

City of Crystal River



Agenda Packet
for
Regular Council Meeting
Monday, June 11th, 2018
7:00 p.m.



Agenda

**Crystal River City Council
Regular Council Meeting
Monday, June 11th, 2018 @ 7:00 p.m.
Council Chamber, City Hall**

Jim Farley, Mayor
Ken Brown, Council Seat #1/ Vice Mayor
Mike Gudis, Council Seat #2
Pat Fitzpatrick, Council Seat #3
Robert Holmes, Council Seat #5

Dave Burnell, City Manager
George G. Angeliadis, City Attorney
Mia Fink, City Clerk

NOTICE TO PUBLIC

Any person who decides to appeal any decision of the Governing Body with respect to any matter considered at this meeting will need a record of the proceedings and for such purpose may need to provide that a verbatim record of the proceeding is made, which record includes testimony and evidence upon which the appeal is to be based. (Section 286.0105, Florida Statutes)

Any person requiring reasonable accommodation at this meeting because of a disability or physical impairment should contact the City of Crystal River, City Manager's Office, 123 N.W. Highway 19, Crystal River, Florida, 34428 (352) 795-4216, at least two (2) days before the meeting.

GENERAL MEETING PROCEDURES

1. In consideration of others, we ask that you follow a few basic rules:
 - A. Please turn cell phones off, or place on vibrate. If you must make a call, please step out into the hallway, in order not to interrupt the meeting.
 - B. If you must speak to someone in the audience, please speak softly or go out into the hallway, in order not to interrupt the meeting.
 - C. Personal comments/remarks, directed to Council or the public, are not allowed and are considered out of order.
2. Public comment is allowed two (2) times during the Council meeting:
 - A. **Public Input:**
The general public will be allowed three (3) minutes to speak during the *Public Input* section at the beginning of the meeting. The topic is open.
 - B. **Public Input:**
The general public will be allowed five (5) minutes to speak during the *Public Input* section at the end of the meeting. The topic is open.

1. **CALL TO ORDER**

- A. Roll Call.....City Clerk Fink
- B. Invocation.....Council member Gudis
- C. Pledge of Allegiance.....Mayor Farley
- D. Recognition of Elected Officials in Attendance.....Mayor Farley

2. **ADOPTION OF AGENDA**

3. **PRESENTATIONS**

- A. Information on General Mooring Field Permit.....City Manager Burnell

4. **UNFINISHED BUSINESS**

5. **APPROVAL OF CONSENT AGENDA**

- A. Motion to approve minutes from the Regular City Council meeting held May 29, 2018
- B. Monthly Departmental Reports

6. **PUBLIC INPUT**

(Time Limit of Three Minutes)

7. **PUBLIC HEARING**

- A. Consideration of approval of Ordinance No. 18-O-10 amending Chapter 20 of the City of Crystal River Code of Ordinances "Advisory Boards and Commissions", Section 20-32 "Appointment" changing the total number of appointed WAB members from twelve (12) to nine (9) on Final Reading

AN ORDINANCE OF THE CITY OF CRYSTAL RIVER, FLORIDA, AMENDING THE CITY OF CRYSTAL RIVER CODE OF ORDINANCES, CHAPTER 20 - ADVISORY BOARDS AND COMMISSIONS, SECTION 20-32 APPOINTMENT, CHANGING THE TOTAL APPOINTED MEMBERS FROM TWELVE (12) TO NINE (9); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

- 1. Read Ordinance by title Only for Final Reading
 - 2. Hold Public Hearing
 - 3. Motion to Adopt Ordinance No. 18-O-10 on Final Reading
- B. Consideration of approval of Ordinance No. 18-O-11 amending Chapter 7 of the City of Crystal River Code of Ordinances "Elections", Section 7-37 "Qualifying Period; Filing Requirements" on First Reading and setting a public hearing for July 9, 2018

AN ORDINANCE OF THE CITY OF CRYSTAL RIVER, FLORIDA, RELATING TO CITY ELECTIONS; AMENDING CHAPTER 7 TO REVISE QUALIFYING DATES TO PROVIDE FOR CONSISTENCY AND ORDERLY ADMINISTRATION OF ELECTIONS OF THE CITY OF CRYSTAL RIVER, FLORIDA; PROVIDING FOR CONFLICTS;

PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

1. Read Ordinance by title Only for First Reading
2. Hold Public Hearing
3. Motion to Approve Ordinance No. 18-O-11 on First Reading

C. Consideration of approval of Ordinance No. 18-O-09 amending Chapter 4 of the City of Crystal River Code of Ordinances "Animals and Fowl" on First Reading and setting a public hearing for July 9, 2018

AN ORDINANCE THE CITY COUNCIL OF THE CITY OF CRYSTAL RIVER, FLORIDA; AMENDING CHAPTER 4, ARTICLE I, BY CREATING SECTION 4-16 TO ALLOW CERTAIN POULTRY TO BE KEPT WITHIN THE CITY LIMITS. KEEPING OR HARBORING OF CHICKENS; PROVIDING FOR SPECIAL EXCEPTIONS FOR THE KEEPING OF CHICKENS IN CITY LIMITS AT SINGLE FAMILY RESIDENTIAL USE PROPERTIES ONLY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

1. Read Ordinance by title Only for First Reading
2. Hold Public Hearing
3. Motion to Approval Ordinance No. 18-O-09 on First Reading

D. Consideration of approval of Ordinance No. 18-O-07 rezoning 61.63 acres for Kingwood Crystal River Resort from High Intensity Commercial (CH) and Medium Density Residential (R-2) to a Planned Unit Development (PUD)

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF CRYSTAL RIVER, FLORIDA, CHANGING THE ZONING ON PROPERTIES OWNED BY KINGWOOD CRYSTAL RIVER RESORT CORPORATION, 400 CURIE DRIVE, ALPHARETTA GA 30005 (61.63 ACRES MOL), PARCELS 17E18S33 41300, 17E18S33 42000 0060, AND A PORTION OF 17E18S33 14000 0050 IN THE RECORDS OF THE CITRUS COUNTY PROPERTY APPRAISER FROM MEDIUM DENSITY RESIDENTIAL (R-2) AND HIGH INTENSITY COMMERCIAL (CH) TO PLANNED UNIT DEVELOPMENT (PUD) AS DESCRIBED IN SECTION 3; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

1. Read Ordinance by title Only for First Reading
2. Hold Public Hearing
3. Motion to Approve Ordinance No. 18-O-07 on First Reading

8. CITY ATTORNEY

9. CITY MANAGER

- A. Motion to authorize execution of an agreement with the Citrus County Sheriff's Office (CCSO) for School Traffic Control for FY 2018-2019, at a cost of \$25,946.05

10. CITY COUNCIL

- A. Motion to allow the Mayor to present a proclamation for the City's support of local businesses that use paper straws and encourage other food service businesses to switch to using paper straws

11. COMMITTEE REPORTS

- A. Mayor Farley
- *Waterfronts Advisory Board*
- B. Vice Mayor Brown
- *Withlacoochee Regional Water Supply Authority*
 - *Crystal River Main Street*
- C. Council member Fitzpatrick
- *Metropolitan Planning Organization*
 - *Three Sisters Coordination Committee*
- D. Council member Gudis
- *Tourist Development Council*
 - *Library Governing Advisory Board*
 - *Florida League of Cities*
 - *Citrus County Community Charitable Foundation Board*
- E. Council member Holmes
- *Keep Citrus County Beautiful*
 - *Springs Coast Steering Committee*

12. COMMUNICATIONS

13. COUNCIL MEMBER REPORTS

- A. Mayor Farley
- B. Vice Mayor Brown
- C. Council member Fitzpatrick
- D. Council member Gudis
- E. Council member Holmes

14. PUBLIC INPUT

(Five Minute Time Limit)

15. ADJOURNMENT

Application for a General Mooring Field Permit

Bryan Boukari
Joseph Pardo
Thomas T. Ankersen, Esq., Director
W. Thomas Hawkins, Esq., Adjunct Faculty



General Permit Requirements

- §62-330.420(1) of the Florida Administrative Code provides:
 - (1) A general permit is granted to any local government to construct, operate, and maintain a public mooring field for up to 100 vessels.



City Code Authorization



- Sec. 5-2(d) of the City Code of Ordinances provides, in relevant part:

The city shall have the authority for establishing by resolution additional restricted areas on the waters of the state for any purpose deemed necessary for the safety of the public, including but not limited to, mooring fields

[...] developed in consultation and coordination with Citrus County, and appropriate state and federal agencies.

Procedural Requirements



1. Submit to the Florida Department of Environmental Protection (“DEP”) a Notice of Intent to use a General Permit and a Mooring Field Management Plan
2. Meet with DEP at least days days before submitting Notice to discuss the Management Plan

Siting Criteria



§62-330.420(3)(b) of the Code provides for the siting criteria of the mooring field. Examples of siting criteria limitations include:

- No new dredging for the creation of the mooring field
- Adequate circulation throughout the water surrounding the mooring field
- Association with an existing or permitted land-based support facility

Design Criteria



- §62-330.420(3)(c) of the Code provides for the design criteria of the mooring field. Specifically, subsection 6 provides:

If located in a county with a Manatee Protection Plan (MPP) approved by the Florida Fish and Wildlife Conservation Commission, the mooring field shall be designed and maintained in conformance with the MPP

Compliance With Manatee Protection Plans

UF Levin College of Law
Conservation Clinic
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- Mooring fields are not directly addressed by the Citrus County Manatee Protection Plan (MPP)
 - Mooring fields are comprised of a series of floating balls attached by lines to helical screws driven into seabed.
- Other boating facilities are addressed by the MPP
 - MPP states that new boating facilities should not be permitted in “essential habitat areas”
 - “Essential habitat areas” appear to cover most of Kings Bay
- Mooring field in Kings Bay could be used to create order by replacing many of the haphazardly anchored vessels

Operational Criteria

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§62-330.420(3)(d) of the Code provides for the operational criteria of the mooring field. Among the requirements are:

- A pumpout plan for certain vessels that utilize the mooring field
- The collection of waste, sewage, and recyclable goods from vessels moored at the mooring field
- The provision of information to mooring field users



Prohibited Activities

§62-330.420(5) of the Code describes prohibited activities in the mooring field, unless they are “specifically authorized in the Management Plan or a separate, valid authorization under Part IV of Chapter 373 [of the Florida Statutes]:

- Major boat repair and maintenance
- Fueling activities
- Boat hull scraping or painting

City of Crystal River



Minutes from the
Regular Council Meeting held
Monday, May 29th, 2018
@ 7:00 p.m.



Minutes of the
Crystal River City Council
Regular Council Meeting
Monday, May 29th, 2018 @ 7:00 p.m.
Council Chamber, City Hall

Mayor Farley called the meeting to order at 7:00 p.m.

1. CALL TO ORDER

A. Roll Call.....Deputy Clerk Morris

Council Present: Mayor Farley, Vice Mayor Brown, Council member Fitzpatrick, Council member Gudis, Council member Holmes

Council Absent: None.

Staff Present: Finance Director Michelle Russell, City Attorney Jennifer Rey, Deputy Clerk Morris, Public Works Director Beau Keene, and Planning and Development Services Director Jackie Gorman.

Mayor Farley led in the Pledge of Allegiance and Council member Holmes led the invocation.

2. ADOPTION OF AGENDA

Motion to adopt the agenda was made by Council member Gudis; seconded by Vice Mayor Brown. Motion carried unanimously.

3. PRESENTATIONS

A. Key to the City.....Mayor Farley

Mayor Farley presented the Key to the City to George Angeliadis former City Attorney and presented a proclamation reflecting such. Mr. Angeliadis made a statement following the presentation.

B. Bike Helmet Safety Month Proclamation.....FDOT

Mayor Farley presented a proclamation proclaiming Bike Helmet Safety month to recipients from the FDOT.

C. Fiscal Year 17 Audit PresentationMauldin Jenkins

Finance Director Russell provided an introduction for Trey Scott of Mauldin Jenkins. Mr. Scott provided information related to the annual audit of the City of Crystal River. The City was issues a clean audit or unmodified opinion. The audit found no issues or management points. No significant difficulties issues completing the audit. Net increase of equity. Recommendation for improvement: issue accrual software.

Council member Gudis made a statement about how easy the report was to read.

Vice Mayor Brown asked about accrual software.

Council member Fitzpatrick thanked the Finance staff for their work.

Council member Gudis asked how the City compared to other cities. Mr. Scott relayed information as to how the City compares to other cities of the same size.

4. UNFINISHED BUSINESS – None.

5. APPROVAL OF CONSENT AGENDA

- A. Motion to approve minutes from the Regular City Council meeting held April 23, 2018 and May 14, 2018
- B. Monthly Departmental Reports

Motion to approve consent agenda was made by Council member Fitzpatrick; seconded by Council member Gudis.

Motion carried unanimously.

6. PUBLIC INPUT

(Time Limit of Three Minutes)

Jim Tittle, 1841 NW 15th Street, Crystal River, spoke about the RV code and presented the Council with a letter related to such (see Attachment "A").

Mayor Farley provided a response to Mr. Tittle.

Phil Jannarone, Crystal River, asked for an update related the dredging contracts and asked if item J would be opened to public input. City Manager Burnell provided an update.

Keith Raym, 1290 NW 19th Court, asked if Item J would be opened for discussion. Mayor Farley responded that during the public input portion near the end of the meetings. Mr. Raym also thanked the City for painting the fire hydrants in Woodland Estates and brought up concerns to City Council about sidewalk issues in Woodland Estates. City Manager Burnell provided an update on the City's efforts to correct the problem.

