

A workshop meeting of the City Commission was held on October 12, 2010 at 6:00 p.m. in the Commission Chambers at the Municipal Administration Building. The meeting was called to order by Mayor L. Jack Van Sickle.

COMMISSIONERS PRESENT: Michael S. Carter; Terrye Y. Howell; John Paul Rogers; Jonathan Thornhill; Mayor L. Jack Van Sickle.

COMMISSIONERS ABSENT: None.

CITY REPRESENTATIVES PRESENT: Judith H. Delmar, City Manager; Albert C. Galloway, Jr., City Attorney; Clara VanBlargan, City Clerk; Jacquie Hawkins

Agenda Item 1. Roll Call

Agenda Item 2. Memorandum of Understanding – SWFWMD Maintenance of the Peace Creek Canal

Ms. Delmar said that Agenda Item 2 had been deferred until the October 19th regular City Commission meeting as staff concerns had not been resolved and so SWFWMD representatives can be present to discuss it with the Commission.

Agenda Item 3. Discussion of Citizen Advisory Boards

[Begin questions to board representatives from Commissioner Carter]

1. Based on your understanding, what are your board's duties and responsibilities? Are you satisfied with these responsibilities? Should you be doing less, or maybe more?
2. What do you need from the city in the way of support, or anything else?
3. What does the city need from you and your board? What can you provide the city? What specific tasks can you do that would be beneficially to the city?
4. What, if anything, should be changed or done differently?
5. Would you agree to, and see the benefit of, an annual report on the activities, accomplishments, concerns, and issues of your board presented to the commission and the public?
6. What, if anything, could be done to improve participation on your board and to your meetings?
7. Could, or should, your board be combined with another board or boards?

[End questions by Commissioner Carter]

Mayor Van Sickle said a list of questions had been given to each member serving on a citizen advisory board. He asked if responses were received. Ms. Delmar said that one or two boards had provided written comments but others were present to give oral comments to the questionnaire.

Mayor Van Sickle asked if the Commission was supposed to discuss whether or not some of the boards should be condensed. Ms. Delmar explained that the purpose of the original request from Commissioner Carter had been to see if some boards were redundancy, could be combined with another because they duplicate what other boards do, etc. Commissioner Carter said what he had in mind, besides seeing if there can be any consolidation, was to have a discussion on the responsibilities that the various boards have to the city and the city's responsibility to the boards. He said that citizen boards were important

because they provide a way for more citizens to become more involved at a very grass-root level. If their responsibilities are tightened up a bit maybe more people will be interested in serving on these boards, and maybe even running for a Commission seat one day.

Ms. Delmar explained that the handout each Commissioner received before the meeting listed the primary duties of the various boards. She suggested that they be taken in order. Mayor Van Sickle said he thought there were too many boards to have that type of discussion.

Ms. Delmar reviewed the function of the following boards:

- The Planning and Zoning Board is required by state law and was adopted by ordinance.
- The Historic Regulatory Board meets to regulate things like signage and façade in the downtown historic district on an "as called" basis when someone submits an application.
- The Historic Preservation Board is an advisory board for all things historic including the configuration of the historic regulatory ordinance.

Mayor Van Sickle asked that required boards be eliminated from the discussion. Ms. Delmar listed the following that are required by statute or by ordinance: Planning and Zoning Board, Board of Appeals, Historic Regulatory Board, Code Enforcement Board, and the Airport Authority.

Library Board

Ms. Delmar explained that the Library Board had been established in the 1950's by a special act of the Legislature following a referendum of the citizens of Lake Wales to establish a funding source and a library board. The Commission appoints members to the Library Board but they are in effect autonomous. The City Commission has authority to allocate up to one mil in ad valorem taxes for library purposes.

Airport Authority

Mayor Van Sickle asked if boards in general report to the Commission or to staff. Ms. Delmar said that would depend on the board and it would be determined on a case by case basis. The Airport Authority is autonomous and basically reports to the City Commission, though we have an inter-local agreement where staff performs some functions for the Airport Authority. The Planning and Zoning Board has full control over certain things but other things have to be recommended to the Commission for approval.

