



**CITY COUNCIL
REGULAR MEETING AGENDA
FEBRUARY 13, 2023
6:00 P.M.
CITY COUNCIL CHAMBERS**

The Public is invited to view our meetings on the City of Crestview Live stream at <https://www.cityofcrestview.org> or the City of Crestview Facebook Page. You may submit questions on any agenda item in advance (by 3:00 p.m. the day of the meeting to cityclerk@cityofcrestview.org).

- 1. Call to Order**
- 2. Invocation, Pledge of Allegiance**
 - 2.1. Elder Sylvester Echols from the First Church of God in Christ
- 3. Open Policy Making and Legislative Session**
- 4. Approve Agenda**
- 5. Presentations and Reports**
 - 5.1. Moment of Silence for Mr. Malcolm Haynes
 - 5.2. S.W.A.T. Club - Crestview High School
- 6. Consent Agenda**
 - 6.1. Approval of the January 23, 2023 Regular Meeting Minutes
- 7. Public Hearings / Ordinances on Second Reading**
- 8. Ordinances on First Reading**
 - 8.1. Create Legislation and Conduct an Open Forum for Council to Discuss a Smoking and Vaping Ban in City Parks
- 9. Resolutions**
 - 9.1. Annexation Fee Moratorium Extension
- 10. Action Items**
 - 10.1. Blackwater Golf Course Entrance and Parking Lot Improvements
- 11. City Clerk Report**
- 12. City Manager Report**

12.1. Tentative Budget Workshops and Hearings

13. Comments from the Mayor and Council

14. Comments from the Audience

15. Adjournment

All meeting procedures are outlined in the Meeting Rules and Procedures brochure available outside the Chambers. Florida Statute 286.0105. Notices of meetings and hearings must advise that a record is required to appeal. Each board, commission, or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of the meeting or hearing is required, of such board, commission, or agency, conspicuously on such notice, the advice that, if a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The requirements of this section do not apply to the notice provided in s. 200.065(3). In accordance with Section 286.26, F.S., persons with disabilities needing special accommodations, please contact Maryanne Schrader, City Clerk at cityclerk@cityofcrestview.org or 850-628-1560 option 2 within 48 hours of the scheduled meeting. Any invocation that is offered before the official start of the City Council meeting shall be the voluntary offering of a private person, to and for the benefit of the City Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the City Council or the city staff, and the City is not allowed by law to endorse the religious beliefs or views of this, or any other speaker. Persons in attendance at the City Council meeting are invited to stand during the opening invocation and Pledge of Allegiance. However, such invitation shall not be construed as a demand, order, or any other type of command. No person in attendance at the meeting shall be required to participate in any opening invocation that is offered. A person may exit the City Council Chambers and return upon completion of the opening invocation if a person does not wish to participate in or witness the opening invocation.



Staff Report

CITY COUNCIL MEETING DATE: February 13, 2023

TYPE OF AGENDA ITEM: Presentation

TO: Mayor and City Council
CC: City Manager, City Clerk, Staff and Attorney
FROM: Jerry Whitten, Mayor
DATE: 1/31/2023
SUBJECT: Moment of Silence for Mr. Malcolm Haynes

BACKGROUND:

Mr. Haynes served on the Planning Development Board and was a previous recipient of the Citizen of the Year Award.

DISCUSSION:

A request for a moment of silence in honor of Mr. Haynes.

GOALS & OBJECTIVES

This item is consistent with the goals in A New View Strategic Plan 2020 as follows;

Foundational- these are the areas of focus that make up the necessary foundation of a successful local government.

Financial Sustainability- Achieve long term financial sustainability

Organizational Capacity, Effectiveness & Efficiency- To efficiently & effectively provide the highest quality of public services

Infrastructure- Satisfy current and future infrastructure needs

Communication- To engage, inform and educate public and staff

Quality of Life- these areas focus on the overall experience when provided by the city.

Community Character- Promote desirable growth with a hometown atmosphere

Safety- Ensure the continuous safety of citizens and visitors

Mobility- Provide safe, efficient and accessible means for mobility

Opportunity- Promote an environment that encourages economic and educational opportunity

Play- Expand recreational and entertainment activities within the City

Community Culture- Develop a specific identity for Crestview

FINANCIAL IMPACT

RECOMMENDED ACTION

No action required.