Julia Taylor stated that many residents are starting to ride bikes to work. Thank the City for their efforts towards safety.

Dee Atkins of Crystal River made a statement related to USFWS's management of Three Sisters.

7. PUBLIC HEARINGS

- A. Consideration of approval of Ordinance No. 18-O-06 amending the City of Crystal River Land Development Code, Chapter 4, Site Design Requirements, specifically Section 4.02.02(A), by eliminating the two acre minimum for a Planned Unit Development (PUD) on Final Reading and setting a public hearing for May 29, 2018

Background: [Agenda Sheet Requested Motion: Motion to approve Ordinance No. 18-O-06 amending Chapter 4, Section 4.04.02 of the Land Development Code eliminating the 2 Acre minimum requirement for Planned Unit Developments on First Reading and setting a public hearing for May 29th.

Summary: The Crystal River Land Development Code, specifically Section 4.04.02 – Minimum requirements for a Planned Unit Development (PUD) Zoning District, Section A. states that the minimum land area for a PUD shall be two (2) acres.

PUD's allow flexibility by allowing Developer's to depart from "cookie cutter" lot forms and setback requirements, therefore allowing more creative uses of open space and urban design. Having a minimum lot size of 2 acres will take away opportunities for the development of downtown properties that do not meet this requirement.

Our Land Development Code has been written to protect those areas of interest that may be of concern during the design process and allows both Planning Commission and City Council to be involved in the approval process.

Staff is requesting that the minimum land area for a PUD be removed from the LDC in order to allow better development of properties within the City of Crystal River. This does not change any of the other processes in establishing the PUD (Public Hearings, Development Agreements, etc.).

The Planning Commission recommended approval of the proposed Ordinance on May 3, 2018.

Staff Recommendation: Approval

End of Agenda Sheet]

Motion to read the Ordinance by title only was made by Council member Gudis; seconded by Council member Fitzpatrick.

Motion carried unanimously.

City Attorney Rey read the ordinance by title.

AN ORDINANCE OF THE CITY OF CRYSTAL RIVER, FLORIDA, AMENDING THE CITY OF CRYSTAL RIVER LAND DEVELOPMENT CODE, CHAPTER 4, SECTION 4.02.02(A); BY ELIMINATING THE TWO ACRE MINIMUM FOR A PLANNED UNIT DEVELOPMENT (PUD); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Public Hearing: No one spoke for or against the Ordinance.

Motion to approve Ordinance No. 18-O-06 amending Chapter 4, Section 4.04.02 of the Land Development Code eliminating the 2 Acre minimum requirement for Planned Unit Developments on Final Reading Council member Holmes, seconded by Council member Fitzpatrick.

Council Discussion: There was none.

Public Input: Robert Froehling, 1360 NW 15th Court, spoke in favor of the ordinance.

Motion carried unanimously on a roll call vote.

- B. Consideration of approval of Ordinance No. 18-O-10 amending Chapter 20 of the City of Crystal River Code of Ordinance "Advisory Board and Commissions", Section 20-32 "Appointment" changing the total number of appointed (WAB) members from twelve (12) to nine (9) on First Reading and setting a public hearing for June 11, 2018

Motion to read the Ordinance by title only was made by Vice Mayor Brown; seconded by Council member Gudis.

Motion carried unanimously.

City Attorney Rey the ordinance by title.

AN ORDINANCE OF THE CITY OF CRYSTAL RIVER, FLORIDA, AMENDING THE CITY OF CRYSTAL RIVER CODE OF ORDINANCES, CHAPTER 20 - ADVISORY BOARDS AND COMMISSIONS, SECTION 20-32 APPOINTMENT, CHANGING THE TOTAL APPOINTED MEMBERS FROM TWELVE (12) TO NINE (9); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion to approve Ordinance No. 18-O-10 amending Chapter 20 of the City of Crystal River Code of Ordinance “Advisory Board and Commissions”, Section 20-32 “Appointment” changing the total number of appointed (WAB) members from twelve (12) to nine (9) on First Reading and setting a public hearing for June 11, 2018 by Council member Fitzpatrick; seconded by Council member Gudis.

Council Discussion: There was none.

Public Input: There was none.

Motion carried unanimously on a roll call vote.

8. CITY ATTORNEY – none.

9. CITY MANAGER

A. Motion to approve Interlocal Agreement between Citrus County, Florida and the City of Crystal River, Florida Titled: Citrus/Crystal River Automatic and Mutual-Aid Response

Background: [**Agenda Sheet**]

Requested Motion: Motion to approve “Interlocal Agreement Between Citrus County, Florida and The City of Crystal River, Florida Titled: Citrus/Crystal River Automatic and Mutual-Aid Response Plan”

Summary: The City of Crystal River and Citrus County have been providing fire service related Mutual Aid to each other since the Departments were formed. The current Mutual Aid Agreement between the City and County is dated May 17, 1988. This agreement states that if one agency needs aid the other would supply that aid upon request. Since the early to mid 90’s the two Departments have been operating on an automatic aid basis. Meaning, based on the type of call, automatic aid is put into place, both into and out of the City on the initial callout. The agreement before you puts this response process into a written form that allows both the City and County to continue providing the highest level of safety to our residence and neighbors. The new agreement has both an automatic as well as a standard mutual aid provision. Automatic aid into the City will be only for structure fires. Automatic aid from the City to the County will be a) structure fires to the beats hi-lighted on the map, b) brush fires one beat north of City, c) vehicle fires one beat north of the City. All other calls will be handled under the standard Mutual Aid provision. Meaning a verbal request is required.

The Fire Service, whether the City or the County, strives to deal with all issues that it is tasked. However there are times that additional resources are required. That is why we use agreements of this nature, to assist our neighbors in need. One thing to keep in mind is that this agreement may be more important to the City due to the number of neighbors that it has.

Staff Recommendation: Staff recommends the approval of Citrus /Crystal River Automatic and Mutual-Aid Response Plan **End of Agenda Sheet**].

Council member Gudis asked if the deal was as good as the City could get from the county. Assistant Public Works Director/Fire Chief Dumas provided a response to Council member Gudis.

Vice Mayor Brown stated that he was comfortable with the agreement.

Council member Holmes stated the agreement was a good one.

Mayor Farley reflected the sentiments of the other council members.

Motion to approve “Interlocal Agreement Between Citrus County, Florida and The City of Crystal River, Florida Titled: Citrus/Crystal River Automatic and Mutual-Aid Response Plan” was made by Council member Holmes; seconded by Council member Gudis.

Motion carried unanimously.

- B. Motion to approve the special event permit, road closure request and waiver of open container submitted by Best Florida Fest for the Crystal River Scallop Fest

Background: [Agenda Sheet]

Requested Motion: Motion to approve the special event permit, road closure request and waiver of open container submitted by Best Florida Fest for the Crystal River Scallop Fest.

Summary: Best Florida Fest, Inc. has submitted a Special Event Permit application for a new event, Crystal River Scallop Fest to be held July 28th and 29th, 2018. They are requesting to utilize Kings Bay Park and close NW 3rd Street from the median to the dead end with the road closure being from Friday, July 27th at 5:00pm to Sunday, July 29th at 11:00pm. The festival will officially begin on Saturday at 12:00 pm and end on Sunday at 6:00 pm. Citrus County Blessings will be selling beer and wine and will be the benefactor of those sales.

Staff Recommendation: *Staff recommends approval*

End of Agenda Sheet].

Vice Mayor Brown stated that there should be a requirement that certain percent should be given to the charity that is benefitting from the festival.

Mayor Farley that these type of events brings entertainment to the City.

Council member Fitzpatrick stated no objection to the event.

Vice Mayor Brown reiterated his concern that the charity actually receive funds from the event.

Motion to approve the special event permit, road closure request and waiver of open container submitted by Best Florida Fest for the Crystal River Scallop Fest was made by Vice Mayor Brown; seconded by Council member Fitzpatrick.

Motion carried unanimously.

- C. Motion to amend the existing “Agreement to Lease Vehicles or Equipment” between the City of Crystal River and U.S. Water to add a 2018 F-250 Service Truck (Vehicle ID 682)

Background: [Agenda Sheet]

Requested Motion: Motion to amend the existing “Agreement to Lease Vehicles or Equipment” between the City of Crystal River and U.S. Waters to add a 2018 F-250 Service Truck (Vehicle ID 682).

Summary: On November 14, 2016 Council approved an agreement to lease five (5) City owned vehicles to U.S. Water. The agreement allows for amendments by “a further writing signed by the parties of this lease”.

In the lease is a series of vehicles of various ages and models, one of those vehicles has become unserviceable and a replacement was approved for purchase. This vehicle has now arrived and requires to be listed on the lease agreement between the City and U.S. Waters. This lease is to mutually protect each party by defining use, repair and insurance requirements for each party.

To this end, Staff proposes to amend by updating "Exhibit A --- Equipment/Vehicles" of the lease agreement. The City Manager and U.S. Water will then sign/date and the updated exhibit will be incorporated in the agreement.

Staff Recommendation: Staff recommends approval the addition of the 2018 Ford F-250 Service Truck to Lease with U.S. Water **End of Agenda Sheet**.

Motion to amend the existing "Agreement to Lease Vehicles or Equipment" between the City of Crystal River and U.S. Waters to add a 2018 F-250 Service Truck (Vehicle ID 682) was made by Council member Holmes; seconded by Council member Gudis.

Motion carried unanimously.

- D. Motion to adopt Resolution No. 18-R-16 and approve the purchase of railing and post kits from Finyl Sales, Inc. in an amount not exceed \$25,000 for railing replacement at Kings Bay Park and to authorize an expenditure of up to \$1,000.00 for mounting hardware

Background: [Agenda Sheet](#)

Summary:

Requested Motion: Motion to approve the purchase of railing and post kits from Finyl Sales, Inc. in an amount not to exceed \$25,000.00 for railing replacement at Kings Bay Park and to authorize an expenditure of up to \$1,000.00 for mounting hardware.

As authorized by the CRA on 12/11/17, Staff is currently replacing the existing sidewalk railings in the Michigan Town area with a railing system that matches that of the Riverwalk. The impetus for the change was that the existing railing has historically been subjected to vandalism and has proven difficult to repair and maintain.

The existing boardwalk and waterside walkway railings at Kings Bay Park consist of inferior pipe railing (which has also been subjected to vandalism) and the product that is currently being replaced in Michigan Town.

For consistency with the Riverwalk and Michigan Town railing scheme, which is specified as a robust Westbury C80 VertiCable in silver, Staff estimated the required quantities and solicited a tax-exempt quote from three vendors. Note that for enhanced protection due to the adjacent water body, Staff has specified the railing to be 42" high (versus 36" which is adequate for the Michigan Town area).

Three quotes were received for the railing and post kits:

\$22,135.08

Finyl Sales, Inc.

\$22,252.27

Midwest Vinyl Products, Inc.

Decks Direct.com

\$24,897.95

Finyl Sales, Inc., out of Ocala, FL was awarded as the supplier for the Michigan Town railing and satisfactorily delivered on that project. Staff requests an award to Finyl Sales, Inc. at the quoted unit

prices in an amount not-to-exceed \$25,000 which will provide for a contingency allowance. Staff also requests an additional \$1,000 to purchase mounting hardware.

Staff Recommendation: Approve the purchase of railing and post kits from Finyl Sales, Inc. in an amount not to exceed \$25,000.00 for railing replacement at Kings Bay Park and to authorize an expenditure of up to \$1,000.00 for mounting hardware End of Agenda Sheet].

Motion to approve the purchase of railing and post kits from Finyl Sales, Inc. in an amount not to exceed \$25,000.00 for railing replacement at Kings Bay Park and to authorize an expenditure of up to \$1,000.00 for mounting hardware was made by Council member Fitzpatrick; seconded by Council member Gudis.

Motion carried unanimously.

E. Motion to adopt Resolution No. 18-R-17 and approve a piggyback purchase off Florida Sheriff's Association Cooperative Purchasing Program for a portable lift station bypass pump from Thompson Pump in the amount of \$60,723.00

Background: Agenda Sheet

Requested Motion: Motion to adopt Resolution No. 18-R-17 and approve a piggyback purchase off Florida Sheriffs Association Cooperative Purchasing Program for a portable lift station bypass pump from Thompson Pump in the amount of \$60,723.00

Summary: The Utility relies on a trailer-mounted bypass pump for lift station repairs. Reliability of this critical piece of equipment is paramount especially during emergency situations where time is of the essence to ensure that sanitary sewer overflows do not occur. The city has one existing portable pump has recently become unreliable and has need for a high level of repair. It is also very loud and the auto-start float system also no longer works which requires the pump to run day and night when in service. It is Staff's (and U.S. Water's) opinion that the pump is nearing the end of its useful life and any repair costs would be better spent on a replacement. See attached photo --- the unit is worn out.

Since it's imperative to have a minimum of one bypass pump available at all times to handle situations as they arise, the Utility is currently renting a unit from Thompson Pump on a monthly basis at the rate of \$2,090 per month. Subject to Council approval of this request, there is up to a 16-week lead time from the date the order is placed. The resulting total duration for need of a rental unit could be as long as five months --- the rental costs could conceivably approach 1/5 of the cost of a new unit. With this in mind, Staff requested consideration and the pump manufacturer's municipal division has agreed to waive the rental cost commencing at the date the order is placed.

