

CITY OF LABELLE
REGULAR COMMISSION MEETING

The City Commission of the City of LaBelle met in Regular Session on Thursday, August 4, 2011. Mayor Puletti called the meeting to order at 7:00 p.m. Commissioner Lyons led the opening prayer, followed by the pledge of allegiance. A roll call was taken. All Commissioners were present.

Commissioner Bone made a motion to approve the consent agenda containing:

- 1.) July 2011 vouchers and paid bills
- 2.) Minutes from the July 14, 2011 Regular Commission Meeting.

Commissioner Lyons seconded the Motion. Motion carried 5-0.

PUBLIC HEARINGS, RESOLUTIONS, ORDINANCES AND CITIZENS CONCERNS
contained the following:

1. Annual Review of the Special Exception for the D.A.V. Flea Market. Commander Bob Shall appeared for the D.A.V. It was discussed briefly and **Commissioner Lyons made a motion to continue the Special Exception for the Flea Market. Commissioner Akin seconded the motion. Motion carried 5-0.**

2. A Special Exception Request from A for Angels Day Care. Julie Wilkins came representing the day care. She spoke about the need for more room to grow and reviewed the planned use for the facility. City Planner, Shellie Johnson recommended approval of the Special Exception Request with 7 conditions which she reviewed. **Commissioner Zimmerly made a motion to approve the Special Exception Request with the recommendations of Staff. Commissioner Lyons seconded the motion. Motion carried 5-0.**

3. The Deputy Clerk read by title proposed ORDINANCE NO. 2011-04, LANDSCAPE/TREE ORDINANCE AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LABELLE, FLORIDA; AMENDING THE CITY OF LABELLE LAND DEVELOPMENT CODE; AMENDING APPENDIX B, ARTICLE V, SECTION 4-80 ENTITLED "LANDSCAPE REQUIREMENTS FOR ALL ZONING CLASSIFICATIONS" AND ARTICLE III, SECTION 8.7 ENTITLED "HISTORICAL OAK TREE PROTECTION"; ADOPTING A NEW LANDSCAPE AND SIGNIFICANT TREE REGULATION; PROVIDING FOR INTENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

As it was a first reading, no further action was necessary.

4. The Deputy Clerk read by title proposed ORDINANCE NO. 2011-05, E.A.R. Adoption AN ORDINANCE OF THE CITY OF LABELLE, FLORIDA, AMENDING THE CITY OF LABELLE COMPREHENSIVE PLAN; AMENDING ORDINANCE 2011-01; CHANGING THE FUTURE LAND USE MAP; ADOPTING CHANGES TO THE FOLLOWING ELEMENTS: FUTURE LAND USE, TRAFFIC CIRCULATION, HOUSING, CONSERVATION, RECREATION AND OPEN SPACE, INTERGOVERNMENTAL COORDINATION, CAPITAL IMPROVEMENTS; REMOVING THE MONITORING AND EVALUATION OF THE CAPITAL IMPROVEMENTS, AND ANNEXATION ELEMENTS; ADDING THE ECONOMIC DEVELOPMENT ELEMENT; PROVIDING FOR INTENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

As it was a first reading, no further action was necessary.

Under *Staff Reports*:

Fire Chief, Ray Pittman- was not present

H.S.C.O. – Lt. Bryant provided a report containing statistical data from the Hendry County Sheriff's Office for July 2011.

City Engineer – AIM Engineering – David Whidden was not present.

City Engineer – ATM Engineering – Tim Taylor was not present

City Attorney – Jimmy Luckey advised that he had been notified by the attorney's for the Paul family of an issue with the City's wellfields. There was some discussion on the matter.

Superintendent of Public Works – Michael Boyle gave an update on the R.O. water treatment plant.

City Planner – Shellie Johnson – advised the Board that 2 Special Exception Applications would be coming for their annual review at next month's meeting. Both are for temporary buildings and were strictly approved for a two year period. That time has now expired. She suggested that since there is no way to extend that period of time, both applicants should reapply for another Special Exception. The new application could be copied from the original with just a date change and should include a letter requesting a waiver of the application fee. The Board agreed.

