



**CITY COUNCIL REGULAR MEETING**  
**CITY OF NEW PORT RICHEY**  
**NEW PORT RICHEY CITY HALL COUNCIL CHAMBERS**  
**5919 MAIN STREET, NEW PORT RICHEY, FLORIDA**  
**March 7, 2017**  
**7:00 PM**

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**AGENDA**

ANY PERSON DESIRING TO APPEAL ANY DECISION MADE BY THE CITY COUNCIL, WITH RESPECT TO ANY MATTER CONSIDERED AT ANY MEETING OR HEARING, WILL NEED A RECORD OF THE PROCEEDINGS AND MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THE LAW DOES NOT REQUIRE THE CITY CLERK TO TRANSCRIBE VERBATIM MINUTES; THEREFORE, THE APPLICANT MUST MAKE THE NECESSARY ARRANGEMENTS WITH A PRIVATE REPORTER (OR PRIVATE REPORTING FIRM) AND BEAR THE RESULTING EXPENSE. (F.S.286.0105)

**ORDER OF BUSINESS**

1. Call to Order – Roll Call
2. Pledge of Allegiance
3. Moment of Silence
4. Approval of February 21, 2017 Work Session and Regular Meeting Minutes Page 3
5. Swearing-In of Firefighters James Mastrocolo and Justin Murphy Page 70
6. Vox Pop for Items Not Listed on the Agenda or Listed on Consent Agenda
7. Consent Agenda
  - a. Parks and Recreation Advisory Board Minutes - January 2017 Page 72
  - b. Purchases/Payments for City Council Approval Page 75
8. Public Reading of Ordinances
  - a. Second Reading, Ordinance 2017-2108: Amending Section 14-23 of the City Noise Ordinance Page 77
9. Business Items

- a. Alcoholic Beverage Special Event - Chasco Fiesta Page 81
- b. WWTP Biosolids Hauling and Disposal Contract Extension Page 113
- c. Sims Park Shelter Installations - Consideration for Approval Amendment No. 1 Agreement Hennessy Construction Services Page 116
- d. Request to Auction Surplus Vehicles Page 134
- e. Alcoholic Beverage Special Event - Fitzgerald's St. Patrick's Day Page 136
- f. Three Minute Report: Fire Department

10. Communications

11. Adjournment

Agendas may be viewed on the City's website: [www.citynpr.org](http://www.citynpr.org). This meeting is open to the public. In accordance with the Americans with Disabilities Act of 1990 and Section 286.26, Florida Statutes, all persons with disabilities needing special accommodations to participate in this meeting should contact the City Clerk, 727-853-1024, not later than four days prior to said proceeding.



# NEW PORT RICHEY

5919 MAIN STREET . NEW PORT RICHEY, FL 34652 . 727.853.1016

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**TO:** City of New Port Richey City Council  
**FROM:** Judy Meyers, City Clerk  
**DATE:** 3/7/2017  
**RE:** Approval of February 21, 2017 Work Session and Regular Meeting Minutes

**REQUEST:**

The request is for City Council to approve the minutes from the February 21, 2017 work session and regular meeting.

**DISCUSSION:**

On February 21, 2017 City Council conducted a work session to discuss the Needs Assessment for the proposed Parks and Recreation Master Plan before their regularly scheduled meeting. The minutes from the work session and regular meeting are attached for Council's review and approval.

**RECOMMENDATION:**

Staff recommends that City Council approve the minutes from the February 21, 2017 work session and regular meeting as submitted.

**BUDGET/FISCAL IMPACT:**

Funding is not required for this item.

**ATTACHMENTS:**

Description	Type
☐ February 21, 2017 Work Session Minutes	Backup Material
☐ February 21, 2017 Regular Meeting Minutes	Backup Material



**MINUTES OF THE CITY COUNCIL WORK SESSION**  
**CITY OF NEW PORT RICHEY**  
NEW PORT RICHEY CITY HALL COUNCIL CHAMBERS  
5919 MAIN STREET, NEW PORT RICHEY, FLORIDA  
February 21, 2017  
5:00 PM

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**ORDER OF BUSINESS**

1 Call to Order - Roll Call

The meeting was called to order by Mayor Rob Marlowe at 5:00 pm. Those in attendance were, Deputy Mayor Bill Phillips, Councilwoman Judy DeBella Thomas, Councilman Jeff Starkey and Councilman Chopper Davis.

Also in attendance were City Manager Debbie Manns, City Clerk Judy Meyers, Development Director Lisa Fierce, Public Works Director Robert Rivera, Parks and Recreation Director Elaine Smith and Assistant to the City Manager Martin Murphy.

**DISCUSSION ITEMS**

2 Parks and Recreation Master Plan Needs Assessment - Page 2

City Manager Manns introduced the item to Council. She stated the purpose of the work session was for Council to review the Needs Assessment for the Parks and Recreation Master Plan. She then introduced David Barth of Barth Associates who then made a presentation to Council.

Mr. Barth began his presentation with an outline of the Needs Assessment findings. He stated that the top priority needs included improvements to existing parks, additional walking, hiking biking trails, off-leash dog parks, small neighborhood parks and natural areas and nature parks. The top priority programs included adult fitness and wellness, summer concerts and nature programs.

The demographics analysis found that the population and population density is growing. The median age of residents is growing older. There is a large population at the poverty level. Mr. Barth stated that there are things that can be done in regards to recreational and social programs. Councilman Starkey stated the focus is on the future and not the current demographics. The City's Comp Plan and CRA Plan contain elements that will be enhanced by the Master Plan.

Evaluated all the parks on a scale of 1-5 with 1 not meeting expectations and 5 exceeding expectations. The Level of Service analysis showed that park acreage per the Comp Plan was

fine from 2015-2020. Councilman Davis stated that the acreage at the Grey Preserve is all in one location. Deputy Mayor Phillips stated that the river was not taken into consideration as it is a greenway throughout the city. Mr. Barth stated the Level of Service is subjective and focuses on developable park land. Mr. Barth and Council then discussed picnic areas and parks that are not open to the public on a regular basis. Councilman Starkey suggested meeting with County officials quarterly to discuss issues including the lack of ball fields for various sports and travel leagues.

Mr. Barth then discussed the surveys that were mailed. The demographics of those that responded corresponded with the people in the community. The top priorities identified on the survey included walking and hiking trails, paved bike trails, natural areas, off-leash dog parks and small neighborhood parks. Mr. Barth then went over some of the questions and the results from the survey. Mr. Barth then discussed the on-line survey results. The on-line results echoed the same as the mailed surveys. Mr. Barth stated the next steps would be to move to visioning and then formulating the actual Master Plan.

3           Adjournment

There being no further business to consider, upon proper motion, the meeting adjourned at 6:24 pm.

Approved: \_\_\_\_\_ (date)

\_\_\_\_\_ (signed)

Initialed: \_\_\_\_\_

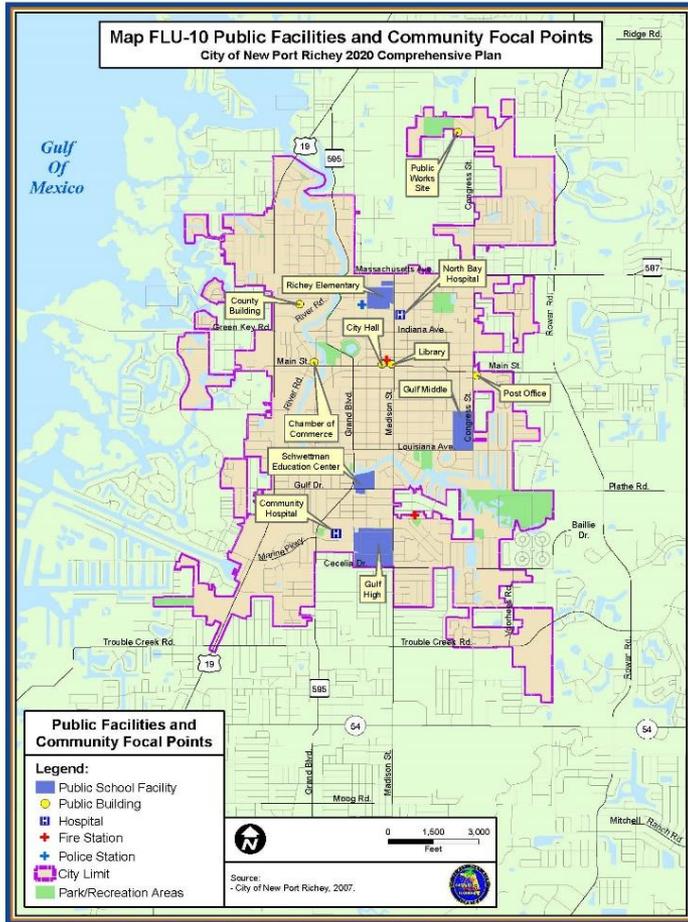
Judy Meyers, City Clerk

# City of New Port Richey Parks and Recreation Master Plan

Interim Findings: Needs and Priorities Assessment  
February 21, 2017

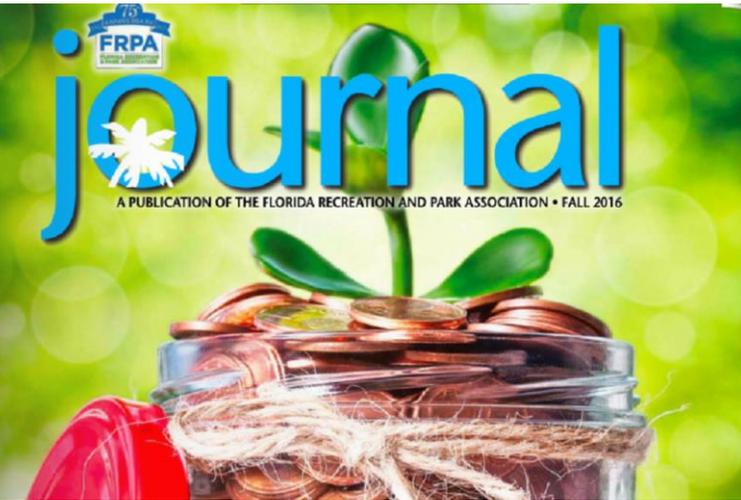


# Presentation Outline



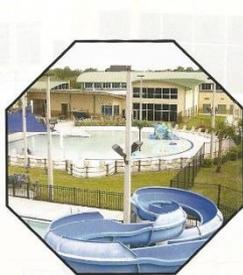
- **OVERVIEW, PURPOSE OF MASTER PLAN**
- **NEEDS ASSESSMENT FINDINGS**
  - Existing Plans
  - Demographics
  - Evaluation of Existing System
  - Level of Service (LOS) Analysis
  - Statistically-Valid Survey
  - On-line Survey
  - Public Meeting
  - Interviews
- **SUMMARY, NEXT STEPS**

# Award Winning Department



## FRPA AGENCY PROFILE

# New Port Richey Parks and Recreation



Sometimes we can overthink a Mission or Value Statement. New Port Richey (in Pasco County, outside of Tampa Bay; population 15,000) Parks and Recreation keeps it simple, and in so doing keeps the goal clear to all

recreation and aquatic center (with four pools, water slide, fitness center and two gymnasiums), a boat ramp and the historic Peace Hall. New Port Richey's first Catholic Church (opened in 1919), Our Lady Queen of Peace, was acquired

recognized as a Playful City USA community for seven years. In 2016, New Port Richey was one of only 60 communities nationwide to reach all five gold medals in First Lady Michelle Obama's Let's Move! Cities, Towns and Counties

- 2008 - Florida Recreation and Parks Association (FRPA) Agency Excellence Award
- 2009 - Florida Recreation and Parks Association (FRPA) Agency Excellence Award
- 2010 – FRPA Volunteer Service - Group Award
- 2015 – FRPA Volunteer Service - Individual Award
- 2015 – FRPA Parks Personnel Award
- 2016 – FRPA Volunteer Service - Individual Award
- 2016 – FRPA Distinguished Service Professional Award
- 2016 – Outstanding Youth Organization, West Pasco Chamber
- PlayFul City USA Recognition – 8 years
- 2016 First Lady Michelle Obama Let's Move Cities, Towns, and Counties (1 of 60 Cities to receive Gold Medals in all 5 Goals):
  - Gold Medal – Goal 1: Start Early, Start Smart
  - Gold Medal – Goal 2: My Plate, Your Place
  - Gold Medal – Goal 3: Smart Serving for Students
  - Gold Medal – Goal 4: Model Food Service
  - Gold Medal – Goal 5: Active Kids at Play



# Progressive Department



## A City's Rebirth through Park Improvements

By Elaine Smith, Director, New Port Richey Parks and Recreation

Just four years ago, the city of New Port Richey was showing signs of decline. A once vital downtown was becoming quiet. The nearby park, Sims Park, became a favorite destination for the less desirable. It's a familiar and natural progression: when families don't feel safe in your park, they stop going, and when they stop going, the criminal element take hold. During this downward spiral, the number of city residents dropped from 19,000 to below 15,000. Our city's parks and recreation department was a leading resource to effect change.

A park improvement project on Sims Park encouraged a healthy turnaround. Built along the Pithlachascotee River in the heart of downtown, the park's recent redevelopment made a dramatic, positive impact on our overall economic development and aided the rebirth of our city. In fact, once the Sims Park Improvement Project began, the occupancy rate of our downtown businesses improved by 20 percent. According to our economic development director, 10 new businesses decided to relocate to downtown as a result of park upgrades and improvements. We expect these

park improvements to continue to be a primary contributor to advancing economic development of the Main Street businesses and residences. The purchase of homes in our city is on the rise; and high-end developments are moving forward, including upscale housing projects as a direct result of the Sims Park Improvement Project.

Numerous efforts are still being made by multiple departments:

- A Home Improvement Reimbursement Grant program created by the Development Department promotes "street friendly" housing by encouraging

homeowners to include porches, windows and doors that are oriented to the street. The program promotes a sense of community by encouraging residents to spend time in their yards and on front porches.

- A Community Gardening Ordinance was approved to provide access to fresh produce and plants. The ordinance also creates a means for neighborhood improvements, a sense of community and a connection to the environment.
- The Police Department focuses on positive community contact by having



Grand Boulevard in New Port Richey shows signs of vitality in the downtown.



On the south side of the Main Street Bridge, just a short walk across the bridge from Sims Park, is Main Street Landings. Currently under construction, once completed it will offer upscale housing on the upper floors and shops on the street level.

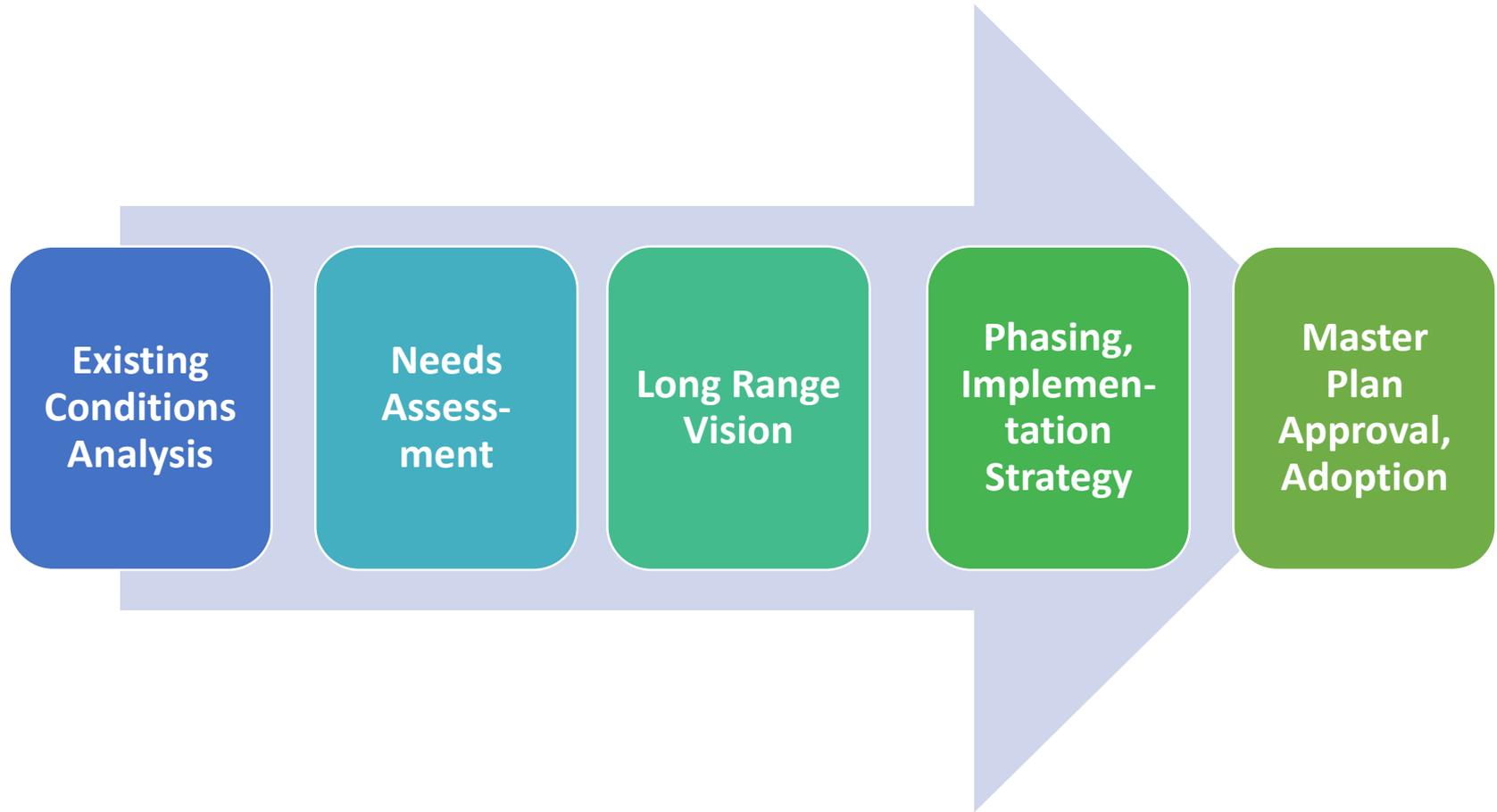


# New Port Richey Parks and Recreation Master Plan Objectives (RFP)

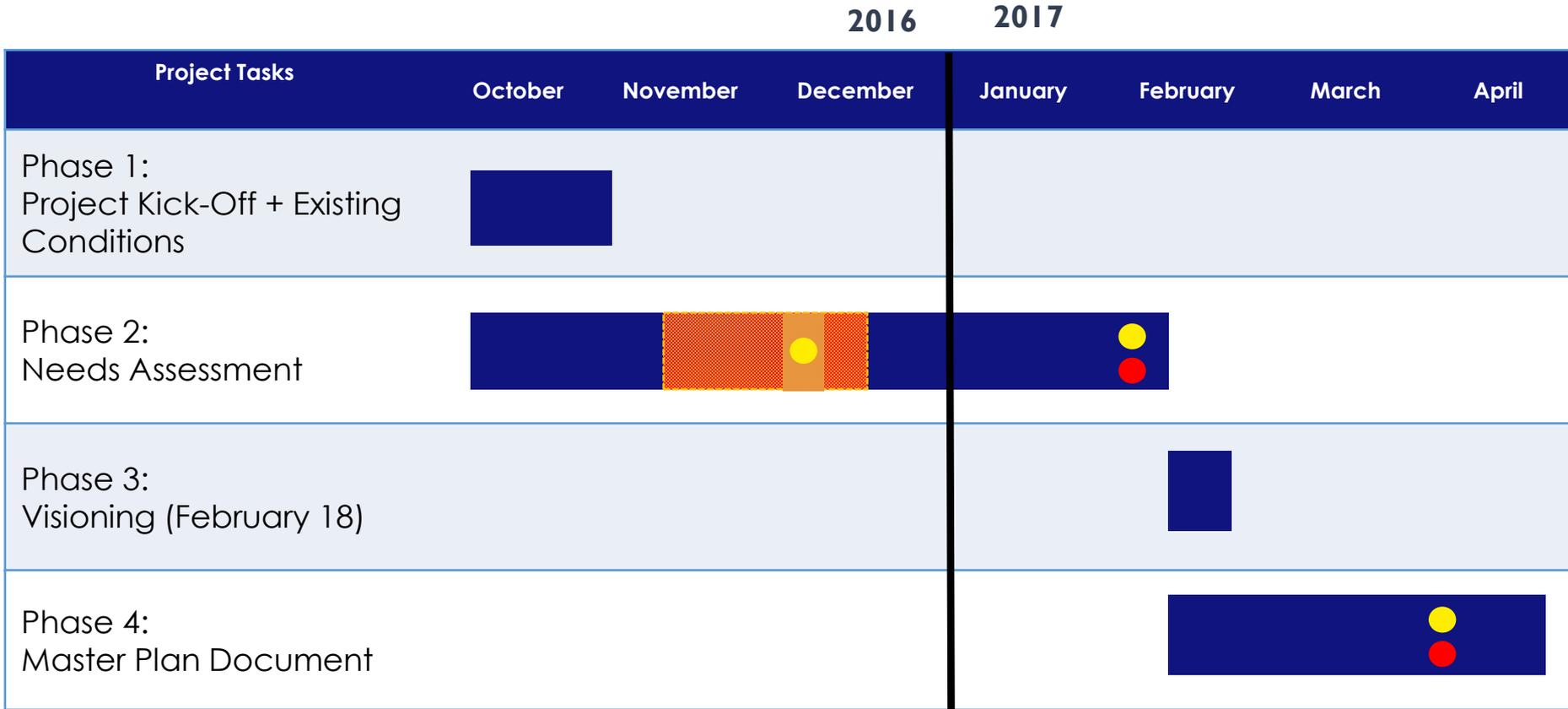
- **Develop a Master Plan for Parks and Recreation**
- **Take into account:**
  - Existing parks and amenities
  - Available open space areas within the City limits
  - The impact and accessibility of parks and recreation facilities on the environment and community
  - Community education and health
- **Ensure that quality recreation and park facilities and services are available to the community into the future**



# Master Planning Process



# Project Schedule



Task Time Period



Surveys



Public Engagement



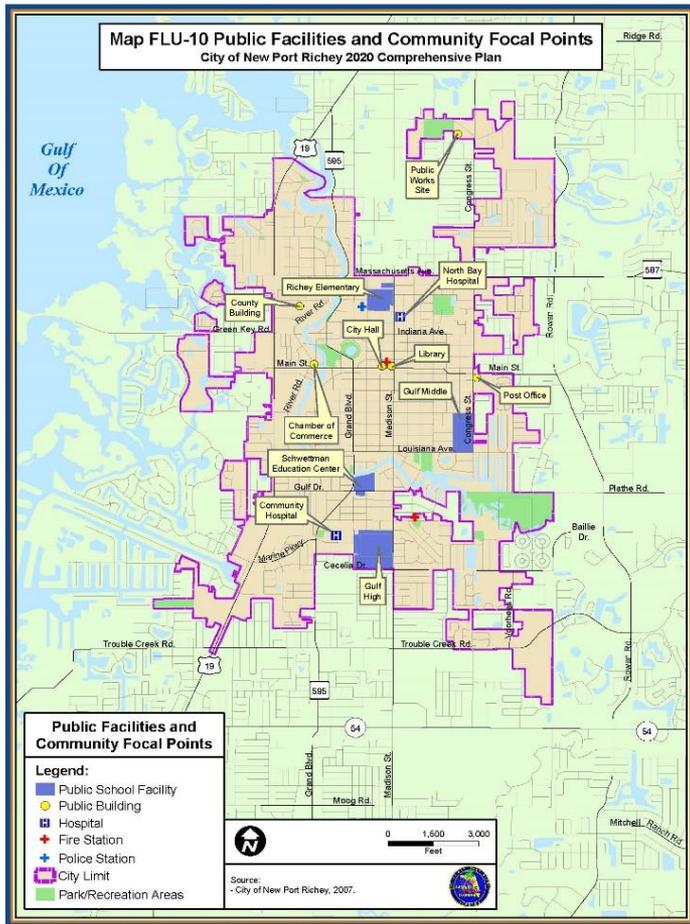
Steering Committee Meeting



Council Presentation



# Presentation Outline



- **OVERVIEW, PURPOSE OF MASTER PLAN**

- **NEEDS ASSESSMENT FINDINGS**

- Existing Plans
- Demographics
- Evaluation of Existing System
- Level of Service (LOS) Analysis
- Statistically-Valid Survey
- On-line Survey
- Public Meeting
- Interviews

- **SUMMARY, NEXT STEPS**

# Needs Assessment Techniques

## Quantitative:

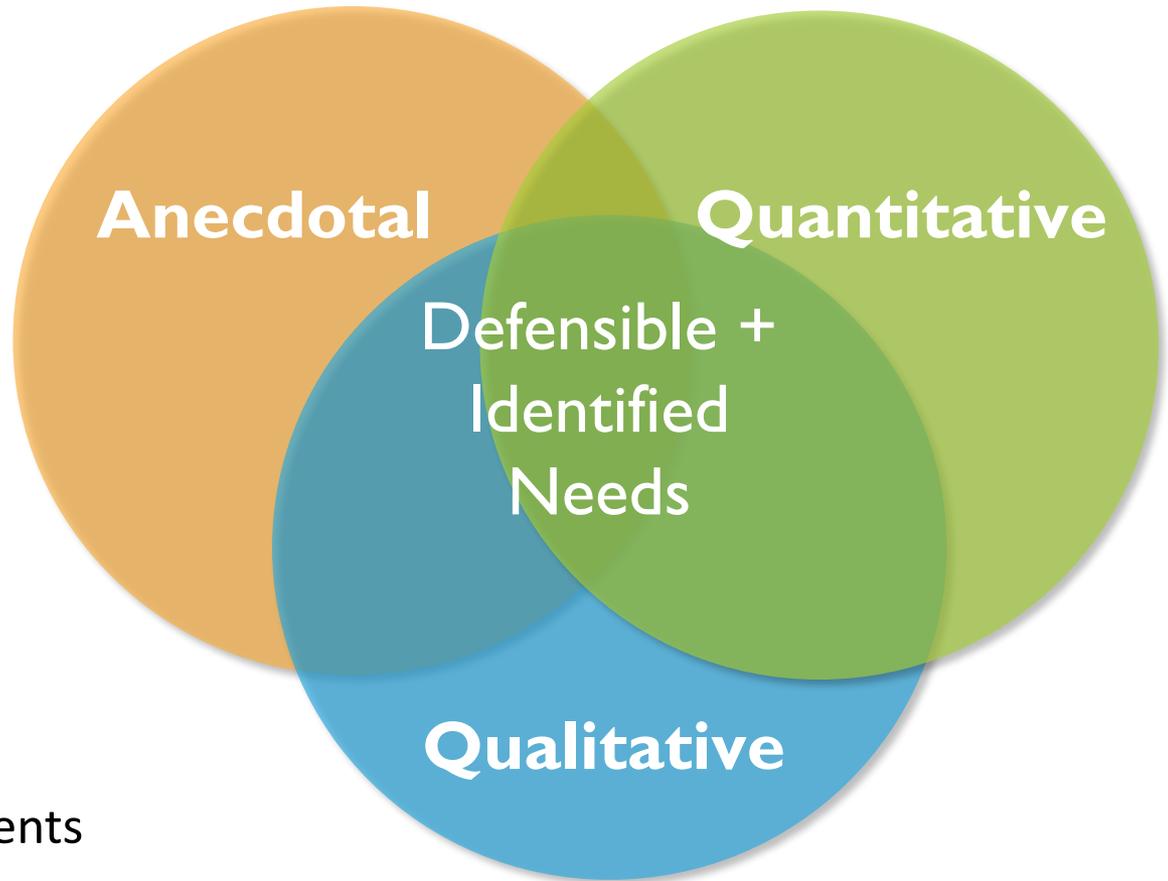
- On-line Survey (non-statistically representative)
- Level-of-Service Analysis
- Statistically-Valid Survey

## Qualitative:

- City Council/ Stakeholder Interviews
- Demographics
- Steering Committee
- Focus Group Meetings
- Public Outreach Meetings

## Anecdotal:

- Previous Planning Documents
- Park Visits, Evaluations



# Summary of Findings

## Top Priority Facilities:

- Improvements to existing parks, including additional facilities, programs, amenities, and marketing
- Additional walking, hiking, and biking trails;
- Additional off-leash dog parks;
- Additional small neighborhood parks; and
- Natural areas and nature parks



## Top Priority Programs:

- Adult fitness and wellness programs;
- Summer concerts; and
- Nature programs

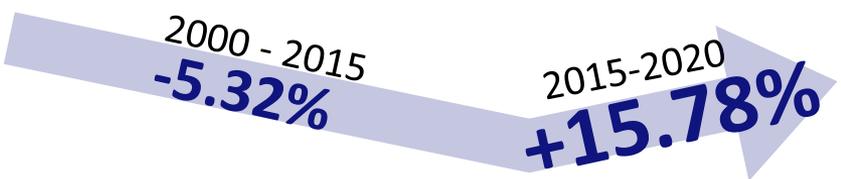


# Summary of Findings

	Needs Assessment Techniques					
	Site Evaluations	LOS Analysis	Statistically Valid Survey	On-line Survey	Public Meeting	Stakeholder / Focus Group Interviews
<b>Actions</b>						
Improve Marketing and Outreach Efforts	●		●		●	●
Improve Existing Parks	●				●	●
Reduce Program Fees			●	●		●
<b>Facilities</b>						
Paved bike trails		●	●	●	●	●
Off-leash dog parks		●	●	●	●	●
Walking and hiking trails		●	●	●	●	
Small Neighborhood Parks		●	●	●		
Natural areas/ nature parks			●	●		●
<b>Programs</b>						
Adult fitness and wellness programs			●	●	●	
Nature programs			●	●	●	
Summer concerts			●	●		
Pet exercise programs			●		●	
50+ programs			●			

# Key Demographic Findings + Potential Implications?

**Population Growth**

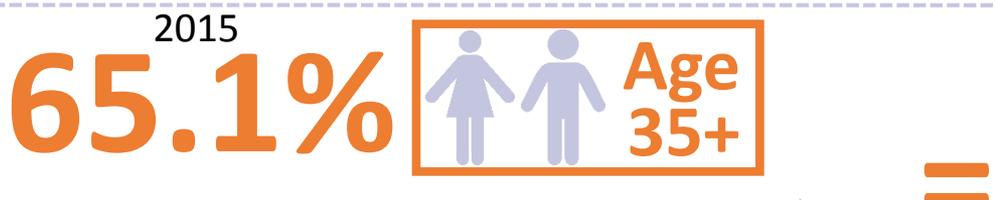


**Population Density**



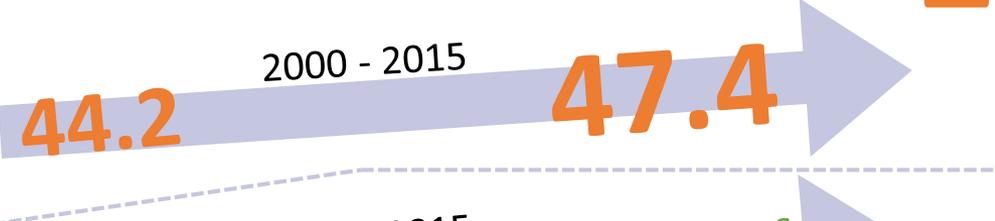
More/better parks?  
More/better parks close to home?

**Age Distribution**



Special attention to adults/older adults?

**Median Age**



Role of parks + rec/social/education programs?

