

**CITY OF TEMPLE TERRACE, FLORIDA
MAYOR AND CITY COUNCIL
MINUTES**

**Regular Meeting
Tuesday, July 20, 2010
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, July 20, 2010, in the Council Chambers at City Hall.

PRESENT WERE: Mayor Joe Affronti, Sr., and Council Members Alison Fernandez, Ron A. Govin, Ken Halloway, Mark A. Knapp, and Mary Jane Neale, City Manager Kim Leinbach, City Clerk Lisa Small, and City Attorney Mark Connolly.

ALSO PRESENT WERE: Public Information Officer Michael Dunn, Public Works Director Joe Motta, Human Resources Director Woody Hubbard, Police Chief Ken Albano, Fire Chief Keith Chapman, Community Development Director Charles Stephenson, Finance Director Diane Reichard, Code Compliance Secretary Shana Hunt, Leisure Services Director James Chambers, Assistant City Engineer Michael Hall, Planner Kelly Bray, Joyce McKenzie, Joe Bell, and several other persons.

Mayor Affronti called the meeting to order at 6:00 p.m., after which he led the Pledge of Allegiance to the flag and offered a brief invocation.

Proclamations, Recognitions, and Special Presentations:

1. Special Presentation – “National Night Out” preview.

Police Chief Albano presented gift bags of National Night Out T-shirts and hats to the Mayor and Council Members, as he encouraged the community to participate in the upcoming event, to be held on August 3, 2010, beginning at 6:30 p.m. at the Family Recreation Complex. He briefly described the planned activities for the event, which is funded in part by forfeiture funds from criminal activities, along with community sponsors. He noted this is the 15th consecutive year for the City’s participation in this National event. The City Manager noted the Agenda for the City Council Meeting that evening appears to be relatively short at this point, so there should be no impediment to the Council’s participation.

Minutes of Previous Meetings:

1. Minutes of the July 6, 2010, City Council Meeting.

Upon motion of Council Member Neale, seconded by Council Member Halloway, and unanimously carried, the **MINUTES** of the July 6, 2010, City Council Meeting were **APPROVED**.

Public Hearings:

1. Land Development Code – Seawalls, Rip-Rap, Ramps, Docks, etc., presented by Community Development Department – Planner Kelly Bray.

Mayor Affronti opened the Public Hearing and called on Community Development Department Planner Kelly Bray to present the topic of the Public Hearing.

Planner Kelly Bray commented this is the required second Public Hearing for the City-initiated Land Development Code Update to Section 25.770, Standards for Construction, Reconstruction and Placement of all Seawalls, Rip-rap, Ramps, Docks and Other Private Over-the-Water Structures on the Hillsborough River. Planner Bray reviewed this action is a result of a Board of Adjustment request on April 22, 2010.

Planner Bray reviewed the purpose of the proposed changes is to modify the design criteria to update the construction standards, and to reorder the section for clarity.

Mayor Affronti called for questions or comments from the Council; there were none. Mayor Affronti then called for comments from the public; there were none.

Mayor Affronti closed the Public Hearing and announced that Second and Final Reading of the Ordinance would take place later in the meeting.

There were no persons wishing to be heard on items NOT listed on the Agenda. There was no Correspondence, Communications, or Petitions for Council's consideration and action. There were no presentations or site plan reviews for Council's consideration and action.

Resolutions for Consideration and Action:

The City Manager briefly reviewed the proposed Resolutions.

Upon motion of Council Member Govin, seconded by Council Member Fernandez, and unanimously carried, **Resolutions E-1 and E-2** were adopted by consent, as follows:

RESOLUTION NO. 077-10, establishing, in accordance with State Statute, a proposed tentative 6.1389 millage rate for Fiscal Year 2010-11; further that the Fiscal Year 2010-11 Budget public hearings be held beginning at 6:00 p.m., Thursday, September 9, 2010, and 6 p.m., Tuesday, September 21, 2010. *The City Manager commented that the recommendation of 6.1389 mills for the tentative millage rate is less than the adjusted rolled-back rate of 6.1820 mills, which will not generate any additional tax liabilities for our residents. He continued that although the proposed budget for Fiscal Year 2010-11 is based on 5.95 mills, historically the Mayor and City Council has allowed a little flexibility in the event something should come up during their deliberations. He concluded he is anticipating an ultimate rate of 5.95 mills will be presented for adoption during the budget process; however, the request for tentative rate is at 6.1389 mills for the coming year.*