Attachments

None



Staff Report

CITY COUNCIL MEETING DATE: February 13, 2023

TYPE OF AGENDA ITEM: Presentation

TO: Mayor and City Council
CC: City Manager, City Clerk, Staff and Attorney
FROM: Ryan Bullard, Council Member
DATE: 1/27/2023
SUBJECT: S.W.A.T. Club - Crestview High School

BACKGROUND:

The Crestview High School S.W.A.T. Club anti-smoking efforts.

DISCUSSION:

A presentation will be held in support of the ban on smoking in city parks Ordinance on First Reading.

GOALS & OBJECTIVES

This item is consistent with the goals in A New View Strategic Plan 2020 as follows;

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Community Culture- Develop a specific identity for Crestview

FINANCIAL IMPACT

RECOMMENDED ACTION

Staff respectfully requests

Attachments

None



Staff Report

CITY COUNCIL MEETING DATE: February 13, 2023

TYPE OF AGENDA ITEM: Action Item

TO: Mayor and City Council
CC: City Manager, City Clerk, Staff and Attorney
FROM: Maryanne Schrader, City Clerk
DATE: 1/31/2023
SUBJECT: Approval of the January 23, 2023 Regular Meeting Minutes

BACKGROUND:

The routine approval of minutes from the previous meeting.

DISCUSSION:

The minutes were distributed prior to the meeting.

GOALS & OBJECTIVES

This item is consistent with the goals in A New View Strategic Plan 2020 as follows;

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Play- Expand recreational and entertainment activities within the City

Community Culture- Develop a specific identity for Crestview

FINANCIAL IMPACT

n/a

RECOMMENDED ACTION

Staff respectfully requests a motion to approve the January 23, 2023 City Council Regular Meeting Minutes.

Attachments

1. 01232023 City Council Regular Minutes Draft

City Council Minutes - Draft
January 23, 2023
6:00 p.m.
Council Chambers

1. Call to Order

The Regular Meeting of the Crestview City Council was called to order at 6:00 p.m. by Mayor JB Whitten. Board members present: Mayor Pro-Tem Andrew Rencich, Council members: Doug Capps, Cynthia Brown, Joe Blocker, and Ryan Bullard. Also present: City Manager Tim Bolduc, City Clerk Maryanne Schrader, City Attorney Jonathan Holloway, and various staff members.

2. Invocation, Pledge of Allegiance

2.1. Reverend John Ferguson of Oak Ridge Assembly of God

The Invocation and Pledge of Allegiance was led by Reverend John Ferguson of Oak Ridge Assembly of God.

3. Open Policy Making and Legislative Session

Mayor JB Whitten announced there is a quorum.

4. Approve Agenda

Mayor JB Whitten requested action.

Motion by Councilmember Joe Blocker and seconded by Councilmember Ryan Bullard to approve the agenda, as presented.

Roll Call: Ayes: Joe Blocker, Cynthia Brown, Andrew Rencich, Douglas Capps, Ryan Bullard. All ayes. Motion carried.

5. Presentations and Reports

5.1. Recognition of Anna Florence

Mayor JB Whitten requested Chuck Powell to come forward. Director of Parks and Recreation, C. Powell, congratulated Anna Florence on her retirement and recognized her 36 years of dedicated service, as well as mentioning she was Employee of the Year for 2022. Anna Florence came forward to accept a plaque of appreciation.

Councilmember C. Brown congratulated Anna stating she and the staff will miss her, as they are like a family.

6. Consent Agenda

Mayor JB Whitten requested action.

Motion by Councilmember Cynthia Brown and seconded by Councilmember Douglas Capps to approve the Consent Agenda, as presented.

Roll Call: Ayes: Joe Blocker, Cynthia Brown, Andrew Rencich, Douglas Capps, and Ryan Bullard. All ayes. Motion carried.

- 6.1. Water Utility System Hydraulic Modeling Task Order
- 6.2. Memorandum of Understanding - Crestview Dental Office
- 6.3. Update Purchasing Manual
- 6.4. General Engineering and Consulting Services Task Order 2023-02
- 6.5. Design and Bidding for Utilities on the Bypass Roadway - Task Order 2023-03
- 6.6. Memorandum of Understanding - Dollar General
- 6.7. Approval of January 9, 2023 City Council Regular Meeting Minutes
- 6.8. Approval of January 9, 2023 City Council Special Meeting of the Mae Reatha Coleman Citizen of the Year Minutes

7. Public Hearings / Ordinances on Second Reading

7.1. Ordinance 1912 - Highway 90 West Annexation

Senior Planner Nicholas Schwendt introduced Ordinance 1912 - Highway 90 West annexation to the City Council for Second Reading. He went over the timeline and details of the vacant property.

