

SEPTEMBER 7, 2006  
REGULAR CITY COMMISSION MEETING

The City Commission of Dade City, Florida, met in the City Hall Annex Commission Chambers in a regular City Commission meeting on this 7th day of September, A.D. 2006, at 5:30 p.m. The following members were present: Mayor P. Hutchison Brock and Commissioners Scott Black, Camille Hernandez, Eunice Penix and Steve Van Gorden. City staff members present included City Manager Harold R. Sample, City Clerk/Finance Director James D. Class, City Attorney Karla Owens, Police Chief P. A. Thompson, Administrative Services Director Laura Beagles, Safety Services Director J. P. Wubbena and Executive Assistant Chris Chandler.

The meeting was called to order by Mayor P. H. Brock, and invocation was given by Commissioner Black, followed by the Pledge of Allegiance to The Flag.

Proclamations were issued to Daughters of the American Revolution for Constitution Week, and to the Historic GFWC Dade City Woman's Club for their 80<sup>th</sup> anniversary.

The minutes of the budget workshop of August 8, 2006 and the regular City Commission meeting of August 8, 2006, were approved as individually read. The minutes of the workshop of August 22, 2006, regular City Commission meeting of August 22, 2006, special Commission meeting of August 29, 2006, and the workshop of August 29, 2006, were distributed.

PUBLIC HEARING

As this was the time and place for the advertised public hearing regarding the tentative millage rate and tentative budget for fiscal year 2006-2007, it was publicly stated that the proposed tentative millage of 7.84 mills is greater than the rolled-back rate of 6.39614 mills by 22.57%. Resolution No. 2006-0916 was read in full by the City Clerk, the title of which is as follows:

RESOLUTION NO. 2006-0916

A RESOLUTION OF THE CITY COMMISSION OF DADE CITY, FLORIDA,  
ADOPTING THE TENTATIVE LEVYING OF AD VALOREM TAXES FOR  
THE CITY OF DADE CITY, FLORIDA, FOR FISCAL YEAR 2006-2007; AND  
PROVIDING AN EFFECTIVE DATE.

With no wishing to be heard regarding Resolution No. 2006-0916, Commissioner Penix moved to approve Resolution No. 2006-0916, adopting the tentative millage rate for fiscal year 2006-2007, the motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously. Those Commissioners who voted "aye" were Black, Brock, Hernandez, Penix, and Van Gorden, with no one voting "nay." Resolution No. 2006-0916 was declared adopted at 5:42 p.m. on first and only reading. (Resolution No. 2006-0916 in its entirety is on file in the city clerk's office.)

Resolution No. 2006-0917 was read in full by the City Clerk, the title of which is as follows:

RESOLUTION NO. 2006-0917

A RESOLUTION OF THE CITY COMMISSION OF DADE CITY, FLORIDA,  
ADOPTING THE TENTATIVE BUDGET FOR THE FISCAL YEAR 2006-  
2007; AND PROVIDING AN EFFECTIVE DATE.

After discussion, Commissioner Black moved to approve Resolution No. 2006-0917, adopting the tentative budget for fiscal year 2006-2007, the motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously. Those Commissioners who voted "aye" were Black, Brock, Hernandez, Penix, and Van Gorden, with no one voting "nay." Resolution No. 2006-0917 was declared adopted at 5:45 p.m. on first and only reading. (Resolution No. 2006-0917 in its entirety is on file in the city clerk's office.)

CONSENT

Commissioner Black made a motion to move Addendum items H4, H5, H6 and H7 to the Consent Agenda. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously. Those Commissioners who voted "aye" were Black, Brock, Hernandez, Penix, and Van Gorden, with no one voting "nay."

On recommendation of staff, Commissioner Black moved to approve the purchase of electrical improvements for the storm water pump at 7<sup>th</sup> Street and Pond Avenue. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously. (This item was approved as part of the consent agenda.)

On recommendation of staff, Commissioner Black moved the approval for closing Highway 301/7<sup>th</sup> Street from Sumner Avenue to Florida Avenue for Pasco High School's Homecoming Parade scheduled for September 29, 2006. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously. (This item was approved as part of the consent agenda.)

On recommendation of staff, Commissioner Black moved the approval for closing State Road 52 (Meridian Avenue) between 6<sup>th</sup> and 7<sup>th</sup> Streets for the Annual Fall Scarecrow Fest scheduled for October 14, 2006. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously. (This item was approved as part of the consent agenda.)

On recommendation of staff, Commissioner Black moved the approval of Task Order No. 2006-03 under the Master Contract with Baskerville-Donovan, Inc. for the preparation of the right-of-way crossing design and permitting documents for submittal to CSX Railroad. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously. (This item was approved as part of the consent agenda.)

On recommendation of staff, Commissioner Black moved to authorize a Special Commission Meeting for September 12, 2006 at 4 p.m. for the purpose of execution of the FDEP Grant Amendment. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously. (This item was approved as part of the consent agenda.)

#### INTRODUCTION OF PROPOSED ORDINANCES

The following memorandum dated September 1, 2006 was noted:

**To:** Honorable Mayor and Members of the City Commission  
**From:** Karla S. Owens, City Attorney  
**Subject:** Youth Council Ordinance Amendment  
 (Entire memorandum can be found in the City Clerk's file)

The following proposed ordinance was introduced by the City Attorney and read by title only by the City Clerk, as follows :

#### ORDINANCE NO.: 2006-0940

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA, AMENDING SECTIONS 2-171 THROUGH 2-176, THE YOUTH COUNCIL ORDINANCE, TO REVISE MEMBERSHIP, DUTIES, AND RESPONSIBILITIES; PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

City Attorney Karla Owens appeared and reviewed the proposed ordinance amending the Youth Council ordinance. A motion was made by Commissioner Black to introduce this ordinance with an amendment to change the term of office to appointment in September and expiration in August and to authorize advertisement for a public hearing. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed. Commissioners Black, Brock, Hernandez, Penix, and Van Gorden voted "AYE," with no one voting "NAY." (The ordinance in its entirety is on file in the City Clerk's office.)

