

**City Council Meeting
February 13, 2017
6:00 PM
Council Chambers**

The Regular Meeting of the Crestview City Council was called to order at 6:00 P.M. Members present were: President Joe Blocker, Vice President J.B. Whitten, Shannon Hayes, Bill Cox, and Doug Faircloth. Also present were the honorable Mayor David Cadle, City Clerk Elizabeth Roy, City Attorney Ben Holley, department heads and members of the press.

REGULAR AGENDA

1. Called to Order

This meeting was called to order by Mr. Blocker at 6:00 p.m.

2. Invocation: Rabbi Francelia McDonald (Yesh Bit Mid) Pledge of Allegiance

The invocation and pledge were led by Rabbi Francelia McDonald.

3. Open Policy making and legislative session

4. Special Presentations

Proclamation of Black History Month

Mayor Cadle read a proclamation commemorating Black History Month.

5. Approval of Minutes

Approval of the minutes from the November 28, 2016 Special Meeting, December 12, 2016 Council Meeting and the December 20, 2016 Special Meeting.

A motion made by Mr. Hayes to approve the minutes from the November 28, 2016 Special Meeting, the December 12, 2016 Meeting and the December 20, 2016 Special Meeting. Seconded by Mr. Whitten with 5 yeas from Mr. Hayes, Mr. Whitten, Mr. Blocker, Mr. Cox, Mr. Faircloth with 0 nays, motion carried.

6. Public Hearings:

**Ordinance 1615- Creating Chapter 18 Article III, Cannabis Related Activities-
Second Reading- Growth Management**

President Blocker opened a Public Hearing for Ordinance 1615- Chapter 18 Article III, Cannabis Related Activities.

President Blocker asked the City Clerk to read Ordinance 1615.

City Clerk stated, "Thank you, Mr. President Ordinance 1615 reads by title,

AN ORDINANCE OF THE CITY OF CRESTVIEW, FLORIDA, CREATING CHAPTER 18 ARTICLE III, CANNABIS RELATED ACTIVITIES; PROVIDING FOR AUTHORITY; PROVIDING FOR THE CREATION OF CHAPTER 18 ARTICLE III, CONTAINING SECTION 18-76. DEFINITIONS; SECTION 18-77. TEMPORARY MORATORIUM, WHICH ESTABLISHES A TEMPORARY MORATORIUM ON GROWING, CULTIVATION, PROCESSING, MANUFACTURING, DISPENSING, DISTRIBUTION, AND WHOLESALE AND RETAIL SALE OF MEDICAL CANNABIS, LOW-THC CANNABIS, AND DERIVATIVE PRODUCTS, OR ANY RELATED ACTIVITIES; ESTABLISHING A TEMPORARY MORATORIUM ON THE OPENING, RELOCATION, OR EXPANSION OF ANY MEDICAL MARIJUANA DISPENSING FACILITY WITHIN THE CITY LIMITS; SECTION 18-78, STUDY AND RECOMMENDATIONS; SECTION 18-79. PENALTIES; AND SECTIONS 18-80 – 18-99. RESERVED; PROVIDING FOR SEVER- ABILITY; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

This is the Second Reading of Ordinance."

President Blocker asked for Staff input.

Ms. Gaillard, Growth Management Director stated for the record in 2016 the Florida Legislature amended the Right to Try Act, codified at Section 499.0295, Florida Statutes, which amended the Compassionate Use Act and legalized the cultivation, production, and dispensing organization to "Medical Cannabis," as defined by Section 381.986(l)(f), Florida Statutes, and derivative products by a licensed dispensing organization to "Eligible Patients," as defined by Section 499.0295, Florida Statutes. In November, Florida voters decided to amend the Florida Constitution to legalize the cultivation, production and dispensing of medical cannabis for a broader population of eligible patients. Currently, Florida laws relating to the cultivation, production, and dispensing of cannabis products are rapidly changing- raising substantial questions about whether cannabis-related uses, may have deleterious and negative secondary effects on the City.

However, the comprehensive State licensing and regulatory framework directs that the criteria for the number and location of, and other permitting requirements that do not conflict with state law or department rule for, dispensing facilities of cannabis business may be determined by local ordinance.

The purpose of this ordinance is to place a temporary moratorium on Medical Cannabis Activities, for a period reasonably necessary for the City to determine the best way to regulate Medical Cannabis Activities for the benefit of the public health, safety, and welfare and to promulgate reasonable regulations relating to such activities. The temporary moratorium will reduce the likelihood of the unregulated negative secondary effects of cannabis dispensing facilities, while allowing the opportunity to investigate the impacts of cannabis dispensing facilities and to formulate reasonable regulations relating to such establishments. Beginning on the effective date of this Ordinance and continuing through September 1, 2017 or sooner if provided by another ordinance through City Council.

