

**CITY OF TEMPLE TERRACE, FLORIDA
MAYOR AND CITY COUNCIL
M I N U T E S**

**Regular Meeting
Tuesday, November 21, 2006
Council Chambers-City Hall**

Having been duly advertised as required by law, the regular meeting of the Mayor and City Council of the City of Temple Terrace, Florida, was held on Tuesday, November 21, 2006, in the Council Chambers at City Hall.

PRESENT WERE: Mayor Joe Affronti, Council Members Frank M. Chillura, Ron Govin, Ken Halloway, Linda H. Shattles, and Glenda Venable, City Clerk Lisa Burns, City Manager Kim Leinbach, and City Attorney Ted Taub.

ALSO PRESENT WERE: Finance Director Diane Reichard, Code Compliance Director Joe Gross, Community Services Director Ralph Bosek, Parks & Recreation Director James Chambers, Public Works Director Steve Hodge, Fire Chief Ernie Hiers, Police Chief Tony Velong, City Engineer Joe Motta, Assistant Fire Chief Keith Chapman, Deputy Police Chief Patricia Powers, Public Information Officer Michael Dunn, Assistant Library Director Armand Ternak, Police Lieutenant Chris Jeffords, Police Lieutenant Ken Albano, Police Services Commander Mark Whitby, Senior Planner Susanne Hicks, Joe Bell, Reverend Joseph Waters, Debbie Girard-Carson, Keith Carson, George Wilkins, Joyce McKenzie, Sandi Anderson, Ross McGillivray, Jeanne O'Neil, Carlos Fernandez, Liz Affronti, Judy Govin, Virginia Halloway, Virginia McCoy, Ken and Mindy DeVane, Jeannie Waterman, Daniel P. Fite, Lynn Werner, Anita Long, David M. Long, Cheri Donahue, Alejandro Fernandez, Jose R. Fernandez, Maria B. McGillivray, Nick Skalsky, Martha Hayes, Cheri Knapp, Angela Chillura and Steven & Julianna, Jerry Shattles, Jack & D'ee Griffith, W. Eric Venable, Wes & Pat Rink, Mark Connolly, Timothy Sumner, Bryan Willman, Richard K. Scott, Grant Rimbey, David Penoyer, Michael Hinman, Beth Bosserman, Patrick Finelli, Renee O'Neil and Luke, Rebecca Willman, Tammy Sumner, R. and Bea Scott, Hoot Hooten, and several other persons.

Temple Terrace Highlander Band Piper Jerry King escorted Mayor Affronti to the dais, as Band Member Hoot Hooten announced him and subsequently the members of the City Council and newly elected City Council Members, as each took their place.

There being a quorum present, Mayor Affronti called the meeting to order at 7:00 p.m., after which he led the Pledge of Allegiance to the flag. The Reverend Joseph Waters of Corpus Christi Church offered a brief invocation.

Proclamations, Recognitions, and Special Presentations:

Mayor Affronti presented a Certificate of Recognition to Patricia Jones-Rink, honoring her work as Chair of the Charter Review Committee; he praised the Committee for their diligence, noting that all twelve of the recommended amendments to the Revised Charter were approved by the voters at the November 7 referendum. Other members of the Committee who served and were recognized with Ms. Rink, but were unable to be present were: Bob Elek, George Fee, Peter Kares, and Trent Green, he said.

Police Chief Velong introduced Sabina Khakiyeva as this month's recipient of the "Do the Right Thing" award. He said Sabina came to this country from Russia a year ago and is a member of the "English as the second language" class, which has the huge task of learning English. With a tremendous attitude and willingness to learn, she has positively influenced her classmates and served as a role model for the other students, encouraging others to learn.

Mayor Affronti announced that D'ee Griffith from the Temple Terrace Woman's Club would like to recognize Eagle Scout Kyle Scott for his wood duck housing project, which was sponsored and paid for by the Women's Conservation Club. He noted other people involved were the City's Liaison Dana Carver from the Parks & Recreation Department, Marina Law Enforcement Officer Carl Avari-Cooper, and Council Member Linda Shattles, Chairperson of the Hillsborough County River Board and the Women's Conservation Club.

