

***Please Note: Meeting will adjourn at 5:00 p.m. for a 5:10 p.m. Public Hearing on the Budget. Then the Regular City Council meeting will reconvene at 6:00 p.m. to continue with the regular meeting.**

**CITY OF VERO BEACH, FLORIDA
SEPTEMBER 4, 2012 4:00 P.M.
REGULAR CITY COUNCIL MINUTES
CITY HALL, COUNCIL CHAMBERS, VERO BEACH, FLORIDA**

1. CALL TO ORDER

A. Roll Call

Mayor Pilar Turner, present; Vice Mayor Craig Fletcher, present; Councilmember Jay Kramer, present; Councilmember Tracy Carroll, present and Councilmember Richard Winger, present **Also Present:** James O'Connor, City Manager; Wayne Coment, City Attorney and Tammy Vock, City Clerk

B. Invocation

Pastor Russell Johnson of the Redeemer Lutheran Church gave the invocation.

C. Pledge of Allegiance

Mayor Turner led the Council and the audience in the Pledge of Allegiance to the flag.

2. PRELIMINARY MATTERS

A. Agenda Additions, Deletions, and Adoption

The City Clerk pulled item 2C-1) off of the agenda at the request of the applicant.

Mrs. Carroll made a motion to adopt the agenda as amended. Mr. Kramer seconded the motion and it passed unanimously.

B. Proclamations

- 1. Literacy Day – September 7, 2012**
- 2. Constitution Week – September 17-23, 2012**

Mayor Turner read and presented the proclamations.

- 3. Gift of Dodgertown Painting from Harry W. Walker III, Gilford B. Walker and Antoinette W. Hamner**

*Please note that this item was heard after the Special Call meeting that adjourned at 5:48 p.m.

Mr. Fletcher gave some history of Harry Walker and a picture painted some time ago. He said that this is a special gift from Harry. He loved this painting. He thanked the Walker family for giving this painting to the City of Vero Beach. The painting was done for the 50th Anniversary for the Dodgers.

C. Public Comment

1. Ms. Nancy Wood will be talking about The Green Patrol.

This item was pulled off of the agenda at the request of the applicant.

Mr. Herb Whittall, 19 Park Avenue, wanted to talk about the sale of the utility. He said that he is for the sale of the utility. When he served on the Utilities Commission, they discussed whether Florida Power and Light (FPL) should put in a maintenance outfit so they would be closer. He did not know if that has happened. He said that he would hate to see the City cut and gore because he likes the City the way it is and he likes the facilities they have. He noted that one-tenth of his tax bill goes to the City and two-tenths of it goes to the County. He said that he would rather give more to the City. According to Mr. O'Connor and other people's comments, the City is going to save \$10 million dollars if they go with FPL. He was not opposed to giving \$3 million dollars of that back to the City so the City can keep their facilities going. He reported that the \$3 million dollars of maintenance that has to be done on the facility is a required expense.

Ms. Stephanie Austin, 6250 Arrowhead Lane, was present to discuss the smart meter. She said that there were currently 8,000 FPL households placed on the delay list and as a result the Public Service Commission (PSC) would be holding a public workshop on September 20th, which she would be attending. The goal of the Florida Coalition against smart meters is to have full legal public hearings with a written disclosure of the truth behind the rollout of smart meters and the grid. She said that FPL has not done any health studies. She said there are other organizations that have done studies on non-thermal radiation. For the record, she supports the community of Gifford in their struggle to protect their community from cellular towers near their homes. She noted that FPL has no consideration for radiation exposure. She said that the smart meter is on continuously. She asked Council to further investigate this. She said that smart meters are not healthy, not safe, not constitutional, not cost efficient, and are not green. She gave Council information on this subject (on file in the City Clerk's office).

Mr. Joseph Guffanti said there were two issues that he would like to discuss, which were the budget and the Policemen's salary. He asked is there another time that he could discuss this.

Mayor Turner said that Mr. Guffanti could discuss this now or during the Budget Hearing at 5:15 p.m.

Mr. Guffanti asked when he could discuss the Memorandum of Understanding (MOU). He said that he would like to address this issue when Council is discussing it.

Mayor Turner said that Council would not take that up until after 6:00 p.m.

Mr. George Baczynski, 1825 21st Avenue, read a prepared statement (please see attached).

Mr. Charlie Wilson, 1057 6th Avenue, said that he was speaking with Mr. Warren Winchester this morning who asked him to deliver a message to Council. Mr. Winchester asked that if the sale goes through, that they are mindful to protect the valuable land that surrounds the river. The second thing he asked is that Council be slow to spend proceeds, if any, from the sale. That Council considers waiting one year to see how things settle before making decisions as to what is best for the community as a whole. Mr. Wilson then discussed his comments. He congratulated and gave his heartfelt thanks to every member of the Council, Mr. O'Connor, Mr. John Igor (Attorney), and the Commissions that have been working on the sale of the utilities for the last five years. He said that there is a means for a circular argument. The first is that they have to tell people that there is a need to sell Vero electric. More and more they are finding that people are realizing that this is needed. The second is that people are convinced of the need, but are not sure they have a plan to do it. The third is that the plan is so complicated that people don't feel that they need to do it. He brought this up a few years ago and could not have been more accurate because that is where they are going. He said that this is a wonderful City, but when they get into situations like this it tends to pit groups against groups. When they pit the needs of Unions, the Indian River Neighborhood Association (IRNA), high-end property owners, etc., versus the needs of ratepayers, taxpayers, businesses, and working families, they have to understand that they are one City. He asked that they do not confuse the best interest of City Hall with the best interest of the City. These are two completely different things. He said that they can disagree, but still be friends.

Mr. Brian Heady said that the topic of the sale of the electric utilities is on a lot of people's minds. He said that when he and Mr. Wilson served on the City Council they invited FPL to take a look at the electric utility and if they thought it was something they were interested in that they make the City an offer. Since then a lot has happened and generally speaking, he is in favor of the sale. He felt that it was in the best interest of the residents. He and Mr. Wilson spent a lot of time with the former City Manager and former City Attorney in trying to find out what the terms were under the current contract. On August 16, 2012, the City received a final term sheet, which identified what would be the final terms of a sale to FPL. In those terms was a \$20 million dollar payment to OUC from the City at closing, but it doesn't identify what the \$20 million dollars is for. He felt that this should be identified. He said that under the general heading of Florida Municipal Power Agency (FMPA) entitlements is the \$34 million dollar payment from the City and that doesn't identify what that the \$34 million dollars is for. The total purchase offer is identified at \$179.6 million dollars. He said that was one sheet that was

presented to Council and he was present for that meeting. He was surprised that this was not presented to Council in advance of the meeting. He said that less than ten minutes after receiving this sheet Councilmember Carroll said what a wonderful deal this is. He said that he has been involved in a lot of deals and never had the ability to make a valued judgment on \$179 million dollars in ten minutes. Councilmember Carroll can throw things off ...