Senior Planner Nicholas Schwendt explained zoning and current uses for the property and asked the City Clerk to read the ordinance.

City Clerk Maryanne Schrader read the Ordinance by Title: An Ordinance Annexing to the City of Crestview, Florida, ± 542.53 Acres of Contiguous Lands Located In Section 13, Township 3 North, Range 24 West, and In Section 14, 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.

Mayor JB Whitten called for comment from the Council and from the public. Hearing none, he called for action.

Motion by Councilmember Douglas Capps and seconded by Councilmember Joe Blocker to adopt Ordinance 1912 on Second Reading.

Roll Call: Ayes: Joe Blocker, Cynthia Brown, Andrew Rencich, Douglas Capps, and Ryan Bullard. All ayes. Motion carried.

7.2. Ordinance 1913 - Highway 90 West Comprehensive Plan Amendment

Senior Planner N. Schwendt presented Ordinance 1913- Highway 90 West Comprehensive Plan to the City Council. He mentioned the Department of Economic

Opportunity has completed its review and stated there are no provisions that necessitate a challenge to the Comprehensive Plan Amendment.

Senior Planner N. Schwendt asked the City Clerk to read the ordinance.

City Clerk Maryanne Schrader read the Ordinance by Title: 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 Agriculture and Rural Residential to Mixed Use (Mu) on Approximately 542.53 Acres, More or Less, In Section 13, Township 3 North, Range 24 West, And In Section 14, Township 3 North, Range 24 West; Providing For Future Land Use Map Amendment; 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.

Mayor JB Whitten called for comment from the Council and the public. In hearing none, he called for action.

Motion by Mayor Pro-Tem Andrew Rencich and seconded by Councilmember Ryan Bullard to approve Ordinance 1913 on 2nd reading for final adoption.

Roll Call: Ayes: Joe Blocker, Cynthia Brown, Andrew Rencich, Douglas Capps, Ryan Bullard. All ayes. Motion carried.

7.3. Ordinance 1914 - Highway 90 West Rezoning

City Attorney Jon Holloway swore in Senior Planner N. Schwendt for the quasi-judicial segments of the meeting.

Senior Planner N. Schwendt introduced Ordinance 1914 - Highway 90 West Rezoning to the City Council and asked that the staff report be entered into the record: On November 11, 2022, staff received an application to annex and to amend the comprehensive plan and zoning designations for property located on Highway 90 West. The subject property is currently located within unincorporated Okaloosa County with a future land use and zoning designation of Agriculture and Rural Residential and Agriculture and Residential Rural, respectively. The application requests the Mixed Use (MU) zoning designation for the property. The Planning and Development Board recommended approval of the request on December 5, 2022, and the first reading was approved by the City Council on December 12, 2022.

The property description is as follows: Property Owner: Powell Gillis Jr & Avis Land, P O Box 277, Crestview, FL 32536-0277, Parcel ID: 13-3N-24-1811-0000-0030 , 14-3N-24-0000-0001-0000, Site Size: 542.53 acres, Current FLU: Okaloosa County Agriculture and Rural Residential; Current Zoning: Okaloosa County Agriculture and Residential Rural; Current Land Use: Vacant. The subject property is currently vacant, and a development application has not been submitted. Based on the requested land-use and zoning designations, the property can be developed for residential and/or low-intensity commercial use. Staff reviewed the request for rezoning and finds the following: The proposed zoning is consistent with the

proposed future land use designation.

- The uses within the requested zoning district are compatible with uses in the adjacent zoning districts.
- The requested use is not substantially more or less intense than allowable development on adjacent parcels. Courtesy notices were mailed to property owners within 300 feet of the subject property on November 14, 2022. The property was posted on November 22, 2022. An advertisement ran in the Crestview News Bulletin on November 23 and December 1, 2022.

Senior Planner N. Schwendt asked the City Clerk to read the ordinance.

City Clerk Maryanne Schrader read the Ordinance by Title: An Ordinance of the City of Crestview, Florida, Providing For the Rezoning of 542.53 Acres, More or Less, of Real Property, Located In Section 13, Township 3 North, Range 24 West, and In Section 14, Township 3 North, Range 24 West, from the Okaloosa County Agriculture and Residential Rural Zoning Districts to the Mixed Use (MU) Zoning District; Providing For Authority; Providing for the Updating of the Crestview Zoning Map; 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.

JB Whitten called for comment from the Council and the public. Hearing none, he called for action.

Motion by Councilmember Ryan Bullard and seconded by Councilmember Cynthia Brown to approve Ordinance 1914 on Second Reading for final adoption.

