

JANUARY 23, 2007  
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 23rd day of January, A.D. 2007, at 5:35 p.m. The following members were present: Mayor P.H. Brock, Commissioners Steve Van Gorden, Scott Black, Eunice Penix and Camille Hernandez. City staff members present included City Manager Harold R. Sample, City Clerk/Finance Director James D. Class, City Attorney Karla Owens, 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 City Clerk James Class, followed by the Pledge of Allegiance to The Flag.

Years of service pins were distributed to employees by Mayor P.H. Brock.

The minutes of the December 12, 2006 regular City Commission meeting were approved as individually read. The minutes of the January 9, 2007 regular City Commission meeting were distributed.

PUBLIC HEARING

As this was the time and place for the advertised public hearing on Ordinance No. 2006-0943, for the proposed Sparkman-Willis annexation, the ordinance was read by title only by the City Clerk, as follows:

ORDINANCE NO. 2006-0943

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA, ANNEXING ADDITIONAL TERRITORY TO BE INCLUDED WITHIN THE BOUNDARIES OF SAID CITY PURSUANT TO THE REQUEST OF THE OWNERS OF SUCH LANDS AND IN ACCORDANCE WITH SECTION 171.044, FLORIDA STATUTES, AS AMENDED. (SPARKMAN/WILLIS PROPERTY).

City Attorney Karla Owens appeared and advised that the property was sold and bought at a double closing and the new applicant requested that the public hearing be continued to February 27, 2007 to determine how they wish to proceed. After discussion and with no one from the public wishing to be heard, Commissioner Black moved to continue the public hearing on Ordinance No. 2006-0943 to February 27, 2007 at 5:30 p.m. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously. Commissioners Brock, Black, Hernandez, Penix, and Van Gorden voted "AYE," with no one voting "NAY." (Ordinance No. 2006-0943 in its entirety is on file in the City Clerk's office.)

As this was the time and place for the advertised public hearing on the Pre-Annexation Development Agreement for the Sparkman-Willis Property, City Attorney Karla Owens appeared and advised that the new applicant requested that the public hearing be continued to

February 27, 2007 to determine how they wish to proceed. After discussion and with no one from the public wishing to be heard, Commissioner Black moved to continue the public hearing on the Pre-Annexation Development Agreement to February 27, 2007 at 5:30 p.m. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously. Commissioners Brock, Black, Hernandez, Penix, and Van Gorden voted "AYE," with no one voting "NAY."

The following memorandum dated January 17, 2007 was noted:

**To:** Honorable Mayor and Members of the City Commission  
**From:** Karla S. Owens, City Attorney  
**Subject:** Proposed Ordinance Amendment – CBD Zoning District/Special Exceptions  
 (Entire memorandum can be found in the City Clerk's file)

As this was the time and place for the advertised public hearing on Ordinance No. 2007-0946, amending Zoning Ordinance No. 361, the ordinance was read by title only by the City Clerk, as follows:

#### ORDINANCE NO. 2007-0946

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA AMENDING ZONING ORDINANCE NO. 361, THE CENTRAL BUSINESS DISTRICT, TO ALLOW FOR EXPANSION OF EXISTING PERMITTED USES FROM AN ADJACENT NON-RESIDENTIAL DISTRICT AS A SPECIAL EXCEPTION; PROVIDING FOR REPEALER, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

City Attorney Karla Owens appeared and reviewed the proposed ordinance. Those appearing regarding the ordinance were Leroy Hauff, Sean Ashburn and Otto Weitzenkorn. After discussion and with no one from the public wishing to be heard, Commissioner Van Gorden moved to adopt Ordinance No. 2007-0946 at first reading. The motion was seconded by Commissioner Black, and on a vote the motion passed. Commissioners Brock, Black, Penix, and Van Gorden voted "AYE," with Commissioner Hernandez voting "NAY." (Ordinance No. 2007-0946 in its entirety is on file in the City Clerk's office.)

Mayor Brock called on Ralph Cumbee who introduced the boy scouts in attendance at the meeting.

#### CONSENT

On recommendation of staff, Commissioner Black moved the approval for closing U.S. Highway 301 (7<sup>th</sup> Street) between Pineapple Avenue and McMinn Avenue and S.R. 52 (Meridian Avenue) between 4<sup>th</sup> Street and 8<sup>th</sup> Street for The Race for Humanity & Home Improvement Show scheduled for February 18, 2007, as part of the consent agenda. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously.

On recommendation of staff, Commissioner Black moved approval of the annual agreement with Greater Dade City Chamber of Commerce, as part of the consent agenda. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously.

On recommendation of staff, Commissioner Black moved approval of the annual agreement with Downtown Dade City Main Street, as part of the consent agenda. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously.

On recommendation of staff, Commissioner Black moved approval of the annual agreement with Sunrise of Pasco County, Inc., as part of the consent agenda. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously.

