

MINUTES
REGULAR COUNCIL MEETING
CITY OF NICEVILLE, FLORIDA
DECEMBER 13, 2011

The Niceville City Council met in regular session at 7:00 p.m., November 8, 2011, 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 Attorney, Dixie Powell; City Planner, Wanda Cruttenden; Public Works, Bruce Price; Police Department, Chief Popwell; Fire Department, Chief Mayville; a member of the press; and visitors in the audience. Councilman Henkel offered the prayer and Mayor Wise led the Pledge of Allegiance. Mayor Wise called the meeting to order at 7:00 p.m.

APPROVAL OF MINUTES:

Regular Council Meeting, November 8, 2011
Planning Commission Meeting, No Meeting Held
Local Planning Agency Meeting, No Meeting Held

Councilman Thomas moved approval. Councilman Henkel seconded. Council Vote: Henkel-yes; Schaetzle-yes; Thomas-yes; Rominger-yes; Smith-yes. Motion passed.

PUBLIC HEARINGS:

Waste Management Franchise – Update.

Attorney Powell advised that the franchise extension was not on the agenda for the November Council Meeting, and although the Council approved extending the Franchise with Waste Management during the November Council Meeting by motion of the council, such procedure did not meet the requirements of our City Charter. He advised the City Charter requires franchise extensions to be accomplished by ordinance, placed on the agenda, and properly advertised for public hearing. He suggested the proposed ordinances be finalized, advertised and placed on the agenda for the January 2012 regular council meeting to allow any interested persons to be heard. In addition, he recommended a motion be made to withdraw the motion which extended the franchise during last month's meeting. Councilman Rominger moved approval. Councilman Smith seconded. Council Vote: Henkel-yes; Schaetzle-yes; Thomas-yes; Rominger-yes; Smith-yes. Motion passed.

Rory Cassedy, Republic/allied waste services provided a briefing package to all council members and provided an overview for the council to consider Streamline Recycling. He explained that customers would have a normal sized cart for garbage collection along with a smaller cart for recycling. If customers recycle properly their service can be reduced to once a week pickup which will reduce collection costs. He stated there are no tipping/landfill charges associated with the recycling process. Mr Cassedy explained his company owns their own landfill site and the City will see a large reduction in the expense for the services provided by his company. Mr Cassedy praised Waste Management Inc regarding the services they provide to the

City. He further stated that his company has implemented streamline recycling in Gulf Breeze and they are very happy with this method of garbage collection and disposal. The City Council asked several questions regarding the program. Discussion followed.

Mr Michael Kruger, 502 Helms Street suggested the council move away from rolling over contracts without at least comparing prices. He suggested bidding out the process in an effort to provide the best service for our customers and citizens.

Mr Larry Jones, Government Affairs Manager, Waste Management, Inc, 108 Hill Avenue, Ft Walton Beach, FL addressed the Council thanking them for the confidence they have expressed in his company regarding the service provided to the citizens of Niceville. Mr Jones stated in early January 2012 a pilot program using Streamline Recycling will be conducted in Shalimar, Pequito Bayou, Lake Loraine and Shalimar Point. He stated he will share the survey results when complete to determine if the council desires to institute such a program in the City. Discussion followed.

Water and Sewer Funding/Refunding Update – Mr Bill Fray, Fray Municipal Securities.

Mr Fray provided an overview to the City Council explaining the benefits to be derived from the refunding. He stated the City Water and Sewer System have certain outstanding debt that can be refunded in to lower interest rates. He stated the proposed refunding bank loan generates uniform savings between \$100,000 and \$ 125,000 after all related expenses. (See enclosed briefing paper)

Ordinance 11-09-03 - An ordinance of the City of Niceville, Florida, authorizing the issuance of not exceeding \$ 5,500,000 Water and Sewer Revenue Bonds, Series 2011 to refund a portion of the City's outstanding Water and Sewer Revenue Bonds, Series 2005 Loan and Water and Sewer 2008 Loan to pay the costs of improvements to the Water and Sewer System, providing for the payment of such bonds from the revenues of the Water and Sewer System, providing for repeal of inconsistent provisions, providing for severability; and providing an effective date. (Third Reading)

Mr Doucet read Ordinance 11-09-03 by title. Councilman Smith moved approval on third reading. Councilman Thomas seconded. No one spoke for or against. Mr Fray, Fray Municipal Securities provided an overview regarding the savings realized as a result of refunding. Discussion followed. Council Vote: Henkel-yes; Schaetzle-yes; Thomas-yes; Rominger-yes; Smith-yes. Motion passed.

