

MINUTES
REGULAR COUNCIL MEETING
CITY OF NICEVILLE, FLORIDA
OCTOBER 11, 2016

The Niceville City Council met in regular session at 7:00 PM, October 11, 2016 in the Council Chambers, 208 N Partin Drive. All Council members were present and the Mayor was ill and could not attend. Also present were City Manager, Lannie Corbin; City Clerk, Dan Doucet; Police Department, Chief Popwell; Fire Department, Chief Mayville; Shelia Bishop, Library, Community Center and Children's Park; Chad Morris, Technology Department; a member of the press, and 26 visitors in the audience. Mayor Pro-tem Rominger called the meeting to order at 7:00 PM. Councilman Henkel offered the prayer and led the pledge of allegiance.

1 APPROVAL OF MINUTES:

Regular Council Meeting, September 13, 2016
Special Council Meeting (CRA), September 13, 2016
Special Council Meeting, September 15, 2016
Special Council Meeting, September 20, 2016
Planning Commission Meeting, No Meeting Held
Local Planning Agency Meeting, No Meeting Held

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

PUBLIC HEARINGS

PRESENTATIONS:

Mr Doucet stated that Ms Sharon Berrian is the Director of Membership Relations at the Florida League of Cities where she is responsible for overseeing the organization's civic education programs, such as youth councils and Florida City Government Week. Sharon also serves as a League Ambassador and she oversees both the League's meeting planning and membership divisions. He stated that she is a 32-year veteran of the Florida League of Cities. Sharon began her League career working on special projects and lobbying lawmakers at both the state and federal levels. An Emmy award-winning video producer, she also spent several years leading the League's Public Affairs Department. Before being promoted to her current position, she served as the Associate Director of Membership Development. Prior to becoming member of the Florida Leagues of Cities staff, Sharon worked as an anchor with WFSU-TV and in management at both the Governor's Office and the Florida Department of Highway Safety and Motor Vehicles.

She is a graduate of the Florida State University, with an undergraduate degree in theatre and communications and a master's in public administration. Ms Sharon Berrian, addressed the Council and stated that it was an honor to come to the City of Niceville to present the Trophy and a check in the amount of \$ 250 to the Niceville Youth Advisory Council. She stated that she has worked very close with Councilman Nodjomian, the Youth Council Advisory expressing her appreciation for his leadership and guidance to this fine group of leaders. She stated the goal of the FLC Municipal Youth Council Video Competition was to provide a way for Florida's youth councils to showcase their ideas, creativity and commitment to their community. This year's youth council video competition asked youth councils to create a 30-second or 60-second video (public service announcement, or PSA) to answer one simple question: Why I love my City? She stated that she is very proud of all members of the Niceville Youth Advisory Council and congratulate them for being selected as the 3rd place winners of the Florida State-Wide Video Competition. She stated they are outstanding leaders in their own right and the Niceville City Council should be very proud of their accomplishments. Ms Berrian presented the 3rd Place Trophy to the Christine Marocchini the chairman, along with the executive council and members present. Christine stated she was very appreciative of the recognition and very proud to be a part of the Advisory Council. She further stated that during their meeting a decision was made to donate the \$250 award money to the Niceville High School Track Rubberizing Project since a number of high school students to include some of our members are part of the Track Team and are all very supportive of this community project. Discussion followed. Councilman Nodjomian stated that Ms Berrian wanted to personally travel from Tallahassee to present the award elements in person since she is a strong supporter of Youth Councils throughout the state and is very proud of the accomplishments of our Youth Advisory Council. We all appreciate the time she is taking away from her busy schedule to make this presentation.

Okaloosa County Public Library Cooperative Agreement - Ms Vicky Stever

Ms Stever provided background information regarding the forming of the Library Cooperative 19 years ago and discussed the funding level of the members Cities who make up the Cooperative. She requested City Council approval of the Okaloosa County Cooperative Agreement allowing our funding to continue. Discussion followed. Councilwoman Boudreaux moved approval. Councilman Schaetzle seconded. Council Vote: Henkel-yes; Schaetzle-yes; Boudreaux-yes; Nodjomian-yes; Rominger-yes. Motion passed

Ordinance 16-11-01 - 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 PUD, Planned Unit Development and have a future land use of MDR, Medium Density Residential;