On recommendation of staff, Commissioner Black moved approval of the Habitat Land Exchange Contract Amendment, as part of the consent agenda. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously.

#### INTRODUCTION OF PROPOSED ORDINANCES

The following memorandum dated January 8, 2007 was noted:

**To:** Honorable Mayor and Members of the City Commission  
**From:** Karla S. Owens, Community Development Director  
**Subject:** Howe/Proposed Annexation  
 (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:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA, ANNEXING ADDITIONAL TERRITORY TO BE INCLUDED WITHIN THE BOUNDARIES OF SAID CITY PURSUANT TO THE REQUEST OF THE OWNERS OF SUCH LANDS AND IN ACCORDANCE WITH SECTION 171.044, FLORIDA STATUTES, AS AMENDED. (HOWE PROPERTY).

City Attorney Karla Owens appeared and stated that the attorney for the applicant withdrew the request and that it may be brought back to the Commission at a later date.

#### OLD BUSINESS

The following proposed resolution was read by title only by the City Clerk, as follows:

## RESOLUTION NO. 2007-0931

A RESOLUTION OF THE CITY OF DADE CITY, URGING MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT THE FOLLOWING ISSUES DURING THE 2007 LEGISLATIVE SESSION.

Commissioner Van Gorden moved to adopt Resolution No. 2007-0931 as requested by the Florida League of Cities. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously. Commissioners Brock, Black, Hernandez, Penix, and Van Gorden voted "AYE," with no one voting "NAY." (Resolution No. 2007-0931 in its entirety is on file in the City Clerk's office.)

The following memorandum dated January 17, 2007 was noted:

**To:** Honorable Mayor and Members of the City Commission  
**From:** Jose Gil, P.E., City Engineer/Public Works Director  
**Subject:** Rescind and re-award of purchase – Lift Station #17 Control Panel Replacement – A. L. Covell Electric  
 (Entire memorandum can be found in the City Clerk's file)

City Manager Harold Sample appeared and stated that the low bidder, Central Florida, was unable to comply with electrical contractor licensing requirements and could not be issued a notice to proceed. After discussion, a motion was made by Commissioner Black to approve the recommendation to rescind the previous award and re-award the project to A.L. Covell Electric, Inc. The motion was seconded by Commissioner Penix and on a vote the motion passed unanimously. Commissioners Black, Brock, Hernandez, Penix, and Van Gorden voted "AYE," with no one voting "NAY."

Mayor Brock gave an update on the school bus parking lot on 14th Street. He will meet with School Superintendent Fiorentino at the site.

Mayor Brock advised that he sent a comment letter to Pasco County regarding Citrus Ridge, but has not received an answer yet.

NEW BUSINESS

The following memorandum dated January 19, 2007 was noted:

**To:** Honorable Mayor and Members of the City Commission  
**From:** Jim Class, City Clerk/Finance Director  
**Subject:** Resolution No. 2007-0932 – amending the FY 2006-2007 Budget  
 (Entire memorandum can be found in the City Clerk's file)

## RESOLUTION NO. 2007-0932

A RESOLUTION OF THE CITY COMMISSION OF DADE CITY, FLORIDA, AMENDING RESOLUTION NO. 2006-0919 BY REVISING THE 2006-2007 FISCAL YEAR BUDGET TO ADD FUNDING FOR VARIOUS TASK ORDERS; AND PROVIDING FOR AN EFFECTIVE DATE.

After discussion, a motion was made by Commissioner Van Gorden to approve Resolution No. 2007-0932 amending the FY 2006-2007 budget. The motion was seconded by Commissioner Hernandez and on a vote the motion passed unanimously. Commissioners Black, Brock, Hernandez, Penix, and Van Gorden voted "AYE," with no one voting "NAY."

COMMISSIONER ITEMS

Commissioner Hernandez mentioned continuing to solicit Youth Council applications.

Mayor Brock noted a thank you card from Jean Larkin Weightman.

NOTED ITEMS

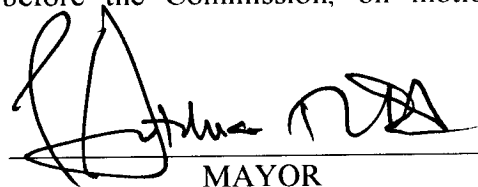
Mayor Brock noted a letter dated January 11, 2007 from the Pasco County Attorney's office regarding school concurrency.

Mayor Brock noted Water Shortage Order #07-02 from the Southwest Florida Water Management District. Commissioner Van Gorden moved to adopt the District's water restriction guidelines as stated in the Order. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously.

PUBLIC COMMENT

There were no comments by the public.

There being no further business before the Commission, on motion the meeting adjourned at 6:40 p.m.

  
MAYOR

ATTEST:

  
CLERK