



**Minutes of the
Crystal River City Council
Regular Council Meeting
Monday, July 9th, 2018 @ 7:00 p.m.
Council Chamber, City Hall**

1. CALL TO ORDER

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

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

Council members absent: None

Staff Present: City Manager Burnell, City Attorney Rey, City Clerk Fink, Finance Director Michelle Russell, Public Works Director Beau Keene, Planning and Development Services Director Jackie Gorman and Fire Chief Jack Dumas.

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

2. ADOPTION OF AGENDA

Mayor Farley announced that item 9B was being removed from the agenda.

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

3. PRESENTATIONS

A. Plastic Straw Reduction Proclamation.....Mayor Farley

Mayor Farley provided background information on the proclamation, read it to the audience and thanked Mike Engles for initiating the recognition.

Vice Mayor Brown directed staff to develop a recognition program for local businesses making plastic straw reduction efforts.

4. UNFINISHED BUSINESS

5. APPROVAL OF CONSENT AGENDA

A. Motion to approve minutes from the Regular City Council meeting held June 11, 2018

B. Monthly Departmental Reports

C. Motion to approve a Continuing Contract for Miscellaneous Concrete Flatwork with SV3 General Contracting Inc. pursuant to Bid no. 18-B-02

Background: [Agenda sheet] Requested Motion: Motion to award Bid No. 18-B-02 for Continuing Contract for Miscellaneous Concrete Flat Work to SV3 General Contractors, Inc. for a period of one

(1) year with the option of up to two (2) one-year extensions upon mutual agreement.

Summary: DPW has an on-going need for miscellaneous concrete work. This work includes new sidewalk construction, driveway aprons, curbing and replacement work where water or were lines have been repaired.

In years past, DPW has had to prepare documents for public bidding in order to hire a contractor to do concrete jobs. This not only consumed staff time to prepare the bid, but the process itself took over a month by the time bids were opened and Council made an award. This resulted in unnecessary delays.

To address these concerns, in 2014 DPW let Bid #14-B-03 for concrete work which Council awarded to SV3 General Contractors, Inc. (SV3) for a one year period with the option of up to two one-year extensions upon mutual agreement. The three-year term has expired and DPW recently let Bid # 18-B-02 for similar work.

Although only one bid was received, the respondent was SV3 whose 2014 bid numbers were significantly lower than the two other bidders at that time. For the subject bid, SV3's bid reflects an approximate increase of 10% over the 2014 numbers. This nominal increase should be deemed reasonable in light of the current economic climate and companion high demand for tradesmen.

SV3's bid paperwork is in order and they have performed satisfactorily over the past three years. Materials and workmanship are to conform to FDOT's standard specifications and include a one-year contractor warranty.

With reference to the attached Bid Form, the following price proposal breaks down as:

<u>Bidder</u>	<u>Location</u>	<u>Group 1</u>	<u>Group 2</u>	<u>Group 3</u>
SV3 General Contractors, Inc.	Inverness, FL	\$248.17	\$225.40	\$203.79

Staff Recommendation: Approval.

End of Agenda Sheet]

D. Motion to approve the setting of a second Budget Workshop for Thursday, August 23, 2018 at 1:00 p.m.

Background: [Agenda sheet Requested Motion: Motion to approve the scheduling of an FY 2019 Budget Workshop for Thursday, August 23, 2018 at 1:00 p.m. to be held in the Council Chambers.

Summary: Due to significant changes to the proposed FY19 budget and a desire to discuss options for a variety of projects, Council has determined it necessary to hold a second Budget Workshop prior to the September budget hearings. All Council members have been contacted and a quorum is available for this time and date.

