

TOWN OF ST. LEO
COMMISSION MEETING AND PUBLIC HEARING
September 08, 2014
7:00 PM

OPENING Mayor Christmas

INVOCATION AND PLEDGE OF ALLEGIANCE – Commissioner DeWitt

ROLL CALL Donna DeWitt, O.S.B. – Commissioner
Gregory P. Smith - Commissioner
Richard H. Christmas – Mayor
James Hallett, O.S.B. - Mayor Pro Tem
C. Arnold Curington – Commissioner

STAFF Joan Miller - Town Clerk
Patricia Petruff, Esquire – Attorney
Andrea Calvert – Assistant Clerk

<u>GUESTS</u>	James Adcock	Louis Rinaldi
	Fay McKean	Robert Inslee
	San Antonio Mayor Newlon	James Wells
	San Antonio Comm. Mark Anderson	David Parrish
	Donna Swart	Will Plazewski

MINUTES **MOTION: TO APPROVE THE MINUTES OF THE COMMISSION MEETING HELD ON AUGUST 11, 2014.**

MOTION: Commissioner Smith

SECOND: Commissioner Hallett

Discussion.

VOTE: Unanimous for Approval, 5/0

EXPENSES AND BUDGET REVIEW

MOTION: TO ACCEPT FINANCIAL REPORT DATED SEPTEMBER 08, 2014.

MOTION: Commissioner Hallett

SECOND: Commissioner Curington

Discussion.

VOTE: Unanimous for Approval, 5/0

PUBLIC COMMENT – none

MAYOR'S REPORT

Ordinance 14-03

The first reading of Budget Ordinance 14-03 was read by title only.

AN ORDINANCE OF THE TOWN OF ST. LEO, PASCO COUNTY, FLORIDA ADOPTING THE FINAL LEVYING OF ADVALOREM TAXES AND MILLAGE RATE FOR THE TOWN OF ST. LEO, FLORIDA, FOR THE FISCAL YEAR ENDING SEPTEMBER 30 2014; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

The FY 2014-2015 operating millage rate is .75 mills, which is lower than the rolled-back rate of 2.76 mills by -72.85 %.

There was no discussion.

Ordinance 14-04

The first reading of Budget Ordinance 14-04 was read by title only.

AN ORDINANCE OF THE TOWN OF ST. LEO, OF PASCO COUNTY, FLORIDA, ADOPTING A BUDGET FOR FISCAL YEAR 2013 – 2014; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

The Town of St. Leo, Pasco County, Florida, set forth the appropriations and revenue estimate for the Budget for Fiscal Year 2014-2015 in the amount of \$ 1,698,795.

There was no discussion.

Resolution 14-09

A RESOLUTION OF THE TOWN OF ST. LEO, TOWN COMMISSION AUTHORIZING TOWN STAFF TO APPLY FOR AND ACCEPT A HIGHWAY BEAUTIFICATION GRANT, AND ENTER INTO A HIGHWAY BEAUTIFICATION GRANT, LANDSCAPE CONSTRUCTION, AND MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION.

MOTION: TO ACCEPT RESOLUTION 14-09 AS READ.

MOTION BY: Commissioner Curington

SECOND BY: Commissioner Hallett

Discussion.

VOTE: Approved 5/0

ATTORNEY REPORT

Attorney Petruff received email today (September 8, 2014), from Attorney Bolves informing that a complaint had been filed on 09/05/2014 against the Town of St. Leo with respect to the Saint Leo University Plant Operations approvals.

The complaint and letter was sent to each commissioner for review. The letter from Bolves asked the Town Commission to agree to not take any action with respect to building applications for Saint Leo University development until the City of San Antonio and Town of St. Leo have had an opportunity to meet and investigate issues. If the Town makes no further approvals and takes no action in furtherance of Resolution 14-06 while negotiating, the summons for litigation would not be issued.

MOTION: TO DIRECT THE TOWN ATTORNEY TO CONTACT ATTORNEY BOLVES TO ADVISE HIM THE TOWN WISHES TO CONTINUE NEGOTIATIONS WITH THE CITY OF SAN ANTONIO.

MOTION: Commissioner Curington

SECOND: Commissioner Hallett

Discussion.

VOTE: 5/0 Vote, Approved

Petruff advised the Town Commissioners to have an executive session to discuss litigation expenditures and settlement negotiations as per FL Statute 286.001. This meeting would not be open to the general public but a court reporter would be in attendance to record the minutes. Petruff also recommended that the Commissioners hire a litigation attorney to represent the Town.