Mayor Turner requested that Mr. Heady direct his comments to the Council. She said that she would not accept any direct attack on any Councilmember.

Mr. Heady did not think that was an attack. He said that he was giving facts on what happened. That Councilmember Carroll led the parade to have his items thrown off the agenda because things were not presented (speaking of when he served on the City Council). Then at the August 16, 2012 meeting, having just been presented with this, she said what a wonderful deal it was. On August 28, 2012, they received an eight page document, which had six pages of information and two pages of signatures and informed that the decision on this document would be made on September 18, 2012, which gives Council twenty days to make a decision on a \$179 million dollar proposition. In those six pages, they would be agreeing to reach an agreement and execute an agreement by October 12, 2012, which is an agreement that Council has not seen yet. In the six page agreement they would be agreeing to have over \$20 million dollars. He asked does anyone know what that \$20 million dollars is for.

Mr. James O'Connor, City Manager, answered that the \$20 million dollars is for OUC to take over the City's power supply contracts for supplemental power. That is the value estimated that it would cost them to assume those risks long term, which is for the term of the life of the Plant.

Mr. Heady thought that was \$34 million dollars, not \$20 million dollars.

Mr. O'Connor explained that the \$20 million dollars is for the OUC supplemental contract and the \$34 million dollars is for the FMPA contract.

Mrs. Carroll said that those penalties could be attributed back to the contract that the City signed years ago.

Mr. O'Connor said the \$20 million dollars could be attributed back to that, but the \$34 million dollars is a negotiated number as to the cost for OUC to assume that base load.

Mr. Heady thanked Mrs. Carroll for pointing out that the \$20 million dollars is part of a penalty. So, the \$20 million dollars is a penalty clause.

Mr. O'Connor said that is correct. It is for the City to get out of the contract and leave the supplemental power at the cost of OUC and the risk.

Mr. Heady said if the City is going to agree to this on September 18th then he would ask that they identify in the final document what that \$20 million dollars is for and tie it back to that clause. The next thing to be agreed to in this document is the \$34 million dollars, which the City Manager identified as the entitlements to FMFA.

Mr. O'Connor explained that the City would actually be paying OUC to assume those that are under contract to the City.

Mr. Heady said part of being involved in City, School, and County business over a long term is that they have a history of some of these things and can tie some of this stuff together. He said it is going to cost the City \$34 million dollars to get out of contracts that former Councilmembers voted in favor of and another \$20 million dollars to get out of another contract. The document they have is dated August 28th and is going to be voted on September 18th tells them that they are going to negotiate and execute by October 12th, a reliability contract, which no one has seen. He said that he requested all these documents from the City Clerk today, which he was told that she does not have them yet. In the August 28th agreement, the City agrees to execute by October 12th, the FMFA contract, another contract to be executed by October 12th, none of which they have seen. He said that Mr. Whittall was on the Utilities Commission when uniformed Police Officers delivered to his house, at 9:00 p.m., a contract that Mr. Whittall got to vote on the next day. Mr. Heady said that this contract had page after page of blacked out terms so they didn't know what the terms of the contract were, but voted on it the next day. It turns out that the contract that was voted on is costing the City \$20 million dollars. What he is seeing is that they are getting the City into the same thing they are trying to get out of. He did not know how he could agree to execute a document that tells him that he is going to execute six other contracts in less than one month that they haven't even seen. The documents include a waiver of our legal rights. He recalled the other contract that had some redactions. He was glad that he was not on the City Council because he would not want to do anything that would jeopardize the sale because he was in favor of the sale, but there is not a chance that they would get a yes vote from him on this document.

Mr. Noah Powers, 400 18th Street, said that he previously served on the Finance Commission for about eight months and worked on the 2012 budget. He said that he has a degree in Finance and a Masters in Education. His issue is that given the tremendous reduction in the City's budget and depending on what year they are looking at, the big deficit the City is going to have right off the bat is a big hole to plug. He noted that any time revenue is lost, they have to look at some other alternatives to make that up. He asked what is that going to be. He said during the entire process that he has gone through, they really have not discussed how they would come up with those dollars. When he served on the Finance Commission he requested that they put together some "what if" budgets to see what might be different if the City was to put the budget in place without that revenue. He encouraged Council to consider this as they move forward in their decision making process. He would hate to see this process go all the way to fruition without having the citizens having the final say. He said the issue is do they sell or don't they sell and why. He said that they could put together some Committees and let

them work it out and bring it back to Council. He hoped that they would allow the citizens to have the final say.

Mrs. Phyllis Fry, 275 Date Palm Road, asked if she would be allowed to speak on the MOU after the break.

Mayor Turner answered yes, after they break from the Special Call meeting to approve the budget.

Mrs. Carolyn Ginn recalled that in 2003 the City's electric rates were lower than FPL rates. In 2004 FMPA went into competition with the five generating Plants. It was as if they could not establish generating Units fast enough and were hoping that Florida's growth would continue, but were caught in the real estate bubble and economic meltdown and who was going to help them pay their debt. In 2008 there was a document on the internet that told the story. She said that you cannot find that document on the internet anymore. She then read excerpts from the document stating that they did not use the General Accounting Principles (GAP). Instead of GAP costs annual participant billing rates are structured to systematically recover current debt service requirements. The City was paying interest on their debt. She said that the City had to pay a lot of money to get out of a bad deal (getting out of FMPA). She asked why would the City pay \$20 million dollars to exit a contract that in eight short years they can walk away from. She asked why the City should pay OUC \$34 million dollars to shed the City's obligations. She said that the City could never get out from their obligations from the St. Lucie Plant. She said that the final payments for Stanton I and Stanton II would be in 2018.

Mayor Turner said that they are being refinanced.

Mrs. Ginn asked why the City would pay \$34 million dollars to OUC for them to accept the transfer from the City's obligations. The past Utilities Director, Mr. RB Sloan, made it clear that most of those transfers would amount to zero for the City. She questioned why there wasn't a bidding war going on.

