SP Grimm – project began approximately two weeks earlier and should be finished with the blocking within two weeks. Equipment has been ordered and is expected in four to six weeks. That portion of the project will probably be done after the first of the year.

9) Budget report for October will be ready at next meeting.

b. City Attorney - None

c. City Clerk - None

d. Commission Members

1) Bivins – have received complaints that Waste Management is not picking up yard debris at 301 and Willis. ICM Jacobs to check with Deniese Woods. Wolf – indicated that most complaints he has heard relates to yard debris.

2) Wolf – request Public Works to put off putting up Christmas decorations until a few weeks into November next year.

e. Public Forum (10 minute time limit)

1) Robert Hannah – Wildwood Development Community – to speak on behalf of Mr. Fluitt. Mr. Fluitt opened a business on Jackson Street and has been told he has to close it because of fear of infiltration of drug dealers and addicts into the area. Have approximately 63 signatures to keep him open. Asked why certain people in the City are trying to shut down this young man when he is trying to make an honest living. He feels Mr. Fluitt is making an impact to show the young people that there is a way out – the right way.

ICM Jacobs – Indicated he does not know who would have given them the impression that it was a profiling situation. He is aware that Code Enforcement has been involved with this as it being in a non-conforming zone – a commercial business in a residential zone. He noted also that there are State regulations that must be met for persons handling food, and that people who are trying to do it the right way and in the right zone have to meet those regulations. Mayor Wolf – is sure there will be a full report from staff, but if it is due to zoning, there would be nothing the Commission could do.

f. Notes, Reports, and items for the file as attached

3. NEW BUSINESS – ACTION REQUIRED

a. MINUTES

- 1) Minutes of Regular Meeting held on October 24, 2011(Attachments – Staff recommends approval)

Motion by Commissioner Bivins, second by Commissioner Strickland to approve the minutes of October 24, 2011 as typed. Motion carried by unanimous vote.

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

- 1) None

c. RESOLUTIONS FOR APPROVAL:

- 1) Resolution No. R2011-30 providing for the support of Sumter County Students Working Against Tobacco (SWAT) and the Tobacco Free Partnership of Sumter County in their efforts to cease the sale and use of flavored tobacco products to youth and teens in Sumter County to prevent early use of tobacco products and prevent future unnecessary deaths (Attachments & Folder – Staff Recommends Approval)

Resolution No. R2011-30 was introduced and read by title only.

Motion by Commissioner Allen, second by Commissioner Strickland that Resolution No. R2011-30: A Resolution Of The City Commission Of The City Of Wildwood, Florida Providing That Research Indicates That Tobacco Use Is The Number One Cause Of Preventable Death In The United States And Almost 90 Percent Of Tobacco Users Started Before They Were 18 Years Old; Providing That Research Indicates That Tobacco Manufacturers Are Targeting Youth With Flavored Tobacco Products; Providing That In Sumter County Nearly 1 In 4 High School Youth Have Used Tobacco; Providing That Sumter County Youth Use Smokeless Tobacco Products At A Significantly Higher Rate Than The Youth In The State Of Florida; Providing That Tobacco Manufacturers Are Banned From Directly Or Indirectly Targeting Youth In Advertising; Providing That Research By Students Working Against Tobacco Youth And The Tobacco-Free Partnership Of Sumter County Found That The Majority Of Tobacco Retailers Surveyed In Sumter County Sell Flavored Tobacco Products Of Various Kinds; Providing That The City Commission Supports The Sumter County Students Working Against Tobacco Youth And The Tobacco Free Partnership Of Sumter County In Their Efforts To Stop Use Of Such Products By The Youth Of Sumter County; Urging Tobacco Retailers To Stop The Sale And Marketing Of Flavored Tobacco In The City Of Wildwood; Providing For An Effective Date: be adopted. Motion carried by unanimous vote.

- 2) Resolution No. R2011-31 declaring Century Link as the Sole Source provider for two T-1 lines needed to provide hard-wire back up of the data system from the Police Department to the new Communication Tower and request approval to enter into 60-month Contract (# 111100468632) with Century Link for

total of \$6,816 annually; paid in monthly installments of \$568 and one-time charge of \$1,432 for Channel Termination set up (Attachments – Staff Recommends Approval)

Resolution No. R2011-31 was introduced and read by title only.

The need for this T-1Line for safety of officers and citizens in the event one communication system went down another would be in place was noted

Motion by Commissioner Allen, second by Commissioner Bivins that Resolution R2011-31: A Resolution Of The City Commission Of The City Of Wildwood, Florida, Declaring Century Link To Be The Sole Source Provider For T-1 Lines For Operation Of The Communication System For The City Of Wildwood Police Department; Providing For An Effective Date: is adopted. Motion carried by unanimous vote.