#### OLD BUSINESS

The Charter Review Committee will meet with Commissioners during the October 24, 2006 Commission meeting. Staff will send a letter to all committee members.

The following memorandum dated August 30, 2006 was noted:

**To:** Honorable Mayor and Members of the City Commission  
**From:** Karla S. Owens, City Attorney  
**Subject:** Reedy Demolition Lien Resolution  
 (Entire memorandum can be found in the City Clerk's file)

The following proposed Resolution was introduced by the City Attorney and read by title only by the City Clerk, as follows :

RESOLUTION NO.: 2006-0915

RESOLUTION BY THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA IMPOSING A LIEN ON REAL PROPERTY FOR THE DEMOLITION AND/OR CLEARANCE BY THE CITY OF SLUM OR BLIGHTED STRUCTURE(S)/ CONDITION(S) PURSUANT TO CHAPTER 22 OF THE DADE CITY CODE OF ORDINANCES; PROVIDING COSTS FOR DEMOLITION, CLEARANCE AND ADMINISTRATIVE FEES AND PENALTIES, AND PROVIDING AN EFFECTIVE DATE

A motion was made by Commissioner Van Gorden to approve the lien resolution, authorize the Mayor's execution of same, and authorize staff to record the lien in the official public records of Pasco County. The motion was seconded by Commissioner Black, and on a vote the motion passed. Commissioners Black, Brock, Hernandez, Penix, and Van Gorden voted "AYE," with no one voting "NAY." (The resolution in its entirety is on file in the City Clerk's office.)

The following memorandum dated September 7, 2006 was noted:

**To:** Honorable Mayor and Members of the City Commission  
**From:** Harold R. Sample, City Manager  
**Subject:** Ratification of Appointed Employee Salaries for FY 05-06  
 (Entire memorandum can be found in the City Clerk's file)

A motion was made by Commissioner Black to ratify the salaries agreed to in the budget workshop session of 9/5/05 for FY 05-06. The motion was seconded by Commissioner Penix, and on a vote the motion passed. Commissioners Black, Brock, Hernandez, Penix, and Van Gorden voted "AYE," with no one voting "NAY."

NEW BUSINESS

City Manager Harold Sample discussed special benefit units for the Habitat subdivision common areas maintenance. John Finnerty of East Pasco Habitat for Humanity appeared before the Commission and stated he believes this is a better mechanism than a homeowners association. The consensus of the commission was to proceed.

Derrick Reedy presented to the Commission a certificate and the flag that was flown in Afghanistan in honor of Dade City.

City Manager Harold Sample discussed City participation in the Leadership Pasco Program. Commissioner Van Gorden has been accepted in this year's class. A motion was made by Commissioner Black to pay Commissioner Van Gorden's tuition this year and to budget in future years to include employees and the Commission. The motion was seconded by Commissioner Penix, and on a vote the motion passed. Commissioners Black, Brock,

Hernandez, and Penix voted “AYE,” with no one voting “NAY.” Commissioner Van Gorden abstained from voting since the City would be paying his tuition.

The following memorandum dated September 1, 2006 was noted:

**To:** Honorable Mayor and Members of the City Commission  
**From:** Harold R. Sample, City Manager  
**Subject:** Acceptance of Right-of-Way and Maintenance – Suwannee Way parcel  
 (Entire memorandum can be found in the City Clerk’s file)

A motion was made by Commissioner Van Gorden to accept the deeded parcel and include it as part of the City’s road maintenance program. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed. Commissioners Black, Brock, Hernandez, Penix, and Van Gorden voted “AYE,” with no one voting “NAY.”

City Manager Harold Sample stated he met with D.O.T. on the 7th Street project and several trees on the 7<sup>th</sup> Street right-of-way will be removed since they are too close to the road or diseased, dangerous or over-mature. A report was prepared by a certified arborist/forester and Commissioners will receive a copy.

#### COMMISSIONER ITEMS

Mayor Brock presented a Certificate of Completion to Commissioner Van Gorden for the Advanced Institute for Elected Municipal Officials.

Commissioner Hernandez reminded everyone about the public dedication of the new Commissioners’ office at 5 p.m. on September 21.

Commissioner Black reminded everyone that the City of Dade City was hosting the Suncoast League of Cities Board meeting on September 16 at 10 a.m. at Kafe Kokopelli.

Commissioner Penix moved to appoint Commissioner Hernandez as her alternate on the Board of Directors of the Suncoast League of Cities. The motion was seconded by Commissioner Black, and on a vote the motion passed unanimously.

#### PUBLIC COMMENT

John Finnerty, East Pasco Habitat for Humanity, thanked the Commission for their support of Habitat. He also requested that the Commission consider foreclosure on condemned property.

Police Chief Phillip Thompson announced there would be a memorial service at PHCC on September 11 at noon. Safety Services Director Joseph Wubbena announced that flags will be flown on Meridian Avenue on September 11.

There being no further business before the Commission, on motion the meeting adjourned at 6:45 p.m.

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MAYOR

ATTEST:

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CLERK