



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 5, 2019

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, Councilman Chopper Davis, Councilman Peter Altman and Councilman Matt Murphy. Deputy Mayor Jeff Starkey arrived at 7:03 p.m.

Also in attendance were City Manager Debbie Manns, City Attorney Timothy Driscoll, City Clerk Judy Meyers, Police Chief Kim Bogart, Finance Director Crystal Feast, Fire Chief Chris Fitch, Economic Development Director Mario Iezzoni, Public Works Director Robert Rivera, Library Director Andi Figart, , Development Director George Romagnoli, Technology Solutions Director Bryan Weed, Human Resources Manager Bernie Wharran and Assistant Parks and Recreation Director Chris Bornfleth.

2 Pledge of Allegiance

3 Moment of Silence

4 Approval of January 15, 2019 Work Session and Regular Meeting Minutes

Motion was made to approve the minutes as presented.

Motion made by Chopper Davis and seconded by Jeff Starkey. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

5 Presentation by Ayres Associates RE: City Engineering Services

This presentation was rescheduled for February 19, 2019.

6 Presentation by Wannemacher Jensen Architects, Inc. RE: Main St. / Dr. Frederick A. Grassin Bridge Improvements Project - Direct Purchase of Project Elements

City Manager Manns presented the item to Council. She stated the purpose of this agenda item was to

approve the direct purchase of benches, trash receptacles, and large planters in an amount not to exceed \$75,704.32 for the Main Street Bridge Improvement Project. Our Public Works staff will be doing most of the work. She then introduced Sara Lyons from Wannemacher Jensen Architects, Inc. who then presented the recommended items to Council. Ms. Lyons began her presentation by highlighting the existing features. The benches would be replaced with lighting and pavers added. City Manager Manns stated the sidewalk color would tie in with the wayfinding project color scheme. Councilman Altman questioned the benches that are sideways as it does not seem what people gravitate to. Deputy Mayor Starkey stated he was concerned about the cost if it just covered benches, lights and trash cans. City Manager Manns stated that the benches are high quality. Councilman Davis asked if the benches had skateboard deterrents and Ms. Lyons stated yes. Motion was made to approve the item as presented.

Motion made by Jeff Starkey and seconded by Matt Murphy. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

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

Mayor Marlowe opened the floor for public comment. John Kane came forward and suggested revisiting the parking on the grass ordinance. Homeowners are being told they need to pull a permit when putting in an auxiliary driveway surface. He suggested removing shell, stone and mulch from the ordinance. City Manager Manns stated owners of the property can pull a permit.

Tina Robinson came forward and stated she owns three lots in Harborview Mobile Home Park. They were not notified of a meeting to open a pipe to the Grey Preserve. This has resulted in a loss of her property. She feels the City has failed her. There is a management company out there measuring to put in seawalls. She has lost a foot of dirt in a short amount of time. She asked the pipe be put back in.

Peter Panagopoulos came forward to speak about fencing in the dumpster on his property. He stated the whole property is walled off. He distributed a map of his property to Council. With no one else coming forward for public comment, Mayor Marlowe closed Vox Pop.

8 **Consent Agenda**

Motion was made to accept the Consent Agenda.

Motion made by Chopper Davis and seconded by Matt Murphy. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

a **Cultural Affairs Committee Minutes - December 2018**

b **Purchases/Payments for City Council Approval**

9 **Public Reading of Ordinances**

a **First Reading, Ordinance 2019-2150: Permitting Massage Salons in Commercial 2 and Highway Commercial Zoning Districts**

City Attorney Driscoll read the proposed ordinance by title only. City Manager Manns introduced the item to Council. She stated that the purpose of this agenda item was to add the definition of "Massage Salons" to the LDC and to add them to the list of permitted uses in the Commercial 2 and Highway Commercial Zoning Districts. The ordinance also establishes hours of operation and prohibits anyone from sleeping there at night. 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 ordinance upon its first reading.