Ordinance 11-12-01 - 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; providing for the severability of this ordinance; providing an effective date and providing for filing with the Clerk of Court and Department of State. Metes and bounds Description. Property located on the north side of Valparaiso Blvd between Thomas St and Hopper Street. Mike Parish. (Third Reading)

Mr Doucet read Ordinance 11-12-01 by title. Councilman Thomas moved approval on third reading. Councilman Rominger seconded. No one spoke for or against. Mayor Wise asked if anyone had Ex-parte the property. Councilman Schaetzle made a site visit. Council Vote: Henkel-yes; Schaetzle-yes; Thomas-yes; Rominger-yes; Smith-yes. Motion passed.

Resolution 11-12-01, a resolution of the City Council of Niceville, Florida, supplementing Ordinance 589; authorizing the issuance of \$5,500,000 water and sewer revenue bonds; to pay the cost of refunding of certain outstanding water and sewer debt of the City and improvements to the Water and Sewer System; providing for the payment of said bonds; making certain covenants and agreements in connection therewith; accepting a proposal for the purchase of such bonds; fixing the date, maturities, interest rates and redemption provisions and other details of such bonds; finding the necessity for a negotiated sale of the bonds; authorizing city officials to take necessary actions in connection with the issuance of the bonds; and providing an effective date.

Mr Doucet read Resolution 11-12-01 by title. Councilman Smith moved approval. Councilman Rominger seconded. Discussion followed. Council Vote: Henkel-yes; Schaetzle-yes; Thomas-yes; Rominger-yes; Smith-yes. Motion passed.

Resolution 11-12-02 – A resolution authorizing the City Manager to purchase services for Sanitary Sewer System Rehabilitation.

Mr Doucet read Resolution 11-12-02 by title. Councilman Smith moved approval. Councilman Rominger seconded. Discussion followed. Council Vote: Henkel-yes; Schaetzle-yes; Thomas-yes; Rominger-yes; Smith-yes. Motion passed.

CITY MANAGER REPORTS/REQUESTS/RECOMMENDATIONS:

Water/Sewer/Drainage Projects – Update

Mr Price briefed the status of ongoing projects.

City Hall Pump Station: All force main and gravity sewer to the station is completed with the exception of the line that intercepts the flow from the north cedar service area. The contractor is preparing to make that tie in now that the station is fully operational. We will also be installing an additional valve on the force main that comes down the east side of SR 285 from Swift Creek that will allow us to divert that flow into the new station. When these final diversions are completed the service area for this new station will include; Swift Creek, Swift Creek Plantation, Swift Creek Preserve, north palm and the north cedar service areas. Prior to this all that flow was directed to the pump station at south cedar.

Pump Station #1 Replacement: The contractor has started the new pump station installation. Thus far the wet well is in place and some of the line replacement has been completed. This project is 40% completed.

Water Well #11: Poly is obtaining quotes from well contractors to pull the pump at well #11 to determine the cause for the lower production. Through a process of elimination we have determined the cause is a below ground issue. (Production loss from 870gpm to 450gpm)

Well # 6 Well House Renovations: We are preparing the final design and ordering materials to begin the improvements to the well house at well #6.

Fire Hydrants Repairs, Replacements & Installations: We have installed (2) new hydrants on 18th Street, replaced (1) on Bayshore Drive, adjusted (4) that were low or damaged by vehicles. We are preparing to install (6) new hydrants in the Rocky Bayou area.