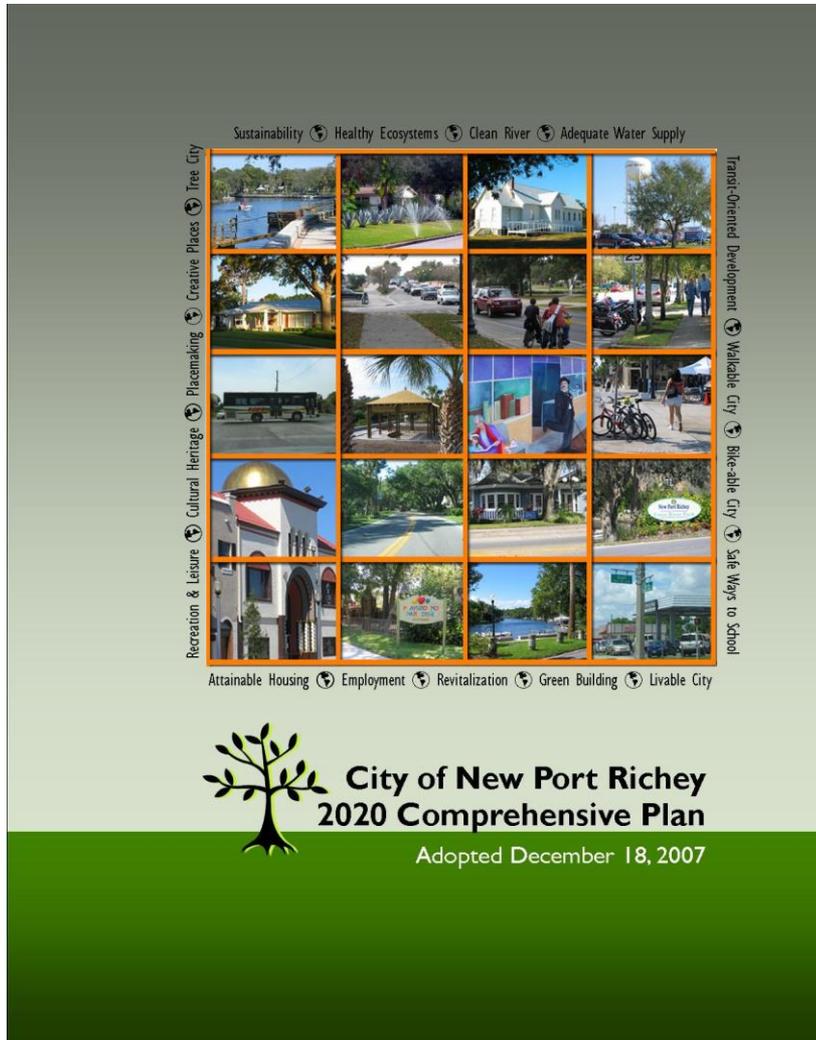
**Poverty Rate**



**Population-Ages 18-24, Less than H.S Graduate**



# Comprehensive Plan - Objectives



## Conservation Element

- **City Objectives –**
  - Protect and enhance Pithlachascotee River
  - Provide native habitat
  - Protect existing natural areas
  - Treat stormwater runoff
  - Store flood waters
  - Improve energy efficiency

## Livable Cities Element

- **City Objectives –**
  - Creation of great public spaces
  - Stabilizing neighborhoods
  - Providing pedestrian/ bicycle access
  - Generating other economic, social, and/or environmental benefits

# Comprehensive Plan – Specific Actions

## Capital Improvements Element

- **Park Improvements –**
  - Sims Park
  - Recreation and Aquatics Center
  - Pine Hill Baseball Field
  - James E. Grey Preserve
  - Sidewalks and multi-use trails
- **Funding Sources –**
  - Local Resources
  - County Resources
  - Alternative Financing Methods
  - State Sources
  - Developer Agreements
  - Grants and Loans

## Public Schools Facilities + Intergovernmental Coordination Element

- Continue to **seek partnerships** to maximize resources in order to sustain/improve the quality of life for City residents
  - Public schools
  - Developers
  - Pasco County
  - Businesses
  - Others

## Recreation + Parks Element

- Continue to **maintain or exceed** the parks and recreation level-of-service (LOS) standards



# CRA Redevelopment Plan

- Encourages **neighborhood plans to include open space** for active and passive uses, shade trees, sidewalk connectivity
- Encourages the **use of the river waterfront** through enhanced public facilities.
- Promotes **bicycle and pedestrian ways** that provide connectivity
- Continues to **pursue state and federal funding** to enhance the City's parks and recreational program
- Promotes **multi-modal mobility**



# Evaluation of Existing System

## Criteria

- Proximity, Access and Linkages
- Comfort and Image
- Uses, Activities, and Sociability
- Environmental Sustainability
- Buildings and Architecture

## Scoring:

1.0 – 2.9 = Not Meeting Expectations

3.0 – 3.9 = Meeting Expectations

4.0 – 4.9 = Exceeding Expectations

5.0 = Far Exceeding Expectations



# Evaluation of Existing System

	Pinehill Park	Russ Park	Jasmin Park	Sims Boat Ramp	Sims Park/Orange Lake	Peace Hall	Cotee River Park	Orange Grove Park	Frances Avenue Park	James E. Grey Preserve	Meadows Park	Grand Boulevard Park	Recreation & Aquatic Center	Total
<b>Proximity/ Access/ Linkages (Max 5.0)</b>	<b>2.8</b>	<b>2.0</b>	<b>2.8</b>	<b>3.2</b>	<b>4.0</b>	<b>4.2</b>	<b>4.4</b>	<b>2.4</b>	<b>3.0</b>	<b>3.3</b>	<b>2.0</b>	<b>3.6</b>	<b>4.2</b>	<b>3.2</b>
Visibility from a distance	2	5	5	4	4	5	5	5	3	-	1	4	3	3.8
Ease in walking to the park	1	2	5	3	5	5	5	4	3	2	3	3	4	3.5
Clarity of information/ signage	2	1	2	1	1	1	2	1	2	5	2	3	4	2.1
ADA Compliance	5	1	1	5	5	5	5	1	4	3	3	5	5	3.7
Lighting	4	1	1	3	5	5	5	1	3	-	1	3	5	3.1
<b>Comfort and Image (Max 5.0)</b>	<b>2.2</b>	<b>2.2</b>	<b>3.7</b>	<b>2.5</b>	<b>5.0</b>	<b>5.0</b>	<b>5.0</b>	<b>2.5</b>	<b>3.8</b>	<b>3.8</b>	<b>3.2</b>	<b>4.0</b>	<b>3.7</b>	<b>3.6</b>
First Impression/overall attractiveness	2	2	4	3	5	5	5	2	4	4	2	4	4	3.5
Feeling of safety	2	1	4	2	5	5	5	3	3	3	3	3	4	3.3
Cleanliness/overall quality of maintenance (Exterior)	3	4	4	3	5	5	5	3	4	4	4	4	4	4.0
Cleanliness/overall quality of maintenance (Interior)	-	-	-	-	-	5	-	-	-	-	-	-	-	5.0
Comfort of places to sit	2	1	4	2	5	5	5	2	4	4	4	4	4	3.5
Protection from bad weather	1	1	2	2	5	5	5	2	4	4	3	5	2	3.2
Evidence of management/stewardship (Exterior Site)	3	4	4	3	5	5	5	3	4	4	3	4	4	3.9
Evidence of management/stewardship (Interior)	-	-	-	-	-	5	-	-	-	-	-	-	-	5.0
<b>Uses and Activities and Sociability (Max 5.0)</b>	<b>2.4</b>	<b>1.8</b>	<b>2.8</b>	<b>2.6</b>	<b>5.0</b>	<b>4.4</b>	<b>3.6</b>	<b>1.5</b>	<b>4.0</b>	<b>3.8</b>	<b>3.5</b>	<b>3.0</b>	<b>5.0</b>	<b>3.3</b>
Mix of uses/things to do	1	1	3	3	5	5	4	1	4	4	4	4	5	3.4
Level of Activity	5	1	2	4	5	4	5	1	4	3	4	3	5	3.5
Sense of pride/ownership	3	3	4	3	5	5	5	2	4	4	3	3	5	3.8
Programming Flexibility	1	2	2	2	5	5	3	2	4	4	3	2	5	3.1
Ability of Facility to Effectively Support Organized Programming	2	-	-	1	5	3	1	-	4	4	-	-	5	3.1
<b>Environmental Sustainability (Max 5.0)</b>	<b>1.7</b>	<b>2.3</b>	<b>2.7</b>	<b>3.3</b>	<b>4.7</b>	<b>4.7</b>	<b>4.0</b>	<b>2.0</b>	<b>4.0</b>	<b>4.0</b>	<b>3.5</b>	<b>2.7</b>	<b>4.3</b>	<b>3.4</b>
Stormwater Management	3	4	4	4	5	5	4	4	4	4	4	3	5	4.1
Multi-modal Capacity	1	2	3	3	5	5	4	1	5	4	3	3	4	3.3
Facility Energy Efficiency	1	1	1	3	4	4	4	1	3	-	-	2	4	2.5
<b>Buildings/Architecture (Max 5.0)</b>						<b>3.8</b>								<b>4.4</b>
Image and Aesthetics	-	-	-	-	-	4	-	-	-	-	-	-	-	4.0
Clarity of Entry and Connections to Park	-	-	-	-	-	5	-	-	-	-	-	-	-	5.0
Interior Finishes and Furniture and Equipment	-	-	-	-	-	4	-	-	-	-	-	-	-	4.0
Building Enclosure	-	-	-	-	-	3	-	-	-	-	-	-	-	3.0
Building Systems	-	-	-	-	-	3	-	-	-	-	-	-	-	3.0
<b>Average Score Without Building/Architecture (Max 5)</b>	<b>2.3</b>	<b>2.1</b>	<b>3.0</b>	<b>2.9</b>	<b>4.7</b>	<b>4.6</b>	<b>4.3</b>	<b>2.1</b>	<b>3.7</b>	<b>3.7</b>	<b>3.0</b>	<b>3.3</b>	<b>4.3</b>	
<b>Average Score with/for Building/Architecture (Max 5)</b>						<b>4.4</b>								

**Overall Average** **3.4**

**Meeting Expectations**

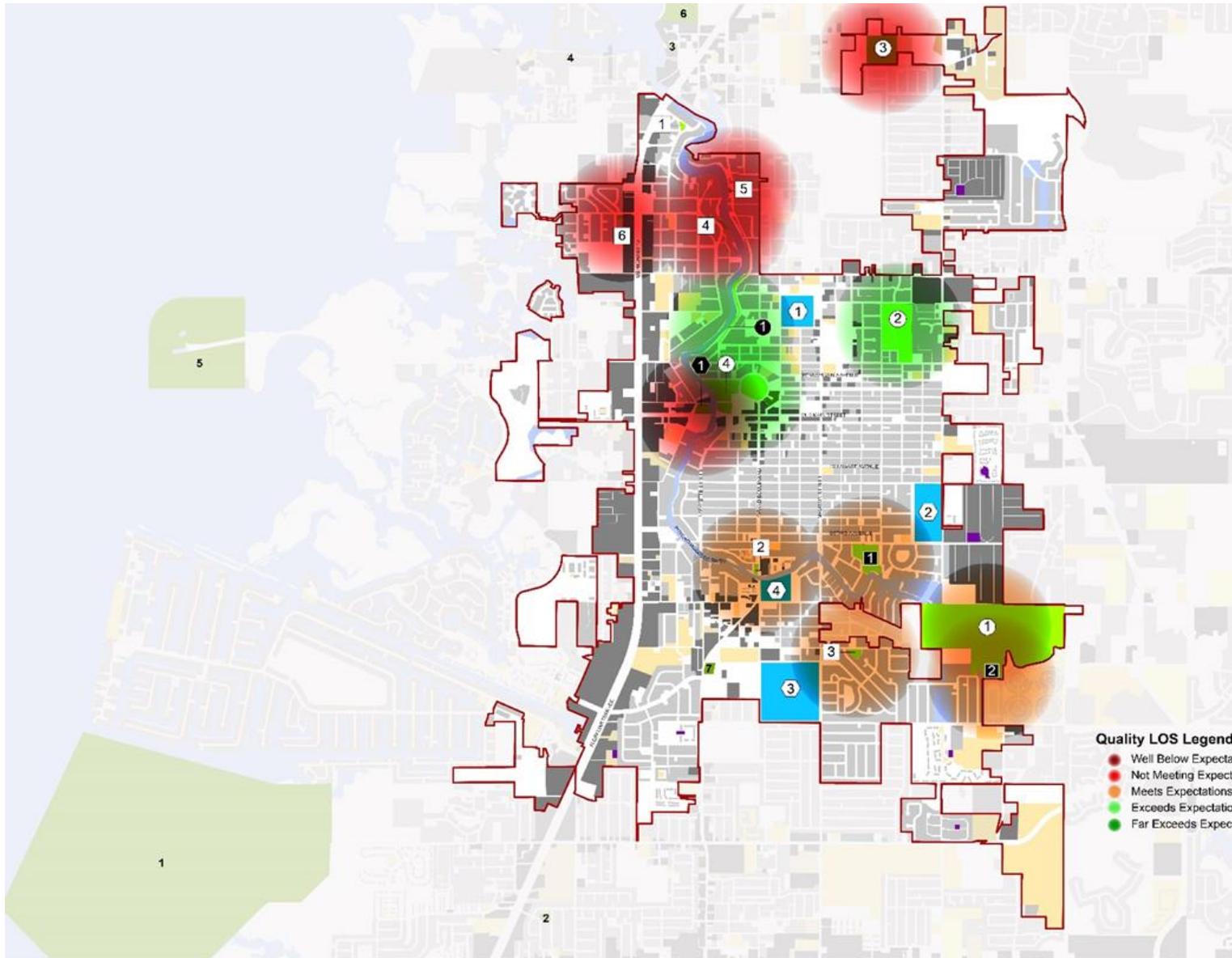
**Exceeding Expectations**

- Sims Park/Orange Lake
- Peace Hall
- Cotee River Park

**Not Meeting Expectations**

- Pinehill Park
- Russ Park
- Jasmin Park
- Sims Boat Ramp
- Orange Gove Park

# Evaluation of Existing System



## Legend

### Land Use

- City Boundary
- Residential
- Office/Retail
- Agricultural
- Institutional
- Industrial
- Water Bodies
- Existing City Parks
- Existing County Parks
- Private Recreation Facility

### Community Park

- ① James E. Grey Preserve
- ② Recreation & Aquatics Complex
- ③ Pine Hill Park
- ④ Sims Park/Orange Lake

### Linear Park

- ① Cotee River Park

### Mini Park

- ① River End Park
- ② Grand Boulevard Park
- ③ High Street Park
- ④ Jasmin Park
- ⑤ Orange Grove Park
- ⑥ Russ Park

### Neighborhood Park

- ① Frances Avenue Park
- ② Meadows Park

### Special Purpose Facility

- ① New Port Richey Boat Ramp

### Schools

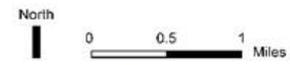
- ① Richey Elementary School
- ② Gulf Middle School
- ③ Gulf High School
- ④ Schweltman Education Center

### County Park

- 1 Eagle Point Park
- 2 Grove Park
- 3 Nicks Park
- 4 Oelsner Mound
- 5 Robert K. Rees Memorial Park
- 6 Waterfront Park
- 7 Kulhawik Park

### Quality LOS Legend

- Well Below Expectations
- Not Meeting Expectations
- Meets Expectations
- Exceeds Expectations
- Far Exceeds Expectations



# Level of Service (LOS) Analysis - Acreage

Park Acreage Calculation	Acreage	New Port Richey Comprehensive Plan Acreage LOS Target (X /1,000 Population)	2015* 15,260			2020** 17,668		
			2000 Acres per 1,000 population	2000 Target Acreage	Acreage <b>Need</b> / Surplus	2014 Acres per 1,000 population	2020 Target Acreage	Acreage <b>Need</b> / Surplus
<b>Total Park Acreage</b>	<b>157.32</b>	<b>6.00</b>	<b>10.3</b>	<b>91.56</b>	<b>66</b>	<b>8.9</b>	<b>106.01</b>	<b>51</b>
Local Parks	131.16	5.0	8.6	76.30	55	7.4	88.34	43
Open Space	26.16	1.0	1.7	15.26	11	1.5	17.67	8

\* Source: US Census

^ Source: City of New Port Richey Comprehensive Plan



# Level of Service (LOS) Analysis - Acreage

Park Acreage Calculation	Acreage	New Port Richey Comprehensive Plan Acreage LOS Target (X /1,000 Population)	National Acreage LOS for Agencies with Population Densities between 1,501 and 2,500 per Square Mile	2015*			2020**		
				2015 Acres per 1,000 population	2015 National Acreage LOS Median Target Acreage	Acreage <b>Need</b> / Surplus	2020 Acres per 1,000 population	2020 National Acreage LOS Median Target Acreage	Acreage <b>Need</b> / Surplus
Total Park Acreage	157.32	6.00	12.9	10.3	196.85	(40)	8.9	227.92	(71)
Local Parks	131.16	5.0	12.9	8.6	196.85	(66)	7.4	227.92	(97)
Open Space	26.16	1.0	-	1.7	15.26	11	1.5	17.67	8

\* Source: US Census

^ Source: City of New Port Richey Comprehensive Plan



# Level of Service (LOS) Analysis – Facilities (City Comprehensive Plan)

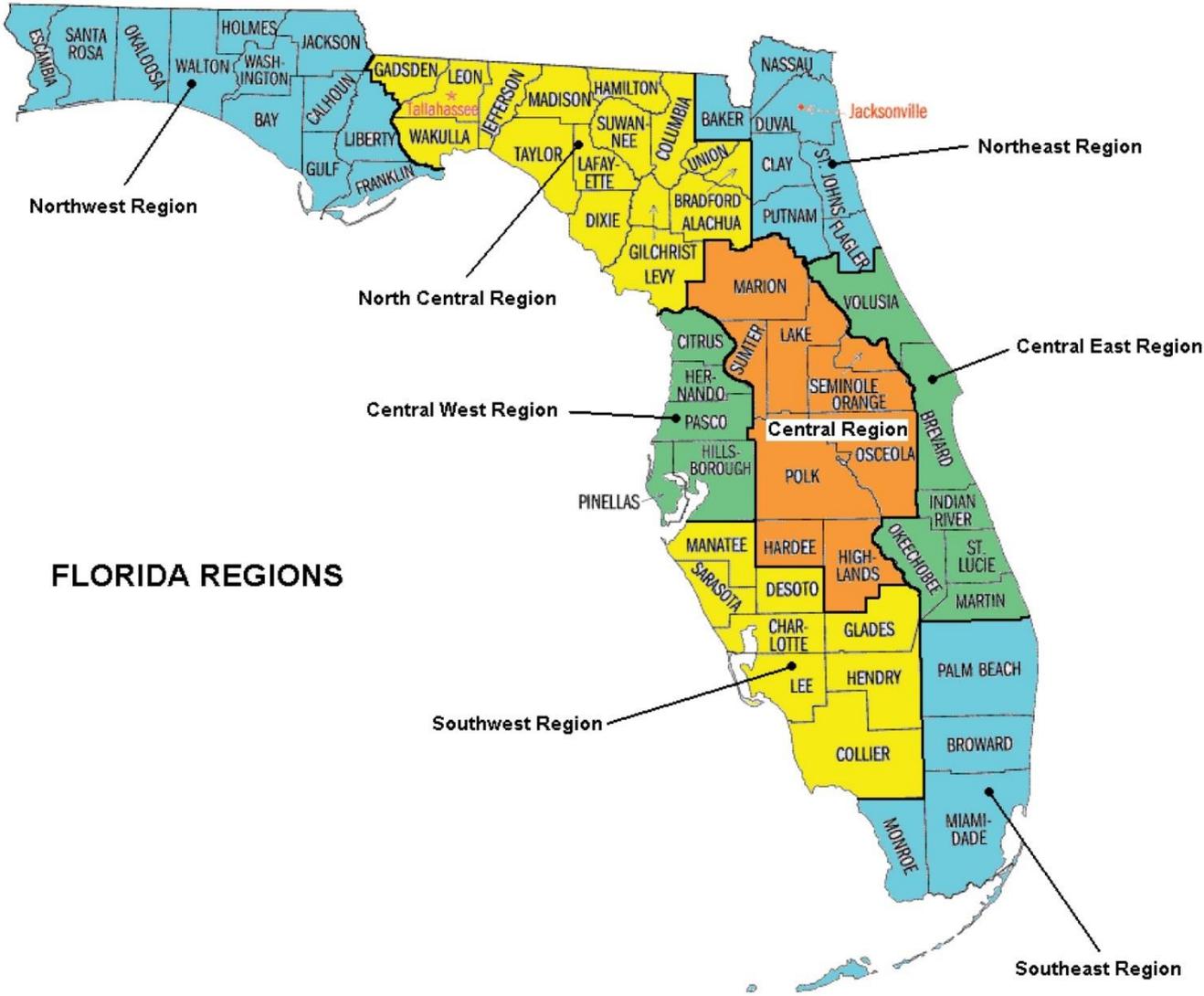
Facility Type	City of New Port Richey Comprehensive Plan Facilities Level of Service (1 per X persons)	Number of City of New Port Richey Facilities	Need Based on 2015 Population	Need / Surplus to meet City LOS Target	Need Based on 2020 Population	Need / Surplus to meet City LOS Target
Basketball Courts <sup>^</sup>	5,000	5	3	1.95	4	1.47
Boat Ramp Lanes	5,000	2	3	(1)	4	(2)
Diamond Field Sports	3,000	4	5	(1)	6	(2)
Picnic Areas	6,000	10	3	7	3	7
Shuffleboard Courts	5,000	0	3	(3)	4	(4)
Swimming Pools	25,000	4	1	3	1	3
Tennis Courts	2,000	4	8	(4)	9	(5)
Fishing Sites (Feet)*	800 per 5,600	8,870	2,180	6,690	2,524	6,346
Multi-Use Trails (Mile)*	3,000	3	9	(6)	10	(7)
Not in Comprehensive Plan Pickleball Courts <sup>^</sup>	2,000	2	8	(6)	9	(7)

\*Source: City of New Port Richey Comprehensive Plan

<sup>^</sup>Indoor courts are counted as 50% due to their temporary availability.



# Level of Service (LOS) Analysis - Facilities (SCORP)



FLORIDA REGIONS

# Level of Service (LOS) Analysis - Facilities (SCORP)

Outdoor Facility Type	Central West Region LOS X/1000 Participants	Number of City of New Port Richey Facilities	Need Based on Participants in 2015	Need / Surplus to meet Central West Region LOS	Need Based on Participants in 2020	Need / Surplus to meet Central West Region LOS
Baseball Fields	1.04	4	2.38	1.62	2.76	1.24
Outdoor Basketball Courts	1.43	4	2.84	1.16	3.28	0.72
Football Fields	0.57	0	0.87	(0.87)	1.01	(1.01)
Tennis Courts	1.31	4	2.20	1.80	2.55	1.45
Soccer Fields	0.54	0	0.91	(0.91)	1.05	(1.05)
Outdoor Swimming Pools	0.06	4	0.27	3.73	0.31	3.69
Paved Trails (Miles)	0.09	3	0.55	2.45	0.64	2.36
Fresh Water Boat Ramps (Lanes)	0.16	2	0.49	1.51	0.57	1.43
Picnic Areas	3.22	10	19.65	(9.65)	22.76	(12.76)



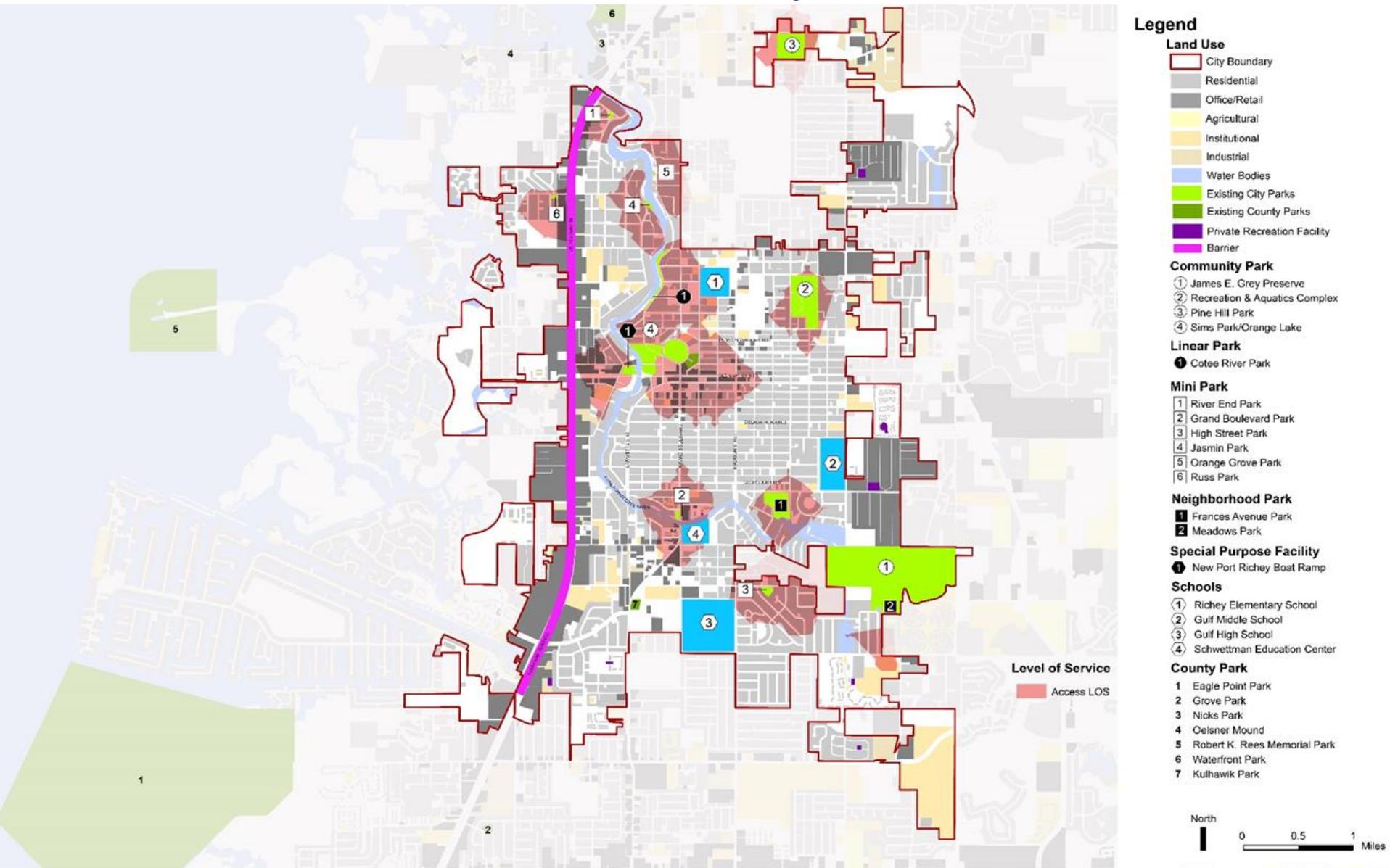
# Level of Service (LOS) Analysis - Facilities (PRORAGIS)

National Recreation and Parks Association PRORAGIS Benchmark	City of New Port Richey Facilities		National Median Level of Service (1 per X persons)	2015	2020
	City of New Port Richey Facilities LOS (1 per X persons)	City of New Port Richey Facilities LOS (1 per X persons)		2015 City of New Port Richey Facilities Level of Service (1 per X persons)	2020 City of New Port Richey Facilities Level of Service (1 per X persons)
Diamond Fields	4	3,000	3,333	3,815	4,417
Rectangle Fields	0	0	8,124	0	0
Playgrounds	6	3,000	3,899	2,543	2,945
Dog Parks	1	15,000	53,915	15,260	17,668
Tennis Courts	4	2,000	4,413	3,815	4,417
Basketball Courts*	5	5,000	7,526	3,052	3,534
Indoor Recreation Center	1	15,000	24,804	15,260	17,668
Swimming Pools	4	25,000	33,660	3,815	4,417
Senior Center	1	15,000	50,000	15,260	17,668
Golf Course (population per 9 holes)	0	0	26,288	0	0

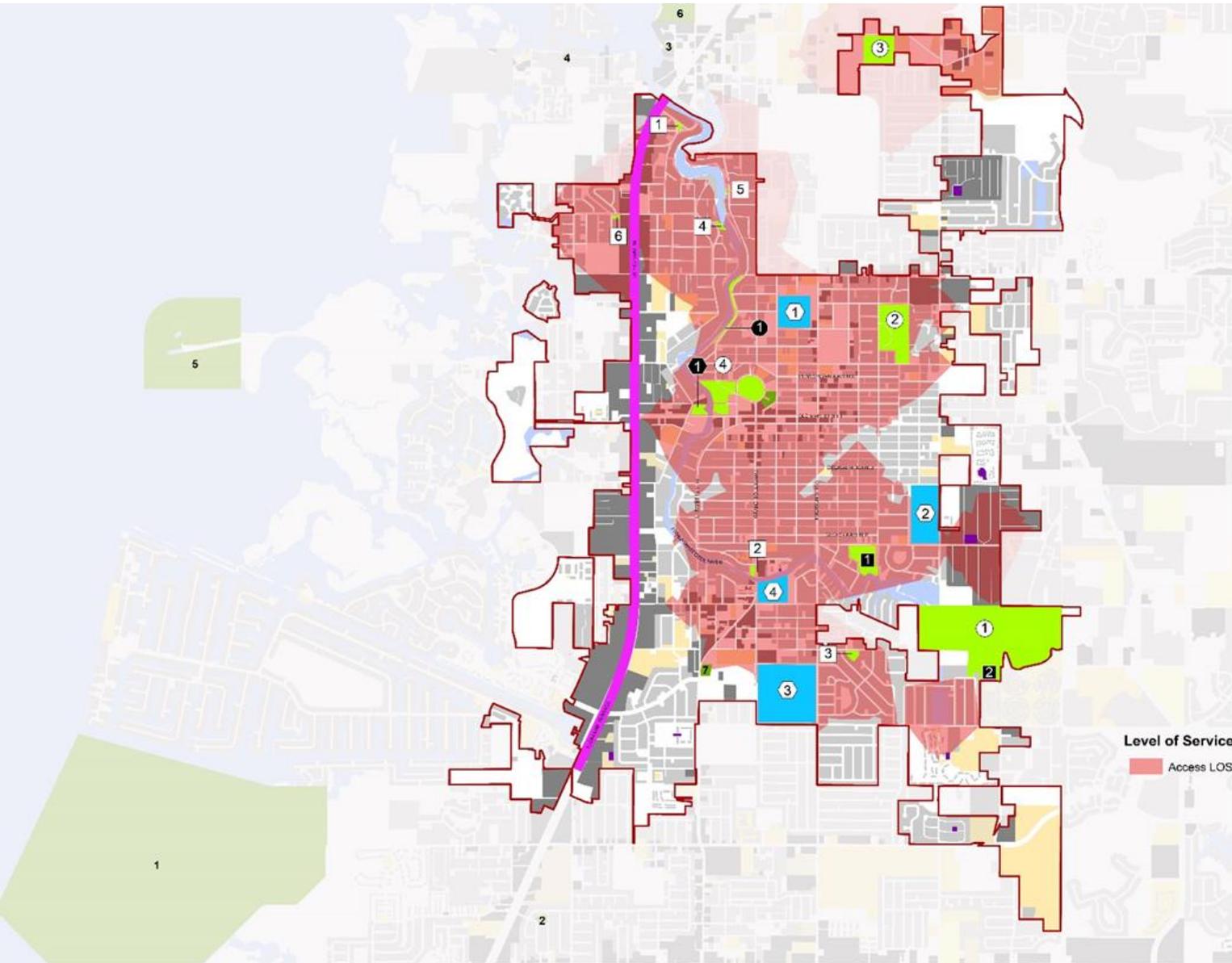
\*Indoor Basketball Courts are counted as 50% due to their temporary availability.



# Level of Service (LOS) Analysis - Access 1/4 mi.



# Level of Service (LOS) Analysis - Access 1/2 mi.



## Legend

### Land Use

- City Boundary
- Residential
- Office/Retail
- Agricultural
- Institutional
- Industrial
- Water Bodies
- Existing City Parks
- Existing County Parks
- Private Recreation Facility
- Barrier

### Community Park

- ① James E. Grey Preserve
- ② Recreation & Aquatics Complex
- ③ Pine Hill Park
- ④ Sims Park/Orange Lake

### Linear Park

- ① Cotee River Park

### Mini Park

- ① River End Park
- ② Grand Boulevard Park
- ③ High Street Park
- ④ Jasmin Park
- ⑤ Orange Grove Park
- ⑥ Russ Park

### Neighborhood Park

- ① Frances Avenue Park
- ② Meadows Park

### Special Purpose Facility

- ① New Port Richey Boat Ramp

### Schools

- ① Richey Elementary School
- ② Gulf Middle School
- ③ Gulf High School
- ④ Schwetman Education Center

### County Park

- 1 Eagle Point Park
- 2 Grove Park
- 3 Nicks Park
- 4 Oelsner Mound
- 5 Robert K. Rees Memorial Park
- 6 Waterfront Park
- 7 Kulhawik Park

### Level of Service

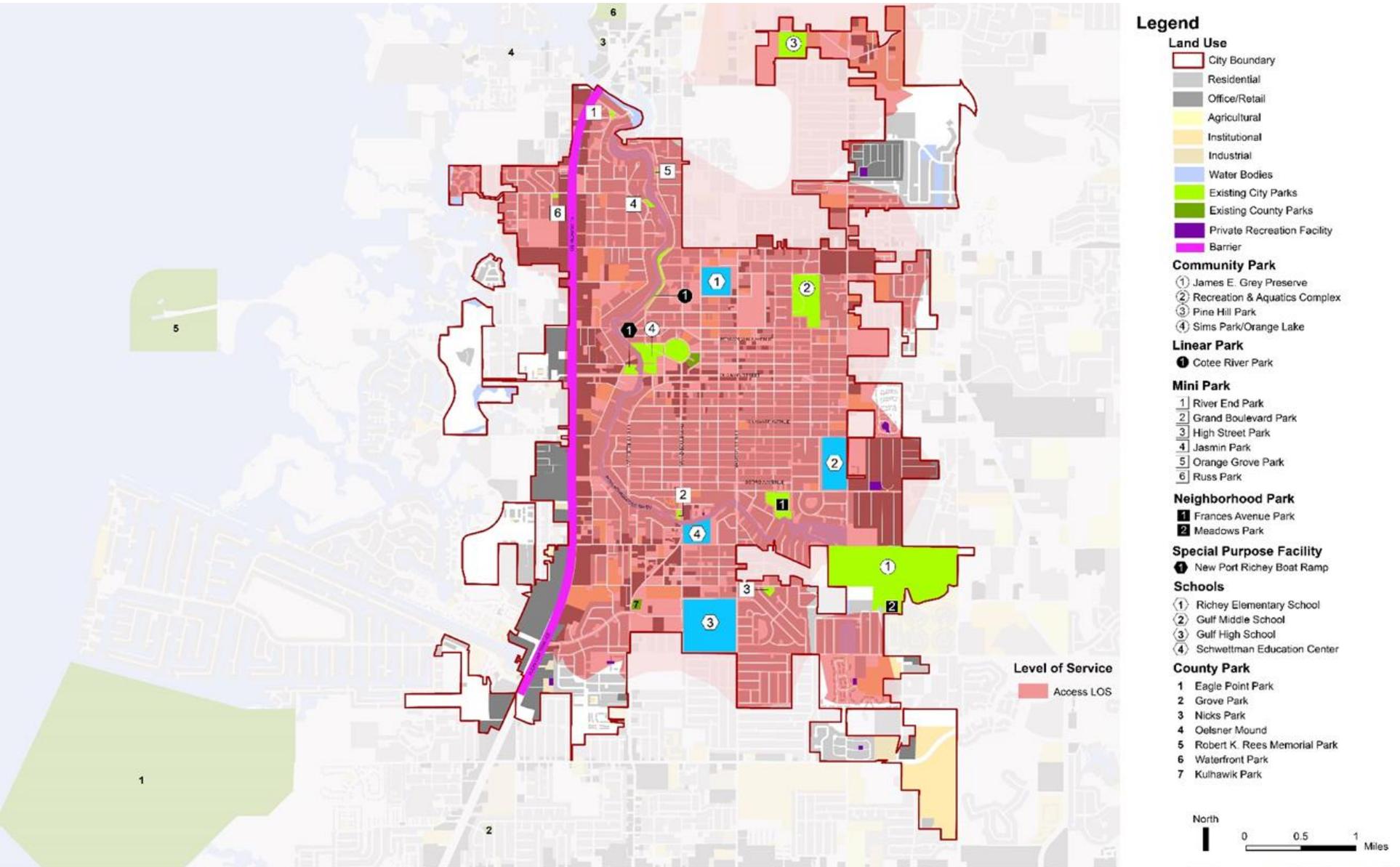
- Access LOS

North

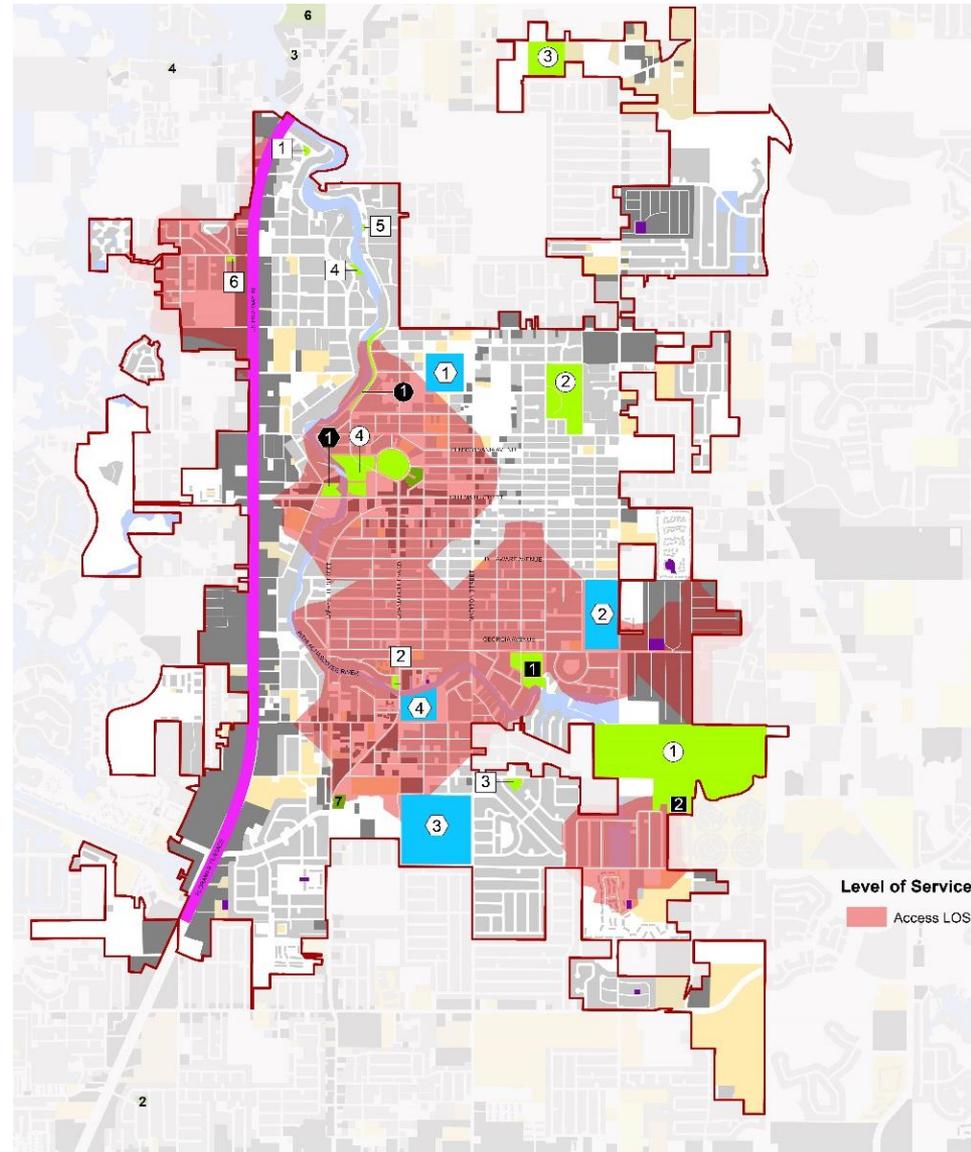
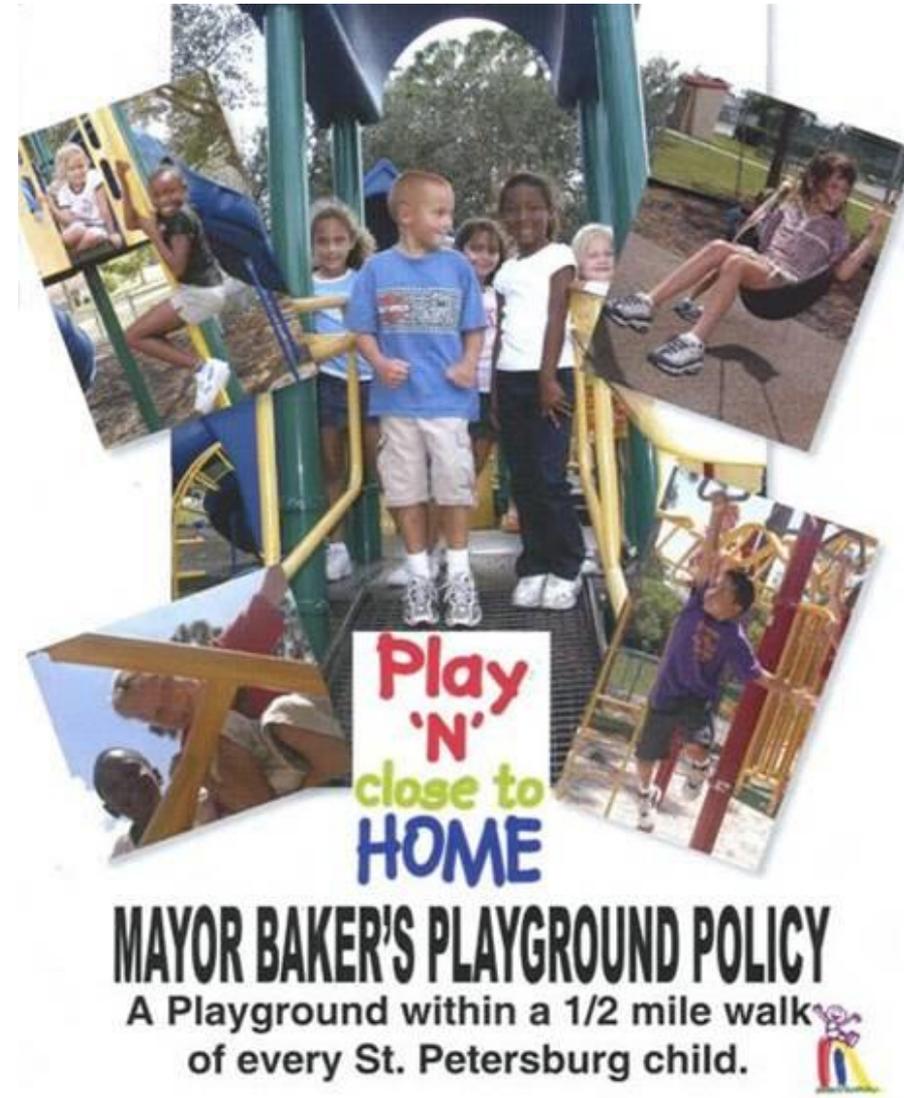
0 0.5 1 Miles