3) Resolution No. R2011-32 providing for a unique purchasing opportunity for materials, engraving & lettering of crypts from Southern Monument Studio, Inc., at a cost of \$6,340 to repair the deteriorating Mausoleum in Greenwood Cemetery (Attachments – Staff Recommends Approval)

Resolution No. R2011-32 was introduced and read by title only.

Motion by Commissioner Bivins, second by Commissioner Strickland to approve the unique purchasing opportunity and Resolution R2011-32: A Resolution Of The City Commission Of The City Of Wildwood, Florida, Declaring A Unique Purchasing Opportunity Exists For Repairs To The Mausoleum In Greenwood Cemetery; Providing For An Effective Date: was thereby adopted. Motion carried by unanimous vote.

4) Resolution No. R2011-33 declaring certain City owned unusable real property surplus and disposing of said property by exchanging it for property currently owned by Adeline Coachman which will be useable by the City for a planned Tot Lot (Attachments – Staff Recommends Approval)

Resolution No. R2011-33 was introduced and read by title only.

Motion by Commissioner Bivins, second by Commissioner Strickland that Resolution R2011-33: A Resolution Of The City Commission Of The City Of Wildwood, Florida Determining That Certain Real Property Is Surplus; Determining That Said Real Property Should Be Used In A Manner To Further The Public Interest; Providing For An Effective Date: be adopted. Motion carried by unanimous vote.

d. APPOINTMENTS

1) Request for Appointment of Wildwood residents to two Lake-Sumter MPO committees:

- a. Citizens' Advisory Committee (CAC) - Appoint new representative or re-appoint current representative, Stephen Stone. Mr. Stone has been contacted by COW staff and would like to serve another term if appointed;

Motion by Commissioner Bivins, second by Commissioner Allen to re-appoint Mr. Stephen Stone to the CAC. Motion carried by unanimous vote.

- b. Bicycle & Pedestrian Advisory Committee (BPAC) - Request for appointment of a representative to the currently vacant seat (Attachment - Board Option)

SP Grimm noted it would be a benefit to the City to have a person on the BPAC. Need to have a citizen on this committee. Many upcoming LSMPO items involving roads, sidewalks, and travel paths.

Commission to provide suggestions at future meeting.

- 2) Request for appointment of a Sumter County Representative to serve on the WRPC (Withlacoochee Regional Planning Council) board for the coming year (Sister Cities polled by City Clerk) (Attachment – Board Option)

Motion by Commissioner Bivins, second by Commissioner Strickland that Commissioner Allen is re-appointed to serve on the WRPC. Motion carried by unanimous vote.

e. CONTRACTS AND AGREEMENTS

- 1) None

f. FINANCIAL

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

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

- 2) Discussion/Approval for purchase of Flygt Pump in the amount of \$24,412 to replace non-operational pump at the CR 468/Fla. Turnpike Pump Station, from ITT Water & Wastewater Florida, LLC, sole source provider of Flygt Pumps (Attachments – Staff Recommends Approval)

- 3) Discussion/Approval requested to purchase of 75 hp Reuse Pump VFD in the amount of \$5,325 to replace the one damaged at the WWTP by a lightning strike on Aug. 19, 2011 (Attachments – Staff Recommends Approval)

- 4) Discussion/Approval requested for Kimley-Horn to proceed with Individual Project Order (IPO) Number 12 in the amount of \$6,250 to provide an estimated cost to Refurbish Pump Station No. 2 at 3-Flags Resort on SR 44 or abandon the station and remove it from service (Attachments – Staff Recommends Approval)

UD Phillips explained that there are four stations in the City that are down one pump. This will be the second one to be replaced. The third one is at 3-Flags pump station. That station addressed in item 4) for refurbish has been off-line for a while and would like to look at it to possibly leave it off-line and save that cost. Believes the entire wet-well would have to be replaced at a cost of \$125,000 to \$150,000. If in the future it was needed, replacement could be discussed. Noted this was put in because the flow from the truck was not sufficient to pump all the way back to the City without the additional lift stations. There may have to be an upgrade to pump station at CR229. If the 3-Flags station is bypassed we would probably line the station at CR219 so that the same deterioration problem did not occur.

ICM Jacobs noted this is items that were not included in the budget but were addressed with the previous City Manager before he left. UD Phillips realizes that some items budgeted may be deleted in order to move forward with these items he feels are a priority. It was noted that UD Phillips does not want to spend money to refurbish the old library for offices for three people at this time. He would rather apply that \$30,000 to something else.

UD Phillips noted that item 3 is related to a lightning strike, but there is a \$5000 deductible. Need to replace because the second pump which is currently working is a smaller capacity pump.

Motion by Commissioner Allen, second by Commissioner Bivins to approve items 2, 3, and 4. Motion carried by unanimous vote.