Providing for the severability of this ordinance; providing and effective date and providing for filing with the Clerk of Court and Department of State. Metes and bounds description. 517 23rd Street. (Second Reading)

Mr Doucet read ordinance 16-11-01 by title. Councilman Henkel moved approval on second reading. Councilman Schaetzle seconded. Discussion followed. Council vote: Henkel-yes; Schaetzle-yes; Boudreaux-yes; Nodjomian-yes; Rominger-yes. Motion passed

Ordinance 16-11-02 - 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 PUD, Planned Unit Development and have a future land use of MDR, Medium Density Residential; providing for the severability of this ordinance; providing and effective date and providing for filing with the Clerk of Court and Department of State. Metes and bounds description. 519 23rd Street. (Second Reading)

Mr Doucet read ordinance 16-11-02 by title. Councilman Schaetzle moved approval on second reading. Councilman Henkel seconded. Discussion followed. Council vote: Henkel-yes; Schaetzle-yes; Boudreaux-yes; Nodjomian-yes; Rominger-yes. Motion passed

Ordinance 16-11-03 - 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 PUD, Planned Unit Development and have a future land use of MDR, Medium Density Residential; providing for the severability of this ordinance; providing and effective date and providing for filing with the Clerk of Court and Department of State. Metes and bounds description. 521 23rd Street. (Second Reading)

Mr Doucet read ordinance 16-11-03 by title. Councilman Schaetzle moved approval on second reading. Councilman Henkel seconded. Discussion followed. Council vote: Henkel-yes; Schaetzle-yes; Boudreaux-yes; Nodjomian-yes; Rominger-yes. Motion passed

Ordinance 16-11-04 - An ordinance for the rezoning of certain properties in the City of Niceville, Florida; providing zoning for same and an effective date. Lots 1-12, Block E, Florida Heights, from R-1, Single Family to R-1B, Residential Single Family. Ronald Mathews. (Second Reading)

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Mr Doucet read ordinance 16-11-04 by title. Councilman Schaetzle moved approval on second reading. Councilman Henkel seconded. Discussion followed. Council vote:

Henkel-yes; Schaetzle-yes; Boudreaux-yes; Nodjomian-yes; Rominger-yes. Motion passed

Ordinance 16-11-05 - An ordinance for the rezoning of certain properties in the City of Niceville, Florida; providing zoning for same and an effective date. Lots 1-10, Block G, Florida Heights, metes and bounds description. Parcels 1, 2, and 3. Fayez Shamieh. (Second Reading)

Mr Doucet read ordinance 16-11-01 by title. Councilman Schaetzle moved approval on second reading. Councilman Henkel seconded. Discussion followed. Council vote: Henkel-yes; Schaetzle-yes; Boudreaux-yes; Nodjomian-yes; Rominger-yes. Motion passed

Resolution 16-10-01 - A resolution of the City Council, City of Niceville, Florida authorizing Mr Lee Lewis, of AVCON Inc. to serve as project manager, under the terms of AVCON Inc.'s contract with the City and under general supervision of the Niceville City Manager for the creation and development of a City Public Landing and providing for an effective date.

Mr Doucet read resolution 16-10-01 by title. Councilman Schaetzle moved approval. Councilman Henkel seconded. Discussion followed. Council vote: Henkel-yes; Schaetzle-yes; Boudreaux-yes; Nodjomian-yes; Rominger-yes. Motion passed

Resolution 16-10-02 - A resolution accepting liability associated with the closing of a state roadway for purposes of a parade.

Mr Doucet read resolution 16-10-02 by title. Councilman Schaetzle moved approval. Councilman Henkel seconded. Discussion followed. Council vote: Henkel-yes; Schaetzle-yes; Boudreaux-yes; Nodjomian-yes; Rominger-yes. Motion passed

CITY MANAGER REPORTS/REQUESTS/RECOMMENDATIONS:

Water/Sewer/Drainage Projects – Update

Mr Price briefed the status of current projects.

Water & Sewer

Bayshore Sewer Line Replacement: The contractor has completed the sewer line installation and the manhole relining is being scheduled. Most of the right of way restoration including the roadway patching is completed.

Sewer System Re-lining: The contractor has completed all of the sewer line rehabilitation work in the South Palm Blvd and Palm Estates service areas.

Water Storage Tank Level Valve: The Vault and valve have been installed and we are in the process of installing the controls and the monitoring equipment.