# Level of Service (LOS) Analysis - Access 1 mi.

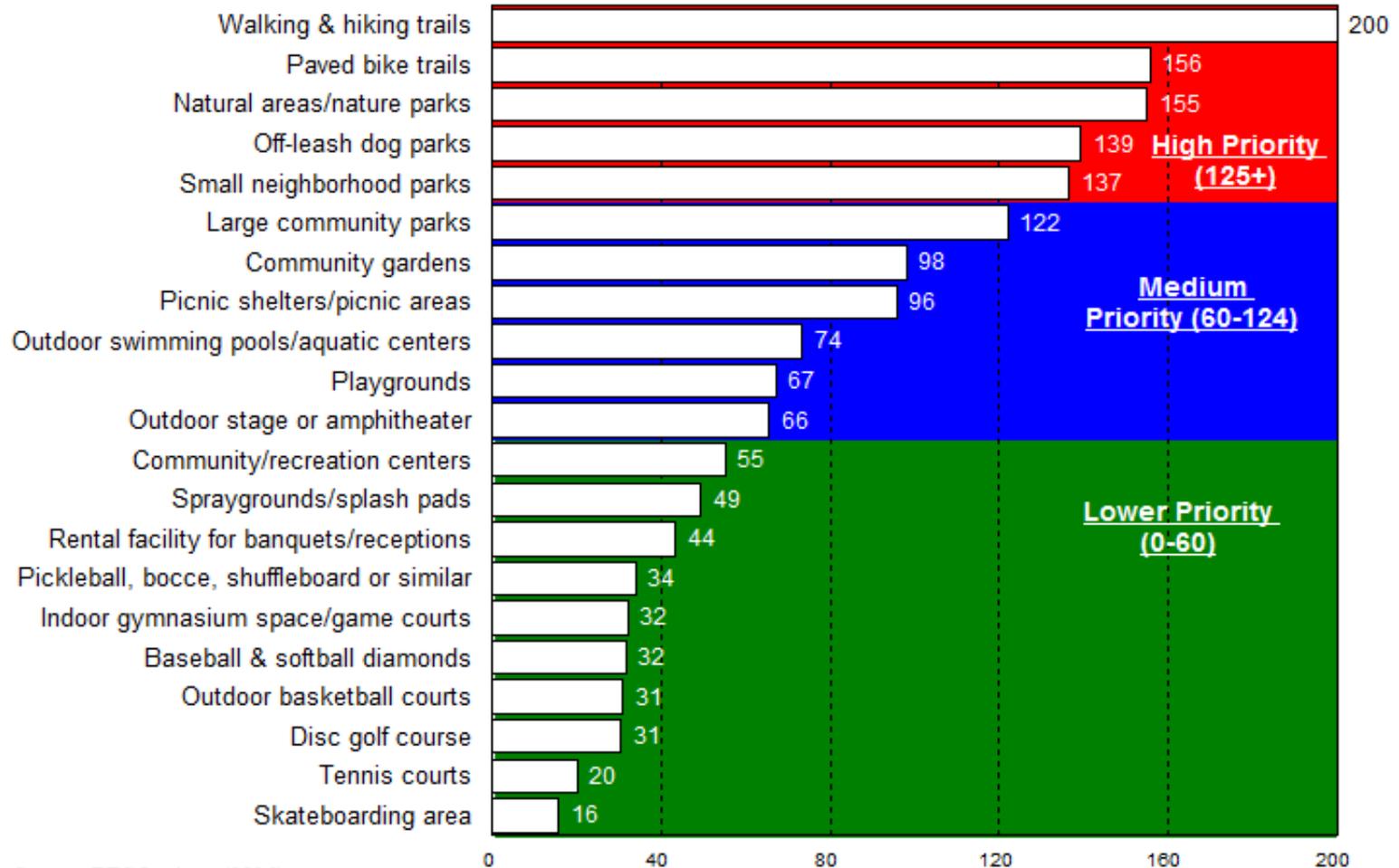


# Level of Service (LOS) Analysis - Access 1/2 mi.



# Statistically Representative Mail Survey: 502 households, 95% level of confidence, precision +/- 4.4%

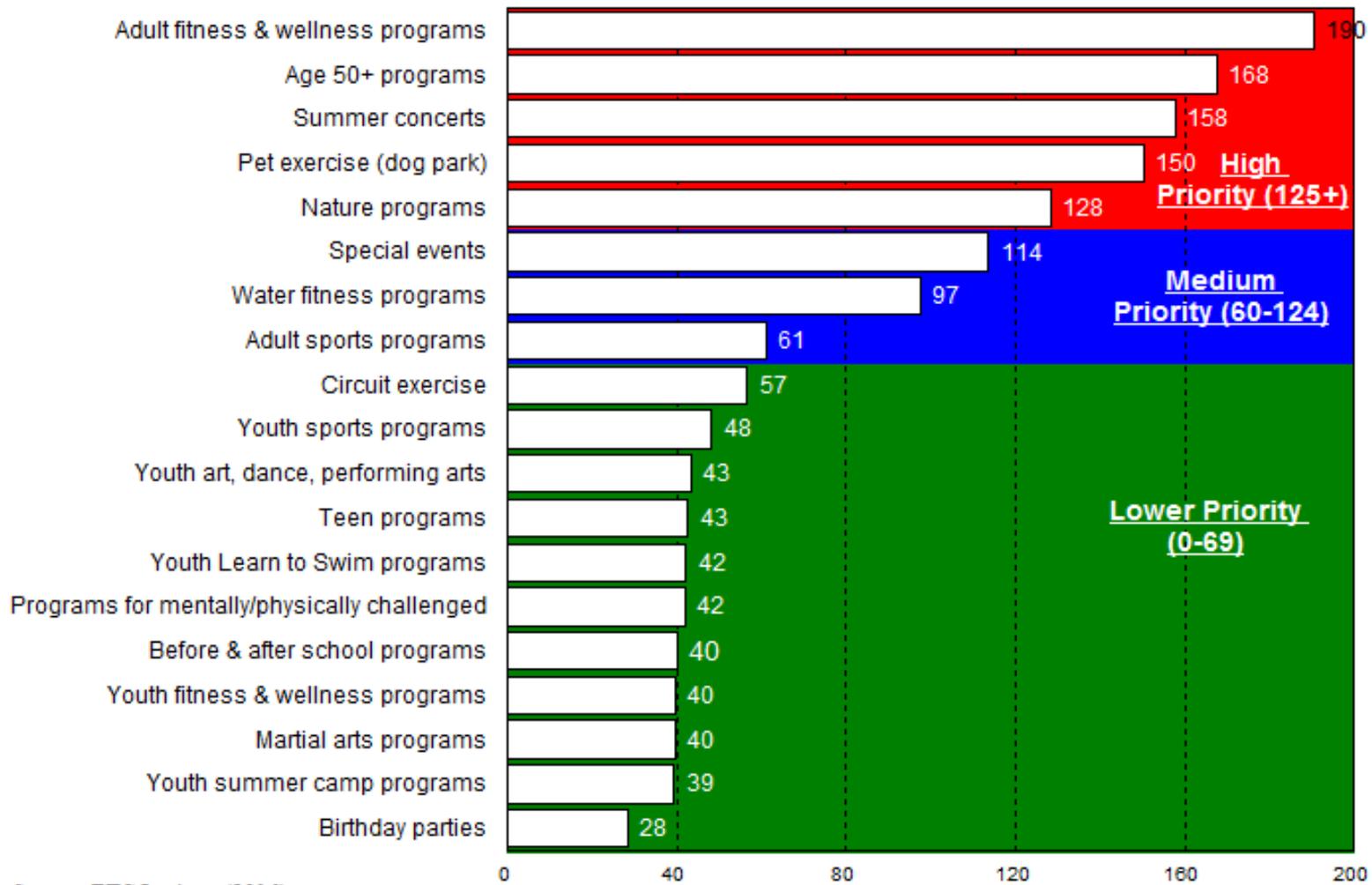
## Top Priorities for Investment for Facilities and Amenities Based on the Priority Investment Rating



Source: ETC Institute (2016)



# Top Priorities for Investment for Programs Based on the Priority Investment Rating

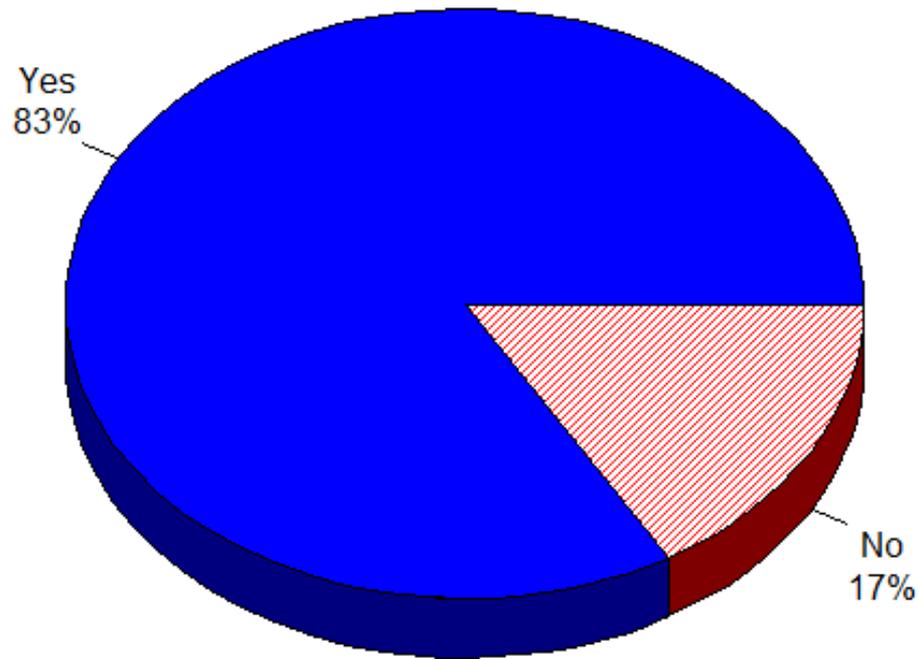


Source: ETC Institute (2016)



# Q1. Have you or members of your household visited any of the parks and/or recreation facilities in the City of New Port Richey during the past 12 months?

by percentage of respondents

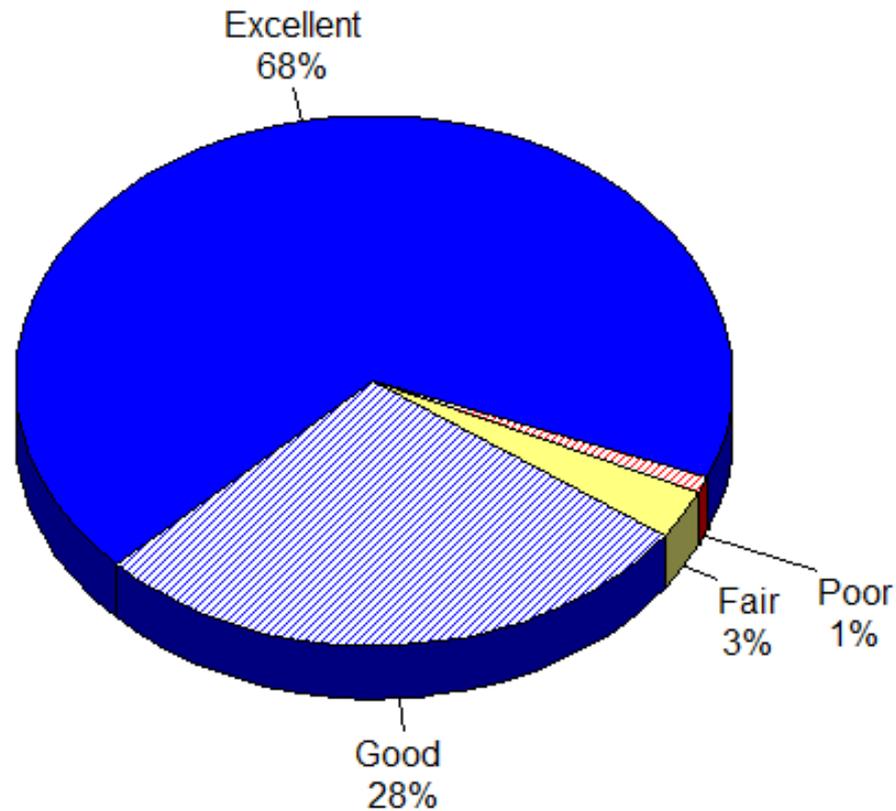


Source: ETC Institute (2016)



# Q1c. How Respondents Rate the Physical Condition of the Park They Visited

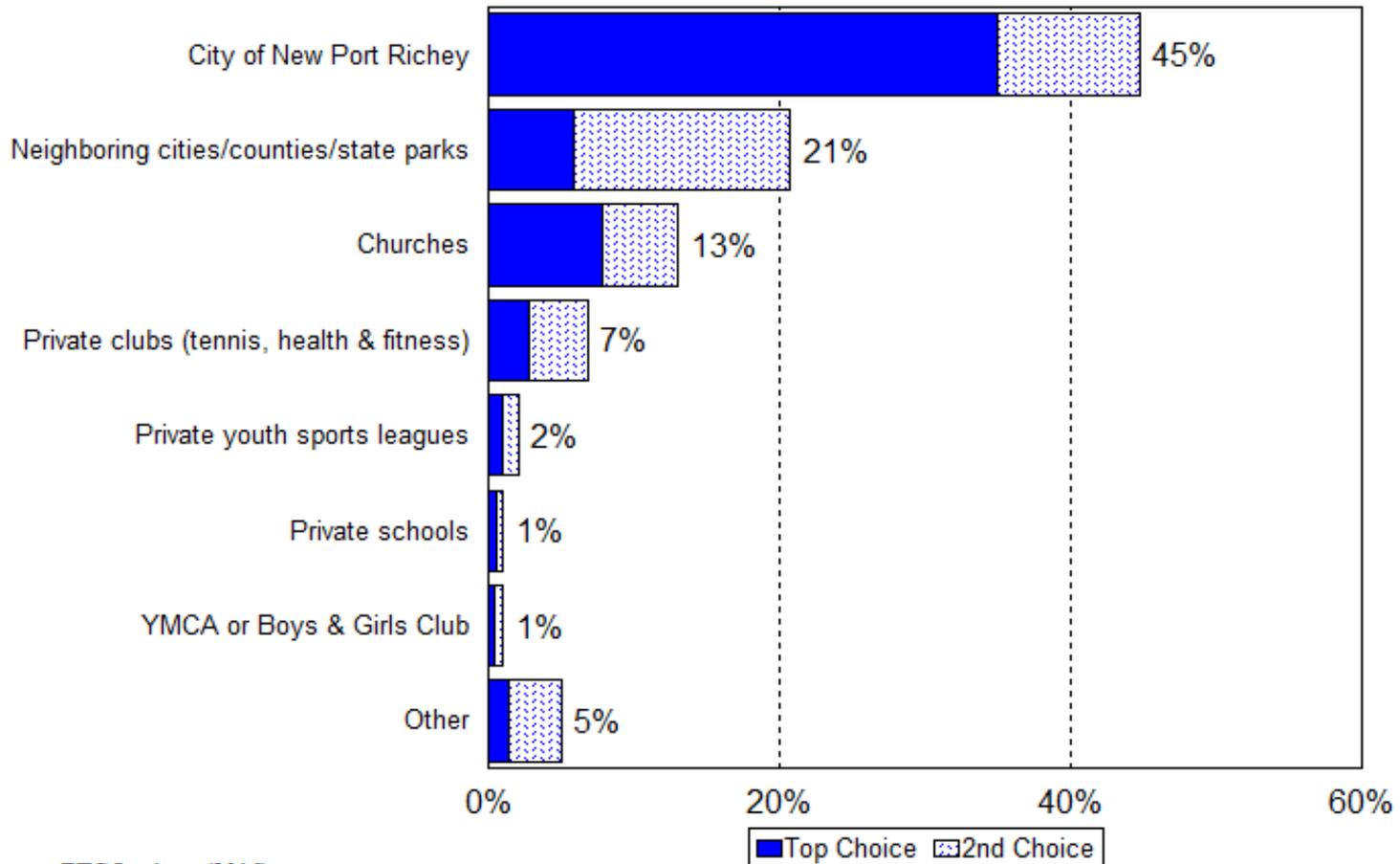
by percentage of respondents who visited parks (excluding "don't know")



Source: ETC Institute (2016)

# Q4. Organizations That Households USE THE MOST for Recreation and Park Programs and Facilities

by percentage of respondents who selected the item as one of their top two choices

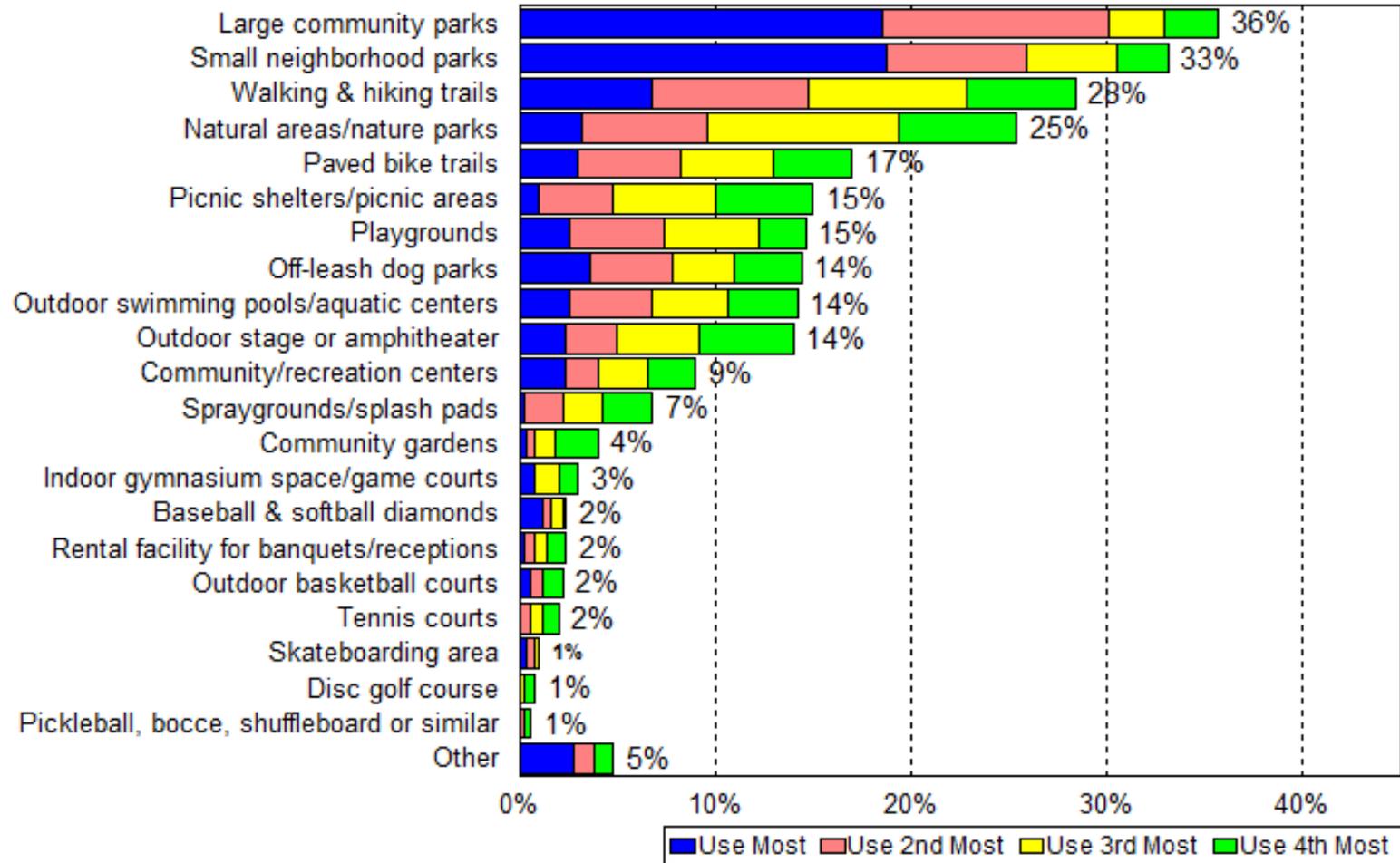


Source: ETC Institute (2016)



# Q6. Parks and Recreation Facilities That Households Currently Use the Most

by percentage of respondents who selected the item as one of their top four choices

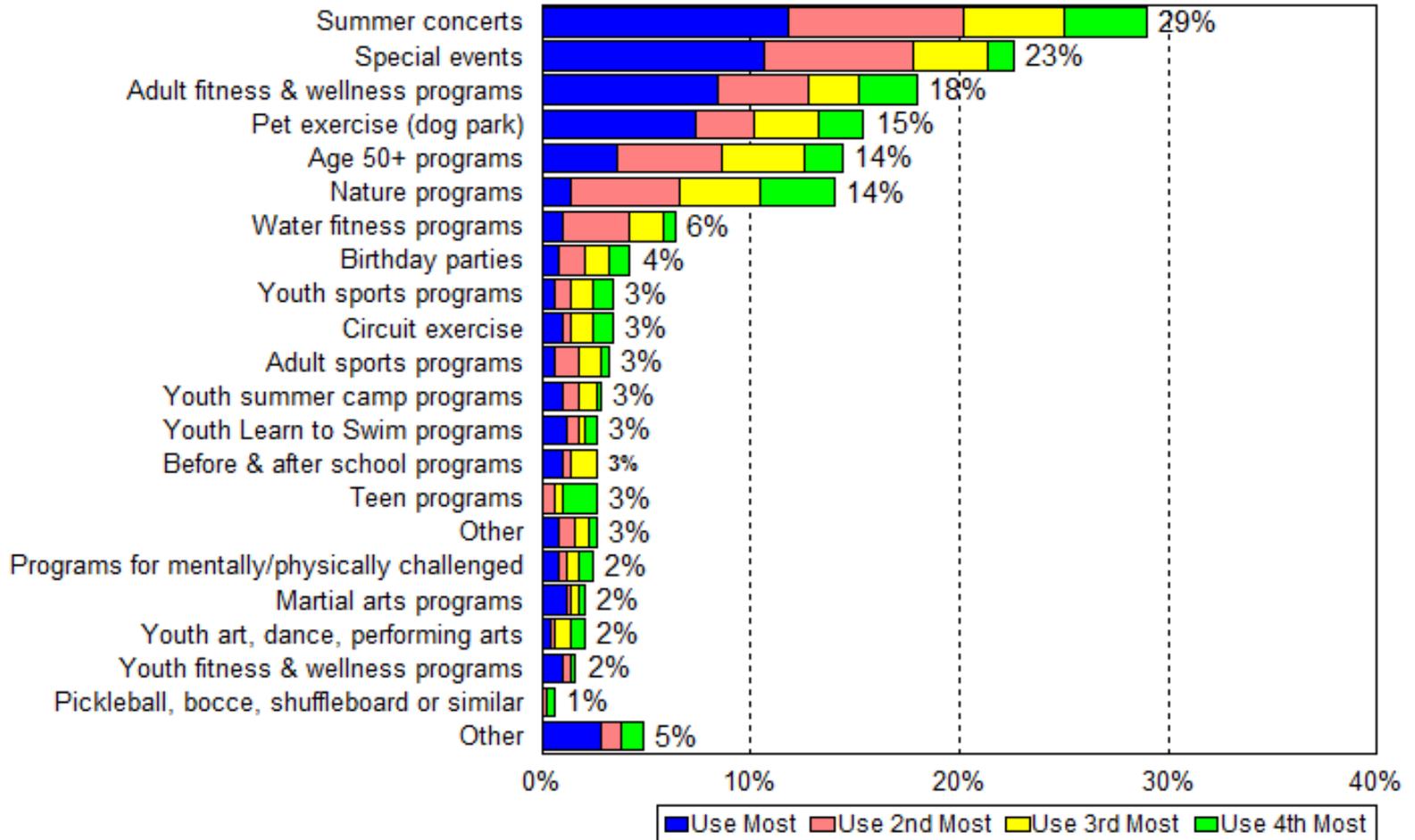


Source: ETC Institute (2016)



# Q9. Recreation Programs That Households Currently Participate in the Most

by percentage of respondents who selected the item as one of their top four choices

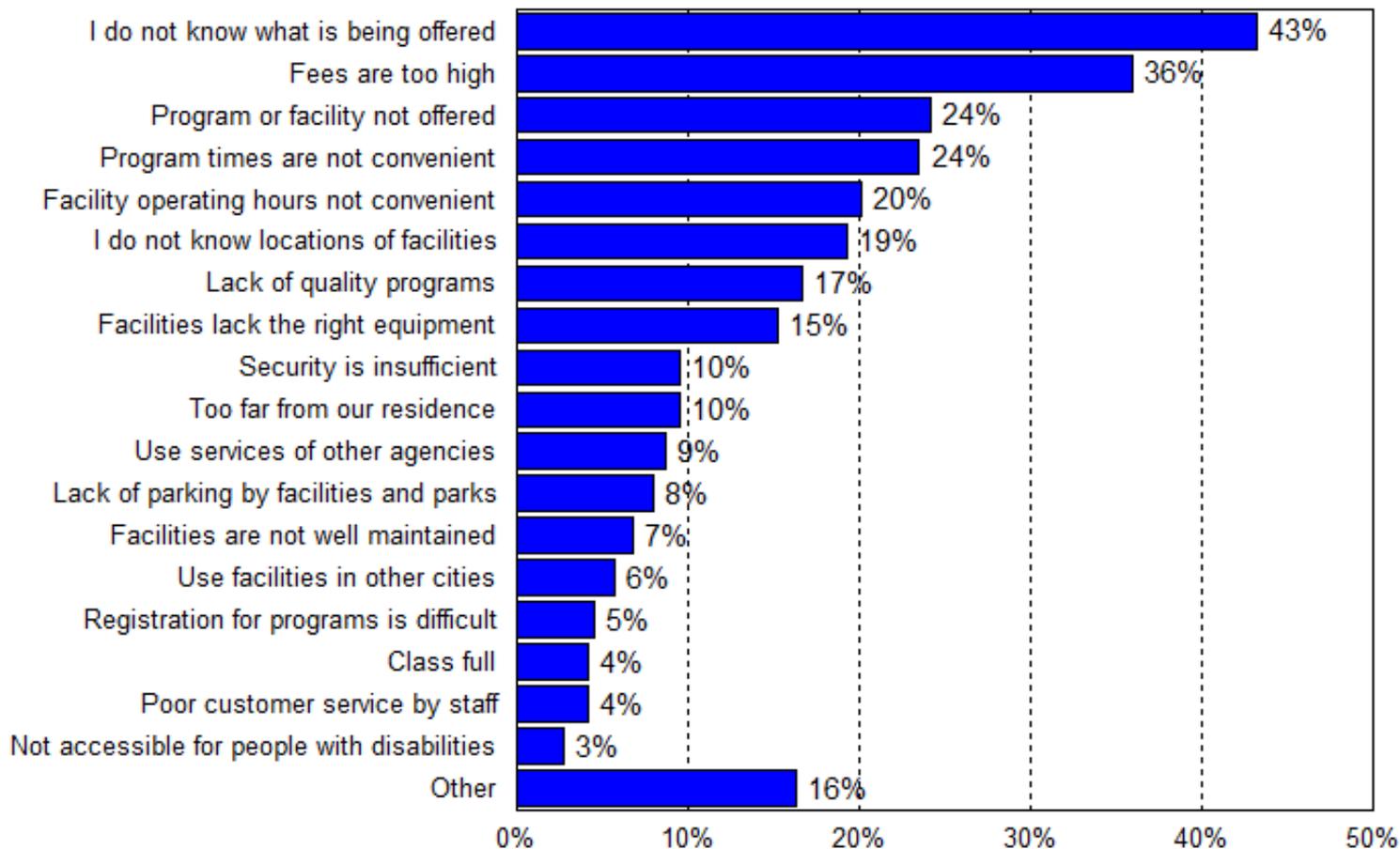


Source: ETC Institute (2016)



# Q11. Reasons Households Use Private Fitness Centers or Other Facilities Instead of the City's Recreation and Aquatics Center

by percentage of respondents (multiple choices could be made)

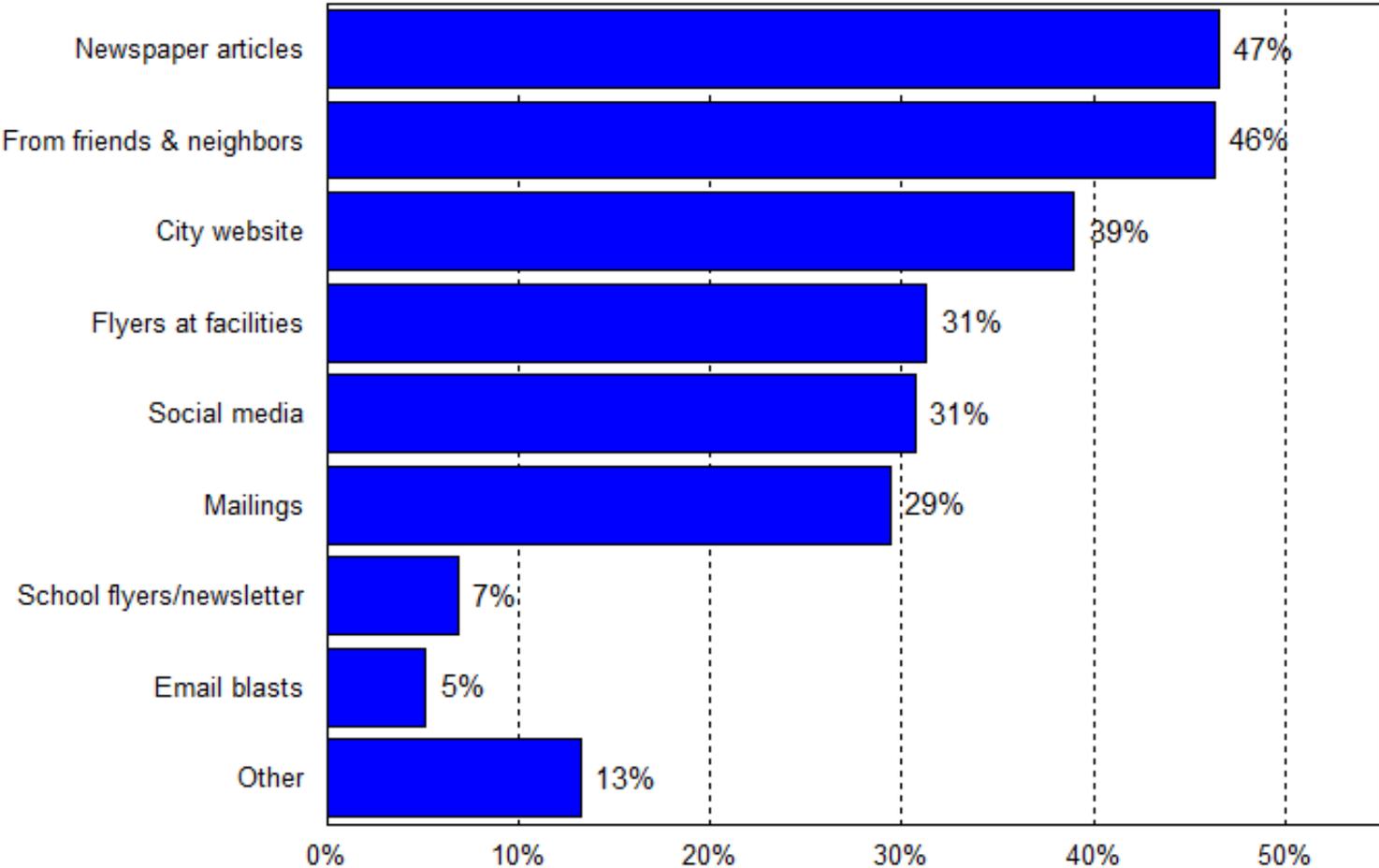


Source: ETC Institute (2016)



