



**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**

**August 20, 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 p.m. Those in attendance were, Deputy Mayor Jeff Starkey, Councilman Chopper Davis, Councilman Peter Altman and Councilman Matt Murphy.

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 Charles Rudd, Public Works Director Robert Rivera, Library Director Andi Figart, Parks and Recreation Director Elaine Smith, Development Director George Romagnoli, Technology Solutions Director Bryan Weed and Human Resources Manager Bernie Wharran.

2. Pledge of Allegiance

3. Moment of Silence

4. Approval of July 30, 2019 Special Meeting Minutes

Motion was made to approve the minutes as presented.

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

5. Approval of August 6, 2019 Work Session and Regular Meeting Minutes

Motion was made to approve the minutes as presented.

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

6 Recognition of Donation by Tom Dobies RE: Particulate Hoods for the Fire Department

Fire Chief Chris Fitch presented Tom Dobies with a plaque and bunker coat to thank him for his generous donation of particulate hoods to the Fire Department.

7 Presentation by Florida's Sports Coast (Pasco County Tourism)

Adam Thomas and Kolby Gayson gave a highlight of Florida's Sports Coast.

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

Mayor Marlowe opened the floor for public comment. The following people came forward to voice concerns over Drag Queen Story Hour: Dick Maxwell, Mike Kasten, Patty Cole, John Hardy, Jeanne Demont, Bonita Berea, Stacy McDonald, Deb Maxwell, Julia Davis, Shawn Hardy.

Paul Black came forward to comment on the Florida Sports Coast presentation. He said we should be proud of all of our restaurants in the downtown. There are many mom and pop places visitors can eat at that are not the big chains along US 19.

Marilynn deChant came forward and stated she was at the Florida Sports Coast presentation last night and this is an exciting time for our city. What is needed is an eye catching arch at US19 and Main. There are 80k cars a day that go up and down US19.

Gene Sullivan came forward and he has some ideas that could generate a lot of money. He stated that there are a lot of shops and restaurants that are closed on Sunday.

Thea Anderson came forward and stated bringing art into the section along Main Street coming into town would liven it up. There are many artists who would be interested in participating. She also voiced concerns over Drag Queen Story Hour.

Lori Turnbull came forward to talk about the flooding at her home due to the rain last week.

With no one else coming forward for public comment, Mayor Marlowe closed Vox Pop.

9 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 Purchases/Payments for City Council Approval

10 Public Reading of Ordinances

a First Reading, Ordinance No. 2019-2169: Amendment to Park Hour Operations for Sims Park and Orange Lake

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. Councilman Davis asked for a review in ninety days to see if there are any problems. 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

11 Business Items

a Resolution No. 2019-21 Library Improvement Grant

City Attorney Driscoll read the proposed resolution by title only. 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

b Quarterly Cash & Investment Performance Report

City Manager Manns introduced Finance Director Crystal Feast who then the item to Council. She stated that the purpose of this agenda item was to review the quarterly cash and investment performance report. Total investment as of June 30, 2019 was \$30,988,042. There is a higher amount in the State Board of Administration due to bonds. The change from previous quarter was \$7,946,492.

c Three Minute Report: Finance Department

12 Communications

Mayor Marlowe went to the TB Water meeting Monday and thought it was going to be short and quiet but it was rather the opposite. He strongly encouraged the TB Water Board to conduct a workshop much as we do here to get everyone talking again. Desalination is possible but expensive. The only other option is the reclaimed water to tap. There are ways that can be done to make it safe. There is another project to pump water into the aquifer towards the coast. He stated he will do his best to represent the City of New Port Richey and make sure there is adequate water for everyone. Councilman Davis suggested inviting the engineers to the TB Water workshop. Councilman Altman stated Altamonte Springs made a presentation at the FLC on reused water. He forwarded a link to the City Manager and the Technology Solutions Director regarding malware attacks. Last Monday night there was 6-8 inches of rain in a short period of time.

Deputy Mayor Starkey stated Pasco Pride, the religious people and Drag Queen Story Hour has taken up a lot of time over the last few weeks. He makes decisions on what is best for the city and not a certain group. Everyone has different opinions on issues. We all have morals and beliefs and we need to govern according to the law.

Councilman Davis stated he was not as pleased with the FLC conference as he has in the past. Nothing was done with short term rentals. Wireless communications will affect the city. He stated there are new audit requirements for CRA's. You can have a tree removed if you hire a certified arborist. There was a seminar on ADA compliance. There was support for CDBG funds. There was also a discussion on the importance of the 2020 Census. The big energy companies want to deal with one or two people at the state level instead of local. There are petitions to get this on the ballot. He attended a local lobbyist seminar with Councilman Murphy at the conference. He stated the new signs on Madison for the multi-use path seem to be working. He asked for organizational charts before September.

Councilman Murphy stated Councilman Davis touched on most points from the FLC conference. We need to take care of our own backyard and protect home rule. He was driving in the rain the other day and it came so quickly. He stated Public Works is on top of the flooding.

13 Adjournment

There being no further business to consider, upon proper motion, the meeting adjourned at 8:56 p.m.

(signed) _____
Judy Meyers, CMC, City Clerk

Approved: _____ (date)

Initialed: _____

ORDINANCE NO. 2019-2169

AN ORDINANCE OF THE CITY OF NEW PORT RICHEY, FLORIDA, PROVIDING FOR AMENDMENT OF SECTION 16-1 OF ARTICLE I OF CHAPTER 16 OF THE NEW PORT RICHEY CODE OF ORDINANCES, PERTAINING TO CITY PARK HOURS OF OPERATION; PROVIDING FOR EXTENSION OF THE HOURS OF OPERATION FOR SIMS PARK AND ORANGE LAKE PARK UNTIL 11:00 P.M.; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the hours of operation of public parks in the City prohibit use thereof after sunset, except during special events;

WHEREAS, Sims Park and Orange Lake Park have illuminated walkways that allow for the safe use of those parks after dark;

WHEREAS, the City Council has determined that extending the time for use of Sims Park and Orange Lake Park is in the best interest of the residents of 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 in accordance with the City’s police powers.

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

Section 1. Chapter 16, Article I, Section 16-1 of the Code of Ordinances, pertaining to closing times for City parks, is hereby amended as follows (strikeout text is deleted and underlined text is added):

Sec. 16-1. - Closing times for city parks.

- (a) All City parks not otherwise specifically provided for in this section shall remain closed to the public between sunset ~~sundown~~ and sunrise of the following day.
- (b) Sims Park and Orange Lake Park shall remain closed to the public between 11:00 p.m. and sunrise of the following day.
- (c) Upon the issuance of a special event permit, or upon a written application for other good cause, the city manager/~~parks and recreation director~~ may, ~~upon good cause,~~ issue a permit to an individual or organization, permitting the use of city parks on special

occasions or for special events without regard to time limitations contained in subsection (a) or (b) of this section, in accordance with said permit.

(d) Violation of this section is subject to punishment as provided in section 1-14.

~~(e) If any section, subsection, sentence, clause or phrase of this section or the particular application thereof, shall be held invalid by any court, administrative agency, or body without appropriate jurisdiction, the remaining sections, subsection, sentences, clauses, or phrases and their application shall not be affected thereby.~~

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 _____, 2019, 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 _____, 2019.

ATTEST:

By: _____
Judy Meyers, CMC, 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