

Modified Agenda  
City of Dunnellon  
City Council Meeting  
20750 River Drive, Dunnellon, FL 34431  
May 9, 2016  
5:30 P.M.

PLEASE NOTE: Individuals wishing to address the City Council please sign in. A three-minute time limit will be administered. PLEASE TURN CELL PHONES OFF.

**Call to Order**

**Pledge of Allegiance**

**Opening Prayer/Moment of Silence** (suggested time limit: 1 minute  
Mayor to request if any invitee is present to open with prayer; if no invitee is present, Mayor will ask if a Dunnellon citizen will volunteer. If no volunteers, a moment of silence will be offered. If a citizen outside of Dunnellon requests to open with prayer, (s)he may so if no invitees/citizens volunteer.)

**Roll Call**

Proof of Publication (Posted on the City's website and City Hall bulletin board on Friday, May 6, 2016) backup added to item #8

Chairman's Comments Regarding Agenda  
Public Comments

**CONSENT AGENDA**

(Note: Motion to approve items on the consent agenda is a motion to approve the recommended actions.)

**1. CITY COUNCIL WORKSHOP MINUTES**

*April 6, 2016*

Documents: [cwm20160406.pdf](#)

**2. CITY COUNCIL MINUTES**

*April 11, 2016*

Documents: [cmm20160411.pdf](#)

**3. AUTHORIZE MAYOR TO SIGN CHANGE ORDER #1 - AGREEMENT  
#AGR2016-12 WITH GWP, CHOICE HOTEL CDBG WATER MAIN  
EXTENSION PROJECT, IN THE INCREASED AMOUNT OF \$11,137.35**

Documents: [choicehotelextenprojectchangeorder1.pdf](#)

**4. AUTHORIZE MAYOR TO SIGN CHANGE ORDER #2, AGREEMENT  
#AGR2016-12 WITH GWP, CHOICE HOTEL WATER MAIN EXTENSION  
FOR 3' WATER SERVICE IN THE INCREASED AMOUNT OF \$9,437.70**

Documents: [changeorderNo2.pdf](#), [gwp.pdf](#)

- 5. AUTHORIZE CITY MANAGER TO WAIVE \$11,750.00 OF THE DAILY FINE ACCRUED THROUGH 12/15/15 ON LIEN #LIEN2015-02 FOR 19084 ST. GEORGE DR.**

Documents: [19084StGeorgeDrLienPayoffAmts121515.pdf](#)

- 6. AUTHORIZE MAYOR TO SIGN VOLUNTARY COOPERATION/OPERATIONAL ASSISTANCE AGREEMENT #AGR2016-02 WITH BELLEVIEW POLICE DEPT.**

Documents: [cityofbellevuevoluncoopassagrmt.pdf](#)

- 7. APPROVE PROCLAMATION #PRO2016-07, WOMEN'S LUNG HEALTH WEEK**

Documents: [PRO2016\\_07WomensLungHealthWeek.pdf](#)

### **CONSENT AGENDA APPROVAL**

*PROPOSED MOTION: I move the consent agenda be approved as presented.*

### **REGULAR AGENDA**

- 8. APPOINTMENT TO CITY COUNCIL SEAT NUMBER TWO (2) PER CITY'S CHARTER (Backup Added)**

*PROPOSED MOTION: I move \_\_\_\_\_ be appointed to City Council Seat # 2 until the next regular or special election.*

Documents: [citycouncilkern.pdf](#), [hanchar.pdf](#), [lwinkler.pdf](#)

- 9. OATH OF OFFICE - SEAT # 2**
- 10. DUNNELLON CHAMBER OF COMMERCE REPORT**
- 11. QUASI-JUDICIAL HEARING - #PZ1516-045 FOR SITE PLAN REVIEW #SPL2016-01 - 11191 N. WILLIAMS ST. - ZIEGENFUSS OR DUNNELLON REAL ESTATE LLC FOR WENDY'S ( NOTIFICATION TO APPLICANT AND ADJACENT PROPERTY OWNERS ON 04/22/2016)**

Documents: [PZ1516\\_045propertyownernotices\\_WendysSitePlan\\_20160422.pdf](#)

**12. CONSIDERATION OF SITE PLAN #PZ1516-045, 11191 N. WILLIAMS ST., ZIEGENFUSS OR DUNNELLON REAL ESTATE LLC FOR WENDY'S**

*PROPOSED MOTION: I move to find the site plan consistent with the City's Comprehensive Plan.*

*PROPOSED MOTION: I move the site plan for Wendy's be approved.*

Documents: [WendysPCSitePlanPKT20160502withsignedRESO.pdf](#)

**13. QUASI-JUDICIAL HEARING - TREE REMOVAL PERMIT APPLICATION #PZ1516-047 FOR 11680 CHEROKEE CIRCLE (NOTICE TO PROPERTY OWNER MAILED AND EMAILED ON 5/6/2016)**

Documents: [Property Owner Notice\\_Mathew Remai\\_Vogt Springs.pdf](#)

**14. CONSIDERATION OF TREE REMOVAL PERMIT #PZ1516-047, 11680 CHEROKEE CIRCLE, PARCEL NUMBER 3366-097-000, MATTHEW REMAI**

*PROPOSED MOTION: I move to affirm the Tree Board's recommendation to allow removal of one (1) 23.8" D.B.H. Heritage Cypress Tree - 11680 Cherokee Circle.*

