



**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

May 17, 2022

7:00 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 7:00 p.m. Those in attendance were Deputy Mayor Mike Peters, Councilman Peter Altman, Councilman Matt Murphy and Councilwoman Kelly Mothershead.

Also in attendance were City Manager Debbie L. Manns, City Attorney Timothy Driscoll, City Clerk Judy Meyers, Police Chief Kim Bogart, Assistant Finance Director Crystal Dunn, Fire Chief Chris Fitch, Assistant Public Works Director Barret Doe, Community and Development Director Dale Hall, Economic Development Director Barbara Carr, Library Director Andi Figart, Parks and Recreation Director Kevin Adams and Human Resources & Organizational Development Director Karl Fuchs.

2. Pledge of Allegiance

3. Moment of Silence

4. Approval of April 26, 2022 Special Meeting and Work Session Minutes

Motion was made to approve the minutes as presented.

Motion made by Matt Murphy and seconded by Mike Peters. The Motion Passed. 5-0. Ayes: Altman, Marlowe, Mothershead, Murphy, Peters

5. Approval of May 3, 2022 Regular Meeting Minutes

Motion was made to approve the minutes as presented.

Motion made by Mike Peters and seconded by Matt Murphy. The Motion Passed. 5-0. Ayes: Altman, Marlowe, Mothershead, Murphy, Peters

6. Presentation by Duke Energy RE: Targeted Undergrounding

Jeff Baker and Dave Schlenker made a presentation regarding the undergrounding of utilities.

- 7 Presentation by Tampa Bay Water RE: Tampa Bay Water Update and Long-term Master Water Plan  
Chuck Carden made a presentation regarding the long-term Master Water Plan.

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

Mayor Marlowe opened the floor for public comment. Kimberly Cox, 6609 Rainbow Spring Lane, NPR came forward to speak regarding racism. Shinikki Whiting, 5755 Indiana Avenue, NPR came forward to speak regarding the trial of Marlowe Jones. Shannon Keever, 702 46th St. E. came forward to speak regarding Marlowe Jones. Marlowe Jones, 6141 Pine Hill Rd, PR came forward to thank Mr. Adams and Council members. He also spoke about his trial. Carol Kinnard 6828 River Rd., NPR came forward to comment on Duke Energy's presentation. 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 Matt Murphy and seconded by Pete Altman. The Motion Passed. 5-0. Ayes: Altman, Marlowe, Mothershead, Murphy, Peters

- a Library Advisory Board Minutes - February and March 2022  
b Purchases/Payments for City Council Approval

- 10 Public Reading of Ordinances

- a First Reading, Ordinance No. 2022-2261: Amending FLUM for TDR Sending Sites

City Attorney Driscoll read the proposed ordinance by title only. City Manager Manns introduced Development Director Dale Hall who then presented the item to Council. He stated that the purpose of this agenda item was to conduct a first reading of an ordinance for a Future Land Use Amendment and revised Sending Sites Map. Mr. Hall began his presentation by highlighting the current FLUM. He then provided definitions for TDR, Sending Sites, Receiving Sites and Credits. The City's TDR program was adopted in 2006. In 2016 34 of 97 TDR credits were used for MSL. Mr. Hall then highlighted the current availability. He stated the intent is to protect environmentally sensitive lands. There would be 39.5 credits added into the entitlement bank. Upon opening the floor to public comment, no one came forward therefore Mayor Marlowe returned the floor to Council. Councilman Altman stated that our insurance rating is affected by the score. He stated that the comment that there would be a deed restriction is not a requirement of the insurance. Councilman Altman stated we had a property that came into the city as an annexation and he questioned Ms. Willhite about it. He stated there is a lot of discussion on tightening building codes at the TBRPC meetings. He stated the density rights are a good bargaining chip. Mr. Hall stated that this ordinance as written is just for city owned property. Councilman Altman asked about the irreversible deed restriction and Mr. Hall stated that it is up to City Council to determine which properties are placed in the TDR. City Attorney Driscoll stated that he was not sure if it is a state requirement and may be able to be removed. Motion was made to approve the ordinance upon its first reading with the removal of the provision for deed restrictions unless it is a state requirement.

