

DECEMBER 11, 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 11th day of December, 2007, at 5:32 p.m. The following members were present: Mayor P. H. Brock, II and Commissioners Steve Van Gorden, Scott Black, Camille Hernandez, and Eunice Penix. City staff members present included Interim City Manager/City Clerk/Finance Director James D. Class, Deputy City Clerk Joanna Akers, 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 Interim City Manager Jim Class, followed by the Pledge of Allegiance to The Flag.

Mayor Brock presented the following Proclamations: (1) a Proclamation to the Pasco High School Varsity Football Team and Coaches for becoming the 2007 Class 3A District 8 Football Champions; (2) a Proclamation to the Pasco High School Lady Pirates Softball Team and Coaches for their 2007 season first place win in the Class 4A District 8 Championship, Class 4A Region 2 Championship, and Class 4A State Runner-Up; and (3) a Proclamation to Denny Mihalenic proclaiming January 2008 as "Help the Homeless Month".

The minutes of the November 13, 2007 regular City Commission meeting were approved as individually read. The minutes of the November 27, 2007 regular City Commission meeting were distributed.

PUBLIC HEARING

The following memorandum dated November 30, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Karla S. Owens, City Attorney/Community Development Director
Subject: Portable Storage Units/Direction on Inspections
(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. 2007-0970, the ordinance was read by title only by the Deputy City Clerk, as follows:

ORDINANCE 2007-0970

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF
DADE CITY, FLORIDA AMENDING ORDINANCE NO. 2007-0952
REGARDING PORTABLE STORAGE UNITS TO REQUIRE
PROPERTY OWNERS TO ASSUME RESPONSIBILITY FOR
SECURING PORTABLE STORAGE UNITS TO THE SITE;

PROVIDING FOR SEVERABILITY, INCLUSION IN CODE,
REPEALER, AND AN EFFECTIVE DATE.

City Attorney Karla Owens reviewed the proposed ordinance. Greg Williams, Dade City resident, commented that "lessee" should be added to the ordinance. After discussion, a motion was made by Commissioner Van Gorden to approve Ordinance No. 2007-0970 with the change made to reflect the addition of "lessee". The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously. Commissioners Brock, Van Gorden, Black, Penix, and Hernandez voted "AYE," with no one voting "NAY." (Ordinance No. 2007-0970 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 Ordinance No. 2007-0971, the ordinance was read by title only by the Deputy City Clerk, as follows:

ORDINANCE 2007-0971

AN ORDINANCE OF THE CITY OF DADE CITY, FLORIDA
AMENDING CHAPTER 98 OF THE DADE CITY CODE OF
ORDINANCES TO ESTABLISH A METER AUTOMATION FEE AS
PART OF THE METER UPGRADE PROJECT; PROVIDING FOR
REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

A motion was made by Commissioner Black to continue Ordinance No. 2007-0971 to the January 22nd meeting. The motion was seconded by Commissioner Penix, and on a vote the motion passed unanimously. Commissioners Brock, Van Gorden, Black, Penix, and Hernandez voted "AYE," with no one voting "NAY." (Ordinance No. 2007-0971 in its entirety is on file in the City Clerk's office.)

CONSENT

The following memorandum dated December 7, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Laura L. Beagles, Director of Administrative Services
Subject: Agreement No. 2007-0797 with Downtown Dade City Main Street
(Entire memorandum can be found in the City Clerk's file)

On recommendation of staff, Commissioner Hernandez moved the approval for Agreement No. 2007-0797 with Downtown Dade City Main Street, Inc. in the amount of \$7,500.00, as part of the consent agenda. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously.

The following memorandum dated December 7, 2007 was noted:

To: Honorable Mayor and Members of the City Commission

From: Laura L. Beagles, Director of Administrative Services
Subject: Agreement No. 2007-0798 with Greater Dade City Chamber of Commerce
(Entire memorandum can be found in the City Clerk's file)

On recommendation of staff, Commissioner Hernandez moved the approval for Agreement No. 2007-0798 with the Greater Dade City Chamber of Commerce in the amount of \$7,500.00, as part of the consent agenda. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously.

The following memorandum dated December 7, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Laura L. Beagles, Director of Administrative Services
Subject: Agreement No. 2007-0799 with Sunrise of Pasco County, Inc.
(Entire memorandum can be found in the City Clerk's file)

On recommendation of staff, Commissioner Hernandez moved the approval for Agreement No. 2007-0799 with Sunrise of Pasco County, Inc. in the amount of \$2,000.00, as part of the consent agenda. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously.

The following memorandum dated December 7, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Laura L. Beagles, Director of Administrative Services
Subject: Award of Equipment Purchase – Bobcat Skid-Steer Loader
(Entire memorandum can be found in the City Clerk's file)

On recommendation of staff, Commissioner Hernandez moved approval for the purchase of a S250 Bobcat Skid-Steer Loader Model M0015 from the Bobcat Company (Bobcat of Tampa as local representative) in the amount of \$27,003.00, as part of the consent agenda. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously.

The following memorandum dated December 7, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Laura L. Beagles, Director of Administrative Services
Subject: Request by Habitat for Humanity for Release of Budget Funds for Impact Fees
(Entire memorandum can be found in the City Clerk's file)

On recommendation of staff, Commissioner Hernandez moved approval for the request from Habitat to release budget funds of \$5,000.00 to pay water and sewer impact and connection fees for five (5) houses being constructed on Main and Davis Avenue, as part

of the consent agenda. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously.