Documents: [PZ1516\\_047TreeRemoval11680CherokeeCypress.pdf](#)

**15. FY2014-2015 ANNUAL FINANCIAL REPORT - PRESENTATION BY RICHARD POWELL OF POWELL AND JONES, CPA**

Documents: [auditreport2015dunnellon.pdf](#)

**16. E. PENNSYLVANIA AVE BIKE TRAIL CONCEPTUAL PLAN - MARION COUNTY TPO**

*PROPOSED MOTION: I move to select the option labeled Pennsylvania Avenue Alternate \_\_\_\_\_ as presented by TPO in the Design Alternatives Study dated April 2016 prepared by Kimley Horn.*

Documents: [Pennsylvania Avenue MEMO April 2016\\_FINAL.pdf](#)

**17. #LIEN2012-43, 20717 WALNUT STREET**

*PROPOSED MOTION: I move to authorize the City Manager to waive \$683.27 of the interest accrued through April 25, 2016 on #Lien2012-43, 20717 Walnut Street.*

Documents: [20717Walnutemail.pdf](#), [vacantparcel20717walnut.pdf](#)

**18. AGREEMENT #AGR2016-21, KIMLEY HORN IPO#52 - SHORT TOWER WAY RECONSTRUCTION**

*PROPOSED MOTION: I move to authorize the Mayor sign IPO#52 to Agreement #AGR2016 -21 with Kimley Horn for Reconstruction and resurfacing Short Tower Way, from CR 484 to the end of the City's ROW for a total length of approximately 500 feet.*

Documents: [IPO52.pdf](#)

**19. AGREEMENT #AGR2016-22, KIMLEY HORN IPO#53 - JULIETTE FALLS WASTEWATER TREATMENT FACILITY OPERATING PERMIT RENEWAL**

*PROPOSED MOTION: I move to authorize the Mayor sign IPO#53 to Agreement #AGR2016 -22 with Kimley Horn for Juliette Falls Wastewater Treatment Facility operating permit.*

Documents: [IP053.pdf](#)

**20. AGREEMENT #AGR2016-25, AMENDMENT ONE (1) TO GRANT AGREEMENT #PO139 WITH THE DEPARTMENT OF ECONOMIC OPPORTUNITY**

*PROPOSED MOTION: I move the Mayor be authorized to sign Amendment One (1) to Grant Agreement #PO139 with the Department of Economic Opportunity.*

Documents: [AmendmentTechAssisGrantAgreement.pdf](#)

**21. RESOLUTION #RES2016-12, ADOPTING LOCAL MITIGATION STRATEGY (LMS) PLAN 2015 UPDATE**

*PROPOSED MOTION: I move Resolution #RES2016-12 be read by title only.*

*PROPOSED MOTION: I move Resolution #RES2016-12 be approved.*

Documents: [RES2016\\_12\\_LocalMitigationStrategy.pdf](#)

**22. REPAYMENT OF DEBT TO WATER & SEWER FUNDS**

*PROPOSED MOTION: I move in recognition of City Council's affirmation that Resolution #RES2012-29 is a valid financial obligation that may be repaid from the General Fund to the Water/Sewer Emergency Reserve Account, and in recognition of the attached recommendation received from the Utility Advisory Board at the April 20, 2016 Special Council Meeting, the City will include partial re-payment of this obligation within the annual budget for the fiscal year 2016/17, and recognizing that it is the current intent and goal to satisfy this obligation, that any possible future payments thereafter will be considered on an annual basis.*

**23. FORMAL RESPONSE FROM THE VOTERS AND TAXPAYERS**

*PROPOSED MOTION: I move City Council agree to create a ballot to be mailed to both the property tax payers and registered voters of the City of Dunnellon that will contain both education and ballot questions/options pertaining to level of services, assessment fees, and ad valorem tax rate in order to acquire formal input to assist the Council in determining future operating direction and decision making.*

**24. CHARTER REFERENDUM, CITY MANAGER**

*PROPOSED MOTION: I move to direct the City Attorney to prepare a referendum ordinance submitting to the electors of Dunnellon a proposed amendment abolishing section 18a - City Manager and amending the remaining sections that are affected by this change as appropriate.*

**25. COUNCIL LIAISON REPORTS AND COMMENTS**

**26. CITY MANAGER'S REPORT**

**27. CITY ATTORNEY'S REPORT**

**28. ADJOURN**

*PROPOSED MOTION: I move the City Council meeting be adjourned.*

ANY PERSON REQUIRING A SPECIAL ACCOMMODATION AT THIS HEARING BECAUSE OF A DISABILITY OR PHYSICAL IMPAIRMENT SHOULD CONTACT THE CITY CLERK AT (352) 465-8500 AT LEAST 48 HOURS PRIOR TO THE PROCEEDING. IF A PERSON DESIRES TO APPEAL ANY DECISION WITH RESPECT TO ANY MATTER CONSIDERED AT THE ABOVE MEETING OR HEARING, HE OR SHE WILL NEED A RECORD OF THE PROCEEDING, AND FOR SUCH PURPOSE, HE OR SHE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THE CITY IS NOT RESPONSIBLE FOR ANY MECHANICAL FAILURE OF RECORDING EQUIPMENT.