

MINUTES
REGULAR COUNCIL MEETING
CITY OF NICEVILLE, FLORIDA
FEBRUARY 14, 2006

The Niceville City Council met in regular session at 7:00 PM, February 14, 2006 in the Council Chambers, 208 N Partin Drive. All Council members, and the Mayor were present. Also present were City Manager Lannie Corbin; City Clerk Dan Doucet; Assistant City Attorney, Dixie Powell; City Planner, Wanda Cruttenden; Police Department, Chief Brian Cruttenden; Director of Public Works, Bruce Price; members of the press and visitors in the audience. Mayor Wise led the pledge of allegiance and Councilman Brewer offered the prayer.

APPROVAL OF MINUTES

Regular Council Meeting - January 10, 2006

Councilman Tislow moved approval. Councilwoman Boudreaux seconded. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

PLANNING COMMISSION REPORT

Planning Commission Meeting - February 6, 2006

Ms Revell read the minutes of their meeting. Councilman Tislow moved acceptance as read. Councilman Smith seconded. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Local Planning Agency Meeting - February 6, 2006

Ms Revell read the minutes of their meeting. Councilman Brewer moved acceptance as read. Councilman Smith seconded. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

PUBLIC HEARINGS

Ordinance 06-02-01 - An ordinance annexing to the City of Niceville, Florida, contiguous lands described as set forth herein; providing for proper advertisement pursuant to Florida Statutes 171.044; providing that the property will be zoned R-2; providing for the severability of this ordinance; providing an effective date and providing for filing with the Clerk of Court and Department of State. James D. Brown, 631 Hickory Avenue. (Third Reading)

Mr Doucet read Ordinance 06-02-01 by title. Councilman Smith moved approval on third reading. Councilwoman Boudreaux seconded. Mayor Wise asked if there were any exparte communications. No response. No one spoke for or against. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Ordinance 06-02-02 - An ordinance adopting the transmittal draft of the proposed amendments to the Niceville Comprehensive Plan, Ordinance No. 90-10, and as amended by Ordinance No. 00-03-03, to update the provisions of future land use Map No. 7-2 to include the following described property: Lots 1 and 2, Block 51, Valparaiso Pinecrest Addition #2, according to the plat thereof as recorded in Plat Book 1, Page 48, of the public records of Okaloosa County, Florida, located at the corner of Madison Street and Fir Avenue, containing .23 acres, more or less; providing for a medium density residential land use category; to repeal conflicting ordinances or provisions thereof; and providing for an effective date. (Third Reading)

Mr Doucet read Ordinance 06-02-02 by title. Councilman Smith moved approval on third reading. Councilman Brewer seconded. No one spoke for or against. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Ordinance 06-03-01 - An ordinance for the rezoning of certain properties, in the City of Niceville, Florida; metes and bounds description, from R-1, Single family Residential to R-2, One or Multiple-family. Providing for zoning for same and an effective date. Chris Carter, 720 Powell Drives. (Second Reading)

Mr Doucet read Ordinance 06-03-01 by title. Councilman Tislow moved approval on second reading. Councilwoman Boudreaux seconded. No one spoke for or against. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Ordinance 06-03-02 - An ordinance adopting the transmittal draft of the proposed amendments to the Niceville Comprehensive Plan, Ordinance No. 90-10, and as amended by Ordinance No. 00-03-03, to update the provisions of future land use Map No. 7-2 by changing the land use designation from low density residential to medium density residential, legal description: Lot 13, Block 6, Powell Subdivision of Niceville, Florida, according to the plat thereof recorded in Book 1, Page 96 of the Public Records of Okaloosa County, Florida; located at 720 Powell Drive; containing .17 acres, more or less; to repeal conflicting ordinances or provisions thereof; and providing for an effective date. (Second Reading)

Mr Doucet read Ordinance 06-03-02 by title. Councilwoman Boudreaux moved approval on second reading. Councilman Brewer seconded. No one spoke for or against.

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Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Ordinance 06-03-03 - An ordinance for the rezoning of certain properties, in the City of Niceville, Florida; metes and bounds description, 1305 23rd Street (Exhibit A) from R-1, Single family to R-2, One or Multiple-family. Providing for zoning for same and an effective date. Bobby and Tiffany Grete, 1305 23rd Street. (Second Reading)

Mr Doucet read Ordinance 06-03-03 by title. Councilman Tislow moved approval on second reading. Councilman Smith seconded. No one spoke for or against. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Ordinance 06-03-04 - An ordinance annexing to the City of Niceville, Florida, contiguous lands described as set forth herein; providing for proper advertisement pursuant to Florida Statutes 171.044; providing that the property will be zoned R-3; (Exhibit A) providing for the severability of this ordinance; providing an effective date and providing for filing with the Clerk of Court and Department of State. Howell and Gina Phelps, 1634 and 1605 26th Street. (Second Reading)