Frank Gioscia, Chairman of the Airport Authority, made the following comments regarding the list of questions presented for discussion:

- Mr. Gioscia said the Airport Authority was not autonomous, though they had asked to be so but the item had been tabled. He requested that they be allocated a similar amount of funds each year and be allowed to operate within the budgeted allocation. If they were autonomous, they could vote on the budget instead of the Commission.

Ms. Delmar said that currently the General Fund is subsidizing the airport by approximately \$50,000, plus or minus annually. The operating expenses such as electricity, insurance, utilities, and small M & R jobs on facilities are funded by the airport operating revenue through things like T-hanger rent and the FBO lease, but those operating revenues are not sufficient to cover the operating expenses so the General Fund has been making up the difference. In addition, the General Fund pays the local match requirements for every grant that the airport receives, such as the airport extensions, apron lighting and perimeter fencing. That is why the dollars they receive vary from year to year, depending on the grant matches. The airport does not, and never has had sufficient operating revenues of its own to operate without a subsidy from the General Fund.

- Mr. Gioscia said that things like the sky-diver and Jet Rally events make the airport seem more like a playground but the Airport Authority will be limited in what it can do to establish a real airport until it has the facilities and runway footage it needs. He gave an example of when a child

was flown in for surgery and not only was there no lighting on that side of the building, but they did not even have a flashlight in which to direct them. He said spotlights are needed so they can be turned on when needed to light up that side. Ms. Delmar said she would make a note of that need for Public Services to do a work order.

Mayor Van Sickle said the airport had not at all been prepared to accommodate that plane and he did not know if the FBO or the City was responsible for that. Ms. Delmar asked if the lights were not working and the Mayor said there are no lights on that side of the building. Mayor Van Sickle said there is lighting where the barbeque grill is located.

- Mr. Gioscia said that right now anything of importance had to be voted on by the Commission with the Airport Authority just giving their "rubber-stamp" approval to it. Many times their approval was asked for after the Commission already approved it so the Airport Authority's vote really means nothing.

Ms. Delmar said regarding rubber-stamped, that might have been the case in the past, but the present Commission wanted to get the recommendation of the Airport Authority and wanted them to be involved. She said several things had been referred back to the Airport Authority, such as the T-Hanger rent, and more recently a proposed ordinance regarding the closing time. She said the Airport Authority vote will carry weight with the present Commission.

- Mr. Gioscia said that in the past Jerry Torrance, who use to work for the city, periodically toured the airport with him to see what was needed, and through him the board accomplished some of its goals. It would be helpful if someone does that again.
- Mr. Gioscia reported that the Airport Authority meeting has been moved from City Hall to the airport so they can go out and see the problems that happen and see how the problems have been solved. He said it would be helpful if they could borrow a mini-van so board members can tour the facility together as they cannot tour in groups of one or two due to the Sunshine Law. Ms. Delmar reminded him that when the board takes the bus they need to invite the media and take minutes as it would be considered an open meeting. Mr. Gioscia said Ms. Jennifer Nanek takes the minutes and they tape the meeting.
- Mr. Gioscia said they were fortunate that Mr. Harold Gallup, Economic Development Director, attends 99% of their board meetings and is "hands on" in solving problems.
- Mr. Gioscia said he did not think the Airport Authority could be combined with any other board. Ms Delmar said that would be impossible with this particular board.

Commissioner Carter asked what could be done to improve the function of the airport. Mr. Gioscia said there was no one out there to do repairs or to even pump gas. Commissioner Carter added that there is no flight instruction either and said these were FBO functions. Mr. Gioscia said he had wanted a restaurant there but got no response from his bid request. He said the area is used as a countertop for the jump school. Commissioner Carter said that the jump school is not even at the airport on a daily basis but is flown in from Titusville by reservation.

Commissioner Rogers said they have been trying to get no cost surplus equipment for the airport for the past two years but recently found out, with the help of Bob Kelly who had some connections, that the city was not registered and that a fuel tanker had recently been available but they missed getting it. He reported that the city is now registered and they are working on getting a fuel truck and possibly a dump truck and frontend loader. He said that he hoped the airport will be running as a functional airport some day because right now it is classified as a recreational airport and he believed that the airport could be a great asset to Lake Wales, helping it grow. He said it was the ideal location for things like shipping and repackaging but more

hangers are needed and a mechanic needs to be on duty. He said a lot of people do not even know we have an airport. The airport was turned over to the previous city manager with about \$2 million worth of liquid cash, which is gone.