Mayor Turner said it would have to be sold to a municipality and this has been explored.

Mrs. Ginn asked where that \$34 million dollars goes. She showed on the doc cam the operating budget for 2011-2012 and 2010-2011. She asked why they would want to give up this income producer for the City. She said that the City will be scrambling to get money. She did not think that they should sell. They have a money producer and there is no question about it. She asked did the City ever have an accounting firm do a study. She said that this has been a moneymaker and felt that without it the City will go into deterioration.

At 5:05 p.m., Council took a five-minute break and the Mayor called the Special Call meeting to order at 5:10 p.m. The regular Council meeting reconvened at 6:00 p.m.

Mr. Jay Burklew hoped that the City Council would consider him for the Airport Commission. He gave a little bit of his background. He owns three businesses on the Airport property. He reiterated that he hoped that Council would consider his application and thanked them for their time.

Mr. Brian Heady referred to the agenda and asked that when someone is requesting that an item be on the agenda, that their name be next to that item.

Ms. Lucy Siedler, 1825 25th Avenue, questioned after they pay off their debts and penalties, what money will be left. She felt that the issue of the sale of their utility company should be put out to a vote before the citizens of Vero Beach.

Mrs. Linda Hillman, 2315 18th Avenue, did not understand why the City is being bullied by County residents to sell the utilities. She said why we have to sell our Power Plant because County residents are unhappy. She would like to know what it is going to look like financially if they do go through with the sale to FPL. She questioned what the status of their City was going to be five years from now. She thought that it was very discouraging to know that there is not going to be a referendum on the ballot for the City to vote on this. She asked how much will their taxes be raised. She doesn't mind her taxes being raised, but don't tell her that there will be savings from FPL to substantiate that. She asked what will happen to their Police Department, how many people will have to be laid off, etc. It is ludicrous that this Council would bring forward the right to sell the Power Plant without asking the people who voted them in. She wants to see a referendum because the citizens deserve a say in this sale.

Mr. Mark Mucher, 617 Indian Lilac Road, wished to rebut something that Mrs. Linda Hillman just said. He noted that it is not the County asking for this sale. Also there have been four referendums on this matter.

Mrs. Bea Gardner listened to the meeting and was impressed with what some of the previous speakers had to say. Everyone that she has talked to is in favor of the sale if it is right. She was at the meeting because Councilmember Winger is going to bring up the subject of having a referendum and she wanted to make sure that she could talk at that time. Mayor Turner told her that she could. She chose to speak on it now. She said that she would hate to see a referendum on the November ballot. However, she felt that there should be a referendum done so the public is aware of what is being signed. She suggested having a special election.

Mr. Winger explained that they could have the referendum on the ballot when Indian River Shores has their election on March 12, 2013. He said the point is that they have plenty of time to answer the public's concerns and put the facts forward. The Finance Commission is putting together some data on what the City will look like with various variables. He said that there are a lot of good options.

Mr. Winger continued by saying that he drafted the document and picked the date because it was far enough out. He was not sure if Council would adopt it or not.

Mrs. Honey Minuse, 27 Starfish Drive, addressed the proposed sale of the utilities. She said that she doesn't have a position on the sale or no sale. She stood up several times last year and asked about their City's future. She then went over some of the things that she had asked them when attended those different meetings. She still has the same concerns today, as she did a year ago. They need facts and accurate numbers and to be told where they are at for the long term. She suggested that they complete the financial analysis and that a referendum be held concerning the sale. It is time for open and transparent government.

Mr. Fletcher mentioned that this Council has been more open than any other Council before. He referred to item 7-C) on the agenda, which outlines the electric utility sale and the impact that it will have on the General Fund. He encouraged the public to get a copy of the memo and they will see the numbers to determine if it is going to be a realistic sale. He gave the formula that will show the money saved because of lower electric bills.

Mr. Winger said that he took issue with that.

Mayor Turner told Mr. Winger that he was out of order.

Mrs. Minuse concluded by saying that it would be very refreshing if this Council had a policy.

Mr. Winger pointed out that item 7-C) is not to be a definitive guideline.

Mr. Fletcher clarified that was not what he said.

Mr. Winger explained that what bothers him is that he wants to know what the City will look like five or ten years after the sale to FPL.

Mr. Ken Freeman, 13 Starfish, was flabbergasted with the big rush on this. He would like to see a vote from the City residents (referendum). He said that all the figures need to be taken and analyzed.

Mr. Fletcher commented that this has been going on for two years, so they have not been rushing it through. He told Mr. Freeman if he has not read the report then he doesn't know what he is talking about.

Mr. Freeman's concern was that they did not know what the full impact was going to be. He said that they need to look at the big picture and do some extensive analysis.

D. Adoption of Consent Agenda

- 1. Regular City Council Minutes – August 16, 2012**
- 2. Special Call City Council Minutes – August 7, 2012**

3. **Utility Easement #2012-EG-0114 – Chipotle/Aspen Dental Site – 5855 20th Street**
4. **The Tree and Beautification Commission is requesting permission to spend funds to purchase two Crape Myrtle Trees**

Mr. Kramer made a motion to adopt the consent agenda. Mrs. Carroll seconded the motion and it passed unanimously.

3. PUBLIC HEARINGS

- A) **An Ordinance of the City of Vero Beach, Florida, abandoning all that part of the 20 foot wide alley lying between Lots 1 and 6 in Block 1, Bethel by the Sea Subdivision, and that part of the abandoned portion of Conn Way lying between the Northerly prolongation of the West line of lot 1, and the Northerly prolongation of the East line of Lot 6, in said Block 1, Bethel by the Sea Subdivision; retaining a utility easement; and Providing for an Effective Date.**

The City Clerk read the Ordinance by title only.

Mayor Turner opened the public hearing at 6:46 p.m.

Mr. Brian Heady asked who was requesting the abandonment of the right-of- way.

Mr. Monte Falls, Public Work's Director, did not know the property owners name, but thought that it was a corporation and they own the property to the East of the alleyway.

Mr. Brian Heady said that was exactly his point. It would be nice to know who is requesting this Ordinance. He doesn't have a particular concern about the request, but would like to have the person requesting it listed on the agenda. The Clerk said that she will make sure that is done in the future.

Mayor Turner closed the public hearing at 6:48 p.m., with no one else wishing to be heard.

