































SECTION 3. Severability The provisions of this ordinance are severable, and it is the intention of the City Council of the City of Port Richey, Florida to confer the whole or any part of the powers herein provided. If any of the provision of this ordinance shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair the remaining provisions of this ordinance. It is hereby declared to be the legislative intent of the City Council that this ordinance would have been adopted had such unconstitutional provision not been include herein

SECTION 4. Inclusion in Code. It is the intention of the City Council that the provision of this Ordinance shall become and be made a part of Port Richey Code; and that the sections of this Ordinance may be renumbered or re-lettered and the word "Ordinance" may be changed to "Section". "Article", or such other appropriate word or phrase in order to accomplish such intentions.

SECTION 5. Effective date. This Ordinance shall become effective upon passage at the second reading.

The foregoing Ordinance No. \_\_\_\_\_ was read and passed on its first reading in an open and regular meeting of the City Council of the City of Port Richey, Florida, on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

Attest:

CITY OF PORT RICHEY

\_\_\_\_\_  
Jackie Hanville, City Clerk

\_\_\_\_\_  
Dr. Dale Massad, Mayor

The foregoing Ordinance No. \_\_\_\_\_ was read and passed on its second reading in an open and regular meeting of the City Council of the City of Port Richey, Florida, on this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

Attest:

CITY OF PORT RICHEY

\_\_\_\_\_  
Jackie Hanville, Clerk

\_\_\_\_\_  
Dr. Dale Massad, Mayor

Approved as to legal form and legal content  
For the reliance of the City of Port Richey only:

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James Mathieu Esq., City Attorney



**City Council Regular Meeting  
September 11, 2018**

**AGENDA ITEM NO. 3: DRAFT OF ORDINANCE FOR CHARTER REFERENDUM QUESTION:**

INFORMATION ONLY

ACTION ITEM

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**ISSUE:**

For Council's consideration is a Charter referendum question which will be placed upon the city ballot at its election in April of 2019. In order to place a question to amend the Charter on the ballot an ordinance must be passed. Attached is that draft ordinance. This will go to a vote of the citizens. The Pasco County Supervisor of Elections handles the ballot and the election.

This Charter Amendment will change the ability to remove the City Manager to a simple majority of all Council members from a super majority. At the present time it requires four votes to remove and this reduces that to three votes. If the attached draft is acceptable, the City Attorney will consult with the Supervisor of Elections to make sure that it meets their approval in terms of technical requirements and if it does the Ordinance will be brought back for first reading.

**ATTACHMENTS:**

Amendment Ordinance Charter with changes.pdf

**ACTION:**

Motion to approve draft of Ordinance and bring back for first reading.

DRAFT ORDINANCE

AN ORDINANCE SUBMITTING TO THE ELECTORS OF THE CITY OF PORT RICHEY A PROPOSED AMENDMENT TO THE CITY CHARTER; AMENDING SECTION 3.04 REGARDING REMOVAL OF THE CITY MANAGER BY MAJORITY VOTE RATHER THAN A FOUR FIFTHS VOTE, PROVIDING FOR REFERENDUM DATE, PROVIDING THE ACTUAL CHARTER AMENDMENT LANGUAGE, PROVIDING FOR BALLOT LANGUAGE, PROVIDING FOR A BALLOT TITLE, PROVIDING FOR TECHNICAL CHANGES AND PROVIDING SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Port Richey, Florida finds that the present City Charter be amended to provide for the removal of the City Manager by a majority vote rather than by four fifths vote, and;

WHEREAS, pursuant to Section 166.031 Florida Statutes the City Council of the City of Port Richey has caused the final drafting and preparation of the proposed amendment to the City Charter for submission to the electors of the City.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Port Richey, Florida:

SECTION 1. REFERENDUM. A referendum of the qualified electors of the City of Port Richey is hereby called to be held on Tuesday \_\_\_\_\_ 2019. In conjunction with the City of Port Richey's general election, the sole purpose of submitting to the City's voters a referendum question, as more particularly set forth below, as to whether the removal of the City Manager shall be by a majority vote or a four fifths vote

SECTION 2. CITY CHARTER SECTION 3.04 AMENDED. That the City Charter Section 3.04 Removal is further amended by adding those provisions indicated by underline and deleting those provisions indicated by strikethrough, to read as set forth as follows:

Section 3.04 Removal

The City Manager may be suspended by a resolution approved by the majority of the total membership of the City Council which shall set forth the reasons for suspension and proposed removal. A copy of such resolution shall be served immediately upon the City Manager. The City Manager shall have fifteen (15) days in which to reply thereto in writing, and upon request, shall be afforded a public hearing, which shall occur not earlier than ten (10) days nor later than fifteen (15) days after such hearing is requested. After the public hearing, if one is requested, and after full consideration, the City Council by a ~~four fifths~~ majority vote of its

total membership may adopt a final resolution of removal. The City Manager shall continue to receive full salary until the effective date of a final resolution of removal.