Roll Call: Ayes: Joe Blocker, Cynthia Brown, Andrew Rencich, Douglas Capps, and Ryan Bullard. All ayes. Motion carried.

7.4. Ordinance 1915 - Amending Chapter 6 of the Land Development Code

Senior Planner N. Schwendt presented Ordinance 1915 to the City Council. He mentioned the amendments for building heights, overlay districts and setbacks. He then asked the City Clerk to read the ordinance.

City Clerk Maryanne Schrader read the Ordinance by Title: An Ordinance Amending Chapter 6 – Development Standards, of the City Of Crestview Land Development Code; 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.

Mayor JB Whitten called for comment from the Council.

Mayor JB Whitten asked comments that were received, and Senior Planner N. Schwendt said he spoke to a homeowner about drainage concerns.

City Manager Tim Bolduc explained that that an email was received from an adjacent owner who was concerned about the elevation of the development. The email was

forwarded to the Council. He said the development consists of townhomes and explained the site-plan. He added if there was any deviation from the submitted site plan, the developer would have to come back to the Council. He displayed the concept with the proposed elevation explaining the developer had to raise the site to accommodate the stormwater retention ponds.

In response to Councilmember R. Bullard voicing concerns about any legal ramifications within the email, City Attorney J. Holloway replied the Council does not have any legal concern on a legislative capacity.

Discussion ensued on the height of the buildings determining the ordinance will serve as a solution to mitigate the issues.

Motion by Councilmember Cynthia Brown and seconded by Councilmember Douglas Capps to approve Ordinance 1915 on Second Reading for final adoption. Roll Call: Ayes: Joe Blocker, Cynthia Brown, Andrew Rencich, Douglas Capps, and Ryan Bullard. All ayes. Motion carried.

7.5. Ordinance 1916 - Code Enforcement Mitigation

City Manager Tim Bolduc presented Ordinance 1916 to the City Council which addresses Code Enforcement Mitigation. He stated the goal is compliance explaining the fines continue to rise quickly when the property is out of compliance. The fee structure is based on the property appraisers' value of the property at a minimum of \$5,000.

City Manager Tim Bolduc asked the City Clerk to read the ordinance.

City Clerk Maryanne Schrader read the Ordinance by Title: An Ordinance Amending Chapter 2, Article III., Division 5. – Code Enforcement Special Magistrate, of the City of Crestview Code of Ordinances; Providing For Authority; Providing For Filing of This Ordinance With the Clerk of the Circuit Court of Okaloosa County; 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.

Mayor JB Whitten called for comment from the Council and from the public.

Resident Kenny Siler came forward and asked the Council to appoint a Board consisting of citizens to review the cases.

Motion by Mayor Pro-Tem Andrew Rencich and seconded by Councilmember Joe Blocker to approve Ordinance 1916 on Second Reading for final adoption. Roll Call: Ayes: Joe Blocker, Cynthia Brown, Andrew Rencich, Douglas Capps, and Ryan Bullard. All ayes. Motion carried.

- 8. **Ordinances on First Reading** – No items to report.
- 9. **Resolutions** – No items to report.

10. Action Items – No items to report.

11. City Clerk Report – No items to report.

12. City Manager Report

12.1. Financial Report

Finance Director Gina Toussaint mentioned the link for the financial reports are in the staff report. She added the auditors will be back to do the field work in March.

12.2. Report to City Council - Wayne Steele on Capital Projects

City Manager T. Bolduc introduced Wayne Steele, Director of Operations, and Project Manager, Jayce Vanderford.

Director of Operations, Wayne Steele, went over the projects they are working on daily, as well as the on-going projects. He went over the technical services the department provides and the seven steps of a successful project.

Project Manager, Jayce Vanderford, gave an update of the Wrike Project Management software that he utilizes for tracking over 600 files. He reviewed the current capital projects and the funding sources. He went over the projects on the display that were recently completed and those that are in progress.

Director of Operations, W. Steele, showed the conceptual plans for Brookmeade.

In response to the question from Councilmember C. Brown on stormwater and wastewater issues, Director of Operations W. Steele replied that Jacobs is working with M. Criddle on the project. City Manager T. Bolduc added that we will have a special meeting regarding a 20-year Master Plan to address stormwater, as well as the wastewater treatment plant.

City Manager T. Bolduc announced the city did not receive any bids for the downtown project. However, FDOT provided another extension to re-bid.

