

**CITY OF BROOKSVILLE
REGULAR CITY COUNCIL MEETING
COUNCIL CHAMBERS
201 HOWELL AVENUE
BROOKSVILLE, FL 34601**

MINUTES

June 16, 2014

7:00 P.M.

Brooksville City Council met in regular session with Mayor Kevin Hohn, Vice Mayor Frankie Burnett, Council Members Joe Bernardini, Lara Bradburn and Joseph E. Johnston, III. Also present were Clifford Taylor, City Attorney; T. Jennene Norman-Vacha, City Manager; Janice L. Peters, City Clerk; Bill Geiger, Community Development Director; Richard Radacky, Director of Public Works; Tim Mossgrove, Fire Chief and George Turner, Police Chief. A reporter from the Hernando Times was also present.

The meeting was called to order at 7:00 p.m. by Mayor Hohn followed by an invocation and Pledge of Allegiance.

PRESENTATION & REQUESTS FOR FEE WAIVERS

Cystic Fibrosis Benefit Concert

Consideration of request for fee waiver in the amount of \$368 for an event being held on Saturday, June 21st at Hernando Park to benefit Maddison Rae.

Harry Johnson with Hernando County Parks & Recreation reviewed the event.

Motion:

Motion was made by Council Member Bradburn and seconded by Vice Mayor Burnett for approval of Consent Agenda.

Council Member Bernardini asked why a Sheriff's deputy isn't working the event since it is being supported by Hernando County. Harry Johnson advised typically inside the City the Brooksville Police Department handles it.

A brief discussion of fee waivers followed.

Motion carried 3-2 with Council Member Bernardini and Council Member Johnston voting in opposition.

CITIZEN INPUT

Mayor Hohn called for citizen input.

Shirley Miketinac offered sympathies to Julia Jenkins' family and spoke of the red light camera referendum.

Pat Miketinac addressed Council regarding the special meeting held by Council on June 10, 2014, regarding Council's approval to file a declaratory judgment on the validity of the petition filed with the Supervisor of Elections office. He advised they will be filing a response. He commented on Florida's Supreme Court ruling on the issue.

REGULAR COUNCIL MEETING MINUTES – June 16, 2014

Gail Samples asked to speak on the Great Brooksvillian subject when it is addressed.

Dan Patrick apologized for getting a red light camera ticket.

~~CONSENT AGENDA~~

Request for Alcohol at Event in Tom Varn Park

Consideration to allow distribution/consumption (not sell) of alcoholic beverages during A&K Energy Conservation, Inc.'s annual summer employee picnic at Tom Varn Park.

Mike Walker, Director of Parks, Facilities & Recreation advised the petitioner has withdrawn the request.

Motion:

Motion was made by Council Member Bernardini, and seconded by Council Member Bradburn to remove item E1 from the agenda. Motion carried 5-0.

Patrol Car Replacement - Budget Amendment Modification

Consideration of modification to previously approved budget amendment following final insurance coverage.

Mike Walker, Director of Parks, Facilities & Recreation,

Motion:

Motion was made by Vice Mayor Burnett and seconded by Council Member Johnston for approval of Consent Agenda. Motion carried 5-0.

REGULAR AGENDA

Resolution No. 2014-09 - Cemetery Pricing Change

Mike Walker, Director of Parks, Facilities & Recreation, reviewed the pricing change, which includes pricing for city residents and non-city residents. He reviewed the procedure for determining if an individual is a city resident, which includes an appeal process to the City Manager, which would be final. Vice Mayor Burnett felt the verbiage for appeal should reflect that, should someone not agree with the City Manager's appeal decision, they can appeal to City Council. Council was in agreement.

Costs were discussed and City Manager Norman-Vacha reviewed cemetery revenues, which currently do not cover expenses of the cemetery.

Vice Mayor Burnett expressed his concerns for the pricing increase and policy of purchasing the Garden Section plots, which cannot be pre-purchased because it is not platted and there is no history of burials there; no markers. Director Walker advised there are about 719 plots available.

Council Member Bradburn asked how much closer to covering expenses to run the cemetery does this increase in prices bring us. City Manager Norman-Vacha advised current expenses are about \$110,000 and revenue is about \$52,000.

REGULAR COUNCIL MEETING MINUTES – June 16, 2014

Council Member Johnston clarified that this is for a pricing change only. What Vice Mayor Burnett is referring to represents a possible policy change.

Mayor Hohn asked if the Historic Garden Section lots are all uniform. Director Walker advised they are different sizes. City Manager Norman-Vacha advised policy can be brought back for consideration of a change to address the history and plotting should Council so desire. There is only a deed giving the property to the City of Brooksville but no documentation of stipulations for use. Mayor Hohn's concern was that plots cannot be sold with no knowledge of who is buried there. The City Manager further relayed the history of the section.