Bob Kelly made the following comments:

- Mr. Kelly said he is supposed to be notified as soon as another tanker becomes available. He explained that to be able to get a surplus item you have to keep an eye on available items through the website. He said the Commission should be looking at that website and Ms. Delmar said that was what the Airport Authority should be doing and Mr. Kelly agreed.
- Mr. Kelly said that from the FBO building you can't see the runway. He said that the board never even saw the plans for the building when the Commission made the decision to build it and that the board had not known about the plans to put in a well either. He said the Airport Authority needs to have some sort of authority so they can do something to make the airport a functional airport. Ms. Delmar asked that the Airport Authority write up a proposal for the Commission to that effect.
- Mr. Kelly said that in the beginning Senator Alexander's intention had been to give the Airport Authority full authority but that fell by the wayside. City Attorney Chuck Galloway disagreed and said it had been a requirement at its very inception to be a dependent authority, brought on by Senator Alexander.

Commissioner Howell asked if it was the city's responsibility or the FBO's to make sure there are lights and gas and things like that. Ms. Delmar said when there are operational issues at the airport the Airport Authority or the FBO need to bring them to the city's attention so they can be addressed, though she said she was not saying that things haven't fallen through the cracks. Anything connected with facilities would be the city's responsibility to fix, and things like providing or holding a flashlight would not necessarily fall to the FBO. Commissioner Howell asked who would be responsible for putting a restaurant out there and Ms. Delmar said that would be an FBO function, which is one of the many duties assigned in the FBO contract.

- Mr. Kelly said the approved fence starts nowhere and ends nowhere and would not come close to meeting the national security standards. Ms. Delmar said the FAA looked at it. Commissioner Carter asked if he was talking about the new fence and Mr. Kelly said he was and said the Commission should have looked at the map when they approved it and should have asked the board because they had been against it.

Ms. Delmar said the awarding of the contract to the engineer and construction manager for a \$200,000 perimeter fence is on the October 19th City Commission agenda and asked if that was the fence Mr. Kelly was referring to. Mr. Kelly said it was. Mayor Van Sickle asked Mr. Kelly why he said the fence was already up and had unconnected spaces in it when they had not even approved the fence yet. Mr. Kelly said he only said it had been approved, not up. He said he saw the plans and that the fence was not even on the property line on the west side. Commissioner Carter said he certainly thought that the fence would have been reviewed and approved by the Airport Authority. The Mayor asked Ms. Delmar if the Airport Authority had received it and Ms. Delmar said she believed it did but the engineering had to be approved by the FAA in any case. She thanked Mr. Kelly for bringing it to their attention.

Commissioner Howell said that when a memo comes before the City Commission, usually staff recommends approval so surely they must have seen the plans. Ms. Delmar said usually they do but in some cases they are bound by federal regulations and a

perimeter fence at the airport, funded by the FAA and FDOT, would have to meet their design standards. If those standards are not met the project would not get funding. She said staff would look into that.

Mr. Gioscia thanked the Commission, the city manager, and Commissioner Rogers who is the liaison between the Commission and board, for their support and said he has seen a lot of improvements at the airport since he came on the board two years ago.

Bicycle and Pedestrian Advisory Commission (BPAC)

Committee Chairman Noel Phetteplace made the following comments concerning the Bicycle and Pedestrian Advisory Commission (BPAC):

- Noel Phetteplace said the ordinance that created the commission in 2005 spelled out what their duties were. Ms. Delmar asked Mr. Phetteplace if the formation of the commission had been in response to the Rails to Trails discussion and he said it was right after that, during the time of a number of Lake Wales Vision meetings, and that the City had received very high scores because of the bike trail and sidewalks. He said the board's purpose is to advise the City Commission and city staff in regards to promoting a bike and pedestrian friendly community.
- Noel Phetteplace said that BPAC was satisfied with their responsibility.
- Noel Phetteplace said BPAC consists of volunteers who do so because they believe in what they are doing and because they hope it helps the city. He said that he assumed that the City Commission and key members of staff got copies of their minutes.