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

- b First Reading, Ordinance No. 2022-2262: TDR Amendment

City Attorney Driscoll read the proposed ordinance by title only. City Manager Manns introduced Development Director Dale Hall who then presented the item to Council. He stated that the purpose of this agenda item was to conduct a first reading of an ordinance to amend the City's TDR ordinance. Mr. Hall began his presentation by highlighting the TDR program. The amendment will allow for

calculations to be easier. Mr. Hall stated the CPI is not the best method to use to determine the cost. The ordinance proposes to use a State Certified General Appraiser to determine the fair market value for development credits that will reflect the current market conditions that is to be reviewed by the Community Redevelopment Agency and to be approved by the City Council. 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 Mike Peters and seconded by Kelly Mothershead. The Motion Passed. 5-0. Ayes: Altman, Marlowe, Mothershead, Murphy, Peters

11 Business Items

a 2022 KIAfest Alcoholic Beverage Special Event Permit

City Manager Manns introduced the item to Council. She stated that the purpose of this agenda item was to approve an ABSEP to allow beer and wine to be sold and food truck vendors in Sims Park for the KIAFest event on June 25, 2022. The event will run from 4PM-11PM. City Manager Manns stated this would be a fundraiser for Wheelchairs for Kids. She stated back in November City Council approved \$5k in in-kind support. Upon opening the floor to public comment, John Gilliss came forward to state the hours could be adjusted on the alcohol sales. With no one else coming forward Mayor Marlowe returned the floor to Council. Deputy Mayor Peters asked if NPRMS is involved in the event and Mr. Gilliss stated that they are not involved in this year's event. Mayor Marlowe asked why food trucks are being brought in to compete with the downtown establishments. Mr. Gilliss stated he thought it would be the simplest thing to do. Mayor Marlowe stated the City has no control over food trucks. Mayor Marlowe spoke regarding outdoor cooking by establishments. Deputy Mayor Peters stated there should be a way to come up with a preferred vendor list. Steve Schurdell stated the only restaurant that took them up on it in the past was Dulcet. He stated that they were just trying to make everything easy as possible. Councilman Altman stated that businesses were busy during the recent Wine Stroll. He supports altering the start and ending times for the beer and wine sales. Councilman Murphy stated he agreed about tweaking the times. He would like to see fees waived so the businesses can participate. Councilwoman Mothershead stated it is important to show businesses we want them to succeed. She agreed the hours could be minimized. Motion was made to approve the item and direct the City Manager to negotiate the new times for beer and wine sales based on the cost of staff time for the event.

Motion made by Mike Peters and seconded by Matt Murphy. The Motion Passed. 5-0. Ayes: Altman, Marlowe, Mothershead, Murphy, Peters

b 2022 WWTP 24" Effluent Pipe Replacement – ITB 22-011 Bid Award

City Manager Manns introduced the item to Council. She stated that the purpose of this agenda item was to approve the bid submitted by Kamminga & Roodvoets, Incorporated in an amount not to exceed \$364,800 for the construction of the 2022 WWTP 24" Effluent Pipe Replacement Project. She then introduced Assistant Public Works Director Barret Doe who then made a presentation to Council. Mr. Doe stated that the City's WWTP had a section of buried 20" ductile iron pipe rupture resulting in a significant sewer spill. Mr. Doe stated that currently tank #2 is not functioning at full capacity. Mr. Doe stated that Pasco County will cover 40% of the total cost for this project. 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 Pete Altman. The Motion Passed. 5-0. Ayes: Altman, Marlowe, Mothershead, Murphy, Peters

c 2019/2020 Street Improvements Project Close Out

City Manager Manns introduced the item to Council. She stated that the purpose of this agenda item was to approve a deductive change order in the amount of \$343,959.11 and a final pay request in the amount not to exceed \$264,074.80 for Ajax Paving Industries of Florida, LLC for the completion of the 2019/2020 and 2020/2021 Street Improvements projects. Mr. Doe stated the Change Order was

approved to accelerate the project. 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 Mike Peters. The Motion Passed. 5-0. Ayes: Altman, Marlowe, Mothershead, Murphy, Peters

d 2023 Advanced Metering Infrastructure System (AMI) Project - Consideration for Approval