Motion made by Chopper Davis and seconded by Jeff Starkey. The Motion Passed. 5-0. Ayes:

Altman, Davis, Marlowe, Murphy, Starkey

- b First Reading, Ordinance 2019-2151: Special Exception for 5940 Massachusetts Avenue, Fellowship Baptist Church and Academy

City Attorney Driscoll read the proposed ordinance by title only. City Manager Manns introduced Development Director George Romagnoli who then presented the item to Council. He stated that the purpose of this agenda item was to approve a Special Exception for Fellowship Baptist Church and Academy. The proposal is to move classrooms out of the church sanctuary and into an existing residential building on the property. 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 ordinance upon its first reading.

Motion made by Matt Murphy and seconded by Chopper Davis. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

- c First Reading, Ordinance No. 2019-2153: Amendments to Golf Cart Ordinance

City Attorney Driscoll read the proposed ordinance by title only. City Manager Manns introduced the item to Council. She stated that the purpose of this agenda item was to conduct a first hearing on an ordinance to amend the current golf cart boundaries to include authorized used on Louisiana Avenue and Main Street from Van Buren Street East to the city limits in addition to Sims Park during special events.

Upon opening the floor to public comment, John Kane came forward and stated he was not sure what this ordinance means. He is apprehensive about golf carts in the park during special events. Mayor Marlowe stated the thought was to make a provision to allow for specific areas for golf carts to be parked during special events.

Merita Shala came forward and stated that after reading the ordinance she had a few concerns that needed to be researched. She thanked Chief Bogart for his explanation on the matter. She was concerned over the licensing and safety procedures however after speaking with Chief Bogart he indicated that there were no major issues or complaints in the affected area. She recommended Council approve the ordinance. This ordinance will improve the quality of life for residents. With no one else coming forward Mayor Marlowe returned the floor to Council.

Mayor Marlowe stated that he had received a communication from Bob Smallwood who would like Grand Boulevard open up to Leaning Tower. City Manager Manns stated that she talked to Chief Bogart and he went to observe the conditions and does not feel it is appropriate as this time. Deputy Mayor Starkey thanked Mr. Kane for his comments but feels this ordinance will not encourage users to recklessly drive through the park. Owners understand they are in a vulnerable position riding on the roadways. The main purpose is to allow for carts in the park for movie nights and concerts. Councilman Davis stated he looks at this as a working document and changes can be made down the road. Councilman Altman stated there are other roads to reach the produce stand besides Grand Boulevard. Motion was made to approve the ordinance upon its first reading.

Motion made by Jeff Starkey and seconded by Chopper Davis. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

10 Business Items

- a Board Appointment: R.W. (Bill) Phillips, Police Pension Board

City Manager Manns introduced the item to Council. She stated that the purpose of this agenda item was to approve the appointment of R.W. (Bill) Phillips to the Police Pension Board. She stated that Mr. Phillips has been a valued member of our community and has served faithfully as Council member and Deputy Mayor for many years. If approved, Mr. Phillips' term will be for four years and will be up

for renewal on February 5, 2023. 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 Pete Altman and seconded by Matt Murphy. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

b Board Re-Appointment: Barbara Sullo, Environmental Committee

City Manager Manns introduced the item to Council. She stated that the purpose of this agenda item was to approve the re-appointment of Barbara Sullo to the Environmental Committee. Ms. Sullo has been a valued member of the Environmental Committee since 2011. If approved, Ms. Sullo's term will be for two years and will be up for renewal on February 21, 2021. Staff has verified that Ms. Sullo meets the requirements set forth in the City's Code to serve on this board. 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: Altman, Davis, Marlowe, Murphy, Starkey

c 2018 Library Improvements Project – Engineering Services Task Order

City Manager Manns introduced the item to Council. She stated that the purpose of this agenda item was to approve a task order for Williams Architects in an amount not to exceed \$99,455 for the Library Improvement Project. The City has been working with Williams Architects since October 2018. The task order covers data collection, budgeting, phasing schedules and the set of construction plans.

Upon opening the floor to public comment, Joan Nelson Hook came forward and stated that renovations would be great for the library's 100th anniversary. With no one else coming forward therefore Mayor Marlowe returned the floor to Council.