The following memorandum dated December 4, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Jose B. Gil, P.E., City Engineer and Public Works Director
Subject: Inter-local Agreement with Pasco County for Solid Waste Disposal
(Entire memorandum can be found in the City Clerk's file)

City Attorney Karla Owens discussed the agreement. After discussion and on recommendation of staff, Commissioner Hernandez moved the approval of the Inter-local Agreement with Pasco County for Solid Waste Disposal, as part of the consent agenda. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously.

INTRODUCTION OF PROPOSED ORDINANCES

The following memorandum dated November 30, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Karla S. Owens, City Attorney/Community Development Director
Subject: Proposed Charter Revisions
(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 Deputy City Clerk, as follows:

ORDINANCE NO.: 2007-0972

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA, CALLING FOR A REFERENDUM BALLOT ELECTION TO BE HELD ON APRIL ____, 2008 FOR THE PURPOSES OF PROPOSING TO THE ELECTORATE OF THE CITY OF DADE CITY VARIOUS PROPOSALS TO REVISE THE CHARTER OF THE CITY OF DADE CITY; PROVIDING FOR NEW LANGUAGE TO BE ADDED TO TITLE 1, INTRODUCTION, SETTING FORTH A PREAMBLE OF CITIZEN RIGHTS; PROVIDING FOR ELIGIBILITY OF COMMISSION MEMBERS, COMMISSION INVESTIGATION OF CITY AFFAIRS, FORFEITURE OF OFFICE AND DUTIES OF THE MAYOR; PROVIDING FOR DUTIES OF THE CITY MANAGER, CITY CLERK AND CITY ATTORNEY; REQUIRING SUBMISSION OF ANNUAL BUDGET AND BUDGET MESSAGE; PROVIDING A REQUIREMENT THAT ALL ELECTIONS OR RECALL INITIATIVES OF THE CITY BE IMPLEMENTED IN ACCORDANCE WITH PROVISIONS OF STATE LAW; PROVIDING FOR BALLOT

QUESTIONS TO BE PROVIDED TO THE SUPERVISOR OF ELECTIONS; PROVIDING FOR THE CALL OF A REFERENDUM ELECTION; PROVIDING FOR THE DUTIES OF THE CITY CLERK; PROVIDING FOR INCLUSION IN THE CHARTER OF THE CITY OF DADE CITY AND POWERS AND AUTHORITY FOR THE CODE CODIFIER; PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE OF ORDINANCE AND THE PROPOSED CHARTER AMENDMENTS.

City Attorney Karla Owens reviewed the proposed ordinance. After discussion, a motion was made by Commissioner Van Gorden to approve Ordinance No. 2007-0972 for introduction and authorize staff to advertise for public hearing. The motion was seconded by Commissioner Black, and on a vote the motion was passed unanimously.

OLD BUSINESS

Commissioner Van Gorden wanted to know what we, the city, can do now after the County's meeting on the Citrus Ridge project. After discussion, it was the consensus of the Commission to schedule a workshop for January 8th at 4:00 p.m.

NEW BUSINESS

The following memorandum dated December 04, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Jose B. Gil, P.E., City Engineer and Public Works Director
Subject: Change Order No. 2 to the Howard Avenue Drainage Improvement Project
(Entire memorandum can be found in the City Clerk's file)

City Engineer Jose Gil reviewed the Change Order. After discussion, a motion was made by Commissioner Van Gorden to approve the request from Marlon Dunn to demolish and dispose of 70 linear feet of the existing retaining wall and construct 70 linear feet of a new retaining wall. The motion died without a second. Commissioner's Hernandez and Black want to hold off and investigate other options at this time.

The following memorandum dated December 4, 2007 was noted:

To: Honorable Mayor and Members of the City Commission
From: Jose B. Gil, P.E., City Engineer and Public Works Director
Subject: Contract to Handle Sludge Cake
(Entire memorandum can be found in the City Clerk's file)

City Engineer Jose Gil reviewed the contract. After discussion, a motion was made by Commissioner Black to approve the contract with Shelley's Environmental Systems

(SES) to handle the hauling of sludge cake. The motion was seconded by Commissioner Penix, and on a vote the motion passed unanimously.

COMMISSIONER ITEMS

Commissioner Hernandez commented on the joint meeting of the Youth Council & Recreational Advisory Committee. She also inquired about the City Manager selection, hiring policy, and screening process.

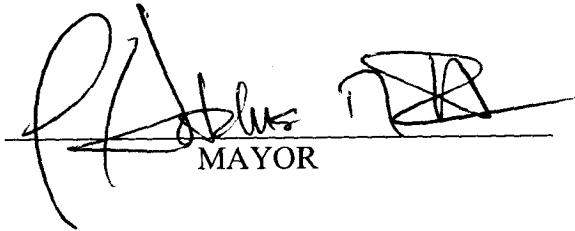
Commissioner Van Gorden commented on the joint meeting of the Youth Council & Recreational Advisory Committee. He also commented on speaking in front of the Legislative Delegation at PHCC.

Commissioner Black commented on the Florida League of Cities recovery of business taxes and on our parade procedures.

PUBLIC COMMENT

Individuals appearing before the Commission during the public comment portion of the meeting were: Mike Agnello, who commented on extending the parade route and Christmas decorations for his business; Jim Shive, who commented on the Charter Review; Pat Carver, who thanked the Commission for their stand on the Citrus Ridge project; Sally Redden, who thanked the Commission for their stand on the Citrus Ridge project; Nancy Hazelwood, who commented on the Citrus Ridge project; and C.B. Williams, who commented on the Citrus Ridge project and the impact it would have with traffic on Mitchell Street.

There being no further business before the Commission, on motion the meeting adjourned at 6:46 p.m.


MAYOR

ATTEST:


CLERK