SECTION 3. BALLOT LANGUAGE. The City Council of the City of Port Richey does hereby propose the following referendum question to the electors of the City at a referendum election be held on Tuesday \_\_\_\_\_ 2019 with said referendum ballot language to read:

SHALL SECTION 3.04 OF THE CITY CHARTER OF THE CITY OF PORT RICHEY BE AMENDED AS PROVIDED FOR IN ORDINANCE NO. \_\_\_\_\_ TO REQUIRE A MAJORITY VOTE OF MEMBERS OF CITY COUNCIL TO REMOVE THE CITY MANAGER RATHER THAN A FOUR FIFTHS VOTE.

\_\_\_\_\_ YES

\_\_\_\_\_ NO

SECTION 4. BALLOT TITLE. The City Council of the City of Port Richey does hereby propose the following referendum title for the referendum question

REFERENDUM REGARDING MAJORITY VOTE

SECTION 5. TECHNICAL CHANGES. The City Clerk is hereby authorized to make any technical changes to the referendum as made and required by the Supervisor of Elections, Florida, Secretary of State or the election laws of the State of Florida.

SECTION 6. SEVERABILITY. The provisions of this ordinance are severable, and it is the intention of the City Council of the City of Port Richey, Florida to confer the whole or any part of the powers herein provided. If any of the provisions of this ordinance shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair the remaining provisions of this ordinance. It is hereby declared to be the legislative intent of the City Council that this ordinance would have been adopted had such unconstitutional provision not been include herein.

SECTION 7. Effective date. This Ordinance shall become effective upon passage at the second reading.

The foregoing Ordinance No \_\_\_\_\_ was read and passed on its first reading in an open and regular meeting of the City Council of the City of Port Richey, Florida, on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

Attest:

CITY OF PORT RICHEY

\_\_\_\_\_  
Jackie Hanville, City Clerk

\_\_\_\_\_  
Dr. Dale Massad, Mayor

The foregoing Ordinance No \_\_\_\_\_ was read and passed on its second reading in an open and regular meeting of the City Council of the City of Port Richey, Florida, on this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

Attest:

CITY OF PORT RICHEY

\_\_\_\_\_  
Jackie Hanville, Clerk

\_\_\_\_\_  
Dr. Dale Massad, Mayor

Approved as to legal form and legal content  
For the reliance of the City of Port Richey only:

\_\_\_\_\_  
James Mathieu Esq., City Attorney

**City Council Regular Meeting  
September 11, 2018**

**AGENDA ITEM NO. 4: LOCAL MITIGATION STRATEGY:**

INFORMATION ONLY  
X ACTION ITEM

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**ISSUE:**

The Pasco County Local Mitigation Strategy Committee meets several times every year to review and approve the implementation of the plan's objectives during the past year. A local Mitigation Strategy (LMS) is a plan developed by the county to reduce and or eliminate the risks associated with natural and man-made hazards. The City of Port Richey adopted a Resolution in 2003 becoming a member of Pasco County's Plan. The Community Rating System (CRS) requires an annual evaluation report on the progress made in the past year towards implementing the current plan's objective and/or recommendations. Attached is the 2018 Local Mitigation Strategy Report submitted for your approval.

**ATTACHMENTS:**

2018 LMS.pdf

**ACTION:**

Motion to approve the attached LMS Evaluation report.

# City of Port Richey

## 2018 Local Mitigation Strategy



Resolution No. 14-11 adopted the September, 2014 revision of the Local Mitigation Strategy Plan developed for Pasco County, Florida. At least annually, the Hazard Mitigation Committee (HMC) meets to review and update the Local Mitigation Strategy (LMS) as necessary for credit under the Community Rating System and annual report to evaluate progress toward implementing the action plan's objectives and recommendations is necessary.

