

## **MINUTES OF THE HOWEY-IN-THE-HILLS TOWN COUNCIL MEETING HELD JANUARY 26, 2009**

**Mayor Sears** called the regular Town Council Meeting of January 26, 2009 to Order at 6:00 p.m.

**Cub Scout Troop No. 254** led the Pledge of Allegiance to the Flag.

**Del Pearce** led the Invocation.

**Present:** Mayor Sears, Councilor Nebel, Councilor Ernest and Town Clerk Brasher. Also present Lt. Thomas and Public Works Director Padgett.

**Absent:** Councilor Green and Mayor Pro-Tem Johnson

### **CONSENT AGENDA**

**Minutes of Work Session held January 7, 2009**

*Councilor Ernest, seconded by Councilor Nebel, moved to approve the Consent Agenda as presented. Motion carried unanimously.*

### **NEW BUSINESS**

**Councilor Nebel** gave background on the Howey Police Traffic Data Management Grant and asked for the item to be added to the agenda for action.

***It was the consensus of the Town Council to add Review of the Howey Police Traffic Data Management Grant to the agenda for action.***

*Councilor Ernest, seconded by Councilor Nebel, moved to approve the Howey Police Traffic Data Management Grant as submitted by Traffic Engineer Watanabe. Motion carried 3-0 with a roll call vote.*

**Reappointment of Richard Messersmith to the Police Officers' Pension Trust Fund Board**

**Lt. Thomas** gave background information on this item.

*Councilor Nebel, seconded by Councilor Ernest, moved to reappoint Richard Messersmith to the Police Officers' Pension Trust Fund Board. Motion carried 3-0 with a roll call vote.*

**Update: Police Officers' Pension Trust Fund Board Members**

**Lt. Thomas** gave background on this agenda item.

**Discussion: Police Officers' Pension Trust Fund Retirement Contributions**

**Lt. Thomas** gave detailed background on this agenda item. He further stated the actuarial valuation of the fund has almost doubled due to the economy.

## **Consideration and Approval of Resolution No. 2009-001, Amending Cemetery Fees**

**Mayor Sears** read by title only, Resolution No. 2009-001, Amending Cemetery Fees

**Councilor Ernest**, seconded by **Councilor Nebel**, moved to adopt Resolution No. 2009-001, Amending Cemetery Fees. Motion carried 3-0 with a roll call vote.

## **Goal Recommendations from Town Council**

**Mayor Sears** discussed the goal list and asked if the Town Council had anything to add to the goal list.

**Councilor Nebel** asked where the Town stands with regards to installing the new signs in Town. There are signs in Town that cannot be read and the replacement of the signs need to continue. She further stated the broken sprinkler heads are being replaced and asked Deputy Public Works Director Smith the status of this project. **Deputy Public Works Director Smith** said the sprinkler heads are being replaced as they are found broken. **Councilor Nebel** said people are driving on the sidewalks and breaking the sprinkler heads and she has asked that no trespassing signs be posted. **Mayor Sears** said he will update the Goal List and bring it back at a later date.

## **Appointment of Liaisons to Boards and Departments**

This item will be brought back to the February Town Council Meeting.

## **PUBLIC HEARINGS**

**Second Reading of Ordinance No. 2009-001, Prohibiting the Manufacture, Use, Display or Other Employment of any Facsimile or Reproduction of the Town of Howey-in-the-Hills' Seal, Logo or Letterhead without the Express Approval of the Town Council; Providing for Penalties, Providing for Exceptions, Providing for Revocation of Authority, Providing for Codification in a New Section 31-1 of Chapter Thirty-One of the Code of Ordinances, Providing for Severability, Providing for an Effective Date**

**Mayor Sears** read by title only, Ordinance No. 2009-001, Prohibiting the Manufacture, Use, Display or Other Employment of any Facsimile or Reproduction of the Town of Howey-in-the-Hills' Seal, Logo or Letterhead without the Express Approval of the Town Council; Providing for Penalties, Providing for Exceptions, Providing for Revocation of Authority, Providing for Codification in a New Section 31-1 of Chapter Thirty-One of the Code of Ordinances, Providing for Severability, Providing for an Effective Date

***The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.***

**Councilor Nebel**, seconded by **Council Ernest**, moved to adopt Ordinance No. 2009-001, Prohibiting the Manufacture, Use, Display or Other Employment of any Facsimile or Reproduction of the Town of Howey-in-the-Hills' Seal, Logo or Letterhead without the Express Approval of the Town Council; Providing for Penalties, Providing for Exceptions, Providing for Revocation of Authority, Providing for Codification in a New

Section 31-1 of Chapter Thirty-One of the Code of Ordinances, Providing for Severability, Providing for an Effective Date. Motion carried 3-0 with a roll call date.

**Second Reading of Ordinance No. 2009-002, Amending Chapter 5 of the Town's Code of Ordinances Entitled "Bids" to Provide for Purchases and Contracts Exempt from Competitive Bidding and to Provide for Purchases by the Mayor;**

**for Codification; Ratifying Unamended Code Sections; Providing for Severability; Providing for an Effective Date**

**Mayor Sears** read by title only Ordinance No. 2009-002, Amending Chapter 5 of the Town's Code of Ordinances Entitled "Bids" to Provide for Purchases and Contracts Exempt from Competitive Bidding and to Provide for Purchases by the Mayor; Ratifying Contracts Entered into Prior to the Ordinance's Enactment; Providing for Codification; Ratifying Unamended Code Sections; Providing for Severability; Providing for an Effective Date.

**The Public Hearing was opened. As no one wished to speak, the Public Hearing was closed.**

**Councilor Ernest**, seconded by **Councilor Nebel**, moved to adopt Ordinance No. 2009-002, Amending Chapter 5 of the Town's Code of Ordinances Entitled "Bids" to Provide for Purchases and Contracts Exempt from Competitive Bidding and to Provide for Purchases by the Mayor; Ratifying Contracts Entered into Prior to the Ordinance's Enactment; Providing for Codification; Ratifying Unamended Code Sections; Providing for Severability; Providing for an Effective Date. Motion carried with a roll call vote.

#### **MAYOR / TOWN COUNCIL REPORT**

**Councilor Ernest** said 1) presented a report on his meeting with Senator Baker and he has received some information regarding available funds.

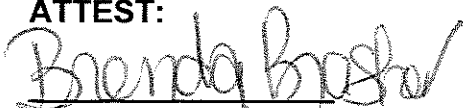
**Councilor Nebel** said 1) residents need to know where their property lines begin and end 2) announced there would be a Town Meeting to discuss the proposed bike route on February 12, 2009 at 6:00 p.m. at Town Hall.

**Mayor Sears** said 1) Lake County Water Authority grant project came in at \$70,000 and the L.C.W.A. asked that the Town get into the next rotation for the next round of grants. Town will be on the March Lake County Water Authority Project agenda.

**PUBLIC COMMENTS – None**

**ADJOURNMENT AT 6:30 P.M.**

**ATTEST:**

  
**Brenda Brasher, CMC**  
Town Clerk

  
**Chris Sears, Mayor**