

MINUTES
REGULAR COUNCIL MEETING
CITY OF NICEVILLE, FLORIDA
MAY 10, 2016

The Niceville City Council met in regular session at 7:00 PM, May 10, 2016 in the Council Chambers, 208 N Partin Drive. All Council members, except Councilwoman Boudreaux who was out of town, and the Mayor was present. Also present were City Manager, Lannie Corbin; City Clerk, Dan Doucet; Public Works Director, Bruce Price; Police Department, Chief Popwell; Fire Department, Chief Mayville; Shelia Bishop, Librarian, Community Center and Children's Park; Chad Morris, Technology Department, a member of the press, and 28 visitors in the audience. Mayor Wise called the meeting to order at 7:00 PM and asked if anyone in the audience would like to offer a prayer to come forward. No one in the audience responded. Councilman Henkel offered the prayer and led the pledge of allegiance.

Regular Council Meeting, April 12, 2016
Planning Commission Meeting, May 2, 2016
Local Planning Agency Meeting, No Meeting Held

Councilman Nodjomian moved approval. Councilman Henkel seconded. No one spoke for or against. Council Vote: Henkel-yes; Schaetzle-yes; Nodjomian-yes; Rominger-yes. Motion passed

REQUEST FOR SINGLE FAMILY DEVELOPMENT IN PUD ZONING

Matt Zinke, representing Kenneth Lenior, request PUD approval for a proposed 8 lot residential subdivision. Metes and Bounds description. Property located behind the Hampton Inn at Rocky Bayou Bridge.

Mr Doucet read the agenda item by title. Councilman Henkel moved approval. Councilman Nodjomian seconded. No one spoke for or against. Council Vote: Henkel-yes; Schaetzle-yes; Nodjomian-yes; Rominger-yes. Motion passed

PUBLIC HEARINGS

PRESENTATIONS:

Citizenship Award – Chief David Popwell

Chief Popwell stated last week he attend the FBI Executive Development Course in South Florida. He interacted with 49 other Law Enforcement Executives and I have been asked why Niceville is consistently rated one to the best and safest cities to live. My

answer is very unpretentious, it is due to our citizens. Our cultural demographics, inclusive in our community reflect the finest of society. Tonight I have the honor of recognizing two of our citizens who have demonstrated the highest form of civic responsibility, which is why Niceville is the unabashed best and safest City to live in Florida. On February 7th of this year, there was a vicious dog attack where some dogs were attacking a little girl and with total disregard for their safety Hannah and Christopher Merrell took heroic actions in the highest traditions of civility. They intervened and rescued the injured little girl from the dogs with total disregard to the potential injury and danger involved, their values of protecting children above themselves is conduct considered heroic. I have the humble honor of presenting this small token of appreciation of the City of Niceville to Hanna and Christopher Merrell. They are shining examples of why this City is made up of the finest members and serve as an example to us all of what it means to be members of a community. It has been said it takes a community to raise a child this is proof of this axiom. Chief Popwell read the plaque information as follows: to Hanna and Christopher Merrell for putting themselves in harm's way during a vicious dog attack on a little girl. The City of Niceville recognizes them for their life saving action. "A hero is no braver than any ordinary person but braver 5 mins longer. Thanks for the 5 minutes". In addition to the plaque. The following gift certificates from the community were presented to the Merrell's: 120 Bistro; Jim and Nicks; Chick Filet; Dockside; Walmart; McDonalds, and a 5 year free VIP parking pass to the Annual Mullet Festival. The Merrell's were very appreciative of being honored and spoke of how they loved the City and what it has to offer for the residents.

Mayor Wise Outstanding Student Award

Mayor Wise stated that Miss Wesley Saleana Craine is being recognized tonight who is representing Rocky Bayou Christian Academy (RBCS). Mayor Wise asked that Councilman Nodjomian make the presentation. Mr Doucet provided information from her resume stating she is recognized her for her civic and academic success, as well as her involvement with student groups and local civic and charitable organizations. Councilman Nodjomian made the presentation and asked her what this award meant to her. She expressed her appreciation for the support from her school making it possible to be recognized for her achievements. She thanked her principal and her mother who were in attendance tonight. Discussion followed. She stated that after graduation she plans to attend Liberty or William Carey University and major in Criminology with a minor in history with the objective of a law enforcement career.