# Q12. Ways Respondents Learn About City of New Port Richey Parks and Recreation Programs and Services

by percentage of respondents (multiple choices could be made)

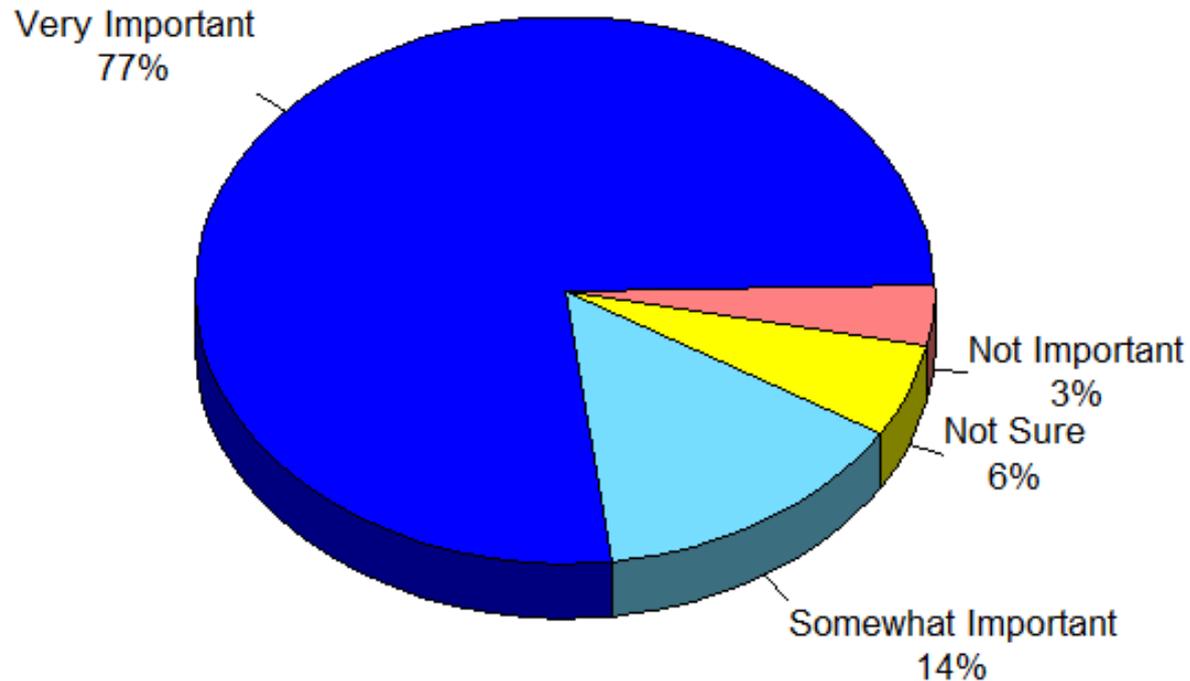


Source: ETC Institute (2016)



# Q13. How important do you feel it is for the City of New Port Richey to provide high quality parks and recreation facilities and programs?

by percentage of respondents



Source: ETC Institute (2016)



# On-line Survey: +/- 240 Participants

## Recreation Facility Needs (+50% Respondents):

- Paved bike trails (78%)
- Walking + hiking trails (68%)
- Community gardens (66%)
- Natural areas/nature parks (61%)
- Off-leash dog parks (60%)
- Small neighborhood parks (54%)
- Picnic shelters/picnic areas (50%)
- Spray-grounds/splash pads (50%)

## Recreation Program Needs (+50% Respondents):

- Nature programs (66%)
- Adult fitness/wellness programs (58%)
- Summer concerts (58%)
- Teen programs (57%)
- Before/after school programs (54%)
- Adult sports programs (53%)
- Youth fitness/wellness programs (54%)
- Water fitness programs (50%)

## Top three reasons why respondents use private fitness centers or other facilities instead of the City's Recreation and Aquatics Center are:

- Fees are too high (38%)
- Facility operating hours not convenient (19%)
- Program times are not convenient (19%)



# Public Workshop: +/- 30 Participants

## Top three priority facilities:

- Paved bike trails (18)
- Off-leash dog parks (10 votes)
- Walking and hiking trails (9 votes)



## Other needs include:

- Skateboarding area
- Outdoor pool/aquatics
- Outdoor stage/amphitheater



# Public Workshop - Park Improvements Exercise



## Directions:

**Tell us what improvements you would like to see made in the park. Please write your comments on Post-It notes and place them in the location of the park where you would like to see the improvement made.**

# Council and Manager Interviews

## Council and Manager Priorities:

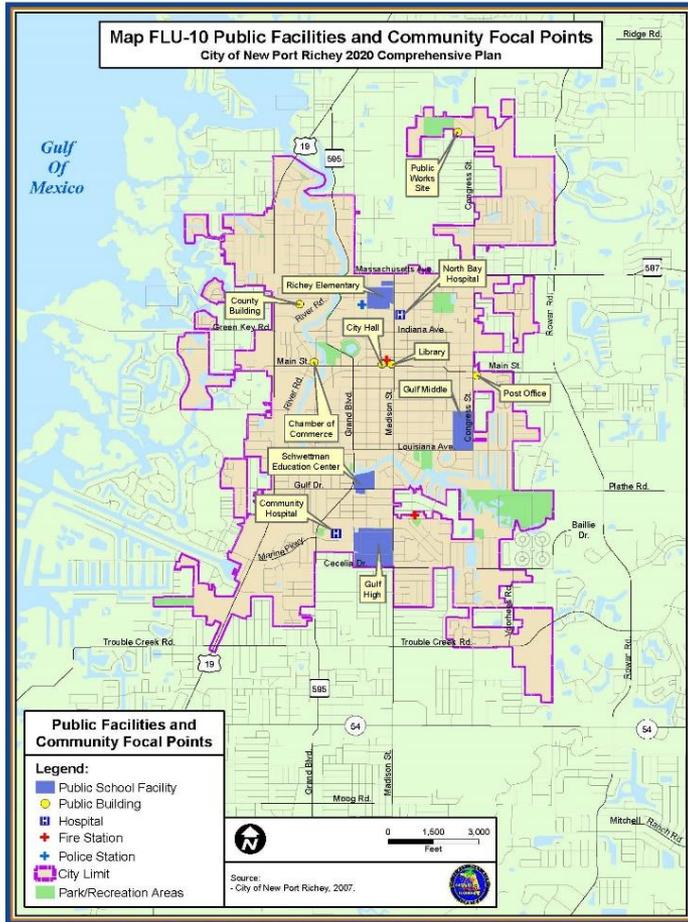
- Complete phase 2 of Sims Park (including Orange Lake)
- Improve James E. Grey Preserve, including new amenities and programs
- Coordinated marketing, broad and inclusive (not in silos)
- Upgrade other parks throughout the City, including Frances Park, Pine Hill Park, Russ Park, and Jasmin Park with:
  - Playground equipment, other passive amenities in neighborhood parks
  - Improved maintenance and quality
  - Free programs and activities
  - Incorporation of public art, history, iconic images
  - Incorporation of natural elements, e.g. bat house and programs



# Summary of Findings

	Needs Assessment Techniques					
	Site Evaluations	LOS Analysis	Statistically Valid Survey	On-line Survey	Public Meeting	Stakeholder / Focus Group Interviews
<b>Actions</b>						
Improve Marketing and Outreach Efforts	●		●		●	●
Improve Existing Parks	●				●	●
Reduce Program Fees			●	●		●
<b>Facilities</b>						
Paved bike trails		●	●	●	●	●
Off-leash dog parks		●	●	●	●	●
Walking and hiking trails		●	●	●	●	
Small Neighborhood Parks		●	●	●		
Natural areas/ nature parks			●	●		●
<b>Programs</b>						
Adult fitness and wellness programs			●	●	●	
Nature programs			●	●	●	
Summer concerts			●	●		
Pet exercise programs			●		●	
50+ programs			●			

# Presentation Outline



- OVERVIEW, PURPOSE OF MASTER PLAN
- NEEDS ASSESSMENT FINDINGS
  - Existing Plans
  - Demographics
  - Evaluation of Existing System
  - Level of Service (LOS) Analysis
  - Statistically-Valid Survey
  - On-line Survey
  - Public Meeting
  - Interviews
- SUMMARY, NEXT STEPS

# Summary of Priority Needs

	Needs Assessment Techniques					
	Site Evaluations	LOS Analysis	Statistically Valid Survey	On-line Survey	Public Meeting	Stakeholder / Focus Group Interviews
<b>Actions</b>						
Improve Marketing and Outreach Efforts	●		●		●	●
Improve Existing Parks	●				●	●
Reduce Program Fees			●	●		●
<b>Facilities</b>						
Paved bike trails		●	●	●	●	●
Off-leash dog parks		●	●	●	●	●
Walking and hiking trails		●	●	●	●	
Small Neighborhood Parks		●	●	●		
Natural areas/ nature parks			●	●		●
<b>Programs</b>						
Adult fitness and wellness programs			●	●	●	
Nature programs			●	●	●	
Summer concerts			●	●		
Pet exercise programs			●		●	
50+ programs			●			

## Broad-based consensus that the top priority facilities include:

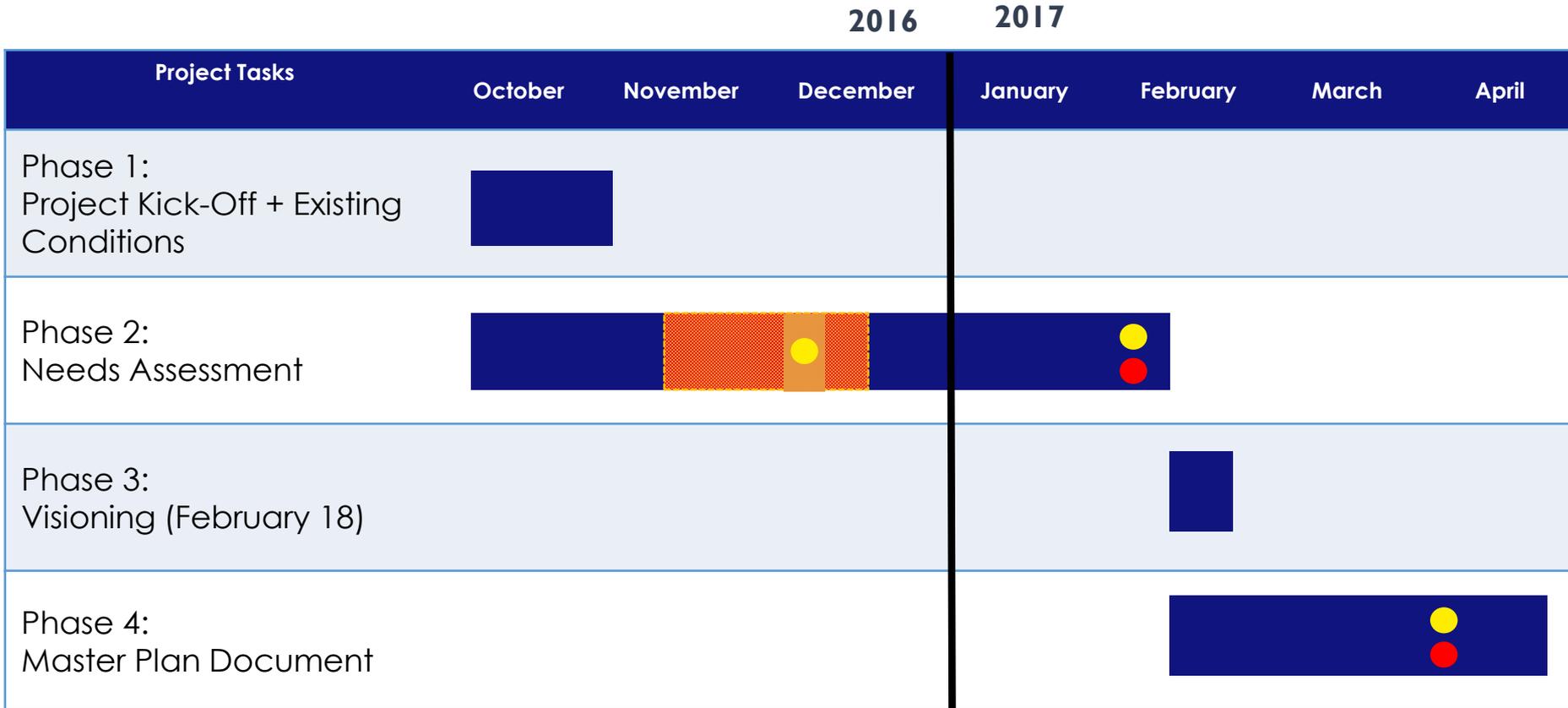
- Improvements to existing parks, including additional facilities, programs, amenities, and marketing
- Additional walking, hiking, and biking trails;
- Additional off-leash dog parks;
- Additional small neighborhood parks; and
- Natural areas and nature parks

## Top priority programs include:

- Adult fitness and wellness programs;
- Summer concerts; and
- Nature programs



# Project Schedule



Task Time Period



Surveys



Public Engagement



Steering Committee Meeting



Council Presentation



# City of New Port Richey Parks and Recreation Master Plan

Interim Findings: Needs and Priorities Assessment  
February 21, 2017





**MINUTES OF THE CITY COUNCIL REGULAR MEETING**  
**CITY OF NEW PORT RICHEY**  
NEW PORT RICHEY CITY HALL COUNCIL CHAMBERS  
5919 MAIN STREET, NEW PORT RICHEY, FLORIDA  
February 21, 2017  
7:00 PM

---

**ORDER OF**  
**BUSINESS**

1. Call to Order – Roll Call

The meeting was called to order by Mayor Rob Marlowe at 7:00 pm. Those in attendance were, Deputy Mayor Bill Phillips, Councilwoman Judy DeBella Thomas, Councilman Jeff Starkey and Councilman Chopper Davis.

Also in attendance were City Manager Debbie Manns, City Attorney Timothy Driscoll, City Clerk Judy Meyers, Chief of Police Kim Bogart, Finance Director Crystal Feast, Development Director Lisa Fierce, Fire Chief Chris Fitch, Economic Development Director Mario Iezzoni, Public Works Director Robert Rivera, Assistant Library Director Ann Scott, Parks and Recreation Director Elaine Smith, Technology Solutions Director Bryan Weed and Assistant to the City Manager Martin Murphy.

2. Pledge of Allegiance

3. Moment of Silence

4. Approval of January 12, 2017 Work Session and February 7, 2017 Regular Meeting Minutes

Motion was made to approve the minutes as presented.

Motion made by Jeff Starkey and seconded by Bill Phillips. The Motion Passed. 5-0. Ayes: Davis, DeBella Thomas, Marlowe, Phillips, Starkey

5. Presentation of Healthy Weight Community Champion Award by the Pasco County Health Department

Michael Napier and Deanna Krautner from the Pasco County Health Department presented the City with the Healthy Weight Community Champion Award. City Council, along with Parks and Recreation Director Elaine Smith, accepted the award on behalf of the City.

6. Proclamation - Thomas Dukeman, Eagle Scout

Mayor Marlowe read the proclamation by title only.

7 Vox Pop for Items Not Listed on the Agenda or Listed on Consent Agenda

Mayor Marlowe opened the floor for public comment. No one came forward for public comment, therefore Mayor Marlowe closed Vox Pop.

8 Consent Agenda

Motion was made to accept the Consent Agenda.

Motion made by Bill Phillips and seconded by Judy DeBella Thomas. The Motion Passed. 5-0. Ayes: Davis, DeBella Thomas, Marlowe, Phillips, Starkey

a Purchases/Payments for City Council Approval

9 Public Reading of Ordinances

a Second Reading, Ordinance No. 2017-2104: Six-Month Cannabis Moratorium

City Attorney Driscoll read the proposed ordinance by title only. City Manager Manns stated that this ordinance was brought back to Council with a change in the moratorium to be six months. She stated the state has until July 2nd to implement the regulations. She suggested Council propose an eight month moratorium. Councilwoman DeBella Thomas stated that there was care and concern when the adult entertainment ordinance was crafted and that the same care should be used for this ordinance.

Upon opening the floor to public comment, Kerry Shattles came forward and stated that there are good reasons for the city to pursue the tax revenue that would be generated by cannabis cultivated. The tax revenue could also help the homeless families throughout Pasco.

Rachel Nichols came forward to speak and stated cannabis can also promote health and healthy weights. If the moratorium was enacted today it would be in effect long after the July 2nd date.

Doug Bench came forward to state that Council could use his history in order to change their minds. He is a retired municipal judge and sent a lot of people to jail for marijuana crimes. In April 2015 he went to the doctor and was diagnosed with COPD and was given less than two years to live. His wife researched and found that cannabis oil can cure COPD. In February 2017 he was diagnosed as clear of COPD. He stated that education is a major factor.

Denise Houston came forward and stated that the six month moratorium would be sufficient. She stated that she has been getting petitions signed since 2008. She stated it was time for Council to step up and be a voice. She passed out information to Council regarding cannabis. She stated that this is a zoning issue.

Paul Black came forward and stated that he was in support of the eight month moratorium.

With no one coming forward, Mayor Marlowe returned the floor to Council.

Councilwoman DeBella Thomas stated she wanted to clarify that no one is trying to deny anything. She stated that education on the issue needs to be done. If the legislature comes back in July then the city needs to walk through the issues between now and then. The moratorium does not halt any conversations it allows for the time to learn all of the things that will be required to be in place.

Mayor Marlowe stated he looked to see if the legislature had filed any bills yet. He stated that October 3rd is when things will go in effect. He stated that there would be public workshops between now and then. He stated he felt the eight month moratorium was adequate but would support the six month.

Councilman Davis stated that six months would be the end of August for this to be brought back. He stated he would support six month moratorium.

City Attorney Driscoll reminded Council that the ordinance hearings would need to take place plus the item would need to go to LDRB. This is the reason he suggested the year moratorium.

Deputy Mayor Phillips reiterated Councilwoman DeBella Thomas' comments that Council is not against it but it needs to be carefully placed within the city. He stated he believed the ordinance could be done within a six month moratorium. He said it needs to be made available in the city and that tax revenue would be pursued. At the end of the day he wants to make sure that the people who need it will get it properly. He stated he would support six months.

Councilman Starkey stated that he would support a six month moratorium.

Deputy Mayor stated he would like LDRB members to attend the work sessions.

Motion was made to approve the ordinance upon its second and final reading.

Motion made by Jeff Starkey and seconded by Chopper Davis. The Motion Passed. 4-1. Ayes: Davis, Marlowe, Phillips, Starkey Nays: DeBella Thomas

b Second Reading, Ordinance No. 2017-2107: Firefighters Pensions & Retirement

City Attorney Driscoll read the proposed ordinance by title only. Upon opening the floor to public comment, no one came forward therefore Mayor Marlowe returned the floor to Council.

Deputy Mayor Phillips stated there were a lot of changes and asked for clarification that the changes in the ordinance were more of a housekeeping and clarification issue. He stated he is very concerned and has stated on numerous occasions that he is concerned with pension funds. City Manager Manns replied that the proposed changes were regarding definitions and were in respect to the legislature and IRS tax code.

Motion was made to approve the ordinance upon its second and final reading.

Motion made by Chopper Davis and seconded by Judy DeBella Thomas. The Motion Passed. 5-0. Ayes: Davis, DeBella Thomas, Marlowe, Phillips, Starkey

c First Reading, Ordinance No. 2017-2108: Amending Section 14-23 of the City Noise Ordinance

City Attorney Driscoll read the proposed ordinance by title only. City Manager Manns introduced the item to Council. She stated that in November of 2016 a noise ordinance was enacted due to resident concerns of noise levels from entertainment in the downtown area. The ordinance being presented proposes some changes to make it easier to work with. She then introduced Chief Bogart who made a presentation to Council.

Chief Bogart stated since the ordinance went into effect there have been over eighty complaints that have been received. He stated that the original ordinance calls for decibel readings to be taken from the property line. He stated that what is being proposed is still the current use of decimeter but for low level sounds to use human hearing so that if an officer can hear the noise within a hundred feet a citation could be issued. This would also apply to motor vehicles as well.

Upon opening the floor to public comment, Gary Brewer came forward and stated he appreciated the ordinance. With no one else coming forward therefore Mayor Marlowe returned the floor to Council.

Councilman Davis asked before a citation is written would there be a team decision and Chief responded no that it is up to the individual officer. Chief stated readings would be made at one hundred feet or better.

Motion was made to approve the ordinance upon its first reading.

Motion made by Jeff Starkey and seconded by Judy DeBella Thomas. The Motion Passed. 5-0. Ayes: Davis, DeBella Thomas, Marlowe, Phillips, Starkey

10 Business Items

a VA Land Assembly Agreement

City Manager Manns introduced the item to Council. She stated staff has been working with Mr. Mark Hefferin with E2L Holdings in regards to the redevelopment of the old Community Hospital site in regards to the proposed VA project. She then introduced Mr. Iezzoni who made a presentation to Council. He stated that the Community Hospital site is being reviewed by the VA as a viable site. Staff has been working with the developer, E2L, on the sight analysis for over a year. Mr. Iezzoni then discussed eleven points which would be highlighted in the agreement. The site would be for 17 acres and a 114,000 square foot facility would be built.

Upon opening the floor to public comment, no one came forward therefore Mayor Marlowe returned the floor to Council.

Councilwoman DeBella Thomas asked for clarification of the roads on the map that was shown. She asked about what demolition had already occurred. Mr. Iezzoni stated the the behavioral health building would remain.

City Manager Manns stated that the city would be able to present more information after the SFO is released.

Deputy Mayor Phillips stated he had some points he wanted to discuss. Without reviewing the agreement it was a leap of faith to move forward. He thanked Mr. Iezzoni and Ms. Manns for the work they have done on the project so far. He stated that he wanted to see the 800-1,000 jobs that will be created stay in the city.

Mr. Hefferin came forward to address Council. He stated he has been a general contractor for over thirty years. He has worked on large VA projects in Charlotte and in Pennsylvania. He stated Congressman Bilirakis was instrumental in getting the VA to review the city site.

Councilwoman DeBella Thomas asked Mr. Hefferin to clarify his role in the process. Mr. Hefferin stated he only committed to the city to look at the site.

Councilman Starkey thanked Mr. Rivera, Ms. Manns and Mr. Iezzoni for all of the hard work so far. He stated he was excited for the project and he was confident.

Councilman Davis stated it was nice to finally meet Mr. Hefferin after hearing about him over the last several months.

Motion was made to approve the item as presented.

Motion made by Bill Phillips and seconded by Judy DeBella Thomas. The Motion Passed. 5-0. Ayes: Davis, DeBella Thomas, Marlowe, Phillips, Starkey

b Consideration of Purchase for Two Wastewater Treatment Plant Return Pumps

City Manager Manns introduced Mr. Rivera who presented the item to Council. He stated the equipment will be used in the wastewater treatment plant. The existing pumps were installed in 1988. No additional adapt kits will be needed for installation. Upon opening the floor to public comment, no one came forward therefore Mayor Marlowe returned the floor to Council. Motion was made to approve the item as presented.

Motion made by Judy DeBella Thomas and seconded by Chopper Davis. The Motion Passed. 5-0.  
Ayes: Davis, DeBella Thomas, Marlowe, Phillips, Starkey

c Consideration of Purchase for an Additional LED Video Display Board for Sims Park

City Manager Manns introduced the item to Council. She stated just over a year ago Council approved the purchase of one LED video board for Sims Park. At that time, Council deferred the purchase of an additional board for a year. Since the installation the video board has enhanced the events that have taken place in the park. She stated that Thomas Signs has been willing to honor the original contract pricing that was quoted last year.

Upon opening the floor to public comment, no one came forward therefore Mayor Marlowe returned the floor to Council.

Councilman Starkey stated that over a year ago he made a heartfelt speech as to why the signs were important for Sims Park. He stated his expectations have been met with the current sign. He was happy to get one board and is looking forward to getting the second sign.

Deputy Mayor Phillips stated he felt it would balance everything out. He also asked about the sight lines. Mr. Rivera responded that the roots were pruned and the trees were relocated a month ago so they are no longer in the sight lines.

Councilman Davis stated the only things he has seen on the signs are activities that are going on in the park and you have to be in the park to see the advertisements. Mr. Weed replied that the sign is used an enhancement tool and informational guide and cannot be used in any capacity for advertising.

Mayor Marlowe stated he agreed with Councilman Starkey that this should have been done last year.

Deputy Mayor asked if there was any way to reinvestigate to make the sign mobile. Kyle Tobul with Thomas Signs came forward and responded that the cost of the mobile unit would be an additional \$50k in addition to the cost of the screen itself.

Councilwoman DeBella Thomas stated that if you are in the park and an event is going on if the sign was larger you could see better. She stated she did not know if having the board actually enhances the events. To have live feed there are additional needs. She did not know if having a second screen would be the way to go.

Motion was made to approve the item as presented.

Motion made by Jeff Starkey and seconded by Bill Phillips. The Motion Passed. 3-2. Ayes: Marlowe, Phillips, Starkey Nays: Davis, DeBella Thomas

d Quarterly Financial Report

City Manager Manns introduced Ms. Feast who presented the item to Council. She stated the purpose of this item was to provide an overview of the financial condition of the city for the first quarter of FY17. She stated the report included balances along with comparisons of budget to actuals, investments and interest earned. Upon opening the floor to public comment, no one came forward therefore Mayor Marlowe returned the floor to Council. Motion was made to approve the item as presented.

Motion made by Judy DeBella Thomas and seconded by Chopper Davis. The Motion Passed. 5-0.  
Ayes: Davis, DeBella Thomas, Marlowe, Phillips, Starkey

e Board Re-Appointment: Barbara Sullo, Environmental Committee

City Manager Manns introduced the item to Council. She stated the purpose of this item was to re-appoint Barbara Sullo to the Environmental Committee. City Manager Manns stated that Ms. Sullo

has been a valued member of the committee for many years. If approved, Ms. Sullo's term would expire on February 21, 2019. Upon opening the floor to public comment, no one came forward therefore Mayor Marlowe returned the floor to Council. Motion was made to approve the item as presented.

Motion made by Chopper Davis and seconded by Jeff Starkey. The Motion Passed. 5-0. Ayes: Davis, DeBella Thomas, Marlowe, Phillips, Starkey

f Board Re-Appointments: John Grey and Daniel Maysilles, Land Development Review Board

City Manager Manns introduced the item to Council. She stated the purpose of this item was to re-appoint John Grey and Daniel Maysilles to the Land Development Review Board. City Manager Manns stated that both gentlemen been valued members of the board for many years. If approved, their terms would expire on February 21, 2020. Upon opening the floor to public comment, no one came forward therefore Mayor Marlowe returned the floor to Council. Motion was made to approve the item as presented.

Motion made by Chopper Davis and seconded by Judy DeBella Thomas. The Motion Passed. 5-0. Ayes: Davis, DeBella Thomas, Marlowe, Phillips, Starkey

g Three Minute Report: Public Works Department

11 Communications

Mayor Marlowe attended the Tampa Bay Water meeting on Monday and was happy to report that the Mosaic sinkhole contamination has not spread. He stated April is water conservation month and requested proclamation.

Councilwoman DeBella Thomas stated she attended the TBARTA seminar last week and the issue was timely because the initiative coming out of the SLC is to work together to advocate transportation issues. On Friday she attended a seminar in Pasadena and the city should look into hosting a seminar. She stated she asked for a copy of the power point from the seminar and would pass it along to be distributed to her fellow Council members when she received it. She stated she was very pleased at the groundbreaking for Main Street Landings on Friday.

Councilman Starkey brought up the Go Fund Me page created by Regan Weiss which has raised over \$6k in one day for bridge lighting. Mr. Rivera stated he was aware of the project. City Manager Manns stated the city would work with the county on the project.

Councilman Davis asked if staff had reached out to the four entities that he requested for the Pavement Management Plan committee. Mr. Rivera stated he has talked with several of them and have reviewed their suggestions. He asked that continual outreach be made to the big commercial businesses in the city.

City Manager Manns invited the public to the Main Street Landings groundbreaking ceremony on Friday.

12 Adjournment

There being no further business to consider, upon proper motion, the meeting adjourned at 8:47 pm.

(signed) \_\_\_\_\_  
Judy Meyers, City Clerk

Approved: \_\_\_\_\_ (date)

Initialed: \_\_\_\_\_

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# Let's Talk About It

Let's Talk About Spot Zoning

(<http://www.mymedicineconsulting.com/lets-talk-about-spot-zoning>)

1/5/2017

**1 Comment (<http://www.mymedicineconsulting.com/letstalk/lets-talk-about-spot-zoning#comments>)**

## Authors

This blog will be authored exclusively by Irvin Rosenfeld & Hiedi Handford of My Medicine Consulting.

## Archives

**January 2017**

**(/letstalk/archives/01-2017)**

**December 2016**

## What Constitutes Spot Zoning

The "classic" definition of spot zoning is "the process of singling out a small parcel of land for a use classification totally different from that of the surrounding area for the benefit of the owner of such property and to the detriment of other owners."<sup>1</sup>

Occasionally, planning boards or commissions are faced with a petitioner's request to re-zone property only to be challenged with an objector's claim that doing so would constitute illegal spot zoning. The plan commission often has a quandary; approve the development and risk making an improper, if not illegal decision, or deny the development which would have financially improved the community. To better assist with this difficult decision, it is beneficial for the commission to understand exactly what "spot zoning" is.

Spot zoning is, in fact, often thought of as the very antithesis of plan zoning. 2 (<http://plannersweb.com/2013/11/understanding-spot-zoning-2/#note-10779-2>) When considering spot zoning, courts will generally determine whether the zoning relates to the compatibility of the zoning of surrounding uses. Other factors may include; the characteristics of the land, the size of the parcel, and the degree of the "public benefit." Perhaps the most important criteria in determining spot zoning is the extent to which the disputed zoning is consistent with the municipality's comprehensive plan.

**Counties and municipalities both adopt comprehensive plans for the purposes of stating their long term planning objectives, and addressing the needs of the community in one comprehensive document that can be referred to in making many zoning decisions over**

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time.

**Comprehensive plans also typically map out the types (and locations) of future land use patterns which the municipality (or county) would like see -- again, these provide guidance for changes in the zoning ordinance and zoning district maps.**

**The key point: rezonings should be consistent with the policies and land use designations set out in the comprehensive plan.**

Importantly, each claim of spot zoning must be considered based upon its own factual scenario. Indeed, some courts engage in a cost/benefit analysis to determine whether the challenged zoning is spot zoning.

Although courts often find spot zoning where the challenged zone is surrounded by other incompatible zones, spot zoning is less likely to occur when the rezoning has “slopped over” by the extension of the perimeter of an existing zone to include the rezoned area.

Additionally, improper spot zoning is less likely when the disputed area is characterized by mixed uses or transitional areas. In other words, spot zoning is more frequently found in residential than in commercial neighborhoods. When holding that spot zoning is invalid, some courts will couch their ruling in in terms of substantive due process – in other words, that the rezoning was not “reasonably related” to a legitimate state interest. Other courts will frame a ruling upon

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equal protection principles. Regardless, when courts declare such rezoning invalid they must base their declaration on: (1) the lack of connection of the rezoning to a legitimate power or purpose; (2) the lack of the rezoning's conformity to the comprehensive plan; or (3) the rezoning's representing an unreasonable inequality in the treatment of similarly situated lands.

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## Countering Spot Zoning

Spot zoning, however, may be countered when the challenged zoning is found to be consistent with a municipality's recent zoning trends in the area, not just with the present surrounding uses. To illustrate the importance that each factual scenario must be closely addressed, rather than merely labeled, it should be noted that one Illinois court found that the rezoning of small parcels inconsistent with the zoning of surrounding areas is not necessarily unlawful. The size of a parcel is just one factor to be considered in determining spot zoning.

A claim of spot zoning may also lack merit, for instance, when the zoning or planning regulations consider the boundaries of the property in dispute to contain a line of demarcation between zoning districts which would appropriately separate one zoning district from another. Most importantly though, if the zoning is enacted in accordance with a comprehensive plan, it is typically not "spot zoning."

\*excerpted from [:PlannersWeb.com](http://plannersweb.com)  
<http://plannersweb.com/2013/11/understanding-spot-zoning-2/#note-10779-4>\*

## Zoning Laws

cont.

- **Rezoning:** A revision in zoning law, usually changing an entire zone or area from one type to another
- **Spot zoning:** Similar to rezoning, but typically has small or individual land parcels as its subject rather than an entire zone or area

There's a brief lesson in Zoning and Spot Zoning above - and you may be there wondering

### ***"Why all the Hullabaloo?"***

This was a HUGE issue in Colorado and Michigan back in 2011-2013, and many issues still continue today in multitudes of states. We as an industry in Florida must be PROACTIVE within our communities and work diligently to avoid these situations. Making legal errors in these areas is vastly expensive and time consuming, and many times the cost of all of that lands on the patients through upped product costs, delay or services if not entire loss, and complete upset and unrest within the community.

Let's talk about Boulder Colorado - March - 2012

District Attorney Stan Garnett addresses Attorney General John Walsh regarding the zoning of Medical Marijuana Dispensaries.

See letters below

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[http://www.westword.com/news/marijuana-da-stan-garnett-defends-telling-feds-to-back-off-boulder-](http://www.westword.com/news/marijuana-da-stan-garnett-defends-telling-feds-to-back-off-boulder-mmcs-5883876)

[mmcs-5883876](http://www.westword.com/news/marijuana-da-stan-garnett-defends-telling-feds-to-back-off-boulder-mmcs-5883876) Below, we close with a Public Policy Brief presented by Michigan State University Extension.