Staff proposes to piggyback purchase from Thompson Pump using the Florida Sheriffs Association Contract FSA17-VEH15.0, Specification #76 (attached) which was awarded through competitive bidding.

As referenced in the attached quote, the purchase includes a 24-month warranty, sound attenuated enclosure, additional UV protection against our sunny environment, compressor-assisted priming system (which is a necessity for some of our deeper lift stations), self-cleaning impeller, battery charger, electric brakes, hose package and rack, rear suction/discharge connections (which is beneficial in areas with obstructions and/or tight public right-of-ways). As a courtesy, Thompson Pump has included one-year of complimentary cellular service for the alarm auto-dialer that is compatible with the City's current system.

Thompson Pump is an ISO 9001 certified Florida-based manufacturer that has been in operation since 1970 and has earned a reputation as a leader in the industry. Their bypass pumps have been employed by lift station rehabilitation contractors on local projects and our rentals over the years have proven reliable; Staff recommends this purchase.

Staff Recommendation: Approve a piggyback purchase off Florida Sheriffs Association Cooperative Purchasing Program for a portable lift station bypass pump from Thompson Pump in the amount of \$60,723.00. End of Agenda Sheet]

Motion to adopt Resolution No. 18-R-17 and approve a piggyback purchase off Florida Sheriffs Association Cooperative Purchasing Program for a portable lift station bypass pump from Thompson Pump in the amount of \$60,723.00 was made by Council member Holmes; seconded by Vice Mayor Brown.

Motion carried unanimously.

F. Motion to approve a purchase from Barney's Pumps, Inc. in the amount of \$23,850.00 for the replacement of two (2) new submersible sewage pumps for lift station #34

Background: [Agenda Sheet

Requested Motion: Motion to approve a purchase from Barney's Pumps, Inc. in the amount of \$23,850.00 for the replacement of two (2) new submersible sewage pumps for Lift Station #34.

Summary: One of the two submersible wastewater pumps at Lift Station #34 has recently failed. Both of the existing pumps were installed in 1990 and are approaching end-of-useful life. The cost to repair the failed pump has been quoted as \$9,000 which is almost the cost of a new pump. Due to age, Staff recommends replacing both pumps at this time.

This master lift station is located adjacent to the DPW shop next to the mall. This station uses 40 Hp pumps which are the largest of all our 68 stations. This station receives flow from all of Woodland Estates, businesses along the east side of US-19 both north and south of Turkey Oak (including the mall), Smuggler's Cove, etc. This critical station is now running on the single remaining pump but the rental portable bypass pump is available on standby.

Pertinent to this request, Staff would like to recognize U.S. Water for its spirit of cooperation and for performance of work yet again outside the contract scope of services.

Our U.S. Water Project Manager, Chris Saliba, recently detected the sound of gurgling air at the wastewater treatment plant headworks --- an indication that a lift station's check valve was failing to shut tight. When this occurs, sewage within the pressurized forcemain system is allowed to dump back into the wetwell of the affected station. Consequently, in addition to normal influent flow, the pumps also have to handle some component of what they just discharged.

Mr. Saliba analyzed numerous lift stations and concluded that the faulty check was associated with the subject LS #34. It's difficult to say exactly when the valve started failing but it appears to have begun in late 2015. So, for the past couple of years, the already tired pumps have been running significantly more.

Due to age and deterioration, it was determined that the check valve could not be repaired. Because of the tight configuration of the large 10" discharge manifold as it sat within the precast valve vault, the entire assembly had to be lifted out of the vault. With it removed, it made sense to go ahead and replace the checks valves as well as the aged isolation valves. U.S. Water was very generous in offering to provide the labor which turned out to be a significant effort.

Before the manifold could be disconnected, it was necessary to install an isolation valve on the discharge forcemain outside of the vault (to prevent a sewage spill). To accomplish this, crews had to perform a midnight shutdown of nine lift stations connected to the network and have a pumper truck on standby in case the task took longer than expected.

Mission accomplished with no issues --- U.S. Water ended up paying overtime for work outside of their contracted scope of services and Staff appreciates the effort. Upon completion, the pump run times went from 9 hours a day down to just ½ an hour! With 40 Hp pumps, Staff expects to see a significant savings in electricity at this station. Staff has asked U.S. Water to add monthly preventative maintenance task to their routine lift station rounds to stethoscope for leaky check valves.

Staff solicited quotes for compatible 40 horsepower replacement pumps --- Mader Electric Motors quoted Wilo at \$12,886.00 each, and Barney's Pump quoted direct-replacement Hydromatic at \$11,850.00 plus \$75 shipping each. Aside from being the lowest price, Hydromatic pumps are proven and are used in the majority of the City's lift stations. The City has purchased numerous pumps from Barney's Pumps of Lakeland, FL and Staff recommends this purchase.

Staff Recommendation: Approve the requested motion as presented.

End of Agenda Sheet].

Motion to approve a purchase from Barney's Pumps, Inc. in the amount of \$23,850.00 for the replacement of two (2) new submersible sewage pumps for Lift Station #34 was made by Council member Gudis; seconded by Council member Fitzpatrick.

Motion carried unanimously.

G. Motion to adopt Resolution No. 18-R-18 and approve a State-bid piggyback purchase from the Florida Department of Management Services "Construction and Industrial Equipment" Contract from Ring Power Systems in the amount of \$64,765.90 for a 200 kW Caterpillar generator and an additional expenditure of up to \$4,500.00 to allow for the construction of an elevated generator pad and for the initial fueling of the generator

Background: Agenda Sheet

Requested Motion: Motion to adopt Resolution No. 18-R-18 approve a State-bid piggyback purchase from the Florida Department of Management Services "Construction and Industrial Equipment" Contract from Ring Power Systems in the amount of \$64,765.90 for a 200 kW Caterpillar generator and an additional expenditure of up to \$4,500 to allow for construction of an elevated generator pad and for the initial fueling of the generator.

Summary: Although unable to ascertain the model year of the existing water plant generator serving the City's single water treatment plant on Crystal Street appears dated. This critical piece of equipment has proven temperamental over many years and despite numerous repairs by multiple specialists, it remains unreliable.

On Sunday, April 15, 2018 the water treatment plant experienced a power outage and the generator failed to start. The result was a loss of water pressure to the entire service area. Since so many customers were affected, a reverse 911 call was necessary to promptly warn of a precautionary boil water notice.

With the complete loss of power, the County interconnect also did not open completely also contributing to loss of water pressure. The design calls for if the City's distribution system dropped below 60 PSI, water from the County system should have automatically started to flow at a reduced pressure.

Upon investigation, U.S. Water discovered that the interconnect valve is electrically actuated; the loss of power made the valve inoperable and stuck in the semi-closed position. To rectify this, the setting position of the actuator is no longer dependent on electricity to operate. Under this new configuration, the County interconnect is entirely passive since pressure differential alone will allow the valve to mechanically open. Testing has proven the new arrangement will function in the event of future power outages. This test will be added to the Preventive Maintenance program.

Although confidence in the County interconnection has been improved, County infrastructure is also subject to storm damage; redundancy through a backup generator is essential to ensure a reliable supply of potable and fire protection water flow while on the County interconnect is at a lower rate.

The existing 150 kW generator is slightly undersized when operating at full-load demand. In consideration of the Utility's Capital Improvement Plan, there is a possibility to increase one to three distribution pumps in the long range future. Staff recommends upsizing to a 200 kW unit which will accommodate our future needs through the generator's expected useful life of 20 plus years.

The \$64,765.90 quote includes a new Caterpillar diesel 200 kW generator with a 715 gallon belly tank (which will allow for 48-hours of run time at 100% load), a 150 MPH wind-rated sound enclosure, electrical connections, start-up load testing, two-year warranty, and crane service. To ensure the generator is installed well above the 100-year base flood elevation, Staff also anticipates expending up to \$2,500 for DPW crews to construct an elevated concrete generator pad and the cost to fill the large diesel tank is expected to be approximately \$2,000 (both are included in the "Project Cost" below).

Staff Recommendation: Approve the requested motion as presented.

End of Agenda Sheet].

Motion to adopt Resolution No. 18-R-18 approve a State-bid piggyback purchase from the Florida Department of Management Services "Construction and Industrial Equipment" Contract from Ring Power Systems in the amount of \$64,765.90 for a 200 kW Caterpillar generator and an additional expenditure of up to \$4,500 to allow for construction of an elevated generator pad and for the initial fueling of the generator was made by Council member Fitzpatrick; seconded by Council member Holmes.

Vice Mayor Brown asked if the City pays the funds all at once or make payments. City Manager Burnell stated that it would be paid all at once.

Motion carried unanimously.

H. Motion to authorize Florida Rural Water Association to provide engineering assistance which includes the development of an application package to the Drinking Water State Revolving Fund for a low-interest loan for a complete water replacement program based on Advanced Metering Infrastructure technology, lead gooseneck mitigation, additional water main isolation valves, and; in consideration of these services, authorize a financial contribution to this association in an amount not to exceed \$19,500.00.

Background: [Agenda Sheet

Requested Motion: Motion to authorize Florida Rural Water Association to provide engineering assistance which includes the development of an application package to the Drinking Water State Revolving Fund for a low-interest loan for a complete water meter replacement program based on Advanced Metering Infrastructure technology, lead gooseneck mitigation, additional water main isolation valves, and; in consideration of these services, authorize a financial contribution to this association in an amount not to exceed \$19,500

Summary: The City's water utility suffers from significant water loss which can occur through leaks, meter inaccuracies, and even theft through unrecorded and unmetered connections. This loss --- known as non-revenue water --- has been very high for years. This was one of the reasons for changing Utility contractors in 2016. Based on investigations by U.S. Water and Public Works, it is believed most loss is through current meter inaccuracies and an aging distribution system. To put it in perspective, consider that our water plant pumps an average of 500 gallons per minute. At the current loss of 37%, almost 200 gallons leaves the plant *every minute* but doesn't appear in the end point meter tallies.

In the interest of water conservation, any time water loss exceeds 10%, SWFWMD requires a water audit. The Utility has been subjected to such for consecutive years. Despite being challenged by a limited budget, Staff has

been able to satisfy the auditors by demonstrating a conscientious effort toward determining and reducing some of the water loss.

In addition to a responsibility to be good stewards of the environment, the Utility strives to keep rates low by reducing costs and lost revenue. To this end, and with the hope of getting out from under the water audit enforcement cloud, Staff recommends a complete meter change-out coupled with an aggressive leak detection and repair program.

Staff conferred with U.S. Water on this matter who in turn reached out to Florida Rural Water Association (FRWA). FRWA is a non-profit organization that receives subsidies from the EPA and FDEP to provide assistance to small communities in addressing similar challenges. FRWA has identified a potential funding source for the recommended programs through the Drinking Water State Revolving Fund (SRF).

SRF is funded in part by EPA grants stemming from the Safe Drinking Water Act and is administered by the FDEP to provide low-interest loans with rates proportionate to the economic wherewithal of the community (the terms currently average a generous 1.3% over 20-years). Since Crystal River is not an economically-disadvantaged community, we do not qualify for discounted assistance. However, Staff believes that the improvements proposed to be located within the areas of the city where the Median Household Income is less than state average may qualify for up to 85% loan principal forgiveness. Because of our significant water loss, and since the improvements directly relate to reducing water loss, Staff is hopeful that *all* of the contemplated improvements qualify for partial loan forgiveness.

In order for SRF officials to make a formal determination, a detailed loan application (complete with supportive documents), must be submitted for review. FRWA has offered the services of their team of professionals and, by way of consideration, has requested a contribution in the amount of \$19,500 (which is a fraction of the typical consultant fees). This amount also covers the preparation of plans and specifications, bidding assistance, and services through construction (which include the arduous task of demonstrating compliance with Federal "Buy American" and Bacon-Davis wage rates). See attached for a detailed scope of services. In short, FRWA proposes to assist with:

Leak Detection: With over 50-miles of water mains and service leads, leaks can be expected in our aging distribution system. Since minor leaks can go unnoticed for years and, due to our porous karst geography, even significant leaks may not reveal themselves at the surface, a difficulty exists in locating leaks.

Recognizing this, U.S. Water has consulted with a specialist who has offered to perform a demonstration project here in the city to showcase their advanced acoustical leak detection technology. Their system works by installing noise sensors throughout a given study area. The sensors collect data during low demand nighttime hours and, through GPS-based software, identify areas worthy of investigation by triangulating the sound waves of water movement.

Pinpointing for exploratory digging is accomplished by using a microphone to amplify the sound of a leak. If the product works as advertised, U.S. Water has offered to purchase the system at no cost to the City (which will allow them to offer this service to other customers) and begin implementation throughout our service area *at no charge to the City*.

Once existing leaks are discovered (or future main breaks occur), the installation of additional valves will allow crews to better isolate sections to minimize the number of customers affected by the shut-offs for repair. Since valve installation is expensive (and may also qualify for partial principle forgiveness), Staff recommends incorporating the installation of additional valves into the loan application proposal.

Meter Replacements: As meters age, they tend to run more slowly which results in inaccurate measurement. U.S. Water has flow tested random meters throughout the city and has concluded that under-reporting inaccuracies do in fact exist --- especially in the large commercial meters (where minor errors can add up significantly over time).