Sidewalk Repairs & Replacement: We have completed the city wide sidewalk inspections and have started the process of repairing and replacing damaged section of sidewalk. Some of the lifted edges of concrete will be ground down to eliminate trip hazards, other cracked and unlevelled sections will be removed and replaced.

Lions Park Bathroom: We have opened the new restroom facilities at Lions Park and removed the old restroom. Future plans are to improve the sidewalk that goes through the park area and tie that into the new bathroom. This will enable people using the rec. trail on Bayshore Drive to travel through the park area and avoid the vehicles accessing the park and boat ramp.

Dana Pointe Drainage: Poly Engineering has completed the cost estimates for the drainage improvements on Yacht Club Drive in the Dana Pointe Subdivision. They have proposed 3 alternatives plans for upgrading the capacity of the out fall system by adding or replacing an existing outfall pipe. The cost estimates ranged from 27 K to 44 K. These improvements are designed to remove the storm water that accumulates in the roadway at a quicker rate. Under normal conditions additional outfall pipes will speed up the removal of storm water however the low elevation of this area and the tidal influence of the bay during storm events will still limit to the effectiveness of these design options.

Storm Water System Mapping: Poly is inputting the field data that has been gathered up to this point after which we will determine which areas will be left to GIS.

Storm Water facilities Plan: We are in the process of reviewing the stormwater facilities plan and update the projects listing. The original plan identified 6 drainage basin improvement projects. The last update of the plan included the original 6 drainage basins and additional sites. We will be re-evaluating this plan and working with Poly to update the projects.

Regional Sewer System – Update

No Report.

FIRE DEPARTMENT UPDATE:

Chief Mayville advised that during the month of November the Fire Department responded to a total of 120 calls. There were 110 calls located within the city limits and 10 mutual aid calls. Chief Mayville stated firefighters attended the Grand opening for the Annual Intertribal Pow Wow at the Mullet Festival site. He stated a 2nd grade Tiger Scout Troop came for a tour of the fire department to learn more about firefighting. Chief Mayville stated that his people saved two lives on Evergreen and Summerwood Court. He stated firefighters are currently working on CPR and EMT refresher for National Certification and some of his people are attending classes regarding hazmat and pumper operation.

POLICE DEPARTMENT UPDATE:

Chief Popwell advised that during the month of November the Police Department responded to 1764 calls for police assistance. A total of 92 vehicles were involved in reported crashes. The estimated amount of damage to these vehicles and related property was \$171,553. A total of 175 Traffic Citations were issued, 13 Misdemeanor, 2 Felony and 2 DUI Arrests were made.

OTHER BUSINESS:

CITY CLERK:

Prompt Payment Act

Mr Doucet advised the Florida Prompt Payment act provides for an annual requirement (during the month of December) to report interest payments concerning city debts paid on time. FS 218.70) Mr Doucet stated a total of \$10,154,793.50 was paid last year and no interest was paid on those expenses.

Accounts Receivable

Mr Doucet advised that good accounting practices dictates that we do not overstate our receivables. 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. He stated we have declared receivables through 2008 as bad debts. He advised we are proposing to declare receivables for the fiscal year ending September 2009 as uncollectible. He stated we billed **\$8,938,841.75** in FY-09 and received **\$8,886,745.10** which leaves **\$52,196.65** as uncollectible which represents a **(.005839%)** bad debt rate. Councilman Henkel moved approval. Councilman Smith seconded. Council Vote: Henkel-yes; Schaetzle-yes; Thomas-yes; Rominger-yes; Smith-yes. Motion passed.

Employee Bonuses:

Mr Corbin requested the council consider approving Christmas Bonuses for employees based on the criteria used last year. Councilman Thomas moved approval. Councilman Smith seconded. Discussion followed. Council Vote: Henkel-yes; Schaetzle-yes; Thomas-yes; Rominger-yes; Smith-yes. Motion passed.

Ms Judy Kruger, 502 Helms Street asked for assistance to correct a street elevation issue near her residence. Mr Corbin stated this has been a long standing issue because of the cost involved to resolve it. Discussion followed.

BILLS PAYABLE:

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

The meeting adjourned at 8:30 P.M.

MAYOR

CITY CLERK