D'ee Griffith, 416 Bon Aire Avenue, presented Eagle Scout Kyle Scott a check in the amount of \$300 towards the cost of the wood duck housing project. Eagle Scout Scott expressed his thanks to Council Member Shattles, without whom he said there would be no funding for this project and without funding he would have been unable to do it. He also thanked his Scoutmasters and fellow Scouts and others who have helped him with this project.

Minutes of Previous Meetings:

Upon motion of Council Member Chillura, seconded by Council Member Shattles, and unanimously carried, the **MINUTES** of the November 6, 2006, Regular City Council Meeting were **APPROVED**.

Public Hearings:

1. Zoning Reclassification – Bridgeford Oaks Subdivision.

Mayor Affronti opened the Public Hearing and called on Community Services Director Ralph Bosek to present the topic of the hearing. The Director stated that these Public Hearings this evening are the second required Public Hearings on each of the zoning reclassifications, and Senior Planner Susanne Hicks will be presenting the topics this evening.

Utilizing a PowerPoint presentation, Senior Planner Susanne Hicks reviewed that RZP#06-05 is an administrative zoning reclassification for Bridgeford Oaks Subdivision, which is an approximate 23-acre subdivision containing 140 existing single-family detached homes, located west of Morris Bridge Road, east of Davis Road, and approximately 800 feet north of Temple Terrace Highway. She noted the property has two Future Land Use Designations – Residential-9 for the northern portion and Urban Mixed Use-20 for the southern portion.

Senior Planner Hicks said the purpose of the request is to replace the County zoning designation with comparable City zoning. She noted the subdivision was a Planned Development in the County; therefore, it is being brought into the City as a Planned Development.

Senior Planner Hicks explained that with lot sizes of 4,000 square feet and 40 feet wide, the lots are smaller than the allowable lot sizes in any of the City's *standard* zoning districts. Under the Planned Development, she said they can create a zoning designation for it that would be conforming to the City's zoning requirements. Regarding conditions of approval, she said they basically adopted the conditions under which it was approved in the County, and added a couple of conditions to clarify the definition for covered patios and lot coverage in Temple Terrace.

Senior Planner Hicks reviewed the Conditions of Approval, Exhibit "B", as contained in the Memorandum to the City Manager dated October 25, 2006, which is a part of the record. She noted, among other conditions, the different setbacks, which will apply in this subdivision due to the lot size.

Mayor Affronti called for comments from the public; hearing none, he called for comments from the Council. There being no comments from the Council, the Public Hearing was closed.

2. Zoning Reclassification – Hampton Oaks Subdivision.

Mayor Affronti opened the Public Hearing and called on Senior Planner Susanne Hicks to present the topic of this Public Hearing.

Senior Planner Susanne Hicks reviewed RZP#06-01 is an administrative zoning reclassification for Hampton Oaks Subdivision, an approximate 11-acre subdivision containing 43 existing single family homes, on the west side of Davis Road, approximately 1300 feet north of Temple Terrace Highway. She noted this property was voluntarily annexed into the City on April 18, 2000. She said the Future Land Use designation was already changed from County to Residential-9, City of Temple Terrace; the purpose of the request is to place City zoning on this property.

Utilizing a PowerPoint presentation, Senior Planner Hicks said the property is currently zoned RSC-4, Hillsborough County, and is similar to Bridgeford Oaks in that its minimum lot sizes and lot width do not match even the smallest zoning district in the City. She said their sizes are approximately 5,000 square feet and about 50 feet wide; therefore, they have proposed a Planned Development zoning district.

Referring to the Memorandum to the City Manager dated October 25, 2006, which is part of the record, Senior Planner Hicks noted that the Conditions of Approval are similar to those just reviewed for the Bridgeford Oaks Subdivision. She pointed out that because of the difference in lot sizes, there are three different groups of setback requirements, based on the location of the lot within the subdivision.

Mayor Affronti called for comments from the public; hearing none, he called for comments from the Council.

Council Member Shattles asked for an update from the Code Compliance Director concerning any code enforcement problems in either subdivision.

Code Compliance Director Joe Gross responded there are no unusual enforcement issues in either subdivision.

There being no further comments, the Public Hearing was closed.

