

City Council Meeting
June 22, 2020
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 Shannon Hayes, Joe Blocker, Andrew Rencich, Cynthia Brown and Harry LeBoeuf. Also present were the honorable Mayor JB Whitten, City Clerk Elizabeth Roy, City Manager Tim Bolduc, City Attorney Mr. Holloway, department heads and members of the press.

REGULAR AGENDA

1. Called to Order

This meeting was called to order by the Honorable Mayor Whitten at 6:00 p.m.

2. Invocation and Pledge of Allegiance

The invocation was led by Mr. Bolduc, City Manager with the pledge led by Mr. LeBoeuf.

3. Open Policy making and legislative session

4. Approval of Agenda

Mayor Whitten asked if there were any changes or objections to the current Agenda.

There were no objections or changes to Agenda it was approved by unanimous consent.

5. Presentations

5.1 Presentation to CERT- Mayor Whitten

Mayor Whitten presented a Certificate of Appreciation to the CERT team with all their help and assistance.

6. Consent Agenda

6.1 Approval of minutes from the May 11, 20220 City Council Meeting

Mayor Whitten asked for a motion on the Consent Agenda.

A motion made by Mr. Hayes to approve the Consent Agenda. Seconded by Ms. Brown with 5 yeas from Mr. Hayes, Mr. Blocker, Ms. Brown, Mr. LeBoeuf, Mr. Rencich with 0 nays, motion carried.

7. Resolutions

8. Public Hearings- Ordinances on Second Reading

8.1 Ordinance 1774 Amending Chapter 38- Health and Sanitation

Mr. Bolduc, City Manager asked that the City Clerk read Ordinance 1774 by title.

Ms. Roy, City Clerk stated "Ordinance 1774 reads by title

ORDINANCE 1774

AN ORDINANCE OF THE CITY OF CRESTVIEW, FLORIDA, RELATING TO PROPERTY MAINTENANCE AND HOUSING STANDARDS; RENAMING AND AMENDING CHAPTER 38 HEALTH AND SANITATION OF THE CITY OF CRESTVIEW CODE OF ORDINANCES; PROVIDING INTENT; PROVIDING FOR APPLICABILITY; PROVIDING DEFINITIONS; PROVIDING FOR BUILDING OFFICIAL; PROVIDING FOR ADMINISTRATIVE FINES, COSTS OF REPAIRS, AND LIENS; PROVIDING FOR NOTICES; PROVIDING FOR SUPPLEMENTAL ENFORCEMENT PROVISIONS; REPEALING CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

This is the Second Reading of Ordinance 1774."

Mayor Whitten asked for action by Council.

A motion was made by Mr. Rencich to adopt Ordinance 1774 on Second Reading and send for signatures. Seconded by Mr. LeBoeuf with 5 yeas from Mr. Rencich, Mr. Blocker, Mr. LeBoeuf, Ms. Brown, Mr. Hayes with 0 nays, motion carried.

8.2 Ordinance 1773- Amending and Renaming Division 5-Code Enforcement Board, Establishing Special Magistrate

Mr. Bolduc, City Manager noted that Ordinance 1773 amends the Code Enforcement Board and establishes a Special Magistrate for the oversight for our Code Enforcement hearings. He then asked the City Clerk to read by title Ordinance 1773.

Ms. Roy, City Clerk stated "Ordinance 1773 reads by title,

ORDINANCE 1773

AN ORDINANCE OF THE CITY OF CRESTVIEW, FLORIDA, AMENDING AND REPLACING DIVISION-5-CODE ENFORCEMENT BOARD, IN CHAPTER-2-ADMINISTRATION, ARTICLE-III-BOARDS COMMITTEES AND COMMISSIONS, IN THE CITY OF CRESTVIEW CODE OF ORDINANCES WITH DIVISION-5- SPECIAL MAGISTRATES; PROVIDING FOR AUTHORITY; PROVIDING FOR ESTABLISHMENT OF SPECIAL MAGISTRATES TO CONDUCT ENFORCEMENT HEARINGS; PROVIDING FOR APPOINTMENT OF SPECIAL MAGISTRATES; PROVIDING FOR QUALIFICATIONS OF SPECIAL MAGISTRATES; PROVIDING FOR POWERS OF SPECIAL MAGISTRATES; PROVIDING FOR PROCEDURES FOR ENFORCEMENT HEARINGS; PROVIDING FOR NOTICE AND APPEALS OF SPECIAL MAGISTRATE HEARINGS; PROVIDING FOR

SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR LIBERAL INTERPRETATION; PROVIDING FOR REPEAL OF CONFLICTING CODES AND ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

This is the Second Reading of Ordinance 1773.”

