

ORDINANCE NO. 2022-31

AN ORDINANCE OF THE CITY OF TARPON SPRINGS, FLORIDA, SUBMITTING TO THE ELECTORS OF THE CITY OF TARPON SPRINGS PROPOSED AMENDMENTS TO SECTION 8 OF ARTICLE II OF THE CITY CHARTER TO PROVIDE FOR A PUBLIC HEARING NO LATER THAN JUNE 30 OF EACH BUDGET CYCLE FOR BUDGET PRIORITIES; TO PROVIDE FOR THE IMPLEMENTATION OF A STRATEGIC PLAN FOR THE CITY TO BE UPDATED EVERY THREE FISCAL YEARS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE HEREOF.

WHEREAS, pursuant to Section 32 of the present Charter of the City of Tarpon Springs, the Charter may be amended by Section 166.031 of the Florida Statutes; and

WHEREAS, the Mayor has recommended that the Charter be revised to provide for a public hearing no later than June 30 of each budget cycle and also to provide for the implementation of a strategic plan for the City to be updated every three fiscal years.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF TARPON SPRINGS, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED:

SECTION 1. That Section 8 (Board of Commissioners, Composition, Duties, Responsibilities, and Powers) of Article II of the Charter of the City of Tarpon Springs shall be amended to read as follows:

Section 8. Board of commissioners, composition, duties, responsibilities, and powers.

The government of the city shall be vested in a board of commissioners to consist of five members, one of whom shall be the mayor and such other officers and boards as may be appointed or elected in pursuance of law. All officers and employees of the city shall perform such duties and receive such compensation as may be prescribed by the board of commissioners, which are not inconsistent with law.

The board of commissioners shall have the following duties, responsibilities and powers:

- a. To establish dates and times for meetings and to meet in regular sessions on at least two occasions per month to listen to and address concerns, ideas, and goals of citizens, businesses, community groups, and staff.
- b. To adopt written rules of procedure for all meetings.
- c. To set the local millage rate as prescribed by law.
- d. To adopt a City budget as prescribed by law.

- e. To conduct a public hearing at the beginning of each budget cycle, no later than June 30th, to obtain public input on budget priorities.
- ef. To set zoning and land use policy.
- fg. To act as the Community Redevelopment Agency Board.
- gh. To review and update, every three fiscal years beginning October 1, 2020, all elements of the Comprehensive Plan in addition to all implementation master plans in existence currently or in the future.
- i. To review and update, every three fiscal years beginning October 1, 2023, a citywide Strategic Plan. The Strategic Plan shall be implemented and utilized for creating city policy, budgeting and capital project planning, consistent with its mission statement, core values, and vision statement.
- hj. To create, alter, or abolish departments, boards, commissions, committees, offices, and agencies other than those specifically established by this Charter. All appointive officers and boards shall serve at the pleasure of the board of commissioners. The board of commissioners may appoint any city resident to serve on one permanent board or committee, and such other boards and committees having duration of less than one year, so long as no person shall simultaneously serve on two boards or committees addressing the same issue. Only city residents may serve on city boards, committees, or other such bodies designated or appointed to perform some service or function.
- ik. To maintain and update essential city departments' Continuity of Government Plan each April, beginning in 2020. Each essential city department Continuity Plan must be able to be implemented within 12 hours of a declared emergency.
- jl. To preserve and maintain all City-owned park, recreation, and waterfront property. No park, recreation, or waterfront property, or a portion thereof owned by the City may be sold, or donated, without specific authorization by a majority vote in a City-wide referendum. The board of commissioners, by ordinance, may change the use, including the elimination of greenspace, of any city park, or portion thereof, only after an affirmative vote of four members of the board of commissioners, after three public meetings. The board of commissioners may allow on such property special events as defined and provided by ordinance.
- km. To improve, maintain, repair, clean, and light alleys, walkways and public sidewalks.
- ln. To evaluate the performance of charter officers, during the month of August of each fiscal year, beginning in the fiscal year of 2020, at which time the board of commissioners shall submit individual written evaluations based on the standard format adopted by the board of commissioners to the director of human resources.

- mq. To pass all ordinances and resolutions necessary for the health, convenience, safety and general welfare of its residents and to carry out the full intent and meaning of this Charter as fully as if specifically authorized.
- mp. At least once every five years, beginning in fiscal year 2021, the board of commissioners shall review the city ordinances, exclusive of the City Charter, the Land Development Code, and the Special Area Plan; for purposes of determining their legality or obsolescence.
- mq. To improve and maintain the navigation of the Anclote River and city bayous in accordance with this section:
 1. The board of commissioners by resolution, shall report to the United States Army Corps of Engineers when such conditions exist that require maintenance of the Anclote River Federal Channel, or any portion thereof.
 2. Recreational boating access to and between the Anclote River, its estuaries, and the city bayous shall be provided by maintaining a safe navigational depth as determined by the city, state regulatory agencies, and the United States Army Corp of engineers, of the City's historically established local channels and cuts.
 3. The city shall maintain a navigation chart of the local channels and cuts and a bathymetric survey shall be done at least every five years of those navigational areas, beginning fiscal year 2021. The bathymetric survey shall be presented at a board of commissioners meeting. The bathymetric survey, any analysis of the survey, the minutes of the board of commissioner's meeting when the survey was discussed and a letter of recommendation from the board of commissioners will be transmitted to the County Administrator of Pinellas County and all appropriate state agencies.

SECTION 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 3. In the event a court of competent jurisdiction finds any part or provision of this Ordinance unconstitutional or unenforceable as a matter of law, the same shall be stricken and the remainder of the Ordinance shall continue in full force and effect.

SECTION 4. The keeper of the Charter for the City of Tarpon Springs is directed to include this Ordinance in the Charter and may renumber and reclassify the same as may be required for inclusion in the Charter for the City of Tarpon Springs.

SECTION 5. This Ordinance shall take effect immediately upon its passage and adoption, provided however, it shall not be effective until such is approved by the electorate at a referendum election thereon to ratify the terms and conditions of this Ordinance. In the event that any such referendum

question shall be defeated, then this Ordinance shall be of no further force and effect.

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF TARPON SPRINGS, FLORIDA THIS _____ DAY OF _____, 2022.