It's a jungle out there folks! Please remember - we're here for you. Be sure to subscribe to our Newsletter **[HERE](#)**

<http://www.mymedicineconsulting.com/subscribe.html> If

you found this article useful, please share on your social media and e-mail.

Thank you

Hiedi & Irv

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U.S. DEPARTMENT OF JUSTICE

John F. Walsh

*United States Attorney  
District of Colorado*

1225 Seventeenth Street, Suite 700  
Seventeenth Street Plaza (FAX)  
Denver, Colorado 80202

303-454-0100  
303-454-0400

March 20, 2012

Stanley Garnett, District Attorney  
20<sup>th</sup> Judicial District  
Boulder County Justice Center  
1777 6th Street P.O. Box 471  
Boulder, CO 80306

Dear Mr. Garnett:

I have received your letter of March 13, 2012 regarding this office's enforcement of federal law prohibiting the sale and distribution of marijuana. Although I welcome the opportunity for continued dialogue on this complex issue, I respectfully disagree with the position your letter outlines.

Federal law unambiguously prohibits all sale and distribution of marijuana. In light of "medical marijuana" laws passed in several states, however, the Department of Justice has given U.S. Attorneys around the country guidance as to the appropriate use of federal law enforcement resources with respect to prosecution of persons using marijuana for medical purposes on the advice of a physician, and their immediate caregivers. In the now well-known *Ogden* and *Cole* memos, the Department leaves enforcement discretion with U.S. Attorney's Offices around the country, counsels that prosecution of persons using marijuana for medical purposes and their immediate caregivers is not ordinarily the best use of federal law enforcement resources, and then reemphasizes that investigation and prosecution of marijuana trafficking remains a priority of the Department, particularly where federal interests require it.

One of those overriding interests – not just for the federal government, but for Colorado government and for local government – is the protection of children and young people from drugs and drug abuse, very much including marijuana abuse. In the second half of 2010 and in 2011, Colorado saw an explosion in the number of marijuana dispensaries, with dozens opening close to schools. This office has reviewed information from many sources, including our public schools, as well as hospitals and medical professionals, that shows an alarming and substantial spike in marijuana abuse by children and young people during that same period.

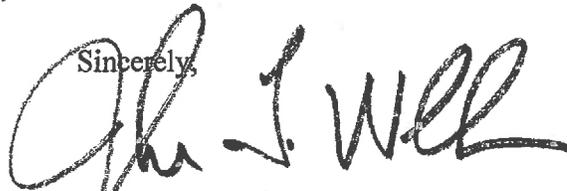
Stanley Garnett, District Attorney  
March 20, 2012  
Page 2

When this disturbing information came to the attention of this office, we concluded that our responsibility – as federal law enforcement officials, and also as Coloradans living in the very Colorado communities impacted by these alarming trends – required a response. As a result, as part of our overall enforcement efforts against marijuana trafficking, this office has undertaken a focused program to enforce federal laws against drug trafficking near our schools. Under that program, we are sending warning letters to every marijuana dispensary we identify that is operating within 1,000 feet of a school. (I should emphasize that this program is only one part of this office's overall enforcement effort, and does not create by implication a safe harbor for marijuana dispensaries or marijuana cultivation in other locations.) Those letters give dispensaries operating within 1,000 feet of a school a 45-day warning period within which to cease operations or face enforcement action, including but not limited to civil asset forfeiture of the properties involved. As a result of the first set of over 20 letters sent in January, all the dispensaries warned closed voluntarily, and no federal forfeiture or other litigation proved necessary.

This office will continue this program until all marijuana dispensaries in Colorado operating within 1,000 feet of a school have been warned and have ceased operations. To be clear, this program is not at the direction of Washington, D.C., but at my direction as U.S. Attorney and as a Coloradan, exercising the discretion that the Department of Justice has left local U.S. Attorneys to take local circumstances into account in determining how best to address the enforcement of federal laws against marijuana trafficking.

I believe that enforcing federal law to protect our children and young people from drug abuse is not only a legitimate use of federal resources, but a core responsibility for me and this office – and I believe that is our duty as Coloradans as well. That view has only been confirmed by the outpouring of thanks and appreciation this office has received from Coloradans in affected communities for our program to close marijuana dispensaries near schools.

The District Attorney's Office for the 20<sup>th</sup> Judicial District and the United States Attorney's Office have a long history of cooperation on law enforcement matters, and I look forward to continuing that cooperation.

Sincerely,  
  
JOHN F. WALSH  
United States Attorney

JFW/je



City Council Corner  
**YOLANDA ROMAN**  
 Gulfport City Council Member, Ward 3

FEBRUARY 2017

HOME



*Stay updated on what's happening right here in the City of Gulfport, working together to continue making our city a great place to live, work and play!*

## Amendment 2: Medical Marijuana & Temporary Moratorium / UPDATED FEB. 7

February 11, 2017

At the February 7, 2017 Gulfport City Council meeting, we voted on **Resolution No. 2017-14**, "imposing a moratorium on the establishment of medical marijuana dispensing facilities and treatment centers." The intent of the Resolution is to enable City Staff sufficient time to **"review, study, and comply with all applicable codes, regulations, laws, and policies."** This decision is in line with numerous other municipalities. It is important to note that access to medical marijuana for patients is critically important. Accordingly, the Department of Health and the State Legislature are busy developing the rules to effectively implement Amendment No. 2. The moratoriums are temporary, including Gulfport's.

On a recent call with the Florida League of Cities, which included City Staff, Law Enforcement and other experts, some of the key issues that cities must be aware of and ready to address via zoning and other ordinances include:

- Amendment No. 2 established a 6 month deadline (August 3, 2017) for the DOH to issues regulations; patient ID cards and treatment facility licenses are to issue by November 3, 2017
- Cities must develop "marijuana facilities zoning codes" (classifying all three); some may look to treat marijuana facilities in the same light as facilities serving/dispensing alcohol; fire safety codes must be updated to address medical marijuana use within facilities, public areas and the workplace
- Since treatment facilities are able to administer, dispense and store marijuana, city codes must address odors, security, waste disposal, ventilation, storage, etc.
- Growing facilities will cultivate marijuana (not dispense or administer) and cities must modify "fire safety plans and fire codes" (these facilities require extremely powerful and high electrical needs); they will also be required to request a "certificate of use" from cities, for use in their state applications; growing facilities are highly industrial, with high chemicals use
- Cities must also develop appropriate rules and policies for the work environment; cities can potentially be sued if a card-carrying person is prevented from using marijuana in the workplace; personnel manuals must address how to respond to individuals who may be impaired, as well as the handling of machinery or driving city vehicles
- Cities must address and develop ordinances specifically on proximity to schools and churches
- The Legislature must also develop and work with DOH on rules and regulations; Senator Dudley proposes to expand the number of dispensaries and ensure less red-tape; the Bradley Bill proposes to continue current path and consider more dispensaries as more people sign-up; the Brandes Bill (SB 614) develops a regulatory framework for medical marijuana -- increase the number of treatment centers, issue 4 distinct licenses (grow, process, transport or dispense), limit dispensary license to one for every 25,000 people in a county, give local governments ability to prohibit dispensaries within city limits and no advertising
- Up in the air is the issue of taxing or not taxing medical marijuana -- no answer to date; is it cigarette-like or a prescription; prescriptions laws are federal; currently in Florida...medical marijuana is NOT handled as a prescription; its use is illegal, unless the patient seeks a state decision (waiver) against federal law

Original Summary Below -- Published January 27, 2017

### **ORDINANCE NO. 8995-17 -- Constitutional Amendment 2 / Medical Marijuana**

During my City Council comments at the **January 3, 2017 Gulfport City Council meeting**, I shared that Amendment 2 ("Use of Marijuana for Debilitating Medical Conditions"), approved by Florida voters on November 8, 2016, took effect on January 3. The Amendment enables the **expansion of dispensaries and distributors, as well as "Medical Marijuana Treatment Centers."** These centers are able to "cultivate, possess, process (e.g., foods, tinctures, aerosols, oils, or ointments), transfer, transport, sell, distribute, dispense, and administer medical marijuana." They may also dispense products containing marijuana, related supplies and educational materials. The issue that has arisen for municipalities is that there is little information and direction on how to handle these new facilities, specifically permitting and zoning.

The Florida Department of Health (DOH) and the State Legislature were given **six months from November 2016 to develop regulations pertaining to the medical marijuana treatment centers** -- state registration requirements, storage, security, record keeping and maximum amount of medical marijuana that can be kept on hand. The Legislature met in December 2016 to begin this process, with additional meetings with the DOH during the first quarter of 2017. It is estimated that regulations may be completed and **available to municipalities by May or June 2017.**

It is important to note that non-medical use marijuana continues to be a Schedule I drug, thus illegal under federal law. Prior to Amendment 2, Florida has had and continues to have the "Compassionate Medical Cannabis Act of 2014," which makes available low level THC marijuana (e.g., Charlotte's Web) for patients with cancer or chronic seizures.

**NOTE: We will be discussing this at the February 7, 2017 Gulfport City Council meeting.**

### **Actions Being Taken by Florida Cities and Counties**

Since Florida now goes from a handful of marijuana providers to many new distributors, dispensaries and treatment centers statewide, **municipalities find that they need time to get and understand the anticipated state regulations once they issue (May/June 2017).** Municipalities will have to consider, or at least assess their state of readiness, what zoning and permitting ordinances are required for facilities that cultivate, dispense and distribute medical marijuana. It is likely that most will amend their Code of Ordinances on land use. Right now, there is **a robust list of Cities and Counties adopting "temporary moratoriums" on approving dispensaries, treatment centers and distributors within city or county limits.** Below is information on city/county actions throughout Florida.

- The **City of Clearwater** passed an ordinance "imposing a temporary moratorium on the operation of any additional dispensing organizations that dispense low-THC cannabis or medical cannabis or on the operation of medical marijuana treatment centers...for a period of six months." The moratorium, which terminates

State Legislative Appropriations Request: Contacting Senator & Representative -- Private Lateral Lines  
 February 15, 2017

Dangerous Animals -- Gulfport & County Ordinances  
 February 15, 2017

To Kill A Mockingbird -- A Black History Month Event  
 February 14, 2017

Pinellas County Wastewater/Sewer Task Force: Recommendations (Includes Gulfport)  
 February 14, 2017

Amendment 2: Medical Marijuana & Temporary Moratorium / UPDATED FEB. 7  
 February 11, 2017

Equal Standing to the LGBTQ Community Under Every Facet of Rights  
 February 8, 2017

Gulfport 2017 MLK Day of Service and MLK Day Parade  
 January 16, 2017

Next Coffee Chat: January 28, 2017  
 January 3, 2017

Happy New Year!  
 December 31, 2016

\*\* CY 2017 -- City Priorities, My Page 68

Priorities \*\*  
[December 29, 2016](#)

Sewers/I&I Project Update (Stay Informed)  
[December 27, 2016](#)

Thank You: Senior Center Holiday Food Drive 2016  
[December 21, 2016](#)

December 2016 Fun Photos  
[December 20, 2016](#)

Private Lateral Sewer Lines -- City Replacement Program (A Proposal)  
[December 3, 2016](#)

Formula (Chain) Stores in Gulfport  
[November 30, 2016](#)

November 2016 Fun Photos  
[November 29, 2016](#)

Gulfport MLK Day of Service 2017 -- Jan 14, 2017  
[November 28, 2016](#)

Gulfport Senior Center "Holiday Food Drive"  
[November 13, 2016](#)

Gulfport and Elections  
[November 12, 2016](#)

Drive-Through -- Conditional Use to a Permitted Use  
[October 28, 2016](#)

Lateral Sewer Lines & Vacuum/Pumper Trucks  
[October 26, 2016](#)

October Fun Photos...  
[October 25, 2016](#)

Coffee Chat: Sat., 10/29  
[October 12, 2016](#)

Sewer Infiltration & Inflow Improvement Plan (Gulfport)  
[September 28, 2016](#)

Gulfport FY 2017 Budget Adopted -- Sept 20  
[September 27, 2016](#)

June 3, 2017, is necessary to allow the City to study and develop regulations specific to "cultivating, processing, distributing or selling cannabis or related activities." They also want to address "potential adverse impacts on health, safety, and welfare of residents." Some of the safety issues they are concerned about includes potential robberies, impact on nearby businesses, nuisance problems and increased DUI incidents.

- Example of **cities and counties with medical marijuana (distributor, dispensary and treatment center) moratoriums** include: St Pete Beach, Tallahassee, Miami Beach, Bonita Springs, Bradenton Beach, Gulf Breeze, Orange County, Wilton Manors, Winter Garden, Jacksonville Beach, Sarasota, Orange Park, Palm Coast County, Marathon, Manatee County, Flagler County, Apopka, Bay County, Zephyrhills, Largo, Deerfield Beach, Pompano Beach, Delray Beach, Boca Raton, Port St Joe, Seminole, Coconut Creek, Long Boat Key and others.
- The **Pinellas County Board of Commissioners** discussed at their January 10, 2017 regular meeting a proposed "moratorium on the establishment of medical marijuana dispensing facilities and treatment centers for a period 180 days." The moratorium gives the County time to develop zoning requirements specific to entities (currently not in the County Codes), as well as develop criteria on numbers and locations. **On January 24, 2017, County Ordinance No. 17-05 was discussed and adopted.**

**Gulfport and Dispensaries, Distributors and Treatment Facilities**

First, it is clear that in the state of Florida, due to Amendment 2, we will now have a **medical marijuana program that will greatly assist and improve the health care management of patients suffering from very debilitating conditions.** Currently, there are only a handful of dispensaries that are providing medical marijuana via the Charlotte's Web framework. It is important for the State Rules to issue promptly to enable expanded access to care.

At this time, **we may also want to consider a "temporary moratorium" for medical marijuana dispensaries, distributors and treatment facilities within the City of Gulfport city limits.** This would only be for a short period of time, enough for us to get the DOH/State Legislature regulations and know exactly what we can and can't do. During this time, City Staff will also be able to study and design any applicable ordinance (zoning/permitting) changes that may be needed. No doubt that Gulfport will do the right thing keeping the best interest of resident's paramount, as well as meeting the needs of patients needing access to medical marijuana.

**Florida Department of Health -- OCU Public Comment Form**

"Thank you for participating in the Florida Department of Health Office of Compassionate Use rulemaking process. The Office of Compassionate Use, enacted by the Compassionate Medical Cannabis Act of 2014, oversees Florida's medical marijuana infrastructure. This infrastructure includes approved dispensing organizations, qualified ordering physicians, and the online Compassionate Use Registry. As we move forward with **implementation of Amendment 2, we are interested to hear from our constituents.** To provide public comment, please fill in the fields below." <http://www.floridahealth.gov/programs-and-services/office-of-compassionate-use/comment-form/index.html>

DOH issued January 17, 2017 their intent to develop the Rules: <https://www.flrules.org/gateway/ruleNo.asp?id=64-4.012>

DOH is also holding Public Workshops across the state to seek comments from the public and others on the "Draft Rules Language." <http://www.floridahealth.gov/programs-and-services/office-of-compassionate-use/resources/documents/170125-bi-weekly-update.pdf>

The Department has initiated rulemaking to implement Amendment 2...The Department will be holding **five regional workshops in February.** These workshops are open to the public and attendees are encouraged to provide comments.

- **Monday, February 6, 2017,** 2 p.m. – 4 p.m. Duval County Health Department 900 University Blvd. North, **Jacksonville, FL**
- **Tuesday, February 7, 2017,** 10 a.m. – noon Broward County Health Department 780 SW 24th Street, **Fort Lauderdale, FL**
- **Wednesday, February 8, 2017,** 9 a.m. – 11 a.m. Florida Department of Health, Tampa Branch Laboratory 3602 Spectrum Blvd., **Tampa, FL**
- **Wednesday, February 8, 2017,** 6 p.m. – 8 p.m. Orange County Health Department 6102 Lake Ellenor Drive, **Orlando, FL**
- **Thursday, February 9, 2017,** 4 p.m. – 6 p.m. Betty Easley Conference Center 4075 Esplanade Way, Room 148, **Tallahassee, FL**

**Florida Amendment 2 and Other Resources**

- On the November 2016 voter ballot.
- Name of the Constitutional Amendment: Use of Marijuana for Debilitating Medical Conditions
- Passed with an overwhelming voter support of 71.32%.
- Medical marijuana can now be used with patients diagnosed with cancer, epilepsy, glaucoma, HIV, AIDS, post-traumatic stress disorder (PTSD), amyotrophic lateral sclerosis (ALS), Crohn's disease, Parkinson's disease and multiple sclerosis.
- Full text of Amendment 2 (alongside the other ballot initiatives): <http://dos.myflorida.com/media/696216/constitutional-amendments-2016-general-english-booklet.pdf>
- Pinellas County Moratorium Ordinance No. 17-05: file: <https://pinellas.legistar.com/LegislationDetail.aspx?ID=2918638&GUID=F7367243-75A7-48FE-B87A-01B781D98598>
- St. Pete Beach Temporary Moratorium: <http://www.stpetebeach.org/mcaes/stories/city-clerk/pdfs/Ord/2016/2016-25.pdf>
- Town of Long Boat Key Temporary Ordinance: <http://www.longboatkey.org/docview.aspx?doctype=fd&docid=45827>
- City of Ft. Lauderdale Temporary Moratorium: <http://www.fortlauderdale.gov/home/showdocument?id=19284>
- City of Wildwood Florida Temporary Ordinance: [http://www.wildwood-fl.gov/vertical/sites/%7B2B1FDA13-2F94-4097-8D07-352D07554D9B%7D/uploads/O2014-45\\_Moratorium\\_on\\_Marijuana.pdf](http://www.wildwood-fl.gov/vertical/sites/%7B2B1FDA13-2F94-4097-8D07-352D07554D9B%7D/uploads/O2014-45_Moratorium_on_Marijuana.pdf)
- City of Bradenton Temporary Ordinance: <http://www.cityofbradenton.com/vertical/Sites/%7B2D1C3C91-86C5-4ACC-86B6-6CFA76381D46%7D/uploads/DOC030.pdf>





## Certificate of Appointment

**STATE OF FLORIDA, PASCO COUNTY, CITY OF NEW PORT RICHEY:**

This is to certify that on the 7th day of March, 2017 James Mastrocolo was duly appointed Firefighter for the New Port Richey Fire Department, in and for the City of New Port Richey, according to the laws of the State of Florida and ordinances in such cases made and provided.

**IN WITNESS AND RATIFICATION THEREOF,** we have hereunto set our hands and the Seal of said City, this 7th day of March, 2017.

Mayor: \_\_\_\_\_

Deputy Mayor: \_\_\_\_\_

Council Member: \_\_\_\_\_

Council Member: \_\_\_\_\_

Council Member: \_\_\_\_\_

City Manager: \_\_\_\_\_

**STATE OF FLORIDA, PASCO COUNTY, CITY OF NEW PORT RICHEY:**

I, James Mastrocolo, a citizen of the State of Florida and of the United States of America, and being employed by or an officer of the City of New Port Richey, and a recipient of public funds as such employee or officer, do hereby solemnly swear or affirm that I will support the Constitution of the United States and of the State of Florida. And, that I will honestly, faithfully, and impartially discharge the duties of my trust as Firefighter, New Port Richey Fire Department, in and for said City of New Port Richey, according to the law and to the best of my knowledge and ability, so help me God.

\_\_\_\_\_  
James Mastrocolo

Subscribed and sworn to before me this 7th day of March, 2017.

\_\_\_\_\_  
Judy Meyers  
City Clerk



## Certificate of Appointment

**STATE OF FLORIDA, PASCO COUNTY, CITY OF NEW PORT RICHEY:**

This is to certify that on the 7th day of March, 2017 Justin Murphy was duly appointed Firefighter for the New Port Richey Fire Department, in and for the City of New Port Richey, according to the laws of the State of Florida and ordinances in such cases made and provided.

**IN WITNESS AND RATIFICATION THEREOF**, we have hereunto set our hands and the Seal of said City, this 7th day of March, 2017.

Mayor: \_\_\_\_\_

Deputy Mayor: \_\_\_\_\_

Council Member: \_\_\_\_\_

Council Member: \_\_\_\_\_

Council Member: \_\_\_\_\_

City Manager: \_\_\_\_\_

**STATE OF FLORIDA, PASCO COUNTY, CITY OF NEW PORT RICHEY:**

I, Justin Murphy, a citizen of the State of Florida and of the United States of America, and being employed by or an officer of the City of New Port Richey, and a recipient of public funds as such employee or officer, do hereby solemnly swear or affirm that I will support the Constitution of the United States and of the State of Florida. And, that I will honestly, faithfully, and impartially discharge the duties of my trust as Firefighter, New Port Richey Fire Department, in and for said City of New Port Richey, according to the law and to the best of my knowledge and ability, so help me God.

\_\_\_\_\_  
Justin Murphy

Subscribed and sworn to before me this 7th day of March, 2017.

\_\_\_\_\_  
Judy Meyers  
City Clerk



# NEW PORT RICHEY

5919 MAIN STREET . NEW PORT RICHEY, FL 34652 . 727.853.1016

---

**TO:** City of New Port Richey City Council  
**FROM:** Elaine D. Smith, CPRP, Director of Parks and Recreation  
**DATE:** 3/7/2017  
**RE:** Parks and Recreation Advisory Board Minutes - January 2017

**REQUEST:**

The request before City Council is to review the attached Minutes from the January 2017 Parks and Recreation Advisory Board.

**DISCUSSION:**

The Parks and Recreation Advisory Board meets monthly. The attached Minutes from the boards January 10, 2017 meeting were approved at the February 14, 2017 Advisory Board Meeting. The Minutes were submitted for the next available City Council Meeting on March 7, 2017.

**RECOMMENDATION:**

The recommendation before City Council is to review and accept the attached Minutes.

**BUDGET/FISCAL IMPACT:**

None.

**ATTACHMENTS:**

Description	Type
□ January Advisory Board Minutes	Cover Memo

# **PARKS & RECREATION BOARD MEETING**

January 10, 2017

The regular meeting of the Parks & Recreation Advisory Board was called to order at the Recreation & Aquatic Center at 7:30am on Tuesday, January 10, 2017. Chairman David Schrader, and Board Members Carolyn Marlowe, Joy Phillips, and staff liaison Elaine Smith were in attendance.

There were not enough members in attendance to make a quorum and to approve the meeting minutes for December 13, 2016.

## OLD BUSINESS:

- Board Member Renewals Approved for Carolyn & Justin
- Winter Fest - 500 attended - There were 3 snow slides, carnival games, and arts & crafts. Next year, we plan to combine the Winter Art Show with the Winter Fest; do two snow slides on the hill, "glice" ice skating in lower field, serve hot chocolate and snack items, show short movies outside, and have up-lighting and holiday music playing during the event. We will invite the choral groups from the schools to sing, have Art teachers hang students art work, have Mr. & Mrs. Claus, and have no carnival games. \*(for Summertime in the City, we will have no carnival games and have only water slides, dunk tank, fire hose, etc.)
- RAC Expansion Project - This is continuing to move forward; it will be on the February 7th City Council Meeting.
- Warranty work at Sims Park - The Public Works Director will let Elaine know when work is scheduled for the rusting shade structures. The playground area will be addressed at another time.

## NEW BUSINESS:

- FRPA Journal - Sims Park Highlighted
- Midnight Basketball was very well attended - over 140 participants
- Board Recommendations for 2017 - Please share your ideas and think about what you want to see in 2017 (the 10-year Anniversary of RAC is in May); anything for Parks, Master Plan, program ideas, etc.; you may email ideas; you don't have to wait until the February Board meeting (discussion ensued about the latest craze of painting rocks and hiding them).

## SPECIAL EVENTS

- Family Movie Night - January 14th: (Sims Park)
- Arbor Day - January 20th: 10am (Frances Avenue Park) - This will be held by the Public Works Dept and the Environmental Committee. The Parks & Recreation Department will provide cookies & milk.
- Master Plan Steering Committee Meeting - January 24th: 1pm (RAC) - The date may change; that is the same day as the City Council meeting.

## VOX POP

Joy saw a concrete Skate Park in Kansas City while on vacation; she wants to get some pictures to share with everyone.

Next meeting will be held Tuesday, February 14th at 7:30am.

The meeting was then adjourned.

Respectfully submitted,

Carolyn Marlowe  
P & R Adv. Bd. Secretary

BMB: dcf



# NEW PORT RICHEY

5919 MAIN STREET . NEW PORT RICHEY, FL 34652 . 727.853.1016

**TO:** City of New Port Richey City Council  
**FROM:** Crystal S. Feast, Finance Director  
**DATE:** 3/7/2017  
**RE:** Purchases/Payments for City Council Approval

**REQUEST:**

The City Council is asked to review the attached list of purchases and expenditures and authorize payment.

**DISCUSSION:**

Section 2-161 of the City's Code of Ordinances requires approval by the City Council for purchases and payments in excess of \$25,000.

**RECOMMENDATION:**

It is recommended that the City Council authorize the payment of the attached list of purchases and expenditures.

**BUDGET/FISCAL IMPACT:**

The purchases and expenditures presented have already been budgeted for. Expenditures will be included in the fiscal year-end reporting.

**ATTACHMENTS:**

Description	Type
☐ Purchases/Payments for City Council Approval	Backup Material

PURCHASES/PAYMENTS FOR CITY COUNCIL APPROVAL

None at this time

RECURRING EXPENDITURES OVER \$25,000

Duke Energy (Dec/Jan Services)	\$203,066.12
Fiduciary Trust Intl. of the South (Police Pension 02/09/2017)	45,082.35
Bank of America (Purchasing Card Transactions)	42,220.99
Fiduciary Trust Intl. of the South (Police Pension 02/23/2017)	40,583.03
American Traffic Solutions (Red Light Camera)	22,940.00



# NEW PORT RICHEY

5919 MAIN STREET . NEW PORT RICHEY, FL 34652 . 727.853.1016

**TO:** City of New Port Richey City Council  
**FROM:** Kim Bogart, Chief of Police  
**DATE:** 3/7/2017  
**RE:** Second Reading, Ordinance 2017-2108: Amending Section 14-23 of the City Noise Ordinance

**REQUEST:**

This request is for Council to conduct a second reading to amend Section 14-23 of the City Code of Ordinances relating to preventing excessive noise throughout the City.

**DISCUSSION:**

In November, 2016, this ordinance was revised to make sound decibel readings exceeding certain ranges as the sole means for officers to determine when violations occur. We have determined this approach works well in areas where there is little ambient sound and the source of the sound can be isolated. However, it did not take into account that certain low level sounds (especially bass) carry an exceptional distance but do not exceed established sound limit ranges. Those low level sounds, which are clearly audible and negatively affect residents, have resulted in numerous noise complaints to the police department.

This proposed revision allows for officers to have the option to use decimeter readings or their natural hearing, depending upon the circumstance to determine when violations are occurring.

**RECOMMENDATION:**

I recommend approval of this proposed amendment to the City noise ordinance.

**BUDGET/FISCAL IMPACT:**

There is no cost associated with this proposed ordinance change.

**ATTACHMENTS:**

Description	Type
▣ Ordinance 2017-2108: Amending Section 14-23 of the City Noise Ordinance	Backup Material

**ORDINANCE NO. 2017-2108**

**AN ORDINANCE OF THE CITY OF NEW PORT RICHEY, FLORIDA, PROVIDING FOR THE AMENDMENT OF SECTION 14-23 OF THE NEW PORT RICHEY CODE OF ORDINANCES; PERTAINING TO MAXIMUM PERMISSABLE SOUND; PROHIBITING NOISE PLAINLY AUDIBLE FROM A DISTANCE OF 100 FEET AND EMANATING FROM VEHICLES; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.**

WHEREAS, excessive noise within the City limits of the City of New Port Richey, Florida is a recurring condition which has resulted in excessive noise complaints increasing in the City;

WHEREAS, excessive noise is a detriment to the public health, safety, welfare and quality of life of the residents of the City;

WHEREAS, the New Port Richey Police Department conducted a sound study to collect data on noise levels at various locations throughout the City to assess the decibel level of sounds which were the subject of complaints;

WHEREAS, the City has compiled data from excessive noise complaints made to the New Port Richey Police Department;

WHEREAS, the City's current sound regulations do not address low frequency noises or noises emanating from vehicles which cannot be detected by a decibel meter, but are a nuisance to surrounding properties within the City; and

WHEREAS, it is declared as a matter of legislative determination and public policy that the provisions and prohibitions herein are necessary in the public interest; and it is further declared that the provisions and prohibitions herein are in pursuance of and for the purpose of securing and promoting the public health, safety, welfare and quality of life in the City.

**NOW, THEREFORE, THE CITY OF NEW PORT RICHEY, FLORIDA HEREBY ORDAINS:**

**Section 1. Section 14-23 of the Code of Ordinances, pertaining to maximum permissible sound, is hereby amended as follows (strikeout text is deleted and underlined text is added):**

**Sec. 14-23. - Maximum Permissible Sound.**

(a) Measurable Sound.

No person shall permit, cause, allow, create, or sustain the operation of any source of sound in a manner as to create a sound level emanating from any property that exceeds the sound limits listed in Table 1 for the type of property which is the source of the sound.

**Table 1**

**Residential Property**

<b>Times</b>	<b>Sound Limits</b>
<b>7:00 a.m. through 10:00 p.m.</b>	<b>55 dB(A) or 65 dB(C)</b>
<b>10:01 p.m. through 6:59 a.m.</b>	<b>50 dB(A) or 60 dB(C)</b>

**Non-Residential**

<b>7:00 a.m. through 11:00 p.m.</b>	<b>70dB (A) or 85dB(C)</b>
<b>11:01 p.m. through 6:59 a.m.</b>	<b>55dB (A) or 65dB(C)</b>

(b) Sound level Measurements.

(1) Outdoor sound level measurements shall be taken from any public or private property adjacent to the property from which the sound being measured reasonably emanates.

(2) The measurement of sound shall be made with a sound level meter which complies with the standards for a Type 2 sound level meter in accordance with ANSI S1.4-1983 issued by the American National Standards Institute, or such subsequently enacted standard intended to replace said standard. The slow response setting of the sound level meter shall be utilized for the measurement.

(c) Plainly Audible Sound.

No person shall permit, cause, allow, create, or sustain the operation of any source of sound in a manner as to create a sound level plainly audible from any property at a distance of 100 feet from the property line of the property which is the source of the sound between the hours of 10:00 p.m. and 7:00 a.m., notwithstanding whether said sound exceeds the sound levels set forth in subsection (a) hereof. The exemptions provided by sections 14-24(c) and (d) shall not apply to violations under this subsection (c).

(d) Vehicle Sound.

No person shall permit, cause, allow, create, or sustain the operation of any source of sound in a manner as to create a sound from any sound amplifying equipment located on or within any motor vehicle plainly audible from a distance of 100 feet. The exemption provided by section 14-24(l) shall not apply to violations under this subsection (d).

**Section 2. Conflict with Other Ordinances and Codes.** All ordinances or parts of ordinances of the City of New Port Richey, Florida, in conflict with the provisions of this ordinance, are hereby repealed to the extent of such conflict.

**Section 3. Severability.** If any provision or portion of this ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this ordinance shall remain in full force and effect.

**Section 4. Effective Date.** This ordinance shall take effect immediately upon its adoption as provided by law.

The foregoing Ordinance was duly read and approved on first reading at a duly convened meeting of the City Council of the City of New Port Richey, Florida this \_\_\_\_\_ day of \_\_\_\_\_, 2017, and read and adopted on second reading at a duly convened meeting of the City Council of the City of New Port Richey, Florida this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

ATTEST:

By: \_\_\_\_\_  
Judy Meyers, City Clerk

By: \_\_\_\_\_  
Robert Marlowe, Mayor-Council Member

(Seal)

APPROVED AS TO FORM AND LEGALITY  
FOR THE SOLE USE AND RELIANCE OF THE  
CITY OF NEW PORT RICHEY, FLORIDA:

\_\_\_\_\_  
Timothy P. Driscoll, City Attorney



# NEW PORT RICHEY

5919 MAIN STREET . NEW PORT RICHEY, FL 34652 . 727.853.1016

**TO:** City of New Port Richey City Council  
**FROM:** Elaine D. Smith, CPRP, Director of Parks and Recreation  
**DATE:** 3/7/2017  
**RE:** Alcoholic Beverage Special Event - Chasco Fiesta

**REQUEST:**

The request before City Council is to review the 2017 Chasco Fiesta Alcoholic Beverage Special Event Permit Application.

**DISCUSSION:**

The 2017 Chasco Fiesta Alcoholic Beverage Special Event Permit request is to sell beer and wine in Sims Park on Friday, March 24th from 5:00p.m. - 11:00p.m.; Saturday, March 25th from 1:00p.m. - 11:00p.m. and on Sunday, March 26th from 1:00p.m. - 9:00p.m. Beer and wine sales will continue in Sims Park the following weekend on Thursday, March 30th from 5:00p.m. - 11:00p.m.; Friday, March 31st from 5:00p.m. - 11:00p.m. and on Saturday, April 1st from 1:00p.m. - 11:00p.m. The days and times listed above are in compliance with the Alcoholic Beverage Special Event Ordinance. Alcohol sales will be provided in two locations within Sims Park as identified on the map in the attached ABSEP Application.

**RECOMMENDATION:**

The recommendation before City Council is to approve the 2017 Chasco Fiesta Alcoholic Beverage Special Event Permit for the sale of beer and wine in Sims Park on the days and times identified above.

**BUDGET/FISCAL IMPACT:**

None.

**ATTACHMENTS:**

Description	Type
<input type="checkbox"/> ABSEP Application	Cover Memo
<input type="checkbox"/> Chasco Special Event Application	Cover Memo



# ALCOHOLIC BEVERAGE SPECIAL EVENT PERMIT APPLICATION

City of New Port Richey  
Parks and Recreation Department  
6630 Van Buren Street  
New Port Richey, FL 34653  
Phone (727) 841-4560 Fax (727) 841-4562

CASE # \_\_\_\_\_  
DRC Date: \_\_\_\_\_  
Council Date: \_\_\_\_\_  
Date Received: \_\_\_\_\_

*\* Please print legibly or use fillable form \**

- Submit original signed and notarized application, plus four copies
- Submit \$250 application fee
- Submit at least 45 days prior to the proposed special event
- Submit with separate Special Event application (Case # \_\_\_\_\_)

### ABSEP GENERAL INFORMATION:

Name of Event: 2017 Chasco Fiesta presented by Kemp, Ruge, & Green Law Group

Date(s) of Event: ~~March 24, 2017 - April 1, 2017~~ 24, 25, 26, 30, 31, 1 *(limited to three days for alcohol sales)*

Location of Event: Sims Park

Applicant: Chasco Fiesta, Inc.