Mr. Kramer made a motion to adopt the Ordinance. Mr. Fletcher seconded the motion and it passed 5-0 with Mr. Winger voting yes, Mr. Kramer yes, Mrs. Carroll yes, Mr. Fletcher yes, and Mayor Turner yes.

- B) **A Resolution of the City of Vero Beach, Florida, repealing Resolution 2009-04; adopting a Revised Building Permit Fee Schedule; and Providing for an Effective Date.**

The City Clerk read the Resolution by title only.

Mr. Tim McGarry, Planning and Development Director, reported that the passage of this Resolution will allow for a revised building permit fee schedule.

Mayor Turner opened and closed the public hearing at 6:49 p.m., with no one wishing to be heard.

Mr. Fletcher made a motion to adopt the Resolution. Mrs. Carroll seconded the motion and it passed 5-0 with Mr. Winger voting yes, Mr. Kramer yes, Mrs. Carroll yes, Mr. Fletcher yes, and Mayor Turner yes.

C) An Ordinance of the City of Vero Beach, Florida, amending Article IV of Chapter 70 of the Code of the City of Vero Beach related to Municipal Public Service Tax; providing for an exemption equal to 50 percent of the Municipal Tax on Electrical Energy used in the Indian River County-Vero Beach Enterprise Zone by qualified businesses; Providing for Eligibility; Providing for Conflict and Severability; and Providing for an Effective Date.

The City Clerk read the Ordinance by title only.

Mr. McGarry reported that this Ordinance will provide exemption to qualified businesses from 50 percent of the municipal tax on electric energy used in the Indian River County-Vero Beach Enterprise Zone.

Mrs. Carroll added that there is a 30% vacancy in the Enterprise Zone (Airport) at this time that they are trying to market.

Mayor Turner opened the public hearing at 6:51 p.m.

Mr. Joseph Guffanti found this Ordinance discriminatory in nature against other people who have to pay the full tax. He objects to these special favors for special people.

Mrs. Carroll explained that the Enterprise Zone is designated by the State Legislature. She said by doing this they will be catching up with the other Enterprise Zones designated by the State Legislature.

Mr. Guffanti stated that he was not saying that they were doing something illegal. He just felt the concept of this Enterprise Zone was discriminatory in nature no matter where it comes from.

Mayor Turner closed the public hearing at 6:53 p.m., with no one else wishing to be heard.

Mr. Winger asked if there was a sunset clause in the Ordinance.

Mr. McGarry told him there was and the date is December 31, 2015.

Mr. Fletcher made a motion to adopt the Ordinance. Mrs. Carroll seconded the motion and it passed 5-0 with Mr. Winger voting yes, Mr. Kramer yes, Mrs. Carroll yes, Mr. Fletcher yes, and Mayor Turner yes.

D) A Resolution of the City Council of the City of Vero Beach, Florida, Establishing certain Water and Sewer Utility Rates and Charges within the Indian River Shores service area; Providing for an Effective Date.

The City Clerk read the Resolution by title only.

Mayor Turner opened the public hearing at 6:54 p.m.

Mr. Brian Heady asked if there was any provision that guarantees that the City of Vero Beach utility users will not ever pay a water rate greater than the Indian River Shores residents.

Mr. O'Connor answered no.

Mr. Heady had some concerns that they were asking City residents to establish a rate for another City that they would be providing water and sewer to and telling the City residents that it could cost more and they would have to pickup the extra cost, while Indian River Shores will get a lower rate. He has a problem with guarantying Indian River Shores a rate that could be lower than our (City of Vero Beach) rates.

Mr. O'Connor said that they could go with County rates, but he finds them a little higher.

Mayor Turner closed the public hearing at 6:57 p.m., with no one else wishing to be heard.

Mrs. Carroll asked if they received an exact comparison of what the City of Vero Beach resident would be paying comparable to what an Indian River Shores residence is paying. She recalled that she requested this at their last meeting. She was told that it was a part of their backup material for tonight's meeting.

Mr. O'Connor briefly went through the comparison chart (on file in the City Clerk's office).

Mrs. Carroll asked if there were any other Councilmembers who had concerns with this data.

Mayor Turner stated that she will vote against the Resolution because the content was not reviewed by the Finance Commission or the Utilities Commission.

Mrs. Carroll asked what would be the ramifications if they did not approve this Resolution.

Mr. O'Connor said that they would be violating their contract with Indian River Shores. He said they could put it off until September 18th.

Mrs. Carroll asked what is going to be different between now and September 18th. She was told nothing.

Mr. Fletcher said that this item vetted quite well and he was in favor of it.

Mr. Kramer made a motion to approve the Resolution. Mr. Fletcher seconded the motion and it passed 3-2, with Mr. Winger voting yes, Mr. Kramer yes, Mrs. Carroll no, Mr. Fletcher yes, and Mayor Turner no.

E) A Resolution of the City Council of the City of Vero Beach, Florida, establishing Rates for Reclaimed Water; Providing an Effective Date.

The City Clerk read the Resolution by title only.

Mayor Turner opened and closed the public hearing at 7:02 p.m.

Mayor Turner commented that these reclaimed water rates are offered for all City residents and everyone benefits.

Mrs. Carroll asked if someone in the City is currently using reclaimed water, will they see a decrease.

Mr. O'Connor answered yes.

Mrs. Carroll asked if the reason they were doing this was to match the County's rates.

Mr. O'Connor answered yes.

Mrs. Carroll asked if this is in the budget, looking at it in terms of dollars brought in this year, versus next year.

Mr. O'Connor answered yes.

Mr. Fletcher made a motion to approve the Resolution. Mr. Kramer seconded the motion and it passed 5-0 with Mr. Winger voting yes, Mr. Kramer yes, Mrs. Carroll yes, Mr. Fletcher yes, and Mayor Turner yes.

4. RESOLUTIONS FOR ADOPTION WITHOUT PUBLIC HEARING

None

5. FIRST READINGS BY TITLE FOR ORDINANCES AND RESOLUTIONS THAT REQUIRE A FUTURE PUBLIC HEARING

A) A Resolution of the City of Vero Beach, Florida, Establishing Rates and Fees for the Collection and Disposal of Solid Waste and Recyclable Material and Sale of Items used for Collection purposes; Repealing Resolution 2009-28; Providing for Conflict and Severability; Providing for an Effective Date.

The City Clerk read the Resolution by title only.

Mr. O'Connor reported that this increase is included in the budget and applies to commercial pickup.