Mr Doucet read Ordinance 06-03-04 by title. Councilman Tislow moved approval on second reading. Councilman Brewer seconded. Mayor Wise asked if there were any exparte communications. No response. No one spoke for or against. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Ordinance 06-03-05 - An ordinance adopting the transmittal draft of the proposed amendments to the Niceville Comprehensive Plan, Ordinance No. 90-10, and as amended by Ordinance No. 00-03-03, to update the provisions of future land use Map No. 7-3 to include the following described property: Lot 22 and the north ½ of Lot 21, Block G, Rosemont Subdivision, according to the plat thereof as recorded in Plat Book 2, Page 64, Public Records of Okaloosa County, Florida, less and except that part deeded to the State of Florida for road right of way as recorded in Official Records Book 88, Page 606, Public Records of Okaloosa County, Florida; located at 1634 26th Street; containing .34 acres, more or less; providing for a medium density residential land use category; to repeal conflicting ordinances or provisions thereof; and providing for an effective date. (Second Reading)

Mr Doucet read Ordinance 06-03-05 by title. Councilman Tislow moved approval on second reading. Councilman Smith seconded. No one spoke for or against. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Ordinance 06-03-06 - An ordinance of the City of Niceville, Florida establishing rates for the collection of residential and commercial garbage; providing for a rate increase and
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providing for an effective date. (Second Reading)

Mr Doucet read Ordinance 06-03-06 by title. Councilman Tislow moved approval on second reading. Councilman Smith seconded. No one spoke for or against. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Ordinance 06-04-01 - An ordinance for the rezoning of certain properties, in the City of Niceville, Florida; metes and bounds description, from R-1, Single family Residential to R-3, Multiple-family. Providing for zoning for same and an effective date. Tim Shepard and Michele Frey. (First Reading)

Mr Doucet read Ordinance 06-04-01 by title. Councilman Tislow moved approval on first reading. Councilman Brewer. No one spoke for or against. Discussion followed. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-no.

Ordinance 06-04-02 - An ordinance amending Ordinance No. 05-09-09, adopted September 22, 2005, of the City of Niceville, Florida; providing for a Fire Protection Impact Fee surcharge on construction of structures exceeding 45 feet in height; and providing for an effective date. (First Reading)

Mr Doucet read Ordinance 06-04-02 by title. Councilman Tislow moved approval on first reading. Councilman Smith seconded. No one spoke for or against. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Resolution 06-02-01 - A resolution authorizing the City Manager to purchase fifty four reef units in support of the artificial reef project.

Mr Doucet read Resolution 06-02-01 by title. Councilwoman Boudreaux moved approval. Councilman Smith seconded. No one spoke for or against. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

CITY MANAGER REPORTS/REQUESTS/RECOMMENDATIONS

Water/Sewer/Drainage Projects - Update:

Mr Price briefed the status of ongoing projects.

Regional Sewer System - Update:

No Report.

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POLICE DEPARTMENT UPDATE:

Chief Cruttenden briefed the status of the department.

FIRE DEPARTMENT UPDATE:

Mr Rick Vandyke briefed the status of ongoing projects in the department

LIBRARY UPDATE:

Ms Bishop briefed the status of the expansion project and other ongoing activities in the department.

OTHER BUSINESS:

MAYOR

Proposed Sales Tax Increase:

Mayor Wise explained that he was in receipt of a document requesting the support of each City in the County regarding the Proposed Sales Tax Increase. By signing the document we are agreeing to support: (1) holding the vote on the proposed sales tax during the September 5, 2006, primary (2) the duration would be five years (3) the amount of one cent (4) the methodology for allocation of revenue 58.5% and 41.5% to the county and cities respectively and (5) the funds are to be used for roads/streets and wastewater/stormwater projects. Councilman Swihart moved approval. Councilman Tislow Seconded. Discussion followed. Council vote: Brewer-yes; Smith-yes; Boudreaux-no; Swihart-yes; Tislow-yes.

Ms. Christy Moore, 218 Yacht Club Dr expressed her concern regarding fire protection. She asked if the City had any plans for a paid fire department in the future because of growth. Mr Corbin advised that the current system in place has proven to be an excellent system. He advised that trained City workers using pickup trucks equipped with the proper gear respond to medical emergencies and fires from their workplace, or from home. Chief Mayville explained that the new fire station will provide for living quarters enabling firemen on standby to respond to fires from the station resulting in reducing the response time.

BILLS PAYABLE

Councilman Brewer moved approval. Councilman Tislow seconded. Council vote: Brewer-yes; Smith-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

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The meeting adjourned at 7:55 PM.

MAYOR

ATTEST:

CITY CLERK