Staff Recommendation: Approval of the meeting for the date listed above. End of Agenda Sheet]

E. Motion to schedule an Executive Session to discuss labor negotiations for ~~Thursday, July 26th at 1:00 p.m. or alternative proposed date of Thursday, July 19th, 2018 at 1:00 p.m.~~

Background: [Agenda sheet Requested Motion: Motion to schedule an Executive Session to discuss labor negotiations for ~~Thursday, July 26th at 1:00 p.m. or alternative proposed date of Thursday, July 19th, 2018 at 1:00 p.m.~~

Summary: Once a year prior to finalization of the budget City Council meets in executive session to discuss labor related costs and issues. Staff is working to reschedule this session prior to the second FY 19

Budget Workshop. The agenda item is only to set date and time. All Council members have been contacted and a near-majority has indicated availability for the proposed time and date.

Staff Recommendation: Approval of the meeting date and time (or alternative) listed above.
End of Agenda Sheet]

Vice Mayor Brown initially requested that item 5E be pulled for discussion but rescinded request, following discussion during which consensus was reached to hold the meeting on July 19, 2018 at 1:00 p.m.

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

6. PUBLIC INPUT

(Time Limit of Three Minutes)

Mike Engiles-Crystal River Watersports- Spoke regarding plastic straw reduction and proclamation, noting a Waterfronts Advisory Board discussion of recognition program for participating local businesses.

City Manager Burnell clarified that the agenda contained a typo under item 5D, and the second Budget Workshop would be held Thursday, August 23, 2018, as listed on the agenda memo.

Jordan Kimball- Crystal River- Announced an upcoming fundraiser to be held August 25th, Manatee Fun Run 5K, and the goal to raise \$15,000 and promote awareness for the cause of stillborn births.

Ricky Feacher-Crystal River- Discussed issues related to Copeland Park facilities, including restrooms, lighting, paving, basketball court refinishing and stormwater, requesting assistance from Council. He also thanked Sergeant Craig Dalton for recent law enforcement related efforts.

Council member Fitzpatrick recognized Mr. Feacher for efforts made on behalf of his community and his former NFL career.

Ray McConnell- 19 NE 2nd Street- Distributed letter and photos of vehicles parked in “Michigan Town” neighborhood right-of-ways (ATTACHMENT A), expressed concerns regarding ownership of public right-of-ways in the “Michigan Town” neighborhood, and read a portion of Chapter 14 of the City Code or Ordinances “Maintenance with in a Public Right-of-Way”.

7. PUBLIC HEARING

- A. Consideration of adoption 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 Final Reading

Motion to read the ordinance by title only was made by Council member Holmes; seconded by Council member Fitzpatrick. Motion carried unanimously.

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.

Background: [Agenda Sheet **Requested Motion: Motion to adopt 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 Final Reading.**

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. End of Agenda Sheet]

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

Council Discussion: There was none.

Public Input: There was none.

Motion to Adopt 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 Final Reading was made by Vice Mayor Brown; seconded by Council member Fitzpatrick. Motion carried unanimously on a roll call vote.

- B. Request for continuance of Public Hearing to consider adoption 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) on Final Reading to be held on Monday, August 13, 2018

Background: [Agenda Sheet **Requested Motion: Request for continuance of Public Hearing to consider adoption 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) on Final Reading to be held on Monday, August 13, 2018.**

Summary: The Final Hearing for Kingwood Crystal River was scheduled for July 9, 2018. Fred Zohouri, Developer, has made a request for continuance until August 13, 2018, due to personal issues.

The City’s Code allows a continuance as follows:

Land Development Code Chapter 10, Section 10.03.06. - Requests for continuation of a public hearing.

- A. An applicant may request, in writing, a continuance of the public hearing regarding a specific application*
- B. If the city manager receives the written request for a continuance at least seven (7) days prior to the public hearing at which the application is scheduled to be heard, the applicant's request for a continuance will be automatically granted. An applicant shall be limited to one (1) such automatic continuance.*
- C. If the city manager receives the written request for a continuance less than seven (7) days prior to the public hearing at which the application is scheduled to be heard, the applicant is not entitled to an automatic continuance. The decision-making entity will consider the request for a continuance, and shall only grant*

such request upon a demonstration by the applicant of good cause for a continuance. D. If an applicant receives a continuance, the applicant shall reimburse the city for all advertising costs associated with rescheduling the public hearing for the application. The public hearing will not be rescheduled until such payment is received. E. If a public hearing is continued, at the scheduled public hearing, to a date and time certain, no additional notice shall be required.