Ms. Johnson advised that with the Local Planning Agency meeting and the City Commission meeting on the same night, it might be advisable to have the L.P.A. meet at 6:00 p.m. It was agreed.

City Finance Director – Ron Zimmerly introduced three resolutions adopting uniform rates for police protection, fire and streetlighting. The Deputy Clerk read by title proposed RESOLUTION NO. 2011-11 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LABELLE, HENDRY COUNTY, FLORIDA; ESTABLISHING UNIFORM RATES FOR PROVIDING POLICE PROTECTION, PROVIDING SEVERABILITY, PROVIDING AN EFFECTIVE DATE. **Commissioner Lyons made a motion to adopt Resolution No. 2011-11. Commissioner Zimmerly seconded the motion. Motion carried 5-0.**

The Deputy Clerk read by title proposed RESOLUTION NO. 2011-12 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LABELLE, HENDRY COUNTY, FLORIDA; ESTABLISHING UNIFORM RATES FOR PROVIDING FIRE PROTECTION, PROVIDING SEVERABILITY, PROVIDING AN EFFECTIVE DATE. **Commissioner Lyons made a motion to adopt Resolution No. 2011-12. Commissioner Bone seconded the motion. Motion carried 5-0.**

The Deputy Clerk read by title proposed RESOLUTION NO. 2011-13 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LABELLE, HENDRY COUNTY, FLORIDA; ESTABLISHING UNIFORM RATES FOR PROVIDING STREETLIGHTING, PROVIDING SEVERABILITY, PROVIDING AN EFFECTIVE DATE. **Commissioner Bone made a motion to adopt Resolution No. 2011-12. Commissioner Zimmerly seconded the motion. Motion carried 5-0.**

Mr. Zimmerly explained that the resolution for recreation required a Special Public Hearing to increase the rate by \$25.00. That Public Hearing will be held on Sept. 13th at 5:05 p.m. Mayor Puletti advised that the Hendry County Board of County Commissioners had approved the increase at their last meeting. Mr. Zimmerly elaborated on how the additional \$190,000 would benefit the current sports park under construction.

Mr. Zimmerly directed the Board's attention to the spreadsheet he had provided on the tentative millage rate for fiscal year 2011-2012. He recommended adoption of a roll back rate of 3.3810 to go out on the TRIM Notices and followed up by a Public Hearing where that rate could be adopted or brought back to the 3.0 level. The increase would raise approximately \$68,000 and would balance the budget as it is currently. Mayor Puletti expressed his concerns for those in the community still struggling financially and thanked City employees for keeping a lid on spending. **Commissioner Lyons made a motion to**

set the tentative millage at the rollback rate of 3.3810. Commissioner Zimmerly seconded the motion. Motion carried 5-0.

It was decided that August 18th at 7:00 p.m. would be the date and time for the next Budget Workshop/ Special Meeting. Mr. Zimmerly advised that a decision on the health care plan would need to be made soon as any changes being made would affect the first payroll in September.

Mr. Zimmerly gave a brief update on the Wharf Grant Project. He also mentioned a Consent Order being imposed on a local bank. He advised that the bank is still a qualified depository. However, with the City having some accounts there, it will be monitored in case it becomes necessary to make a change.

Under Business By Commissioners

Mayor Puletti discussed the matter of reserve spending brought up at the July meeting. He advised that he had researched that issue and discovered that those figures included monies spent on the Nano Filtration System and the paving of MLK. He further elaborated on the matter and concluded that although the reserves are on the low side of normal, they are not in danger of being depleted.

Mayor Puletti commented on the smell of tobacco inside the Civic Center and asked if some NO SMOKING signs could be posted. It was agreed.

Superintendent Boyle advised that D.O.T. had recently provided the City with some additional speed board signs, at no cost, to be used at school zones.

Mayor Puletti touched on some street paving that was needed and already in the budget.

From the audience, Ms. Sherri Denning told the Board what a pleasure it was to attend City Commission Meetings and see how hard everyone works and actually cares about the community.

As there was no further business, the meeting was adjourned.

APPROVED:

Paul K. Puletti, Mayor-Commissioner

Attest:

David A. Lyons, Clerk-Commissioner