The Pasco County Local Mitigation Strategy Committee meets several times every year to review and approve the implementation of the plan's objectives during the past year. However, the LMS must be revised every 5 years.

In addition, the Community Rating System (CRS) requires an annual evaluation report on the progress made in the past year towards implementing the current plan's objective and/or recommendations.

### BACKGROUND

The State of Florida, Department of Community Affairs and the Pasco County Board of County Commissioners (BOCC) entered into an agreement on April 7, 1998 for the purpose of developing the Local Mitigation Strategy. On July 14, 1998, the BOCC approved subcontracts with the six cities of Pasco County to develop a single unified Local Mitigation Strategy for Pasco County. The establishment of the Hazard Mitigation Planning Committee was formalized on July 14, 1998. The committee is comprised of one voting representative from each city as well as one appointed from Pasco County.

Most of the burdens of recovering from a disaster fall squarely on the shoulders of local government. A major disaster can bring unexpected hardship to citizens, destroy the economic base and diminish its quality of life for years. Disaster events create enormous pressure for local government to take action. Therefore, it is critical to rebuild communities in ways that will guarantee that the same destruction and hardship will not be repeated in future disasters.

The purpose of this local mitigation strategy is to develop a guide intended to provide a unified and consistent course of action needed to reduce the impact of disasters that threaten Port Richey. This is an ongoing process that will make hazard mitigation part of the daily function of the entire community. The LMS process assessed vulnerabilities of the community to different types of hazards, identified a comprehensive list of plans, programs and projects to decrease the magnitude of those vulnerabilities and prioritized the implementation of these initiatives.

### A REVIEW OF THE ACTION PLAN & IMPLEMENTATION OF OBJECTIVES

The creation of the local mitigation strategy is determined by who should be involved in the response, recovery and planning and hazard mitigation

The City adopted Resolution No. 07-03 which identified a unified utilization of procedures and plans already in place for purposes of emergency management designed to mitigate hazard impacts to the community during a disaster.

### Development Services

The Development Services department continues its preparation for disaster preparedness coordination. It also administers enforcement of all building codes and permits. In addition, the City enacted the Land Development Code which contains a stormwater management plan for new construction.

Development Services also provides site specific information and assistance to residents, including map information, flood protection advice and information on selecting and dealing with contractors. The department also provides guidance to homeowners interested in submitting applications for grants as they become available, to mitigate their properties.

This department has worked closely with the Department of Community Affairs to administer and monitor the mitigation grant program at the local level.

The City implemented a CRA grant for residents to assist homeowners for windows, doors and storm shutters that comply with current wind speeds and impact requirements. Since the inception of the grant program in October 2008 to October 2015, 77 properties/homeowners have been awarded grants to replace windows and 17 grants have been awarded for door replacement.

The Development Services Department prepares and mails educational materials to City residents regarding hurricane evacuation procedures, shelter list, materials available for property protection, the flood hazard area, flood warning procedures, flood safety procedures, insurance and financial assistance information, property protection, permits, substantial improvements, damage requirements and drainage system maintenance. Flood protection references are maintained at the Regency Park branch of the Pasco County Library System. Guides for flood protection are also available at City Hall in the reception area of the Development Services Department. The City newsletter includes articles in each edition on one of the ten essential outreach topics. There are also links to informational websites located on the City website at [www.cityofportrichey.com](http://www.cityofportrichey.com).

### City Manager

The City Manager has the responsibility of Emergency Manager during any City wide hazard event coordinating planning, response and recovery for the City.

### Public Works

The Public Works Department continues to monitor the City stormwater systems and identifies new mitigation projects that may become necessary for those systems. In recent years the City has adopted a Stormwater Management Plan. Maintenance and repairs of existing structures are being completed on a continuing basis throughout the City. In 2007 the City enacted a Stormwater Utility Fee to finance those projects. In the event of a hazard the Public Works Department would clear streets of debris providing a means of transportation throughout the City. They would coordinate solid waste collections and removal and maintain extensive records which accompany an emergency situation.

### City Clerk

The City Clerk would be responsible to ensure that City codes, ordinances and policies are followed regarding a state of emergency declaration. The Clerk would also record the actions of the City Council, ensure policies of the City Council are implemented and that electronic records are made and retained in accordance with record retention laws and policies.

### Finance Department

The Finance Office would prepare documentation for emergency acquisition of equipment and supplies for disaster operations. The Finance Department also maintains records of expenses and personnel costs for post disaster reimbursement and maintains functions of Accounts Receivable (A/R) and payroll. This office would also assist managers in the determination of financially appropriate actions.