Mayor Turner explained that her issue with Solid Waste, even though they are returning some money to the General Fund, is that there is still the underfunded pension in Solid Waste that they are not covering with their rates. There also is the vacation and sick time pay that is not being covered by the Solid Waste fees. Those are things in the Enterprise Fund that should be self sufficient. Otherwise, they are still creating this other liability that the General Fund eventually has to pick up. She would like to see them move their Enterprise Funds to the point where they have no liability.

Mr. Fletcher agreed with Mayor Turner. He said to him it is either "stand alone" or "farm it out."

Mrs. Carroll asked how many additional dollars this tiny increase will bring in.

Mayor Turner commented that the rates should support the operations.

Mr. Falls recalled that this item was talked about at length at the budget hearings and agreed that adding 0.25 to the commercial rates would satisfy their needs and help them to meet their capital demands in the future. He said they are still close to a dollar below the commercial rates offered by the private haulers in City Hall.

Mrs. Carroll asked if this is a significant savings to commercial needs to have people call them rather than private businesses.

Mr. Falls explained they offer solid waste collection within the City to all City residents for residential and commercial. He said the savings to the people living in the City is that their rates are less than those offered by private haulers outside the City.

Mr. Fletcher felt that they should be comparable to commercial rates. He felt that they need to charge what they can to stay up near the competitive commercial rates.

Mrs. Carroll wanted to verify for the public's knowledge that if she lives in the City that she can choose outside haulers to haul debris if she wishes to.

Mr. Falls told her that she was correct. He said that if she has a construction project going on in the City and there are franchise haulers who will bring a dumpster to her site that she can do that. He said the City offers that as well and their rates are compatible.

He explained that this rate increase is for dumpster service that a restaurant would have or any commercial business would have that has a dumpster that the City serves from two to six times a week.

Mrs. Carroll asked if she had a restaurant in the City and she wanted commercial service would she have to go with the City and not have the capability of going with an outside hauler. Mr. Falls told her that was correct that she would have to use the services provided by the City.

Mr. Winger noted that the payroll with overtime is \$843,000. The pension contribution is \$192,000 (around 22%) and the waste fund does contribute its full share.

Mr. Kramer recalled from the budget hearings that they are making headway with the unfunded pension fund.

Mr. O'Connor said that they were and they have not missed a payment and are looking at reducing the fourteen years. Also, in their negotiations with the Teamsters they will be talking about contributions and attacking that fourteen year deficit.

Mayor Turner made a motion to move this to a second hearing for September 18, 2012. Mr. Kramer seconded the motion. The motion passed 3-2 with Mr. Winger voting yes, Mr. Kramer yes, Mrs. Carroll yes, Mr. Fletcher no, and Mayor Turner no.

B) A Resolution of the City Council of the City of Vero Beach, Florida, determining that certain City-owned real property identified as "City Park" in Block 1 of Block Manor Subdivision is no longer needed by the City and may be sold subject to an access easement; Providing for Conflict and Severability; and Providing for an Effective Date.

The City Clerk read the Resolution by title only.

Mr. O'Connor reported that this is the request from Mr. Wilson to purchase a City owned lot adjacent to his property located at 2706 Atlantic Boulevard. The parcel was dedicated to the City as part of the plat of "Block Manor" in 1955 and shown as "City Park" on said plat. However, the parcel has never been used as a Park and currently serves as an access road leading to the Indian River Farms Water Control District's main canal. He said that Mr. Wilson's request to purchase the property would be the only logical person that would want to purchase it.

Mayor Turner referred to the backup material where it stated that a rough estimate of the property's value based upon lot values in that neighborhood as identified using the Indian River County Property Appraiser's website would be approximately \$12,000 and the City estimated the value of the east half of the property encumbered by the access easement as being discounted by 67%. She asked where the 67% discount came from.

Mr. David Gay, Chief Surveyor, said that he pulled that number out of his hat.

Mrs. Carroll recalled that when she served on the Recreation Commission, they did surveys of the different Parks in the City and she does not remember this Park being a part of the list of Park properties in the City. She asked why they were not utilizing this land as a Park.

Mr. Rob Slezak, Recreation Director, recalled that there was some discussion of putting a bench there. At the time the Recreation Commission just wanted to make sure that the Park had trees and the grass was being mowed.

Mr. Gay told Mr. Slezak that he was referring to another piece of property and that this piece of property has never been utilized except by Indian River Farms.

Mr. Falls said that they could have an appraisal done on this property for the sale. However, the appraisal cost will be high in relation to the value of the property.

Mr. Winger made a motion to approve the Resolution on first reading and set the public hearing for October 2, 2012. Mr. Kramer seconded motion and it passed 4-1 with Mr. Winger voting yes, Mr. Kramer yes, Mrs. Carroll no, Mr. Fletcher yes, and Mayor Turner yes.

C) An Ordinance of the City of Vero Beach, Florida, amending the Code of the City of Vero Beach, Section 71.14, "Rights-of-Way required to be Improved;" Relating to Limitations on Improvements to Tree Canopy Streets and Determination of Safety Hazards from Trees and Plants on such Streets; Providing for an Effective Date.

The City Clerk read the Ordinance by title only.

Mr. O'Connor reported that this proposed Ordinance amends Section 71.14 of the Code dealing with the pruning or removal of trees on canopy streets. The Code currently provides for the "urban forester" to make determinations regarding whether such trees are a safety concern and should be pruned or removed. However, Indian River County no longer has an urban forester for the City to rely on for such services, but the City Public Work's Department has personnel trained in the applicable regulations. It has been proposed that the City Manager be the designated official with authority to make the determinations and that he have the ability to delegate such responsibility.

Mayor Turner has some objections to the Ordinance because it seems that the way it is written now it is totally at the discretion of the City Manager. Although she trusts Mr. O'Connor's judgment, she felt that they need to tie this in to some sort of standards. She said that this is protecting some of the very special canopy roads in their community.

Mr. O'Connor said that staff could take it back and look for standards of some type.

Mr. Wayne Coment, City Attorney, noted that when it talks about pruning it does say that they have to be done according to the standards by the International Society of Arboriculture. He said that the Ordinance has always had this standard in it.

Mr. Winger realized that this was about the trees, but he wondered about the reproduction of the adjacent shell streets. He wondered if this Ordinance would be the place to put something in about the shell streets.

Mr. O'Connor said that would go under design and acceptance of subdivisions.

