

City Council Meeting
March 11, 2019
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 J.B. Whitten, Vice President Bill Cox, Shannon Hayes, Joe Blocker. Also present were the honorable Mayor David Cadle, City Clerk Elizabeth Roy, City Manager Tim Bolduc, Interim-City Attorney Mr. Holloway, department heads and members of the press. Councilmember Doug Faircloth was not in attendance.

REGULAR AGENDA

1. Called to Order

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

2. Invocation: Chief Anthony Holland, Crestview Fire Chief

The invocation and pledge were led by Chief Anthony Holland, Crestview Fire Chief.

3. Open Policy making and legislative session

Mr. Whitten opened the City Council meeting and informed the public that Mr. Faircloth was not in attendance.

4. Approval of Agenda

Mr. Whitten asked if there were any objections or changes to the current agenda.

There were no objections, so the Agenda was approved by unanimous consent.

5. Special Presentations

Okaloosa County Commissioners Mr. Boyle and Mr. Fountain presented the City with a clock for allowing the County to use the Council Chambers to conduct their meetings.

Mayor Cadle presented to the Council the Okaloosa County School Board Teacher of the Year, Ms. Angela Ritz a middle school teacher at Davidson Middle School.

6. Approval of Minutes

Approval of the minutes from the February 11, 2019 Council Meeting.

Mr. Whitten asked for the approval of the minutes.

There were no objections the minutes were approved by unanimous consent.

7. Public Hearings:

a. Ordinance 1652- Comp Plan Amendment 18-1 (100 +/- acres) City of Crestview.

b. Ordinance 1679 Comp Plan Amendment 19S (3.69) Phillips Energy, Inc.

PRESIDENT: Pursuant to Article 4, Chapter 102 of the City Code, and Florida Statutes, I now declare the public hearing open to receive oral and written comments into the official record, concerning the consideration of adoption of Comprehensive Plan Amendments 18-1 and 19S1. The adoption of the Amendments will be accomplished by the adoption of Ordinances 1652 and 1679, respectively.

For the record, the Council asks that all speakers identify themselves by name, and address. We also ask that speakers confine their oral remarks to the time allocated when recognized by the Chair. Written comments received by the Staff shall be presented to the Council and excerpts listed in the official minutes. The Growth Management Staff and the City's Consultant, Mr. Jack Dorman of J.E. Dorman and Associates, will speak on behalf of the City.

PRESIDENT: I now call upon the City Clerk to recite for the record, legal notice data provided to the public concerning this public hearing.

CITY CLERK: Mr. President, publication of the legal notice for the Ordinances was accomplished in The Crestview News Bulletin on Wednesday, February 27, 2019.

PRESIDENT: As noted, Comprehensive Plan Amendment 18-1 will be accomplished by Ordinance Number 1652, and, I now ask the City Clerk to read Ordinance by title.

CITY CLERK: Mr. President, Ordinance Number 1652 by title reads:

ORDINANCE NO. 1652

AN ORDINANCE OF THE CITY OF CRESTVIEW, FLORIDA, AMENDING ITS ADOPTED COMPREHENSIVE PLAN; PROVIDING FOR AUTHORITY; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR PURPOSE; PROVIDING FOR CHANGING THE FUTURE LAND USE DESIGNATION FROM OKALOOSA COUNTY MIXED USE TO CITY OF CRESTVIEW PUBLIC LANDS ON APPROXIMATELY 100 ACRES, MORE OR LESS, IN SECTION 30, TOWNSHIP 3 NORTH, RANGE 23 WEST; PROVIDING FOR FUTURE LAND USE MAP

AMENDMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

This is the second reading of Ordinance 1652 by title.

PRESIDENT: I now ask for presentation of staff reports and comments, if any, whether written or verbal. The Chair recognizes the Growth Management Department Staff to present any staff reports or comments.

STAFF: Mr. President, the 100 acres of partially developed property, is located on the eastern side of the City's spray field, in Section 30, Township 3 North, Range 23 West, and was recently annexed into the jurisdictional limits of the City. A portion of the site has been developed as part of the adjacent sanitary sewer treatment facility, together with the infrastructure for same. Discussions for the remainder of the property include the possible development of training facilities for the Crestview Police and Fire Departments.