RESOLUTION NO. 078-10, awarding the contract to rehabilitate the ditch along 113th Avenue, between 61st and 62nd Streets, to the low bidder, Pospiech Contracting, Inc., in the amount of \$39,700; payment to be made from account 130-3599-541.63-17 (Gas Tax revenues). *The City Manager remarked this ditch rehabilitation project is budgeted, noting this ditch is a significant conveyer of stormwater and needs rehabilitation to remove vegetation and sedimentation to adequately handle the stormwater.*

Proposed Ordinances for Consideration and Action:**1. Standards for Construction, Reconstruction, and Placement of Seawalls.**

Following the **SECOND** and **FINAL** reading, by caption, upon motion of Council Member Neale, seconded by Council Member Fernandez, **Ordinance No. 1276** was **ADOPTED**, being: **AN ORDINANCE OF THE CITY OF TEMPLE TERRACE, FLORIDA, AMENDING CHAPTER 25, ARTICLE VII, DESIGN STANDARDS AND DEVELOPMENT CRITERIA, TEMPLE TERRACE CODE OF ORDINANCES, BY AMENDING SECTION 25.770, STANDARDS FOR CONSTRUCTION, RECONSTRUCTION AND PLACEMENT OF ALL SEAWALLS, RIP-RAP, RAMPS, DOCKS AND OTHER PRIVATE OVER-THE-WATER STRUCTURES ON THE HILLSBOROUGH RIVER, BY AMENDING AND RENUMBERING SECTION 25.770.2, AMENDING, RENUMBERING, AND RENAMING SECTION 25.770.3, AMENDING AND RENUMBERING SECTION 25.770.4, AMENDING, RENUMBERING, AND RENAMING SECTION 25.770.5, AMENDING AND RENUMBERING SECTION 25.770.6, AMENDING SECTIONS 25.770.7 AND 25.770.8, AND DELETING, IN THEIR ENTIRETY, SECTIONS 25.770.9, AND 25.770.10; PROVIDING A SEVERABILITY 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 Fernandez, Govin, Halloway, Knapp, and Neale 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 briefed the Council on the status of the development partner, The Vlass Group. He reviewed the Community Development Director has been working with the counterparts for the developer; some building plans have been submitted and they are awaiting the civil engineering plans for the parking lot, which Community Development Director Charles Stephenson confirmed.

The Community Development Director elaborated they have received the building plans to “skin” Buildings B, C, and D, along with rear elevations. He noted the City communicated comments to the developer the end of last week and during the break between meetings this evening, he received a reply that they are in the process of resubmitting the plans. He commented they have not received the civil engineering plans for the parking lot work, but was sure they are forthcoming. He said he anticipates being able to issue permits to start on the buildings by the middle of next week.

The City Manager advised the Council that the TECO (Tampa Electric) franchise agreement will be up for renewal in about 24 months. He commented that he and the City Attorney are reviewing other recently completed franchise agreements from other jurisdictions and will be coming to Council for direction.

Regarding the wastewater treatment plant study, the City Manager commented the study is underway, with soil borings to be taken in a week or two. He was hopeful the report would be finished in August, after which he will report back to the Council in terms of the feasibility of a treatment plant for the City.

There was no New Business before the Council for consideration and action.

Expressing concern at the low attendance this evening, Council Member Halloway encouraged citizens to come to the meetings, get involved, and let the Council know what they need and/or how the Council is doing on their behalf.

There being no further business to be considered, upon proper motion, the meeting was adjourned at 6:15 p.m.

Joseph A. Affronti, Sr.
Mayor

Alison M. Fernandez, Council Member

Ron A. Govin, Council Member

Ken Halloway, Council Member

Attest:

Mark A. Knapp, Council Member

Melissa E. Small, MMC
City Clerk

Mary Jane Neale, Council Member