Persons Wishing to be Heard on Items NOT Listed on the Agenda:

Patrick Finelli, a member of the citizens group known as the Redevelopment Task Force, presented a prepared statement as a response to the Pinnacle/RAM plan [that was previously presented to the Council and to the public during the interview process]. A copy of Mr. Finelli's response is part of the record.

In summary, Mr. Finelli stated that the Redevelopment Task Force favors the plan presented, stating their belief that it is a plan that can be implemented swiftly, Pinnacle's team is exceptionally strong, and their plan addresses and offers solutions to difficult problems presented by leases, covenants, and encumbrances that were not known when the Torti Gallas plan was formulated.

Mr. Finelli stated there were three key factors that must be taken into consideration: the selling price of the land, the present and future value of the TIF revenue stream for the entire CRA, and the intangible benefit to the community. He said the Task Force recommends that the City balance the desire to "be made whole" with the City's need for a walkable, mixed-use redevelopment of a high enough quality to be the rejuvenation engine needed. He concluded that the Task Force encourages the Council to continue with Pinnacle/Ram as the selected developer.

Council Member Chillura commented that the Council has not seen any revised plan as of this date from Pinnacle/RAM, and, therefore, is unable to respond at this time to the comments made by Mr. Finelli on behalf of the Redevelopment Task Force.

Mayor Affronti stated that the revised plan is expected from Pinnacle/RAM by December 11.

Richard Reina, 216 Inverness Avenue, welcomed the incoming City Council Members and thanked Council Member Shattles and Council Member Venable for their dedicated service to the City.

There was no correspondence, communications or petitions before the Council for consideration and action, no presentations before the Council, and no Site Plan Reviews for Council consideration or action.

Resolutions for Consideration and Action: (Consent Agenda)

The City Manager briefly reviewed the four Resolutions on the Consent Agenda, noting that the first is declaring the results of the November 7 election and referendum to be valid, and the other three Resolutions are all related to updating the City's Computer-Aided Dispatch system.

Council Member Chillura asked that Resolutions 2, 3, and 4 be pulled for further discussion.

Upon motion of Council Member Halloway, seconded by Council Member Shattles, and unanimously carried, Resolution No. E-1 was adopted by consent, being:

RESOLUTION NO. 131-06, declaring the results of the November 7, 2006 Municipal Election and Charter Referendum to be certified, valid, and accepted in accordance with the certification by the Hillsborough County Canvassing Board.

Relative to Resolutions No. E-2, 3, and 4, Council Member Chillura asked for clarification, noting that recently the Council approved approximately \$1.3 million for updating equipment. He questioned why this equipment was not incorporated into that purchase or mentioned at that time.

The City Manager responded the approximate \$1.3 million was for updating the radio system, whereas this request is for the computer-aided dispatch.

Services Division Commander Mark Whitby explained that these are two separate projects – the City-wide radio system and the computer-aided dispatch, which is used in the Communications Center attached to the 9-1-1 system for dispatching calls for police, fire, and medical. He noted the servers were initially installed in 2000; technology has changed, and enhancements have been made to their software, but they have never done any enhancements to the servers. He said they now have to update their serves to be able to keep up with the changes in technology.

Council Member Chillura explained that he asked for clarification because they had approved something just a month or so ago, and then they start seeing “add-ons.” He said he had understood that the \$1.3 million was for overall communications throughout the City as a whole; he wanted to be sure this was a separate item and not something being added to the previously approved system.

Upon motion of Council Member Chillura, seconded by Council Member Govin, and unanimously carried, Resolutions E-2, 3, and 4 were adopted by consent, being:

RESOLUTION NO. 132-06, approving the 49-month agreement between the City and Dell to lease six computer-aided dispatch servers and one tape back-up unit under the Florida State Contract #250-000-03-1 in the total amount of \$35,825.76; payment to be made from account 001-1121-513.44-17.

RESOLUTION NO. 133-06, approving the purchase of computer-aided dispatch (CAD equipment – SQL software, server rack, back-up power supply, and KVM unit – under the Florida State Contract #250-000-03-1 in the amount of \$6,486.32; payment to be made from account 001-1121-513.64-23 in the amount of \$3,803.77 and account 001-1121-513.34-28 in the amount of \$2,682.55.