There are currently four methods available for water meter reading: manual read, touch read, Automatic Meter Reading (AMR), and Advanced Metering Infrastructure (AMI). Currently, most of the City's meters are read by touch (a rod tip is placed in contact with a sending unit located on top of the meter box) but some are still read by physically opening the box and hand recording the numbers off the registers. A meter reader drives to the 3,000+ meter locations each and every month to perform a read --- an inefficient approach that leaves a significant carbon footprint (fuel costs alone are approximately \$200 per month). Also, safety is a consideration --- be it dogs or biting critters lying in wait in the meter box. The fact that meter readers also have to traverse private property to read meters located in rear yards --- with fear of being mistaken for a trespasser --- is also disconcerting.

AMR uses 1990's drive-by radio technology that is being slowly phased out. AMI, on the other hand, is a state-of-the-art wireless system that offers an investment in the future.

AMI provides more tools for improved customer service, better registering of flow, and live leak detection including automatic notification for quick resolution. Data is automatically sent to a customer information system that provides a platform through which customers can accurately track their hourly water usage, pay their utility bill, etc. The City regularly has residents that have used a tremendous amount of water because of a leak or leaving a hose bib open. This would greatly reduce these unexpected costs to residents.

AMI also helps identify irregularities and ensures that all customers are paying their fair share. It has the ability to send advance notification to a delinquent customer forewarning of shut-off date if payment is not received. Customer Service even has the ability to shut-off (or restore) water service right from the office thereby reducing conflict at the customer's home at the time of shutoff.

As water conservation continues to be a critical issue, giving customers a way to track their own usage helps them recognize the value of this limited resource and better appreciate the effect careless consumption has on their pocketbook. Typical projected payback periods for AMI are a short 5 - 7 years. However, since a possibility exists for partial principal forgiveness, our return period could be significantly shorter. With AMI systems having a lifecycle of 15 - 20 years, the investment will continue to reward for years to come.

Lead Goosenecks: Although the recent random sampling of household tap water did not reveal an indication of lead contamination in the water system, there is a possibility for the existence of lead goosenecks on some older sections of the distribution system. U.S. Water has identified possible connections that should be investigated for lead pipe. As a stand-alone task, uncovering each service tap is onerous but can be abated if performed in conjunction with a meter change out. Staff also recommends including this work in the funding request; FRWA will investigate an opportunity for a 100% EPA grant for the lead removal component.

Staff Recommendation: Approve the requested motion.

End of Agenda Sheet].

Vice Mayor Brown stated that the City is losing about 30% of its water and suggested working with the Withla

Motion to authorize Florida Rural Water Association to provide engineering assistance which includes the development of an application package to the Drinking Water State Revolving Fund for a low-interest loan for a complete water meter replacement program based on Advanced Metering Infrastructure technology, lead gooseneck mitigation, additional water main isolation valves, and; in consideration of these services, authorize a financial contribution to this association in an amount not to exceed \$19,500 was made by Vice Mayor Brown; seconded by Council member Holmes.

Motion carried unanimously.

I. Motion to approve the purchase of real property and due diligence costs for the property located at 148 NE 5th St., Crystal River, FL in the amount of \$110,085.00 and to authorize the City Manager to execute all closing documents upon completion of legal review

Background: [Agenda sheet

Requested Motion: Motion to approve the purchase of real property and due diligence costs for the property located at 148 NE 5th ST.; Crystal River, FL in the amount of \$110,085.00 and to authorize the City Manager to execute the closing documents after legal review.

Summary: On January 22, 2018 Council authorized Staff to move forward with negotiations for the purchase of the former Coast Guard Auxiliary site located at 148 NE 5th ST.; Crystal River, FL with the goal of securing it for the appraised value of \$105,000.00. The negotiations proved fruitful and the seller agreed to lower the asking price to this amount. According to the most-recent warranty deed, the legal description of the property is:

Lots 13, 14, 15, 16, and 17, BARCO'S ADDITION TO CRYSTAL RIVER, according to plat thereof recorded in Plat Book 2, Page 2, of the public records of Citrus County, Florida, LESS AND EXCEPT any portion of said land deeded to the City of Crystal River, a municipal corporation under the laws of the State of Florida in Official Record Book 548, Page 2009, public records of Citrus County, Florida.

As a precaution, Staff requested a Phase I Environmental Site Assessment, an asbestos survey, and a lead-based paint survey. These assessments were performed by Michael G. Czerwinski, P.A. in association with Universal Engineering Sciences, Inc. at a total cost of \$5,050.00 --- the abbreviated findings are as follows:

- 1) No evidence was found of Recognized Environmental Conditions with respect to past or current uses.
- 2) There is no evidence of potential PCB-containing equipment within the subject property.
- 3) No evidence was found to indicate the presence of obvious surface discharges (e.g. stained soil, aboveground or underground storage tanks, unusual odors, etc.).
- 4) Although evidence was discovered of two Solid Waste/Landfill Facilities and 18 leaking underground Storage Tank Facilities within the ASTM minimum search distances, the report concluded that the potential for contamination of the subject site as a result of these facilities appears to be low.
- 5) No actionable findings of lead-based paint.
- 6) Asbestos was discovered in the roof mastic of the smaller building but, due to the small size of the structure, the only duty to the owner is to advise a contractor of its presence prior to demolition.

The Seller will pay for title insurance and doc stamps. The total cost to the City as reflected under "Project Cost" below is derived as: \$105,000.00 purchase price, \$10.00 to record the deed, \$25.00 fee to wire transfer the funds, and consultant's fee of \$5,050.00 for the environmental assessments. Note that the amount due at closing will reflect a credit for the deposit amount of \$500.00 which has already been paid.

Subject to approval of the motion, David Burnell will attend the closing to execute the legal documents as prepared by Fidelity Title Services, LLC; the closing is tentatively scheduled for June 1, 2018 at 1:00 P.M.

Staff Recommendation: Purchase strategic site for long-term development of Crystal Rivers Downtown area. End of Agenda Sheet].

Motion to approve the purchase of real property and due diligence costs for the property located at 148 NE 5th ST.; Crystal River, FL in the amount of \$110,085.00 and to authorize the City Manager to execute the closing documents after legal review was made by Council member Holmes; seconded by Vice Mayor Brown.

Vice Mayor Brown made a motion to open the item to public hearing; seconded by Council member Holmes.

Motion carried unanimously.

Phil Jannarone asked if the property as in the CRA district and why the funds were coming from the public funds instead of the CRA funds.

Council member Gudis stated that CRA funds should have been used instead of general funds.

Mayor Farley said the purchase could be facilitated utilizing a 50/50 split from each fund.

Keith Raym, 1290 W. 19th Court was curious as to why the Council using general funds instead of CRA funds.

City Manager Burnell explained why the funds were coming from general fund instead of the CRA fund. City Manager Burnell stated that the City was attempting to protect the CRA funds for the Riverwalk and for potential placement of the water park. City Manager Burnell stated the City wanted to get through the year and determine where it is financially with those projects before allocating funds to the purchase of the property.

Motion carried unanimously.

J. Update regarding commencement of demolition phase of abatement process for a property that incurred damage caused by Hurricane Hermine.

Mayor Farley questioned if the lien would cover both parcels related the property.

City attorney Rey provided response.

K. Motion to delegate a City Council Member to the Three Sisters Coordination Committee

Background: [Agenda Sheet

Requested Motion: Motion to delegate a City Council Member to the Three Sisters Coordination Committee.

Summary: Based on the proposed contract a Coordination Committee will have input on conceptual phases in development of Three Sister Springs Refuge Property. Present proposal has the Refuge Manager, City Manager, a Council Member, and a resident of Crystal River represented on the committee. Southwest Florida Water Management District has advised the Refuge Manager that they did not want to participate.

Staff Recommendation: NA.

End of Agenda Sheet].

Motion to delegate Council member Fitzpatrick be the City Council Member to the Three Sisters Coordination Committee was made by Council member Gudis; seconded by Vice Mayor Brown.

Motion carried unanimously.

10. CITY COUNCIL – None.

11. COMMITTEE REPORTS

A. Mayor Farley – none.

- Waterfronts Advisory Board
- B. Vice Mayor Brown
- Withlacoochee Regional Water Supply Authority – Vice Mayor Ken Brown provided the board with an update related to the Withlacoochee Regional Water Authority.
Council member Holmes stated that City manager Burnell should pass along that there is a steep learning curve to the board.
 - Crystal River Main Street – Vice Mayor Ken Brown stated that Main Street would start work on pump house in July, open house in June or July. City making improvements in the permitting process based on other cities. Looking at having a sip and stroll in fall and a live event in the fall similar to sip and stroll.
- C. Council member Fitzpatrick
- Metropolitan Planning Organization – Council member Fitzpatrick reported on the MPO meeting about the coastal connector.
- D. Council member Gudis
- Tourist Development Council – Council member Gudis stated budget adopted for the coming year. Giving out higher grants and higher amounts for right kinds of projects.
 - Library Governing Advisory Board -
 - Florida League of Cities -
 - Citrus County Community Charitable Foundation Board -
- E. Council member Holmes
- Keep Citrus County Beautiful – Council member Holmes stated that Save Our Waters Week under KCB because Citrus 20/20 has been dissolved.
 - Springs Coast Steering Committee -

12. COMMUNICATIONS – Vice Mayor Brown meet with “Michigan Town” residents about a letter council received. Vice Mayor Brown asked City Manager Burnell to provide information to the council related to the letter about parking related issues and the City’s plan to correct the issues. Vice mayor Brown stated that all the residents on the block agreed to the City plans. Vice Mayor Brown also received communication about the tombstones in the downtown cemetery related to the appearance of the headstones.

13. COUNCIL MEMBER REPORTS

- A. Mayor Farley - None.
- B. Vice Mayor Brown – Vice Mayor Brown stated that he had been receiving complaints about boats in city water without identification. City Manager Burnell provided an update related to requiring demarcation of boats in City waters .

- C. Council member Fitzpatrick – Council member stated that walking into Kings Bay Park there are faded signs. City Manager Burnell stated that it is on the City to do list. Replacement signs have been ordered and staff was going to paint the kiosks.
- D. Council member Gudis – Council member Gudis provided information in relation to two proclamations he presented recently.
- E. Council member Holmes – Council member Holmes asked about mooring fields. City manager Burnell stated that the item was pulled due to the length of the meeting.

14. PUBLIC INPUT

(Five Minute Time Limit)

Phil Jannarone asked for the location of the house to be demolished and if the City will be reimbursed. City Manager Burnell stated that there will be a lien put against the property and provided the address of the property. City Burnell stated that the homes that are above the 50% rule increased the value of the neighborhood once the homes are abated.

Keith Raym made a statement related to concerns that the house select for the test run on abatement process was the house next to the mayor's house. Mr. Raym questioned how the house next the mayor's was picked. Mr. Raym listed several house in the neighborhood that were damaged and should be abated. Mr. Raym stated he was troubled that the very first house was the one next to mayor.

City Manage Burnell stated the reasons that the home was selected. City manager Burnell further stated the City would probably demolish several houses next year due to hazard that the derelict houses pose to the City.

Dee Atkins made a statement about the house that has been selected to be demolished, noting that she believed it was a good thing and stated that she believed it to be a severe hazard.

Julia Taylor asked if the Baker Act facility would involve children. Council member Gudis stated yes and he was working with the superintendent of schools.

15. ADJOURNMENT

The meeting was adjourned at 8:47 p.m.

City of Crystal River



DEPARTMENTAL MONTHLY REPORTS SUMMARY

May 2018





Departmental Monthly Reports Summary

FINANCE DEPARTMENT: No Report available at agenda deadline.

CLERK'S OFFICE:

During the month of May Clerk's office staff attended and prepared minutes for 5 meetings, prepared 5 agendas and 9 agenda items, handled 17 public records requests, handled 1 lot purchase/sales inquiries and 0 deed inquiries, 0 plot marking requests, prepared and filed 38 liens, prepared and filed, 5 release of liens, performed 12 notarizations, and the Clerk's office facilitated 0 bid openings. Clerk's office staff published advertising and notices of meetings, ordinances and workshops. Staff facilitated election related tasks. Staff provided admin support to the Waterfronts and Community Services Department and provided training for the new Waterfronts staff person. Staff facilitated legal and IT requests, managed cellphone account, FEMA reporting, printer and postage reports, maintained the Golf Cart registry and handled golf cart registrations.

FIRE DEPARTMENT:

CRFD responded to 29 calls during the month of May, with 4 calls being canceled. There were 26 calls in city 3 of which were canceled, 3 outside of city calls 1 of which was canceled. Total water usage for the period was approximately 6,100 gallons.

PLANNING & DEVELOPMENT SERVICES: No report available at agenda deadline.

Permitting & Inspections:

During the month of May there were 59 permits issued for a total of \$12,598.08. There were a total of 98 inspections of which 91 were building inspections, and 2 final fire inspection and 0 fire plan reviews. The inspections were performed as follows:

Ed Hollenbeck, Building Official – 91
Mark Jones, CBO – 0
Richard Dolbow, Building Inspector - 5
Mike Dow, Fire Inspection – 2

PUBLIC WORKS: No report available at agenda deadline

Parks:

Personnel:

Facilities:

Public Water:

Public Sewer:

CRA:

Roads:

Drainage:

Grant Projects:

SPECIAL EVENTS:

In May, planning for Pirate Fest ramped up to full speed. As our committee went from six to two this year, the events department had to take on even more of the planning and managing of this event. The week leading up to the event was soaked with rain and the forecast for the day of the event did not look

much better. This hurt our attendance for the festival substantially. Despite the rain, the event was a success with lots of amazing entertainment and Pirates filling the streets. The best outcome of the event was that we saw even more attendees than last year that chose to come down and stay overnight in Crystal River and make a weekend of the event.