City Manager T. Bolduc said we still need a name for the East/West Gateway Connector. Mayor Pro-Tem A. Rencich suggested “Fallen Hero Parkway” and make it a memorial drive for our first responders. City Manager T. Bolduc replied that we can memorialize the individuals with plaques, markers etc.

Discussion ensued on the naming of the connector.

Motion by Mayor Pro-Tem Andrew Rencich and seconded by Councilmember Cynthia Brown to name the connector road "Fallen Heroes Way".

Roll Call: Ayes: Joe Blocker, Cynthia Brown, Andrew Rencich, Douglas Capps, and Ryan Bullard. All ayes. Motion carried.

13. Comments from the Mayor and Council

Mayor JB Whitten called for comment.

In response to Councilmember D. Capps, City Manager T. Bolduc replied we are

partnering with the military for a childcare center adding it is essential to get the CDC in Crestview.

In response to Councilmember C. Brown on the status of the in-home childcare, City Manager T. Bolduc replied we are partnering with the Small Business Development Center, as well. The SBDC received a grant to train people to operate child-care facilities.

Discussion ensued on the need to keep the city clean and speeding issues.

Mayor JB Whitten mentioned HB37 stating the Bill requires elected officials to submit Form 6 which is more extensive than Form 1 for financial disclosure. He voiced concern that the more extensive form would discourage people from serving on the Council. The Council concurred with the Mayor's letter in opposition of the Bill.

Mayor JB Whitten mentioned the Overdose Summit was successful. He added there are plans to form a Task Force to train individuals as the next step. He mentioned Andrae Bailey made the point that people who are using drugs are unaware that it is laced with fentanyl. He recognized Chance and Peyton for their work in putting the Summit together.

14. Comments from the Audience

Mayor JB Whitten called for comment from the public. No one came forward.

15. Adjournment

Mayor JB Whitten adjourned the meeting at 7:22 p.m.

Minutes approved this __ day of __, 2023.

JB Whitten
Mayor

Maryanne Schrader
City Clerk
Proper Notice having been duly given



Staff Report

CITY COUNCIL MEETING DATE: February 13, 2023

TYPE OF AGENDA ITEM: Action Item

TO: Mayor and City Council
CC: City Manager, City Clerk, Staff and Attorney
FROM: Barry Henderson, Development Services Director, Nicholas Schwendt, Senior Planner
DATE: 2/9/2023
SUBJECT: Create Legislation and Conduct an Open Forum for Council to Discuss a Smoking and Vaping Ban in City Parks

BACKGROUND:

HB 105 was approved by Governor DeSantis on June 24, 2022, allowing counties and municipalities to restrict smoking within parks that they own, or parks within a municipal jurisdiction that are owned by the County, where there is no conflict with a county ordinance. Previously, smoking restrictions were entirely preempted to the State. This change in Chapter 386.209 of the Florida Statute does not allow municipalities or counties to further restrict the smoking of unfiltered cigars.

DISCUSSION:

Brought forward by Councilmember Ryan Bullard.

A draft ordinance has been prepared by staff to discuss this topic. The ordinance can be found attached to this item.

GOALS & OBJECTIVES

This item is consistent with the goals in A New View Strategic Plan 2020 as follows.

Foundational – these are the four areas of focus that make up the necessary foundation of a successful local government.

Organizational Capacity, Effectiveness & Efficiency – To efficiently & effectively provide the highest quality of public services.

Communication – To engage, inform and educate public and staff.

Quality of Life – these six areas focus on the overall experience when provided by the city.

Community Character – Promote desirable growth with a hometown atmosphere.

Safety – Ensure the continuous safety of citizens and visitors.

Community Culture – Develop a specific identity for Crestview.

FINANCIAL IMPACT

No known impact.

RECOMMENDED ACTION

Staff respectfully requests a motion to approve Ordinance 1917 on first reading and move to second reading for adoption.

Attachments

None

ORDINANCE: 1917

AN ORDINANCE OF THE CITY OF CRESTVIEW, FLORIDA, PROVIDING FOR AUTHORITY; PROVIDING FOR AMENDING CHAPTER 58 OF THE CODE OF ORDINANCES TO PROHIBIT SMOKING WITHIN CITY-OWNED PARKS AS AUTHORIZED BY CHAPTER 386.209 OF THE FLORIDA STATUTES; PROVIDING FOR FILING OF THIS ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT OF OKALOOSA COUNTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR LIBERAL INTERPRETATION; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 386.209 of the Florida Statutes formerly preempted the regulation of smoking to the State of Florida; and