Jason Nodjomian – Youth Advisory Council – Update

Jason Nodjomian stated that the Youth Council decided to push two projects they are working on to the fall because of school activities. He briefed the council on the Florida League of Cities Municipal Youth Council Video Competition. The FLC announced the Fifth Annual contest stating the goal is to provide a way for Florida's youth councils to showcase their ideas, creativity and commitment to their community. He stated this year they can create either a 30 second or 60 second video to answer one simple question - Why do I love my City? He stated included in the application process was a 500 word or less action plan supporting the video. Also included was a letter of recommendation from the City that was signed by the Mayor. He stated that winners will be announced in June 2016. There will be five awards presented (First through fifth place. Winners will be showcased on the League's website and social media platforms. Be highlighted in the League's Quality Cities Magazine and recognized in press announcements; Be recognized at the League's annual conference in August during the Youth Council educational Summit, or another appropriate venue/event. Winners will receive a monetary award and trophy: First Prize: \$500; Second Prize: \$350; Third Prize: \$ 250; Fourth Prize: \$150; and Fifth Prize: \$100. Chairman Nodjomian then showed the video to the council and citizens in the audience. Councilman Nodjomian then presented Certificates of Appreciation to Chairman Jason Nodjomian and Vice Chairman Caroline Schreck who are both graduating and seeking higher education. He stated he was proud of their accomplishments since the Youth Council was formed back in 2013. Discussion followed.

Lee Lewis, AFCON - Update

Thomas Branch Stormwater Improvements Update:

Mr Lee Lewis, P.E. of AVCON, INC. provided an update on the project with preliminary recommendations for the design concept. The City consists of numerous watersheds that convey stormwater to Boggy Bayou and Rocky Bayou. This runoff can contribute to poor water quality if not treated before discharging to the bayou. The Thomas Branch collects stormwater from Niceville High School and properties to the south/southwest, where it empties to Boggy Bayou near Docksides restaurant. The project is split into two geographic parts: (1) North of SR20, and (2) south of SR20.

- **North of SR20:** The design team met with NHS staff to review and evaluate proposed stormwater improvements on campus. These include several types of "Low-Impact Development" improvements, including the use of reinforced check dams with grass swales in lieu of the existing paved ditches. Another LID improvement will be the replacement of low areas that currently hold stormwater

with bioretention systems that improve stormwater treatment. A “treepod biofiltration” system is also proposed for areas along sidewalks, paved chevron areas, and similar areas where they can be implemented without impacting any parking spaces or function. A series of slides illustrating candidate sites throughout the school property was presented. The school is amenable to exploring stormwater improvement options on campus and provided some input on considerations for the design.

- **South of SR20:** A wetland identification and topographic survey of the area is complete. Three primary stormwater treatment alternatives are being considered:
 - (1) A nutrient separating baffle box on FDOT easement at the end of the existing pipes. This option can filter stormwater and reduce pollutant loads before mingling with the natural water source, but it will have no impact on attenuating stormwater downstream;
 - (2) A new stormwater treatment pond north of existing stream formation. By piping all stormwater and runoff from the church property to the pond, this improvement will be a major contributor to both stormwater filtration and attenuation and allows the treatment to occur before reaching the natural water; and
 - (3) Development of stream improvements to pool water in a “cascade” effect. The cascade effect would be made through the use of natural materials, such as treated logs or stones. This improvement could serve as a centerpiece for a City park environment with trails and pedestrian bridges if the property is ultimately available.

These alternatives are not mutually exclusive and maybe more accurately described as recommendations dependent upon the extent of the property/easement acquisition across three privately owned parcels. In lieu of an “alternatives analysis,” we may recommend a 10% concept recommendation report the “alternatives” implemented will be incremental improvements based on the ultimate property/easement acquisition negotiated by the City south of SR20. An independent property appraisal was performed for the three privately owned properties potentially impacted by the recommended concepts and the report is due this week. It is anticipated the large 7.15-acre parcel will be beyond the budget contained in the NFWF grant for land acquisition. Although preliminary discussions with the three property owners have been conducted, no formal negotiations or offers have been performed/offered to date.

Restoration of the existing stream will be a part of each option; however the extent of restoration may be dependent on the property/easement negotiations. A video of the existing natural flows in the Thomas Branch originating from the steephead formation was provided.

The next steps for the project include scheduling property negotiation meetings and advertising a public involvement meeting. A public involvement meeting is recommended within the next two months to invite the public to City Hall to review details regarding the proposed improvements for Thomas Branch Stormwater Improvements. This could be coupled with a similar public involvement meeting for Boggy Bayou Headwaters Improvements. The property negotiations and public comments will be incorporated into the final 10% recommendation report. A similar update to the City Council for the Boggy Bayou Headwaters Improvements project is anticipated for June.