Mrs. Carroll read the first paragraph of the Ordinance "Whereas, it has long been the policy of the City of Vero Beach to encourage the growth, protection, and maintenance of trees within the City, and to enhance the City's status as a Tree City U.S.A. She asked what is the current status of the City being designated as Tree City U.S.A." She was told that they are presently a Tree City U.S.A. and have been for many years.

Mr. Fletcher made a motion to adopt the Ordinance as presented and to hold the public hearing on October 2, 2012. Mrs. Carroll seconded the motion and the motion passed 4-1 with Mr. Winger voting yes, Mr. Kramer yes, Mrs. Carroll yes, Mr. Fletcher yes, and Mayor Turner no.

D) An Ordinance of the City of Vero Beach, Florida, Abandoning that Portion of the North one-half of Gayfeather Lane lying East of the West 45 feet of Lot 15, Block 2, Walter Kitching's Subdivision; Providing for Reversion under certain circumstances; Retaining an Easement; Providing for Conflict and Severability; Providing for an Effective Date.

The City Clerk read the Ordinance by title only.

Mr. O'Connor reported that this is a section of Gayfeather Lane that goes out towards the beach and was only being used for public access to the beach, this would provide that they would have the maintenance and design done, but at the same time they will retain public access to the beach.

Mayor Turner agreed that the proposed design was quite attractive.

Mr. Kramer made a motion to approve the Ordinance on first reading and set the public hearing for October 2, 2012. Mr. Winger seconded the motion and it passed 5-0 with Mr. Winger voting yes, Mr. Kramer yes, Mrs. Carroll yes, Mr. Fletcher yes, and Mayor Turner yes.

6. CITY CLERK'S MATTERS

A) Commission/Board Appointments

AIRPORT COMMISSION

There are two openings on the Airport Commission. Mr. Gary Embrey serves as Alternate #1 and would like to be moved up to a full member. If this is done then there would be two alternate positions open.

Mrs. Carroll made a motion to move Mr. Gary Embrey up to a full member. Mayor Turner seconded the motion and it passed unanimously.

By ballot form (on file in the City Clerk's office), Mr. Brian Burklew was elected Alternate #1 and Mr. Buck Vocelle was elected Alternate #2.

CODE ENFORCEMENT BOARD

There are two full positions and one alternate position open on the Code Enforcement Board.

By ballot form (on file in the City Clerk's office) Mr. Harry Howle and Ms. Suzanne Shell were elected full members.

MARINE COMMISSION

There are two openings on the Marine Commission. Mr. Thomas Juliano serves as Alternate #1 and would like to be moved up to a full member. If this is done it will leave two alternate positions open on the Commission.

Mayor Turner made a motion to move Mr. Thomas Juliano up to a full member. Mr. Fletcher seconded the motion and it passed unanimously.

By ballot form (on file in the City Clerk's office) Mr. Robert Snyder was elected Alternate #1 and Mr. Clinton Lanier was elected Alternate #2.

RECREATION COMMISSION

There is one alternate position open on the Recreation Commission.

By ballot form (on file in the City Clerk's office) Mrs. Sue Dinunno was elected as an alternate member on the Recreation Commission.

UTILITIES COMMISSION

There is one alternate position open on the Utilities Commission.

By ballot form (on file in the City Clerk's office) Mr. J. Rock Tonkel was elected as an alternate member on the Utilities Commission.

7. CITY MANAGER'S MATTERS

A) MacWilliam Park Boat Ramp Reconstruction – Award Construction Contract to Wilco Construction, Inc., - COVB Public Works Project #2010-05-Bid No. 230-12/JV

Mr. O'Connor reported that this Award of the construction contract is to Wilco Construction for the MacWilliam Park boat ramp reconstruction.

Mrs. Carroll asked that in the future she would like items like this to go before the necessary Commissions for their recommendations. In this case it would have been the Marine Commission.

Mr. Fletcher made a motion to authorize the City Manager to enter into a contract with Wilco Construction, Inc. Mr. Kramer seconded the motion and it passed unanimously.

Mrs. Carroll wanted the public to know that there may be some delays at the boat ramp while this construction is taking place and they will need to find other ways to get their boats in the water.

B) Memorandum of Understanding among City of Vero Beach, Orlando Utilities Commission and Florida Power & Light Company

Mr. O'Connor stated that each Councilmember has received a copy of the Memorandum of Understanding (MOU) among the City of Vero Beach, the Orlando Utilities Commission (OUC) and Florida Power & Light (FPL). He said that what this does is establish the provisions for them to enter into contracts that will come back to the City Council for consideration. He said that it is a tri-party agreement where they are divesting themselves of the power supply agreements. He said that OUC has agreed to take those over and at the same time they are going to resell the power over a three year period to FPL. He is recommending that Council send this MOU to the Utilities Commission for their review. The Utilities Commission will be meeting on September 11th.

Mr. Winger stated that this is something that he can support. He feels that they are getting a fair price for the public. He said that there is one surprising development that the public needs to understand. He first commended Mr. O'Connor and the Transactional Attorney, FPL and OUC on doing a good job. He said that the surprise will be that they will be left with between \$30-\$35 million dollars in cash. This comes down to \$10 million dollars after they pay the bills. When he ran for election his platform was to keep Vero/Vero. He said what they are doing is monetizing the biggest asset that the taxpayers own. What they are going to do is pay off all of the obligations and get out from underneath the FMPA and will be left with money. What they need to do is use this money to reorganize the City and put the City on firm footing. He said that this is a once in a life time thing. He said you don't run into \$35 million dollars where you have to do something with it all that often. He noted that the Finance Commission has done models for five (5) years after the close and it will calculate the residual tax rate. He said when

you look at this thing for five years after the close they have a negative cash flow of \$3 million dollars. He brought up the Pension Fund and said that Mr. Rocky Joyner would like to come before them to help them understand all of the financial figures. He said there are other things that they are faced with. There is \$44 million dollars worth of benefits that have built up over time that they are funding currently. They have \$13 million dollars of General Fund debt and according to their Bond Counsel they could pay off this \$13 million dollars, but the interest rates are not that high. He reiterated that in this City they have to face the pension problem because if they don't it will only get worse. Mr. Winger mentioned that he supports this MOU, but there is one thing that really bothers him and that is whether the modeling work will be completed, whether the Finance Commission can complete their work by September 18th, and he wondered if this City Council and City management will do the work that it takes. He wanted to have a long term plan for the future of this City and as a result of that he wants to be able to tell the public what their taxes are, what their electric rates are, and that the services they are getting now will continue.