New Pump Station #6: This project has been advertised and the bid opening is scheduled for November 3rd. The engineer will be reviewing the bids and should have the award recommendation at the next Council Meeting.

Stormwater

Kelly Road Outfall Pipe Replacement: Crews have installed 300 feet of the pipe off Kelly Road we are planning to set the new junction box next week.

NFWF Projects:

31st Street Vault: We met with the engineer last week to make some minor adjustments to the pipe line location along Bayshore Drive that will enable us to avoid relocating some of the existing underground and overhead utilities. Those modifications will be incorporated into the plans after which this project will be ready to advertise and bid out.

Thomas Branch: Lee Lewis had planned to be here tonight but was unable to make the meeting. The 10% concept plan is nearly complete and he will be providing that draft to you for comments in the coming days. The final 10% concept should be drafted by the next meeting.

Boggy Bayou Headwaters Project: The comments for this project have been addressed in the final project draft and they have formulated the alternative analysis and are preparing to submit the final draft to the regulatory Agencies for comment. Lee Lewis will be at the next meeting to update the Council on the progress of these two projects.

CRS Audit: City Staff met with the State ISO Floodplain Specialist and we are preparing our response. The meeting was very positive and there is a good chance that the City's ISO Rating could be improved. Currently we have a rating of 7 which enables city residents in a SFHA to receive a 15% discount on flood insurance. If we are able to increase that rating to a 6 those residents will receive a 20% discount. These ratings are

based on a host of activities the City must do that include outreach, education, drainage system maintenance, property acquisition and mapping.

Other Stormwater Activities: Currently we are updating our drainage mapping, performing annual drainage inspections and removing invasive plant species along some of our open drainage conveyances.

New Development Projects Update

Residential

Ruckel 1100 Acres Phase 1: The site work is well underway, currently the contractor is installing underground utilities and grading out the right of ways.

Magnolia Woods Phase 3: The roadways were paved last week and the site work has been completed, currently we are awaiting the delivery of the compliance sampling for the water system and the construction as-builds. We are anticipating that residential building permits will be issued very soon.

Osprey Ridge Development: City staff have completed and approved the civil plan for this 12 lot R-1 project located on 1400 Block of Bayshore Drive. This project will be brought before the Planning Board and City Council Next month for preliminary and final approval.

Commercial

Shoppes at Oak Creek: Site Work is underway for this project.

Waites Commercial: The civil site plan for this small commercial project at the intersection of Partin Drive and Monroe Street has been reviewed and approved by City staff.

Crossings Boulevard Outparcel "E": The City staff has approved the conceptual site plan for a commercial project at the intersection of Crossings Blvd. and Revell Drive. A full staff review will be conducted when the final civil plans are submitted.

Regional Sewer System – Update

Mr Corbin stated that we installed a water pump to keep the screening clear. He stated that employees working at the plant received a 2% salary increase for next fiscal year and provided a brief overview of current projects.

Police Department – Update

Chief Popwell stated that during the month of September the Police Department responded to 2100 calls for police assistance. There were a total of 38 traffic accidents involving 72 vehicles. The estimated amount of damage to these vehicles and related property was \$145,003. A total of 146 Traffic Citations were issued, 18 Misdemeanor, 16 Felony and 2 DUI Arrests was issued. Discussion Followed.

Fire Department – Update

Chief Mayville stated that during the month of September 2016 the Fire Department responded to a total of 153 calls, all which were located within the City limits. Chief Mayville stated that Fire Department employees attended the insurance meeting. Fire Prevention Week starts this week. Our schedules to visit with the elementary schools and childcare centers to talk to the kids about Fire Prevention are set. The theme the National Fire Protection Association has set for this year is “Don’t Wait – Check the Date! Replace Smoke Alarms Every 10 Years.” He stated the football season has started and our firefighters will be at all the home football games for the safety of the players and the audience. We have helped several patrons/players already. He stated the on duty crew with both engines attended the High School Homecoming Parade with the cheerleaders riding on the engines. Firefighters have completed painting and testing hydrants and will begin testing fire hoses soon. He stated that crews have participated in several public relations events during the month and have had several groups come to tour the station

Technology Department – Update

Chad Morris, Technology Department stated that technology personnel are working hard on the imaging process to bring our new desktop computers ready to roll out to the departments. When this project is completed we will start imaging the Lap Tops and issue them to the Council. He stated the GIS department is working with Bruce on stormwater issues getting the points collected and data into the GIS so we can satisfy some of the reporting requirements and responding to the inspection they had.