(Ord. No. 05-0-08, §§ 1, 2, 5-17-2005)

The request has met the requirement for granting a continuance.

Staff Recommendation: Approval

End of Agenda Sheet]

Motion to continue Public Hearing to consider adoption 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) on Final Reading to be held on Monday, August 13, 2018 was made by Council member Fitzpatrick; seconded by Vice Mayor Brown. Motion carried unanimously.

8. CITY ATTORNEY

9. CITY MANAGER

A. Discussion regarding proposed ordinance regulating Temporary Use

Background: [Agenda Sheet Requested Motion: NA- Discussion regarding proposed ordinance regulating Temporary Use.

Summary: Staff and Council have discussed the need to amend the City's Temporary Use Ordinance, which includes tent sales, to align better with Citrus County's current code. Draft Ordinance 18-O-15, attached for review, would serve to revise the City's existing code which addresses temporary use through a section regulating accessory uses by zoning district. This proposed legislation is required to go before Planning Commission for a recommendation, as it would amend the Land Development Code, however, staff is providing Council with an opportunity to review it; and address any concerns or potential issues to improve the overall content.

It is also important to note that staff has recently received a request for a Special Event Permit for an RV show at King's Bay Plaza, which may be in conflict with the newly proposed Ordinance.

Staff Recommendation: Staff is requesting Council input on proposed ordinance.

End of Agenda Sheet]

City Manager Burnell provided a brief overview of the item, noting alternative locations for tent sales, and intent to bring the draft ordinance to Planning for review and recommendation for Council adoption. Consensus was reached to move forward.

~~— B. Motion to approve a special event permit submitted by Alliance Coach for a series of Alliance Coach RV Sales at Kings Bay Plaza~~

~~**Background: [Agenda Sheet Requested Motion: Motion to approve a special event permit submitted by Alliance Coach for a series of Alliance Coach RV Sales at Kings Bay Plaza.**~~

~~**Summary:** Alliance RV of Wildwood has submitted two special events permits for RV sales at Kings Bay Plaza. The first is for July 18-July 27, 2018 and the second is for August 31-September 9, 2018, both from 10:00am-5:00pm. The sales would be set up in the parking lot of the plaza closest to Highway 19.~~

~~**Staff Recommendation:** Staff recommends approval. End of Agenda Sheet~~

C. Motion to adopt Resolution No. 18-R-19 requesting an environmental assessment to extend runway 9-27 at the Crystal River Airport to 5,000 ft., and supporting the expansion of the runway

Background: Agenda Sheet **Requested Motion: Motion to approve Resolution No. 18-R-19 requesting an environmental assessment to extend runway 9-27 at the crystal river airport to 5,000 ft., and supporting the expansion of the runway.**

Summary: County staff discussed at the FAA Airports District Office (ADO) on February 12, 2018, the County has been working towards the much needed runway extension to 5,000 ft. for many years. The Airport had met the FAA AC No. 150/5325-48 requirement of 500 documented ops and was beginning the EA phase in late 2013 when multiple airspace obstructions were brought to light. At that time, the County was advised to put the EA on hold and to perform the Master Plan/ALP Update which would further identify and address the airspace obstructions. The Master Plan and ALP Updates were completed in November 2017, and were approved by the FAA in January of 2018. Since the completion of the Master Plan and ALP Update, the County has been compiling the required documentation of the 500 operations needed to once again meet the requirement for the runway extension. The Airport has had 551 actual operations for the past year. Many of these operations were performed under limited conditions. Operators indicated that they experience the following concerns and/or operational constraints due to the existing length of Runway 9-27:

