

**APPROVED**  
**PROPERTY AND RIGHT-OF-WAY COMMITTEE MEETING**  
**CITY HALL 8<sup>TH</sup> FLOOR**  
**COMMISSION CONFERENCE ROOM**  
**THURSDAY MAY 20, 2010 – 10:00 A.M.**

**Committee Members Present**

Peter Partington, Chair  
Mark Darmanin, Utilities  
Anthony Fajardo, Planning & Zoning  
Carol Ingold, Supervisor, Parks and Recreation  
Tony Irvine, City Surveyor  
Michael Maloney, Code Enforcement  
Robert Dunckel, City Attorney's Office

**Staff**

Victor Volpi, Liaison, Senior Real Estate Officer  
Antoinette Butler, Parking and Fleet Services  
Barbara Hartmann, Recording Secretary, Prototype, Inc.

**Communications to City Commission**

None.

**Call to Order**

Chair Partington called the meeting to order at 10:05 a.m., and stated this was a meeting of the City's Property and Right-of-Way Committee, a City Staff committee with the responsibility of advising the City Commission on matters affecting the dispensation of City property.

As of this date there were eight appointed members to the Committee, which means four would constitute a quorum. Following a roll call, it was determined a quorum was present.

**ITEM ONE:**                    **APPROVAL OF APRIL 15, 2010 MINUTES**

**Motion** made by Mr. Darmanin, seconded by Mr. Irvine, to approve the minutes of the April 15, 2010 meeting. In a voice vote, the motion passed unanimously.

**ITEM TWO:**                    **APPROVAL OF SPECIAL MEETING APRIL 29, 2010 MINUTES**

**Motion** made by Mr. Darmanin, seconded by Mr. Irvine, to approve the minutes of the April 29, 2010 meeting. In a voice vote, the motion passed unanimously.

Mr. Dunckel thanked the Committee for holding a special meeting on the red light issue. All exhibits had been put together and straightened out; however, the City Commission decided on May 18th, since the Governor had signed the bill that the contract with the red light "folks" needed to be modified to meet the State Statute, until that was accomplished, there was no sense in going forward with the revocable license. This matter will not be brought back before the Committee; although, since there are now State Statutes in place, intersections may be added with possible additional revocable licenses.

**ITEM THREE: EASEMENT FOR FPL**

It was noted that Steve Hillberg was not present for the meeting. Mr. Volpe stated that Mr. Hillberg has requested a positive recommendation from the Committee to grant an FPL easement over City-owned property located at 631 NW 2 Avenue in order to energize the new rehabilitated pump station. There will be a mix of underground and overhead power. Conflicts with other utilities are not anticipated; there will be no interference with ingress, egress, paved areas, or driveways.

**Motion** made by Mr. Irvine, seconded by Mr. Dunckel, to approve the easement.

Discussion:

Mr. Irvine asked if there could be a way in the language to limit the easement to serve all facilities. Mr. Dunckel was not sure if that has been done in the past, but indicated they would "give it a shot." Mr. Irvine noted that "in a future undergrounding push," FPL may "figure they can come in here and throw in underground vaults or something that might not...be in our best interest."

In a voice vote, the motion passed unanimously.

As a point of discussion, Mr. Darmanin pointed out that the Holman dealership had been given recommendations which they had accepted on how to offset the alleyway and remove the utilities located there. Holman is now reconsidering. Mr. Darmanin advised Holman that any reconsideration would have to come before the PROW Committee as an adjustment what the Committee had previously agreed upon.

There being no further business to come before the Committee, the meeting adjourned at 10:15 a.m.