Ms. Delmar said that was not true, that typically minutes from all the boards are filed in the vault as part of the official record. Mr. Phetteplace asked that the City Commission, Chief of Police, City Manager and other pertinent members of staff receive a copy of the one - two page minutes to avail themselves of the Ideas and implementations that are discussed at those meetings. He said they only had an advisory capacity so if those minutes are passed along, the Commission and staff will receive that advice. Ms. Delmar said that as far as the advisory boards go, that was a good point.

- Noel Phetteplace said the City Manager, Chief of Police and possibly Planning Director were *ex-officio* members yet they never come to the meetings and since Jerry Torrance left the city, BPAC has not seen a city representative at their meetings. Commissioner Carter said that the Commission is bombarded with materials to read and asked if he, as Chairman, could come before the Commission on a quarterly basis to update them so issues can be discussed. Mr. Phetteplace said he could do that as long as it did not have to be a formal written report. Mayor Van Sickle said they could read the minutes at their leisure and see what is going on.
- Noel Phetteplace said the board had inventoried all the sidewalks to determine those that most needed repairs, identifying the schools as a priority. Mayor Van Sickle asked if putting a sidewalk around the east side of the lake was ever studied because people who walk around the lake have to walk in the road. Ms. Delmar said they had and they found that there never was a right-of-way on the lake side of the road, though there is some right-of-way on the other side. Commissioner Carter said the biggest problem is on south Lake Shore Blvd. from Sunrise to Cepha Street.

Commissioner Carter asked if there was something that needed to be done differently with this board and Mr. Phetteplace said only to have some of the *ex officio* members participate. He realized that with night meetings it may require them to work overtime, but realistically it is the only time they can meet. Ms. Delmar said she did not realize she was an *ex officio* member of any board when she took over as city manager. A problem she saw with them attending the

meetings would be conflicts with other meetings. Mr. Phetteplace said working something out would be very helpful.

Ms. Delmar said they had talked about the possibility of combining Parks and Community Appearance with the BPAC but she said the Bicycle and Pedestrian Committee is made up of a special group of individuals who really care about the walk-ability of the community so she did not think that combining that board with another one would end in the same results.

Investment Committee

James Nelson, Chair of the Investment Committee made the following comments:

- Mr. Nelson said their role is to provide assistance to the City Manager and Finance Director in reviewing the city's business portfolio; to act as a sounding board for members of the community who are in the investment advisory business; and to advise and offer professional perspectives. They review issues or potential issues on a quarterly basis such as where the assets are currently positioned, if there are any renewals coming up, the potential for replacement assets, and best renewal rates.
- Mr. Nelson said he believed the city was getting what it needed from the advisory board because the city has some pretty solid eyes taking a look at what is going on.
- Mr. Nelson said he did not think anything needed to be changed or done differently. He said he did not see the need of an annual report because they already issue a quarterly report.
- Mr. Nelson said the amount of members they have on the board is adequate and he listed them along with their qualifications.
- He said combining this board with another would not be appropriate.

Parks and Community Appearance Board

Heidi Gravel, Chairman of the Parks and Community Appearance Advisory Board, made the following comments:

- Ms. Gravel said it was written by ordinance what they were supposed to be doing and she thought they accomplished quite a bit such as the work at Kiwanis Park and the walkway at the Little League field. She noted that damage was being done to the trees at the Little League field because there is no tree protection there, which she thought was important with as much as the city spends on trees. Ms. Delmar asked if their board was working on a proposal for an ordinance to control that. Ms. Gravel said they were trying to get something together but it was difficult because people have been parking there for 78 years. Ms. Delmar agreed that it would be very political.
- Ms. Gravel said there are so many activities now for people to do in Lake Wales to keep them busy, which was a wonderful thing. She said the streets and entrances to the city are looking better and they are working on the downtown area where shrubs have grown out of control, keeping people from being able to get to their cars. She said they would like to set up a dog park on 9th Street and Mayor VanSickle said there were two existing dog parks in Lake Ashton and if they would like to see how those were set up to let him know. Ms. Mimi Hardman said one was also being built in Winter Haven that they could look at.
- Ms. Gravel said she did not think she would change anything because they get a lot of city support.