5) Discussion/Approval to select the lowest quote from Mike's Painting and Pressure Cleaning, Inc. to repaint the Millennium Park Horizontal Water Tank (Attachments – Staff Recommends Approval)

Motion by Commissioner Allen, second by Commissioner Bivins to accept the lowest quote from Mike's Painting to repaint the Millennium Park Horizontal Water Tank. Motion carried by unanimous vote.

6) Discussion/Approval to accept only the quotes from Air Mechanical & Service Corp. totaling \$41,750 to repair and paint the City Hall Columns (Attachments – Staff Recommends Approval)

SP Grimm explained that based on the work Air Mechanical has done so far he feels they can do the repair and repaint of the City Hall Columns and stucco. If a change order was approved there would be no need to go out for bid on these items and the City would be protected under their performance bond and their insurance. Although the name of the company is Air Mechanical & Service Corp, they are a general contractor. Also the quote from Air Mechanical is below the amount budgeted.

Motion by Commissioner Allen, second by Commissioner Bivins to approve a Change Order with Air Mechanical & Service Corp in the amount of \$41,750 for the repairs and painting of the outside of the building. Motion carried by unanimous vote.

7) Discussion/Approval to purchase 14' x 30' portable storage shed for placement at WWTP from Superior Sheds in the amount of \$6,000, lowest cost per sq. ft. (\$14.29/sf) for storage of water department materials presently stored in buildings on Wilson St. and Masters Ave. which are in need of major repairs (Attachments – Staff Recommends Approval)

UD Phillips noted he is currently trying to operate water and wastewater from two different locations. When he came on there was discussion to consolidate into a utility department. Would like to use the \$30,000 in the budget to refurbish the library building, to bring together water and wastewater in one location and make one group of employees with cross training. Have dual licensed employees already. All employees and equipment will be housed together and there will no longer be a water department and a wastewater department but a utility department. Would like to bring back a presentation to the Commission in a few weeks.

ICM Jacobs indicated the use of the funds may have to be delayed until later in the year due to the insurance company requiring the City to pay the General insurance up front this year instead of financing as they have in the past.

Motion by Commissioner Bivins, second by Commissioner Clark to approve purchase of a 14' x 30' portable shed to be placed at the WWTP from Superior Sheds. Motion carried by unanimous vote.

g. GENERAL ITEMS FOR CONSIDERATION

1) Discussion/Approval of Christmas Parade & route proposed for the Parade (Attachments - Staff Recommends Approval)

Motion by Commissioner Allen, second by Commissioner Bivins to approve Christmas parade and route proposed. Motion carried by unanimous vote.

2) Discussion/Approval of request from San Pedro Maldonado Mission for the closure of Wonders Street between the City Hall Annex and Gamble Street and use of City barricades on Sunday, December 11, 2011, from 8:00 AM – 6:00 PM for their 4th Annual Our Lady of Guadalupe Celebration (Attachment – Board Option)

Paul Kalv representing the Mission. Usually the barricades are provided to them and they set them up and then take them down. CA Blair suggested that if the Church will be responsible for the barricade set up, that an on duty police officer check them for proper positioning.

Motion by Commissioner Bivins, second by Commissioner Strickland to approve the request from San Pedro Maldonado Mission for the closure of Wonders Street between the City Hall Annex and Gamble Street and use of City barricades on Sunday, December 11, 2011, from 8:00 AM – 6:00 PM for their 4th Annual Our Lady of Guadalupe Celebration. Motion carried by unanimous vote.

3) Discussion on possibility of increasing the Minimums on the Salary Schedule to reflect the 3% COLA that went into effect Oct. 1, 2011 or just assess all salaries, evaluating and rectifying current compression issues and present to Commission upon completion (Attachments – Board Option)

HRC Cox reported that instruction had come from the previous City Manager that she increase the Minimums on the Compensation Plan. She noted that if the minimums are increased then also the mids and maximums should be increased. She noted that normally the minimums are not increased until the market indicates that an increased is needed. Noted that nothing has been done since the Cody Study in 2006. Would prefer to leave the minimums as they currently are with additional time to review the compression issues, evaluate the market, and present back to the Commission in the future for direction.

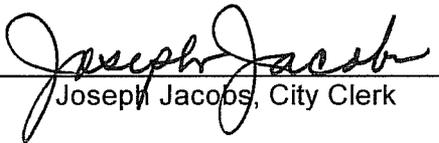
Motion by Commissioner Clark, second by Commissioner Strickland to accept the recommendation of HRC Cox. Motion carried by unanimous vote.

4. ADJOURN:

Upon a motion by Commissioner Allen, second by Commissioner Bivins the meeting adjourned.

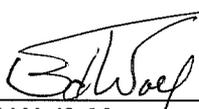
SEAL

ATTEST:



Joseph Jacobs, City Clerk

CITY COMMISSION
CITY OF WILDWOOD, FLORIDA



Ed Wolf, Mayor