

MINUTES
REGULAR COUNCIL MEETING
CITY OF NICEVILLE, FLORIDA
SEPTEMBER 8, 2009

The Niceville City Council met in regular session at 7:00 PM, September 8, 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; City Planner, Wanda Cruttenden; Police Department, Lt Sallee; Fire Department, Chief Mayville; Public Works Director, Bruce Price; a member of the press, and visitors in the audience. Councilman Thomas offered the prayer and Councilman Henkel led the pledge of allegiance. Mayor Wise called the meeting to order at 7:00 PM.

APPROVAL OF MINUTES

Regular Council Meeting, August 11, 2009
Special Council Meeting, August 20, 2009
Special Council Meeting, August 25, 2009
Special Council Meeting, August 27, 2009
Planning Commission Meeting B September 1, 2009

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

PUBLIC HEARING

PRESENTATION - Eglin Aero Modellers Club - Mr Joe Shearer

Mr Joe Shearer lauded the City's support to his organization and presented a plaque to Mayor Wise from the membership in appreciation for use of the Mullet Site and for the support received during their Wounded Warrior Event. He further stated because of the support received their club was able to donate \$ 5,020 to the Wounded Warrior Project.

Request for Planned Unit Development (PUD) Zoning.

Mr Robert McElroy, representing Bayou Bay LLC, request approval of a residential single family home in PUD, Planned Unit Development zoning. Metes and bounds description. Property is located on Evans Street.

Councilman Smith moved approval. Councilman Thomas seconded. No one spoke for or against. Council Vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

Ordinance 09-09-01 - An Ordinance of the City of Niceville, Florida relating to a Natural Gas Utility Franchise to the Okaloosa County Gas District, created under the laws of the State of Florida, the right, authority, easement, and privilege to install, operate and maintain a natural gas manufacturing plant or plants; natural gas transmission and distribution system and such other necessary facilities for the purpose of providing natural gas services to all classes of customers within the City of Niceville, Florida; providing for non-exclusive grant; providing geographic area; providing a term; providing consideration; providing accounting; audit; inspection; providing City not to compete; providing relocation at district expense; providing relocation for private enterprise; providing right to purchase after expiration of franchise; providing notice of exercise of option; providing transmission system and interruptible customers; providing annexation; providing default clause; providing proper operation; providing hold harmless clause; providing sovereign immunity; providing exclusivity of ordinance sections; providing repealing clause; providing severability; and providing for an effective date. (Third Reading)

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

Ordinance 09-09-02 - An ordinance adopting amendments to the Land Development Code to update provisions of Article 9.06.04, Swimming Pools, Subsection (f) (1) and (2) Fencing, by changing the minimum height requirement from six feet to four feet; to repeal conflicting ordinances or provisions thereof; and providing for an effective date. (Third Reading)

Mr Doucet read Ordinance 09-09-02 by title. Councilwoman Boudreaux moved approval on third reading. Councilman Henkel seconded. No one spoke for or against. Council Vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

Ordinance 09-11-01 - 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-1B, residential single family. Property is located at the corner of Valparaiso Blvd and Thomas Street; providing for the severability of this ordinance; providing an effective date and providing for filing with the clerk of court and Department of State. Mike Parrish. (First Reading)

Mr Doucet read Ordinance 09-11-01 by title. Councilman Smith moved approval on first reading. Councilwoman Boudreaux seconded. Mayor Wise asked if anyone had exparted the property. Councilmen Smith, Thomas, and Councilwoman Boudreaux indicated they

had made a site visit. No one spoke for or against. Council Vote: Boudreaux=yes; Thomas=yes; Henkel=yes; Swihart=yes; Smith=yes.

Resolution 09-09-01 - A resolution granting special exception to the Land Development Code , 7.14.02 (E) (4), to allow for a 1' side yard setback as opposed to the required 15' on a corner lot. The east 100 feet of lots 1, 2, and 3, block 65, Valparaiso Realty Company=s Pinecrest Addition to Valparaiso, Florida, sheet No. 9, Subdivision No.=s 5 and 6, as recorded in Plat Book 1, Page 56 of the Public Records of Okaloosa County Florida Property is located at 242 Karen Ct. Burt and Sandy Rhodes.

