

OCTOBER 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 October, 2009, at 5:49 p.m. The following members were present: Mayor Scott Black and Commissioners Steve Van Gorden, Curtis Beebe, Camille Hernandez, and Eunice Penix. City staff members present included City Manager William C. Poe, Jr., City Clerk/Finance Director James D. Class, City Attorney Karla Owens, City Engineer/Public Works Director Lennie Naeyaert, and Police Chief Raymond Velboom.

The meeting was called to order by Mayor Black.

PRESENTATIONS

Kim Anderson, Pasco Middle School principal, shared the proposed renovation plans for the school.

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

RESOLUTION NO.: 2009-38

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA, SUPPORTING ELIMINATION OF THE CAP ON THE STATE AND LOCAL HOUSING TRUST FUNDS (HOUSING TRUST FUNDS) AND SUPPORTING FULL APPROPRIATION OF THE HOUSING TRUST FUNDS FOR HOUSING PROGRAMS; AND PROVIDING FOR AN EFFECTIVE DATE.

John Finnerty, East Pasco Habitat for Humanity, explained the request for this resolution. Commissioner Hernandez made a motion to approve Resolution No. 2009-38. The motion was seconded by Commissioner Beebe, and on a vote the motion passed unanimously. Commissioners Black, Van Gorden, Beebe, Hernandez, and Penix voted "AYE," with no one voting "NAY." (Resolution No. 2009-38 in its entirety is on file in the City Clerk's office.)

MINUTES

The minutes of the September 21, 2009 regular City Commission meeting were approved as individually read. The minutes of the October 13, 2009 regular City Commission meeting were distributed.

PUBLIC HEARINGS

The following memorandum dated October 15, 2009 was noted:

To: Mayor and Members of the City Commission

From: Karla S. Owens, City Attorney
Subject: Ordinance Amending the Capital Improvement Plan
(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. 2009-10

ORDINANCE BY THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA AMENDING THE CITY'S ADOPTED CAPITAL IMPROVEMENT PLAN TO INCLUDE IMPROVEMENTS TO PRICE PARK, EXTENSION OF THE HARDY TRAIL, AND CONSTRUCTION OF THE MORNINGSIDE EXTENSION; PROVIDING FOR REPEALER, SEVERABILITY AND AN EFFECTIVE DATE.

Since this was the advertised time and place for a public hearing on this ordinance, City Attorney Karla Owens reviewed the proposed ordinance that would amend the existing capital improvement plan to include two additional park improvement projects and the proposed Morningside Extension, Phase I. After discussion and with no comments from the public, Commissioner Hernandez made a motion to approve Ordinance No. 2009-10. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously. Commissioners Black, Van Gorden, Beebe, Hernandez, and Penix voted "AYE," with no one voting "NAY." (Ordinance No. 2009-10 in its entirety is on file in the City Clerk's office.)

CONSENT AGENDA

The following memorandum dated October 15, 2009 was noted:

To: Honorable Mayor and Members of the City Commission
From: William Poe, City Manager
Subject: Request for State Road Closure for Country Christmas Stroll - December 12, 2009
(Entire memorandum can be found in the City Clerk's file)

On recommendation of staff, Commissioner Van Gorden made a motion to approve closing State Road 52 (Meridian Avenue) between 9th Street and the U.S. 98 Bypass/U.S. Hwy 301, for the Country Christmas Stroll scheduled for December 12, 2009, as part of the consent agenda. The motion was seconded by Commissioner Penix, and on a vote the motion passed unanimously.

