

OCTOBER 9, 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 9th day of October, 2007, at 5:30 p.m. The following members were present: Mayor P. H. Brock, II and Commissioners Steve Van Gorden, Scott Black, Eunice Penix and Camille Hernandez. City staff members present included Interim City Manager/City Clerk/Finance Director James D. Class, City Attorney Karla Owens, Police Captain David Duff, and Administrative Services Director Laura Beagles.

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

The minutes of the September 13, 2007 Local Planning Agency meeting; September 13, 2007 regular City Commission meeting; and September 17, 2007 EAR workshop were approved as individually read. The minutes of the September 13, 2007 regular City Commission meeting were distributed.

PUBLIC HEARING

The following memorandum dated September 19, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Karla S. Owens, Community Development Director/City Attorney
Subject: Flanagan Hillpot, LLC/Proposed Annexation
Parcel I.D. Nos.: 34-24-21-0000-15900-0000, 34-24-21-0000-15900-0010, 34-24-21-0220-00700-0000, 34-24-21-0220-00800-0000, 34-24-21-0220-01000-0000, 34-24-21-0220-00900-0000, 34-24-21-0220-00800-0010 and 34-24-21-0220-00700-0010
(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. 2007-0957, the ordinance was read by title only by the City Clerk, as follows:

ORDINANCE NO.: 2007-0957

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. (FLANAGAN-HILLPOT PROPERTY).

City Attorney Karla Owens requested that this item be continued to a meeting in November. After discussion and with no one from the public wishing to be heard, a

motion was made by Commissioner Black to continue the public hearing on Ordinance No. 2007-0957 to November 27, 2007 at 5:30 p.m. and to place the ordinance on the November 13 agenda for discussion by the Commission. The motion was seconded by Commissioner Hernandez, and on a vote the motion was passed unanimously. Commissioners Brock, Van Gorden, Black, Hernandez, and Penix voted "AYE," with no one voting "NAY."

The following memorandum dated September 19, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Karla S. Owens, City Attorney/Community Development Director
Subject: Flanagan Hillpot, LLC/Proposed PD-2 Rezoning
Parcel I.D. Nos.: 34-24-21-0000-15900-0000, 34-24-21-0000-15900-0010, 34-24-21-0220-00700-0000, 34-24-21-0220-00800-0000, 34-24-21-0220-01000-0000, 34-24-21-0220-00900-0000, 34-24-21-0220-00800-0010 and 34-24-21-0220-00700-0010
(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. 2007-0958, the ordinance was read by title only by the City Clerk, as follows:

ORDINANCE NO.: 2007-0958

AN ORDINANCE OF THE CITY OF DADE CITY, FLORIDA AMENDING THE DADE CITY ZONING ORDINANCE TO CHANGE THE ZONING ON LAND HEREINAFTER DESCRIBED FROM COUNTY ZONING CATEGORIES A-R (AGRICULTURAL-RESIDENTIAL) AND R-3 (MEDIUM DENSITY RESIDENTIAL) TO CITY ZONING CATEGORY PD-H2 (PLANNED UNIT DEVELOPMENT) IN ACCORDANCE WITH THE PROVISIONS OF SECTION 166.041, FLORIDA STATUTES; PROVIDING FOR CODIFICATION, CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE. (FLANAGAN HILLPOT, LLC)

City Attorney Karla Owens requested that this item be continued to a meeting in November. After discussion and with no one from the public wishing to be heard, a motion was made by Commissioner Black to continue the public hearing on Ordinance No. 2007-0958 to November 27, 2007 at 5:30 p.m. and to place the ordinance on the November 13 agenda for discussion by the Commission. The motion was seconded by Commissioner Van Gorden, and on a vote the motion was passed unanimously. Commissioners Brock, Van Gorden, Black, Hernandez, and Penix voted "AYE," with no one voting "NAY."

The following memorandum dated October 5, 2007 was noted:

To: Honorable Mayor and Members of the City Commission

From: Karla S. Owens, City Attorney/Community Development Director
Subject: Weitzenkorn Family Partnership/Annexation and Rezoning
Parcel I.D. No.: 02-25-21-0000-00800-0000
(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. 2007-0965, the ordinance was read by title only by the City Clerk, as follows:

ORDINANCE NO.: 2007-0965

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. (WEITZENKORN PROPERTY)

City Attorney Karla Owens reviewed the ordinance for annexing the property on U. S. Highway 301. After discussion and with no one from the public wishing to be heard, a motion was made by Commissioner Black to approve Ordinance No. 2007-0965. The motion was seconded by Commissioner Hernandez, and on a vote the motion was passed unanimously. Commissioners Brock, Van Gorden, Black, Hernandez, and Penix voted "AYE," with no one voting "NAY." (Ordinance No. 2007-0965 in its entirety is on file in the City Clerk's office.)

ORDINANCE NO.: 2007-0966

AN ORDINANCE OF THE CITY OF DADE CITY, FLORIDA AMENDING THE DADE CITY ZONING ORDINANCE TO CHANGE THE ZONING ON LAND HEREINAFTER DESCRIBED FROM COUNTY ZONING CATEGORY C-2 (GENERAL COMMERCIAL) TO CITY ZONING CATEGORY CG (GENERAL COMMERCIAL) IN ACCORDANCE WITH THE PROVISIONS OF SECTION 166.041, FLORIDA STATUTES; PROVIDING FOR CODIFICATION, CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE. (WEITZENKORN PROPERTY)

City Attorney Karla Owens reviewed the ordinance for rezoning the property on U. S. Highway 301. After discussion and with no one from the public wishing to be heard, a motion was made by Commissioner Van Gorden to approve Ordinance No. 2007-0966. The motion was seconded by Commissioner Hernandez, and on a vote the motion was passed unanimously. Commissioners Brock, Van Gorden, Black, Hernandez, and Penix voted "AYE," with no one voting "NAY." (Ordinance No. 2007-0966 in its entirety is on file in the City Clerk's office.)