No written or verbal comments were received from the public. The Staff, Technical Review Committee and Local Planning Agency recommend approval of this conventional plan amendment.

PRESIDENT: The Chair now recognizes the Consultant to provide input regarding Plan Amendment Number 18-1.

CONSULTANT: As Ms. Gaillard mention it is one-hundred acres and any development that may happen will have to be approved during a Public Hearing process. This amendment to the nine agencies for approval back in the end of 2018 and provided no comments or objections.

PRESIDENT: Is there anyone in the audience who wishes to speak for or against Ordinance 1652?

PROPONENTS: There were none.

OPPONENTS: There were none.

PRESIDENT: At this time, I will close public input except for direct questions by members of the Council.

COUNCIL MEMBERS: There were no comments.

PRESIDENT: Call for motion and second.

COUNCIL MEMBERS: Motion and second.

Councilmember Blocker: I move to adopt Ordinance 1652 and send to Mayor, Council President and City Clerk for signatures and to authorize the Mayor to execute the Letter of Transmittal for Amendment 18-1 to the State Agencies.

PRESIDENT:

There is a motion and second to adopt Ordinance Number 1652 and send to Mayor, Council President, and City Clerk for signatures and to authorize the Mayor to execute the Letter of Transmittal for Amendment 18-1 to the State Agencies.

Call for the vote and 4 yeas from Mr. Blocker, Mr. Hayes, Mr. Whitten, Mr. Cox.

PRESIDENT: Continue on to Agenda Item 7b.

PRESIDENT: The next item for consideration is Comprehensive Plan Amendment 19S1, which will be accomplished by Ordinance Number 1679, and, I now ask the City Clerk to read Ordinance by title.

CITY CLERK: Mr. President, Ordinance Number 1679 by title reads:

ORDINANCE NO. 1679

AN ORDINANCE OF THE CITY OF CRESTVIEW, FLORIDA, AMENDING ITS ADOPTED COMPREHENSIVE PLAN; PROVIDING FOR AUTHORITY; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR PURPOSE; PROVIDING FOR CHANGING THE FUTURE LAND USE DESIGNATION FROM OKALOOSA COUNTY MIXED USE CATEGORY TO CITY OF CRESTVIEW COMMERCIAL FUTURE LAND USE CATEGORY ON APPROXIMATELY 3.69 ACRES, MORE OR LESS, IN SECTIONS 7 AND 18, TOWNSHIP 3 NORTH, RANGE 23 WEST; PROVIDING FOR FUTURE LAND USE MAP AMENDMENT; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

This is the second reading of Ordinance 1679 by title.

PRESIDENT: I now ask for presentation of staff reports and comments, if any, whether written or verbal. The Chair recognizes the Growth Management Department Staff to present any staff reports or comments.

STAFF: Mr. President, the 3.69 acres, consisting of 2 parcels of developed property, is located on James Lee Blvd W, in Sections 7 & 18, Township 3 North, Range 23 West. The owners plan to redevelop in a concept similar what currently exists now.

No written or verbal comments were received from the public. The Staff, Technical Review Committee and Local Planning Agency recommend approval of this small-scale plan amendment.

PRESIDENT: The Chair now recognizes the Consultant to provide input regarding Plan Amendment Number 19S1.

CONSULTANT: This is a small-scale amendment that will put the property in the City's commercial category, which has significantly fewer impacts on infrastructure.

PRESIDENT: Is there anyone in the audience who wishes to speak for or against Ordinance 1679?

PROPOSERS: There were none.

OPPOSERS: There were none.

PRESIDENT: Close public input for this portion of the public hearing except for direct questions by members of Council.

PRESIDENT: At this time, I will close public input except for direct questions by members of the Council.

COUNCIL

MEMBERS: There were none.

There were none.

PRESIDENT: Call for motion and second.

COUNCIL

MEMBERS:

Councilmember Hayes: *I move to adopt Ordinance 1679 and send to Mayor, Council President and City Clerk for signatures.*

PRESIDENT: *After motion is made:*

There is a motion and second to adopt Ordinance Number 1679 and send to Mayor, Council President, and City Clerk for signatures.

