

**MINUTES
CLAY COUNTY, FLORIDA
2009/2010 CHARTER REVIEW COMMISSION
MAY 3, 2010**

CALL TO ORDER

The Charter Review Commission (CRC) met in the BCC Meeting Room, 4th floor of the Administration Building, 477 Houston Street, Green Cove Springs, on the above stated date.

INVOCATION Michael Kerekes

PLEDGE OF ALLEGIANCE

All members recited the Pledge of Allegiance.

ROLL CALL

The following were present: Madam Chair Ann B. Wiggins, Vice Chair Mark J. Easterling, Sr., Joseph Anzalone, Bryan Campbell, Keith R. David, Michael Dezsi, Michael Kerekes, Helen M. Mohorich, Thomas Nazworth, Sr., Bob Rinker, Walter H. Rountree, and Rod D. Swartz.

The following were absent: Frank F. Andrea, David Mickel and Stanley F. Pfenning.

New CRC member Michael Dezsi was introduced.

APPROVAL OF MINUTES

Mr. Campbell moved to approve the minutes of the regular CRC meeting of April 12, 2010. Mr. Kerekes seconded the motion, which **carried 11-0**.

Mr. Swartz moved to approve the minutes of the regular CRC meeting of April 19, 2010. Mr. Rinker seconded the motion, which **carried 11-0**.

Mr. Campbell moved to table approval of the Legal Counsel Task Force minutes to their next meeting on May 17, 2010. Mr. Swartz seconded the motion, which **carried 11-0**.

Mr. Anzalone arrived at 6:33 p.m.

Mr. David informed the CRC that he was not successful contacting Mr. Andrea to inform him that the CRC would like a resignation letter from him.

Mr. Campbell moved that CRC member Frank F. Andrea be removed from the CRC for repeated failure to attend meetings based on Mr. Brown's opinion that the CRC by motion and majority vote of the Commission, may remove any member who has been absent without prior excuse. Mr. Swartz seconded the motion, with **carried 12-0**.

Mr. Andrea will be replaced at the next regularly scheduled BCC meeting by the commissioner who originally appointed him. Madam Chair Wiggins will notify Mr. Andrea that the CRC unanimously voted to remove him from the commission.

OLD BUSINESS

- Discussion on draft proposal for the referendum election regarding legalized gambling in the State of Florida.

After discussion, Ms. Mohorich moved to accept the proposed amendment as presented by Mr. Larry Brown, Esq. Mr. Anzalone seconded the motion. After discussion, Ms. Mohorich **withdrew her motion**.

After further discussion, Ms. Mohorich moved to proceed with the proposed amendment regarding legalized gambling including the amended language discussed with regards to binding the Board of County Commissioners to regulate and implement casino gambling should the amendment pass. Mr. Swartz seconded the motion, which **carried 9-3, with Mr. David, Mr. Nazworth, Sr., and Mr. Campbell dissenting**.

- Discussion of draft proposal for the referendum election prohibiting county restrictions on hours of alcohol sales.

Mr. Brown, Esq. recommended the revision of the title of the ballot question to the following language:

"AMENDING CHARTER TO REQUIRE THAT HOURS OF COUNTY ALCOHOLIC BEVERAGE SALES COMPLY WITH STATE LAW."

PUBLIC COMMENTS ON THE SALE OF ALCOHOL ON SUNDAY

- Mike Dravo, 1771 Victoria Chase Court, Fleming Island, spoke about the restriction of alcohol sales. He is the owner of the Hurricane Bar and Grill on Fleming Island.
- Sean Richardson, 1756 Wells Road, Suite A, spoke about the restriction of alcohol sales. He is the owner of Orange Park Ale House.
- Tom Platt, 2254 Trailwood Drive, Fleming Island, spoke about the Charter, and the power and laws of the legislative and governing bodies of our county.

- Reverend Charlie Hunt, 848 Arthur Moore Drive, Green Cove Springs, is the Pastor for Black Pond Baptist Church. He spoke about the sale of alcohol on Sunday.
- Chad Weeks, 4235 Deer Trail, Middleburg, discouraged the CRC from changing the time for alcohol sales on Sunday.
- Pastor Tom Croft, 5006 County Road 214 North, Keystone Heights, is the Pastor for the Morningstar Family Church. He commented that county commissioners should handle the alcohol issue; it should not be the task for the CRC.
- Craig McAllister, 429 A North Orange Avenue, Green Cove Springs, spoke about the sale of alcohol on Sunday.
- Steve Holland, 2867 Decidely Street, Green Cove Springs, spoke about the sale of alcohol on Sunday.
- Doug Eason, 2924 Southbank Circle, Green Cove Springs, spoke about the sale of alcohol on Sunday. He is the Associate Youth Pastor at Russell Baptist Church.
- Jeremy Bond, 1750 Wells Road, Orange Park, spoke about the restriction of alcohol sales on Sunday. He is the owner of Carrabba's Italian Grill in Orange Park.
- Kent Williams, 4273 Blueberry Street, Middleburg, spoke about the sale of alcohol on Sunday.
- John Krainiak, 201 Aldersgate Street, spoke about the sale of alcohol on Sunday.
- Marge Hutton, 2610 Holly Point Road West, Green Cove Springs, spoke about the sale of alcohol on Sunday. She represents the Clay County Chamber of Commerce.
- Travis Christensen, 2871 Affirmed Court, Green Cove Springs, spoke about the sale of alcohol on Sunday.
- Denise Krein, 1812 Sheraton Lakes Circle, Middleburg, spoke about the sale of alcohol on Sunday.
- Diane Hutchings, 1817 Weston Circle, Fleming Island, spoke about the sale of alcohol on Sunday. It is inappropriate to place issues on the ballot through the CRC.
- John Dury, 2564 Backyard Cove Road, Green Cove Springs, opposed to the sale of alcohol on Sunday.
- Troy Albers, 1518 Cedar Grove Terrace, Fleming Island, spoke about the sale of alcohol on Sunday.
- Dale Eggers, 3101 County Road 220, Middleburg, spoke about the sale of alcohol on Sunday.