Ordinance 16-05-01 – An ordinance for the rezoning of certain properties in the City of Niceville, Florida; providing zoning for same and an effective date. Properties at 111-139 John Sims Pkwy be rezoned from C-1, Limited Commercial, C-2, General Commercial and PUD to R-C, Residential/Commercial. Metes and bounds description. Jane Meigs, 139 John Sims Pkwy. (Third Reading)

Mr Doucet read Ordinance 16-05-01 by title. Councilman Schaetzle moved approval on third reading. Councilman Nodjomian seconded. No one spoke for or against. Council vote: Henkel-yes; Schaetzle-yes; Nodjomian-yes; Rominger-yes. Motion passed

Ordinance 16-05-02 – 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-1B, Residential Single Family and have a future land use of Medium Density Residential (MDR); providing for the severability of this ordinance; providing an effective date and providing for filing with the clerk of court and department of state. Properties located at/or adjacent to 1416 27th St and 204 Reeves St. Parcels 1, 2, and 3. Metes and bounds description. Chandler Huff Homes. (Third Reading)

Mr Doucet read Ordinance 16-05-02 by title. Councilman Schaetzle moved approval on third reading. Councilman Rominger seconded. Discussion followed. Council vote: Henkel-yes; Schaetzle-yes; Nodjomian-yes; Rominger-yes. Motion passed

Resolution 16-05-01 - A resolution granting a special exception to the parking requirements to the Land Development Code, Article 7, Table 7-1, to allow for 3.9 spaces per 1000 square foot, as opposed to the required 5 spaces per 1000 square foot; and providing for an effective date. Metes and bounds Description. Exhibit A. Bohler Engineering NC, PLLC representing Walmart.

Mr Doucet read Resolution 16-05-01 by title. Councilman Henkel moved approval. Councilman Rominger seconded. Discussion followed. Council vote: Henkel-yes; Schaetzle-yes; Nodjomian-yes; Rominger-yes. Motion passed

CITY MANAGER REPORTS/REQUESTS/RECOMMENDATIONS:

Water/Sewer/Drainage Projects – Update

Mr Bruce Price briefed the status of current projects.

Water and Sewer Projects

South Palm Water Line Extension: City crews have completed the installation of an additional 600 LF of water main along Bayshore Drive and South Palm Blvd.

2016 Sewer Line Rehabilitation: Final sites for the sewer line rehabilitation in the Palm Estates and the North Bayshore Drive areas are being identified for the 2016 sewer system rehabilitation.

Pump Station #6 Relocation: Plans and specifications will be ready in 2 weeks.

12” Water Main Extension Rocky Bayou Road: The plans and specifications for the extension of the water main on Rocky Bayou Road will be ready within the month.

Bayshore Drive Sewer Line Rehabilitation and Replacement: Bid opening for this project is set for June 2nd.

Storage Tank Control Valve: The bid opening for this project is also set for June 2nd.

Stormwater Projects

Gracie Lane: The new inlet and pipe connection for this roadway has been installed.

Woodlow Road Outfall Replacement: Crews have replaced the 100 LF outfall pipe system on Woodlow Road in the Creekside Subdivision.

South Palm and Perdido Circle: City Crews installed approximately 60 LF of pipe along the Palm Blvd. right of way to alleviate standing water.

CRS Flood Plain Manager Certification: Ammy Hanson has received her Floodplain Manager certification.

Other Projects

Turkey Creek Boardwalk Extension: Crews have installed approximately 360 LF of the Boardwalk Plat form on Turkey Creek. About 42 feet of the platform remains to be built at which point they will begin installing the railing.

Speed Bump Request Jefferson Street: We have received a petition to install a speed Bump on Jefferson Street which is a dead end roadway that connects to SR 285 (Partin Drive) and runs between the Oaks Townhome complex and the residential homes in Creek Side. There are 4 connecting side streets, 2 private drives serving the townhome complex and 2 city streets that serve the adjacent residential area, Rita Lane and Willow Lane. We received a petition with 26 signatures and 24 of them were from the Townhome Complex along with 2 signatures from Rita Lane. If approved we have determined the only logical location is near the intersection of Tyler Lane and Jefferson Street which is approximately 400 LF from Partin Drive and prior to any of the connecting side streets.

Planning & Development

Phase 1 Ruckel 1100 Acre Development : Site work is underway

Magnolia Woods Phase 3: Site work is underway

Pre application & Development Meetings: We have 3 upcoming project meetings scheduled.

- 1) Minor development north of Florida Avenue (pre-application)
- 2) Commercial Development on SR 85 (conceptual review)
- 3) Church Expansion St Lutheran Church at SR 20 (TRC)

Regional Sewer System – Update

Councilman Rominger stated that maintenance crews at the plant are doing a great job of keeping the system up-to-date such as cleaning the trains and other maintenance with hopes of restoring the re-use water system and the spray field within the next two months.