There were 4 yeas from Mr. Hayes, Mr. Blocker, Mr. Whitten, Mr. Cox.

PRESIDENT: I now declare the public hearing closed.

c. Ordinance 1653 Rezoning of 100 +/- acres (18-1) City of Crestview.

President Whitten asked the Public if there was anyone there to speak for or against Ordinance 1653.

There were none.

President Whitten then asked the City Clerk to read Ordinance 1653 by title.

City Clerk, stated, "Mr. President Ordinance 1653 reads by title,

ORDINANCE NO. 1653

AN ORDINANCE OF THE CITY OF CRESTVIEW, FLORIDA, PROVIDING FOR THE REZONING OF 100 ACRES, MORE OR LESS, OF REAL PROPERTY, LOCATED IN SECTION 30, TOWNSHIP 3 NORTH, RANGE 23 WEST, FROM THE OKALOOSA COUNTY MIXED USE DISTRICT ZONING (MU) TO THE PUBLIC LANDS DISTRICT ZONING (P); PROVIDING FOR AUTHORITY; PROVIDING FOR THE UPDATING OF THE CRESTVIEW ZONING MAP; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

This is the Second Reading of Ordinance 1653."

President Whitten asked for Staff Reports.

Ms. Gaillard, Growth Management Director, stated that this is the zoning that will implement the Comprehensive Plan category place on the one hundred acres in the Comp Plan Amendment in 18-1.

President Whitten asked for action by Council.

A motion made by Mr. Cox to adopt Ordinance 1653 on Second Reading and sending to the Mayor, Council President and City Clerk for signatures. Seconded by Mr. Blocker with 4 yeas from Mr. Cox, Mr. Blocker, Mr. Whitten, Mr. Hayes with 0 nays, motion approved by unanimous consent.

d. Ordinance 1680 Rezoning 3.69 acres (19S1) Phillips Energy, Inc.

President Whitten asked the Public if there was anyone there to speak for or against Ordinance 1680.

There were none.

President Whitten then asked the City Clerk to read Ordinance 1680 by title.

City Clerk, stated, "Mr. President Ordinance 1680 reads by title,

ORDINANCE NO. 1680

AN ORDINANCE OF THE CITY OF CRESTVIEW, FLORIDA, PROVIDING FOR THE

REZONING OF 3.69 ACRES, MORE OR LESS, OF REAL PROPERTY, LOCATED IN SECTIONS 7 AND 18, TOWNSHIP 3 NORTH, RANGE 23 WEST, FROM THE OKALOOSA COUNTY MIXED USE DISTRICT ZONING TO THE CITY OF CRESTVIEW COMMERCIAL DISTRICT ZONING (C-1); PROVIDING FOR AUTHORITY; PROVIDING FOR THE UPDATING OF THE CRESTVIEW ZONING MAP; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

This is the Second Reading for Ordinance 1680.

President asked for Staff Reports.

Ms. Gaillard, Growth Management Director stated this ordinance will implement the building regulations on the property of 3.69 acres for Phillips Energy, this was the small comp plan that was passed with Ordinance 1679.

President Whitten asked for action by Council.

A motion made by Mr. Blocker to adopt Ordinance 1680 on Second reading and sending it to the Mayor, Council President and City Clerk for signatures. Seconded by Mr. Hayes with 4 yeas from Mr. Blocker, Mr. Hayes, Mr. Whitten, Mr. Cox with 0 nays, motion carried by unanimous consent.

25.39

e. Ordinance 1681 Rezoning for 7.92 acres (Live Oak Church Road) Zeb Watts

President Whitten asked the Public if there was anyone there to speak for or against Ordinance 1681.

There were none.

President Whitten then asked the City Clerk to read Ordinance 1681 by title.