Planning continues for events in June with a Music under the Stars, 4th of July and a “hot” new summer event coming to Hunter Springs Park for the summer months!

WATERFRONTS AND COMMUNITY SERVICES:

Business Licenses

There were 8 businesses that applied for new business licenses in the City between May 1st and May 31st, 2018:

- 4 businesses are open and operating:
 - Nicole Aquinaldo at M Hair Studio (Beauty), 28 NE 4th Street, CR
 - Paint the Town Citrus (Retail), 1801 NW Hwy 19 Suite 355, CR
 - Cross Bros. Lawn Care and Tree Service, (Home Occ/Lawn)
 - On Point Charter (Fishing Guide), 1 SW 1st Place, CR
- 4 businesses are in process of obtaining licensure/inspections and are expected to open soon:
 - KC Wine and Koffee Bar (Wine and coffee), 1801 NW Hwy 19 Suite 513 & 569, CR
 - Outkast Outfitter (Fishing Guide), 9301 W. Fort Island Trail, CR
 - Kelly’s Half Shell Pub (Restaurant), 390 N. Suncoast Blvd, CR
 - Beyond the Stitches (Retail), 979 & 981 N. Suncoast Blvd, CR

Code Enforcement

- 17 cases opened
 - 11 new cases prepared for hearings
 - 0 cases taken to hearings
 - 5 complaints investigated, verified, and case folders prepared
 - 12 violations observed, case folders prepared
 - 19 cases closed
 - 0 cases referred to County
- Vacation rentals: Investigation continued regarding 8 cases to be brought to hearings in June.

Park Rangers

Hunter Springs Park: One Rake at a Time with Duke Energy, Save Crystal River, and the Rotary had many participants this year. Crystal River Primary planted eel grass at the park and learned about the environment. Nature Coast EMS had a cookout and there was a huge birthday party for a lady that turned 100 years of age. A lady’s wedding ring was reported lost at the park; it was not turned in and a person was contacted to search with a metal detector, but efforts were not successful in locating it. Other found items were turned in during the month and anything of value was given to CCSO. A Park Ranger took video of dolphins in the area; the video was posted on the City’s Facebook page where it received over 85,000 views within a few days. The park rangers take a lot of pictures and videos of all the natural beauty in the local parks. Staff enjoys sharing the experiences with residents as well as visitors. As with this post, one resident commented she brought out of town guests to the park in hopes of seeing the dolphins.

LeGrone Park: Nothing new to report.

Yeoman Park: Closed again due to water issues. The county is working on the water lines across from the park.

King's Bay Park and Dock: Gas cans were stolen from the CCSO boat as well as Manatee Tour and Dive boats. The city had no thefts reported. Planks are coming up as a result of damage to the dock at Kings Bay that was caused by the Manatee Tour boat in May. A woman visiting Kings Bay Park got a fish bone in her foot. The bone apparently fell from an Osprey nest.

Three Sisters Springs

Three Sisters Springs had a total of 617 visitors throughout May, which were 230 less visitors than during May of last year. Since October 1, 2017 we have had 33,560 visitors. We have had many visitors learn about manatees, Three Sisters Springs and Crystal River each day. Staff worked on many projects; such as improving the loading/unloading area for the trolley, improving signage, updating the website, and improving educational materials at the Three Sisters Springs Center. Staff is also continuing to work with U.S. Fish and Wildlife Service with various projects.

For the first time, admission to Three Sisters Springs was included in the price of admission for the Kings Bay Pirate Fest. The trolley shuttled passengers to the Fest from Kings Bay Plaza, and on the way back attendees had the option of visiting the Refuge at Three Sisters Springs. The Fest was impacted by inclement weather, but we still had 82 visitors from the Fest that also visited Three Sisters Springs.

This month on social media:

- Facebook:
 - New followers: 302
 - Total followers: 24,535
 - Post with the most people reached: 5,200 people on a video of a mother and calf pair posted on Mother's Day
- Instagram:
 - New followers: 134
 - Total followers: 2,616
 - Post with the most people reached: 1,959 on Mother's Day post
- Appeared in 10 news articles

Water Patrol

Water Patrol Staff continued daily patrols on the waterways within city limits. Staff continued to observe and document potential violations and provided educational materials and outreach to the public and partners.

Staff coordinated with USCG and FDEP and worked with neighbors to try to determine the origin of reported sightings of a petroleum slick in the east canals of Woodland Estates. Staff provided 18 hours of directed patrol in Woodland Estates.

While on patrol a large free floating dock was recovered from Millers Creek, and a large log/tree was found and removed from the main channel of the river near the Bagley's Cove.

Responded to calls for service relating to the following concerns: Manatee interactions, uses of City docks at King's Bay Park and Pete's Pier boat ramp, vessel speeds, non-compliant visitors at Three Sisters Springs.

Potential violations observed while on patrol (not all potential violations observed or reflected):

- 20 vessel speed concerns
- 5 no dive flag where required
- 14 paddle craft or boats without proper safety equipment
- 10 Bow Riding
- 0 vessels sunk
- 0 vessels loosened from mooring and/or adrift
- 0 additional vessels washed ashore/beached after being adrift.

Waterfronts

Waterfronts Administrative Clerk was hired during the month of May, Melanie Harkovich. Ms. Harkovich will also be the Business License Official for the City.

CRYSTAL RIVER CITY COUNCIL
Agenda Item Summary

Meeting Date: June 11, 2018

Agenda Item Number: 7A

Requested Motion: Motion to adopt Ordinance No. 18-O-10 amending Chapter 20 of the City of Crystal River Code of Ordinances "Advisory Boards and Commissions", Section 20-32 "Appointment" changing the total number of appointed (WAB) members from twelve (12) to nine (9) on Final Reading.

Summary: The City of Crystal River Code of Ordinances, specifically Chapter 20 "Advisory Boards and Commissions", Section 20-32 – "Appointment" addresses the consistency and makeup of the Waterfronts Advisory Board.

During the March 12, 2018 meeting, Council approved updated bylaws for the Waterfronts Advisory Board, which included a change to the member composition from nine (9) members to seven (7) members and two (2) alternates.

It was later determined that in order to ensure consistency between the bylaws and City Code, adoption of an ordinance amending the language pertaining to the total number of appointed board members was necessary.

The Waterfronts Advisory Board was briefed on the upcoming revision during their meeting held May 1st, 2018.

Staff Recommendation: Approval

Funding Information:

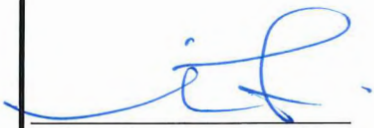
Project Cost:

Funding Source:

Amount Available:

Finance Department Approval: _____

Approvals:



Originating Department



City Manager

City Attorney (if applicable)

Attachments: Ordinance No. 18-O-10

Council Action:

Approved _____ Denied _____ Deferred _____ Other _____

ORDINANCE NO. 18-O-10

AN ORDINANCE OF THE CITY OF CRYSTAL RIVER, FLORIDA, AMENDING THE CITY OF CRYSTAL RIVER CODE OF ORDINANCES, CHAPTER 20 - ADVISORY BOARDS AND COMMISSIONS, SECTION 20-32 APPOINTMENT, CHANGING THE TOTAL APPOINTED MEMBERS FROM TWELVE (12) TO NINE (9); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Crystal Code of Ordinances, specifically Chapter 20, Advisory Boards and Commissions, stipulates the number of appointed members for the Waterfront Advisory Board; and

WHEREAS, the Waterfront Board recently amended the Bylaws by changing the number of appointed members from twelve (12) to nine (9); and

WHEREAS, the City Council of the City of Crystal River, Florida recognizes the need to update and revise the By-laws from time to time; and

WHEREAS, the City of Crystal River has complied with all requirements and procedures of Florida law in processing and advertising this Ordinance; and

WHEREAS, the City Council of the City of Crystal River, Florida, has determined that adoption of this Ordinance is in the best interests of the health, safety, and welfare of the citizens of Crystal River.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CRYSTAL RIVER, FLORIDA THAT THE CITY'S CODE OF ORDINANCES IS AMENDED AS FOLLOWS:

SECTION 1. PURPOSE.

The purpose of this Ordinance is to amend Chapter 20, Section 20-32 for the reasons set forth in the above "**WHEREAS**" clauses, which are incorporated herein, in haec verba.

SECTION 2. AUTHORITY.

The City of Crystal River City Council is authorized to amend the Crystal River Code of Ordinances pursuant to Article III of the City Charter of the City of Crystal River and Part II, Code of Ordinances,

Chapter 1, General Provisions, of the Code of Ordinances of the City of Crystal River, and as otherwise authorized by applicable Florida Statutes.

The City Council of the City of Crystal River, Florida, hereby adopts and incorporates into this Ordinance the proposed amendment to:

CHAPTER 20 - Chapter 20 - ADVISORY BOARDS AND COMMISSIONS

Section 20-32 – Appointment

The waterfronts advisory board shall consist of nine (9) members appointed by the city council including five (5) members being residents of the city and two (2) members being residents of Citrus County plus two (2) alternate members. The board will include at least one (1) person from the following categories, when possible:

- (1) Dive/tourism industry;
- (2) Environmental specialist;
- (3) An attorney not employed by the city;
- (4) Financial services industry (i.e., banker, CPA, etc.);
- (5) Restaurateur/merchant/hotel operator;
- (6) Engineer, architect, builder or other construction professional;
- (7) Operation of a commercial fishing or related business.

The appointment of members to the waterfronts advisory board shall be made in such a manner that whenever possible, the terms of office of the members in categories (1) through (4) shall take place during alternating appointment cycles with members in categories (5) through (7).

SECTION 3. REPEAL OF CONFLICTING ORDINANCES.

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SECTION 4. SEVERABILITY.

If any section, subsection, sentence, clause, phrase or provision of this Ordinance is held to be unconstitutional or otherwise invalid by a court of competent jurisdiction, such unconstitutionality or invalidity shall not be construed as to render unconstitutional or invalid the remaining provision of the Ordinance.

SECTION 6. EFFECTIVE DATE.

This Ordinance shall become effective immediately upon passage.

ATTEST:

CITY OF CRYSTAL RIVER

MIA FINK, CITY CLERK

JIM FARLEY, MAYOR

PASSED on First Reading _____

NOTICE Published on _____

PASSED on Second & Final Reading _____

Approved as to form for the
Reliance of the City of Crystal River
only:

VOTE OF COUNCIL:

Brown _____

Gudis: _____

Holmes: _____

Farley _____

Jennifer Rey, City Attorney

Fitzpatrick _____

CRYSTAL RIVER CITY COUNCIL
Agenda Item Summary

Meeting Date: June 11, 2018

Agenda Item Number: 7B

Requested Motion: Motion to approve Ordinance No. 18-O-11 amending Chapter 7 of the City of Crystal River Code of Ordinances "Elections", Section 7-37 "Qualifying Period; Filing Requirements" on First Reading and setting a public hearing for July 9, 2018.

Summary:

The purpose of this Ordinance is to align its qualifying period to coincide with the qualifying period of other municipalities within Citrus County for purposes of consistency and efficiency in the conduct of municipal elections by the Citrus County Supervisor of Elections. This can be accomplished by amending the City of Crystal River Code Of Ordinances, Chapter 7, "Elections" to revise qualifying period for candidates.

During a recent request for clarification from legal staff on matters related to the upcoming election and applicability of certain statutory provisions to municipalities, it was determined that the requested revision to city code would serve to establish a more consistent and efficient process for qualifying candidates for City Council. This revision would establish a qualifying period in early August, rather than late August.

Staff Recommendation: Approval

Funding Information:

Project Cost:

Funding Source:

Amount Available:

Finance Department Approval: _____

Approvals:


Originating Department


City Manager

City Attorney (if applicable)

Attachments: Ordinance No. 18-O-11

Council Action:

Approved _____ Denied _____ Deferred _____ Other _____

ORDINANCE NO. 18-O-11

AN ORDINANCE OF THE CITY OF CRYSTAL RIVER, FLORIDA, RELATING TO CITY ELECTIONS; AMENDING CHAPTER 7 TO REVISE QUALIFYING DATES TO PROVIDE FOR CONSISTENCY AND ORDERLY ADMINISTRATION OF ELECTIONS OF THE CITY OF CRYSTAL RIVER, FLORIDA; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Crystal River, Florida is vested with home rule authority pursuant to Article VII, Section 2 of the Constitution of the State of Florida and Chapter 166, Florida Statutes, to enact ordinances; and

WHEREAS, this Ordinance is enacted pursuant to the home rule powers of the City of Crystal River, Florida as set forth at Article VIII, Section 2, of the Constitution of the State of Florida; Chapter 100, Florida Statutes; Chapter 101, Florida Statutes, Chapter 166, Florida Statutes, and other applicable controlling law; and

WHEREAS, pursuant to Sec. 3.04 of the City Charter, the Council shall prescribe by ordinance the method and manner of conducting all municipal elections in accordance with state statutes; and

WHEREAS, the City negotiated and adopted a Municipal Elections Interlocal Agreement with the Citrus County Supervisor of Elections to conduct municipal elections; and

WHEREAS, the City desires to align its qualifying period to coincide with the qualifying period of other municipalities within Citrus County for purposes of consistency and efficiency in the conduct of municipal elections by the Citrus County Supervisor of Elections; and

WHEREAS, the City Council of the City of Crystal River, Florida desires to amend its Code of Ordinances, relating to municipal elections, in order to clarify the municipal election candidate qualifying period; and

WHEREAS, the City of Crystal River, Florida has provided all notices required under Florida law for the consideration and adoption of this Ordinance.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF CRYSTAL RIVER, FLORIDA, AS FOLLOWS:

SECTION 1. PURPOSE.

