

MINUTES
REGULAR COUNCIL MEETING
CITY OF NICEVILLE, FLORIDA
DECEMBER 12, 2006

The Niceville City Council met in regular session at 7:00 PM, December 2006 in the Council Chambers, 208 N Partin Drive. All Council members except for Councilman Smith, 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; Director of Public Works, Bruce Price; a member 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 November 14, 2006

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

PLANNING COMMISSION REPORT

Planning Commission Meeting - No Meeting Held

Local Planning Agency Meeting B No Meeting Held

PUBLIC HEARINGS

Ordinance 06-12-01 B An ordinance amending Ordinance No. 03-03-01, adopted February 11, 2003, of the City of Niceville, Florida; adopting the revised Stormwater Facility Plan and Stormwater Master Plan; to repeal conflicting ordinances or provisions thereof; and providing for an effective date. (Third Reading)

Mr Doucet read Ordinance 06-12-01 by title. Councilman Tislow moved approval on third reading. Councilman Brewer seconded. No one spoke for or against. Council vote: Brewer-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Ordinance 07-01-01 - An ordinance for the rezoning of certain properties in the City of Niceville, Florida; from R-1, Residential Single Family, to C-1, Limited Commercial. Metes and bounds description, Property located at 1405 S Palm Blvd. Exhibit A. Harry and Rebecca Wolfgang, 1405 S Palm Blvd (Second Reading)

Mr Doucet read Ordinance 07-01-01 by title. Councilwoman Boudreaux moved approval on second reading. Councilman Tislow seconded. Mr Brian Daugherty, 315 Biscayne expressed his concern for the requested zoning which was previously approved as a special exception and felt the zoning should return to residential. Ms Cruttenden, City Planner explained that the future land use map calls for limited commercial use which was a decision made by the City Council several years ago. Mr Harry Wolfgang, the property owner agreed that limited commercial was his understanding of what the comprehensive plans calls for. Councilman Brewer recommended that consideration be given to change the zoning to Residential Neighborhood Commercial (RNC) which would be more conducive to the residents. Ms Cruttenden advised the ordinance could be changed without a delay in the process since RNC zoning is less restrictive. Discussion Followed. Council vote: Brewer-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Ordinance 07-02-01 - An ordinance relating to elections; adopting the Niceville Municipal Election Code; providing a short title; providing definitions; designating the city clerk as chief elections official; providing qualifications to vote; adopting the Permanent single registration system; providing for the use of voter registration records; providing for a single polling place; providing for the qualifications of candidates; providing for non-partisan elections; providing for special elections; providing for issue elections; providing for the administration of elections; establishing dates of elections; specifying form of the ballot; providing a method of voting; establishing procedures at the polling place; providing for election officials at the polls; providing for absentee voting; providing for counting the votes; providing for canvassing the returns; providing for the protest and contest of elections; prohibiting certain practices; providing penalties; providing for the reporting and regulation of campaign finances; providing an effective date. (First Reading)

Mr Doucet read ordinance 07-02-01 by title. Mr Swihart moved approval on first reading. Councilman Brewer seconded. Council vote: Brewer-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Resolution 06-12-01 B A Resolution authorizing the City Manager to purchase a Heavy Duty Truck Mounted Trash Loader.

Mr Doucet read Resolution 06-12-01 by title. Councilman Swihart moved approval. Councilman Tislow seconded. Council Vote: Brewer-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Resolution 06-12-02 B A Resolution authorizing the City Manager to purchase a Heavy Duty Truck Trash Trailer with Electric Brakes and Tandem Axle.

Mr Doucet read Resolution 06-12-02 by title. Councilman Swihart moved approval. Councilman Tislow seconded. Council Vote: Brewer-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Resolution 06-12-03 B A Resolution authorizing the City Manager to purchase services for the replacement of the Lions Park Boat Ramp.

Mr Doucet read Resolution 06-12-03 by title. Councilman Tislow moved approval. Councilman Swihart seconded. Council Vote: Brewer-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Resolution 06-12-04 B A Resolution authorizing the City Manager to purchase services for the widening of Juniper Avenue at State Road 20 (John Sims Parkway).

Mr Doucet read Resolution 06-12-04 by title. Councilman Tislow moved approval. Councilman Swihart seconded. Council Vote: Brewer-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

CITY MANAGER REPORTS/REQUESTS/RECOMMENDATIONS

Water/Sewer/Drainage Projects - Update: Mr Price briefed the status of current projects.

Regional Sewer System - Update: No Report.

LIBRARY B UPDATE

Mr Corbin advised that an invitation is being extended to everyone to attend the ribbon cutting ceremony and open house to celebrate the new addition on Wednesday, December 13th at 9:30 am. He advised that the expansion also provides office space for the Library Cooperative.

FIRE DEPARTMENT B UPDATE

Chief Mayville briefed the status of current projects.

OTHER:

CITY CLERK:

RECEIVABLES

Mr Doucet advised that good accounting practices require that we write off any account receivable that we feel may not be collectible to insure that our financial statement is not overstated. Any such accounts will remain on our system and receivables will be collected if the user rejoins our utility system. Mr Doucet recommended that receivables prior to October 1, 2003 in the amount of \$ 29,346.54 be written off. Councilman Swihart moved approval. Councilman Brewer seconded. Council Vote: Brewer-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

FLORIDA PROMPT PAYMENT ACT

Mr Doucet advised that the Florida Prompt Payment Act requires we annually report interest payments concerning city debts not paid on time. He advised that a total of \$ 15,785,381.70 was expended last year with no interest penalty paid.

OTHER BUSINESS:

Employee Bonuses:

Mr Corbin requested that the council consider approving Christmas Bonuses for employees based on the criteria used last year. Councilman Swihart moved approval. Councilman Brewer seconded. Discussion followed. Council Vote: Brewer-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

Mr Rodger Strickland 1624 18th Street addressed a long standing problem regarding Lift Station # 15 which located on his mother property at 1419 Duncan Drive. Discussion followed.

Councilman Swihart discussed salary increases for the City Manager and City Clerk. He moved that each individual receive a four percent salary increase effective October 1, 2006. Councilman Tislow seconded. Council Vote: Brewer-yes; Boudreaux-yes; Swihart-yes; Tislow-yes.

BILLS PAYABLE

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

The meeting adjourned at 7:55 PM.

MAYOR

ATTEST:

CITY CLERK