Mr. Bolduc stated that once he selects a Magistrate that person will be presented to Council for approval.

Mayor Whitten asked for action by Council.

A motion made by Mr. Blocker approve for the use of a Special Magistrate and to allow the City Manager or designee to advertise for, interview, select and contract the services for a Special Magistrate. Seconded by Mr. Hayes with 5 yeas from Mr. Hayes, Mr. Blocker, Mr. Rencich, Ms. Brown, Mr. LeBoeuf with 0 nays, motion carried.

9. Ordinances on First Reading

9.1 Ordinance 1775- Foxwood Annexation

Mr. Bolduc, City Manager stated that this Ordinance has initiated the annexation for the development known as Foxwood Country Club and the surrounding neighborhood. The annexation will consist of 202.29 acres, more or less overall and 145 single family residential lots. Once approved, the annexation will have to be finalized through an election by the properties found within the annexation. This is the same ordinance that was originally seen in April of this year at the first reading. Due to a delay in the merger of the bank that holds the property and the purchase of the property the annexation process had to be restarted. Adoption of this ordinance is the first step in the process that will eventually result in a vote by the neighborhood. He then asked the City Clerk to read Ordinance 1775 by title.

Ms. Roy, City Clerk stated “Ordinance 1775 reads by title,

ORDINANCE: 1775

AN ORDINANCE ANNEXING TO THE CITY OF CRESTVIEW, FLORIDA, ± 202.29 ACRES OF CONTIGUOUS LANDS LOCATED IN SECTION 26, TOWNSHIP 3 NORTH, RANGE 24 WEST, AND BEING DESCRIBED AS SET FORTH HEREIN; PROVIDING FOR AUTHORITY; PROVIDING FOR LAND DESCRIPTION; PROVIDING FOR BOUNDARY; PROVIDING FOR LAND USE AND ZONING DESIGNATION; PROVIDING FOR AMENDMENT TO THE BASE, LAND USE AND ZONING MAPS; PROVIDING FOR A COMPREHENSIVE PLAN AMENDMENT; PROVIDING FOR FILING WITH THE CLERK OF CIRCUIT COURT OF OKALOOSA COUNTY, THE CHIEF ADMINISTRATIVE OFFICER OF OKALOOSA COUNTY AND THE FLORIDA DEPARTMENT OF STATE; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR LIBERAL INTERPRETATION; PROVIDING FOR REPEAL OF CONFLICTING CODES AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

This the First Reading of Ordinance 1775.”

Mayor Whitten asked for action by Council.

A motion was made by Mr. Hayes to adopt Ordinance 1775 on First Reading and send to Second Reading. Seconded by Mr. Blocker with 5 yeas from Mr. Rencich, Mr. LeBoeuf, Mr. Hayes, Mr. Blocker, Ms. Brown with 0 nays, motion carried.

9.2 Ordinance 1767- Pharmaceutical Sales Special Exception

Mr. Bolduc, City Manager stated that Ordinance is for pharmaceutical sales and the special exceptions associated with them. He noted the amended changes then asked the City Clerk to read Ordinance 1767 by title.

Ms. Roy stated "Ordinance 1767 reads by title

ORDINANCE NO. 1767

AN ORDINANCE PROVIDING FOR ESTABLISHMENT OF A SPECIAL EXCEPTION FOR PHARMACEUTICAL SALES IN THE COMMERCIAL (C-1) DISTRICT; AMENDING SUBSECTION (F) OF SECTION 102-129 OF ARTICLE VII, CHAPTER 102, LAND USE REGULATIONS; PROVIDING FOR ESTABLISHMENT OF A SPECIAL EXCEPTION FOR PHARMACEUTICAL SALES IN THE COMMERCIAL (C-2) DISTRICT; PROVIDING FOR ESTABLISHMENT OF A SPECIAL EXCEPTION FOR PHARMACEUTICAL SALES IN THE DOWNTOWN MIXED USE (DMU) DISTRICT; AMENDING SUBSECTION (H) OF SECTION 102-129 OF ARTICLE VII, CHAPTER 102, LAND USE REGULATIONS; PROVIDING FOR ESTABLISHMENT OF A SPECIAL EXCEPTION FOR PHARMACEUTICAL SALES IN THE INDUSTRIAL (M-1) DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR LIBERAL INTERPRETATION; PROVIDING FOR REPEAL OF CONFLICTING CODES AND ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

This is the First Reading of Ordinance 1767."