The purpose of this Ordinance is to amend the City of Crystal River Code Of Ordinances, Chapter 7, "Elections", specifically amending Article III "Candidates", Section 7-37 "Qualifying period; filing requirements", to revise qualifying period for candidates.

SECTION 2. AUTHORITY.

A. The City Council is authorized to amend the Crystal River Code of Ordinances pursuant to Article III of the City Charter of the City of Crystal River and Part II, Code of Ordinances, Chapter 1, General Provisions, of the Code of Ordinances of the City of Crystal River, and as otherwise authorized by applicable Florida Statutes.

B. The City Council of the City of Crystal River, Florida, hereby adopts and incorporates into this Ordinance the recitals (Whereas clauses) set forth herein as the legislative and administrative findings and intent of the City Council, *in haec verba*.

C. The City Council of the City of Crystal River, Florida, desires to have its election process run in an efficient and cost effective manner which maximizes citizen involvement and which minimizes delays and harm to the public, and protects the province of the electorate to engage in elections which are well administered in a professional manner.

D. The City of Crystal River, Florida, has complied with all requirements and procedures of Florida law in processing and advertising this Ordinance.

SECTION 3. AMENDMENT OF ARTICLE III, SECTION 7-37.

The Code of Ordinances of the City of Crystal River, Florida, Chapter 7, "Elections", Article III "Candidates", Section 7-37 "Qualifying period; filing requirements", is hereby amended and restated as to read as follows. (*Changes are noted in strikethrough and underline.*)

Sec. 7-37. - Qualifying period; filing requirements.

- (a) A qualified elector who seeks candidacy for any office in the city shall:
- (1) File a candidate's written acceptance in the form provided by the city clerk;
 - (2) Complete a candidate's oath, which complies with and is in the form established by F. S., § 99.021 (2002);
 - (3) Designate the office or city council seat for which the candidate seeks to qualify; and
 - (4) Pay the qualifying fee, or submit the required number of candidate petition cards, as established by Florida law.

- (b) The requirements of subsection (a) shall be complied with no sooner than 12:00 p.m. (noon) on the ~~eight~~ twenty-second day prior to the date of the first primary election and no later than 12:00 p.m. (noon) on the ~~fourth~~ eighteenth day prior to the date of the first primary election. Provided, however, that if the first day of qualifying falls on a Saturday, Sunday, or holiday wherein the office of the city clerk is closed, then the first day to qualify shall begin on the next immediate working day, and shall continue for the next five (5) working days.
- (c) ~~For purposes of the Special Election to be held on March 15, 2016, which shall fill the unexpired term of Council Member Paula Wheeler, the candidate qualifying period shall be no sooner than 12:00 p.m. (noon) on November 30, 2015, and no later than 12:00 p.m. (noon) on December 4, 2015. This qualifying period shall apply only to the March 15, 2016 Special Election; all other qualifying and time periods for future elections shall remain unchanged, and shall take place in accordance with the Code of Ordinances and Florida Law. In the event a special election is needed to fill a vacated council member seat, the qualifying period for such special election shall be established by resolution of the City Council to apply solely for that special election.~~

SECTION 4. REPEAL OF CONFLICTING ORDINANCES.

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5. SEVERABILITY

The sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase, clause, sentence or paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance.

SECTION 6. CODIFICATION

It is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances, of the City of Crystal River, Florida. The word "Ordinance," or similar words may be changed to "section," "article," or other appropriate word or phrase and the sections of this Ordinance may be renumbered or re-lettered to accomplish such intention; provided, however, that Sections 1, 2, 4, 5, 6, and 7 shall not be codified. The Code codifier is granted liberal authority to rescind those sections of the Code declared null and void as set forth herein, within the City's Code of Ordinances.

SECTION 7. EFFECTIVE DATE

This Ordinance shall become effective immediately upon passage.

This Ordinance was introduced and placed on first reading on the 11th day of June, 2018, and upon motion duly made and seconded was passed on first reading.

This Ordinance was introduced and placed on second reading on the 9th day of July, 2018, and upon motion duly made and seconded was passed and adopted on second reading.

Attest: _____
Mia Fink, City Clerk

By: _____
Jim Farley, Mayor

PASSED on First Reading _____

NOTICE Published on _____

PASSED on Second & Final Reading _____

Approved as to form for the
reliance of the City of Crystal River
only:

Jennifer C. Rey, City Attorney

VOTE OF COUNCIL:

Brown _____

Gudis _____

Holmes _____

Farley _____

Fitzgerald _____

CRYSTAL RIVER CITY COUNCIL
Agenda Item Summary

Meeting Date: June 11, 2018

Agenda Item Number: 7C

Requested Motion: Motion to approve Ordinance No. 18-O-09 an ordinance of the City of Crystal River, Florida; amending Chapter 4, by creating section 4-16 to allow certain poultry to be kept within the city limits on First Reading and set a public hearing for July 9, 2018.

Summary: In January of 2017 staff submitted a request for a legal opinion as to whether or not chickens were considered grazing animals, as clarification was needed on a code related issue. A determination was made that chickens are not classified as grazing animals and that Chapter 4, Article I, Section 4-1(a) did not apply and since Chapter 4, Article I, Section 4-1(a) did not exclude chickens or any other non-grazing animal residents could keep such animals.

Since the time that determination was made there have been many requests related to keeping chickens and the city has been made aware of several residents who keep chickens. This Proposed Ordinance is to provide clarification and establish the number of chickens allowable on any property based on a minimum lot size. It also establishes other rules and regulations for keeping chickens as well as penalties and fines for violations of the ordinance. This proposed ordinance further allows the City the right to enter properties to inspect backyard coops.

The amendment to the ordinance will also exclude other non-grazing birds, fowl and swine.

Staff Recommendation: Approval

Funding Information:

Project Cost:

Funding Source:

Amount Available:

Finance Department Approval: _____

Approvals:



Originating Department



City Manager

City Attorney (if applicable)

Attachments: Ordinance No. 18-O-09 and attachment

Council Action:

Approved _____ Denied _____ Deferred _____ Other _____

ORDINANCE NO. 18-O-09

AN ORDINANCE THE CITY COUNCIL OF THE CITY OF CRYSTAL RIVER, FLORIDA; AMENDING CHAPTER 4, ARTICLE I, BY CREATING SECTION 4-16 TO ALLOW CERTAIN POULTRY TO BE KEPT WITHIN THE CITY LIMITS. KEEPING OR HARBORING OF CHICKENS; PROVIDING FOR SPECIAL EXCEPTIONS FOR THE KEEPING OF CHICKENS IN CITY LIMITS AT SINGLE FAMILY RESIDENTIAL USE PROPERTIES ONLY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Crystal River is a properly formed political subdivision of the State of Florida and has broad authority for the adoption of ordinances to provide for self-governance; and

WHEREAS, the City Council in order to allow and provide for the keeping of chickens in backyard coops by city residents so that we may engender a positive environment of learning for our children, and goals for self-sufficiency and sustainability for our residents;

WHEREAS, the City Council in order to allow and provide for the keeping of chickens in backyard coops by city residents without disruption to adjoining neighbors and the general public; and

WHEREAS, the City Council has concluded it is in the public interest to amend its ordinances to clarify and regulate the keeping or harboring of chickens and expressly exclude the keeping or harboring of swine, ducks, water fowl, geese, turkeys, guinea fowl, peafowl, or other non-grazing farm animals within the city limits (other livestock and grazing animals see Chapter 4, Article I, Section 4-1(a)).

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF CRYSTAL RIVER, FLORIDA:

SEC 1. KEEPING OR HARBORING OF CHICKENS.

The keeping or harboring of chickens on improved single family residential lots with a single family residential dwelling upon the lot; and expressly prohibits coops on commercial, multi-family units, apartments, condominiums or unimproved properties/vacant lots within the City of Crystal River is as follows:

- a) Residents shall be allowed to keep one (1) backyard hen (*Gallus gallus domesticus*) per one-thousand six-hundred fifty square feet (1,650) total lot area on single family residential use lots not less than a minimum of 5,000 square feet not to exceed a total 6 hens, only, if all other requirements in this section are met.
- b) Roosters (defined as a male chicken of any age and generally characterized by an ability to crow) and any other crowing chickens are prohibited in the city limits of the City of Crystal River and are subject to the nuisance provision set forth in Chapter 12, Article 1, Section 12-10(2) of the City Ordinance.
- c) Chicken products and/or by-products shall not be sold on the property.
- d) No backyard hens or male chickens shall be slaughtered on-site.

- e) All chickens must be kept in a backyard coop (backyard coop) during non-daylight hours.
- f) The backyard coop must provide for no less than two (2) square feet per chicken.
- g) The backyard coop and chicken run area must be impermeable to rodents, snakes, wild birds and including dogs and bears and adequately contain the backyard hens.
- h) Chickens shall at all times be kept in the rear yard in either a fenced area or covered enclosure. Covered enclosures shall meet the setback requirements for an accessory structure.
- i) Backyard coops and covered enclosures may not be located in the front yard, or seen from the right-of-way.
- j) Backyard coops shall provide for protection from the elements such as shelter from rain or extreme hot/cold temperatures, provide for access to food and water and provide for the good health and prevent unnecessary or unjustified suffering.
- k) No backyard coop shall be built onto any fence.
- l) Odors from chickens, their manure, or any related substances shall not be detectable at the property boundaries.
- m) Backyard coops and enclosures shall be kept in a neat and sanitary condition including provision of clean, dry bedding materials and regular removal of waste materials. All manure not used for composting or fertilizing must be removed promptly.
- n) All feed or other items associated with the keeping of chickens shall be kept in secure containers or otherwise protected to prevent rodents, bears and other pests from gaining access.
- o) Required registration to maintain a backyard coop and the resident shall receive from the City a Backyard Coop Permit for the coop (see Exhibit "A).
- p) Code Enforcement staff shall be permitted the right of entry to the property to inspect the backyard coop or its conditions in the rear yard of a home.

SECTION 2. VIOLATION AND ENFORCEMENT

- A. It shall be unlawful for any person to keep or harbor chickens in any manner inconsistent with the provisions of this ordinance.
- B. Any person found guilty of violating any provision of this article shall be deemed to be charged with a noncriminal infraction and shall be cited for such an infraction. The civil penalty for any such infraction:
 - (1) The fine for a first offense shall be fifty dollars (\$50.00).
 - (2) The fine for a second offense shall be one hundred dollars (\$100.00).
 - (3) The fine for a third violation shall be one hundred fifty dollars (\$150.00).
 - (4) All further violations are subject to the discretion of the code enforcement hearing officer not to exceed five-hundred dollars (\$500.00) and may include removal of chickens.
- C. Any person cited with violating any provision of this article shall appear before the city's code enforcement hearing officer or other designee.

SECTION 3. CONFLICTING ORDINANCES

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. SEVERABILITY

The various parts, sections and clauses of this ordinance are hereby declared to be severable.

If any part, sentence, paragraph section or clause is adjudged unconstitutional or invalid by any court of competent jurisdiction, the remainder of the ordinance shall not be affected thereby.

SECTION 5. INCLUSION IN THE CODE OF ORDINANCES

It is the intention of the City Council of Crystal River that the provisions of this Ordinance shall be codified and included in the Code of Ordinances, and any renumbering of the various sections are hereby authorized as necessary to achieve this directive.

SECTION 6. EFFECTIVE DATE

This ordinance shall become effective immediately upon adoption.

SODONE THIS ____ DAY OF _____, ____.

By: _____

Jim Farley, Mayor

Attest:

Mia Fink, City Clerk

First reading:

Published:

Second reading:



City of Crystal River

123 Northwest Highway 19
Crystal River, Florida 34428
Telephone: (352) 795-4216
Facsimile: (352) 795-6351

City of Crystal River Backyard Coop Permit Application for the keeping of chickens

Name of applicant: _____

Mailing address: _____

Address where chickens will be kept: _____

City: _____ State: _____ Zip: _____

Home Phone: _____ Work Telephone: _____

Cellular Telephone: _____

_____ I am applying for a new urban coop permit

_____ I am renewing my urban coop permit

I own _____ hens my lot size is _____ square feet and the backyard coop is _____ square feet.

I agree that Code Enforcement staff shall be permitted the right of entry to the property to inspect the urban coop or its conditions in the rear yard of a home as required by Ordinance _____.

Signature of applicant: _____

Date: _____

Printed Name: _____

Checklist to comply with Crystal River's Backyard Chicken Ordinance

Please include checklist with application

- ___ Single family dwelling. (Multi-family dwellings do not qualify)
- ___ Chickens are females. (Roosters are not allowed)
- ___ Square Footage of Lot
- ___ Number of hens

Chicken Coop

- ___ Sides are solid?
 - ___ Roof is solid?
 - ___ Doors are solid?
 - ___ Doors shut securely?
 - ___ Doors lock?
 - ___ Vents are provided?
 - ___ Vents are covered with wire?
 - ___ Coop is impermeable to predators & rodents?
 - ___ Coop provides at least 2 sq. ft. per chicken?
- _____ Total Square footage

Chicken Pen

- ___ Pen is impermeable to predators?
- ___ Pen provides at least 2 sq. ft. per chicken?
- ___ Total Square footage
- ___ The fence height does not exceed 6ft.?
- ___ Pen covered with wire, aviary net or solid roof?