City Clerk, stated, "Mr. President Ordinance 1681 reads by title,

ORDINANCE NO. 1681

AN ORDINANCE OF THE CITY OF CRESTVIEW, FLORIDA, PROVIDING FOR THE REZONING OF 7.31 ACRES, MORE OR LESS, OF REAL PROPERTY, LOCATED IN SECTIONS 32 AND 33, TOWNSHIP 3 NORTH, RANGE 23 WEST, FROM THE PUBLIC LANDS DISTRICT ZONING TO THE COMMERCIAL DISTRICT ZONING (C-1) FOR 2.54 ACRES, MORE OR LESS AND THE SINGLE FAMILY DWELLING DISTRICT (R-1) FOR 4.77 ACRES MORE OR LESS; PROVIDING FOR AUTHORITY; PROVIDING FOR THE UPDATING OF THE CRESTVIEW ZONING MAP; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

This is the Second Reading of Ordinance 1681."

President Whitten asked for Staff Reports.

Ms. Gaillard, Growth Management Director stated, that the property owners Zeb and Sara Watts are looking to use the first two-hundred feet of the property for a commercial endeavor and the remainder to build their homes.

President Whitten asked for action by Council.

A motion made by Mr. Cox to adopt Ordinance 1681 on Second reading and sending it to the Mayor, Council President, and City Clerk for signatures. Seconded by Mr. Blocker with 4 yeas from Mr. Cox, Mr. Blocker, Mr. Whitten, Mr. Hayes with 0 nays, motion passed with unanimous consent.

8. Public Opportunity on Council Propositions

9. Consent Agenda

- a. Approval of invoice from Allen, Norton and Blue in the amount of \$127.50.**
- b. Approval of Ard, Shirley and Rudolph invoice in the amount of \$910.00.**
- c. Approval of Interim Attorney Agreement.**
- d. Approval of Annual Amendment for Waste Water Treatment Plant.**
- e. Approval of Lease Agreement, Redstone Commons.**

Mr. Whitten asked for action by Council.

A motion made by Mr. Blocker to approve the Consent Agenda items “a”, “b”, “c”, “d” and “e”. Seconded by Mr. Hayes with 4 yeas from Mr. Blocker, Mr. Hayes, Mr. Whitten, Mr. Cox with 0 nays, motion carried.

10. Resolutions

a. Resolution 19-20- Council Meeting Rules and Regulations

President Whitten asked the City Clerk to read Resolution 19-20.

City Clerk stated, “Mr. President, Resolution 19-20 reads by title,

RESOLUTION NO. 19-20

A RESOLUTION OF THE CITY COUNCIL OF CRESTVIEW, FLORIDA, AMENDING THE CITY COUNCIL RULES OF PROCEDURE, RESOLUTION 13-12, AS AMENDED BY RESOLUTION 13-17, AS AMENDED BY RESOLUTION 15-09, AS AMENDED BY RESOLUTION 16-03, AS AMENDED BY RESOLUTION 16-12, AS AMENDED BY RESOLUTION 16-18, CRESTVIEW CITY COUNCIL RULES AND PROCEDURES, SECTION THROUGH OUT; AND PROVIDING FOR AN EFFECTIVE DATE.

This is Resolution 19-20.”

President Whitten asked for Staff Reports.

Mr. Bolduc, City Manager stated, the adoption of the City Charter amendments and related Ordinance, created the need to revise various documents, resolutions, ordinances, and policies. The Crestview City Council Rules and Procedures have been amended from time to time to provide for various changes and shifts in the way City Council and applicable City Staff function in the performance of City Council meetings.

The proposed changes to the Crestview City Council Rules and Procedures reflect the following:
1. The City Manager has been tasked with various operational responsibilities for the City through the adoption of recent Charter amendments and related ordinance. As such, the City Council is no longer dependent upon the Administrative Assistant to the Council, which, in all respects, has been replaced by the City Manager. 2. The City's need for Council to have two regular meetings, relating to the speed at which Ordinances and development may be reviewed. 3. Scrivener's errors.

President Whitten asked for action by Council.

A motion made by Mr. Cox to adopt Resolution 19-20. Seconded by Mr. Blocker with 4 yeas from Mr. Cox, Mr. Blocker, Mr. Whitten, Mr. Hayes with 0 nays, motion carried.

11. Committee Reports

12. Scheduled Presentations from the Public

13. Project Reports and Comments from the Mayor and Council

Mayor Cadle informed the Council that the Crestview High School Basketball team won the State Championship and suggested that the City celebrate the team's win. In speaking with Principal Day there is a committee planning an event and he suggested having a sign made celebrating the event.