Mailing Address: 16540 Pointe Village Drive Suite 105, Lutz, Florida 33558  
*(Street, City, State, Zip Code)*

Daytime Phone Number: 728426055 Fax Number: \_\_\_\_\_

Email or Alternate Contact Information: director@chascofiesta.com

Authorized Person in Charge: Geoffery Kranich and Dan Sullival

If an organization, names, addresses, phone numbers of all Officers: (may attach as addendum)  
Please see attached "Exhibit 1"

Who is the PRIMARY contact for this application? Geoffery Kranich

### ABSEP SUBMITTAL REQUIREMENTS:

List alcohol to be sold: Beer and Wine  
*(Limited to beer and wine)*

List alcohol to be given away: None

Time of alcohol sales: Please see attached "Exhibit 2"  
*(Limited to Monday through Saturday, 12:00 noon to 11:00 p.m. and Sunday, 1:00 p.m. to 9:00 p.m.; events limited to three days in duration)*

List ABSEP applications approved for your organization this calendar year: 2017 none  
*(Limited to three permits per year, per applicant; eight per year total City-wide)*

- Attach approved alcoholic beverage license from Florida Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco (1313 N. Tampa Road, Suite 909, Tampa, 33602; 813-272-2610)
- Attach general liability and other insurance as required by the provisions of Florida Statutes for the sale or consumption of alcoholic beverages.
- Attach IRS tax exemption form 501(c)(3) or (6), if nonprofit organization.

## APPLICANT'S ACKNOWLEDGEMENT OF REQUIREMENTS:

1. Any business that obtains a permit allowing for outdoor consumption of alcoholic beverages on its premises shall provide an off-duty officer for security during all times that consumption is permitted.
2. The person responsible for conducting the event on behalf of the applicant must meet State minimum age licensing requirements and cannot have been convicted of a felony or crime involving moral turpitude. The applicant must obtain all necessary federal, state and local permits to engage in the proposed sale and/or consumption activity.
3. City Council may require any nonprofit civic organization that desires to hold an event on or in public property at which alcoholic beverages will be served, to enter into a written lease agreement and/or an indemnification agreement to indemnify and save harmless the City from any and all liability which may arise as a result of any such function and may further require any such organization to secure public liability insurance coverage from an insurance company, and in the amount acceptable to City Council, but providing coverage for each event 1) for personal injury of not less than \$1,000,000 per person and \$2,000,000 per occurrence, and 2) for property damage of not less than \$1,000,000.
4. Nonprofit civic organizations shall: 1) Have tax exempt status under Section 501(c)(3) or (6) of the 1986 IRS Code; 2) Operate an office in the City or be a nationally-recognized organization that conducted business as a nonprofit in the City; and 3) Promote or stimulate community and economic development within the City.
5. Only beer and wine shall be permitted to be served. The proposed sales and/or consumption activity must be associated with a public event. Alcoholic beverages shall be served in plastic containers only. No cans or glass containers shall be permitted.
6. Access points of the serving area shall be marked with signs notifying patrons that alcoholic beverages are not to be taken past the perimeter of the area shown on the site plan, and the applicant shall staff the entrance with as many personnel as necessary to enforce this requirement.
7. The proposed sales and/or consumption activity will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation. It will also not entail extraordinary or burdensome expense or police operation by the City. The use of alcoholic beverages is not expected to result in violence, crime or disorderly conduct.
8. The consumption and possession of alcoholic beverages upon a public street may be permitted as part of a special event subject to other conditions. No permits will be issued for special events within any City park except Sims Park, Orange Lake Park or Cavalier Square.
9. The sale, possession and consumption of alcoholic beverages shall be confined to designated and secured areas. The perimeter of the designated area shall be secured for the entire event. Only those alcoholic beverages that are sold by the applicant within the secured areas shall be permitted to be possessed, consumed or purchased within the secured areas. It is unlawful for any person to carry alcoholic beverages into the secured areas. Any person violating this shall be subject to ejection and arrest.
10. No person under the age of 21 shall be permitted to possess, consume or distribute any alcoholic beverages at the permitted event. After displaying the proper proof of legal age, the person wishing to purchase, possess or consume alcohol shall receive a wristband from the applicant (or agent) which shall be attached to his/her wrist and worn at all times of possession/consumption.
11. Hours of sales and/or consumption shall be limited to Monday through Saturday, noon to 11:00 p.m., and Sunday, 1:00 to 9:00 p.m. The applicant shall be responsible for enforcing the hours of operation and shall be liable for the failure to enforce.
12. The applicant shall pay all costs of police and other City services attributable to the sale or consumption of alcohol during the activity. For events at Sims Park, City Council may require an off-duty officer stationed at the playground, at the applicant's expense.
13. The applicant understands that the event must meet or exceed all applicable codes, laws and regulations.

**ATTENDANCE AT MEETINGS:**

The applicant or applicant's representative need to be present at the DRC and City Council meetings.

**AUTHORIZATION FOR OWNER'S REPRESENTATIVE(S):**

I Geoffrey J. Kravich, the applicant, hereby authorize All listed on Exhibit 1 to act as my representative(s) in all matters pertaining to the processing and approval of this application, including modifying the project. I agree to be bound by all representations and agreements made by the designated representative.

Signature of Applicant: *Geoffrey J. Kravich*

Date: 2/8/17

Subscribed and sworn to before me this 8 day of Feb, 2017 who is personally known to me and/or produced FIDL as identification.

STATE OF FLORIDA, COUNTY OF PASCO

Notary Public Stacie M. Hundley



My Commission Expires: April 2, 2019

**APPLICANT'S AFFIDAVIT:**

I \_\_\_\_\_, the applicant or authorized representative, have read and understand the contents of this application. The information contained in this application, attached exhibits and other information submitted is complete and in all aspects true and correct, to the best of my knowledge.

Signature of Applicant: \_\_\_\_\_

Date: \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ who is personally known to me and/or produced \_\_\_\_\_ as identification.

STATE OF FLORIDA, COUNTY OF PASCO

Notary Public \_\_\_\_\_

My Commission Expires: \_\_\_\_\_

## Executive Steering Committee

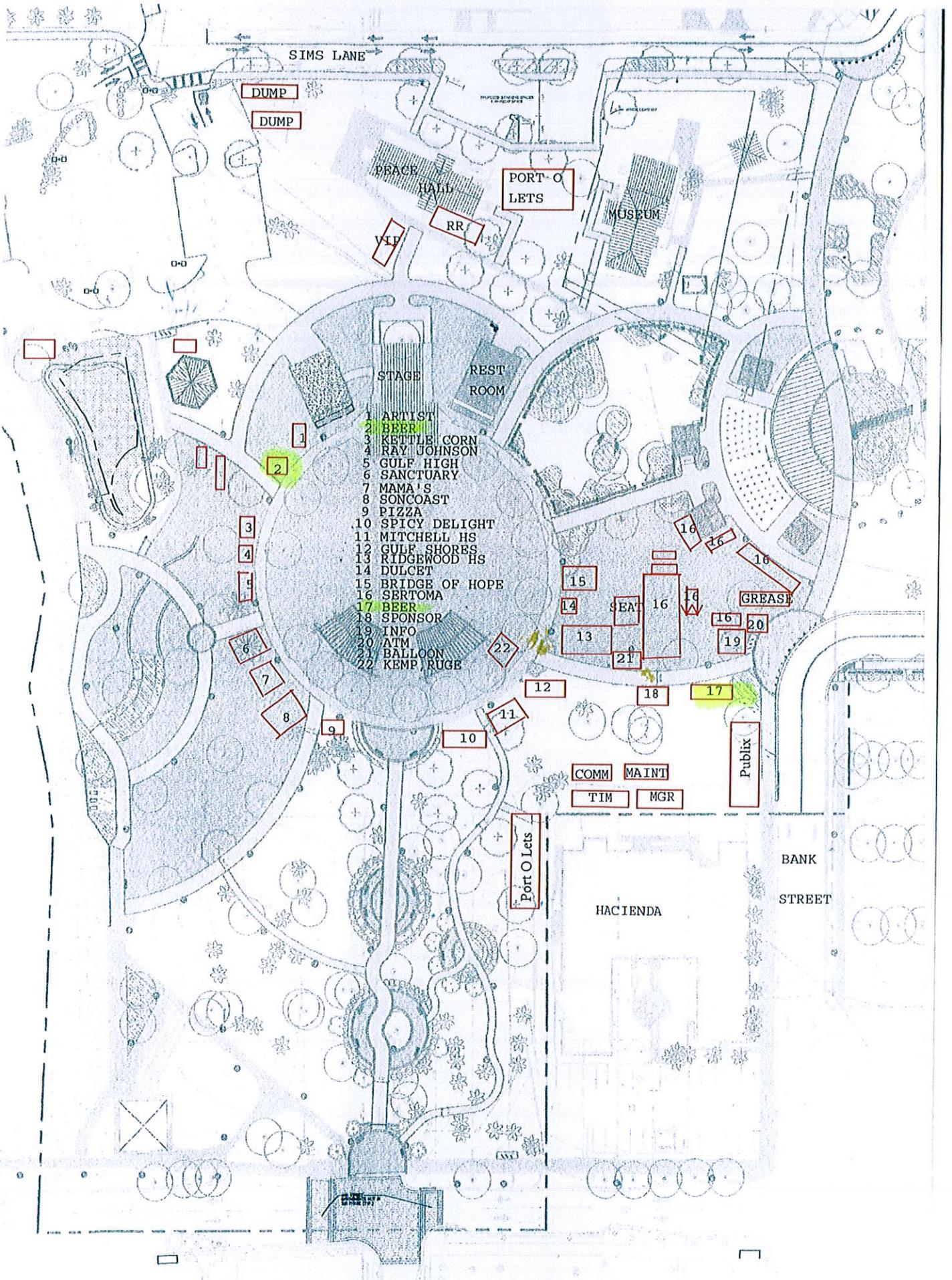
Ms.	Cami	Austin	Chair	727-514-9020	8251 Brent St #946	Port Richey	34668	<a href="mailto:camiaustin@synovusbankfl.com">camiaustin@synovusbankfl.com</a>
Mr.	Chuck	Grey	Vice Chair	727-992-9801	3215 Town Avenue	New Port Richey	34655	<a href="mailto:chuck@figrey.com">chuck@figrey.com</a>
Ms.	Karie	McAteer	Secretary	727-808-2601				<a href="mailto:kariemcateer@gmail.com">kariemcateer@gmail.com</a>
Mr.	Peter	Altman	Treasure	727-237-2592	5539 Delaware Ave	New Port Richey	34652	<a href="mailto:paltman1987@gmail.com">paltman1987@gmail.com</a>
Mr.	Steve	Luikart	Security	727-534-4396	6442 Oelsner Street	New Port Richey	34652	<a href="mailto:jsteveluikart@yahoo.com">jsteveluikart@yahoo.com</a>

**\*Exhibit 1**

Beer Sales Days and Times

Friday	3/24/2017	5:00 PM	11:00 PM	✓
Saturday	3/25/2017	1:00 PM	11:00 PM	✓
Sunday	3/26/2017	1:00 PM	9:00 PM	✓
Thursda	3/30/2017	5:00 PM	11:00 PM	✓
Friday	3/31/2017	5:00 PM	11:00 PM	✓
Saturday	4/1/2017	1:00 PM	11:00 PM	✓

\*Exhibit 2



SIMS LANE

DUMP

DUMP

PEACE HALL

PORT O LETS

MUSEUM

STAGE

REST ROOM

- 1 ARTIST
- 2 BEER
- 3 KETTLE CORN
- 4 RAY JOHNSON
- 5 GULF HIGH
- 6 SANCTUARY
- 7 MAMA'S
- 8 SONCOAST
- 9 PIZZA
- 10 SPICY DELIGHT
- 11 MITCHELL HS
- 12 GULF SHORES
- 13 RIDGWOOD HS
- 14 DULCET
- 15 BRIDGE OF HOPE
- 16 SERTOMA
- 17 BEER
- 18 SPONSOR
- 19 INFO
- 20 ATM
- 21 BALLOON
- 22 KEMP, RUGE

Publix

COMM MAINT  
TIM MGR

Port O Lets

HACIENDA

BANK STREET

BANK STREET



City of New Port Richey  
Parks and Recreation Department  
Special Event Application

\*All applications must be submitted at least 45 days prior to the event, but no more than 12 months before the event.

Submit original signed and notarized application along with \$100 application fee to the following:

City of New Port Richey  
Parks and Recreation Department  
6630 Van Buren Street  
New Port Richey, FL 34653

**APPLICANT**

Name of Applicant: Geoffery Kranich

Title (if applicable): Event Director

Name of Organization: Chasco Fiesta, Inc.

Is your organization tax exempt?  Yes  No If yes, please attach documentation.

Is your organization a non-profit?  Yes  No If yes, please attach documentation.

Mailing Address: 16540 Pointe Village Drive Suite 105  
Street Address

Lutz FL 33558  
City State Zip Code

Phone: 7278426055 7275345326  
Daytime Phone Cell Phone

Email: director@chascofiesta.com

**EVENT**

Name of Event: 2017 Chasco Fiesta presented by Kemp, Ruge, & Green Law Group

Description of Event (Include purpose):

Chasco Fiesta, Inc. produces a nine day event that encompasses ver 15 different events and activities that provides the opportunity for 25 not-for-profit organizations to raise funds for their organizations.

Location of Event: Sims Park, Peace Hall, Hacienda Parking lot, areas around downtown NPR, parks and recs.

Event/Organization Web Address: www.chascofiesta.com

Event Date(s) & Time(s):

<u>Date</u>	<u>Day of the Week</u>	<u>Start Time</u>	<u>End Time</u>
<u>March 24, 2017</u>	<u>Friday</u>	<u>5:00 pm</u>	<u>11:00 pm</u>
<u>March 25, 2017</u>	<u>Saturday</u>	<u>10:00 am</u>	<u>11:00 pm</u>
<u>March 26, 2017</u>	<u>Sunday</u>	<u>10:00 am</u>	<u>9:00 pm</u>
<u>March 27, 2017</u>	<u>Monday</u>	<u>5:00 pm</u>	<u>10:00 pm</u>
<u>March 28, 2017</u>	<u>Tuesday</u>	<u>5:00 pm</u>	<u>10:00 pm</u>
<u>March 29, 2017</u>	<u>Wednesday</u>	<u>5:00 pm</u>	<u>10:00 pm</u>
<u>March 30, 2017</u>	<u>Thursday</u>	<u>5:00 pm</u>	<u>11:00 pm</u>
<u>Mrch 31, 2017</u>	<u>Friday</u>	<u>5:00 pm</u>	<u>11:00 pm</u>
<u>April 1, 2017</u>	<u>Saturday</u>	<u>10:00 am</u>	<u>11:00 pm</u>

Setup Date(s): March 19, 2017 - March 24 207

Setup Time(s): Daily frpm 9:00 am to 8:00 pm

Cleanup Date(s): April 2, 2017 - April 4, 2017

Cleanup Time(s): Daily 9:00 am to 5:00 pm

Will this be an annual event?  Yes  No If yes, next year's date(s) TBD

**EVENT LOGISTICS**

1. Estimated Attendance (Includes event crew, participants, and spectators):

100,000 (total event)                      100,000 (total event)  
This Year    Last year

Maximum number at peak time: 5,000

2. Will alcohol be served or sold?    Served  Sold  No Alcohol

3. Approximate number of food vendors: 17

\*Event promoter is responsible for obtaining copies of all licenses and insurance from each vendor and providing the same to the City. All vendors must be listed on the site plan.

4. Approximate number of all other vendors along with type i.e. crafts, sponsors, informational

\*May need to provide copy of certificate of insurance in a form acceptable to the City for each vendor:

Approximate number of additional vendors: 150 throughout the duration of the event

including Native American, Chasco Market and sponsor booths

5. Will electricity be required?:  Yes  No    Source City & Temp Poles

Location of electricity Please see event map of Sims Park

\*City electric is available around the Sims Park Circle, panel box near the river, and the North and South side of Orange Lake. If an event requires additional locations, the event must provide an alternative.

6. List event equipment (Include things such as seating, tents, booths, and trucks. These should all be listed on site map as well.) \_\_\_\_\_

Tables and Chairs for eating, full seating in venue, tents for vendors, sound, etc. Semi-tractor trailer and 30x60 tent at Sertoma location, carnival, etc. on map

7. List entertainment type (bands, DJ, dancers, clowns, etc.): \_\_\_\_\_

Bands will preform each night and during the weekends. Native American Festival will have dancers and misc. performers

8. List dates and times of music and/or amplified sound: \_\_\_\_\_

3/24 5pm-10pm, 3/25 11am-11pm, 3/26 1pm-9pm (Car Show soft amp at 8am)

3/27-3/29 5pm-10pm, 3/30-3/31 5pm-11pm, 4/1 11am-11pm

9. Will private security be provided?  Yes  No  
If yes, list organization: Adair Security

10. Will portable restrooms be used?  Yes  No

If yes answer the following and list on site plan:

How many: 55 Installation Date: 3/20/2017 Removal Date: 4/3/2017

11. Event holders are responsible for trash removal, and must provide their own dumpsters.

Please list your plan. Progressive Waste will handle all trash removal with dumpsters

Additionally we will have a recycling dumpster, green fiber dumpster for cardboard

and grease container from Griffin Industries for spent cooking oil.

Will dumpsters be used?  Yes  No

If yes please include on site plan and answer the following:

How many: 4 Sizes: 2-30yd, 2-20yd

Installation Date: 3/23/2017 Removal Date: 3/3/2017

12. Please list any admission charges, donations, parking, registration or other fee and how much.

Misc fees charges as vendor fees for food, Native American Festival, Chasco market,

Car Show, Street and Boat Parade, Etc. Country Concert tickets: \$25 to \$60 based on

seating preference. Classic Rock Cncert \$15 to \$30 based on seating preference.

13. Does the event require street closures?  Yes  No

If yes complete the following:

Date(s) of street closure: Begin 3/20/2017 End 4/4/2017

Time of street closure: Begin 7:00 am End 5:00 pm

List street(s) to be closed: Grand Blvd. from Indiana to Circle where Grand comes into Circle. Bank Street (see map) Grand Blvd. from Bank to Circle. Nightly closures include Grand North of Main Street to Washington. 3/25/16 - Street parade (see map) 4/1/17 Special Olympics 5K (see map)

\*A letter must be delivered to all residents that will be directly impacted by a road closure. Attach letter along with addresses to this application.

14. Will there be a parade?  Yes  No

If yes complete the following:

Street(s) that will be utilized for parade route: \_\_\_\_\_

See map attached (Cecelia, George, Gulf Drive, Grand Blvd, Circle Blvd.)

Time assembly to begin: 8:00 am

Time parade starts: 1:00 pm

Total number of units in parade: 145

Number of people in the parade: 2,000

Number of vehicles in the parade: 250

Number of animals in parade: 40

Number of floats: 130

Number of bands: 5

\*Attach parade route map to application.

15. Will there be a running/walking/biking/water event?  Yes  No

If yes answer the following:

Time assembly to begin: 3/25/17 11:00 am; 4/1/17 7:30 am

Time event starts: 3/25/2017 12:30 pm; 4/1/17 8:00 am

Estimated ending time: 3/25/17 3:00 pm; 4/1/17 10:30 am

Event will be conducted on  Streets  Sidewalks  Body of water

\*Attach route map to application

16. Will a City dock be used for the event?  Yes  No

If yes, hours of use: Saturday April 1, 2017 7:00am - 5:00pm

Location of dock: Sims Park and Boat Ramp adjacent to Sims Park

List vendors who will use the dock: Chasco volunteers to run event, no vendors

\*Any dock used for the event will need to remain open to the public during the event.

17. Please check the additional facilities you plan on using.

- Pavillion(s)
- Gazebo
- Amphitheatre (requires an additional rental fee)
- Peace Hall (requires an additional rental fee)

As the applicant, I hereby accept and understand the responsibility to oversee all contractors, vendors, or parties affiliated with the event and to insure compliance with the event policy and procedure manual, the resolution and City ordinance pertaining to Special Events, the event rules, guidelines, requirements, for tents and all policies, rules, regulations, and code provisions of the City of New Port Richey. I understand that any violations may result in immediate cancellation and revocation of the Event Permit. I further certify that all facts contained in this request are accurate.

For events on public property, I agree to obtain and furnish the City of New Port Richey with a certificate of general liability insurance in the amount of \$500,000.00 or greater as deemed by the City Risk Manager. The insurance must name the City of New Port Richey as an additional insured.

I understand incomplete applications or any outstanding financial obligations with any department within the City of New Port Richey may result in a denial of my request.

Signature of Applicant or Authorized Representative: \_\_\_\_\_

Date: 2/8/17

Subscribed and sworn to before me this 8 day of Feb, 2017  
Who is personally known to me and/or produced FDL as identification.

STATE OF FLORIDA, COUNTY OF PASCO

Notary Public: \_\_\_\_\_



My Commission expires: April 2, 2019

# Authorization for Applicant's Representative(s)

I Geoffery Kranich

, applicant, hereby authorize Dan Sullivan to act as my representative(s) in all matters pertaining to the processing and approval of this application, including modifying the project. I agree to be bound by all representatives and agreements made by the designated representative.

Signature of Applicant(s):



Date:

2/8/17

Subscribed and sworn to before me this 8 day of Feb, 20 17  
Who is personally known to me and/or produced FLDL as identification.

STATE OF FLORIDA, PASCO COUNTY

Notary Public:

Stacie M. Hundley



My Commission expires:

April 2, 2019

# Hold Harmless Agreement

I Geoffery Kranich, agree to protect the City of New Port Richey, Florida against all losses arising out of claims, in connection with the Chasco Fiesta, Inc.

Without limiting the generality of the foregoing, and all workmanship, actual or alleged infringement of any patent, trademark, copyright (or application for any thereof) or of any other violation of any applicable statute, ordinance, administrative order, rule or regulation, or decree of any court, shall be included in the indemnity hereunder. The Chasco Fiesta, Inc.

Further agrees to investigate, handle, respond to, provide defend any such claims, etc., at its sole expense and agrees to bear all other costs and expenses related thereto, even if it (claims etc.) is groundless, false or fraudulent.

In any case in which such indemnification would violate any applicable legal prohibition, the foregoing provisions concerning indemnification shall not be construed to indemnify the City for damage arising out of bodily injury to persons or damage to property caused by or resulting from the sole negligence of the City or its employees.

### Certification:

I Geoffery J. Kranich do certify that I am Events Director of Chasco Fiesta, Inc., and that I am authorized to issue this hold harmless agreement; and that this hold harmless agreement is defined as an insured contract under a commercial general liability insurance policy currently in effect for the entity/organization.

Signature of applicant: 

Date: 2/8/17

STATE OF FLORIDA, COUNTY OF PASCO

Notary Public Stacie M Hundley



My Commission Expires: April 2, 2019

# Site Plan Checklist

The following items should be on your site plan if applicable.

- Food Vendors
- Additional vendors/sponsors
- Electrical locations
- Event equipment
- Portable restrooms
- Dumpsters
- Street closures
- Parade route
- Beer trucks
- Alcohol area
- Fencing/barricades
- Bounce houses
- Tents
- First Aid
- Command Center
- Carnival
- Any additional elements that will be on site for your event

# Attachments

Please make sure the following items are submitted with your application.

- Site plan
- Pasco County Health Department *Application for Temporary Event Sanitation*
- If the event includes a parade or street closure, attach a proof of notice to property owners along the route and the addresses of where the letters will be delivered.
- If the event includes a parade attach the route.
- If the event includes a running/walking/biking/water component attach the route.
- Flyer/brochure if available

Once approved you will need to submit the following:

- Certificate of Insurance naming the City of New Port Richey as an additional insured

The special event permit does not include additional permits such as tent permit, electrical permits, or gas permits. To apply for additional permits go to the Development Department in City Hall located at 5919 Main Street, New Port Richey. For questions call (727) 853-1045.

## Special Event Checklist

Thank you for your interest in having a special event in the City of New Port Richey. Once you submit the application, there will be a SET meeting in approximately two weeks to review your application. At this time they will determine what the estimated costs for City services will be. If your event includes alcohol you will also have to go to a DRC meeting after the SET meeting. Following the DRC meeting, your event will be placed on a Council Agenda for approval.

Submit Special Event Application along with \$100 application fee to the New Port Richey Recreation and Aquatic Center, 6630 Van Buren Street, New Port Richey, FL 34653. Checks should be made payable to New Port Richey Parks and Recreation. Events that will include alcohol must also submit the Alcoholic Beverage Special Event Permit Application along with a \$250 application fee.

Should you have any questions regarding the application or process contact the Events and Community Outreach Coordinator at (727) 841-4560.

Please make sure the following items are submitted with your application if applicable:

- Site plan
- Pasco County Health Department *Application for Temporary Event Sanitation* - 11611 Denton Avenue, Hudson 34667; (727) 861-5661
- If the event includes a parade or street closure, attach a proof of notice to property owners along the route and the addresses of where the letters will be delivered.
- If the event includes a parade attach the route.
- If the event includes a running/walking/biking/water component attach the route.
- If applicant is an organization include list of current officers.
- Flyer/brochure if available.
- If the organization is a non-profit please submit IRS determination letter. If the organization is a 501(c)3, submit tax exempt certificate.

Once approved you will need to submit the following:

- Certificate of Insurance naming the City of New Port Richey as an additional insured. The policy limits of the insured should be not less than:  
Five hundred thousand dollars (\$500,000) combined single limit for property damage, bodily injury or death. In addition, events involving the sale or distribution of food or alcoholic beverages shall include product liability coverage in the same amount. Events involving the sale or distribution of alcoholic beverages shall include liquor liability coverage with a minimum of one million dollars.
- City of New Port Richey Business Tax Receipt (required if you are a for-profit business outside of the City limits) – Billing and Collections located at 5919 Main Street, New Port Richey, 34652; (727) 853-1061

- Approved alcoholic beverage license from Florida Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco - 1313 N. Tampa Road, Suite 909, Tampa, 33602; (813) 272-2610

## **City Event Sponsorship Application**

Annually the City reviews projects which have requested assistance through "in kind" support from the various departments whose services are deemed to be appropriate or through other sponsorship or co-sponsorship allocations. The "in-kind" services could include traffic control, crowd control, public safety and public works deemed by the organizer and/or the City to be appropriate for the event depending on its scale and the length and timing of the event

The purpose of the New Port Richey Special Event Sponsorship Program is to provide funding to local organizations to assist them in producing local special events that:

- Promote the City as a destination for visitors;
- Promote local businesses;
- Produce hotel room nights;
- Show economic impact to the City and its businesses; and
- Provide a family-friendly program.

Special event sponsorship applications are due to the City's Cultural Affairs Committee by June 1 of each year. The Cultural Affairs Committee will review the applications and make recommendations to the City Council at its July meeting, using a point system based on weighted criteria. The Cultural Affairs Committee will also recommend the dollar amount of the sponsorship. The City Council will decide during the summer budget process which events will be sponsored and for what amount. The number and amount of each grant award will be dependent upon the availability of designated funds. Applicants are required to provide the following information in writing. Local special events that may receive funding must demonstrate a history of economic impact and/or the potential to draw visitors to the area. The following application should specify the grant dollar amount requested, and a detailed proposed use of the requested funds.

Once completed, submit the following application to the Office of the City Clerk, City Hall, 5919 Main Street, New Port Richey, Florida 34652. You can also fax it to (727) 853-1023 or via email to [summersd@cityofnewportrichey.org](mailto:summersd@cityofnewportrichey.org). For questions regarding the sponsorship process contact Doreen Summers at (727) 853-1024.



## City of New Port Richey Parks and Recreation Department Event Policies and Procedures Manual

The City of New Port Richey Parks & Recreation Department is pleased that you have decided to host your event in our City. All of the following rules and guidelines apply to any Special Event hosted within the City of New Port Richey. Persons and/or organizations who wish to conduct an Event in the City of New Port Richey must submit a completed application a minimum of forty-five (45) days prior to the proposed event date to:

City of New Port Richey Parks and Recreation Department  
Attn: Events Coordinator  
6630 Van Buren Street  
New Port Richey, FL 34653

Receipt of an application is not a guarantee of event approval. Annual events should request dates one year in advance. The application fee, damage deposit, and final costs should all be paid at the City of New Port Richey Parks and Recreation Department.

### **Event Definition**

An event is defined as any activity that is outside of the normal operations of the facility and/or has an impact on the general public. Any preplanned event, sponsored by a person other than the city, occurring on city property, including city streets which involve fifty (50) or more persons and/or vehicles as participants, exhibitors or exhibitions and which event is open to the public. Examples may include one or more of the following:

1. Open and advertised to the general public
2. Require street closures
3. The sale and/or consumption of food, beverage, or merchandise to the general public
4. Exceeds pavilion boundaries
5. Event requires one or more of the following: parking arrangements, traffic control, law enforcement, EMS, Fire Marshall, portable toilets, dumpsters, or City permits
6. Requires that portions of a public facility be closed to the general public
7. The event occurs on the Pithlachascotee River

### **Event Rules and Guidelines**

1. **SET (Special Event Team) Meetings:** The event promoter/organizer must attend a SET (Special Event Team) meeting with City staff and other parties as necessary. Event promoter is responsible for all event logistics before, during, and after the event including equipment, security, trash, traffic, etc.
2. **Use Agreement:** A use agreement will be created that describes the fees as listed on the Special Event Fee Schedule, roles and responsibilities of the City and the Event

Promoter. Once the SET team approves the Use Agreement, it will go to the City Manager for final approval. Upon final approval of the Use Agreement, the Special Event Permit will be issued.

3. **Bond/Deposit:** A refundable cash bond or certified security deposit up to \$5,000 shall be provided to the city, in the amount to be determined by the City staff. The amount shall be based on the nature of the event, duration of the event, proposed location and potential damage to City property or equipment caused by event organizer or the event organizer's vendors and participants.
4. **Representation:** If the applicant is representing a group or an organization, in submitting an application for a special event, the applicant, if applicable, must attach proof of agency or letter of authorization showing his/her authority to represent the organization named herein prior to approval of this application.
5. **Site Map:** Site map should include: (as many pages as necessary, does not all need to be on one map)
  - a. Vendor locations
  - b. Tent locations and sizes, etc.
  - c. Barricade locations
  - d. Entertainment/activities
  - e. Portable restroom locations
  - f. Dumpster and recycling collection locations
  - g. Road and/or sidewalk closures
  - h. First aid/medical stations
  - i. Traffic flow
6. **Set-up:** The City has control over the set-up of any equipment/materials on site. The city reserves the right to refuse a special event permit if the parking of vehicles will substantially interfere with or destroy vegetation on City property.
7. **Traffic:** Traffic flow plan is required. Please provide map and details of plan.
8. **Vendors:** Event promoter is responsible for obtaining a copy of all licenses and insurance from each vendor, including inflatable's (moonwalks), climbing walls, pony rides, food vendors, etc., and providing the same to the City of New Port Richey. Food vendors are subject to fire inspection and must adhere to all Health Department and Fire Department rules and regulations, including keeping walkways clear and electrical cords, hoses, etc., properly covered and secured. All vendors must adhere to the Vendor Requirements for Special Events, which is attached hereto as Attachment "1".
9. **Selling:** Selling or offering for sale of any goods or services requires Departmental approval.
10. **Alcohol:** Event promoter is responsible for abiding by all local, State, and Federal liquor regulations, including the Division of Alcoholic Beverages & Tobacco (ABT). Sale, dispensing, possession, use and/or consumption of alcoholic beverages on public property is prohibited except pursuant to City and State ordinance. An event must submit an Alcoholic Beverage Special Event Permit Application and be approved by Council to serve or sell alcohol at the event. See Alcohol Ordinance for further details.
11. **Tents:** All tents must be properly secured and anchored and made of flame-resistant materials in accordance with NFPA 701 Standard Method of Fire tests for Flame Propagation of Textiles and Films. The applicant must provide a copy of the flame-resistant rating. All tents larger than 10' x 10' require a Building (tent) permit. The

event promoter can contact the New Port Richey Planning and Development Department for the arrangement of a tent permit. Tent permit fees: \$150 (includes all tents at special event). Additional inspection fees may be required.

12. **Noise:** All events must comply with the City of New Port Richey noise ordinances unless a waiver is granted. Amplified music is permitted from 9 am to 11 pm, Monday through Saturday and 1 pm – 11 pm on Sunday.
13. **Restrooms:** The applicant may be required to provide portable restrooms depending on scope and size of the Event. Multi-day events will require daily cleaning service of portable restrooms. Portable restrooms may be placed one day prior to the Event, and must be removed from the site within 24 hours of the close of the Event.
14. **Trash & Recycling:** The applicant is responsible for dumpsters, additional trash cans, and/or recycling containers depending on the size and scope of the event. Dumpsters may be delivered 24 hours before the start of the event, and must be removed with 24 hours of the close of the event. The Event Promoter will be responsible for placing recycling receptacles throughout the event site as recommended. All events will be encouraged to participate in the City of New Port Richey recycling efforts.
15. **Safety:** Safety Plan requirements will be determined by City staff, as well as New Port Richey Police Department and the New Port Richey Fire Department. Event promoter may be required to hire off duty law enforcement officers, lifeguards, medical personnel, etc. Event promoter may also be required to make arrangements with New Port Richey Police Department and/or the New Port Richey Fire Department for providing a command center and/or a safety unit at Promoter's expense. All events must designate a first-aid station.
16. **Parades:** It is understood that parade participants shall not engage in any behavior that creates a risk of bodily injury to other parade participants and the spectators at large. It is also to be understood that no fireworks or other explosion-type devices are to be used by parade participants to spectators along route which may cause injury or danger to spectators or participants.
17. **Site Closure:** For safety concerns, the event space will temporarily close in case of inclement weather, emergencies, or other unsafe or hazardous conditions, or should vehicle or event capacity reach maximum.
18. **Inclement Weather:** If the event is canceled due to inclement weather or other unsafe or hazardous conditions, the Event Promoter is responsible for notifying participants of the event cancellation. Event may be rescheduled pending availability. Any additional fees incurred to the City, such as labor, traffic control, or any other unforeseen costs will be invoiced by the City to the Event Promoter. The City reserves the right to cancel an event due to inclement weather, emergencies, or other unsafe or hazardous conditions.
19. **Cancellations:** Event Promoter must notify the New Port Richey Parks and Recreation in writing of any cancellations or rescheduling of the event.
20. **Permits:** Applicant is required to obtain all permits, licenses and certificates required by City, County, State, Federal, ABT (Division of Alcohol Beverages and Tobacco), or other regulatory agencies. Copies of such permits and licenses must be submitted to the New Port Richey Parks and Recreation Department. The applicant understands that the event must meet or exceed all applicable codes, laws and regulations including, but not limited to, National Fire Prevention Association, Building, Plumbing, Electric, Land

Development and City Codes. The City reserves the right to impose additional regulations if deemed necessary.

21. **Event Conclusion:** The event space is to be restored to the same condition as it was prior to the Event. Applicant will be responsible for the cost to repair any damage resulting from the event and/or attendees. All equipment and structures placed at the event site must be removed within 24 hours of the end of the event. The City of New Port Richey is not responsible for any items left at the event site. A storage fee may be applied for items left in the park after the 24 hour deadline.
22. **Owed Monies:** The City of New Port Richey will invoice the Event Promoter with the actual costs of the event upon conclusion of the event. The Event Promoter must pay the invoice within 30 days of receiving the invoice. Should collection efforts be required to collect any sums due, the City will be entitled to interest at the highest legal rate and the City will be entitled to collection costs including attorney fees.
23. **City Logo:** The use of the City of New Port Richey logo, Parks & Recreation Department logo, or any other reference to the City of New Port Richey is strictly prohibited except where written permission has been granted.
24. **Privileges:** Failure to abide by Parks & Recreation Department Rules and Guidelines, City ordinance, special events resolution, or special event policies and procedures will result in event privileges being suspended. Should an event not be in compliance with the User Agreement, the event may be shut down based on the recommendation of any City of New Port Richey Department Head or their designee and/or the Police Department. The Police Department will enforce all closures. An event may also be terminated if it is in violation of any law, or if it endangers the persons or participants or spectators, or if it threatens the peace and dignity of the community, or if it creates unmanageable problems for public safety officials whereby the proper execution of their duties is endangered.
25. **Insurance:** A certificate of general liability insurance naming the City of New Port Richey as an additional insured is required. Insurance amounts are identified in the Use Agreement.
26. **Post-event Report:** The applicant agrees to provide a post-event report within 90 days following the event to include receipts, disbursements, number of participants and other data included in this application.
27. **Holidays:** No special events will be approved on any City recognized holidays.

