

JANUARY 27, 2009
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 27th day of January, 2009, at 5:34 p.m. The following members were present: Mayor Scott Black and Commissioners Camille Hernandez, Steve Van Gorden, Curtis Beebe and Eunice Penix. City staff members present included City Manager William C. Poe, Jr., City Clerk/Finance Director James D. Class, Deputy City Clerk Joanna Akers, City Attorney Karla Owens and Police Chief Raymond Velboom.

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

PRESENTATIONS

Mayor Black and the Commission presented proclamations to the Pasco High School Pirates football team for their outstanding football season in the Class 3A District 8 division in 2008. Those present to accept the proclamations were Pasco High School Principal Patrick Reedy, Head Coach Tom McHugh, along with assistant coaches and members of the 2008 Pasco High School Pirates football team.

Rene Wiesner-Brown, Manager for Pasco County Environment Lands Program, made a short presentation on the Environmental Lands Acquisition and Management Program (ELAMP) and reviewed the programs purpose and mission. A motion was made by Commissioner Van Gorden to accept informational items given to the Commission by Ms. Wiesner-Brown for the record. The motion was seconded by Commissioner Penix, and on a vote the motion passed unanimously.

PUBLIC COMMENT

Sue Knowlton, owner of Wee Grow'd, addressed the Commission regarding their signs for advertisement and our existing sign ordinance.

Russell Taylor, owner of Taylor Shirt & Sign Company, addressed the Commission regarding our existing sign ordinance.

Franklin Mercado, owner of Red Carpet Taxi, addressed the Commission regarding their signs for advertisement and our existing sign ordinance.

MINUTES

The minutes of the December 09, 2008 regular City Commission meeting were approved as individually read. The minutes of the January 13, 2009 regular City Commission meeting and the Local Planning Agency meeting were distributed.

PUBLIC HEARINGS

The following memorandum dated January 14, 2009 was noted:

To: Honorable Mayor and Members of the City Commission
From: Karla S. Owens, City Attorney/Community Development Director
Subject: Introduction of Ordinance/Repealer of Chapter 106
(Entire memorandum can be found in the City Clerk's file)

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

ORDINANCE NO.: 2008-0991

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA, REPEALING SECTIONS 106-31 THROUGH 106-136 OF THE DADE CITY CODE OF ORDINANCES LICENSING AND REGULATING TAXICAB AND WRECKER SERVICES; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

City Attorney Karla Owens reviewed the proposed ordinance. After discussion and with no one from the public wishing to be heard, Commissioner Hernandez made a motion to approve Ordinance No. 2008-0991. The motion was seconded by Commissioner Beebe, and on a vote the motion passed unanimously. Commissioners Black, Van Gorden, Hernandez, Beebe, and Penix voted "AYE", with no one voting "NAY". (Ordinance No. 2008-0991 in its entirety is on file in the City Clerk's office.)

The following memorandum dated January 14, 2009 was noted:

To: Honorable Mayor and Members of the City Commission
From: Karla S. Owens, City Attorney/Community Development Director
Subject: Introduction of Ordinance/Repeal of Ordinances Regulating Exotic and Captive Wild Animals
(Entire memorandum can be found in the City Clerk's file)

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

ORDINANCE NO.: 2008-0992

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA, REPEALING SECTIONS 18-2; 18-3; AND 18-5 OF THE DADE CITY CODE OF ORDINANCES REGULATING THE POSSESSION OF EXOTIC AND CAPTIVE WILD ANIMALS; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

City Attorney Karla Owens reviewed the proposed ordinance. Kathy Stearns, Dade City Wild Things, addressed the Commission and commented on the State of Florida's

authority to regulate the possession of exotic and captive wild animals. After discussion and with no one further from the public wishing to be heard, Commissioner Hernandez made a motion to approve Ordinance No. 2008-0992. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously. Commissioners Black, Van Gorden, Hernandez, Beebe, and Penix voted "AYE", with no one voting "NAY". (Ordinance No. 2008-0992 in its entirety is on file in the City Clerk's office.)