Coop & Pen Location

- ___ Coop is behind the residential structure?
- ___ Coop located at least 20 ft. from any residential dwelling?

Signature of Applicant: _____ Date: _____

Printed Name: _____

CRYSTAL RIVER CITY COUNCIL
Agenda Item Summary

Meeting Date: June 11, 2018

Agenda Item Number: 7D

Requested Motion: Motion to approve Ordinance No. 18-O-07 rezoning 61.63 acres for Kingwood Crystal River Resort from High Intensity Commercial (CH) and Medium Density Residential (R-2) to a Planned Unit Development (PUD).

Summary: The proposed Plantation Outpost Club and Resort consists of 61.63 acres located off of Ft. Island Trail. As shown on the attached map this property makes up a part of the Plantation Golf Course.

Attached you will find Ordinance 18-O-07 that changes the zoning from High Intensity Commercial (CH) to a Planned Unit Development (PUD) to accommodate 309 RV Lots, a Town Center (6 two-story condominium buildings), Clubhouse, pool, gazebos, tennis courts, volleyball courts, guard house, bath house, and laundry building, to be completed in 7 Phases over a period of 10 years.

The City's Land Development Code requires approval of a Master Plan along with the PUD Ordinance. Ingress/Egress onto Ft. Island Trail will require permitting from Citrus County. The Office of Planning & Community Development is working with Public Works in reviewing all required capacity analyses. A Development Agreement will be required prior to moving forward with construction that outlines the timeline along with any conditions that may be required as a result of the capacity studies.

The lots within this development will be sold fee simple therefore platting will be required as we move forward. Each phase will be designed and reviewed separately as per the Master Plan. Any changes to the Master Plan or Development Agreement will be required to be brought back before the Planning Commission and Council for approval.

A Planned Unit Development allows flexibility to the Land Development Code and in return the Planning Commission and City Council can grant zoning relief if it believes the proposed project— and, in particular, the way it deviates from what's allowed by right— will allow for something better for the surrounding neighborhood or city.

The proposed Kingwood Crystal River Resort requires the following relief from the City's LDC for High Intensity Commercial Zoning Districts:

*Setbacks for each lot will deviate from the required setbacks –

For RV's Proposed: 15' front; 5' rear; 5' side
 Required: 25' front; 25' rear; 10' side

For Commercial Town Center setbacks:
 Proposed: 40' front; 25' rear; 15' side
 Required: 25' front; 25' rear; 10' side

*RV Lot dimensions –
 Proposed: 2,970 SF min
 Required: 12,000 SF

*Maximum Impervious
 Proposed: 65%
 Required: 65% Waterfront

We will have a representative from the Developer attending the meeting along with Kinley Horn who has been retained by the City to assist with this review. Attached is a staff report from Kimley Horn for your use.

The first Public Hearing before Planning Commission took place during their regularly scheduled meeting in May; however, due to an error in the legal description this hearing was re-advertised for June 7, 2018. A Public Hearing will take place before the Planning Commission on June 7, 2018 and the results will be presented at the June 11, 2018 Council meeting.

Staff Recommendation: Approval

Funding Information:

Project Cost:

Funding Source:

Amount Available:

Finance Department Approval: _____

Approvals:



Originating Department

City Manager

City Attorney (if applicable)

Attachments: Ordinance 18-O-07
Staff Report from Kimley-Horn

Council Action:

Approved _____ Denied _____ Deferred _____ Other _____

ORDINANCE 18-O-07

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF CRYSTAL RIVER, FLORIDA, CHANGING THE ZONING ON PROPERTIES OWNED BY KINGWOOD CRYSTAL RIVER RESORT CORPORATION, 400 CURIE DRIVE, ALPHARETTA GA 30005 (61.63 ACRES MOL), PARCELS 17E18S33 41300, 17E18S33 42000 0060, AND A PORTION OF 17E18S33 14000 0050 IN THE RECORDS OF THE CITRUS COUNTY PROPERTY APPRAISER FROM MEDIUM DENSITY RESIDENTIAL (R-2) AND HIGH INTENSITY COMMERCIAL (CH) TO PLANNED UNIT DEVELOPMENT (PUD) AS DESCRIBED IN SECTION 3; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the proposed rezoning was advertised as required by the Florida Statutes, the City of Crystal River Land Development Code, and notice posted on the affected property; and

WHEREAS, the City of Crystal River Planning Commission held a public hearing on May 3, 2018 to consider a request that the zoning classification be changed on a parcel of land identified as Parcel ID #17E18S28 22000 0060 in the Official Records of the Citrus County Property Appraiser, Crystal River, Florida, as described in *Exhibit A* attached hereto and in Section 3; and

WHEREAS, the City of Crystal River Planning Commission voted unanimously to recommend to the City Council that the request to amend the official zoning map from High Intensity Commercial (CH) to a Planned Unit Development (PUD) (as shown in *Exhibit B*) be approved; and

WHEREAS, the City Council of the City of Crystal River, Florida, after publication of a notice of its consideration of this ordinance, held two readings of this ordinance and public hearings as required by law; and

WHEREAS, the City Council of the City of Crystal River, Florida, has determined that the requested change of zoning is consistent with the City of Crystal River Comprehensive Plan and Future Land Use Map, and

WHEREAS, the City Council of the City of Crystal River, Florida has further determined that approval of the requested zoning change is in the best interests of the health, safety and welfare of the citizens of Crystal River, Florida.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CRYSTAL RIVER, FLORIDA, AS FOLLOWS:

SECTION 1. PURPOSE.

The purpose of this Ordinance is to amend the official zoning map of the City of Crystal River, Florida, for the parcel of land identified as PARCELS 17E18S33 41300, 17E18S33 42000 0060, and a portion of 17E18S33 14000 0050 (also identified in *Exhibit A*) in the Official Records of the Citrus County Property Appraiser from High Intensity Commercial (CH) to Planned Unit Development (PUD) (See Attached *Exhibit B*) for the reasons set forth in the above "WHEREAS" clauses, which are incorporated herein, in haec verba.

SECTION 2. AUTHORITY.

The City of Crystal River City Council is authorized to amend the Crystal River Code of Ordinances pursuant to Article III of the City Charter of the City of Crystal River and Part II, Code of Ordinances, Chapter 1, General Provisions, of the Code of Ordinances of the City of Crystal River, and as otherwise authorized by applicable Florida Statutes.

SECTION 3. ZONING MAP AMENDMENT

The official zoning map of the City of Crystal River, is hereby amended to change the zoning designation from High Intensity Commercial (CH) to Planned Unit Development (PUD).

It is the intention of the City Council of the City of Crystal River, Florida, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the codified version of the City of Crystal River, Florida, Official Zoning Map. The actual text of the Sections to this Ordinance need not be codified. The Code codifier of the City of Crystal River, Florida, is given broad and liberal authority to appropriately codify the Exhibits into the provisions of the City of Crystal River Official Zoning Map in a format that can be readily published and distributed in a useable and manageable format. The City Manager, in conjunction with the City Clerk and the City Attorney, are hereby granted the authority to take any and all necessary and appropriate actions to accomplish the provisions of this Section. The Exhibits to this Ordinance are hereby incorporated herein by the references thereto as if fully set forth herein verbatim.

SECTION 5. PLANNED UNIT DEVELOPMENT AGREEMENT GENERAL PROVISIONS

- A. Development Concept. The project shall be developed as a Planned Unit Development substantially in accordance with this Ordinance. The project is a total of 61.63 acres and will consist of a 309-RV lots, 6 two-story condominium buildings, a clubhouse and pool, gazebos, tennis courts, volleyball courts, guard house, bath house, and laundry building.
- B. Planned Unit Development Plan. The project includes a PUD Master Plan pursuant to Land Development Code Section 10.01.03 prepared by JM Smith Engineering LLC and Greenman-Pedersen, Inc. (GPI) dated March 26 2018 and is incorporated into this Ordinance as *Exhibit C* attached. The PUD Master Plan is conceptual in nature and may be affected or modified. The development areas depicted on the PUD Master Plan may be revised as part of the site plan review process and approval shall not constitute a substantial change.
- C. Planned Unit Development Conditions. The following conditions apply to the approval of this ordinance:
1. Detailed improvement plans will be submitted for each phase and subdivision plat prior to commencement of construction.
 2. Prior to approval of the first site plan, the following conditions must be complied with:
 - a. The Developer shall enter into a Developer's Agreement compliant with LDC Chapter 14 which identifies the responsibilities of the Developer for any development timing, infrastructure analysis, and maintenance and operation responsibilities.
 - b. The Developer shall retain the services of a registered professional engineer to analyze the City's offsite utility systems (potable water transmission and sanitary sewer collection) to determine if any offsite improvements are needed for the planned increase in utility demands. Should any offsite improvements to the transmission or collection systems be needed to directly serve this PUD, those improvements shall be the responsibility of the Developer. Should any offsite improvements to utility plant capacities be needed to directly serve this PUD, those improvements shall be the responsibility of the City. The Developer acknowledges that the fire-flow available for this project is limited to the flows and pressures currently available to the property.

- c. The Developer shall retain the services of a registered professional engineer to analyze safety and operational capacities of the adjacent State roadway (SR 44 also known as West Fort Island Trail) and intersection. The intersections and roadways to be analyzed shall be agreed upon by the Developer and City in writing prior to preparing the analysis. Should any offsite improvements be needed to directly serve this PUD, those improvements shall be the responsibility of the Developer.
- d. The Developer shall submit and process a lot combination with the City to combine the numerous existing parcels into a single parcel.

SECTION 6. REPEAL OF CONFLICTING ORDINANCES

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SECTION 7. SEVERABILITY.

The sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase, clause, sentence or paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance.

SECTION 8. EFFECTIVE DATE.

This Ordinance shall become effective immediately upon adoption by the Crystal River City Council.

This Ordinance was introduced and placed on first reading on the __ day of _____ 2018, and upon motion duly made and seconded was passed on first reading.

This Ordinance was introduced and placed on second reading on the _____ day of _____, 2018, and upon motion duly made and seconded was passed and adopted on second reading.

ATTEST:

CITY OF CRYSTAL RIVER

MIA FINK, CITY CLERK

JIM FARLEY, MAYOR

PASSED on First Reading

NOTICE Published on

PASSED on Second & Final Reading

Approved as to form for the
Reliance of the City of Crystal River
only:

VOTE OF COUNCIL:

Brown _____

Gudis: _____

Holmes: _____

Farley _____

Fitzpatrick _____

George G. Angeliadis, City Attorney

EXHIBIT A

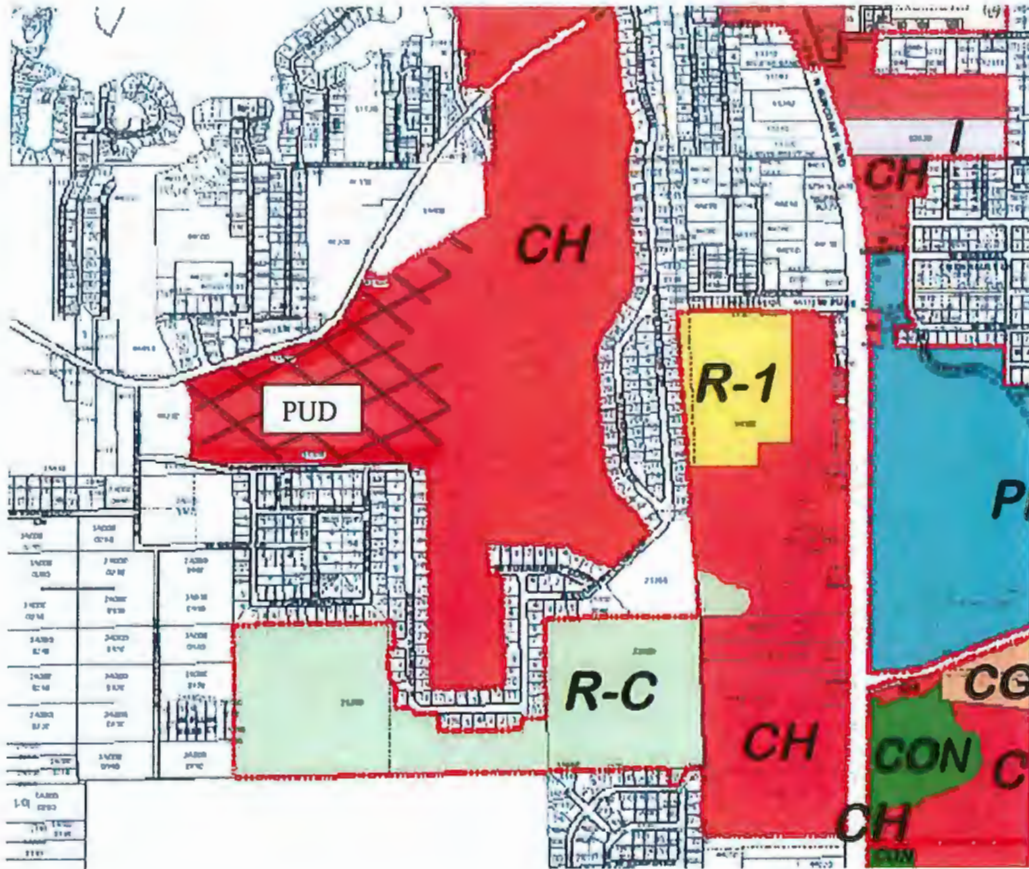


EXHIBIT C

INSERT PUD MASTER PLAN



City of Crystal River

Planning Commission

Parcel ID(s): 17E18S33 41300
17E18S33 42000 0060
17E18S33 14000 0050 (Portion)

Property Location: West of US 19, South of Fort Island Trail

Owner: Kingwood Crystal River Resort Corp.