INTRODUCTION OF PROPOSED ORDINANCES

The following memorandum dated October 20, 2009 was noted:

To: Mayor and Members of the City Commission
From: Karla S. Owens, City Attorney
Subject: Repeal of Ordinance/Prohibition Against Well Digging Within City Limits

(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:

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA, REPEALING SECTION 98-47 OF THE DADE CITY CODE OF ORDINANCES PROHIBITING THE DRILLING OF PRIVATE WELLS FOR WATER; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

City Manager William Poe reviewed the proposed ordinance that would repeal the existing prohibition of drilling private wells. After discussion, Commissioner Van Gorden made a motion to not introduce this ordinance. The motion was seconded by Commissioner Beebe, and on a vote the motion passed unanimously. Commissioner Beebe made a motion to reintroduce the ordinance to amend the purpose for prohibiting the drilling of private wells. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously.

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

ORDINANCE NO. 2009-11

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA AMENDING SECTION 98-47 PROHIBITING DRILLING AND DIGGING OF WELLS TO AMEND THE PURPOSE OF THE ORDINANCE; PROVIDING FOR CODIFICATION; REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

As this ordinance was previously advertised for a public hearing at this meeting but was not approved for introduction, City Attorney Karla Owens requested that the advertised public hearing be continued to November 10, 2009, at 5:30 p.m. Commissioner Beebe made a motion to continue the public hearing on this ordinance to November 10, 2009, at 5:30 p.m. The motion was seconded by Commissioner Van Gorden, and on a vote the motion passed unanimously.

UNFINISHED BUSINESS

City Attorney Karla Owens distributed a revised allocation of items for funding on the FRDAP grant application. Commissioner Van Gorden made a motion to approve the revised funding allocation for the FRDAP grant. The motion was seconded by Commissioner Hernandez, and on a vote the motion passed unanimously.

NEW BUSINESS

The following memorandum dated October 22, 2009 was noted:

To: Honorable Mayor and Members of the City Commission
From: Jim Class, City Clerk / Finance Director

Subject: Resolution No. 2009-39 – Amending the FY 2009-2010 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.: 2009-39

A RESOLUTION OF THE CITY COMMISSION OF DADE CITY, FLORIDA,
AMENDING RESOLUTION NO. 2009-31 BY REVISING THE 2009-2010
FISCAL YEAR BUDGET TO ALLOCATE FUNDS FROM THE UTILITY
CONTINGENCY ACCOUNT FOR LICENSE FEES; AND PROVIDING FOR
AN EFFECTIVE DATE.

City Clerk / Finance Director James Class reviewed the proposed resolution. After discussion, Commissioner Van Gorden made a motion to approve Resolution No. 2009-39. The motion was seconded by Commissioner Beebe, and on a vote the motion passed unanimously. Commissioners Black, Van Gorden, Beebe, Hernandez, and Penix voted “AYE,” with no one voting “NAY.” (Resolution No. 2009-39 in its entirety is on file in the City Clerk’s office.)

CITY ADMINISTRATION ITEMS

City Manager William Poe provided an update on the spatial needs analysis.

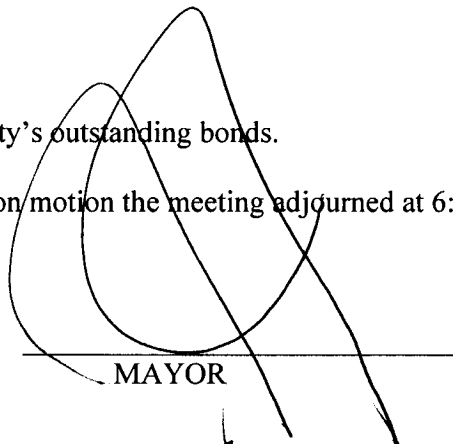
COMMISSIONER ITEMS

Commissioner Van Gorden read from a prepared statement that he would be resigning from the City Commission following the November 10 meeting due to his pending move outside of the city limits. Based on the City Charter, it was the consensus of the Commission to appoint a replacement at the November 10 meeting.

PUBLIC COMMENTS

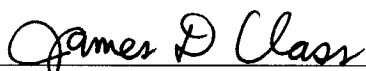
Lucy Avila, resident, asked questions about the City’s outstanding bonds.

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



MAYOR

ATTEST:


CLERK