- Ms. Gravel did not think they should join with any other board.

Lakes Advisory Commission

Mimi Hardman said that Reid Hardman, Chairman of the Lakes Advisory Committee, could not be present at the meeting but wished his written response to the questions be included in the agenda attachments.

Commissioner Thornhill asked if the Lakes Advisory Board could be combined with the Parks and Community Appearance Board. Ms. Delmar said the Lakes Advisory deals primarily with water quality, though the two boards have some overlapping concerns with parks that are on the lakes because what goes on at the park would affect the quality of the lake.

Mayor Van Sickle asked if it was a function of the Board to add additional parks because there were none on the north end of town. City Planner Margaret Swanson said they were working on some neighborhood parks. Ms. Delmar said additional parks would depend on the availability of land and that they were trying to find some on the north side of town.

Commissioner Thornhill asked about the possibility of having all board minutes on the website similar to those of the City Commission. Ms. Delmar said there was a place on the website for the board recording secretaries to publish the agenda, though it was not set up so they could post the total agenda packet, which would include the approval of prior minutes. Commissioner Thornhill said he would prefer scanning the minutes from other boards that way. Ms. Delmar said she would look into it.

Depot Advisory Commission

Mayor Van Sickle asked if, because the Depot Museum has been transferred to the Historic Lake Wales Society, they should transfer the control of the commission to them. Ms. Delmar said Ms. Hardman had indicated that they wanted to leave the board with the City Commission, but that maybe Ms. Hardman would consider having a City Commissioner as a member of the board, appointed by the Historic Preservation.

Mimi Hardman, President of the Depot Advisory Commission, made the following comments:

- Ms. Hardman gave a history of the formation of the commission, its duties and responsibilities as keeper of Lake Wales' history, and reviewed the work done on things like the Hardman Complex and the Rails to Trails project.
- Ms. Hardman asked City Attorney Chuck Galloway when the transfer papers would be ready to sign and Mr. Galloway said he was waiting for the inventory. Ms. Hardman said she could not get the inventory together at this time because of their involvement with Pioneer Days at the end of the month, and because they are short staffed and the inventory items are spread out among three buildings. She asked that they be given more time and a waiver until they can get that accomplished. In the meantime the Depot is staying open with the help of AARP employees, volunteers, and Weekend Warriors.

Ms. Delmar asked, for the record, if they were requesting that the Depot Advisory Commission remain as established by the original ordinance in 1976, with the Depot Commission being appointed by the City Commission. Ms. Hardman said it was and thanked the city for all its support.

- Ms. Hardman said she did not think the board should be combined with any other.

Historic Preservation Board

Ms. Delmar said the Historic Preservation Board works on getting historic preservation grants, and designating historic districts. Ms. Hardman said they have several books to show where the three Historic Districts are, and they will be on posters at Pioneer Days.

Housing Authority

Mayor Van Sickle reported that the attorney for the construction of Sunrise Apartments complemented the Housing Authority Board for being somewhat tough but very good in getting ready for the project.

Drug and Prostitution Nuisance Abatement Board

Mayor Van Sickle asked Police Chief Gillis if they needed to keep this board active as they have not met in a long time. He said it was his understanding that if a problem arises, this board will have the authority to meet and discuss it and make recommendations. He said it was not very active and he hoped it would not become active, but it was there when it was needed. Police Chief Gillis said they were happy that it was not needed right now. Ms. Delmar said the board basically meets when there is a problem to solve, so the fact that it is not meeting, is a good thing. Even though it is not active, we need to have it ready if a need arises. Commissioner Howell asked if this board was for all parts of Lake Wales and Ms. Delmar said absolutely.

Recreation Advisory Commission

Keri Hunt, Chair of the Recreation Advisory Commission, made the following comments:

- Ms. Hunt said she was very disappointed to find out that no one reads their minutes, and so she did not know if they had a purpose. The Recreation Commission has no authority and obviously no one cares what they say.
- Ms. Hunt said the best thing the Commission could do to support them is to hire a Recreation Director.
- Ms. Hunt listed the volunteer members with each recreational interest and said they try to cover all recreational areas.
- Ms. Hunt said she never knew exactly what their duties and responsibilities were supposed to be but she was told it would include the walking path around the lake, the soccer complex, and the fields in the various parks.
- Ms. Hunt said they are presently working on a maintenance schedule because there is basically no regular maintenance for recreational facilities and the maintenance that does get done is to put out fires instead of preventing them. She gave the example of the south side of the walking path that is covered in weeds, and the gymnasium that is finally getting fixed.