Councilman Davis asked about the basic fees and full fees. City Manager Manns stated the amount requested is part of the fees. Councilman Murphy stated we want to be a state of the art city. This is a step needed to move forward.

Councilman Altman stated that the level of funding has him concerned and he would like to revisit the plan. He was disappointed that it did not expand the services offered.

Deputy Mayor Starkey asked if there was a back up plan if we do not get grant funding. It is a large amount for implementation and design. City Manager Manns stated that the building was constructed in 1963 and it has outlived its usefulness. She stated there are several sources of funds that have not been programmed for future years. There will be opportunities or she would not ask for this to move forward. Mr. Rivera stated this will allow the consultant to address the critical needs and provide for them to be put into phases. Any work done now will stay the course with the phases we identify.

Councilman Altman stated the building was redone in 1990 and it is worth remodeling. The grant with the State Libraries is only about expansion. He stated we may want to add library improvements into the CRA Plan. Motion was made to approve the item as presented.

Motion made by Chopper Davis and seconded by Matt Murphy. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

d 2019 Chasco Fiesta Alcoholic Beverage Special Event

City Manager Manns introduced the item to Council. She stated that the purpose of this agenda item was to approve an ABSEP for the upcoming Chasco Fiesta. Event organizers are requesting to sell

beer and wine on Friday, March 29th from 5:00 p.m. to 11:00 p.m., Saturday, March 30th from 1:00 p.m. to 11:00 p.m. and Sunday, March 31st from 1:00 p.m. to 9:00 p.m. Sales on the following weekend would be Thursday, April 4th from 5:00 p.m. to 11:00 p.m., Friday, April 5th from 5:00 p.m. to 11:00 p.m. and Saturday, April 6th from 1:00 p.m. to 11:00 p.m. Upon opening the floor to public comment, Geoff Kranich came forward and stated that the insurance policy is not pulled by Chasco but by Sertoma. With no one else coming forward Mayor Marlowe returned the floor to Council. Councilman Altman disclosed he is a member of the Chasco board but there was no conflict with him voting on this matter. Motion was made to approve the item as presented.

Motion made by Jeff Starkey and seconded by Chopper Davis. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

e Rescind Bid and Project Award – Wayfinding Project Phase II

City Manager Manns introduced the item to Council. She stated that the purpose of this agenda item was to rescind the bid award to Arete Industries regarding Phase II of the Wayfinding Signage Project. She stated that on January 16, 2018 a bid was awarded to Arete Industries in the amount of \$563,890 for the Wayfinding Signage Project. The project was to include two phases of signs. The project was slated to be completed in 180 days. The project was not completed at that time. A recommendation for a new firm will be made at the next Council meeting. This agenda item will result in a deductive change order in the amount of \$304,331. 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 Matt Murphy and seconded by Chopper Davis. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

f Resolution No. 2019-03: Waiver and Refund of Garbage Dumpster Enclosure Permits

City Attorney Driscoll read the proposed resolution by title only. City Manager Manns introduced the item to Council. The City adopted an ordinance in September 2018 requiring dumpsters be gated. Notices were sent to property owners and several paid the fees. She stated that the purpose of this agenda item was to approve the waiver and refund of garbage dumpster enclosure permits. 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 Jeff Starkey and seconded by Pete Altman. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

g Resolution No. 2019-01: Purchase of Orangewood Lakes Services, Inc.

City Attorney Driscoll read the proposed resolution by title only. City Manager Manns introduced Public Works Director Robert Rivera who then presented the item to Council. Mr. Rivera began his presentation by giving an overview of the project to date. This included the valuation report presented on October 3, 2018 with the Notice of Intent on November 17, 2018. Mr. Rivera then introduced Nikki Day from Bryant Miller Olive who then made a presentation to Council on the acquisition process. She then highlighted the first four steps that Council would be considering for this agenda item. 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 Pete Altman and seconded by Chopper Davis. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

h Resolution No. 2019-04: Reimbursement Related to the Orangewood Utility Acquisition and Other Capital Improvement Projects

City Attorney Driscoll read the proposed resolution by title only. Nikki Day stated this was step four of the process. She then introduced Vera Gurova from BMO to present the details of the resolution. Ms. Gurova stated the purpose of the resolution is to give the city an option to reimburse itself for any capital expenditures. She stated this is not obligatory but rather a flexible tool. Upon opening the floor to public comment, no one came forward therefore Mayor Marlowe returned the floor to Council. Will Reed from Ford & Associates came forward and stated that the reason it is higher because it includes any project on the CIP list until 2021. Motion was made to approve the item as presented.