- Departure weight or payload restrictions
- Limitations to the types of aircraft tenants would like to base at CGC
- Insurance carrier penalties
- Diminished safety particularly during wet conditions
- Re-fueling stops to destinations otherwise directly served on a full fuel load

The City understands that under FAA Order 5100.38D, projected activity may be considered for justification of the runway extension. The enclosed letters demonstrate that a 5,000 ft. runway would attract a minimum of 327 additional operations; resulting in a total of 878 operations annually that will require a 5,000 ft. runway.

The County would like to initiate a new Environmental Assessment (EA) in light of the additional data provided as soon as possible and to begin the process of design, permitting, and construction of the runway extension. The City supports the County initiating a new Environmental Assessment (EA).

The FDOT has funded the design for the Runway 9 Threshold Displacement, and has verbally agreed to fund the construction work for displacing the threshold. With your approval to move forward with the runway extension, the County will seek assistance from FDOT for the EA and Runway Extension.

Staff Recommendation: Adoption of the Resolution requesting an environmental assessment to extend runway 9-27 at the crystal river airport to 5,000 ft., and supporting the expansion of the runway Resolution #18-R-19. End of Agenda Sheet

City Manager Burnell provided a brief overview of the item and purpose of mitigating runway loss due to Highway 19 widening.

Motion to adopt Resolution No. 18-R-19 requesting an environmental assessment to extend runway 9-27 at the crystal river airport to 5,000 ft., and supporting the expansion of the runway was made by Council member Holmes; seconded by Council member Gudis. Motion carried unanimously.

D. Motion to approve Resolution No. 18-R-23 and enter into a professional services agreement with Kimley-Horn and Associates, Inc. in the amount of \$49,300.00 for the engineering design and permitting of the Hunter Springs DRA Modifications and Crosstown Trail Canal Reroute project

Background: [Agenda Sheet] **Requested Motion: Motion to approve Resolution No. 18-R-23 and enter into a professional services agreement with Kimley-Horn and Associates, Inc. in the amount of \$49,300.00 for the engineering design and permitting of the Hunter Springs DRA Modifications and Crosstown Trail Canal Reroute project.**

Summary: The Hunter Springs Drainage Retention Area (DRA) lies between NE 2nd Ct. and Three Sisters Springs Trail and receives stormwater runoff from approximately 120 acres. This drainage basin includes residential and commercial areas as well as roadways including sections of US-19 and SR-44.

In 2015, through grant assistance provided by SWFWMD, Citrus County modified the historic DRA by adding a DRA on property it owned to the north; upon completion, the County deeded the property to the City.

Currently, the canal paralleling the Crosstown Trail north of the subject DRAs discharges directly to Hunter Springs Cove via existing storm sewers that run under the gravel parking area for the Bed & Breakfast on NE 2nd Ct. This canal carries trash, suspended solids, nutrients, and heavy metals from US-19 runoff. Decades of direct discharge of these waters into this sensitive cove (an OFW) has arguably resulted in degradation in water quality and has created a maintenance nightmare for the property owners along the cove who have spent countless hours trying to keep the cove free of trash.

Staff recommends modifying the canal discharge route to re-direct the flow to the existing DRAs for water quality treatment. As part of this modification, the water control structure should be relocated to the southerly end of the DRAs (to maximize residence time) and the historic discharge pattern should be restored. The control structure will be fitted with a skimmer to keep trash and other undesirable floatables out of the cove.

The attached Kimley-Horn proposal in the amount of \$49,300 provides for: a topographic survey; data collection; environmental consulting services; engineering design; and SWFWMD permitting.

Staff Recommendation: Approve the motion as presented.