MOTION: TO HAVE THE TOWN COMMISSIONERS, TOWN ATTORNEYS, AND COURT REPORTER ATTEND AN EXECUTIVE SESSION ON OR BEFORE OCTOBER 13, 2014.

MOTION BY: Commissioner Hallett

SECOND BY: Commissioner DeWitt

Discussion.

Commissioner Hallett amended the motion to say:

MOTION: TO HAVE THE TOWN COMMISSIONERS, TOWN ATTORNEYS, AND COURT REPORTER ATTEND AN EXECUTIVE SESSION ON MONDAY, OCTOBER 6, 2014 AT 7PM.

Discussion.

VOTE: 5/0 Vote, Approved

Attorney Petruff was directed to speak to Attorney Robert Lincoln of Icard Merrill Law Firm, to engage his services with the Town. Attorney Lincoln's expertise is in Land Use and Zoning litigation.

MOTION: TO PURSUE ENGAGING THE SERVICES OF ATTORNEY ROBERT LINCOLN OF ICARD MERRILL LAW FIRM AT \$175 PER HOUR, TO THE EXTENT OF BEING PREPARED FOR POTENTIAL LITIGATION AND TO PARTICIPATE IN THE EXECUTIVE SESSION ON OCTOBER 6, 2014.

MOTION BY: Commissioner Hallett

SECOND BY: Commissioner Smith

Discussion.

VOTE: 5/0 Vote, Approved

COMMISSIONERS REPORT - none

CLERKS REPORT

Temporary Use Application for Saint Leo University

A completed Temporary Use Application has been received requesting approval for a Fall Family Event to be held on October 17 -19, 2014. This event will include fireworks (weather permitting) at 9:30 pm.

MOTION: TO APPROVE THE FALL FAMILY FESTIVAL WITH FIREWORKS AS APPLIED FOR BY SAINT LEO UNIVERSITY.

MOTION BY: Commissioner Smith

SECOND BY: Commissioner Curington

Discussion.

VOTE: Unanimous for Approval 5/0

Temporary Use Application for the Rotary Club of San Antonio

A completed application has been received requesting approval for a 5 mile Rattlesnake Run to be held partly in portions of San Antonio, Saint Leo University and the Town of St. Leo, on October 18, 2014.

MOTION: TO APPROVE THE RATTLESNAKE RUN AS APPLIED FOR BY THE ROTARY CLUB OF SAN ANTONIO, FLORIDA.

MOTION BY: Commissioner Curington

SECOND BY: Commissioner Smith

Discussion.

VOTE: Unanimous for Approval 5/0

PCBOCC

A meeting that will include the proposed increase in gas tax will occur in Dade City at 1:30 pm.

Articles San Antonio Commissioner Dennis Berberich sent four articles that address issues regarding development of colleges and small towns. Copies of the articles can be obtained from the Clerk's Office.

Holy Name Monastery

There will be an Open House and Blessing of the new facility on Thursday, September 18, 2014 at 4pm.

Vandalism Damage to the Town truck has been documented by Deputy Cross.

OLD BUSINESS

Ronnie Deese has not given Attorney Petruff any indication that the Lake Jovita Subdivision will make an effort to revise the Covenant of Deed Restrictions. Attorney Petruff was directed to make contact with Pasco County to request that appropriate action be taken to encourage the subdivision to take action prior to official zoning changes by Pasco County.

NEW BUSINESS

Final Budget Hearing

The Final Budget Hearing date is September 22, 2014 at 7pm.

Correspondence

A letter has been received from Shelia Smith regarding her concern about current Town events.

Meeting Packet Materials

Mayor Christmas referenced decisions that have been made by the Town Commission and requested that all reference materials be provided for commissioners to review at least one business day before the meeting in which it may be discussed or voting may occur. Staff is asked to remind commissioners if inadequate time was given for them review topics

Andrea Calvert

Andrea has received confirmation from the International Institute of Municipal Clerks that she has fulfilled all requirements and has received the designation of Certified Municipal Clerk.

ADJOURNMENT

MOTION: TO ADJOURN MEETING AT 8:27 P.M.

MOTION BY: Commissioner Smith

SECOND BY: Commissioner Curington

Discussion.

VOTE: Unanimous for Approval, 5/0

Respectfully, Joan Miller, M.M.C.