After a lengthy discussion Ms. Mohorich moved to accept the amended title and the amended alcohol proposal as shown below. Mr. Rinker seconded the motion, which carried 8-4 with Mr. David, Mr. Nazworth, Sr., Mr. Campbell, and Mr. Rountree dissenting.

COUNTY CHARTER AMENDMENT _____:

AMENDING CHARTER TO REQUIRE THAT HOURS OF COUNTY ALCOHOLIC BEVERAGE SALES COMPLY WITH STATE LAW:

Shall the Charter be amended to require that the hours during which alcoholic beverages may be sold be no more restrictive than the hours of sale permitted under state law; providing that any existing ordinance that restricts the hours of sale of alcoholic beverages greater than the hours permitted by state law be deemed repealed.


Yes _____
No _____

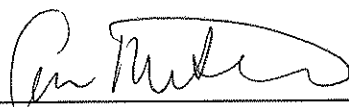
Mr. Brown, Esq. will remove any language in the text within the Charter that does not apply and bring a draft language for the ballot to their next meeting.

- Discussion of draft proposal for the referendum election regarding CRC vacancies.

Mr. Swartz moved to table discussion regarding CRC vacancies to the CRC meeting of May 17, 2010. Mr. Kerekes seconded the motion, which carried 12-0.

There being no further business, the meeting adjourned at 9:12 p.m.


Madam Chair Ann B. Wiggins


Recording Secretary Ann Mitchell

AGENDA
2009/2010 CHARTER REVIEW COMMISSION
Monday, May 3, 2010
6:30 p.m., BCC Meeting Room

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

APPROVAL OF CRC MINUTES

- April 12, 1010
- April 19, 2010

APPROVAL OF LEGAL COUNSEL TASK FORCE MINUTES

- March 31, 2010
- April 7, 2010

NEW BUSINESS

- Introduction of Michael Dezsi to the CRC
- Resignation of Frank F. Andrea

OLD BUSINESS

Discussion of remaining issues

- Discussion of draft proposal for the referendum election regarding legalized gambling in the State of Florida.
- Discussion of draft proposal for the referendum election prohibiting county restrictions on hours of alcohol sales.
- Discussion of draft proposal for the referendum election regarding CRC vacancies.

QUESTIONS FOR ATTORNEY

CRC COMMENTS

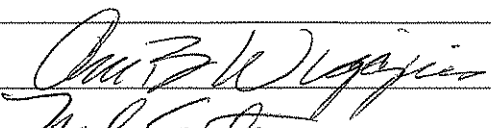
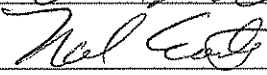
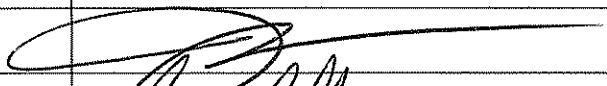
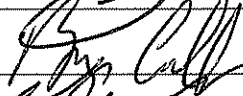
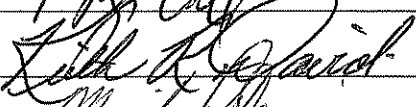
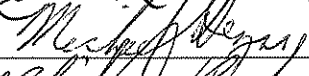
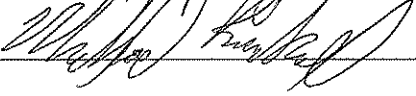
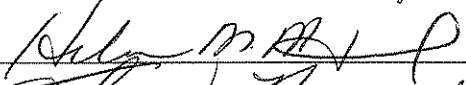



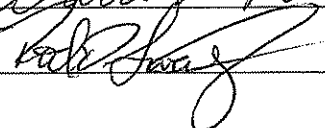
PUBLIC COMMENTS

ADJOURN

**2009/2010 Charter Review Commission
Sign-in Log
BCC Meeting Room**

May 3, 2010

6:30 pm

NAME	SIGNATURE
Ann B. Wiggins, Chair	
Mark J. Easterling, Sr., Vice Chair	
Frank F. Andrea	
Joseph Anzalone	
Bryan Campbell	
Keith R. David	
Michael Dezsi	
Michael Kerekes	
David Mickel	
Helen M. Mohorich	
Thomas Nazworth, Sr.	
Stanley F. Pfenning	
Bob Rinker	
Walter H. Rountree	
Rod D. Swartz	
Larry Brown, Esq.	
Bill Reischmann, Esq.	