Applicant: Kingwood Crystal River Resort Corp.

The applicant seeks approval and favorable recommendation from the City of Crystal River Planning Commission for amending the official zoning map of the City of Crystal River, Florida changing the zoning on properties owned by Kingwood Crystal River Resort Corp. (61.63 Acres MOL), parcels 17E18S33 41300, 17E18S33 42000 0060, and a portion of 17E18S33 14000 0050 in the records of the Citrus County Property Appraiser from High Intensity Commercial (CH) and Medium Density Residential (R-2) to Planned Unit Development (PUD).

The project is a total of 61.63 acres and will consist of a 309-RV lots, 6 two-story condominium buildings, a clubhouse and pool, gazebos, tennis courts, volleyball courts, guard house, bath house, and laundry building.

The applicant has requested the change in zoning from CH and R-2 to PUD to allow for the following differences from the CH and R-2 zoning categories in the City of Crystal River, Florida Land Development Code (LDC):

1. RV lot setbacks - 15' front, 5' rear, 5' side.
2. RV lot dimensions - 2,970 s.f. minimum.
3. Commercial Town Center lot setbacks - 40' front, 25' rear, 15' side.
4. Maximum impervious - 65%

The applicant has responded to all staff comments issued by City of Crystal River and has requested the project be placed on the Planning Commission agenda for consideration. Staff recommends approval subject to the following conditions:

1. Prior to approval of the first improvement plan, the following conditions must be complied with:
 - a. The Developer shall enter into a Developer's Agreement compliant with LDC Chapter 14 which identifies the responsibilities of the Developer for any development timing, infrastructure analysis, and maintenance and operation responsibilities.
 - b. The Developer shall retain the services of a registered professional engineer to analyze the City's offsite utility systems (potable water transmission and sanitary sewer collection) to determine if any offsite improvements are needed for the

planned increase in utility demands. Should any offsite improvements to the transmission or collection systems be needed to directly serve this PUD, those improvements shall be the responsibility of the Developer. Should any offsite improvements to utility plant capacities be needed to directly serve this PUD, those improvements shall be the responsibility of the City. The Developer acknowledges that the fire-flow available for this project is limited to the flows and pressures currently available to the property.

- c. The Developer shall retain the services of a registered professional engineer to analyze safety and operational capacities of the adjacent roadways and intersections. The intersections and roadways to be analyzed shall be agreed upon by the Developer, City, and Citrus County in writing prior to preparing the analysis. Should any offsite improvements be needed to directly serve this PUD, those improvements shall be the responsibility of the Developer. Access locations on Citrus County roadways will need to be approved by Citrus County.
2. All habitable structures included with this development are required to comply with FEMA Base Flood Elevation requirements.
3. Access onto Plantation Lane will be a gated and for emergency use only.
4. A plat will be required for this development to allow for the division of lots.

CRYSTAL RIVER CITY COUNCIL
Agenda Item Summary

Meeting Date: June 11, 2018

Agenda Item Number: 9A

Requested Motion: Motion to authorize execution of an agreement with the Citrus County Sheriff's Office (CCSO) for School Traffic Control for FY 2018-2019 in the amount of \$25,946.05.

Summary: The Citrus County School System requested in 2011 that the City assume the cost of providing school crossing guards at a total of five (5) locations. Four (4) of these locations are associated with the elementary school children and the City agreed to absorb the cost of those positions based on statutory language. The fifth position is associated with the middle school children, and the City agrees to fund the position since it involves students crossing a four-lane highway (NE 3rd Ave. & Highway 19).

The CCSO has submitted an agreement (attached) proposing a cost of \$25,946.05 for FY 2018-2019, which represents an increase of \$562.05 – a 2% increase over the cost associated with the current year.

Staff Recommendation: State requirement to fund, recommend approval.

Funding Information:

Project Cost: \$ 25,946.05
Funding Source: 001-01521-34000 (General Fund – Law Enforcement Other Contractual Services)
Amount Available: \$ 25,384.00 (FY19 Tentative Budget – Proposed per Workshop #1 held March 29, 2018)

Finance Department Approval: _____

Michelle Russell

Approvals:



Originating Department

City Manager

City Attorney (if applicable)

Attachments: Agreement

Council Action:

Approved _____ Denied _____ Deferred _____ Other _____

**2018-2019 AGREEMENT
BETWEEN
THE CITY OF CRYSTAL RIVER, FLORIDA
AND
THE CITRUS COUNTY SHERIFF'S OFFICE
FOR**

SCHOOL TRAFFIC CONTROL

PREAMBLE

It is generally understood by both parties that School Traffic Control Officers will be responsible to provide for the safety of children at crossings near schools and to maintain a safe traffic flow. The absence of School Traffic Control Officers could endanger the lives of children and citizens. It is in the best interest of The City of Crystal River and the Sheriff's Office to cooperatively work to maintain the highest levels of safety for children and motorists.

The program objectives will be to facilitate an orderly and safe collection, transport and discharge of students, parents and staff to and from educational centers in the City of Crystal River and various locations through the county.

It is understood that for the purposes of this agreement the term "Traffic Control Officer" refers to Traffic Control Officers, School Crossing Guards or Community Service Officers.

THIS AGREEMENT, made and entered into this 1st day of July, 2018 between THE CITY OF CRYSTAL RIVER, FLORIDA, (hereinafter referred to as "the City"), and THE CITRUS COUNTY SHERIFF'S OFFICE, (hereinafter referred to as the "Sheriff's Office");

WITNESSETH:

- A. The City and the Sheriff's Office desire to provide safety and traffic services to the public schools of Crystal River; and
- B. A School Traffic Control Officer Program has been proposed for the public school system in Citrus County, Florida, as hereinafter described; and
- C. The City and the Sheriff's Office recognize the potential benefit of the School Traffic Control Program to the citizens and particularly the school children of Citrus County, Florida; and
- D. It is in the best interest of the City and the Sheriff's Office to establish this program;

NOW, THEREFORE, in consideration of the mutual agreement and covenants contained herein, the City and the Sheriff's Office hereby agree to the following:

ARTICLE I

ESTABLISHMENT

A School Traffic Control Program is hereby established for the public school system of Citrus County, Florida, for a 12-month period, annually commencing from the start of the official school calendar to one year later.

ARTICLE II

RIGHTS AND DUTIES OF THE SHERIFF'S OFFICE

The City will fund Traffic Control Officers (Crossing Guards) for the 2018-19 school year. The Sheriff's Office will provide School Traffic Control Officers as follows:

See Attachment A, attached hereto and incorporated herein by reference

Additional zones, as mutually agreed.

The Sheriff's Office, with input by the respective principal, will determine the number of personnel needed to successfully fill the required posts and manage the program.

Regular Duty Hours of School Traffic Control Officers

1. Each School Traffic Control Officer shall be assigned on days school is in regular session.
2. The School Traffic Control Officer shall report to the assigned sites at the times listed on Attachment A.

Duties of the School Traffic Control Officers

1. The School Traffic Control Officers will work to expeditiously guide children across thoroughfares in the safest manner possible.
2. Officers are expected to minimize the frequency of interruption to vehicular traffic.
3. When school zones become congested, assigned Officers are to use their best efforts to improve traffic flow.
4. At the crossings/intersections traveled by school buses, School Traffic Control Officers will be trained to allow buses to proceed without prolonged or unnecessary delays to other vehicles.

ARTICLE III

RIGHTS AND DUTIES OF THE CITY

The City shall cooperate and communicate with the Sheriff through the Sheriff's Office to provide appropriate services for the schools.

ARTICLE IV

FINANCING OF SCHOOL TRAFFIC CONTROL

The Sheriff's Office shall fund the School Traffic Control as follows:

Ancillary costs of all Traffic Control Officers, to include uniforms, equipment, training instruction.

The City shall fund the School Traffic Program in the sum of \$25,946.05. This sum shall be paid in equal quarterly installments no later than the 15 days following the end of the quarter then due.

ARTICLE V

EMPLOYMENT STATUS OF TRAFFIC CONTROL OFFICERS

Traffic Control Officers shall remain employees of the Sheriff's Office and shall not be deemed employees of the City of Crystal River. The Officers will be under the direct supervision, control and chain of command of the Sheriff.

ARTICLE VI

APPOINTMENT OF TRAFFIC CONTROL OFFICERS

The Sheriff's Office shall be responsible for the recruitment, interviewing and evaluation of the Traffic Control Officers and personnel as assigned through that agency.

ARTICLE VII

DISMISSAL/REPLACEMENT OFFICERS

If the Principal of a school believes that a Traffic Control Officer assigned to that school is not effectively performing his/her duties or responsibilities, the Principal shall recommend to the Superintendent that said Officer be removed from the program at that school and shall state the reasons in writing. Within (30) days after receiving the recommendation from the Principal, the Superintendent, or his/her designee shall advise the Sheriff or his/her designee of said request. If the Sheriff's Office so desires, a meeting between the Principal or their respective designee shall be arranged to mediate any problem(s) that may exist. The Officer's attendance at this meeting will be optional. If the problem cannot be resolved in thirty (30) days or in the event mediation is not sought by the Sheriff's Office, then the Officer will be removed from that school site by the Sheriff and a replacement obtained.

ARTICLE VIII

TERMINATION OF AGREEMENT

This Agreement may be terminated by either party upon 30 days written notice to the other party, indicating a dissatisfaction of performance in accordance with the terms and conditions of this Agreement. In the event this Agreement is terminated, reimbursement will be made to the Citrus County Sheriff's Office for all services rendered prior to the date of termination. Termination of this Agreement may only be accomplished as provided herein.

ARTICLE IX

NOTICES

Any and all notices or any other communication required or permitted with regard to the structure and scope of this Agreement, shall be deemed to have been given when deposited in the United States Postal Service as regular mail, postage, prepaid and addressed as follows:

City Manager
City of Crystal River
123 NW Highway 19
Crystal River, Florida 34428

Sheriff of Citrus County
Citrus County Sheriff's Office
1 Dr. Martin Luther King Jr. Ave
Inverness, Florida 34450

ARTICLE X

GOOD FAITH

The City, the Sheriff's Office, their agents and employees agree to cooperate in good faith in fulfilling the terms of this Agreement. Unforeseen difficulties or questions will be resolved by negotiations between the immediate parties, Sheriff and City, or the Superintendent and Sheriff or their designees as deemed necessary.

ARTICLE XI

MODIFICATION

This document constitutes the full understanding of the parties and no terms, conditions, understandings or agreement purporting to modify or vary the terms of this document shall be binding unless hereafter agreed to in writing and signed by both parties.

ARTICLE XII

NON-ASSIGNMENT

This Agreement and each and every covenant herein shall not be capable of assignment unless express written consent of the City of Crystal River and the Sheriff's Office is obtained.

SIGNATURES


We, the undersigned, have reviewed this Agreement for the provision of the Traffic Control Officer Program, and express our concurrence with the methodologies and goals contained. Revisions to this Agreement must be mutually approved by the City of Inverness and the Sheriff of Citrus County.

City Council

Date



Mike Prendergast, Sheriff



Date

Attachment "A"

School Zones/Times

NE 3rd St & US 19/ Crystal River Middle School	7:10am-8:10am/1:50pm-2:50pm
HWY 44 & NE 8th Ave/ Crystal River High/ Elementary	8:25am-9:25am/2:55pm-3:55pm
NE 8th Ave & 7th St/ Crystal River High/Elementary	8:30am-9:30am/3:00pm-4:00pm
NE 8th Ave & 6th St/ Crystal River High/Elementary	8:30am-9:30am/3:00pm-4:00pm
NE 8th & Crystal St./ Elementary	8:45am-9:45am/3:00pm-4:00pm



Exhibit "A"

CRYSTAL RIVER CITY COUNCIL
Agenda Item Summary

Meeting Date: June 11, 2018

Agenda Item Number: 10A

Requested Motion: Motion to allow the Mayor to present a proclamation for the City's support of local businesses that use paper straws and encourage other food service businesses to switch to using paper straws.

Summary: The City Waterfronts Advisory Board asks the City to support encouraging local restaurants and food service businesses to utilize paper straws. The following information describes ways local restaurants and food service businesses can help:

- Provide a straw only when requested by a customer
- Provide either compostable or reusable straws
- Eliminate use of straws completely

The following information describes issues related to the usage of plastic straws:

- Emblematic of single use plastics and resultant marine pollution
- straws are used for an average of 10 minutes
- straws are the 7th largest source of beach litter
- plastic takes 100 years to decompose
- The World Economic Forum predicts that by 2050 there will be more plastic than fish in the ocean.

500 million straws are used and discarded every day in the United States alone. That's 175 Billion a year filtering into landfills (environment) and littering our waterways and oceans.

FYI: Emoji the manatee died at Lowry Park Zoo in February 2017. Three months prior, the zoo's staff received him and found plastic bags in his stomach. "Emoji" also suffered from a condition that causes manatees to clot and bleed at the same time

Staff Recommendation: NA

Funding Information:

Project Cost: NA

Funding Source:

Amount Available:

Finance Department Approval: _____

Approvals:



Originating Department



City Manager

City Attorney (if applicable)

Attachments:

Council Action:

Approved _____ Denied _____ Deferred _____ Other _____