

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

The Niceville City Council met in regular session at 7:00 PM, December 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; Asst City Attorney Dixie Powell; 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 Henkel offered the prayer and Councilman Thomas led the pledge of allegiance. Mayor Wise called the meeting to order at 7:00 PM.

APPROVAL OF MINUTES

Regular Council Meeting, November 10, 2009  
Planning Commission Meeting B No Meeting Held  
Local Planning Agency - No Meeting Held

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

PUBLIC HEARING

Community Development Block Grant (CDBG) Housing Rehabilitation Status Report - Mr Dennis Dingman

Mr Dingman, representing Summit Professional Services provided a status report regarding the CDBG Housing Rehabilitation Contract. He advised that they have identified one additional applicant in the CDBG Housing Rehabilitation Program that will require a conflict of interest waiver.

Applicant Name	Conflict of Interest	Specific Relationship
Naomi Ruth Mason	Related to City Employees	Aunt to Kathy Bailey Aunt to Randy Sallee Aunt to Joe Whitfield Sister-in-Law to Lavon Mason

**REMOVAL OF BENEFICIARY FROM APPLICANT RANKING LIST**

The Citizen Advisory Task Force (CATF) members reviewed the ranking list of eligible applicants. The CATF members voted to recommend the removal of the following applicant:

Travis and Amy Junger - no longer income eligible.

The Jungers were notified that their application could be updated in the near future, if there was a change in their household income which would make them eligible for assistance, and there were funds still available in the program.

**PROGRESS ON REHABILITATION**

Contract signing was held on Thursday, November 12<sup>th</sup>, for the one housing unit targeted for rehabilitation and the two housing units targeted for demolition/replacement. Notice to Proceed was issued for November 30<sup>th</sup> for the rehab unit (45 day contract) and December 7<sup>th</sup> and January 15<sup>th</sup> for the demo/replacement units (90 day contracts).

**RECOMMENDED ACTIONS**

**Recommended Action # 1:** Council to adopt the attached ranking list for the current grant funded program.

**Motion:** A Motion to adopt the attached ranking list, dated December 8, 2009, for the current grant funded program. @

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

**Recommended Action # 2.** Council members disclose business or familial relationships with any of the homeowner listed on the attached ranking list.

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

**Recommended Action # 3.** Council to vote to submit the Conflict of Waiver Request to DCA.

**Motion:** A Motion to waive the conflict of interest for applicant Naomi Mason and submit the conflict of interest Waiver Request to DCA for approval.

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

PRESENTATION - Mr Greg Donovan, Okaloosa County Airport Manager. Mr Donovan addressed the council and explained the purpose of his presentation was to recognize the efforts of Councilman William Thomas for his support. Mr. Donovan explained that Councilman Thomas is highly involved with a number of civic activities such as being the Vice President of the All Sports Program; serves on the Airport Advisory Board - Destin; and is very active at quarterly meetings held at the Crestview Airport. Mr Donovan lauded his service to the community and presented him with a medallion as a token of his appreciation.

Ordinance 09-12-01 - An ordinance adopting amendments to the Land Development Code to update provisions of Article 7.14.00, Districts and Boundaries, to add Community Planned Unit Development (C-PUD) District; to repeal conflicting ordinances or provisions thereof; and providing for an effective date. (Third Reading)

Mr Doucet read Ordinance 09-12-01 by title. Councilwoman Boudreaux moved approval on third reading. Councilman Smith seconded. No one spoke for or against. Council Vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

Resolution 09-12-01 - A resolution implementing the provisions of Section 4, Ordinance 448, August 26, 1980: establishing a plan for trash and items for special pickup and providing for an effective date.

Mr Doucet read Resolution 09-12-01 by title. Councilwoman Boudreaux moved approval. Councilman Smith seconded. Council Vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

#### CITY MANAGER REPORTS/REQUESTS/RECOMMENDATIONS

Water/Sewer/Drainage Projects - Update: No Report.

Regional Sewer System - Update:

Mr Corbin explained how the proposed by pass will affect leases, and land use regarding Sprayfield operations. Discussion followed.

Other Business:

Employee Bonuses:

Mr Corbin requested that the council consider approving Christmas Bonuses for employees based on the criteria used last year. Councilman Smith moved approval. Councilwoman Boudreaux seconded. Council Vote: Boudreaux-yes; Thomas-yes; Henkel-yes; Swihart-yes; Smith-yes.

CITY CLERK:

### **Prompt Payment Act**

Mr Doucet advised that the Florida Prompt Payment Act provides for an annual requirement (during the month of December) to report interest payments concerning city debts not paid on time (FS 218.70). Mr Doucet stated that \$ 10,265,147.47 was paid out this past year and no interest was paid on those expenditures.

### **Accounts Receivable**

Mr Doucet advised that good accounting practices dictates that we do not overstate our receivables. He advised that as a result, we annually declare our bad debts and remove that amount from our receivables. We should do this when we feel a debt may not be paid. We have declared receivables through 2006 as bad debts. He advised that we are proposing to declare receivables for the fiscal year ending September 2007 as uncollectible. He stated that we billed \$7,836,025.38 in FY-07 and received \$7,801,614 which leaves 34,411.38 as uncollectible which represents a (.0044%) bad debt rate. Councilman Smith moved approval.

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

Mr Robert McEachern, 1027 Christy Drive expressed his appreciation for the outstanding guidance he received from Mr Don Baccadutre the City Building Inspector. He explained that Mr Baccadutre provided valuable recommendations as he went thru the process of building his home in Niceville. He also lauded the efforts of Mr Kenny Bishop assigned to the Street Department for his expert assistance in resolving a drainage issue.

Mr Walter Smith, 803 Hickory Avenue expressed his appreciation to the Sanitation Department of the City for the wonderful job they are doing. He has lived in a number of locations because

of his military background and has never seen another program that matches the Cities Sanitation Program. He plans to express his appreciation a step further

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by taken the employees assigned to this department out to lunch in the near future. Discussion followed.

**Christmas Decorations:**

Councilman Swihart praised the efforts of Connie Naftel, Lynne Waltz and city employees for the outstanding job they did on the Christmas Display throughout the City Hall Complex.

**BILLS PAYABLE**

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

The meeting adjourned at 7:35 PM.

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MAYOR

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CITY CLERK