Discussion ensued.

Mr. Hayes announced that he will sponsoring a Town Hall meeting to introduce the City Manager.

Mr. Whitten announced the Farewell Dinner for Mayor Cadle, a reception that he's hosting at Hub City BBQ and on April 1st is the official day of swearing in the Mayor and two new Councilmembers.

14. Staff Reports and Recommendations

a. Discussion/Appointment of New CRA Board Member to replace Ron Gautney

Mr. Bolduc, City Manager, informed the Council that due to Mr. Gautney's resignation there have been four individuals who have applied to fill that position. Staff is recommending that a selection comes from those four.

Discussion ensued.

Mr. Whitten asked for action by Council.

Discussion ensued.

A motion made by Mr. Blocker to appoint Mr. Ellis Conner to the CRA Board to replace the seat vacated by Mr. Ron Gautney. Seconded by Mr. Hayes with 2 yeas from Mr. Blocker and Mr. Hayes with 2 nays from Mr. Whitten and Mr. Cox, motion died due to lack of votes.

A motion made by Mr. Cox to appoint Ms. Linda Parker to the CRA Board to replace the seat vacated by Mr. Ron Gautney. Seconded by Mr. Blocker with 3 yeas from Mr. Cox, Mr. Blocker, Mr. Hayes and 1 nay from Mr. Whitten, motion carried.

b. First Reading: Ordinance 1682- Out of City Water

President Whitten asked the City Clerk to read Ordinance 1682.

City Clerk stated, "Mr. President, Ordinance 1682 reads by title.

ORDINANCE NO 1682

AN ORDINANCE OF THE CITY OF CRESTVIEW AMENDING SECTION 90-137 "SERVICE TO NONCITY CUSTOMERS" OF ORDINANCE NO. 817 OF THE CODE OF ORDINANCES OF THE CITY OF CRESTVIEW, FLORIDA TO REMOVE CITY COUNCIL APPROVAL REQUIREMENTS AND TO ALLOW FOR THE ESTABLISHMENT OF AN ADMINISTRATIVE PROCESS FOR ACCEPTANCE AND APPROVAL OF APPLICATION FOR OUTSIDE CITY UTILITY SERVICES; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS AND SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

This is the First Reading of Ordinance 1682."

President Whitten asked for Staff Reports.

Mr. Bolduc, City Manager informed Council that the current approval process for Out of City Utility Services has proven inadequate and slow to respond to some customer needs. Neither Florida Statutes nor established legal precedent require that the City Council enact a resolution expanding the City's Water Service Area at every instance of non-city customer application. By amending the current language to allow for administrative approval, applications for non-city utility service will be processed in a more expeditious manner. He then reviewed some of the changes of the process.

Discussion ensued concerning the information presented.

President Whitten asked for action by Council.

A motion made by Mr. Blocker to adopt Ordinance 1682 on First Reading and move to Second Reading. Seconded by Mr. Cox with 4 yeas from Mr. Blocker, Mr. Cox, Mr. Whitten, Mr. Hayes with 0 nays, motion carried.

c. Request for Fee Waiver- Career Source Vet Expo

Ms. Roy, City Clerk informed the Council that every year Career Source does a job expo for Veterans and other service organizations. This is a request for the fees to be waived for the use of the Community Center on July 17, 2019 in the amount of \$400.00.

Discussion ensued.

Mr. Whitten asked for action by Council.

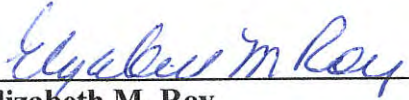
A motion made by Mr. Blocker to approve the fee waiver for the Career Source expo in July of 2019. Seconded by Mr. Cox with 4 yeas from Mr. Blocker, Mr. Cox, Mr. Whitten, Mr. Hayes with 0 nays, motion carried.

d. City Manager Report


15. Comments from the Audience

16. Adjournment

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



Elizabeth M. Roy
City Clerk



J B Whitten
Mayor

Minutes approve this 13th day of May, 2019.