WHEREAS, Citizens that currently utilize outdoor recreational facilities within the City limits are subject to unhealthy secondhand smoke from inconsiderate smokers; and

WHEREAS, a report by the United States Department of Health and Human Services, the Surgeon General states that tobacco smoke contains over 7,000 chemicals, including hundreds that are toxic and up to 69 that are known to cause cancer, and exposure to secondhand smoke can cause numerous health problems and has been linked to cancer and other fatal diseases; and

WHEREAS, the staff analysis published for House Bill (HB) 105 references studies from United Health Foundation, America's Health Rankings, the Centers for Disease Control and Prevention, and others regarding the impact that smoking has on the health of citizens; and

WHEREAS, the Center of Disease Control states secondhand smoke is generally defined as smoke from burning tobacco products or smoke that is exhaled by a tobacco smoker; and

WHEREAS, the reports referenced in the staff analysis for HB 105 further state that exposure to secondhand smoke can cause health problems and has been causally linked to cancer and other fatal diseases. Studies suggest that secondhand smoke in crowded outdoor areas can cause concentrations of air contaminants comparable to those caused by indoor smoking; and

WHEREAS, state law prior to FY 2022-2023 prohibited cities and counties from establishing reasonable smoke-free zones or designated smoking areas so that citizens can enjoy recreational facilities without encountering dangerous secondhand smoke; and

WHEREAS, HB 105, as amended, passed the Florida Legislature on March 2, 2022, and was adopted by the Governor on June 24, 2022, becoming effective on July 1, 2022; and

WHEREAS, the City Council determines a public health and safety need to prohibit smoking within the boundaries of City-owned parks.

BE IT ORDAINED BY THE CITY COUNCIL OF CRESTVIEW, FLORIDA AS FOLLOWS:

SECTION 1 – AUTHORITY. The authority for enactment of this ordinance is Chapter 166.021, Florida Statutes, Section 386.209 of the Florida Statutes, and Section 2 of the City Charter.

SECTION 2 – AMENDMENT OF CODE OF ORDINANCES SECTION 58-1 – USE REGULATIONS. Section 58-1 of the City of Crestview shall be amended as follows:

- (18) Smoking in Parks Prohibited. Smoking and/or the use of vapor-generating devices within the boundaries of any public park within the City limits is prohibited as authorized by Chapter 386.209, F.S. Unfiltered cigars are exempt from this provision.

SECTION 3 – FILING. Upon passage, the City Clerk is directed to file a copy of this ordinance with the Clerk of Circuit Court of Okaloosa County and with the Florida Department of State.

SECTION 4 – SEVERABILITY. If any word, phrase, sentence, paragraph or provision of this ordinance or the application thereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application, and to this end the provisions of this ordinance are declared severable.

SECTION 5 – SCRIVENER'S ERRORS. The correction of typographical errors which do not affect the intent of this Ordinance may be authorized by the City Manager or the City Manager's designee, without public hearing, by filing a corrected or re-codified copy with the City Clerk.

SECTION 6 – ORDINANCE TO BE LIBERALLY CONSTRUED. This Ordinance shall be liberally construed in order to effectively carry out the purposes hereof which are deemed not to adversely affect public health, safety, or welfare.

SECTION 7 – REPEAL OF CONFLICTING CODES, ORDINANCES, AND RESOLUTIONS. All Charter provisions, codes, ordinances and resolutions or parts of charter provisions, codes, ordinances and resolutions or portions thereof of the City of Crestview, in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

SECTION 8 – EFFECTIVE DATE. This ordinance shall take effect immediately upon its adoption.

Passed and adopted on second reading by the City Council of Crestview, Florida on the 27th day of February, 2023.

Approved by me this 27th day of February 2023.

J. B. Whitten, Mayor

ATTEST:

Maryanne Schrader, City Clerk



Staff Report

CITY COUNCIL MEETING DATE: February 13, 2023

TYPE OF AGENDA ITEM: Resolution

TO: Mayor and City Council
CC: City Manager, City Clerk, Staff and Attorney
FROM: Barry Henderson, Development Services Director, Nicholas Schwendt, Senior Planner
DATE: 2/9/2023
SUBJECT: Annexation Fee Moratorium Extension

BACKGROUND:

Voluntary Annexation is the process of incorporating property, at the owners' request, into a city's jurisdictional boundary. The State has a number of requirements regarding the land that can be annexed, including contiguity to the City's boundary line, compactness, and service availability timelines.