# City of New Port Richey

*"The Gateway to Tropical Florida"*

City Hall, 5919 Main Street, New Port Richey, Florida 34652

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## FIRE SAFETY RULES PER FIRE MARSHALL

### Vendor requirements for Special Events

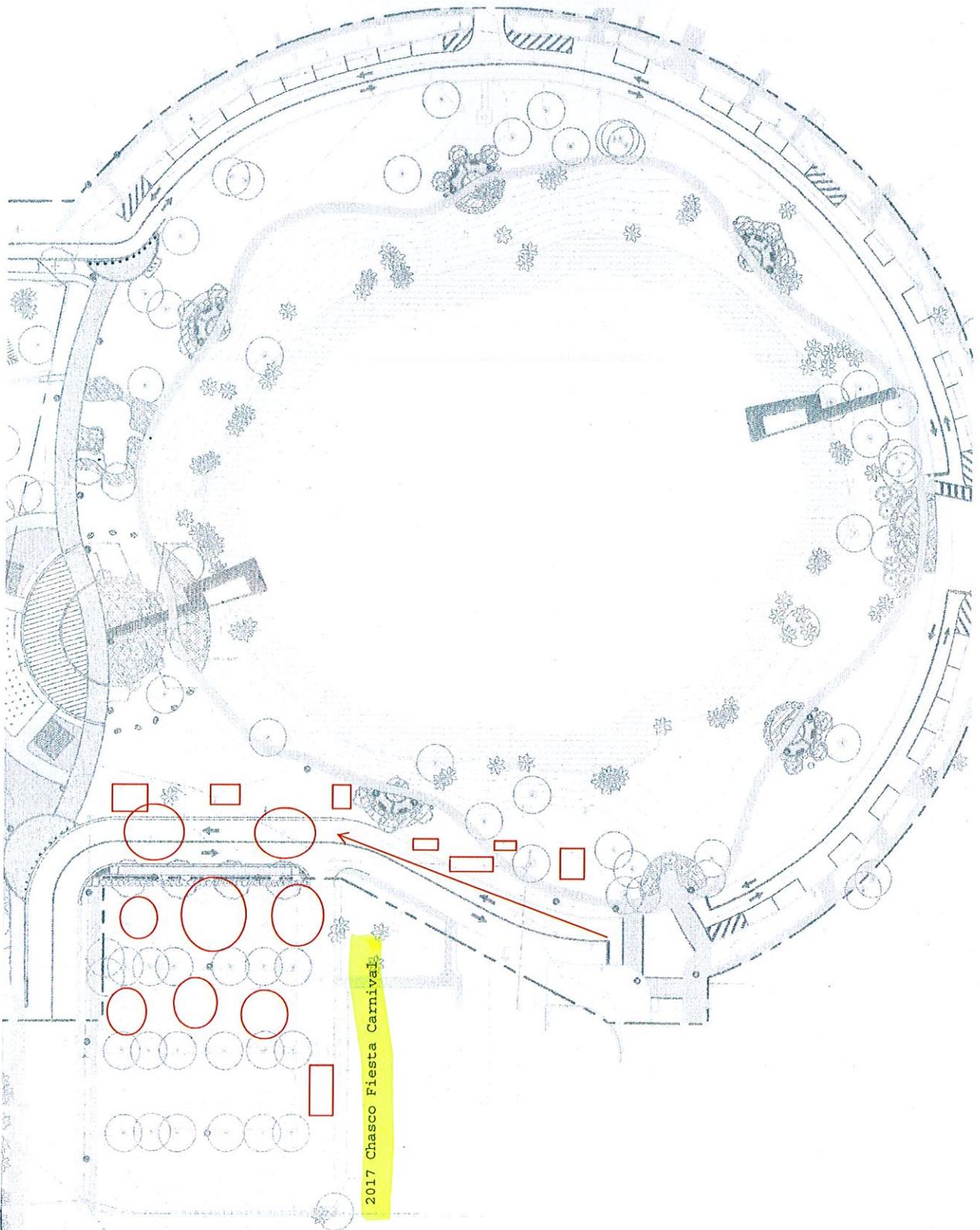
Inspections shall be conducted no later than **an hour before the start of the event** unless alternative arrangements have been approved by the City Officials.

All vendors must comply with the following at time of inspection:

- Tents:
  - Must conform with all applicable codes and requirements
  - Must be fire rated if over 10'x10' or used for cooking of any type
  - **Must have label, certification or fire rating tag affixed to the tent fabric**
  - Must be located at least 10 ft. from any existing structure
  - Must be properly secured and/or anchored to prevent harm in weather-related event
- Portable ABC fire extinguisher:
  - Extinguisher must be properly inspected, serviced, and tagged as required by law
  - Must be located within 10' of cooking area
  - Extinguishers must be 5lbs or greater in size
- K type portable fire extinguisher if cooking with fryer or emitting grease laden vapors:
  - Extinguisher must be properly inspected, serviced, and tagged as required by law
  - Extinguisher must be a minimum of 2.5 gallons or greater in size
- LP gas cylinders:
  - Properly anchored and secured as required by NFPA 34
  - Must be on solid surface
  - 3 point anchoring is recommended for larger tanks
  - Must be protected from vehicular traffic
- Cooking equipment:
  - Must be away from combustible material, and be in good working order
  - Must not obstruct walkways or exits
  - Maintain access to disconnect fuel supply or electric
- Electrical:
  - Must conform to requirements of National Electrical Code
  - **Extension cords must be 10 gauge 3-wire with ground when connecting to electrical source**
  - Generators and outdoor wiring must have GFI protection and must be quiet
  - All multi-taps shall be surge protected (Ex: 3 or 4 way splitters, power strips, etc.)

It is the event coordinator's responsibility to assure compliance with all applicable Codes and requirements.

For additional information, please contact: **City of New Port Richey Fire Department – 727-853-1032 or the Development Department – 727-853-1047**





# Chasco Fiesta, Inc.

**“A Legacy of Giving”**

March 17, 2017

**Chasco Fiesta™ Greetings!**

The 2017 Chasco Fiesta™ will open on Friday, March 25 and will run through Saturday, April 1. The Chasco Fiesta Steering Committee has been working hard to make sure that this year's celebration of Chasco Fiesta is the most exciting ever.

## **Road Closings – Carnival**

As a New Port Richey resident who lives clearly in the middle of where most of Chasco Fiesta takes place, we know you are well aware that Chasco Fiesta brings thousands of people into the area. This can create some temporary parking and traffic situations that can be frustrating. Some important things to note – Grand Boulevard, from Attorney Williams office to Indiana Avenue, will be closed from March 19 through April 4. Bank Street, from the city parking lot to Grand Blvd., will also be closed as well as Circle Boulevard from Grand to Sims Lane. Your patience in dealing with this is GREATLY appreciated by our committee.

## **Road Closings – Street Parade**

As always there will be a considerable amount of extra traffic as well as visitors to our area. We hope that visitors and permanent residents will enjoy the Chasco Fiesta experience. The street parade this year will be held Saturday, March 25, this will cause some additional congestion in the greater downtown New Port Richey area including Grand Blvd. There will be temporary street closures between 12:00Noon and 4:00pm on those streets west of Grand Blvd. between Main St. and Gulf Dr. and Dailey Lane east of Grand Blvd. during the actual parade. We appreciate your cooperation and patience as always.

On behalf of the more than 25 non-profit organizations benefiting from Chasco, thank you for your support and patience with these temporary inconveniences. It is APPRECIATED!

Sincerely,

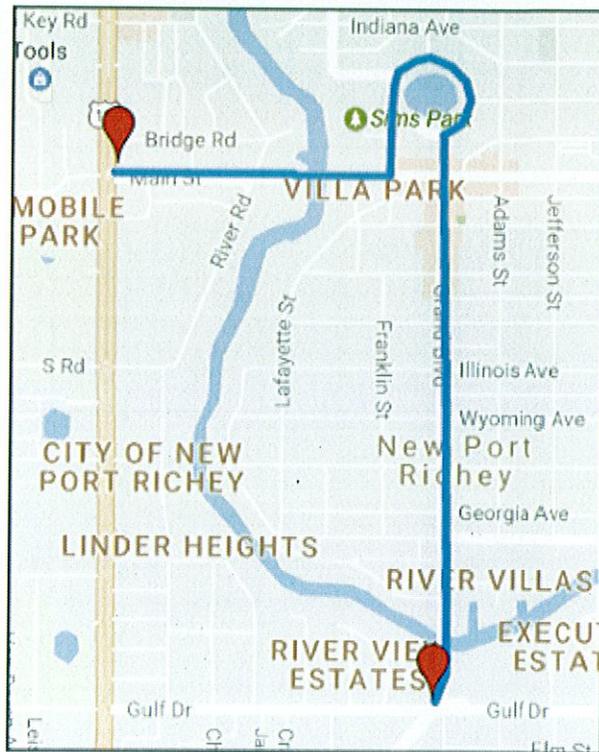
*Steering Committee*

The 2017 Chasco Fiesta

**16540 Pointe Village Dr., Lutz, Florida 33558**

**Phone: (727) 842-6055**

**Website: [www.chascofiesta.com](http://www.chascofiesta.com)**





**Special Olympics**  
*Florida*

February 15, 2017

**Greetings from Special Olympics!**

**Special Olympics** is excited to announce their 4th Annual Special Olympics 5k Fun Run at Chasco Fiesta that will take place on Saturday, April 1, 2017.

As a New Port Richey resident who lives clearly in the middle of where the 5K run will take place, we want to notify you of a short-time road closure that will take place on Saturday, April 1st, to conduct the race.

**Road Closure:**

Van Buren Street from the Rec Center south to Central Avenue  
Central Avenue from Van Buren to Circle Boulevard  
Circle Boulevard  
Washington Street  
Indiana Avenue  
Pennsylvania Avenue  
Ohio Avenue  
Forest Avenue  
Vermont Avenue

**Road closure will begin at 7:30 a.m. and will end at approximately 10:30 a.m. on Saturday, April 1st.**

On behalf of Special Olympics Pasco, we thank you for your support and patience with these temporary inconveniences. It is APPRECIATED!

Sincerely,

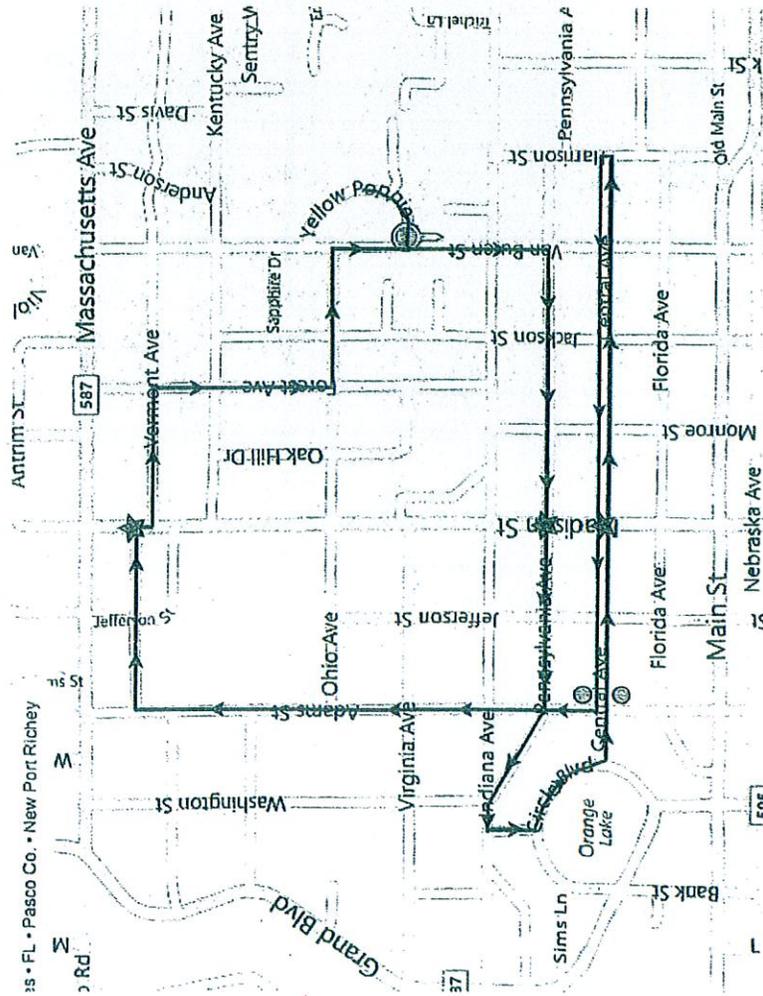
*Special Olympics of Pasco Run Committee*

The 4th Annual Special Olympics 5k Fun Run at Chasco Fiesta

**Special Olympics of Florida – Pasco County**  
**7515 Plathe Road**  
**New Port Richey, Florida 34653**

# Special Olympics 5K and One Mile Walk/Run at Chasco Fiesta

LOCATION
1. Van Buren at Start (till end of race)
2. Van Buren & Indiana (move to Ohio after last runner)
2. Van Buren & Indiana (move to Ohio after last runner)
4. Van Buren & Penn (return to Finish after last runner)
5. Penn. & Madison (return to Finish after last runner)
6. Penn. & Jefferson (return to Finish after last runner)
7. Penn. & Adams (stay till last returning runner)
8. Penn. & Indiana (return to Finish after last runner)
9. Indiana & Washington (return to Finish after last runner)
10. Washington & Circle (return to Finish after last runner)
11. Circle & Central (till last runner and then move up to Adams till last runner)
12. Central & Adams (stay till last returning runner)
13. MILE (1) WATER STOP - Central & Jefferson (stay till last returning runner)
14. Central & Madison (stay till last returning runner)
15. Turn Around at top of Central (stay till last runner, return to finish)
16. Mile (2) WATER STOP - Adams & Indiana (stay till last runner)
17. Adams & Vermont (Right turn)
18. Vermont & Madison (Right then Left on Vermont)
19. Vermont & Forest
20. Forest & Ohio
21. Ohio & Van Buren



## **Chasco Fiesta Vendors**

**Below is a list of current Chasco Fiesta Vendors. Please note that the application deadline for vendors to register has not passed so more vendors may be added. This list is accurate as of Feb 15, 2017.**

**72HrPrint.com  
Anclote High School JROTC  
Boy Scouts Troop 8  
Bridge of Hope Tabernacle  
Country Kettle Corn LLC  
Go Native Now  
Gulf Shores Sertoma  
JW Mitchell Marching Mustangs Band Boosters  
Kemp, Ruge & Green Law Group  
Mama's Munchies, LLC  
McWilliams & Son Inc.  
Meares Plumbing  
Publix  
Rasmussen College  
Ridgewood High School  
Sanctuary An Apostolic Church  
Soncoast Pentacostal Church  
Spicy Delight  
Tampa Bay Times  
T-Mobile  
Wellcare  
West Pasco Sertoma**





# NEW PORT RICHEY

5919 MAIN STREET . NEW PORT RICHEY, FL 34652 . 727.853.1016

**TO:** City of New Port Richey City Council  
**FROM:** Robert M Rivera, Public Works Director  
**DATE:** 3/7/2017  
**RE:** WWTP Biosolids Hauling and Disposal Contract Extension

**REQUEST:**

The request of staff for City Council is to review and consider for approval a one (1) year contract extension with the same terms and conditions as set forth in the current contract with Merrell Bros., Inc. for Biosolids Hauling and Disposal dated April 16, 2013.

**DISCUSSION:**

The Wastewater Treatment Plant generates about 7,000 tons of biosolids or sludge annually as a by-product of the reclaimed water treatment process. This material must be transported and treated to FDEP standards prior to disposal. Our facility is not equipped to provide this level of biosolids treatment and the long distance to the disposal site makes it impractical for the City to haul the material; consequently the division has historically contracted this service out.

As Council may recall, the existing contract dated April 16, 2013 contained two (2) initial years and a one (1) year renewal term. The \$44.72 per ton for hauling and disposal is the lowest price since the City began hauling the by-product in 2008. Disposal sites have changed over time due to FDEP environmental regulations and has caused an increase in the typical charge for hauling and disposal. In 2015 Pasco County Utilities went out to bid and awarded a disposal contract at a rate of \$56.46 per ton. This rate is \$11.74 higher than the existing disposal rate charged to the City, for a potential savings of \$64,180 based on the City's yearly disposal average. In January of 2017 Pasco County issued Merrell Bros., a notice to proceed with the construction of a design/build/operate sludge processing facility at the Shady Hills Wastewater Treatment Plant. The completion of the project is expected to be completed by the end of this year. Should City Council elect to go out to bid, disposal charges are expected to be considerably higher than the City's current rate which in turn would place an undue burden on the Wastewater Treatment Plant's operating budget for the 2016/2017 fy as well as the 2017/2018 fy operating budget for the division.

Subsequent to discussions between the contractor and City Utility staff, it has been agreed that existing terms, conditions, and pricing in the 2013 agreement shall remain the same should City Council approve the one (1) year extension. Over the past four (4) years Merrell Bros., Inc. service to the City, has been dependable and no complaints have been filed against the contractor by staff or the public.

**RECOMMENDATION:**

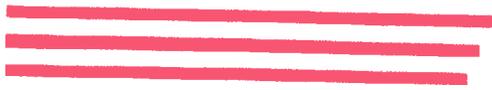
Approval of a final one (1) year contract extension is recommended.

**BUDGET/FISCAL IMPACT:**

This service is budgeted and available in the operating budget for the Wastewater Reclamation Facility. It should be noted that Pasco County will reimburse the City 38% of the total cost for this service as outlined in the wastewater plant operation inter-local agreement.

**ATTACHMENTS:**

Description	Type
☐ Contractor One (1) Year Extension Acknowledgement Memo	Backup Material



# MERRELL BROS.



## A Biosolids Management Corporation

- Liquid / Dry Land Application
- Consulting
- Off-Site Biosolids Storage
- Lagoon/Pond Hydraulic Dredging
- State / Federal Reporting
- Lagoon Surveying
- Grease & Septage Disposal
- Lagoon/Pond Mechanical Dredging
- Permitting
- Digester and Lagoon Cleaning
- Brown/Yellow Grease Recycling
- Belt Press/Centrifuge Dewatering

City of Newport Richey  
Attn: Roger Goodwin

4730 Main Street

New Port Richie, FL

RE: Disposal of Dewatered Biosolids from the City of New Port Richey Water Reclamation Facility

Mr. Goodwin,

This letter is to notify the City of New Port Richey that Merrell Bros., Inc. agrees to extend our contractual relationship for one year per Page 10, Section '1.9 CONTRACT TERM' of the contract specifications. Merrell Bros., Inc. is willing to agree to the current contract price and the same terms and conditions as set forth in the agreement dated April 16, 2013. We respectfully submit this renewal request with a formal *Thank You* for the professional and friendly working relationship we have with the City and its staff.

Additionally, we want to inform New Port Richey of the progress of the FloridaGreen Facility. This facility, being built in partnership with Pasco County, would be the ideal home for New Port Richey's biosolids, both logistically and economically. The County issued us a limited NTP for site work. We have been on site for about three weeks and are getting close to having all of the site work done. All told we had to move, transport, place, and grade about 45,000 cubic yards of soil. The drawing are being finished up and the final submittals are expected this month. Once they are reviewed and approved we will be shovel ready to begin foundation work and construction. We have all of the permits in hand with the exception of the DEP biosolids facility permit which was published this week so it will be in place within 14 days. We expect this facility to be fully operational by this time next year.

Sincerely,

Merrell Bros., Inc.

*Blake Merrell*  
Blake Merrell

8811 W. 500 N.  
KOKOMO, IN 46901  
E-mail: [info@merrellbros.com](mailto:info@merrellbros.com)

MERRELL BROS., INC.



OFFICE: (800) 663-8830  
FAX#: (574) 699-7478  
WEB: [www.merrellbros.com](http://www.merrellbros.com)



# NEW PORT RICHEY

5919 MAIN STREET . NEW PORT RICHEY, FL 34652 . 727.853.1016

**TO:** City of New Port Richey City Council  
**FROM:** Robert M Rivera, Public Works Director  
**DATE:** 3/7/2017  
**RE:** Sims Park Shelter Installations - Consideration for Approval Amendment No. 1 Agreement  
Hennessy Construction Services

**REQUEST:**

The request of staff for the City Council is to review and consider for approval the attached Amendment No. 1 to the Sims Park Improvements contract agreement from Hennessy Construction Services in the amount not to exceed \$151,572.00 for the installation of two (2) Band Shell Shade Structures and concrete foundations. Included in the not to exceed total is an owners contingency amount of \$10,000.

**DISCUSSION:**

As City Council may recall, on June 2015 Hennessy Construction Services and the City of New Port Richey entered into a purchasing and agency agreement for construction services as part of the Sims Park Improvements Phase 1 project. Included in the project were the construction of two shade structures and foundations facing the existing band shell. The shade structures were custom made and assembled by Landscape Structures Incorporated. The foundations for the structures were bid out, and the installations and survey work was performed under the direction and oversight of Hennessy Construction Services. Once the project was completed the warranty phase began. It was during this time the City's Construction Services Division identified a powder coating defect on the steel beams of both shade structures. Hennessy Construction Services and the manufacture of the shade structures were contacted by staff and notified of the defective steel beams. Once the investigation process was concluded, Hennessy Construction Services and the manufacture agreed to dismantle the existing structures and perform corrective actions under the warranty specifications at no charge to the City.

During the design of the Sims Park Improvements Phase II project, two additional shade structures were proposed to be installed north of the existing shade structures. The proposed shade structures were spec'd out as the same custom structures installed in Phase 1 for uniformity purposes. Subsequent to discussions held by the City's Construction Services Division, Hennessy Construction Service and the manufacture, the following items have been agreed upon:

1. The purchase price for the two (2) proposed shade structures are the same as the structures purchased in phase 1.
2. The cost for the concrete foundations has been competitively bid by Hennessy Construction Services. Joswig \$20,160, El Shearer \$20,274, and CCC \$26,289.
3. Hennessy Construction Services has applied a 5% charge for the construction of the two proposed shade structures. Total dollar amount for this oversight of construction activities is \$3,484. Savings for this construction activity have been identified by Hennessy Construction Services using the same project manager assigned to the Rec. Center Project that is expected to be underway at the same time.
4. Once the new shade structures are fabricated the manufacture will dismantle the existing defective structures, transport the beams back to their plant, remove the powder coating to bear metal, prep, apply new powder coating, and transport material back to Sims Park. The work performed by the manufacture and oversight performed by Hennessy Construction Services will be performed as a warranty items at no cost to the City.
5. Subsequent to dismantling of the existing structures, the manufacture will assemble the new shade

structures on the existing fountains and install the reconditioned structures on the new concrete fountains.

6. The construction activities will be continuous for the removal and installation of the first arrival of shade structures. Concrete foundation activities will continue from the excavation, to the pouring, and finishing of concrete. Safety fencing and or barricades shall remain in place until shade structures arrive; during which time the assembly phase will be continuous.

7. All construction activities will take into account and accommodate all special events.

8. Sims Park will open and close on its regularly scheduled days of operation.

**RECOMMENDATION:**

Approval of the Amendment No. 1 is recommended.

**BUDGET/FISCAL IMPACT:**

Funds are identified as Penny for Pasco (2) tax dollars.

**ATTACHMENTS:**

Description	Type
☐ Amendment 1	Backup Material
☐ Shade Structure Detail	Backup Material
☐ Site Location Exhibit B	Backup Material

**AMENDMENT NUMBER 1**  
**to**  
**CITY OF NEW PORT RICHEY**  
**SIMS PARK IMPROVEMENTS CONTRACT**

This Amendment (AMENDMENT NUMBER 1 to the City of New Port Richey Sims Park Improvements Contract Agreement dated June 3, 2015) made and entered into this 22nd day of February 2017, by and between City of New Port Richey, a Florida municipal corporation, as Owner, whose mailing address is 5919 Main Street, and Hennessy Construction Services Corp, 2300 22<sup>nd</sup> Street North, St. Petersburg, FL 33713, as Construction Manager.

**Description:** Construction Manager will furnish and install two (2) shade structures (to match existing), including concrete foundations and lawn restoration at the foundation excavated areas, and per the attached Hennessy Construction Services estimate package listed in below in Amendment Documents.

**Coordination:** The scope of this Work shall include Warranty work of the existing shade structures by Landscape Structures. The new structures will be installed in the current existing locations and the existing structures will be returned, repainted and reassembled into the new locations and foundations. Landscape Structures will absorb the cost for disassembly, freight, welding of the old Keder rail holes, new powder coating as required, as well as the disassembly and reassembly into the current locations.

**Amendment Price:** Owner will pay Construction Manager the sum of **One Hundred Fifty-one Thousand Five Hundred Seventy-two & 00/100 Dollars (\$151,572.00)**, which includes a \$10,000 Contingency amount.

**Allowances:** This Amendment Price includes a contingency of \$10,000, which will be used to address cost issues mutually agreed upon by the Owner and Construction Manager.

**Payments:** Based on a written request for payment submitted to Owner by the Construction Manager, the Owner shall make progress payments to the Construction Manager in accordance with the terms and conditions of the Sims Park Improvements contract dated June 3, 2015.

**Date of Commencement:** Commencement of Work will be the date that Hennessy Construction Services is in receipt of all of the following documents:

- a. A fully-executed copy of this Amendment;
- b. All permits required for construction of this project, including a pre-submittal meeting with the Building Department;
- c. Filed and recorded Notice of Commencement;
- d. Written notice from the Owner to proceed with the construction; and
- e. Evidence of financing for this project.

**Amendment Time:** The Amendment time shall be measured from the date of commencement. The Construction Manager shall achieve Substantial Completion of the entire project no later than Twelve (12) weeks (holidays excluded), including idle time for structure repaint and reinstallation.

**Insurance and Bonds:** In accordance with the terms and conditions of the Sims Park Improvements contract dated June 3, 2015.

**Amendment Documents:** The documents associated with this Amendment are as follows:

- a. Hennessy Construction Services' Sims Park II Band Shell Shade Structures Project Estimate (6 pages), dated February 21, 2017;
- b. Hennessy Construction Services' Sims Park II Shade Structure Qualifications (2 pages), dated February 23, 2017; and
- c. Hennessy Construction Services' Sims Park II Bid Tab, dated February 22, 2017.

**Owner's Representative:**

Debbie L. Manns, City Manager  
City of New Port Richey, a Florida municipal corporation  
5919 Main Street  
New Port Richey, Florida 34652  
Telephone Number: 727-853-1021  
Mobile Number: 727-992-6826  
Email: mannsd@cityofnewportrichey.org

**Construction Manager's Representative:**

Sid Talsma, Senior Project Manager  
Hennessy Construction Services  
2300 22<sup>nd</sup> Street North  
St. Petersburg, FL 33713  
Telephone Number: 727-821-3223, ext. 130  
Mobile Number: 813-442-0890  
Email: stalsma@hcsfl.com

This Amendment entered into as of the day and year first written above.

**City of New Port Richey, a Florida  
municipal corporation**

**Hennessy Construction Services**

\_\_\_\_\_  
**Owner (signature)**

Debbie L. Manns, City Manager

Date: \_\_\_\_\_



\_\_\_\_\_  
**Construction Manager (signature)**

Mark Stalker, President

Date: 2/22/17

Spreadsheet Level	Takeoff Quantity	Labor Productivity	Labor Amount	Material Price	Material Amount	Sub Cost/Unit	Sub Amount	Equip Price	Equip Amount	Total Amount
<b>1 - GC's</b>										
<b>1000 GENERAL CONDITIONS</b>										
<i>1100 Project Management</i>										
Project Manager - (ST) Precon/Closeout, 2017	2.00 week	20.000 mth/week	4,030	0.55 /mth	22	28.76 /week	58	2.88 /hour	115	4,225
Project Manager - (ST) (16 hrs/week), 2017	4.00 week	20.000 mth/week	8,061	0.55 /mth	44	28.76 /week	115	2.88 /hour	230	8,450
Project Engineer & Car - (JP) (12 total hrs), 2017 <i>Project Management</i>	1.00 week	12.000 mth/week	545	0.55 /mth	7	17.26 /week	17	2.88 /mth	35	604
			12,637		72	/week	190		380	13,279
<i>1101 Superintendent</i>										
Superintendent - (TK) Full-Time, 2017	4.00 week	40.000 mth/week	7,838	0.55 /mth	88	57.52 /week	230	2.88 /mth	461	8,617
Superintendent - Air Card	1.00 mnth			/mnth						
Superintendent - (TK) Precon/Closeout, 2017 <i>Superintendent</i>	1.00 week	40.000 mth/week	1,960	0.55 /mth	22	97.00 /mnth 57.52 /week	97 58	/mnth 2.88 /mth	115	97 2,154
			9,798		109	/week	385		576	10,868
<i>1160 Safety Meetings</i>										
Safety Meetings - (KN) (2 total hours), 2017 <i>Safety Meetings</i>	1.00 week	8.000 mth/week	662	0.55 /mth	4	11.50 /week	12	2.88 /mth	23	701
			662		4	/week	12		23	701
<i>1170 Preconstruction</i>										
<b>Preconstruction</b>	<b>incl</b>	<b>mh/incl</b>		-	-	-	-	-	-	-
<i>1172 Project Secretary</i>										
<b>Project Secretary</b>	<b>incl</b>	<b>mh/incl</b>								
<i>1210 Temporary Electricity</i>										
<b>Temporary Electricity supplied by Owner</b>	<b>NIC</b>									
<i>1310 Temporary Barricades</i>										
Temporary Barricades/Protection <i>Temporary Barricades</i>	2.00 mnth	mnth/mh	0	0.00 /mnth	0	350.00 /mnth	700	-	-	700
						/each	700			700
<i>1315 Temporary Toilet</i>										
Temp Toilets, 2 ea. <i>Temporary Toilet</i>	1.00 mnth		-	200.00 /mnth	200	-	-	-	-	200
					200	/mnth				200
<i>1320 Temporary Fence</i>										
Temporary Chain Link Fence (Panelized) <i>Temporary Chain Link Fence - Gates</i>	900.00 lnft 2.00 each	lnft each	- -	- -	- -	3.00 /lnft 300.00 /each	2,700 600	- -	- -	2,700 600

Spreadsheet Level	Takeoff Quantity	Labor Productivity	Labor Amount	Material Price	Material Amount	Sub Cost/Unit	Sub Amount	Equip Price	Equip Amount	Total Amount
1320 Temporary Fence	1.00 each			-	-	200.00 /each	200	-	-	200
Temporary Chain Link Fence - Drop-off/Pickup Temporary Fence						/sub	3,500			3,500
1410 Testing Lab. Services	1.00 lsum			-	-	600.00 /lsum	600	-	-	600
Materials Testing - Allowance						/lsum	600			600
Testing Lab. Services										600
1610 Permits	1.00 lsum			-	-	600.00 /lsum	600	-	-	600
Permit Allowance										600
<b>Plans Review &amp; Inspection Fees - Quorum</b>	<b>0.00 NIC</b>			-	-	<b>0.00 /NIC</b>	<b>0</b>	-	-	<b>0</b>
Permits						/sqft	600			600
1620 Impact Fees										
<b>Impact Fee - BY OTHERS</b>	<b>NIC</b>			-	-			-	-	
1705 Current Cleanup	5.00 week	8.000 mh/week	560	10.00 /week	50	/week		-	-	610
Current Cleanup Laborer			560		50					610
Current Cleanup										
1707 Haul Dumpster	1.00 haul			-	-	500.00 /haul	500	-	-	500
Haul Dumpsters						/each	500			500
Haul Dumpster										
1710 Final Cleanup	8.00 hrs			-	-	70.00 /hrs	560	-	-	560
Final Clean						/lsum	560			560
Final Cleanup										
1735 Blue Prints	1.00 lsum			-	-	350.00 /lsum	350	-	-	350
Construction Printing (Plans/As-Built's)										
<b>Public Bid Advertisements</b>	<b>EXCL</b>			-	-			-	-	
Blue Prints						/lsum	350			350
1750 Job Sign										
<b>Job Signage</b>	<b>EXCL</b>	<b>4.000 mh/EXC</b>		<b>400.00 /EXC</b>				-	-	
		<b>L</b>		<b>L</b>						
GENERAL CONDITIONS			23,657		436	/1310	7,396		979	32,468
<b>1 - GC's</b>			<b>23,657</b>		<b>436</b>		<b>7,396</b>		<b>979</b>	<b>32,468</b>

**2- SITE**

2200 EARTHWORK  
2201 Sitework Subcontractor

Spreadsheet Level	Takeoff Quantity	Labor Productivity	Labor Amount	Material Price	Material Amount	Sub Cost/Unit	Sub Amount	Equip Price	Equip Amount	Total Amount
2201 Sitework Subcontractor										
<b>Sitework/Earthwork</b>	<b>EXCL</b>									
Erosion Control - Allowance	1.00	/sum		-	-	2,500.00	2,500	-	-	2,500
<b>Relocate (e) Utilities</b>	<b>EXCL</b>									
Sitework Subcontractor		/each		-	-		2,500	-	-	2,500
2203 Site Layout & Engineering										
Verify Benchmark/Current As-Built's (Crew of 2)	1.00	days		-	-	990.00	990	-	-	990
Horizontal & Vertical Control for New Work (Crew of 2)	1.00	days		-	-	990.00	990	-	-	990
Construction As-Built's for All New Work (Crew of 2)	1.00	days		-	-	990.00	990	-	-	990
GPR & (e) Utility Locates - Allowance	1.00	/sum		-	-	1,500.00	1,500	-	-	1,500
Site Layout & Engineering		/days		-	-		4,470	-	-	4,470
2372 Termite Treatment										
<b>Soil Poisoning</b>	<b>EXCL</b>									
EARTHWORK				-	-		6,970	-	-	6,970
2600 SITE PAVING										
2652 Concrete Walkways	20.00	shts		-	-	35.33	707	-	-	707
*Temp Sidewalk Protection - Install/Remove	6.00	shts		-	-	35.33	212	-	-	212
*Temp Sidewalk Protection - Maintain				-	-			-	-	
Concrete Walkways		/sqft		-	-		919	-	-	919
<b>SITE PAVING</b>		/sum		-	-		919	-	-	919
2700 SITE IMPROVEMENTS										
2710 Site Fences				-	-			-	-	
<b>Site Fencing</b>	<b>EXCL</b>									
/EXC										
L										
2800 LANDSCAPE & IRRIGATION										
2810 Landscaping & Irrigation	1.00	/sum		-	-	5,000.00	5,000	-	-	5,000
Landscaping & Irrigation Repair (for All Work) - Allowance				-	-			-	-	
Landscaping & Irrigation		/sub		-	-		5,000	-	-	5,000
<b>LANDSCAPE &amp; IRRIGATION</b>		/sum		-	-		5,000	-	-	5,000
7000 THERMAL-MOIST PROTECTION										
7010 Thermal & Moisture Prof.	1.00	/sum		-	-	150.00	150	-	-	150
*Misc. Caulking - Allowance Thermal & Moisture Prof.		/sum		-	-		150	-	-	150
<b>THERMAL-MOIST PROTECTION</b>		/sum		-	-		150	-	-	150