A moratorium is hereby imposed on the opening, relocation and expansion of any dispensing facilities within the corporate limits of the City of Crestview. Including but not limited to dispensing facilities owned and operated by approved dispensing organizations under Section 381.986, Florida Statutes. The City shall not issue any Business Tax Receipts or license of any kind permitting any dispensing facilities to do business in the City during the moratorium period, nor shall the City accept any applications for Business Tax Receipts or license of any kind for the dispensing facilities to do business within the City. In addition the moratorium is hereby imposed on all medical cannabis activities by any person or entity that is not approved under the dispensing organization under Section 381.986, Florida Statutes, except where inconsistent with Florida law.

President Blocker asked opened the floor for Public comments.

President Blocker closed the Public comments and asked for action by Council.

A motion made by Mr. Whitten to adopt Ordinance 1615 and send to Mayor, Council President and City Clerk for signatures. Seconded by Mr. Cox with 5 yeas from Mr. Whitten, Mr. Cox, Mr. Blocker, Mr. Faircloth, Mr. Hayes with 0 nays, motion carried.

7. Public Opportunity on Council Propositions

8. Consent Agenda

- a. Approval of invoice from Ben Holley for \$3727.50.**
- b. Approval of Ard, Shirley and Rudolph invoice in the amount of \$87.50 and \$2574.92.**
- c. Approval of extension of SEAS Contract- Public Services**
- d. Approval of extension of Atkins Contract- Public Services**

- e. **Approval of agreement with 10-8 for Fire Apparatus repair- Fire Chief**
- f. **Approval of Police Car Purchase-Police Chief**
- g. **Approval of revised Sensus agreement- Public Services**
- h. **Approval of the issuance of Certificate of Compliance for a 3PS License to be located at 1375 Ferdon Blvd North in the Northerest Complex.**

Mr. Blocker asked for action by Council.

Mr. Hayes requested that Consent Agenda item “f” be pulled from the Agenda.

A motion made by Mr. Hayes to approve Consent Agenda items “a” through “h” with the exception of “f”. Seconded by Mr. Cox with 5 yeas from Mr. Hayes, Mr. Cox, Mr. Blocker, Mr. Whitten, Mr. Faircloth with 0 nays, motion carried.

Mr. Hayes stated that he does approve item “f” but thought it beneficial for the Police Chief to address the purchase of a vehicle.

A police officer explained that due to the total loss of a vehicle is the reason for the purchase of a car.

Discussion ensued relative to Consent Agenda item “f”.

A motion made by Mr. Hayes to approve Consent Agenda item “f”. Seconded by Mr. Cox with 5 yeas from Mr. Hayes, Mr. Cox, Mr. Blocker, Mr. Whitten, Mr. Faircloth, with 0 nays, motion carried.

9. Resolutions

a. Resolution 17-03- Out of City Water- 406 Cooper Street

President Blocker asked the City Clerk to read Resolution 17-03.

City Clerk stated, “Mr. President, Resolution 17-03 reads by title,

A RESOLUTION BY THE CITY COUNCIL OF CRESTVIEW, FLORIDA ACCEPTING A PETITION FOR OUT-OF-CITY WATER SERVICE; ESTABLISHING WATER SERVICE FOR PROPERTY LOCATED AT 406 COOPER STREET AKA 21-3N-23-1670-0019-0020; OKALOOSA COUNTY, FLORIDA; ALLOWING FOR WRITTEN OBJECTIONS BY CITIZENS; AND, IF NECESSARY A PUBLIC HEARING WITHIN 30 DAYS FROM ENACTMENT OF THIS RESOLUTION; PROVIDING FOR A MUNICIPAL SERVICES AGREEMENT BETWEEN THE PETITIONER AND CITY; AND PROVIDING FOR AN EFFECTIVE DATE.

This is Resolution 17-03.”

President Blocker asked for Staff report.

Ms. Gaillard, Growth Management Director this petition was submitted by Debra Reece, the new property owner. This property lies within the water service area and is currently being served at this time. The property is not contiguous therefore is not eligible for annexation at this time. The executed Petition and Agreement allows for annexation. The water concurrency is available and sufficient for the City to meet the demands. A 30-day period from enactment of this resolution is provided for protest to ascertain whether or not a public hearing is required. All applicable fees have been paid.

President Blocker called for action by Council.

A motion made by Mr. Hayes to adopt Resolution 17-03. Seconded by Mr. Whitten, with 5 yeas from Mr. Hayes, Mr. Whitten, Mr. Blocker, Mr. Faircloth, Mr. Cox with 0 nays, motion carried.

b. Resolution 17-04 Continued Support for the Construction of the Whitehurst Lane Sidewalk Project.