Amendment to Traffic Signal Maintenance Agreement (TSMA)

Chad Morris stated that a summary of the amended changes included the following items:

- Added Department of Financial Services/FDOT Comptroller standard payment terms to ensure invoices are paid and the agreements will stand up to a financial review.

- Simplified language for penalties and retainage.
- Changed responsibility for pursuing 3rd party damage insurance from Maintaining Agency to FDOT.
- Added requirement for the Maintaining Agency to provide an annual report of its traffic signal maintenance log.
- Added Force Majeure clause to remove liability from both the Maintaining Agency and the FDOT in the event of an Act of God, etc.
- Changed responsibility for periodic mast arm maintenance from Maintaining Agency to FDOT.
- Increased requirement for record retention from 3 to 5 years to comply with Florida's public record rule.
- Decreased inspections to 50% of signals every year (previous agreement was 100% per year).
- Added requirement to allow FDOT access to traffic signal data.
- Deleted checklist in Exhibit C.
- Added new Exhibit C with form for reimbursement for 3rd party damage.

The Council asked several questions regarding the agreement. Mr Corbin stated that any funds received from the State are passed to Okaloosa County. Discussion followed. Councilman Nodjomian moved approval. Councilman Henkel seconded. Councilman Schaetzle asked questions regarding who is responsible for refurbishing the mast arms when the paint starts to peel off. Chad Morris stated periodic mast arm maintenance changed from the Maintaining Agency to FDOT. Discussion followed. Council vote: Henkel-yes; Schaetzle-yes; Boudreaux-yes; Nodjomian-yes; Rominger-yes. Motion passed

Highway 20 Landscaping – Update

Chad Morris stated that plans include replacing the current method of using shallow wells for irrigation and connecting this area to our re-use water system. Discussion followed.

Senior Center – Update

Chad Morris stated that the public works departments have poured the concrete for the porch. We have ordered the materials for rest of the front façade and includes the roof over the porch and the drive through area. We have the materials ordered for the stormwater and drainage for the parking lot. In addition, we have the materials coming in for the water and sewer to be hooked up to the bldg. Discussion followed.

Appointment of a Mayor Pro-tem

Councilwoman Boudreaux moved to appoint Councilman Henkel as the Mayor Pro-tem. Councilman Nodjomian seconded. Councilwoman Boudreaux congratulated Councilman Rominger for the great job he did this past year as the Mayor Pro-tem. Discussion followed. Council Vote: Henkel-yes; Schaetzle-yes; Boudreaux-yes; Nodjomian-yes; Rominger-yes. Motion passed

Other Business:

Code Enforcement – Update

Mr Corbin stated that the Code Enforcement Officer has been very busy. There were approximately 35 calls received during the month of September. He received three calls regarding illegal dumping. All cases were cleared. Two calls about overgrown shrubs on right of way. Cleared. One call about rundown home on Edge Ave. All debris is being removed. Three calls about stagnant water in people's yard. Cleared. Several complaints about political signs - some removed to safer spots out of line of sight. Two calls about cars parked in yards. One case closed and one case open. Four calls about condition of yards. Yards cleaned. One call about old tires in neighbor's yard. Not in our city limits. Fifteen inspections and reports for lien holders for property resale.

Rubberized Track Fund Raising Project – Update

Councilman Nodjomian stated that during the last meeting there was a request made for the City to help fund a project to rubberize the track at Niceville High School. He stated that this is a community project vs a purely school project. He asked the City Manager to determine if there were left over funds from last year's budget that could be used for this purpose. Mr Corbin stated there was \$ 64,900 of unobligated funds that was earmarked for the Paint Ball Facility that was closed and stated they are undesignated funds.

Discussion followed. Councilman Nodjomian moved that the City pledge \$25,000 to help fund the project. Part of his motion included that we would release the money only after we knew the project would in fact be fully funded and would move ahead at that time. The City funding is predicated on these parameters. Councilman Henkel seconded. Discussion followed. Council Vote: Henkel-yes; Schaetzle-yes; Boudreaux-yes; Nodjomian-yes; Rominger-yes. Motion passed

BILLS PAYABLE

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

The meeting adjourned at 8:25 PM.

MAYOR

ATTEST:

CITY CLERK