Spreadsheet Level	Takeoff Quantity	Labor Productivity	Labor Amount	Material Price	Material Amount	Sub Cost/Unit	Sub Amount	Equip Price	Equip Amount	Total Amount
<b>9000 FINISHES</b>										
9905 Painting										
Painting - All Items are Prefinished (NIC) *Punchlist Touch-up Painting (w/Trades)	NIC			-	-			-	-	
	****			-	-			-	-	
<b>15400 PLUMBING SYSTEMS</b>										
15410 Plumbing Subcontractor										
Plumbing Work	EXCL			-	-			-	-	
<b>15500 FIRE PROTECTION</b>										
15510 Fire Protection System										
Fire Protection Work	EXCL			-	-			-	-	
<b>15600 H.V.A.C. SYSTEMS</b>										
15610 H.V.A.C.										
HVAC Work	EXCL			-	-		13,039	-	-	13,039
<b>2- SITE</b>										
<b>3 - BANDSHELL</b>										
3000 CONCRETE & MASONRY										
3002 Concrete Work										
Concrete Subcontract (Joswig)	1.00	Isum		/Isum		17,080.00 /Isum	17,080	-	-	17,080
5.5' x 5.5' x 3.5' Pad Footings for New Shade Structures - Bandshell	incl			/incl				-	-	
Set Anchor-Bolts (Provided by Others) w/Templates - Bandshell	incl			/incl				-	-	
Haul Spoils Offsite - Shade Structures Concrete	incl			/incl				-	-	
Safety Covers @ Footing Embeds (Phased Work) - Bandshell	12.00	each		/each		65.00 /each	780	-	-	780
Grout Baseplates / Diamond Pourbacks - Bandshell	12.00	each		/each		75.00 /each	900	-	-	900
Concrete Pump Truck (Phased Work) - Bandshell	1.00	pour		/pour		1,400.00 /pour	1,400	-	-	1,400

Spreadsheet Level	Takeoff Quantity	Labor Productivity	Labor Amount	Material Price	Material Amount	Sub Cost/Unit	Sub Amount	Equip Price	Equip Amount	Total Amount
3002 Concrete Work										
Concrete Short	incl			/incl						
Loads - Bandshell	****			/****						
*Shade Structure										
Footing Rebar & Anchor-Bolts (w/Shade Structure)						/lsum	20,160			20,160
Concrete Work							20,160			20,160
CONCRETE & MASONRY										
10000 SPECIALTIES										
10905 Aluminum Walkway Canopies										
Site Shade Structure	****		0	0.00 /****	0					
Subcontract (Direct Purchase by NPR, See Markups)										
Two (2) each Lawn Shade Structures (Prefinished)	****		0	0.00 /****	0					
*Sealed Engineering for FPA - Allowance	****			/****						
*Permit Cost	NIC			/NIC						
3 - BANDSHELL										
4 - SIGN										
10000 SPECIALTIES										
10432 Site Signage										
Site Sign	EXCL			/EXCL						
16000 ELECTRICAL SYSTEMS										
16001 Electrical										
Electrical Work	EXCL			-						
5 - BENCH SWING										
2600 SITE PAVING										
2660 Unit Pavers										
Site Pavers	EXCL			-						
2700 SITE IMPROVEMENTS										
2762 Site Benches										
Swinging Benches	EXCL	mh/EXCL		/EXCL						
L										

Spreadsheet Level	Takeoff Quantity	Labor Productivity	Labor Amount	Material Price	Material Amount	Sub Cost/Unit	Sub Amount	Equip Price	Equip Amount	Total Amount
<b>6 - VB COURT</b>										
2700 SITE IMPROVEMENTS										
2754 Sand Fill Areas										
Volleyball Court	EXCL	mh/EXC L		/EXC L		-	-	-	-	-
<b>7 - STORM</b>										
2800 LANDSCAPE & IRRIGATION										
2990 Stormwater Pond										
New Plantings @ (e) Stormwater Pond	EXCL			/EXC L				-	-	-
<b>8 - TDL SWINGS</b>										
2700 SITE IMPROVEMENTS										
2752 Playground Equipment										
Toddler Swings	EXCL	mh/EXC L		/EXC L		-	-	-	-	-

Estimate Totals

Description	Amount	Totals	Hours	Rate	Cost Basis	Cost per Unit	Percent of Total
Labor	23,657		553,330 hrs			2,366 /	15.61%
Material	436					0.044 /	0.29%
Subcontract	40,595					4,059 /	26.78%
Equipment	979		513,330 hrs			0.098 /	0.65%
Other		65,667				6,567 /	43.32%
<b>Total</b>	<b>65,667</b>	<b>65,667</b>				<b>6,567 /</b>	<b>43.32%</b>
Builders Risk > 1 Mi. To Water	500					0.050 /	0.33%
>&P Bond W/ 1% Hurricane Prem.	1,439					0.144 /	0.95%
General Liability Insurance	176			0.433 %		0.018 /	0.12%
Contingency	10,000					1,000 /	6.60%
Overhead & Profit	3,889			5.000 %		0.389 /	2.57%
Band Shell Purchase	69,901					6,990 /	46.12%
<b>Total</b>		<b>151,572</b>				<b>15,157 /</b>	



## General Information

Hennessy Construction Services presents this Estimate for the Shade Structure Work at Sims Park located at 5443 Main Street in New Port Richey, Florida. The Estimate is based upon Select Portions of plans provided by Wannemacher Jensen Architects, Inc. dated June 30, 2015. This Estimate is based upon the following qualifications.

## Estimate Qualifications

### Division 1 – General Conditions

1. This Estimate is based upon a 12-week single-phase project schedule (from receipt of approved permits & approved shop drawings), that includes 5-weeks of General Conditions.
2. General Liability Insurance & Performance & Payment Bond costs have been Included.
3. The cost of Builders Risk Insurance has been Included.
4. ACM & Mold Investigation/Remediation have been Excluded.
5. Materials testing costs are Included as an Allowance of \$600.
6. A Permit Allowance of \$600 has been Included.
7. All Geotech Investigation costs have been Excluded.
8. Upgrading Existing Construction to meet Florida or FEMA building codes/requirements has been Excluded.
9. All labor priced as 'Straight Time'.
10. Trade Permits Costs Included as Outlined in the Detailed Estimate.
11. Davis-Bacon wages have been Excluded.
12. Temporary Construction Water & Electricity supplied by Owner; metering & utility costs for Temporary Construction Utilities have been Excluded.
13. Relocation/Reinstallation of Existing Furniture & Equipment are by Owner.
14. A Lump Sum Project Contingency of \$10,000 has been Included.
15. This Project Excludes DPO (Direct Purchase Order) Procurement; Cost of Shade Structures have been Included without Markups.
16. Final as-built costs are limited to verification of New Work Only.
17. Matching of Existing Construction/Finishes for Color & Texture are not Guaranteed.

### Division 2 – Site Improvements & Amenities

18. All Foundations & Flatwork are based upon utilizing onsite soils.
19. Rock Removal/Dewatering/Underpinning & Shoring of Existing building foundations, & Vibration Control (if Required) have been Excluded.
20. Site Dewatering for all trades has been Excluded.
21. Temporary Shoring has been Excluded.
22. Arborist work has been Excluded.
23. Site Amenities & Furniture have been Excluded.
24. Landscaping & Irrigation Repair/Work have been Included as an Allowance.
25. Erosion Control has been Included as an Allowance.
26. Termite Treatment has been Excluded.
27. Site Utility Location/GPR has been Included as an Allowance.
28. Relocation of Site Utilities has been Excluded.

### Divisions 3 & 4 – Concrete & Masonry

29. Six (6) 5' x 5' x 3.5' Footings have been Included for each of Two (2) New Shade Structures; Footing Rebar to be Furnished by Shade Structure Vendor.
30. Sidewalk Protection has been Included.
31. Repair or Replacement of Existing Concrete has been Excluded & (as Necessary) Shall Be Charged to Project Contingency.

### Division 5 – Metals

32. Miscellaneous & Structural Steel w/Trades.



New Port Richey - Sims Parks II  
Shade Structure Qualifications  
2.23.2017

Division 7 – Thermal & Moisture Protection

- 33. Site Caulking has been Included as an Allowance.

Division 9 – Finishes

- 34. Painting has been Excluded, all New Furnishings/Equipment to be Prefinished.

Division 10 – Specialties

- 35. Two Steel *Bandshell* Shade Structures (Approximately 50' x 50' each) have been Included.
- 36. FPA Engineering & Certification for Structural Items has been Included Only as Provided by the Shade Structure Vendor.

Division 11 – Appliances & Equipment

- 37. Appliances have been Excluded.

Division 12 – Furnishings

- 38. Furnishings Included (Only) as Outlined in the Detailed Estimate.

Division 15 – Mechanical.

- 39. HVAC, Plumbing, & Fire Protection work have been Excluded.

Division 16 – Electrical Systems

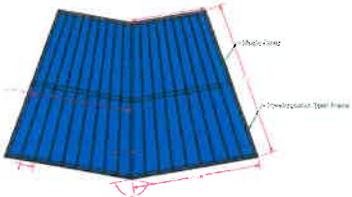
- 40. Demolition, Removal, or Relocation of Any Existing Electrical Lines or Equipment has been Excluded.

New Port Richey Sims Park II  
Bid Tab

Shade Structure Concrete

No.	Item	Joswig	EL Shearer	CCC
1	Base Bid Concrete Footings	\$17,080	\$17,194	\$23,209
2	Layout	incl	incl	incl
3	Excavation & Backfill	incl	incl	incl
4	*Haul Spoils Offsite & Dump	incl	incl	incl
5	Concrete Pump	\$1,400	\$1,400	\$1,400
6	Furnish Rebar for Footings	by Others	by Others	by Others
7	Furnish Anchor Bolts for Footings	by Others	by Others	by Others
8	Install Anchor Bolts for Footings	incl	incl	incl
9	*Safety Covers for Footings Embeds	incl	incl	incl
10	*Grout Column Bases	\$780	\$780	\$780
11	Short Loads	\$900	\$900	\$900
12	*Fencing & Safety Barricades	incl	incl	incl
13		w/GC's	w/GC's	w/GC's
14				
15				
16				
17				
18				
19				
20				
21				
22				
23	Tax on Materials	incl	incl	incl
24				
Total		\$20,160	\$20,274	\$26,289
<b>Best Bid</b>		\$20,160		

Sims Park  
Bandshell shade proposal



SLM  
landscape  
structures



Better playgrounds.  
Better world.®

playlsi.com



landscape structures Inc.  
601 7th Street South  
Delano, MN 55328  
playlsi.com

Stamp:

Project Info:

SIMS PARK  
Custom Shade Covers  
Project No. P0026748-03  
5443 Main St.  
New Port Richey, Florida

Project No.:

P0026748-03

Sheet Title:

Footing Details, General Notes

Sheet Size:

"D" 34"x22"

Reference Scale:



Revision  
10/25/15

Date: 10-9-15

Drawn by: F.P.

Designed by: F.P.

Approved by:

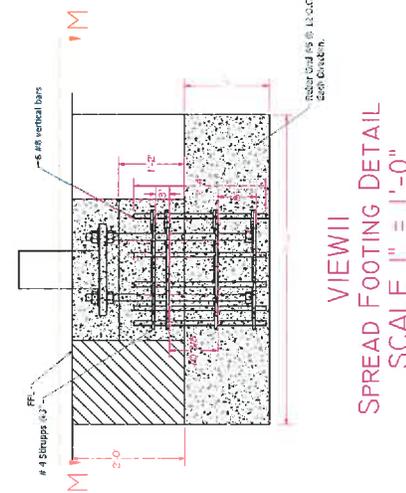
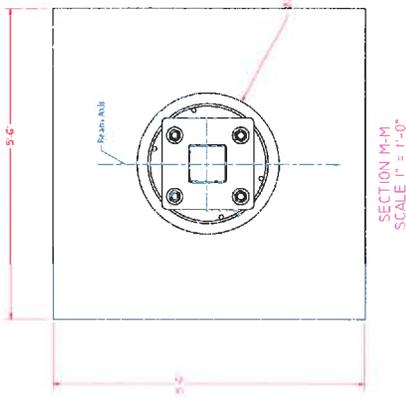
Phase: For Construction

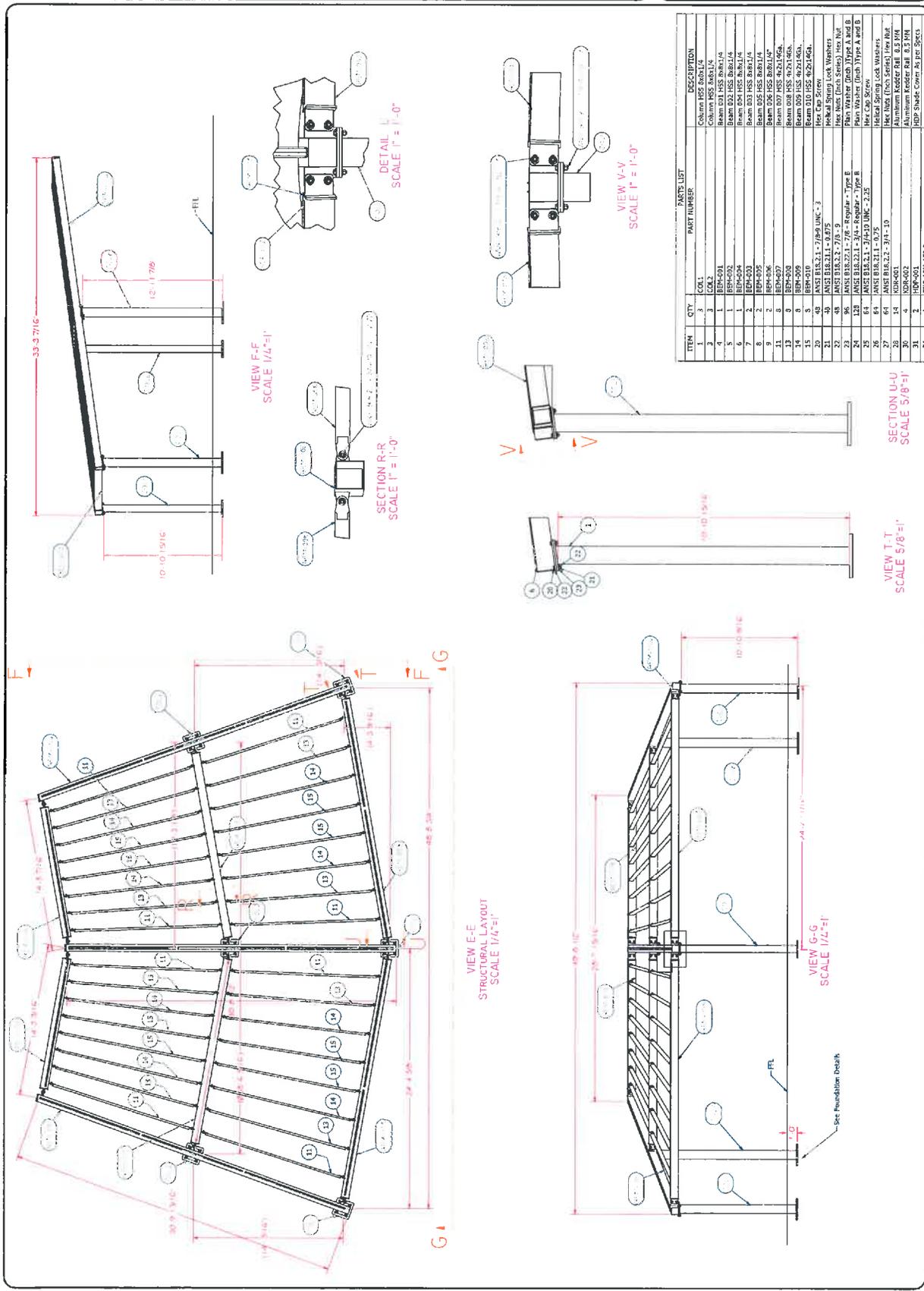
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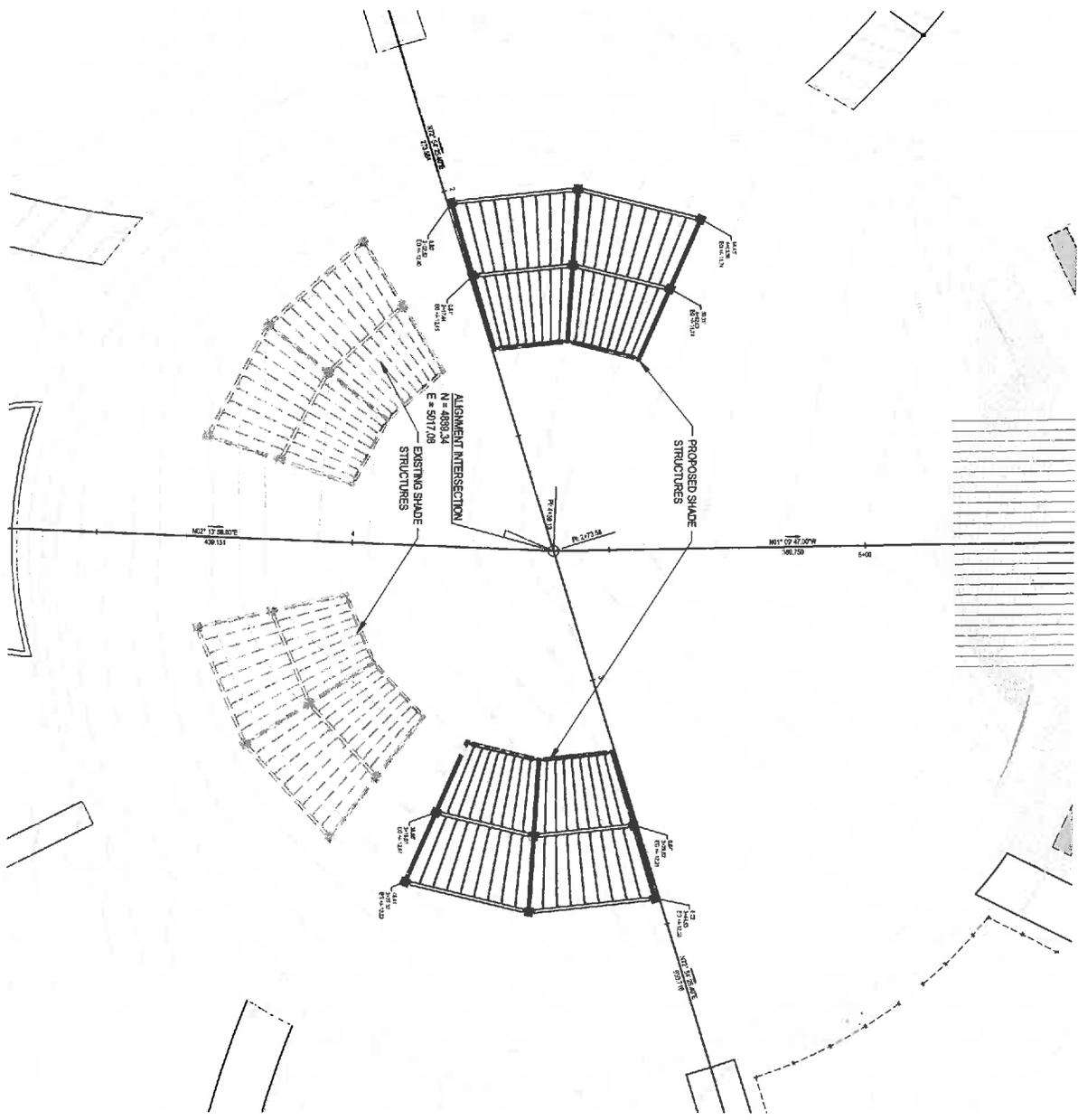
S-1



- 1. ALL WORK SHALL COMPLY WITH THE LATEST EDITIONS OF THE FOLLOWING:
- 2. AMERICAN INSTITUTE OF STEEL CONSTRUCTION, INC. (AISC) 13TH EDITION
- 3. AMERICAN INSTITUTE OF STEEL CONSTRUCTION, INC. (AISC) 13TH EDITION
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- 45. AMERICAN INSTITUTE OF STEEL CONSTRUCTION, INC. (AISC) 13TH EDITION







CALL 48 HOURS BEFORE YOU DIG  
 IT'S THE LAW!  
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GRAPHIC SCALE IN FEET  
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 C-205  
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SHEET NUMBER <b>EXHIB</b>	SIMS PARK PREPARED FOR CITY OF NEW PORT RICHEY FLORIDA	ADDITIONAL SHADE STRUCTURES	KHA PROJECT 148479000 DATE February 2017 SCALE AS SHOWN DESIGNED BY DRAWN BY CHECKED BY	LICENSED PROFESSIONAL DAWN MARIE OODGE, PE FLORIDA LICENSE NUMBER 76221 DATE: 2/22/2017	<b>Kimley»Horn</b> © 2017 KIMLEY-HORN AND ASSOCIATES, INC. 655 NORTH FRANKLIN STREET, SUITE 150, TAMPA, FL 33602 PHONE: 813-620-1460 WWW.KIMLEY-HORN.COM CA 00000696	No. _____ REVISIONS DATE BY
			No. _____ REVISIONS DATE BY			



# NEW PORT RICHEY

5919 MAIN STREET . NEW PORT RICHEY, FL 34652 . 727.853.1016

**TO:** City of New Port Richey City Council  
**FROM:** Kim Bogart, Chief of Police  
**DATE:** 3/7/2017  
**RE:** Request to Auction Surplus Vehicles

**REQUEST:**

I respectfully request Council declare two pick-up trucks, 20 passenger vehicles and one motorcycle listed on the attachment, as “Surplus Equipment” and authorize staff to auction the items using the services of The Public Group, LLC.

**DISCUSSION:**

The vehicles, motorcycles and scooters listed on the attachment were impounded or seized by the Police Department and ultimately abandoned or forfeited by the owners. The Police Department has obtained clear title in the City’s name for all of the items. None of the items have been added to the City’s inventory and none are of any use to the City. The Police Department is requesting authorization to collaborate with the City’s Public Works Department to hold an on-line vehicle/equipment auction using the services of The Public Group, LLC. (a.k.a. Public Surplus). The minimum purchase price for the items has been established by the City’s Fleet Maintenance Supervisor using the “Wholesalers’ Buyer Guide” or “Black Book”. Public Works has advised that the auction terms and conditions with The Public Group has not changed and remains the same as previous agreements with the City. The expense to the City is the cost for placing an in a major newspaper notifying the general public about the on-line auction. Once an item is sold, the buyer is responsible for paying an auction fee of seven (7) percent of the purchase price. The City will collect all of the funds and distribute the auction fee to The Public Group. Additionally, the City is responsible to pay \$100 to each of the tow companies for handling the initial tow for the Police Department.

**RECOMMENDATION:**

It is my recommendation for Council to declare the listed vehicles as “Surplus Equipment” and authorize staff to process the items for auction using the services of The Public Group, LLC.

**BUDGET/FISCAL IMPACT:**

The cost for advertising and the tow fees will be paid from the Police Department operating budget. Staff impact is minimal as much of the preliminary work has already been accomplished. Police Department staff and the Fleet Maintenance Supervisor will collaborate and work closely with the City Clerk and the Finance Department to handle the paperwork and financial process of the auction.

**ATTACHMENTS:**

Description	Type
☐ Surplus Vehicles for Auction List	Cover Memo

## Impounded Vehicles for Auction February 28, 2017

Vehicle Description	Vehicle Identification Number	Date of Impound
2009 Chongqing Motorcycle	LHJTLB1U39BL03082	07/04/16
1965 Chevrolet Pickup	C1545B105277	07/14/16
1999 Mercury Villager	4M2XV11T2XDJ13458	07/15/16
1998 Cadillac Catera	W06VR52R1WR043708	07/17/16
2007 Saturn Vue	5GZCZ33D67S835858	07/18/16
1999 Ford Crown Victoria	2FAFP71W0XX149530	07/24/16
1999 Pontiac Grand Am	1G2NE52EXXM939189	07/31/16
2004 Chevrolet Impala	2G1WF52E549419450	08/10/16
1997 Saturn	1G8ZH5280VZ197040	08/12/16
1998 Nissan Sentra	3N1AB41D3WL040109	08/13/16
2000 Kia Sephia	KNAFB1210Y5867460	08/14/16
2000 Chevrolet Malibu	1G1ND52JXY6257309	08/12/16
1977 International	G0062GGD19351	08/18/16
2000 Mazda MPV	JM3LW28GXY0132730	09/04/16
2000 Ford Pickup	1FT2X0721YKA39366	09/04/16
2004 Chrysler Pacifica	2C8GM68444R551832	09/04/16
1999 Lincoln Town Car	1LNFM82W3XY603854	09/15/16
2001 Ford Escape	1FMYU04141KB92003	09/17/16
2000 GMC Sonoma	1GTCS1956Y8289247	09/17/16
1997 Infiniti J30	JNKAY21D3VM403060	09/21/16
2002 Ford Taurus	1FAFP55U02G274393	09/29/16
1997 Chevrolet Camaro	2G1FP22K3V2125945	09/30/16
2000 Toyota Camry	4T1BG22K7YU947597	08/16/16



# NEW PORT RICHEY

5919 MAIN STREET . NEW PORT RICHEY, FL 34652 . 727.853.1016

**TO:** City of New Port Richey City Council  
**FROM:** Elaine D. Smith, CPRP, Director  
**DATE:** 3/7/2017  
**RE:** Alcoholic Beverage Special Event - Fitzgerald's St. Patrick's Day

**REQUEST:**

The request before City Council is to review the Alcoholic Beverage Special Event for Fitzgerald's St. Patrick's Day Celebration.

**DISCUSSION:**

This Alcoholic Beverage Special Event Permit is for the Fitzgerald's St. Patrick's Day Celebration. The request is to sell beer and wine on Nebraska, Railroad Square, Wednesday, March 15th from 3:00p.m. - 11:00p.m., Thursday, March 16th from 5:00p.m. - 11:00p.m. and Friday, March 17th from 12:00p.m. - 11:00p.m. A site map is located in the attached application that identifies the location where beer and wine will be sold.

**RECOMMENDATION:**

The recommendation before City Council is to approve the 2017 Alcoholic Beverage Special Event for Fitzgerald's St. Patrick's Day Celebration where beer and wine will be sold on Wednesday, March 15th from 3:00p.m. - 11:00p.m., Thursday, March 16th from 5:00p.m. - 11:00p.m. and Friday, March 17th from 12:00p.m. - 11:00p.m.

**BUDGET/FISCAL IMPACT:**

The total estimated cost for City Services is \$460. and will be paid by the applicant.

**ATTACHMENTS:**

Description	Type
☐ Alcoholic Beverage Special Event - Fitzgerald's	Cover Memo



# Railroad Square Usage Request

City of New Port Richey  
Parks and Recreation Department  
6630 Van Buren Street  
New Port Richey, FL 34652

Phone: (727) 841-4560 Fax: (727) 841-4562

Please submit all requests at least 30 days prior to the event.

Name of Event: Fitzgeralds Irish Tavern St Patricks Day Event

Date(s) and Time(s) of Event: 3/15 5pm - 3/17 until close

Location of Event: 5811 Nebraska Ave

Applicant: Sherry Kuntz

Address (Street, City, State, Zip Code): Same

Daytime Phone Number: 727-946-1122

Email: sherrybarnett@gmail.com

Authorized Person in Charge: Daniel + Sherry Kuntz

Estimated number of spectators: 200 - 300

Will there be food? Yes  No

Will there be tents over 10' x 10'? Yes  No

Will alcohol beverages be sold/served/consumed? Yes  No

Will there be port-o-lets? Yes  No

Will public electric outlets be used? Yes  No

Will there be amplified music? Yes  No

Additional Description of Event: Close street March 15th 2 pm reopen  
Saturday March 18 Am anytime after 10am when  
tent comes down



# ALCOHOLIC BEVERAGE SPECIAL EVENT PERMIT APPLICATION

City of New Port Richey  
Development Department  
City Hall, 5919 Main Street, 1<sup>st</sup> Floor  
New Port Richey, FL 34652  
Phone (727) 853-1039 Fax (727) 853-1052

CASE # \_\_\_\_\_  
DRC Date: \_\_\_\_\_  
Council Date: \_\_\_\_\_  
Date Received: \_\_\_\_\_

**\* Please print legibly or use fillable form \***

- Submit original signed and notarized application, plus four copies
- Submit \$250 application fee
- Submit at least 45 days prior to the proposed special event
- Submit with separate Special Event application (Case # \_\_\_\_\_)

## ABSEP GENERAL INFORMATION:

Name of Event: ST PAT'S

Date(s) of Event: 3/15 THROUGH 3/17 (Limited to three days for alcohol sales)

Location of Event: 5811 Nebraska Ave New Port Richey

Applicant: Fitzgeralds of Pasco

Mailing Address: 5811 Nebraska Ave, New Port Richey  
(Street, City, State, Zip Code)

Daytime Phone Number: 727-946-1122 Fax Number: 727-843-0150

Email or Alternate Contact Information: bar.danny@gmail.com

Authorized Person in Charge: Daniel Kuntz 727-946-0205

If an organization, names, addresses, phone numbers of all Officers: (may attach as addendum)  
Sherry Kuntz - 727-946-1122

Who is the PRIMARY contact for this application? Daniel + Sherry Kuntz

## ABSEP SUBMITTAL REQUIREMENTS:

List Alcohol to be Sold: Beer & Wine  
(Limited to beer and wine)

List Alcohol to be Given Away: none

Time of Alcohol Sales: 3/15 - 2pm - 11pm 3/16 - 5pm - 11pm 3/17 11am - 11pm  
(Limited to Monday through Saturday, 12:00 noon to 11:00 p.m. and Sunday, 1:00 p.m. to 9:00 p.m.; events limited to three days in duration)

List ABSEP applications approved for your organization this calendar year: \_\_\_\_\_  
(Limited to three permits per year, per applicant; eight per year total City-wide)

Attach approved alcoholic beverage license from Florida Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco (1313 N. Tampa Road, Suite 909, Tampa, 33602; 813-272-2610.)

Attach general liability and other insurance as required by the provisions of Florida Statutes for the sale or consumption of alcoholic beverages.

Attach IRS Tax Exemption Form 501(c)(3) or (6), if nonprofit organization.

### APPLICANT'S ACKNOWLEDGEMENT OF REQUIREMENTS:

1. Any business that obtains a permit allowing for outdoor consumption of alcoholic beverages on its premises shall provide an off-duty officer for security during all times that consumption is permitted.
2. The person responsible for conducting the event on behalf of the applicant must meet State minimum age licensing requirements and cannot have been convicted of a felony or crime involving moral turpitude. The applicant must obtain all necessary federal, state and local permits to engage in the proposed sale and/or consumption activity.
3. City Council may require any nonprofit civic organization that desires to hold an event on or in public property at which alcoholic beverages will be served, to enter into a written lease agreement and/or an indemnification agreement to indemnify and save harmless the City from any and all liability which may arise as a result of any such function and may further require any such organization to secure public liability insurance coverage from an insurance company, and in the amount acceptable to City Council, but providing coverage for each event 1) for personal injury of not less than \$1,000,000 per person and \$2,000,000 per occurrence, and 2) for property damage of not less than \$1,000,000.
4. Nonprofit civic organizations shall: 1) Have tax exempt status under Section 501(c)(3) or (6) of the 1986 IRS Code; 2) Operate an office in the City or be a nationally-recognized organization that conducted business as a nonprofit in the City; and 3) Promote or stimulate community and economic development within the City.
5. Only beer and wine shall be permitted to be served. The proposed sales and/or consumption activity must be associated with a public event. Alcoholic beverages shall be served in plastic containers only. No cans or glass containers shall be permitted.
6. Access points of the serving area shall be marked with signs notifying patrons that alcoholic beverages are not to be taken past the perimeter of the area shown on the site plan, and the applicant shall staff the entrance with as many personnel as necessary to enforce this requirement.
7. The proposed sales and/or consumption activity will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation. It will also not entail extraordinary or burdensome expense or police operation by the City. The use of alcoholic beverages is not expected to result in violence, crime or disorderly conduct.
8. The consumption and possession of alcoholic beverages upon a public street may be permitted as part of a special event subject to other conditions. No permits will be issued for special events within any City park except Sims Park, Orange Lake Park or Cavalier Square.
9. The sale, possession and consumption of alcoholic beverages shall be confined to designated and secured areas. The perimeter of the designated area shall be secured for the entire event. ~~Only those alcoholic beverages that are sold by the applicant within the secured areas shall be permitted to be possessed, consumed or purchased within the secured areas.~~ It is unlawful for any person to carry alcoholic beverages into the secured areas. Any person violating this shall be subject to ejection and arrest.
10. No person under the age of 21 shall be permitted to possess, consume or distribute any alcoholic beverages at the permitted event. After displaying the proper proof of legal age, the person wishing to purchase, possess or consume alcohol shall receive a wristband from the applicant (or agent) which shall be attached to his/her wrist and worn at all times of possession/consumption.
11. Hours of sales and/or consumption shall be limited to Monday through Saturday, noon to 11:00 p.m., and Sunday, 1:00 to 9:00 p.m. The applicant shall be responsible for enforcing the hours of operation and shall be liable for the failure to enforce.
12. The applicant shall pay all costs of police and other City services attributable to the sale or consumption of alcohol during the activity. For events at Sims Park, City Council may require an off-duty officer stationed at the playground, at the applicant's expense.
13. The applicant understands that the event must meet or exceed all applicable codes, laws and regulations.



**FOR STAFF USE ONLY:**

Date completed application received 3/2/17  
Application fee paid

\_\_\_\_\_ Cash

17759 Check #

Approval from Business and Professional Regulation  
General liability or other insurance attached  
No more than three approvals for this applicant verified  
DRC meeting date \_\_\_\_\_  
City Council approval date \_\_\_\_\_

FITZGERALD'S OF PASCO INC.pdf

Open with Lumin PDF



**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
DIVISION OF ALCOHOLIC BEVERAGES & TOBACCO  
TXP APPLICATION# 117490 FILE# 22659**

**TEMPORARY LICENSE/PERMIT**

EFFECTIVE DATE: March 15, 2016 EXPIRATION DATE: March 17, 2016

DATE	RECEIPT NBR	FEE	LICENSE NBR	SERIES	CLASS
02/22/2016	150254060	\$100	BEV6100097		TXP

**FITZGERALD'S  
FITZGERALD'S OF PASCO INC  
5811 NEBRASKA AVE.  
NEW PORT RICHEY, FL 34652**

CONTROL NUMBER: 17100335

DISPLAY AS REQUIRED BY LAW