President Blocker asked the City Clerk to read Resolution 17-04.

City Clerk stated, "Mr. President, Resolution 17-04 reads by title,

**A RESOLUTION BY THE CRESTVIEW CITY COUNCIL, FLORIDA,
TO CONTINUE TO SUPPORT CONSTRUCTION OF THE
WHITEHURST LANE SIDEWALK ADDITION WITH
TRANSPORTATION ALTERNATIVE PROGRAM FUNDING; AND
PROVIDING FOR AN EFFECTIVE DATE.**

This is Resolution 17-04."

President Blocker asked for Staff Reports.

Ms. Gaillard, Growth Management Director stated that this project came before Council in April of 2015 in the form of Resolution 15-08. The project will provide a sidewalk from Antioch Road to Antioch Elementary School and will provide safe pedestrian access from Addison Place apartments to Antioch Elementary. This project is high on the priority list because of issues related to school route safety and the fatality in this area along Antioch Road in 2015. The new sidewalk will line up with the City's Comprehensive Plan for providing safe pedestrian ways. This project would be built with future grant or FDOT money and will have no effect on the City budget. This project has been on the TPO list for more than a decade, the resolution shows continued support by the City of Crestview.

President Blocker called for action by Council.

Discussion ensued relative to Resolution 17-04.

A motion made by Mr. Cox to adopt Resolution 17-04. Seconded by Mr. Whitten with 5 yeas from Mr. Cox, Mr. Whitten, Mr. Blocker, Mr. Hayes, Mr. Faircloth, with 0 nays, motion carried.

10. Committee Reports

a. Presentation by Dog Park Committee

Ms. April Meier, of the Crestview Main Street Association, informed Council that after a considerable donation was made for the building of a dog park. The committee now has enough funds for the building of a dog park for the City.

11. Scheduled Presentations from the Public

a. Fee Waiver Request- Vet Expo

Ms. Elizabeth Westby, 4767 Balboa Road, Crestview, FL a representative of CareerSource Job Center stated that every year a huge job fair is done in the City that is a county wide event and there is a huge focus for Veterans. Being that CareerSource is a grant funded non-profit organization funds are very limited. She is requesting a waiver of the two day rental for the Community Center so that the event can be held there.

Mr. Hayes and Mr. Whitten strongly support this request.

A motion made by Mr. Hayes to approve the Fee Waiver request in the amount of \$400.00 for the Vet Expo. Seconded by Mr. Faircloth with 5 yeas from Mr. Hayes, Mr. Faircloth, Mr. Blocker, Mr. Whitten, Mr. Cox, with 0 nays, motion carried.

12. Project Reports and Comments from the Mayor and Council

Mayor Cadle, addressed Department Heads and requested that they review the City policy as it relates to media releases from employees. He's familiar with the policy in the Public Safety department but thinks a better system of communication between Departments is needed.

Mayor Cadle then informed Council that Fire Chief Traylor would be retiring at on April 30, 2017. He spoke very highly of the Fire Chief and his accomplishments with the City Fire Department, thanked him for his service and wished him well.

Mr. Faircloth also thanked the Fire Chief for his service.

Mr. Hayes stated that he's observed more graffiti around the City. He implored Citizens to call the Police Department and report it if they see a person spraying graffiti.

Mr. Whitten stated that the workshop that is scheduled on February 27th will involve public participation. The topic of discussion for that Workshop will be on the homeless situation in the City of Crestview. There will be invitations sent out to: religious leaders, non-profit associations, community providers that the Council President will sign. This workshop should facilitate ideas and steps that can be taken to help with this issue.

Mr. Cox thanked the Fire Chief for his many years of service.

Mr. Blocker asked the Fire Chief the status of the emergency alarm system for the City of Crestview.

Fire Chief Traylor stated the cost to put the system in this City would be overwhelming and those systems are proven not to be effective due to newer homes being soundproof. The alternative is purchasing a system that can be used over the AM or FM radio to alerting the public.

13. Staff Reports and Recommendations

a. Historical Preservation Board appointees

Ms. Gaillard, Administrative Assistant explained the importance of the Historical Preservation Board and how members are appointed and the length of those appointments. At present time it was a request that two of the Board's most prestigious members Ms. Betty Curenton and Ms. Claudia Patten be deemed as Honorary Board Members due to health reasons and to have Mr. Mike Wing and Mr. Mickey Rytman be considered to actively fill the remainder of the terms held by Ms. Curenton and Ms. Patten.

Discussion ensued relative to the information presented.

A motion made by Mr. Hayes to appoint Betty Curenton and Claudia Patten as Lifetime Honorary Members of the Historical Board for the City of Crestview. Seconded by Mr. Cox with 5 yeas from Mr. Hayes, Mr. Cox, Mr. Blocker, Mr. Whitten, Mr. Faircloth with 0 nays, motion carried.