DISCUSSION:

Previous fee moratoriums have proven to be successful at creating an opportunity for property owners to annex into the City. It provided unique opportunities to annex properties into the City that then developed or are planned to be developed. It also provided an opportunity to clean up some of the multiple enclaves that exist. Staff would like to continue to provide for these beneficial opportunities.

Potential increases in annual tax base revenue streams can serve to curtail any initial "out-of-pocket" expenditure from the City in its provision of staff time and public notice. We have seen a positive result from this waiver in its contribution to the reduction of the millage rate for the upcoming budget year.

This is the same request as the previous successful waivers.

GOALS & OBJECTIVES

This item is consistent with the goals in A New View Strategic Plan 2020 as follows.

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Opportunity – Promote an environment that encourages economic and educational opportunity.

FINANCIAL IMPACT

Financial impact is dependent upon the number of voluntary annexation applications submitted within the specified moratorium time frame.

Staff review indicated approximately 10 hours of staff time required for each annexation, and the cost of public notice, which could total approximately \$1,000.00. When considering the benefits of annexation and the potential tax revenue, especially in areas where City services are currently available, the return on initial investment could be seen as soon as the first year following the annexation.

The successful annexation of this property will have positive future impacts, including ad valorem revenue based on future taxable assessed value, development and building permit fees, and utility usage fees.

RECOMMENDED ACTION

Staff respectfully requests a motion to adopt Resolution 2023-6.

Attachments

None

RESOLUTION: 2023- 6

A RESOLUTION OF THE CITY OF CRESTVIEW, FLORIDA, AMENDING THE COMPREHENSIVE FEE SCHEDULE, PROVIDING FOR A TWELVE-MONTH WAIVER PERIOD FOR THE COLLECTION OF ANNEXATION APPLICATION FEES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the imposition of voluntary annexation application fees is a product of the City of Crestview's home rule power; and

WHEREAS, the City Council of the City of Crestview finds that the collection of voluntary annexation application fees is an important measure which ensures that staff time and the necessary Public Notices are provided for in an equitable manner; and

WHEREAS, the City Council of the City of Crestview finds that voluntary annexation into the City is both a benefit to the applicant and to the Citizens of Crestview; and

WHEREAS, the City Council of the City of Crestview finds that the current voluntary annexation application fee may be over burdensome on those citizens wishing to be annexed into the City; and

WHEREAS, the City Council of the City of Crestview finds that a twelve-month waiver of the collection of voluntary annexation application fees will continue to provide an opportunity for applicants to annex their properties into the City of Crestview without the burden of the fee.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CRESTVIEW, FLORIDA AS FOLLOWS:

SECTION 1 – AUTHORITY. The authority for enactment of this resolution is Section 166.021 and Section 163.31801, Florida Statutes and Article I, Section 2 of the City Charter.

SECTION 2. That the Comprehensive Fee Schedule; Planning and Zoning; Local Planning application, administrative and processing fees, is hereby amended to read as follows:

Voluntary annexation into the city	10 acres or less: \$1,200.00 – Resolution 2022-20	
	includes comp plan amendment and rezoning. – <u>Resolution 2023-6</u>	
	More than 10 acres: \$1,200.00 plus \$10 per acre or fraction thereof –	
	includes comp plan amendment and rezoning. All costs included.	<u>Moratorium effective for 12 months beginning March 1, 2023 and ending on February 29, 2024. The waiver shall be applied to all applicable Annexation, Comprehensive Plan Amendment, and Zoning Change applications, being annexed into the City of Crestview. This fee waiver is only applicable to those applications for annexation as described above and shall not be applied to Comprehensive Plan Amendments or Zoning Change applications absent an annexation application for the same</u>

property(s). The waiver shall not be applied retroactively to any application for annexation, nor shall it apply to any annexation application that was voluntarily cancelled within 180 days of the effective date of this section.

SECTION 3 – SEVERABILITY. If any word, phrase, sentence, paragraph or provision of this resolution or the application thereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provisions or applications of this resolution which can be given effect without the invalid or unconstitutional provision or application, and to this end the provisions of this resolution are declared severable.

SECTION 4 – REPEALER. All resolutions or parts of resolutions in conflict with the provisions of this resolution are hereby repealed to the extent of such conflict.

PASSED AND ADOPTED IN REGULAR SESSION THIS 13th DAY OF FEBRUARY, 2023.

