The Ordinance Review Committee will meet in the Water Plant Conference Room located at 1401 County Road 1, Dunedin, FL 34698

MONDAY, DECEMBER 3, 2018
6:00 P.M.

ORDINANCE REVIEW COMMITTEE
AGENDA

1. CALL TO ORDER
2. ROLL CALL
3. APPROVE THE NOVEMBER 7, 2018 ORC MINUTES
4. TOPICS
   A. Chapter 6, Alcoholic Beverages
   B. Chapter 18, Civil Emergencies
   C. Chapter 30, Emergency Services
   D. Chapter 38, Fire Protection and Prevention
   E. Chapter 42, Human Relations
5. NEXT MEETING: January 7, 2019
6. ADJOURNMENT

*** THIS MEETING IS OPEN TO THE PUBLIC ***

ORC Meeting Dates: 10/04, 11/05/18, 12/03/18, 01/07/19, 02/04/19 and 03/04/19
1. **CALL TO ORDER.** Mike called the meeting to order at 6:05 p.m.

2. **ROLL CALL**
   - **PRESENT:** Mike Bowman, Chair
     - Grant Painter, Vice-Chair
     - Kathy Carlson
     - Manny Koutsourais
     - Patricia Morea
     - Eric Peterson
     - Jen Welch
   - **STAFF:** Thomas J. Trask, City Attorney
     - Denise M. Kirkpatrick, City Clerk
     - Jeff Parks, Fire Chief
     - Michael Handoga, Fire Marshal
   - **GUEST(S):** Jeff Parks, Dunedin Fire Chief
     - Michael Handoga, Fire Marshal

3. **APPROVE THE NOVEMBER 7, 2018 ORC MINUTES**
   Denise advised the November minutes were not finished and they will be with the January packet.

4. **TOPICS**

   4.A. **Chapter 6, Alcoholic Beverages**
   Grant advised he spoke with Planning and Development Director Greg Rice who wants to redo the chapter; therefore he doesn’t want the ORC to waste its time just yet.
   This Chapter will be placed on the January 7, 2019 ORC Agenda.
   Discussion took place about the number of bars, breweries and restaurants in the downtown area and the ways they are all different.
   Manny commented the downtown area was created to be family orientated.
   It was suggested to define “brewery”, because they are different than taverns.
   Pat commented the intent was to eliminate alcoholic beverages around children.
   Grant wants to separate the distance requirements from a church, a school and another bar.

   4.B. **Chapter 18, Civil Emergencies**
   **Sec. 18-31. Definitions, revision - - suggested:**
   **#1 Amend the definition of “Volunteer”**
   \(\text{Volunteer}\) means contributing a service, equipment, supplies or facilities to the civil preparedness organization without enumeration or without a formal agreement or contract for hire.
Sec. 18-114. Regulations for protection of life and property - revisions suggested:

#2 Consolidate Items (7), (8), (9) and (10) found after the last sentence of the first paragraph, which reads: The regulations may include, but shall not be limited to, the following:

(7) Order the closing of all retail liquor stores establishments selling alcoholic beverages.

(8) Order the closing of all beer taverns establishments selling alcoholic beverages.

(9) Order the closing of all private clubs or their portions wherein the consumption of intoxicating liquor or beer is permitted.

(10) Order the discontinuance of the sale of alcoholic beverages.

Sec. 18-117. Appointment of Volunteers.

#3 Establish Sec. 18-118 Price Gouging during state of emergency.

Pat advised she has read Oldsmar’s some language and will send it to Tom.

The ORC also discussed price gouging and wanted to create a Section 18-118 to prohibit price gouging during state of emergencies. Pat advised she read Oldsmar’s code language on price gouging and will send it to Tom.

4.C. Chapter 30, Emergency Services

Jen advised:

#1 Amend Chapter 30 to take out all references to law enforcement

#2 Section 30-33. False Alarm prohibited; maintenance responsibility.

There was discussion about Pinellas County’s SHARP Program.

See if this is consistent with law enforcement.

#3 Section 30-38(a) Frequency of false alarms; duty to repair; service charge.

See if this is consistent with law enforcement.

#4 Amend Section 30-34.

Sec. 30-34. - Presumption; appeal.

(a) It shall be presumed that an alarm system caused a false alarm when the alarm was not the result of an actual emergency. This presumption . . .

#5 With regard to (b) & (c) appeals to the City Manager, Tom wanted to check the county code appeal process.

(b) The alarm user may appeal the decision of the law enforcement officer or the fire chief or any other city employee or officer that a violation of this article exists to the city manager. The city manager shall cause a notice to be sent to an alarm user that a violation of this article has occurred which will occasion a service charge being charged against the alarm user’s property pursuant to section 30-38. Such notice will provide for an appeal to the city manager within 15 days of
the date of such notice. If no such appeal is taken by the alarm user, the said service charge shall be applied and the provisions of section 30-38 shall be followed.

(c) If the alarm user is dissatisfied with the decision of the city manager, the alarm user shall have 15 days from the date of the decision of the city manager being rendered in writing to the alarm user to appeal such decision to the city code enforcement board pursuant to the provisions of chapter 22 of this Code.

4. D. Chapter 38, Fire Protection and Prevention

#4 Section 30-35. Tom advised he wanted to check the County Code and the SHARP

4. E. Chapter 42, Human Relations

Pat advised she read Chapter 42 and then shared her suggestions:

Add a General Purpose Section: The general purposes of the Human Relations ordinance are to secure for all individuals within the city freedom from discriminatory practice and to comply with the necessary state and federal regulations.

Add a Powers section: Within the limitations provided by law, the City shall have the following powers:

To promote the creation of and to provide continuing assistance to local commissions on human relations and to cooperate with individuals with state, local or other agencies.

To adopt, promulgate, amend, rescind rules to effectuate the purposes of this ordinance.

Pat advised she will email her suggestions to Tom.

Tom and the ORC thanked Pat and concurred with her suggestions.

5. Next Meeting – January 7, 2019

The ORC agreed to review the following Chapters on January 7, 2019:

Chapter 6, Alcoholic Beverages
Chapter 10, Animals
Chapter 34, Environment
Chapter 62, Sales
Chapter 70, Taxation
Chapter 82, Vehicles for Hire

6. Adjournment

NOTE: This meeting was recorded, but it was accidently erased.

Attest:

Mike Bowman
ORC Chair

Denise M. Kirkpatrick
City Clerk