End of Agenda Sheet]

City Manager Burnell provided a brief overview of the item. Council member Holmes discussed storm water issues from Crystal Street to Citrus Avenue and City Manager Burnell confirmed that the Stormwater Master Plan which covers that area is nearing completion. Vice Mayor Brown expressed concerns regarding the expense to address issues caused by the project, suggesting a request be made for County to share cost.

Motion to approve Resolution No. 18-R-23 and enter into a professional services agreement with Kimley-Horn and Associates, Inc. in the amount of \$49,300.00 for the engineering design and permitting of the Hunter Springs DRA Modifications and Crosstown Trail Canal Reroute project was made by Council member Fitzpatrick; seconded by Council member Gudis. Motion carried unanimously.

E. Motion to authorize staff to bring forth for consideration a draft ordinance revising Section 6.04.08 of the Land Development Code to City Council concerning RV Parking in residential areas

Background: [Agenda Sheet] **Requested Motion: Motion to authorize staff to bring forth for consideration a draft ordinance revising Section 6.04.08 of the Land Development Code to City Council concerning RV Parking in residential areas.**

Summary: City staff was requested to resolve a code compliance issue related to RV storage on a specific residential location. Because of this request a City wide review of RV storage on residential properties was completed before any action was taken by Code Enforcement. This ordinance was suspended because of Hurricanes Hermine and Erma so RV's could be used for temporary living. The result of the inventory on RVs locations it was found between 20 - 30 RV's had been found in violation citywide. The City then notified all property owners in violation at that time. The result of this action approximately 90% or more of the violations have been rectified via notification or by hearing.

The Planning Commission meetings on April 5, 2018; May 3, 2018; and, June 7, 2018 had workshop like discussion held to potentially amend Section 6.04.08 of the Land Development Code concerning RV Parking in a residential district.

Staff collected information from other waterfront cities in Florida. The majority of these cities do not allow RV Parking in the front with the exception of the City of Dunedin. This however was not a completely comprehensive review of all cities. Dunedin does allow some RV's in the front yard with conditions.

The board and staff have listened carefully to all affected parties that have been or are in conflict with the current ordinance for indicators that may explain the need to amend the LDC. This showed limited issues that cause residents the inability to meet RV setback requirements.

Staff presented a memo to the Planning Commission suggesting that if the LDC were to be amended to allow the RV to project 5' beyond the front line of the house to accommodate rear obstructions or allow for opening of the door into the RV. In addition it was recommended a 6-8' fence and gate be installed to cover any appearance issues.

One area in the City (Woodland Estates) did have a petition of over 50 individuals in support of making some change to allow amending the code.

After testimony and much discussion the Planning Board did not feel there was enough information presented to demonstrate the need to amend the Land Development Code.

Staff Recommendation: Staff is recommending Council hear the proposed changes and public discussion on this issue. End of Agenda Sheet]

City Manager Burnell provided a brief overview of the item, with Mayor Farley noting willingness from the Planning Commission Chair to revisit the issue.

Motion to authorize staff to bring forth for consideration a draft ordinance revising Section 6.04.08 of the Land Development Code to City Council concerning RV Parking in residential areas was made by Vice Mayor Brown; seconded by Council member Fitzpatrick. Motion carried unanimously.

F. Motion to approve an Interlocal Agreement for Law Enforcement Services between the City of Crystal River the Citrus County Sheriff's Office and Citrus County in the total sum of \$860,819.00 you're the term of October 1, 2018 through September 30, 2019

Background: [Agenda Sheet Requested Motion: Motion to approve an Interlocal Agreement for Law Enforcement Services between the City of Crystal River the Citrus County Sheriff's Office and Citrus County in the total sum of \$860,819.00 for the term of October 1, 2018 through September 30, 2019.

Summary: The City of Crystal River entered into an agreement with the Citrus County Sheriff's Office (CCSO) in January, 2008, for that agency to provide enhanced law enforcement services to the City in lieu of the City continuing to operate its own Police Department. That agreement is currently up for annual renewal.