Mr. Fletcher stated that he could not agree more with Mr. Winger's comments. The point is they don't want to go and spend this money foolishly.

Mr. O'Connor pointed out that this MOU has no obligation on the City's part other than if they go to the closing with FPL then this agreement becomes effective. The document states that the closing should not occur before January 1, 2014.

Mayor Turner commented that she has heard people's concerns on what their taxes are going to be or what the City is going to look like. They are talking about a shortfall of \$3.5 million dollars. She said that this is roughly 15% of the General Fund. She asked what business has not reduced their cost by ten to fifteen percent in the last three years and still survived and provide the same services. She said that there is a lot of work internally that can be done to cut those costs. She said that raising taxes should be the last thing that they have to do.

Mrs. Carroll recalled that one of the members of the public had asked why do this now and what is the hurry. She read an article that Mr. Fletcher talked about, with his engineering background, on what is going on with the Power Plant. She asked him to share some of his concerns about the Power Plant.

Mr. Fletcher stated that it has been a half a century since the Plant has been updated. He said they are coming to the point where the maintenance is going to be very high. He said by selling the Plant now they are going to avoid enormous repair maintenance problems. He said if they don't sell now then they won't get another chance.

Mrs. Carroll noted that according to their contracts they have to keep the Plant running and be able to turn it on if OUC calls them and says to run it.

Mr. Fletcher told her that was correct.

Mayor Turner added that they have to do the repairs that OUC requests.

Mr. O'Connor explained that the contract says that they have to have capacity available in order to meet the load.

Mrs. Carroll commented that another question was why do they have in this year's budget a figure of \$3 million dollars to open up the machine and do some necessary repairs.

Mr. Fletcher said that the engine they run is twenty years old and he can see some heavy maintenance coming up. This window of opportunity is not going to come around again (meaning to sell the Plant to FPL).

Mrs. Carroll made a motion to move forward with the MOU and send it to the Utilities Commission and the Finance Commission. Mayor Turner seconded the motion.

Mr. Kramer let the public know that there are options on the table that the Council has decided not to look at. He named two options and said they could have gotten rid of the Power Plant last year so they would not have to be paying for this maintenance. He does not like people saying that this is their only option. There are other options.

Mr. Fletcher stated that the option he is talking about is the option that FPL is not going to come around again.

Mr. Winger commented on what FPL is paying for the Plant and that R.B. Sloan said that the Plant was worth between \$150 - \$200 million dollars. He agreed with Mr. Kramer that there are other options, but they need to move on.

Mrs. Phyllis Frey, a resident of the City, appreciated being able to speak. She said that for the past four years they have been living in hard economic times. She said we all must determine what we can live with and what we can live without. She is not against this sale, but is in favor of citizen participation and transparency. The citizens want to be informed about this transaction. The community wants numbers to look at and a referendum should be brought forward and the question put out to the voters. She wondered what their services will look like. Will their taxes go up? The cost to pay for a new turbine seems modest to the cost of \$54 million dollars to get out of the OUC contract. She said that they will have no control with FPL because it is a monopoly. She requested from Council that the numbers be revisited, all the questions be answered, and that this go to referendum.

Mr. Joseph Guffanti thanked the City Council for all the work that they put into this. He agreed with Mr. Fletcher that the Power Plant is aging and its condition is a major issue. He received a copy of the MOU this morning and wanted to focus on #7, Waiver of a Jury Trial. He felt that the notion that you can't seek recourse to a jury trial is disturbing. He said that he strongly objects to that clause. He suggested that they find out who put

that clause in the MOU and why. He had some concerns on the results that came out of the State Attorney's office when they were asked to investigate the OUC contract.

Mrs. Vicky Gould, 1901 23rd Avenue, commented that if the Finance Commission has some numbers, she hopes that those numbers will get out to the community.

Mr. Charlie Wilson said that listening to everyone makes him proud of their City and that they are coming to the podium voicing their concerns. He said if the penalty clause had not been inserted in the OUC contract then this would have been \$1 million dollars less. He stated that it was not Orlando Utilities who put it in there, it was the City of Vero Beach. He noted that one group of people that they have not thanked tonight was FPL. They have not always been treated with great hospitality. He suggested maybe publishing these frequently asked questions could help.

Mayor Turner thought that was a great suggestion. She said that they could put something on the City's website.

Mr. Wilson continued by saying that the MOU is no risk, but has a lot of benefits. He said never has the City been faced with so much benefit and zero risk.

Mr. Glenn Heran, 15 Starfish, commented that he has been studying this issue for the last four years and was curious by some of the public that they don't know the numbers. He said we do know and have known what they are for some time now. He said that FPL has always been one of the cheapest utilities in the State of Florida. As President of the Taxpayer's Association, he would not suggest increasing taxes, but if that is what Council wants to do that is fine. He was on FPL utilities for the last ten years and never had any problems. He said they are going to save \$9 million dollars for City residents alone and this is a win/win situation.

Mrs. Caroline Ginn stated that she had to take exception to some of the things said by Mr. Fletcher. She knows that when she was on the City Council that they were spending approximately \$4 million dollars a year on the Power Plant. She doesn't think that they have a rusting, aging Plant. There are bond issues if something needs to be replaced. She cautioned Council that if they end up with money and begin spending it then they will end up with zero. She said smaller government is the way to go, but they like their Parks to be kept in great condition. She expressed that it would be a huge mistake to sell the electric. It is an economic engine.

The motion passed unanimously.

C) Electric Utility Sale – Impact on General Fund

Mr. Winger suggested discussing this after the different Commissions have had time to review it.

Mr. O'Connor had no problem with doing that. What he was attempting to do was put assumptions on the table that they could all be discussed and debated. He said that this matter would need to go before the Finance Commission and not the Utilities Commission. There have been a lot of questions brought up as to where we will be after the sale, and this was an attempt to answer some of those questions. He provided Council with some amendments to the document (on file in the Clerk's office). The Chairman of the Finance Commission has a copy of this and will make it part of his presentation to the Finance Commission when they meet next week.

Mayor Turner questioned what the philosophy is moving forward in trying to project fuel costs and rates. She wondered if they had any way to forecast these things that would be acceptable to the public.

Mr. O'Connor stated that OUC has said that they will not give five (5) year projections, nor could FPL give a five (5) year projection because they are in discussions with the PSC.