RESOLUTION NO. 134-06, approving the contract with Tritech Software Systems for the City's Computer-Aided Dispatch (CAD) software installation, configuration, and on-site technical support in the amount of \$31,388.00; payment to be made from account 001-1121-513.34-28.

Council Member Shattles asked whether there has been any response to the funding request for the \$1.3 million radio equipment. The City Manager responded they are still awaiting word from Congress; the administration remains optimistic and is following it closely.

Proposed Ordinances for Consideration and Action:

Following **SECOND** and **FINAL** reading, by caption, upon motion of Council Member Shattles, seconded by Council Member Venable, **ORDINANCE NO. 1190** was **ADOPTED** being: **AN ORDINANCE OF THE CITY OF TEMPLE TERRACE, FLORIDA, REZONING PROPERTY LOCATED WEST OF MORRIS BRIDGE ROAD, EAST OF DAVIS ROAD, APPROXIMATELY 800 FEET NORTH OF TEMPLE TERRACE HIGHWAY, LEGALLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF, FROM ZONING CLASSIFICATION PD (PLANNED DEVELOPMENT) – HILLSBOROUGH COUNTY, TO ZONING CLASSIFICATION PD (PLANNED DEVELOPMENT) – CITY OF TEMPLE TERRACE, TO PLACE THE APPROPRIATE CITY ZONING DESIGNATION ON SAID PROPERTY; PROVIDING FOR AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY; PROVIDING A SEPARABILITY CLAUSE, EFFECTIVE DATE, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.** Vote on the motion for adoption being: Council Members Chillura, Govin, Halloway, Shattles, and Venable voting "aye," no "nay."

Following **SECOND** and **FINAL** reading, by caption, upon motion of Council Member Shattles, seconded by Council Member Venable, **ORDINANCE NO. 1191** was **ADOPTED** being: **AN ORDINANCE OF THE CITY OF TEMPLE TERRACE, FLORIDA, REZONING PROPERTY LOCATED WEST OF DAVIS ROAD, APPROXIMATELY 1300 FEET NORTH OF TEMPLE TERRACE HIGHWAY, LEGALLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF, FROM ZONING CLASSIFICATION RSC-4 (CONVENTIONAL, SINGLE-FAMILY RESIDENTIAL) – HILLSBOROUGH COUNTY, TO ZONING CLASSIFICATION PD (PLANNED DEVELOPMENT) – CITY OF TEMPLE TERRACE, TO PLACE THE APPROPRIATE CITY ZONING DESIGNATION ON SAID PROPERTY; PROVIDING FOR AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY; PROVIDING A SEPARABILITY CLAUSE, EFFECTIVE DATE, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.** Vote on the motion for adoption being: Council Members Chillura, Govin, Halloway, Shattles, and Venable voting "aye," no "nay."

Following **SECOND** and **FINAL** reading, by caption, upon motion of Council Member Shattles, seconded by Council Member Venable, **ORDINANCE NO. 1192** was **ADOPTED** being: **AN ORDINANCE OF THE CITY OF TEMPLE TERRACE, FLORIDA, AMENDING CHAPTER 2, TEMPLE TERRACE CODE OF ORDINANCES, BY REPEALING SUBSECTION 2.245(e)(2) (TRAVEL SUBSISTENCE RATES) AND SUBSECTION 2.245(f)(3) (MILEAGE ALLOWANCE), AND BY ENACTING A NEW SUBSECTION 2.245(e)(2) (TRAVEL SUBSISTENCE RATES) AND SUBSECTION 2.245(f)(3) (MILEAGE ALLOWANCE); PROVIDING A SEPARABILITY CLAUSE, EFFECTIVE DATE, AUTHORITY TO CODIFY, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.** Vote on the motion for adoption being: Council Members Chillura, Govin, Halloway, Shattles, and Venable voting “aye,” no “nay.”

There was no Unfinished Business to come before the Council for consideration and action.

City Manager’s Report:

The City Manager expressed his gratitude to the Council for the honor and pleasure of serving them. He said he believes they have served with distinction, surmounting some tough times, and they have his deepest admiration.