CONSENT

The following memorandum dated October 3, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Laura L. Beagles, Director of Administrative Services
Subject: Authorization to Declare Vehicle Surplus - 1994 Ford F150 Truck
(Entire memorandum can be found in the City Clerk's file)

On recommendation of staff, Commissioner Van Gorden moved the approval for declaring the 1994 Ford F150 Truck as surplus and sending it to Tampa Machinery Auction to be sold, as part of the consent agenda. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously.

The following memorandum dated October 3, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Laura L. Beagles, Director of Administrative Services
Subject: Authorization to Declare Vehicle Surplus - 1962 Baker Forklift
Model FJF-000-No4 (City Equipment #164)
(Entire memorandum can be found in the City Clerk's file)

On recommendation of staff, Commissioner Van Gorden moved the approval for declaring the 1962 Baker Forklift as surplus and sending it to Tampa Machinery Auction to be sold, as part of the consent agenda. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously.

The following memorandum dated October 3, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Laura L. Beagles, Director of Administrative Services
Subject: Authorization to Declare Vehicle Surplus - 1975 Melroe Bobcat
Model M700 (City Equipment #146)
(Entire memorandum can be found in the City Clerk's file)

On recommendation of staff, Commissioner Van Gorden moved the approval for declaring the 1975 Melroe Bobcat as surplus and sending it to Tampa Machinery Auction to be sold, as part of the consent agenda. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously.

OLD BUSINESS

The following memorandum dated October 5, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Karla S. Owens, City Attorney/Community Development Director

Subject: Charter Review
(Entire memorandum can be found in the City Clerk's file)

After discussion, it was the consensus of the Commission to have a workshop to review the proposed charter changes on October 23, 2007 at 3:30 p.m. in the Commission Chambers.

A citizen advisory board application from Robert Avila was noted. Commissioner Black moved to appoint Robert Avila as an alternate member of the Recreation Advisory Board for the unexpired term ending September 30, 2009. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously.

NEW BUSINESS

Commissioners noted a letter from James E. Guedry, President of Dade City Trolley Tours, requesting the City's concurrence for the designation as a trolley pull-over of the three parking spaces closest to 7th Street on the south side of Meridian Avenue in front of the historic courthouse. After discussion, Commissioner Van Gorden moved to approve concurrence with the request. The motion was seconded by Commissioner Black, and on a vote the motion passed unanimously with one abstention. Mayor Brock declared a conflict due to a business relationship with the applicant and abstained from voting. Commissioners Van Gorden, Black, Hernandez, and Penix voted "AYE," with no one voting "NAY." (Form 8B, Memorandum of Voting Conflict, is on file in the City Clerk's office.)

The following memorandum dated October 9, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: James D. Class, Interim City Manager
Subject: Emergency purchase - RAS pump for WWTP
(Entire memorandum can be found in the City Clerk's file)

Commissioner Van Gorden moved to consider this item as an emergency addition to the agenda. The motion was seconded by Commissioner Black, and on a vote the motion passed unanimously. Interim City Manager Jim Class reviewed the memorandum requesting authority to make an emergency purchase of a pump for the wastewater plant to replace one of the two pumps that failed over the past weekend. After discussion, Commissioner Van Gorden moved to approve the purchase of the RAS pump from A. L. Covell Electric for \$10,350 as an emergency purchase. The motion was seconded by Commissioner Black, and on a vote the motion passed unanimously.

City Attorney Karla Owens discussed a requested use for a portion of the 9th Street right-of-way and requested that the City Commission consider how that right-of-way should be designated. After discussion, it was the consensus of the Commission to place this item on the October 23 agenda for further consideration.

COMMISSIONERS' ITEMS

Commissioner Hernandez noted events for Domestic Violence Awareness month.

Commissioner Black asked staff to look at options for trees in the median on Howard Avenue between 5th Street and 7th Street.

Commissioner Penix noted visibility concerns for cars pulling out from 6th Street onto Meridian Avenue and discussed a resolution of grief regarding Akeyleia Prophete, a city emergency services operator killed in an automobile accident on October 5.

Mayor Brock noted correspondence regarding the Pasco-Hernando Community College community summit, a letter from Pasco County about the Summit View right-of-way permit, a letter from the Florida Department of Law Enforcement regarding the city's compliance on a grant, and a letter from Pasco County acknowledging receipt of the City's letter concerning the proposed landfill.

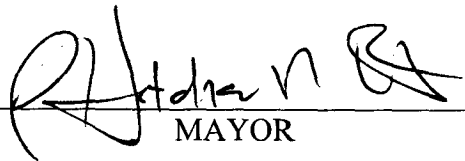
NOTED ITEMS

An e-mail from the Florida Department of Transportation (FDOT) regarding the removal of oak trees along Meridian Avenue was discussed. It was the consensus of the Commission to forward this information to the Garden Club, Chamber of Commerce, and Main Street, to obtain FDOT's design plan for the Meridian Avenue project, and to discuss options at the next Commission meeting.

PUBLIC COMMENT

The following individuals spoke during public comment: Kathy Lambert, regarding the landfill and the Terrace Park development..

There being no further business before the City Commission, on motion the meeting adjourned at 6:30 p.m.


MAYOR

ATTEST:


CLERK