City Manager Manns introduced the item to Council. She stated that the purpose of this agenda item was to approve a proposal from Core and Main LP in the amount not to exceed \$849,231.35 and subsequent budget amendment for the 2023 Advanced Metering Infrastructure System (AMI) Project. This is phase 2 of the project. She stated there is a 36-week lead time for the delivery of the meters. The budget amendment will temporarily move bond proceeds from the Fleet Warehouse Project. Mr. Doe stated that phase 1 was completed in 2014. He stated those meters brought us into the digital age. He stated the City will be repaid \$55k from Core and Main for the scrap. 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 Kelly Mothershead. The Motion Passed. 5-0. Ayes: Altman, Marlowe, Mothershead, Murphy, Peters

e Request to Approve the Addition of Juneteenth Day as an Official City Holiday

City Manager Manns introduced the item to Council. She stated that President Biden signed a bill into law last year which designates June 19<sup>th</sup> as Juneteenth National Independence Day. She stated that the purpose of this agenda item was to approve the addition of Juneteenth Day as an observed official paid holiday to Section 13.01 - Official Holidays of the City of New Port Richey Personnel Rules and Regulations Human Resources Policy Manual. Staff conducted research and comparable communities are recognizing this as a holiday. 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 Kelly Mothershead and seconded by Pete Altman. The Motion Passed. 5-0. Ayes: Altman, Marlowe, Mothershead, Murphy, Peters

f Approval of Mural Proposal for Fitzgerald's Irish Tavern

City Manager Manns introduced the item to Council. She stated that the purpose of this agenda item was to a proposal submitted by New Port Richey Main Street for the creation of a train mural on the outside wall which faces Adams Street of Fitzgerald's Irish Tavern. She stated that NPRMS submitted the technical assessment to the City on March 3rd. 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 Mike Peters and seconded by Kelly Mothershead. The Motion Passed. 4-1. Ayes: Marlowe, Mothershead, Murphy, Peters Nays: Altman

12 Communications

Councilman Murphy stated in regard to underground utilities, he hopes we can do something to motivate cable companies to also move their lines underground. Councilman Altman stated he would leave the information he received from FDOT with the City Manager. He stated the funds are coming from public safety funds. He stated FDOT has relocated the \$760k from the Green Key project to another project. He stated that funds allocated to Marine Parkway has been put on hold. He stated there was a total of \$4m allocated to projects along US19. Councilman Altman stated he attended the Florida Economic Development Conference in St. Petersburg. He stated one of the speakers today helps cities find grant opportunities. Councilman Altman stated he would suggest that we find some professional short-term help to find grants that are out there. Deputy Mayor Peters stated the

Neighborhood Spring Cleanup is coming up. He wanted to remind everyone that small brush piles can be put in their trash cans. Councilwoman Mothershead stated she agreed with Councilman Murphy that we have to push cable and phone companies to put the lines underground. Mayor Marlowe stated that he agreed as well. He stated the tree canopies play havoc on the overhead wires. He stated he spoke to City Manager Manns about the additional BTR's for businesses. He stated he suggested to the City Manager and City Attorney to get a letter from someone in authority so the next time we have an inspector they will not be able to shut the business down. He stated we have to get the word out that we are helping our businesses. Mayor Marlowe stated that the Juneteenth event will be at the African American Club on Pine Hill Rd.

13 Adjournment

There being no further business to consider, upon proper motion, the meeting adjourned at 9:37 p.m.

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

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

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