New Business:

As the City’s representative to HARTline, Council Member Govin noted that Route 6, the main route running on 56th Street, is being extended with later hours, and will have an additional bus for this route in efforts to improve the service. He encouraged citizens to check the new bus schedules, which are available online at HARTline’s website.

Council Member Govin then expressed concern about the water level in the Hillsborough River, and questioned what can be done. He said he has heard about water being drawn through the by-pass canal for the reservoir.

Council Member Shattles said that after serving on the River Board for four years, with three years as Chair, she could respond that they have been battling minimum flow and augmentation for all the years she has been on the River Board with all of the entities that use the River. She asked whether Jerry King had any additional information to share. She reiterated minimum flow is a huge issue.

Jerry King, 6209 Soaring Avenue, stated that currently there is no water being drawn from the River. He said it is in a low state; the big discussion that has taken place that Council Member Shattles has alluded to is at medium or high levels of the River; there is no draw from the River by any entities at this time.

In response to Council Member Govin's question as to why he has a flow, Mr. King responded he has a flow because it is going down and when it gets to the lower part of the River it will flow over the dam itself. He noted the amount of water that is vaporizing each day is horrendous; it has slowed somewhat now that cooler weather is here. He reassured them that no water is being drawn out of the River at this time by anyone.

The City Manager said that he has talked with Southwest Florida Water Management District; they have explained to him how this process works and are sending him a map. He said he is also talking to their counterparts in Tampa who control the dam, and will put all of this information together in a report for Council.

1. Recognition of Outgoing Council Members.

Mayor Affronti said it has been a pleasure and an honor for him to work with Council Member Shattles and Council Member Venable. He said he feels they have accomplished a lot as a Council, have been steadfast in their objectives, and they are both to be complimented for having done what they felt was in the best interests of the City during their tenure. Mayor Affronti presented a plaque to Council Member Venable for her two years of service to the City and to Council Member Shattles for her four years of service to the City in recognition of their loyal and dedicated service to the City as City Council Members.

Council Member Venable introduced her husband and commented that she has enjoyed her time on the Council. She said Temple Terrace is a wonderful City and what makes it special is the people. She said it was wonderful to meet so many other people in a variety of organizations who give their time and money for all kinds of things for this City, which is what makes it special.

Council Member Shattles said it has been an honor to serve all of the citizens and serve *with* the Council the last four years. She said that former Council Members travel, leave the City and move, or join the Highlander Band, so they should be on the lookout to see which one she chooses. She thanked those who supported her and voted for her; and to those who did not, she said her husband thanks them.

Council Members Glenda Venable and Linda Shattles then relinquished their seats on the dais.

2. Oath of Office to Council Members.

Mayor Affronti called Alison M. Fernandez, Mark A. Knapp, and Ken Halloway forward to take the oath of office, which was administered by City Attorney Ted Taub, after which they took their seats on the dais.

Council Member Fernandez recognized her parents, her husband and their four children, her sister, friends and members of the Temple Terrace Junior Woman's Club, and those who supported her, who were too numerous to introduce individually. She thanked them all for their support.

Council Member Knapp introduced Martha and Nick Skalsky, his mother-in-law and father-in-law, and his wife, Cheri. He said his only comment is that he is ready to get to work.

Council Member Halloway introduced his wife, Virginia, and his stepdaughter. He thanked Grant Rimbey, his campaign manager, David Long, D'ee and Jack Griffith, and all the many people who have helped and supported him. He thanked Jeanne O'Neil, who started him on this odyssey. He promised to do his very best to help make this a great City.

Mayor Affronti congratulated the newly inducted Council Members, stating he looks forward to working together as a team to accomplish their goals for the City of Temple Terrace. He reminded everyone of the reception being held at the Public Works building immediately following adjournment.

There being no further business to consider, upon proper motion, the meeting was adjourned at 7:45 p.m.

Joseph A. Affronti, Sr.
Mayor

Frank M. Chillura, Council Member

Alison M. Fernandez, Council Member

Ronald A. Govin, Council Member

Ken Halloway, Council Member

Attest:

Mark A. Knapp, Council Member

Melissa E. Burns, MMC
City Clerk