The proposed contract for FY 19, attached for review, includes a 2.8% or a \$24,159.00 increase from last year's contract. Cost adjustment is primarily due to increase cost in insurance, pay rates and retirement costs.

City staff has been working with the west side Sheriff's Office to improve communications and increase interactions with the citizens of Crystal River. Based on observations by staff, key members of the Citrus County Sheriff's Office have been instrumental in bringing back a sense of community policing to the City of Crystal River, as desired by Council. Sheriff's Office staff members have also confirmed that these efforts to better serve the citizens of Crystal River will continue.

Staff Recommendation: Recommend Approval

End of Agenda Sheet]

City Manager Burnell discussed the contract and minor items to be changed (lists previous City Attorney as presented). Council discussion was held regarding satisfaction with CCSO following past reorganization and staffing changes.

Motion to approve an Interlocal Agreement for Law Enforcement Services between the City of Crystal River the Citrus County Sheriff's Office and Citrus County in the total sum of \$860,819.00 for the term of October 1, 2018 through September 30, 2019 was made by Council member Holmes; seconded by seconded by Council member Fitzpatrick. Motion carried unanimously.

G. Update regarding Three Sisters Springs Trail Multi-Use Path

Background: [Agenda Sheet] **Requested Motion:** NA- Update regarding Three Sisters Springs Trail Multi-Use Path.

Summary: City Staff would like to provide a verbal update on the design of the multi-use path being designed by Kimley-Horn LLC connecting Three Sisters Springs Trail to the Plantation.

Staff Recommendation: Discussion only on options and progress.

End of Agenda Sheet]

City Manager Burnell provided an update on the project design, noting recent modifications made to the City's plan to meet specifications for the County portion, an upcoming discussion on cost sharing, and potential to utilize a certain side street by working with a private property owner. Discussion was also held regarding potential for Plantation ownership to fund a portion if it were accessible to golf carts.

10. CITY COUNCIL

Council member Holmes requested consensus from Council to discuss City variance criteria at an upcoming meeting, and clarifying purpose of review to determine feasibility of granting of any variance based on criteria.

11. COMMITTEE REPORTS

A. Mayor Farley

- *Waterfronts Advisory Board*

B. Vice Mayor Brown

- *Withlacoochee Regional Water Supply Authority*
- *Crystal River Main Street*- Reported on pump house restoration project and open house event, work on flood plain and vacancy issues, Sip'n'Stroll events, coin maps, market analyses, awards for tree installation, water tower lighting and sailing scow installation and upcoming marketing workshops.

C. Council member Fitzpatrick

- *Metropolitan Planning Organization*- Reported on discussion regarding Parkway and delay, Fort Island Trail project, and Crystal River Middle School upgrades to bus and drop-off/pick-up area.
- *Three Sisters Coordination Committee*- Reported on recent meetings during which restrooms were prioritized, potential FDOT grant funding and city contributions to extend water and sewer.

D. Council member Gudis-

- *Tourist Development Council* – Reported that grant funds available to eligible recipients.
- *Library Governing Advisory Board*- Reported on upcoming meeting with BOCC to approve budget.
- *Florida League of Cities*
- *Citrus County Community Charitable Foundation Board*- Reported that proposals for grant funding will be accepted for eligible projects over the next couple of months.

E. Council member Holmes

- *Keep Citrus County Beautiful*- City Clerk Fink reported on recent “Culture of Clean” presentation, closing of the FY 18 FDOT grant and new website development.
- *Springs Coast Steering Committee*-

12. COMMUNICATIONS

13. COUNCIL MEMBER REPORTS

- A. Mayor Farley- Reported on a recent meeting with Boys and Girls Club staff and requested Letter of Support provided for grant funding.
- B. Vice Mayor Brown- Reported on recent meeting during which trolley use was proposed to alleviate parking issues, and complimented fireworks display.
- C. Council member Fitzpatrick- Complimented Fireworks display.
- D. Council member Gudis- Commended Special Events Coordinator Leslie Bollin for Music Under the Stars event.
- E. Council member Holmes

14. PUBLIC INPUT

(Five Minute Time Limit)

Dee Atkins- 3851 N. Nokomis Pt.- Commented on Council member Holmes request for variance criteria discussion and agreed it was necessary.