A nomination was made by Mr. Cox to appoint Mike Wing to fill the remainder of the term previously held by Betty Curenton as a voting Member of the Historical Preservation Board for the City of Crestview.

A nomination was made by Mr. Whitten to appoint Mickey Rytman to fill the remainder of the term previously held by Claudia Patten as a voting Member of the Historical Preservation Board for the City of Crestview.

A motion made by Mr. Faircloth to appoint Wanda Hulion as an alternate Member of the Historical Preservation Board for the City of Crestview. Seconded by Mr. Cox with 5 yeas from Mr. Faircloth, Mr. Cox, Mr. Blocker, Mr. Whitten, Mr. Hayes with 0 nays, motion carried.

b. Board of Adjustment Board appointee

Ms. Gaillard, Administrative Assistant, explained the importance and of the Board of Adjustment, how the members are selected and the duties for the appointed members.

Discussion ensued.

A motion made by Mr. Blocker to appoint Michael P. Gilbert to serve on the Board of Adjustment. Seconded by Mr. Faircloth with 5 yeas from Mr. Blocker, Mr. Faircloth, Mr. Whitten, Mr. Hayes, Mr. Cox with 0 nays, motion carried.

A motion made by Mr. Whitten to appoint Harry LeBoeuf to serve on the Board of Adjustment. Seconded by Mr. Hayes with 5 yeas from Mr. Whitten, Mr. Hayes, Mr. Blocker, Mr. Faircloth, Mr. Cox, with 0 nays, motion carried.

c. Growth Management Personnel Classification

Ms. Gaillard, Growth Management Director, stated that with the recent onset of accidents, illnesses and soon to be retirement, coupled with the ever-increasing workload, the following shifting on personnel will need to take place. Ms. Gaillard noted that she had discussed the changes with the City Clerk and the Growth Management Department. Currently Ms. Yaun is currently out on medical leave. Ms. Yuan's employment position currently is a Grade 12/Step 25 and Marsha Johns, the current Executive Assistant is a Grade 12/Step 24 but Ms. Johns will be retiring on June 30th. Ms. Gaillard is requesting to reposition Ms. Yaun to Ms. John's position after her retirement, which would leave the position of Planner available to be filled. She then explained the need of hiring a qualified candidate for the Planner position and how the current budget can be refigured to hire a Planner. She included that current Senior Planner was approaching the six month deadline to satisfy the job qualifications to advance to another Grade. In total to accomplish all three requests would require the approval of \$26,495.00.

Mr. Blocker asked for action by Council.

A motion made by Mr. Cox to approve the changes in personnel classifications and additional funding request of \$26,495.00 for new planning personnel within the Growth Management Department. Seconded by Mr. Hayes with 5 yeas from Mr. Cox, Mr. Hayes, Mr. Blocker, Mr. Whitten, Mr. Faircloth with 0 nays, motion carried.

d. Discussion of Future Meetings

Ms. Gaillard, Administrative Assistant, stated that there will be a Workshop meeting on February 27th but a start time is needed for this meeting because there has been a request to hold a Special Meeting before the Workshop.

Discussion ensued.

After much discussion, it was agreed that the Special Meeting would start at 5:00 p.m. with the Workshop beginning at 6:00 p.m.

Ms. Gaillard announced that there will be a March 13th Council Meeting and a March 27th Workshop. She would like to present research items concerning Out-of-City water and the FLUM at that Workshop and inquired of Council of any subjects that they would like discussed at the Workshop.

Mr. Blocker stated that Council would notify her if there were any items to add to the March 27th Workshop agenda.

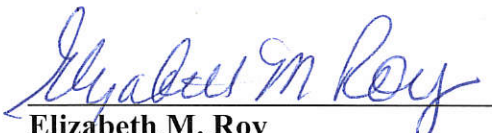
14. Comments from the Audience

Mr. Paul Lowry, 1406 Sioux Circle, Crestview Fl, President of the Main Street Association, thanked Council for their help with the CRA and Main Street. Informed Council that in April of 2018 the Crestview Main Street Association will be hosting a State meeting where other Main Street Associations from across the State will be in attendance. He extended an offer for a liaison from the Council to be a part of the Main Street Association there has not been one for awhile and it would be appreciated to have one. The meetings are on the third Thursday at 8:00 a.m. at the Florida A&M University Pharmacy School.

Mr. Cox announced the Winterfest that will take place this Saturday from 10:00 a.m. to 10:00 p.m. at the Old Spanish Trail Park.

15. Adjournment

This meeting was adjourned by Mr. Blocker at 8:05 p.m.



Elizabeth M. Roy
City Clerk



J B Whitten
Council President

Minutes approve this 10th day of April, 2017.