

## CITY COUNCIL MINUTES

July 14, 2009

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Mayor Penton called the meeting to order at 7:30 p.m.

The Youth Director for the New Life Community Church gave the invocation (before the invocation, Mayor Penton advised that Pastor Lawlor was in the hospital and we will also remember him in our prayers).

Those present recited the Pledge of Allegiance, led by Mayor Penton.

### **ROLL CALL**

Mayor Donald Penton, Vice Mayor Nancy Adorno, Councilor Ames-excused, Councilor Denico, Councilor Eilertsen, City Manager Cory Carrier-excused, Assistant City Manager Pam Peterson, City Attorney Jeff Sullivan and City Clerk Patricia Jackson. Also present were Gene Kniffin, City Planner and Kelly Downing, staff member.

A quorum was established, and Mayor Penton turned the meeting over to Assistant City Manager Peterson.

### **APPROVE CONSENT AGENDA**

A motion was made by Vice Mayor Adorno to accept the Consent Agenda; the motion was seconded by Councilor Eilertsen.

Roll Call: Vice Mayor Adorno-aye, Mayor Penton-aye, Councilor Eilertsen-aye, Councilor Denico-aye.

4-eyes

0-nays

### **PRESENTATIONS AND/OR RECOGNITIONS**

There were none.

### **PUBLIC HEARINGS**

There were none.

### **UNFINISHED BUSINESS**

#### **RESOLUTION 2009-05, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POLK CITY CREATING THE POLK CITY CITIZENS ADVISORY COMMITTEE; THE BYLAWS THEREFORE AND PROVIDING AN EFFECTIVE DATE.**

Assistant City Manager Peterson read Resolution 2009-05 in short title. A motion was made by Vice Mayor Adorno to accept Resolution 2009-05; the motion was seconded by Councilor Denico.

Roll Call: Councilor Denico-aye, Councilor Eilertsen-aye, Mayor Penton-aye, Vice Mayor Adorno-aye.

4-eyes  
0-nays

Councilor Eilertsen wanted to clarify that it will be two year terms, and that the Chair and Vice Chair would be elected every year. Also, there is no time frame mentioned on when to get the items to the Clerk for the meeting. City Clerk Jackson advised notice has to go out five days prior to a meeting and the sixth day prior should be okay.

### **NEW BUSINESS**

None.

### **CITY MANAGER ITEMS**

Assistant City Manager Peterson advised that City Staff, Jones Edmunds and Hydro Solutions have been working on a presentation for Council regarding different alternatives and different solutions to the Wastewater Treatment Plant, and would like to have a workshop with the Council before August 12. After some discussion, the Council would like to meet on July 29 or August 5 at 7:00 p.m. Assistant City Manager Peterson will get in contact with them to set the date and let Council know.

### **CITY CLERK ITEMS**

The City Clerk had nothing to report.

### **CITY ATTORNEY ITEMS**

City Attorney Sullivan advised it was brought to his attention that a couple of meetings ago some Council Members took comments he made to members of the public to be unprofessional or perhaps curt, and he did not mean for that to happen. If that was the way it was taken, he apologizes and will not let that happen again. City Council thanked him.

### **COUNCIL MEMBER ITEMS**

**Councilor Denico** – Councilor Denico apologized for her absence; she has been working through her employer and their scheduling staff for the past couple of months, and hopes it is all worked out now. She appreciates everyone’s patience and understanding, and thanked them.

**Councilor Eilertsen** – Councilor Eilertsen thanked everyone for coming.

### **VICE MAYOR ITEMS**

Vice Mayor Adorno had nothing to report.

### **MAYOR ITEMS**

Mayor Penton announced the Wastewater Treatment Plant has been put on hold indefinitely. He also feels the time frame is wrong, and the money the City was counting on is not here. The City doesn’t want to burden the people at this time.

## **PUBLIC COMMENTS/REQUEST**

**Sybil Williams**, 620 Second Street, addressed the Council regarding the problem with the water cut-off date being set on a Sunday; City Hall was not open Thursday – Sunday (July 4 Holiday). The water was turned off by 8:05 a.m.; Assistant City Manager Peterson advised there is a drop box at City Hall. Councilor Eilertsen advised she sees both sides; however, accommodations have to be made. She also feels that if it is a Holiday, the cut off should be the following business day. Gene Kniffin advised he came in and took the bills out of the drop box early Monday morning and marked anyone who paid off of the cut-off list. After other discussion, Councilor Eilertsen advised Ms. Williams her point has been taken. When asked if she (Ms. Williams) would get her money back, she was advised she would not receive a refund.

**Joel Wade**, 206 Honeybee Lane, addressed the Council regarding his water bill – last month he did not get a bill; he went to Ohio, and the meter was read wrong. He also asked about the repair of the streets in Polk City – potholes are all over and he is worried about tires being torn up. He pays taxes, and thinks the streets should be better. Discussion took place regarding the potholes being repaired; Gene Kniffin advised temporary repairs are being made until after the rain stops, then a permanent repair will be made. More discussion took place regarding the area by the Post Office and where you turn off of S.R. 33 at the gas stations. Gene advised that DOT has right-of-way through there and the City cannot patch DOT right-of-way. Councilor Eilertsen advised the City can't let the patching go, and Councilor Adorno advised she will check into repaving.

**Wanda Wilson**, 625 3<sup>rd</sup> Street, addressed the Council regarding her water meter. There are two water meters located on her property and she is receiving a bill for the wrong water meter; however, her most recent bill was correct. Gene Kniffin advised the meters will be replaced with the electronic meters, which will correct that problem. Some discussion took place on how the meter readings will work.

**Linda Fuller**, 904 Lakeshore Drive, addressed Council. She advised the Mayor he surprised her, and she thanked him. She had planned on submitting the Petitions with signatures and presented the City Clerk with 470 signatures with addresses, and 34 without addresses (photocopies). She then asked the Mayor to repeat what he had stated earlier; Mayor Penton then repeated the sewer plant has been put on hold indefinitely; however, the City will keep the permits in place. He advised there will be sewer here somewhere; if there is no sewer, there will be no growth.

**Joe LaCascia**, advised he has spoken with Pam Peterson, and withdrew his request to speak.

**Chester Trump**, 708 Lakeshore Drive, addressed the Council and asked what the status was on the permits for the Wastewater Treatment Plant, and asked about the status on the design of the plant. Mayor Penton advised the City has been given the permits and the design has been completed. He then asked about the trail; he was advised the contractor is waiting on the rain to stop in order to blacktop.

**Estan Fuller**, 904 Lakeshore Drive, addressed the Council. He advised one of his questions had already been answered regarding the Wastewater Treatment Plant permits. He was under the impression we were waiting on the Engineers to get back to the City to proceed. Mayor Penton advised the City was waiting on funding; however, that funding did not arrive. Mr. Fuller then asked about being able to vote inside the City; he owns rental property and would like to vote. Mr. Fuller was advised that you have to live inside the City limits to vote, and Mr. Fuller

asked if Council could change that. He was advised it is governed by the State, and he would need to ask someone in Tallahassee. Mr. Fuller then asked when Council was going to replace Mr. Ames; he was advised Mr. Ames was working out of town; he lost his job here and comes back every two meetings.

**ANNOUNCEMENTS**

**ADJOURNMENT**

A motion was made by Councilor Eilertsen, seconded by Vice Mayor Adorno and unanimously carried to adjourn.

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Patricia R. Jackson, City Clerk

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Mayor Donald L. Penton, Sr.