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

Resolution 09-09-06 - A resolution authorizing the City Manager to purchase Two (2) 35KW - 3 Phase Generators and One (1) 200 KW - 3 Phase Generator for lift stations.

Mr Doucet read Resolution 09-09-06 by title. Councilman Swihart moved approval. Councilman Smith seconded. No one spoke for or against. 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 ongoing projects.

Palm Blvd. Widening and Resurfacing: The widening and resurfacing is completed with the exception of the permanent striping and curb replacement which is being scheduled. This project has improved the traffic congestion especially in the morning.

Christy Drive: City crews have installed the new curbing which completes this drainage improvement project.

Partin Drive: City crews have installed additional pipe and sidewalk and this work continues.

Partin Drive, Bayshore Drive and 31st Street Drainage: We are also working with Baskerville Donovan to determine the best vault (s) locations to treat the storm water run off in this area along with the replacement of the outfall system south of 31st Street. We have authorized the engineers to begin design work when they have completed the survey and geotechnical information.

Oak Avenue and 13th Street Drainage Improvements: The permit application is under review for this project and we expect to hear back from NWFWM by the end of September.

Valparaiso Blvd. Drainage Improvements: Our engineers are gathering the additional survey and geotechnical information to include the holding pond area. Once this information is received the necessary plans revisions can be made to submit this project for permitting.

Turkey Creek Site A Storm Water Treatment Vault Project: The revision of the plans for this treatment vault using the latest separation technology is completed and this project is being advertised for a bid opening on October 8th.

Bullock Pond Outfall Replacement: Plans are being finalized to replaced the outfall system for Bullock Pond.

Other Storm Water Projects: We are also working with Baskerville Donovan to determine other potential storm water improvement project sites included in our original Storm Water Facilities Plan.

Sidewalks SR 285: We have held 2 meetings with DOT officials and the sidewalk contractor. This work is scheduled to begin this week. This work will include the installation of 4500 feet of sidewalk which will begin at Adams Street and end at College Boulevard along the east side of SR 285. (Project cost \$133,000.00 with a 3 month construction time)

Public Works Building: The installation of the insulation is completed and work is continuing on the building and equipment wash down facility.

Water and Sewer Projects:

New Pump Station # 13: This station is completed and fully operational. The old pump station has been abandoned and taken out of service.

Re-use and water Main Extension at City Hall: City crews have started the installation of a 10 inch re-use main and a 6 inch water main through our city complex. We will also be re-routing the sewer services within this complex during the course of these installations.

Water Well # 8: (Ruckel Airport) Construction of the well building is near completion. The walls and roof are in place, we can now begin the electrical wiring and installation of the controls and communication components.

Water Well # 4: (Twin Oaks/Mullet Site) The necessary sampling to bring this well on line are completed and this well is operational. We are still working with some minor control issues but the well has been put into service.

Pump Stations 3&4 Replacement Project: The contractor has received the notice to proceed with this work and the clearing and grubbing of the easement and new pump station site are underway.

Generator Installations: City crews are preparing to install generators at two sites in the Rocky Bayou service area. (71 lift stations) These generator were recently purchased from the Gas Company.

Man Hole Rehabilitation: The contractor has started the re-lining work on manholes in the South Cedar area. The hydrogen Sulfide gases will cause the deterioration of the concrete in these sewer manholes.

Regional Sewer System - Update:

No report.

POLICE DEPT - UPDATE

Lt Sallee briefed the status of current projects in the department. During the month of August the Police Department responded to 1690 calls for police assistance. A total of 82 vehicles were involved in reported crashes. The estimated amount of damage to these vehicles and related property was \$171,511. A total of 176 Traffic Citations were issued, 21 Misdemeanor, 13 Felony and 3 DUI Arrests were made.

FIRE DEPT - UPDATE

Chief Mayville briefed the status of current projects in the department. He advised that during the month of August the Fire Department responded to a total of 113 calls. There were 106 calls within the city limits and 7 mutual aid calls. A breakdown of calls: 10 fires; 51 medical calls; 14 accidents and 36 miscellaneous calls. Firefighters tested 111 hydrants.

LIBRARY UPDATE -

Ms Sheila Bishop briefed the status of on-going projects in her departments.

OTHER BUSINESS:

BILL PAYABLE:

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

The meeting adjourned at 7:45 PM.

MAYOR

CITY CLERK