

TOWN OF CALLAHAN, FLORIDA  
ORDINANCE NO.: 2017-006

AN ORDINANCE OF THE TOWN OF CALLAHAN TO AMEND § 190-13 OF THE CALLAHAN CODE BY ADDING A SUBSECTION C TO ESTABLISH WATER AND SEWER USAGE RATES FOR INDUSTRIAL USERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Callahan's current water and sewer rate ordinances do not provide for industrial or other high-volume users;

WHEREAS, many industrial or other high-volume users will use substantial amounts of water that will not be returned for waste-water treatment, and Callahan's current rate structure does not provide for such users;

WHEREAS, providing a specific rate structure for industrial or other high-volume users and differentiating between water and waste-water treatment use for these users will benefit the welfare of the residents of the Town of Callahan by helping to attract new economic development and providing for equitable treatment of industrial and other high-volume water users.

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CALLAHAN, FLORIDA, AS FOLLOWS:

Section 1. Section 190-13 of the Code of the Town of Callahan is hereby amended by adding a subsection C as follows:

Industrial users will be charged the rates for commercial users for up to 1,000,000 gallons of usage per month. Industrial users that exceed 1,000,000 gallons of usage per month may petition the Town Council for a contracted rate, to be approved by resolution.

Section 2. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion hereto.

Section 3. Any and all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Section 4. This Ordinance shall become effective upon its adoption.

ADOPTED THIS 4<sup>th</sup> DAY OF DECEMBER, 2017.

TOWN OF CALLAHAN, FLORIDA

  
Ken Bass, Town Council President

ATTEST:

  
Town Clerk

APPROVED:

  
Robert Rau, Mayor

Date of First Reading: Nov. 4 + 20, 2017  
Dates of Publication: 11/30/17  
Date of Public Hearing  
& Second Hearing: 12/4/2017  
Date of Final Passage: 12-4-2017

Addition by Mayor

Minutes

4-3-17

- Mayoral Proclamation – St. John’s River Management
  - Mr. Jeff Samples accepted the Proclamation
  - Mayor proclaimed the Month of April as “Water Conservation Month”
  - Mr. Samples stated that our area is about 10 inches behind in rain where we should be for the year, and it’s only projected to get worse.

**VII. Business**

- 1<sup>st</sup> Reading
  - Ordinance 2017-003 – Business Tax Receipts
    - Read by Title by Mr. Branham
    - Motion to 1<sup>st</sup> Reading of Ordinance 2017-003 by Mr. Mellecker and 2<sup>nd</sup> by Mr. Fontes.
    - Lengthy Discussion
    - Motion to Resend Motion by Mr. Mellecker and to Resend 2<sup>nd</sup> by Mr. Fontes.
    - Council Consensus for Ms. Knagge and the Office Staff to work on and present a more streamlined plan at the first meeting in May.
    - Item Tabled until May 1<sup>st</sup>.
- Volunteer Firefighters Equipment
  - Item Tabled until response on Grants come back.
  - Responses have been delayed due to Wildfires.

**VIII. Review & Approval of Town Expenditures**

- General Fund \$10,947.10
  - Motion to Pay the General Fund by Mrs. Smith and 2<sup>nd</sup> by Mrs. Shaw.
    - Discussion: None
    - Motion Carried
- Water & Sewer Fund \$16,533.71
  - Motion to Pay Water & Sewer Fund by Mr. Fontes and 2<sup>nd</sup> by Mrs. Smith.
    - Discussion: None
    - Motion Carried
- Water & Sewer Adjustments
  - Mary Ann Salis – Booth Street -- Pipes leaked an overage of 9,000 gallons.
  - Motion to adjust Ms. Salis’ bill by \$26.95 by Mr. Fontes and 2<sup>nd</sup> by Mr. Mellecker.
    - Discussion: None
    - Motion Carried

- Water & Sewer Disbursements
  - \$37.28 Water & Sewer + \$196.71 Active Customers = \$633.99 Total Disbursements
  - Motion to disburse \$633.99 by Mr. Fontes and 2<sup>nd</sup> by Mrs. Smith.
    - Discussion: None
    - Motion Carried

## IX. Around the Council Table

### ➤ Mayor

- Thank you from the West Nassau Historical Society thanking the Town for supporting Railroad Days.
- Thank you from Compulsive Gambling group for the Proclamation.
- National Day of Prayer is this Thursday night at 6:30 at the Fire Station.