Commissioner Carter asked if there was an ordinance that established this board and Ms. Delmar said there was, just like with all of the boards. He asked if the duties were outlined and Ms. Delmar said it was on the list presented to the Commission and she read them aloud. Commissioner Carter said that recreation programs were done by non-city groups and Ms. Hunt said they were done by volunteers.

- Ms. Hunt thanked Commissioner Carter for attending their last few meetings. Commissioner Thornhill said that hopefully their website could be set up in such a way that they can read the minutes on-line. Ms. Delmar said the advisory commissions were set up to primarily help staff, but in this particular case, there is no staff for whom to advise. She added that the Recreation

Advisory does get support in the form of a recording secretary, and that problems such as the weeds on the sidewalk can be taken directly to Public Works.

- Ms. Hunt asked if the city had any kind of regularly scheduled list of things to check, such as on the bike path, to see if there are problems. Ms. Delmar said staff could set it up so the person in charge of the crews would attend a meeting so the board's questions can be directed to them. Ms. Delmar said there are people who work in Lake Wailes Park every day and they are supposed to be maintaining that bike path so if it is not being maintained satisfactorily then it needs to be brought to the attention of their supervisor so it can be taken care of. Ms. Hunt said there is a sloped hill beside the sidewalk which requires a little more attention.

Mr. Phetteplace said there was also a problem of sand piling up on the bike trail and on other sidewalks which could be dangerous to bicyclists. He added that these type things are always noted in their minutes so if the right person read them it would be helpful.

Commissioner Carter said that the other day the drinking fountain at Lake Wailes was not working. He said there needed to be a way for citizens to notify the city so things like that can be looked into. Ms. Delmar said there are forms on the website for citizens to fill out so a work order can be issued, or citizens can call them in.

Commissioner Carter suggested having a routine maintenance check-off list. Ms. Delmar said the parks crew is small and has over 360 acres for which it is responsible. She explained that we use to have a lot of community service workers and Weekend Workers but we have lost some of that. Things will get overlooked with so much to cover so it would help if citizens reported these things to the city.

- Ms. Hunt gave another example of the sod placement at the Kiwanis Park soccer field that was paid for with a grant, as it has not been maintained with herbicide to keep weeds out. Another example was the grant for the volleyball court that went years without even having a net up. She said it is frustrating to work at getting the grants for recreation and then they are not maintained. Commissioner Thornhill gave the example of the gymnasium that had not been maintained for years. He added that this commission was well aware of that fact and is motivated toward having regular maintenance.

Ms. Delmar said they increased the recreation budget this year substantially, though much of it is due to the work that has to be done to the gym. She said the gymnasium is not closed, only the weight room and the shower portion. The courts themselves will only be closed during the repairs. Ms. Delmar said if the Recreation Commission lets the city know what needs to be done they will take care of it.

- Ms. Hunt said she did not think their committee should be combined with another and Ms. Delmar said she agreed because those on that board had a sensitivity toward things recreational.

Retirement Boards of Trustees

Ms. Delmar explained that these were required by the pension ordinance.

Community Redevelopment Advisory Board

Commissioner Thornhill said there has been a lot of public confusion as well as for himself and asked for confirmation that when the two members were added to the CRA by Ordinance 2009-17, the power was removed from the City Commission and placed in the hands of the five Commissioners and two citizens. City Attorney Chuck Galloway confirmed. Commissioner Thornhill said he did not realize that when he voted at the last Commission Meeting to reestablish Ordinance 2009-17.

Commissioner Thornhill proposed that Ordinance 2009-17 be brought back to the Commission to be repealed and then using Section 2.73 set up a separate CRA Citizen Advisory Commission made up of five citizens, one appointed by each of the five Commissioners. The Board would have its own chairman, its own meetings, there would be even more input from citizen, and the board would make recommendations to the City Commission.