### Fire Department

The Fire Department is responsible for coordinating and managing all activities related to and surrounding an emergency event.

### Police Department

The Police Department would respond to life threatening incidents/ situations as they occur. The Police would also help coordinate evacuation procedures if required. A mobile command center was acquired in 2013, to be used during any hazardous event the City might experience. The command center includes a generator so that computers can remain operational.

### Information Technology

In the event the City experiences a major hazard event, all data is backed up off-site. This department has access to Verizon Crisis Response Team which coordinates for emergency network coverage, which may include deployment of resources such as COLT (Cell on Light Truck)/ COW (Cell on Wheels)/ Crisis Response Vehicles available for use by the Police and Fire Departments during a hazard event so they may remain in constant communication.

## COMMUNITY GUIDING PRINCIPLES

The City has continued to implement the objectives of the LMS Guiding Principles by:

Ensuring new development and redevelopment complies with all applicable federal, state and local regulations.

Participating in the annual review and update of the Local Mitigation strategy as a member of the Hazard Mitigation Planning Committee every year.

Encouraging mitigation initiatives in the Coastal High Hazard Area.

Developing and implementing the Stormwater Management Program and Stormwater Utility.

Maintaining and improving existing drainage system facilities.



Requiring all new development and redevelopment to regulate the rate and volume of Stormwater runoff.

Regulating on-site management of stormwater runoff.

Regulating new development and redevelopment to reduce property damage caused by flooding.

## REPETITIVE LOSS AREA

The City of Port Richey had 134 repetitive loss properties after the floods of 1993, 1996 and 1999. Since that time we have embarked on a program to encourage property owners to mitigate their structures through applications for grant funds. From 1999 to 2014, 35 homes were either torn down and rebuilt or elevated through Flood Mitigation Assistance grants. The last one received their Certificate of Occupancy in 2014. In July 2007, the City acquired its first repetitive loss property with FMA grant funds. The structure on the property was demolished and a retention pond was built to assist the nearby property owners with flood mitigation. In 2014, a repetitive loss property located on 5140 Millers Bayou has been reconstructed and built as a single family residence, elevated structure.

## PROJECTS/ PROGRAMS LIST:

A Review of Port Richey's LMS Project/ Program Action Items:

Completed Projects: The City has purchased a new modular office for the Public/ Utilities Departments. The Fire Department has purchased a 2018 Kawasaki Mule PRO-FX EPSLE UTV vehicle that will be used for Fire Suppression and Emergency Medical Services during special events, brush fires, limited access areas, and post-storm event. The Police Department has purchased 2 high-water Humvees that you aid in rescuing residents in flooded areas and limited access areas.

Future Street Improvements: The Public Works Department has initiated the street paving projects and will continue working on streets throughout the year.

Future Utility Improvements: Staff will be making recommendations to Council that will address the ageing Utility System Infrastructure. Cormel, Papaya and sections of Old Post along with Bluepointe, Quist and Miles have been completed. Future Projects will continue and will include water and sewer main upgrades and ongoing improvements to the City's lift station improvements.

The City of Port Richey is in the process of connecting all lift stations to the wireless SCADA System. At this time the City's wells have been connected along with the Queener Lift Station Project that has just been completed. This project will continue along with the ongoing improvements to the City's Lift Stations.

Staff will complete a Needs Assessment Request For Qualifications (RFQ) for the Fire Department Building.

Review of the Utility Capital Improvement Program: The City's Capital Improvement Plan has new water mains planned for the Harbor Isles neighborhood.

## RECOMMENDATIONS

The City should continue to work toward the goals and objectives of the LMS Guiding Principles. It should determine feasible projects and improvements and continue to work with Pasco County to identify and pursue available grant funds and other funding sources to assist in accomplishing mitigation efforts.

The City should continue its efforts to encourage homeowners to seek grant funding to mitigate their homes.

The City should continue its outreach efforts to increase public awareness of flood and stormwater management and local hazards.

## DISSEMINATION

This report is being sent to the local media. Copies of the report and the LMS Plan are available for review at City Hall, 6333 Ridge Rd. A notice of its availability is being posted on the City's website and at City Hall.

This Plan Report presented to and accepted by the City Council of the City of Port Richey, Florida this \_\_\_\_\_ day of September, 2018.