Anthony Mozo- 9564 W Plantation Lane- Commented on upcoming projects on Fort Island Trail and expressed concerns regarding plans for the Kingwood R.V. Park, specific to soil contamination, storm water and contamination of the bay.

15. ADJOURNMENT


Mayor Farley adjourned the meeting at 8:04 p.m.

CITY OF CRYSTAL RIVER

ATTEST:



MIA FINK, CITY CLERK



JIM FARLEY, MAYOR



ATTACHMENT "A"

Members of the Board,

On Saturday, June 23rd, our neighbors who live directly across the street from us, had an individual park on their front lawn at a 90 degree angle to the street. As a result of this action they called 911. An officer responded very quickly and informed them he could do nothing about the vehicle, but they were within their rights to have the vehicle towed off. They did indeed do just that. On Monday, June 25th, questions were raised by city employees as to whether our neighbors were within their rights to have the vehicle towed as the vehicle was parked on city property. 2 problems with this statement.

#1, As to the ownership of the property in question and it's use, I will refer to The City of Crystal River Municipal Code, Chapter 14, Section 14-5, Maintenance within a Public Right-of-way. (REFER TO CODE), now to clarify the term "RIGHT-OF-WAY", I will refer to the 2018 Florida State Statute Title 26, Chapter 334, Section 334.03 Definitions- (REFER TO CODE, SECTION 21 AND 30). As the city has designated the property in question by their own words, a "Public Right-of-way" the state definitions of the same, clarifies ownership. It also clearly states that the "Right-of-way" in use as a "Transportation facility" is stating that the public has a right to use the "IMPROVED PART OF THE RIGHT-OF-WAY" also know as the road or street as this is the only part of the Cities "Right-of-way" that has been improved with "public funds". Our lawns have been maintained by our personal funds. As our lawns do not fall under the "Improved" section for public use on the Cities "Right-of-Way" claim, the public therefor has no right to park on this "unimproved" area, i.e. our laws. There is no argument presented here as to the maintenance of the right-of-way, although it's worth while to mention that while some individuals are threatened with a violation for putting a few small rocks on the border of their property to discourage unwanted vehicular traffic on their well maintained lawn, others are allowed to plant numerous trees and shrubs on their right-of-way and nothing is said nor any action taken about this. "Whats good for the the goose is good for the gander!"

#2 The second problem with the original statement. As for the actual vehicle parking itself, I would like to read from The City of Crystal River Municipal Code section 15-42, Definitions part "D" Improper Parking (REFER TO CODE). Referring now to the photo(s) I passed around, most of the vehicles in the photo(s) are then, by your own definitions, illegally parked, but then, as we were informed by a law enforcement personnel, and I quote "we were told not to make waves" referring to the Hunter Springs Park and

surrounding area.

We (including neighbors) have witnessed in the park, extreme alcohol use, drug use, urinating ON the STREET, public nudity and a host of other treats, not to mention being treated to many different individuals taste in music loud enough to be envied by some concert promoters! One of the latest tricks by some of these offenders is to blow an air horn from a can to make everyone aware that a Park Ranger is near so hide your paraphernalia! But,,,don't make waves! Yes, we as the citizens of Michigan Town know we have to expect an influx of people as they come to enjoy one of the areas premiere recreational facilities, however we also feel that the City of Crystal River has created some very dangerous conditions for these same visitors as well as the residents of Michigan Town and so far, has not taken the necessary action to correct these repeated problems even after all of the suggestions from the residents that live here! Maybe it's time,,,MAKE SOME WAVES!