### ➤ Mrs. Smith – Parks – Nothing

### ➤ Mr. Fontes – Water & Sewer

- Will be attending this year's National Day of Prayer, but will spare everyone and not sing or pray.

### ➤ Mrs. Kirk – Treasurer – Nothing

### ➤ Mrs. Shaw – Streets -- Nothing

### ➤ Mr. Mellecker – Zoning

- Asked Ms. Knagge about the BTR's. She stated Susan had been out of Town one week and she was out sick the following week, so they hadn't had a chance to nail everything down. Mrs. Knagge stated she would try to have the information at the next meeting.

### ➤ Mr. Branham – Attorney – Nothing

### ➤ Mrs. Knagge – Clerk –

- Dr. Burns has requested a Joint School Board Meeting in September or October here at our Chambers.
  - Council Consensus was to have it on September 19, 2017 at 7:00 PM.
- National Day of Prayer May 4<sup>th</sup> at 6:30 in the Fire Station Meeting Room.
- Reminder -- No meeting on July 3<sup>rd</sup>

### ➤ Mr. Williams – Town Manager

- Budget Dates
  - Tentative Millage Rates & Proposed Budget – July 17<sup>th</sup>
  - 1<sup>st</sup> Public Hearing – September 5<sup>th</sup>
  - Final Budget Hearing – September 18<sup>th</sup>
  - Advertise on September 14<sup>th</sup>

and to just remove the Exit sign. He also stated that Mr. Williams said no to inspect the Exit area at the Sheik Restaurant.

- Mr. Thompson stated he called the State of Florida Fire Marshall and they instructed him to come before the Council.
- Mr. Fontes asked if the problem was a rack in the Sheik restaurant by the back door. Mr. Thompson stated that it was. Mr. Fontes stated it sounds like a tenant problem.
- Mr. Branham stated that if Mr. Thompson doesn't feel Mr. Williams is doing his job than to feel free to call Tallahassee and let them inspect. We here on the Council can't speculate or demand Mr. Williams do what you are asking. We can ask Mr. Williams to look and see if there is anything the Town is responsible, but if he determines that is not the case than feel free to go to Tallahassee if you feel it's necessary.
- Clyde Wilder from Fernandina Beach for Mr. Thompson – Stated there are way more issues with the owner of the Sheik like the light pole and sign put up without Mr. Thompson's permission. Mr. Wilder stated, "Mr. Branham you are a smart man and you know it's against the laws to block the exit. Can't you do something?" Mr. Branham stated, "I don't have personal knowledge of the situation, but I do know Mr. Williams has always followed the laws."
- Mr. Thompson asked, "So you want me to go ahead and call Tallahassee?" Mr. Branham stated, "That decision is up to you. We will talk to Mr. Williams to make sure he feels the Codes have been enforced, but that is all we can do at this time."
- Ms. Smith stated to Mr. Thompson, "If your tenant isn't following the lease than it's your right as the owner to put him out."
- **Council President Bass asked Ms. Knagge for her Business Tax Receipt update.**
  - Mrs. Knagge stated that she and Susan had been working on the Streamlining process.
  - Some of the things being implemented are:
    - Creating both a "non-editable" form of the BTR certificate & receipt to save on postage by emailing instead of mailing these items.
    - The invoices for next year will have an option to go paperless and for them to provide email addresses for this option.
    - With this option the following year's invoices will even be emailed saving even further with postage.
  - Council Consensus to see how this streamlining works and report back next BTR season with statistics for further evaluation.

## VII. Review & Approval of Town Expenditures

- General Fund **\$35,797.36**
  - Motion to Pay the General Fund by Mrs. Smith and 2<sup>nd</sup> by Mr. Mellecker.
    - Discussion: None
    - Motion Carried
- Water & Sewer Fund **\$7,128.22**
  - Motion to Pay Water & Sewer Fund by Mr. Mellecker and 2<sup>nd</sup> by Mr. Fontes.
    - Discussion: None