Signed:

\_\_\_\_\_  
Mayor, Dale Massad

ATTEST:

\_\_\_\_\_  
Veronica Hanson, Zoning Administrator

**City Council Regular Meeting  
September 11, 2018**

**AGENDA ITEM NO. 5: DISCUSSION OF SURPLUS PROPERTY:**

INFORMATION ONLY

X ACTION ITEM

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**ISSUE:**

The Mayor has requested that this item be placed on the agenda for City Council discussion. Background information will be provided by the City Manager at the City Council Meeting.

**ATTACHMENTS:**

**ACTION:**

Council action as deemed appropriate.

## Board And Committee Members

Committee	Member Name	Appointed	Notes
			<b>7 Members</b>
Board of Adjustment	Chairman - Phil Franco		
Board of Adjustment	Robert Ascott		
Board of Adjustment	Patricia Rodgers		
Board of Adjustment	Jim Hoster		
Board of Adjustment	Dennis Kapp		
Board of Adjustment	VACANT		
Board of Adjustment	VACANT		
<b>INACTIVE COMMITTEE</b>			<b>9 Members + Liaison &amp; Alternates</b>
Citizens Advisory Committee	Laurie Simpson		
Citizens Advisory Committee	Claudia Smith		
Citizens Advisory Committee	Tom Kinsella		Newly appointed - Pending confirmation
Citizens Advisory Committee	Janet Slusarz		Newly appointed - Pending confirmation
Citizens Advisory Committee	John Carpenter		Newly appointed - Pending confirmation
Citizens Advisory Committee	Janet Eckermann		Newly appointed - Pending confirmation
Citizens Advisory Committee	VACANT		
Citizens Advisory Committee	VACANT		
Citizens Advisory Committee	VACANT		
CAC - Council Liaison	VACANT		
CAC - Council Liaison (alternate)	VACANT		
			<b>City Manager + 3 Members</b>
Comprehensive Land Use Plan	Chairman - Vince Lupo		
Comprehensive Land Use Plan	Terrence Rowe		
Comprehensive Land Use Plan	VACANT		
Comprehensive Land Use Plan	VACANT		
<b>INACTIVE COMMITTEE</b>			<b>5 Members</b>
Historic Commission	Terrence Rowe		
Historic Commission	Angel Nally		Newly appointed - Pending confirmation
Historic Commission	VACANT		
Historic Commission	VACANT		
Historic Commission	VACANT		
<b>INACTIVE BOARD</b>			<b>3 Members + 3 Alternates</b>
Personnel Review Board	Chairman - Jim Priest		elected by Council
Personnel Review Board	Phyllis Grae		elected by Primary Members
Personnel Review Board	Sal Licari		elected by Employees
Personnel Review Board	Fran Vandenkooy (Alternate)		elected by Employees
Personnel Review Board	Jaana Jala (Alternate)		to be elected by Council
Personnel Review Board	VACANT (Alternate)		to be elected by primary members
			<b>5 Members + 2 Alternates</b>
Planning & Zoning	Chairman - Shawn Poole		
Planning & Zoning	Bob Breedlove		
Planning & Zoning	Phyllis Grae		
Planning & Zoning	Laurie Simpson		
Planning & Zoning	Randy Stout		
Planning & Zoning	Claudia Smith (Alternate)		
Planning & Zoning	VACANT (Alternate)		
			<b>3 Members + Liaison</b>
Port Authority Board	Chairman - Carl Roth		
Port Authority Board	Jennifer Jordan		
Port Authority Board	Ron Padova		
PAB-Council Liaison	Terry Rowe		

## Boards and Committees

### Members for Re-Appointment

#### Board of Adjustment

- Phil Franco
- Patricia Rogers
- Robert Ascott
- Jim Hoster
- Dennis Kapp

#### Planning and Zoning Board

- Shawn Poole
- Bob Breedlove
- Phyllis Grae
- Laurie Simpson
- Randy Stout
- Claudia Smith

#### Citizen Advisory Committee

- Claudia Smith
- Laurie Simpson

#### Port Authority Board

- Carl Roth
- Jennifer Jordan
- Ron Padova
- Terrence Rowe

#### Comprehensive Land Use Planning

- Terrence Rowe

#### Historical Preservation Committee

- Terrence Rowe

#### Personnel Review Board

- Jim Priest
- Phyllis Grae
- Janna Jala