Mayor Turner thought maybe they should have an outside consultant look at this. She is still concerned about rate sufficiency for their utilities in the future. She noted that they have not done any kind of rate sufficiency, so if they are going to start comparing rates then they really need to go out and maybe have a third party do a rate sufficiency study/projection for them.

Mr. O'Connor expressed that where they are now in this process, he would not recommend that they hire another consultant unless they wanted to bring a CPA firm in to analyze the numbers.

Mayor Turner was just trying to find some way to satisfy the public and have some numbers that they will trust.

Mr. O'Connor did not know the answers, but felt having it discussed at the Finance Commission and Utilities Commission helps with transparency.

Mrs. Carroll concluded that a motion was not needed on this matter, that it was just on the agenda for discussion. She agreed with forwarding it to the Finance Commission.

Mr. Peter Gorry, Finance Commission Chairman, said that some of the things that he is looking at are what the commodity prices are for the future. He is following the proceedings of FPL and PSC in terms of what the latest is from FPL and the last he read was that they had some concerns of what is going to happen with the price of natural gas.

Mr. Mark Mucher stated that in regards to predicting rates, the way he looks at it is that they are under the same pressure as FPL except that FPL is smarter. He said they (FPL) are bigger and can do it better. He noted that Mr. O'Connor's analysis shows both a City utility tax and a 6% franchise fee and he does not want to see that.

Mr. Kramer suggested that they go out and find someone professional to do the analysis and their name would be on the line if they made a mistake. He said the point is these numbers are all subjective unless they have someone professional who puts their name on the line and says these are what the numbers are.

Mayor Turner commented that she looks forward to seeing what the Finance Commission brings back to them.

Mrs. Carroll asked the Finance Commission to determine if they feel there is a need for an outside consultant to be hired to take a look at the numbers.

8. CITY ATTORNEY'S MATTERS

None

9. CITY COUNCIL MATTERS

A. Old Business

B. New Business

1) Referendum on the Sale of the Electric – Requested by Councilmember Dick Winger

Mr. Winger stated that he would give the comments that he is going to make tonight to the City Clerk. He wants to bring up the subject of having a referendum. He said that now that they know some of the numbers for the sale a five (5) year after close projection and plans for the City of Vero Beach are achievable. Then the intent is to let the people ratify the sale and future with full knowledge of the details, the consequences for what dollars are received for the power asset that they own, taxes, and City services, which include facilities and Parks. His intent tonight was to have a discussion on a referendum, but he is not asking for a vote. He wants to see what the Finance Commission does. He said that the referendum Ordinance that he drafted was not done by the City Attorney. He doesn't see any particular hurry and is not pushing it at this particular time. He read Section 3 of his proposed Ordinance. It is subtitled "Proforma Financial Projection of the Sale of the Electric Utility" and reads – There shall be prepared, and publically made available to the voters of the City of Vero Beach, at least 30 days prior to the referendum herein provided for, a five (5) year projected financial analysis, approved by the City of Vero Beach City Council, that shows upon competition of the sale: (a) the amount of Ad valorem taxes that will be required to operate the City at current service levels; (b) the amount by which such taxes exceed the amount of Ad valorem taxes to be collected in 2012; (c) the amount in electric rate costs to be saved by City residents and businesses based on the projected electric rates after the sale as compared with the amount to be paid in 2012; and (d) the options available to the City to fund any projected shortfall during the next five years between the amount of Ad valorem taxes projected to be collected and the cost of funding current service levels. The purpose of such analysis is to enable the

voters to make an informed decision on whether the sale is in their and the City's best interests.

Mr. Winger continued by saying that he will vote for the MOU on September 18th if he believes that the City Council is able to provide the community with some numbers. Again, he was not asking the Council tonight that this move forward, however he would like the City Attorney to look at it. He told the public that they need to do their job and the public needs to "hold the candle to their feet" because if they don't they have seen what happens in Washington and it can happen here.

Mr. Brian Carmen, Executive Director of the Indian River Neighborhood Association (IRNA), said that IRNA has not taken a position on the sale of the utilities. He said now it is possible to put the numbers together so that the citizens of this community do have the ability to evaluate what will be the consequences of this action if the sale should go through. The IRNA is in support of a referendum and feel that it is important that the City residents have a chance to look at this and vote on it. This way they will continue their transparency and instill faith in good government.

Mrs. Carroll asked Mr. Carmen if this was a vote of his membership.

Mr. Carmen looked towards another member of the IRNA, Mrs. Honey Minuse, who told him that it was a vote of the Board of Directors, which consists of about thirty people.

Mr. Mark Mucher told Council that it is their job to make decisions on the public's behalf. Their job is not to prepare some information and give it to the public and have them make a decision. He reminded them that is what they have been elected to do.

10. INDIVIDUAL COUNCILMEMBERS' MATTERS

A. Mayor Pilar Turner's Matters

- 1. Correspondence**
- 2. Committee Reports**
- 3. Comments**

Mayor Turner reported on the FMPA meeting that she attended this month. She expressed what a good turnout there was at the Oceanside Business Association's concert last Saturday night, and that the Lifeguards had a fundraiser at Waldos on Sunday. Mayor Turner invited everyone to take place in the Tunnel to Tower run this Saturday and the Gallery Stroll Downtown on Friday night.

B. Vice Mayor Craig Fletcher's Matters

- 1. Correspondence**
- 2. Committee Reports**
- 3. Comments**

C. Councilmember Tracy Carroll's Matters

- 1. Correspondence**
- 2. Committee Reports**
- 3. Comments**

Mrs. Carroll announced that Mayor Turner was recently elected on the Board of Directors for the Florida League of Cities and that she (Mrs. Carroll) was elected on the Board for Women Elected to Government.

D. Councilmember Jay Kramer's Matters

- 1. Correspondence**
- 2. Committee Reports**
- 3. Comments**

Mr. Kramer reported that he attended Downtown Friday, the grand opening for the Patio Restaurant and gave some information on the Trunk Show event that will be at Riverside Theater.

E. Councilmember Richard Winger's Matters

- 1. Correspondence**
- 2. Committee Reports**
- 3. Comments**

Mr. Winger reported that he attended the Florida League of Cities conference, the opening for the Patio Restaurant and that he would be serving on the Energy and Environmental Policy for the Florida League of Cities.

11. ADJOURNMENT

The meeting adjourned at 9:10 p.m.

/tv