Motion made by Chopper Davis and seconded by Pete Altman. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

i Resolution No. 2019-02 - Proposed Utility System Extension - Consideration for Approval

City Attorney Driscoll read the proposed resolution by title only. Nikki Day stated this is the second step and sets a final hearing date for the utility. Upon opening the floor to public comment, Bill Phillips came forward and stated that in part of Council's decision process he just wanted to make sure that there is an analysis on the impact on the water and sewer systems of the three systems purchased last year. The systems purchased last year were to be upgraded and he wanted to make sure that what was anticipated is occurring and that there are no outlying costs over and above that may cause some issues long term. He stated this enterprise fund is what saved the City from 2012-2015. Mr. Rivera stated that there are only 3 meters left to install. All were purchased under budget. With no one else coming forward Mayor Marlowe returned the floor to Council. Councilman Altman stated he would note the difficulty with out of city connections for sewer in the past that we are moving into a new era with the county removing restrictions. Our service area is our service area. Motion was made to approve the item as presented.

Motion made by Pete Altman and seconded by Matt Murphy. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

j Recommendation on Award of RFP No. 2019-005, Professional Audit Services

City Manager Manns introduced the item to Council. She stated that the purpose of this agenda item was to award the proposal for professional auditing services to Clifton Larsen Allen, LLP in an amount not to exceed \$36,000. She stated that there were three responses received for the RFP. Consistent with Florida Statutes, Section 218.39 and the City's Charter, Section 2.10, the Audit Committee reviewed each proposal and invited the three firms to make a presentation to the Audit Committee. Clifton Larsen Allen, LLP has been the City's auditing firm for the last three years. If approved, the term will be for one year with an option to renew for two additional years. 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 Matt Murphy. The Motion Passed. 5-0. Ayes: Altman, Davis, Marlowe, Murphy, Starkey

k Three Minute Report: Public Works Department

11 Communications

Mayor Marlowe stated that Tampa Bay Water is working on TAP. He encouraged the other Council members if they had any questions to talk to Mr. Driscoll. He had a service call to someone in Tarpon Springs and had to drive to near the railroad depot and there were two dual charging stations. He stated that the recurring request he receives for Railroad Square is to provide some shade perhaps sails like at the Rec Center.

Deputy Mayor Starkey stated that the Pasco School Board met today on closing Hudson and Mittye P.

Locke Elementary Schools and voted not to close either school. He feels that is the best move. He commended the School Board for the right decision. He was walking around with Jose Cardenas and noticed the ivy in the planters near Railroad Square. When the downtown landscaping project was approved he remembers seeing palms in the planters. He announced that he will be running for his final term for City Council.

Councilman Davis stated he went to the SET meeting today for Fitzgerald's and they would like to get on the agenda for February 19th. He asked if that was possible and City Manager Manns said yes. He announced that he had filed his paperwork to run for re-election and that he was having a kickoff party tomorrow at Leaning Tower.

Councilman Murphy stated he went to the movie in the park over the weekend and it was a great turn out. He asked if the new bushes and shrubs that were planted on Madison across from the hospital will spread out and Mr. Rivera stated yes. Mr. Rivera stated they are going to spray glue on mulch to keep it in place until the plants begin to grow so the mulch does not get washed out onto the roadway.

12 Adjournment

There being no further business to consider, upon proper motion, the meeting adjourned at 8:50 p.m.

(signed) _____
Judy Meyers, CMC, City Clerk

Approved: _____ (date)

Initialed: _____



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PETER PANAGOPOULOS
MASTER KEY PLAZA

4948 TO 4974
US 19 NORTH
N. P. R. 34652

10' WALL
FENCE

20' WALL

20' WALL

20' WALL