Mayor Whitten asked for action by Council.

A motion made by Mr. Hayes to adopt Ordinance 1767 on First Reading and move to Second Reading. Seconded by Mr. LeBoeuf with 3 yeas from Mr. Hayes, Mr. Rencich, Mr. LeBoeuf, with 2 nays from Ms. Brown and Mr. Blocker, motion carried.

9.3 Ordinance 1776 Changes to the General Retirement System

9.4

Mr. Bolduc, City Manager asked the City Clerk to read Ordinance 1776 by title.

Ms. Roy, City Clerk stated, "Ordinance 1776 reads by title,

ORDINANCE 1776

AN ORDINANCE OF THE CITY OF CRESTVIEW, FLORIDA, AMENDING ITS GENERAL RETIREMENT PLAN AS ESTABLISHED BY ORDINANCE 780, AMENDING ITEM 1 A UNDER SECTION 5; PROVIDING FOR AUTHORITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND DECLARING AN EFFECTIVE DATE.

This is the First Reading of Ordinance 1776.”

Mr. Bolduc, City Manager stated that as a part of the Contract for Hire, the City Council agreed to pay the manager's portion of the City retirement plan. This is a generally accepted practice for City Manager contracts. The general retirement plan must be amended to reflect this change. The general retirement board voted to approve this ordinance.

A motion was made by Mr. Blocker to adopt Ordinance 1776 on First Reading and move to Second Reading. Seconded by Ms. Brown with 5 yeas from Mr. Blocker, Ms. Brown, Mr. Hayes, Mr. Rencich, Mr. LeBoeuf with 0 nays, motion carried.

10. Action Items

10.1 Canine Containment System

Mr. Bolduc, City Manager stated that the Crestview Police Department will need to acquire a Canine Containment System with proper safety features, that is projected to have an expense of not more than \$3,500.00 that will be pulled from forfeiture funds. Currently there is \$5,200 in State Forfeiture Funds.

A brief discussion ensued.

A motion made by Mr. Blocker to give permission to utilize Forfeiture Funds to purchase the Canine Containment System for the department canine, Walker from the \$5200.00 that is available in that fund. Seconded by Mr. Hayes with 5 yeas from Mr. Blocker, Mr. Hayes, Mr. Rencich, Ms. Brown, Mr. LeBoeuf, with 0 nays, motion carried.

11. City Clerk Report

12. City Manager Report

Mr. Bolduc, City Manager informed Council that on Thursday, there will be a Covid-19 testing at the Community Center by the Health Department. Our Auditing Firm, Saltmarsh will be sending an email or letter informing Council that they will not meet the deadline of June 30th. He then briefly explained the revenue spreadsheets provided to Council.

Discussion ensued.

13. Comments from the Mayor and Council

Ms. Brown stated that she was glad to be in the Council Chambers instead of virtual, she noted that people are still interested in sidewalk safety in the budget.

Mr. Blocker inquired about the ownership of the right-of-way on a paved street due to people parking in the right-of-way and parking in others driveway.

Mr. Holloway, City Attorney addressed his concern.

Mr. LeBoeuf cautioned citizens that Covid-19 is down and to please do their part to keep the spread down.

Mr. Hayes stated that the movie night had a great turnout and there were some many positive comments at the League of Cities dinner that the City just recently hosted.

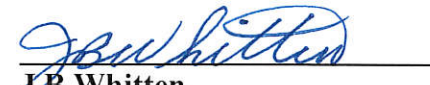
Mayor Whitten thanked the City Clerk for her work in putting together the League of Cities dinner. He also announced that there would be a food giveaway at Macedonia Baptist Church on Thursday. The Crestview Faith Community will be hosting a Prayer for Unity at the Veteran's Memorial on June 30th at 7 p.m.

14. Comments from the Audience

15. Adjournment

This meeting was adjourned by Mayor Whitten at 6:54 p.m.


Elizabeth M. Roy
City Clerk


JB Whitten
Mayor

Minutes approve this 10th day of Aug, 2020.