CONSENT AGENDA

The following memorandum dated January 8, 2009 was noted:

To: Mayor and Members of the City Commission
From: Karla S. Owens, City Attorney/Community Development Director
Subject: Filing of Demolition Lien Resolutions/Peavey and Grant
(Entire memorandum can be found in the City Clerk's file)

The title of Lien Resolution No. 2009-03 is as follows:

LIEN RESOLUTION NO.: 2009-03

RESOLUTION BY THE CITY COMMISSION OF THE CITY OF DADE CITY IMPOSING A LIEN ON REAL PROPERTY FOR THE INVOLUNTARY DEMOLITION AND/OR CLEARANCE BY THE CITY OF DADE CITY OF AN UNSAFE STRUCTURE PURSUANT TO CHAPTER 22 OF THE DADE CITY CODE OF ORDINANCES; PROVIDING A COST FOR DEMOLITION, CLEARANCE, ADMINISTRATIVE FEES AND PENALTIES; AND PROVIDING AN EFFECTIVE DATE.

A motion was made by Commissioner Beebe to approve Lien Resolution No. 2009-03, as part of the consent agenda. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously. (Lien Resolution No. 2009-03 in its entirety is on file in the City Clerk's office.)

The following memorandum dated January 8, 2009 was noted:

To: Mayor and Members of the City Commission
From: Karla S. Owens, City Attorney/Community Development Director
Subject: Filing of Demolition Lien Resolutions/Peavey and Grant
(Entire memorandum can be found in the City Clerk's file)

The title of Lien Resolution No. 2009-04 is as follows:

LIEN RESOLUTION NO.: 2009-04

RESOLUTION BY THE CITY COMMISSION OF THE CITY OF DADE CITY IMPOSING A LIEN ON REAL PROPERTY FOR THE INVOLUNTARY DEMOLITION AND/OR CLEARANCE BY THE CITY OF DADE CITY OF AN UNSAFE STRUCTURE PURSUANT TO CHAPTER 22 OF THE DADE CITY CODE OF ORDINANCES; PROVIDING A COST FOR DEMOLITION, CLEARANCE, ADMINISTRATIVE FEES AND PENALTIES; AND PROVIDING AN EFFECTIVE DATE.

A motion was made by Commissioner Beebe to approve Lien Resolution No. 2009-04, as part of the consent agenda. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously. (Lien Resolution No. 2009-04 in its entirety is on file in the City Clerk's office.)

The following memorandum dated January 16, 2009 was noted:

To: Honorable Mayor and Members of the City Commission
From: William C. Poe, Jr., City Manager
Subject: Authorization to Enter into Negotiations for City Wide Computer Services
(Entire memorandum can be found in the City Clerk's file)

A motion was made by Commissioner Beebe to approve entering into negotiations with Towne Computers, Inc. for city wide computer maintenance and service contract, 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 January 21, 2009 was noted:

To: Honorable Mayor and Members of the City Commission
From: William Poe, City Manager
Subject: Request for State Road Closure for Steeplechase Parade, March 7, 2009
(Entire memorandum can be found in the City Clerk's file)

On recommendation of staff, Commissioner Beebe moved approval for the Little Everglades Steeplechase Parade road closures, including the FDOT road closure of Meridian Avenue/S.R. 52 at 7th Street on March 7, 2009, 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 January 20, 2009 was noted:

To: Honorable Mayor and Members of the City Commission
From: Jose B. Gil, P.E., City Engineer and Public Works Director

Subject: Fuel Storage Containment Wall
(Entire memorandum can be found in the City Clerk's file)

A motion was made by Commissioner Beebe approving the agreement with Premier Corrosion Protection Services, Inc. for \$8,947.00, 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 14, 2009 was noted:

To: Mayor and Members of the City Commission
From: Karla S. Owens, City Attorney/Community Development Director
Subject: Proposed Annexation/PHCC
(Entire memorandum can be found in the City Clerk's file)

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

ORDINANCE NO.: 2009-01

AN ORDINANCE BY 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. (PHCC PARCEL).

City Attorney Karla Owens reviewed the proposed ordinance. After discussion, a motion was made by Commissioner Van Gorden to approve the introduction of Ordinance No. 2009-01 and authorize staff to advertise for public hearing. The motion was seconded by Commissioner Beebe, and on a vote the motion passed unanimously.

