

MINUTES
REGULAR COUNCIL MEETING
CITY OF NICEVILLE, FLORIDA
JANUARY 13, 2009

The Niceville City Council met in regular session at 7:00 PM, January 13, 2009 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; Asst City Attorney, Dixie Powell; City Planner, Wanda Cruttenden; Police Department, Lt Sallee; Fire Department, Rick Van Dyke; Public Works Director Bruce Price; Library Director Sheila Bishop; a member of the press, and visitors in the audience. Mayor Wise led the pledge of allegiance and Councilman Henkel offered the prayer.

APPROVAL OF MINUTES

Regular Council Meeting, December 2, 2008

Councilman Thomas moved approval. Councilman Smith seconded. Council vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

PLANNING COMMISSION REPORT

Planning Commission Meeting - January 5, 2009

Wanda Cruttenden, City Planner read the minutes of their meeting. Councilwoman Boudreaux moved approval. Councilman Smith seconded. Council vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

Local Planning Agency Meeting - No Meeting Held

Mayor Wise advised the next regular council meeting will be held on February 10, 2009 at 7:00 PM at the Council Chambers.

PUBLIC HEARING

Ordinance 09-03-01 - An ordinance adopting the proposed amendments to the Niceville Comprehensive Plan, Ordinance No. 90-10, as amended; providing for revisions to the Capital Improvements Element; to repeal conflicting ordinances or provisions thereof; and providing for an effective date. (First Reading)

Mr Doucet Read Ordinance 09-03-01 by title. Councilman Thomas moved approval on first reading. Councilman Henkel seconded. No spoke for or against. Council vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

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Ordinance 09-03-02 - 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-1, residential single family. Providing an effective date and providing for filing with the Clerk of Court and Department of State. Val P/C #6 All Blk 22 Ex parts sold. Holy Name Catholic Church. (First Reading)

Mr Doucet read ordinance 09-03-02 by title. Councilman Thomas moved approval on first reading. Councilman Smith seconded. No one spoke for or against. Council vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

Ordinance 09-03-03 - An ordinance vacating and closure of four Right-of-Ways being that portion of Ivy Avenue, from 18th Street, heading south along lots 26-21 of block 20; Juniper Avenue, from Valparaiso Blvd to 18th Street; Kumquat Avenue, from Valparaiso Blvd to 18th Street; 17th Street, from Ivy Avenue to Linden Avenue and transfer excess to same; and providing for an effective date. Holy Name Catholic Church. (First Reading)

Mr Doucet read ordinance 09-03-03 by title. Councilman Smith moved approval on first reading. Councilman Thomas seconded. Mayor Wise asked if anyone exparted this property. Councilwoman Boudreaux and Councilman Smith indicated yes. Mr Roy White 334 Pontevedra Lane submitted a letter to the council expressing his opposition to giving up any public street and/or utility easements especially the Ivy Avenue right of way which ends at the corner of his property to include other concerns outlined in his letter (copy enclosed). Ms Carolyn Troupe, Biscayne Lane expressed her opposition to the request indicating that they are experiencing a heavy traffic flow on 17th Street as a result of youth activities at the church presenting an unsafe condition for children in the neighborhood. She recommended one of three options (a) making 17th street a dead end street at the intersection of 17th Street and Ivy Avenue; (b) construct a proper barrier at the back property line of 1805 Hickory and 407 17th street; or, (c) add appropriate speed bumps on 17th Street, Hickory Avenue, Biscayne Lane and Paradise Rd. Mr Gregory Reese 405 17th Street advised that his property is directly adjacent to the Catholic Church property. He expressed concern for mail delivery if a barrier is installed; fire protection services because of parking issues, traffic and other concerns. Lt Sallee discussed parking issues. Discussion Followed. Councilman Smith amended his original motion to include having the City Manager meet with these concerned residents in an effort to resolve issues and report back to the council. Council vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

Resolution 09-01-01 - A resolution implementing the provisions of the Fair and Accurate Credit Transactions Act of 2003 pertaining to Identity Theft.

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Mr Doucet read resolution 09-01-01 by title. Councilman Thomas moved approval. Councilman Smith seconded. No one spoke for or against. Council vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

Resolution 09-01-02 - A resolution of the City Council of Niceville, Florida, opposing and protesting the efforts of Miami-Dade County to deny the City's Water & Sewer Utility the same rate-setting authority granted to all municipalities in the State of Florida that operate Water Or Sewer Utilities outside their municipal boundaries.