Commissioner Rogers said the City Commission would retain control of the purse strings and because it is taxpayer money, only city elected officials should determine how that money is spent.

Mayor Van Sickle asked City Attorney Chuck Galloway if he had received a copy of the citizen's letter regarding this matter and he said he had. Mayor Van Sickle said the way that board is currently set up, it takes the control of those dollars out of the elected official's hands. Mr. Galloway said it had the potential to function that way as was demonstrated by the four-three vote, which might have turned out differently with a two-three vote by the City Commission. Mayor Van Sickle said the Commission should have chosen to have five-member citizen board instead.

Commissioner Howell said they had just gone over this. The elected Commissioners are still five people of the seven on the board. Mayor Van Sickle explained that the majority of the City Commission's vote may not be the way it ends up, and the majority of the City Commission, as the elected officials, should be controlling the purse strings.

Commissioner Thornhill said that was where the confusion came in. When the CRA made the recommendation he thought it would go to the City Commission for final approval, but the City Commission no longer had the control; the CRA did.

Commissioner Rogers said if the City Commission must control the purse strings or it could get itself into serious trouble. Things must go according to the Charter. He said he had been confused also and thought that after the CRA vote, the City Commission would still have the final say, so he too is in favor of the five member advisory board. He asked that the city manager put this issue on the agenda for the next City Commission meeting to vote on. Mr. Galloway said if that was the consensus of the Commission then it could be so directed. Commissioner Thornhill said that if information regarding the five citizen board had been presented at the time the current ordinance was voted on, he would have voted differently because the five citizen board is better.

Mimi Hardman said that a former city manager, Mr. Greene, had wanted the CRA to have completely different members than the five City Commissioners. Ms. Delmar explained that the ordinance that was adopted in 1999, when the CRA was expanded, made the City Commission the CRA board. Ms. Hardman said that means that when they added two citizens to the board it reversed the power.

Mayor Van Sickle said he believed the consensus was to bring this issue forward at the next meeting. Commissioner Thornhill asked if they needed to come up with a name for the citizen board for the first reading. Ms. Delmar explained that there would be two readings of the ordinance and the formation of the advisory board would be at the second reading. Mr. Galloway said that if the change is made, at that point, it would operate under the existing ordinance which provides for the five member appointed advisory commission. Each of the City Commissioners could then choose an individual to serve on that board. Commissioner Carter asked if a City Commissioner could appoint themselves to the citizen's board and he was told no.

Commissioner Carter noted that this had been the situation for quite some time and asked how we got to this point. Ms. Delmar said that forming an all citizen member advisory board had never been a requirement but had always been an option, though it never had been exercised. It still is an option because it never was repealed and when they discussed adding two members to the CRA board it never came up in the discussion. Commissioner Carter said the choices were to continue as it is or change it to

a five member board. Ms. Delmar said if they want public input, then creating the advisory board would serve that purpose. She said they would only have the effect they desire to restore that control to the City Commission by repealing ordinance 2009-17 and going back to the five-member CRA, with the citizen advisory board if they exercise that right.

Robert Delmar, 1542 North Highland Park Drive, said that if Ordinance 2009-17 is repealed and if a separate five-member advisory board is appointed, then only three Commissioners would control how the funds were spent. He proposed that after the recent confrontation, with the 4-3 vote relating to Main Street, that the public's perception would be deemed sour grapes. He said that was his opinion and his alone. Mayor Van Sickle said his perception may be correct and it was the Commission's error for voting without understanding the full intent of that ordinance, but that this way there would be more citizen input into where the CRA dollars should go.

Agenda Item 4. Discussion of LEGO Land Preparations

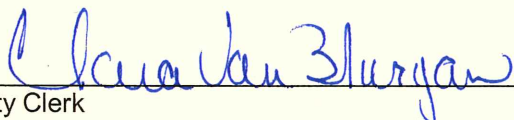
Ms. Delmar asked Economic Development Director Harold Gallup if he would mind deferring this item to the City Commission meeting on October 19th so that representatives of the Chamber of Commerce could be present. Mr. Gallup concurred.

There being no further business, the meeting was adjourned.



Mayor/Commissioner

ATTEST:



City Clerk