Police Department – Update

Chief Popwell stated that during the month of April the Police Department responded to 2564 calls for police assistance. There were a total of 23 traffic accidents involving 43 vehicles and one pedestrian. The estimated amount of damage to these vehicles and related property was \$143,150. A total of 149 Traffic Citations were issued, 30 Misdemeanor, 27 Felony and 2 DUI Arrests were made. Discussion Followed.

Fire Department – Update

Chief Mayville stated that during the month of April 2016 the Fire Department responded to a total of 140 calls, there were 117 calls located within the city limits with 23 mutual aid calls. A breakdown of these calls are Structure Fire -1; Brush Fire – 1; Vehicle Fire – 1; Water Vehicle Fire - 1; Medical/Rescue Call – 80; Vehicle vs Pedestrian – 1; Vehicle Accidents – 7; overheated motor - 1; Power Line Down – 1; Arcing Electrical Equipment -1 ;Service Call – 5; Illegal Burning – 5; Good Intent Calls -33; and Alarm Activations – 2. He advised that Rescue Jack came to the station and trained firefighters for two days on our Urban Search & Rescue Lift Bag System which assists firefighters support/stabilize anything from a rolled vehicle to a building collapse. We attended the Wyland Flag Ceremony at the Destin Maria. Firefighters attended the “Invasion on the Bayou” with the boat. Fire department employee’s attended the Wellness Lunch and Learn program given by Blue Cross Blue Shield. The City picnic was attended and enjoyed by all. Shift Firefighters along with the Fire Engine were requested by the State Fire Marshalls Office to attend a demonstration and talk about “Arson Awareness” they gave to the citizens in Niceville. Firefighters along with the boat attended a training exercise with the US Coast Guard, in Destin. Chief Mayville provided a status report on the new fire truck and a smoke detector program established recently to mainly support low income people and the elderly.

Technology – Update

Mr Morris stated that everything is working well – the departments are contusing business and the system is working to accommodate them. He stated that the landscape Architect is work on State Road 20 since there are a lot of Stormwater drains in the medians that have to be considered and dealt with in order to come up with a conceptual plan. Discussion followed.

Senior Center Up –date

Mr Morris stated that Matt Zinky is working with Mr Price on the Stormwater issues associated with the Center. In addition, he is working with the architect regarding the conceptual plans for the entrance to accommodate the center covered area, etc.

Library, Community Center and Children’s Park – Update

Sheila Bishop stated that Fred Small was able to repair the chiller for now. She stated that she had budgeted for roof maintenance and use the funds to purchase a new chiller and budget again next fiscal year for the roof repairs. She advised that she is scheduling to replace two pieces of playground equipment in the Children’s Park since the repair costs were too costly. Discussion followed.

Other Business:

Mr Corbin advised we now have a magistrate on board. He stated that he coordinated with Valparaiso and Mary Esther who also use the same magistrate and are very pleased with the services. Councilman Nodjomian asked about the fee amount indicated in the agreement. Mr Corbin stated the code violator pays the fee. Discussion followed.

Mr Corbin stated that the Turkey Creek Nature Trail Boardwalk should be completed within the next 30 days to tie in the North end of the creek.

Code Enforcement – Update:

Mr Corbin stated the Code Enforcement officer has been very busy. He made 14 inspections for lien holders; 1 call for inspection of pool for mosquitos (pool serviced); 1 call for tree leaning toward neighbors home (case open); 1 call about excessive noise – neighbor blowing off drive way; 3 calls about unlicensed autos (1 on street) (all removed); 1 call about travel trailer parked on street (trailer removed); measured and inspected Cefco for stormwater run off; several calls about mosquitos and what can be done to eradicate; 3 dumpster violations letters sent regarding overloaded conditions; and met with business owner about a sign problem. (Action pending) He is working with our engineers to inspect lift stations since there is an excessive amount of cooper showing up at our Regional Sewer System Plant and the Sprayfiled.

Mrs Margaret Phelps 1015 South Cedar stated that she goes for walks in the evening and reported that South Cedar Street and 21st is very dark because they have no street light on cedar and 21st street. Mr Corbin stated that he will work with Gulf Power to get this issue corrected.

Mayor Wise asked if anyone wanted to address the council at this time. Mr Jason Hipp, 204 Alonzo Ct stated he submitted an application for a special exception last month and wasn't able to attend the meeting, Mr Corbin stated he would have to resubmit his application back through the Planning Commission since the council disapproved his request during the April meeting. Mr Corbin recommended that he clarify his request since his last request provided more than one option. Mr Hipp stated he will process his request back through the Planning Commission with increased clarification. Discussion followed.

BILLS PAYABLE:

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

The meeting adjourned at 8:55 PM.

MAYOR

ATTEST:

CITY CLERK