Mr Doucet read resolution 09-01-02 by title. Councilman Thomas moved approval. Councilman Smith seconded. No one spoke for or against. Council vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

Resolution 09-01-03 - A resolution authorizing the City Manager to purchase a generator for the New Fire Department. Mr Doucet read resolution 09-01-03 by title. Councilman Thomas moved approval. Councilman Smith seconded. No one spoke for or against. . Council vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

Resolution 09-01-04 - A resolution of the City Council of Niceville, Florida amending the Equal Opportunity Plan; establishing goals for hiring minorities as employees. Mr Doucet read resolution 09-01-04 by title. Councilman Smith moved approval. Councilman Henkel seconded. Wanda Cruttenden explained the purpose of the resolution as it pertains to a grant application. Council vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

CITY MANAGER REPORTS/REQUESTS/RECOMMENDATIONS

Water/Sewer/Drainage Projects - Update:

Mr Price briefed the status of current projects.

New Fire Department: Mr Price advised that city crews have made substantial progress at the New Fire Department. The dry wall has been installed and primed, the interior doors are installed and the grids for the ceiling are in place. The counter tops and cabinets are on order and city crews are continuing on the installation of the ducts for the heating and air conditioning and we have also started some of the landscaping. He advised that the Water & Sewer Department has completed the potable water tie in to the building. The next phase of work will include installation of the communication system wiring and ordering the auxiliary generator and transfer switch. He advised the building should be substantially completed by the target date of mid March.

Water & Sewer Projects

Monroe Street: The 6" water main on Monroe Street is awaiting the water sampling clearance.

Assisted Living Facility: The tie in for the water main is also completed and awaiting the clearance to energize.

Home Depot Project: The force main for this project is about 95% completed. We are still awaiting the installation of the lift station pumps and control panel along with running power to the facility.

Turkey Creek Water Extension Project: Preparations are underway to begin the Water Main crossing under Turkey Creek from the end of Nathey Avenue to Johnson Street.

SCADA System Upgrade: The contractor is completing the final work on the computer upgrade of the SCADA System.

Other Projects

Bullock Pond: The engineer is completing the preparations for replacing the outfall system for Bullock Pond.

FEMA Audit: The FEMA auditors are near their completion of the audit for Hurricanes Ivan and Dennis (2004-2005). This audit is verifying the expenses we claimed for the debris removal and disposal cost from both the contractor and city force account labor and equipment.

Triangle Landscaping: The architect has completed the design and plans to submit the drawings for permitting which should not take more than 5 to 8 days after which time we can begin that project.

Regional Sewer System - Update: No Report.

POLICE DEPT - UPDATE

Lt Sallee briefed the status of current projects in the department. During the month of December the Police Department responded to 1,727 calls for police assistance. A total of 69 vehicles were involved in reported crashes. The estimated amount of damage to these vehicles and related property was \$166,730. A total of 201 Traffic Citations were issued, 23 Misdemeanor, 7 felony and 5 DUI Arrests were made.

FIRE DEPT - UPDATE

Mr Rick Van Dyke, Fire Director briefed the status of current projects in the department. He advised that during the month of December the Fire Department responded to a total of 68 calls. Sixty three were within the city limits and 5 mutual aid calls. A breakdown of calls: 7 fires; 37 medical calls; 8 accidents and 16 miscellaneous calls.

He advised that 55 fire hydrants were tested.

The fire department responded to a total of 1016 calls during 2008. There were 46 fires with a total dollar loss of \$ 179,100; 620 medical calls, and 118 vehicle accidents. The average man hours per call are 1.79 hours with a total man hours of 1,752. The average response time was 4.89 minutes.

LIBRARY - UPDATE

Sheila Bishop, Library Director provided statistical data and discussed adult programs sponsored by the Friends of the Library. She lauded the efforts of the Friends of the Library and because of their efforts our budget is affected in a positive manner.

BILLS PAYABLE:

Councilman Swihart moved approval. Councilman Thomas seconded. Council vote: Boudreaux-yes; Henkel-yes; Thomas-yes; Swihart-yes; Smith-yes.

The meeting adjourned at 8:00 PM.

MAYOR

CITY CLERK