City Manager Norman-Vacha advised policy can be brought back for consideration of a change, should Council so desire.

Motion:

Motion was made by Council Member Bradburn and seconded by Council Member Johnston for approval of Resolution No. 2014-09, with the added verbiage of a final appeal to the Council.

City Clerk Peters read Resolution No. 2014-09 by title, as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BROOKSVILLE IDENTIFYING NEW CEMETERY RULES AND REGULATIONS REPEALING AND RESTATING SCHEDULE A TO PREVIOUS RESOLUTION PROVIDING FOR REVISED PRICE LIST FOR CEMETERY LOTS AND OTHER COMMODITIES AND PROVIDING AN EFFECTIVE DATE.

Motion carried 4-1 upon roll call vote as follows:

| | |
|---------------------------|-----|
| Council Member Bradburn | Aye |
| Council Member Johnston | Aye |
| Council Member Bernardini | Aye |
| Vice Mayor Burnett | Nay |
| Mayor Hohn | Aye |

Council Member Johnston suggested a cost estimate for plotting that area prior to amending policy. City Manager Norman-Vacha advised that would be done and staff will begin working on this.

Great Brooksvillian Update

Update and request for direction to staff regarding the annual appointment of the Great Brooksvillian.

City Clerk Peters reviewed the issue.

REGULAR COUNCIL MEETING MINUTES – June 16, 2014

Gail Samples, former Screening Committee member, felt the committee and procedure needs to be revamped and that a committee should be appointed in January, giving them more time to solicit nominations. She advised she would not have a problem choosing from the list provided by the City Clerk that were nominated in the past and not chosen.

Council Member Bradburn advised there doesn't have to be an appointment every year and should be representative of someone who truly has done great things for the City. She suggested allowing the committee time to review things and extending the time for submissions of nominations.

Council Member Johnston recommended putting a notice on the water bills.

City Manager Norman-Vacha advised that even though there is a policy in place, Council determines that process and can direct staff on how to proceed.

Mayor Hohn asked for consensus to notice on the water bill and extend the process for 60 days. Council was in favor of it.

Vice Mayor Burnett recommended annual appointment in compliance with other boards ending in December annually. City Manager Norman-Vacha summed up the recommendation.

CITIZEN INPUT

Mayor Hohn called for citizen input.

Dan Patrick advised life insurance would pay for a person's burial expenses.

Pat Miketinac, regarding emergency communications, advised the Hernando County Amateur Radio Association has antennas in the different shelters and communication is available via that venue.

Kojack Burnett wished all late Happy Father's Day.

ITEMS BY COUNCIL

Joe Johnston, Council Member

Cracker Barrel

Council Member Johnston indicated the Cracker Barrel at I-75 is the 4th or 6th highest volume Cracker Barrel in the nation.

Lara Bradburn, Council Member

July 4th

Council Member Bradburn advised there may be the first event at the Brooksville Commons for the 4th of July.

REGULAR COUNCIL MEETING MINUTES – June 16, 2014

One Room Schoolhouse

She requested Mayor Hohn write a personal note of thanks to Gretchen Countryman for her work on the structure.

Joe Bernardini, Council Member

Council Member Bernardini reminded all that Wednesday is recycling day.

Cemetery Garden Section

He recommended investigation into the plots at the Garden Section of the Cemetery be expedited.

Frankie Burnett, Vice Mayor

Vice Mayor Burnett commented further on the Garden Section of the Cemetery issue. Mayor Hohn advised staff will bring back something to Council as soon as possible.

Kevin Hohn, Mayor

Mayor Hohn commented on the Great Brooksvillian process.

T. Jennene Norman-Vacha, City Manager

Pension Workshop

July 9th or 14th was suggested by the City Manager. Council consensus was for July 14th at 6:30 p.m.

City Attorney, Clifford Taylor

City Attorney Taylor, regarding the Supreme Court case, advised that last Thursday the Supreme Court released an opinion on the combined cases of the Aventura and City of Orlando's red light camera safety ordinances. By a 4-2 vote, it was held that prior to 2010 and the Mark Wandell Traffic Safety Program went into place, that State Law (Chapter 316) preempted the ability of municipalities to have their own red light camera systems. The Mark Wandell Act cured some of that and addressed a whole different procedure to be used in the enforcement of red light cameras. Everything prior to 2010 is suspect and the old ordinances are invalid. This affects a pending case in which the City is being represented by Don Roper. He asked for Council to schedule an executive session for discussion. Council consensus was for July 7th at 5:30 p.m. to discuss. City Attorney Taylor will coordinate with Attorney Roper and the time will be amended if necessary.

ADJOURNMENT

There being no further business to bring before Council, the meeting adjourned at 8:13 p.m.

Attest:

Mayor


City Clerk