The following memorandum dated January 21, 2009 was noted:

To: Honorable Mayor and Members of the City Commission
From: Jose B. Gil, P.E., City Engineer and Public Works Director
Subject: Water & Sewer rate structure
(Entire memorandum can be found in the City Clerk's file)

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

ORDINANCE NO.: 2009-02

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA, AMENDING SECTIONS OF CHAPTER 98

OF THE DADE CITY CODE OF ORDINANCES TO CHANGE RATES AND CHARGES FOR WATER AND WASTEWATER SERVICE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

City Engineer Jose Gil reviewed the proposed ordinance. After discussion, a motion was made by Commissioner Van Gorden to approve the introduction of Ordinance No. 2009-02 and authorize staff to advertise for public hearing. The motion was seconded by Commissioner Beebe, and on a vote the motion passed unanimously.

NEW BUSINESS

The following memorandum dated January 21, 2009 was noted:

To: Honorable Mayor and Members of the City Commission
From: Jose B. Gil, P.E., City Engineer and Public Works Director
Subject: Air line to aeration tanks at the WWTP
(Entire memorandum can be found in the City Clerk's file)

City Engineer Jose Gil noted that the work to be done is required to ensure compliance with our Florida Department of Environmental Protection (FDEP) permit, and consists of replacing the old air line which is leaking in several places. The City has a Wastewater Operation and Maintenance Agreement with Severn Trent Environmental Services, Inc. which provides for extraordinary repair and maintenance costs. They have provided a quote for \$47,228.48 to replace this line. A motion was made by Commissioner Van Gorden approving the work be done as part of the City's ongoing agreement with Severn-Trent under Section 4.5 of the agreement. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously.

The following memorandum dated January 21, 2009 was noted:

To: Honorable Mayor and Members of the City Commission
From: Jim Class, City Clerk / Finance Director
Subject: Resolution No. 2009-05 – Amending the FY 2008-2009 Budget
(Entire memorandum can be found in the City Clerk's file)

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

RESOLUTION NO.: 2009-05

A RESOLUTION OF THE CITY COMMISSION OF DADE CITY, FLORIDA, AMENDING RESOLUTION NO. 2008-1011 BY REVISING THE 2008-2009 FISCAL YEAR BUDGET TO ALLOCATE UTILITY RENEWAL AND REPLACEMENT MONIES FOR THE AIR LINE AT THE WASTEWATER TREATMENT PLANT; AND PROVIDING FOR AN EFFECTIVE DATE.

City Clerk Jim Class reviewed the proposed resolution. After discussion, a motion was made by Commissioner Hernandez to approve Resolution No. 2009-05. The motion was seconded by Commissioner Beebe, and on a vote the motion passed unanimously.

CITY ADMINISTRATION ITEMS

City Manager William Poe noted a change to paperless agendas for the next meeting. Commissioners will receive an e-mail link to the agenda and have a notebook computer for their use at meetings.

City Manager William Poe and Police Chief Raymond Velboom discussed their meeting with Pasco County regarding the reverse 9-1-1 system.

CITY COMMISSION ITEMS

Commissioner Van Gorden commented on providing notice when the Movie Night is cancelled and listing the funding source for agenda items.

Commissioner Penix asked about the status of the early deposit refunds and discussed signs.

Commissioner Hernandez commented on event funding and Youth Council activities.

Commissioner Beebe asked about the impact of the proposed rerouting of trains on the CSX rail line.

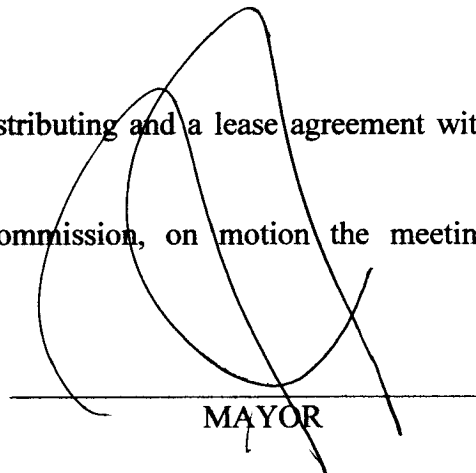
PUBLIC COMMENT

Kathy Stearns commented on waiting for trains to pass at River Road.

NOTED ITEMS

A proclamation for Dave Handing from Pepin Distributing and a lease agreement with ANPM Enterprises were noted.

There being no further business before the Commission, on motion the meeting adjourned at 7:05 p.m.



MAYOR

ATTEST:


CLERK