APPROVED:

J. B. Whitten
Mayor

ATTEST:

Maryanne Schrader
City Clerk



Staff Report

CITY COUNCIL MEETING DATE: February 13, 2023

TYPE OF AGENDA ITEM: Action Item

TO: Mayor and City Council
CC: City Manager, City Clerk, Staff and Attorney
FROM: Wayne Steele, Director of Operations
DATE: 2/9/2023
SUBJECT: Blackwater Golf Course Entrance and Parking Lot Improvements

BACKGROUND:

At the December 12, 2022 Council Meeting, Councilman Capps asked about the status and time-line of installing permanent gates at the Blackwater Golf Course entrance. The City Manager provided an update on the cost of the gates and answered questions before additional comments were provided by Councilman Bullard for staff to consider repair of the damaged asphalt caused by construction and possibly consider a complete repave of the entire parking lot before installing the gates, if the budget allowed.

Final direction given to Mr. Bolduc, was to bring back quotes to repave and restripe the parking lot, install gates and paint the unfinished block wall at the entrance for City Council consideration.

DISCUSSION:

Quotes have been received and are attached for review:

Asphalt Paving and Restripe existing pavement markings, provided by James David Site Prep & Underground, LLC for \$84,500.00.

This contractor is currently under contract with the City of Crestview to provide these services.

Gates, Broken Bolt Customs is the low bidder at \$13,500 or \$17,500 with electric gate opener.

For the painting of the block wall, the low bidder is Sergios Painting and Repair LLC at \$850.

Total cost is \$98,850.00

Total cost with electric gate opener: \$102,850.00

GOALS & OBJECTIVES

This item is consistent with the goals in A New View Strategic Plan 2020 as follows;

Foundational- these are the areas of focus that make up the necessary foundation of a successful local government.

Financial Sustainability- Achieve long term financial sustainability

Organizational Capacity, Effectiveness & Efficiency- To efficiently & effectively provide the highest quality of public services

Infrastructure- Satisfy current and future infrastructure needs

Communication- To engage, inform and educate public and staff

Quality of Life- these areas focus on the overall experience when provided by the city.

Community Character- Promote desirable growth with a hometown atmosphere

Safety- Ensure the continuous safety of citizens and visitors

Mobility- Provide safe, efficient and accessible means for mobility

Opportunity- Promote an environment that encourages economic and educational opportunity

Play- Expand recreational and entertainment activities within the City

Community Culture- Develop a specific identity for Crestview

FINANCIAL IMPACT

The total amount of improvements is \$102,850.00 to be funded from the general fund unreserved fund balance.

RECOMMENDED ACTION

Staff respectfully requests a motion to approve the Blackwater Golf Course entrance and parking lot improvements in the amount of \$102,850.00 to be funded from the general fund unreserved fund balance.

Attachments

1. Golf Course Entrance Gate Quotes
2. Golf Course Overlay Asphalt Parking Lot Quote
3. Golf Course Entrance Wall Paint Quotes



City of Crestview

Quote Comparison Form

Requisition No. _____

Date: 12/6/2022

Name Jayce Vanderford

Dept: Project Management

Item/Service Requested:

Gate for golf course entrance

Quote 1

Company Harris Fence

Vendor No. _____

Quote \$15,974.00

___mail___telephone___fax___email___other

Contact James Harris

Phone No. 850-537-6169

Quote 2

Company Broken Bolt Customs

Vendor No. _____

Quote \$13,500 / \$17,500 with gate opener

___mail___telephone___fax___email___other

Contact Taylor

Phone No. 850-259-9655

Quote 3

Company Creative Metal Works

Vendor No. _____

Quote \$38,645.00

___mail___telephone___fax___email___other

Contact Justin

Phone No. 850-932-0888

I hereby affirm that the above quotes have been sought and conform in every respect with the requirements of the City's Purchasing Manual.

Department Head

Jayce Vanderford

From: Taylor Darr <brokenbolt850@gmail.com>
Sent: Tuesday, December 6, 2022 5:38 PM
To: Jayce Vanderford
Subject: Re: [CAUTION EXTERNAL SENDER] Re: [CAUTION EXTERNAL SENDER] Golf Course Gates - City of Crestview

Good evening!

Here are our estimates for the Blackwater Golf Club entrance gates:

\$13,500 - covers the gate materials, build costs, powder coating, and installation of the gates.

\$17,500 - covers the gate materials, build costs, powder coating, and installation of the gates. Also covers cost of operators, operator arms, two keypads and the installation of electronics.

We do typically collect a 50% deposit to begin construction to help cover metal and transportation costs.

Please note for the operators, power will need to be ran to one side of the entrance and conduit ran from one side to the other. We will not cover these services.

If you need a formal estimate drawn up, I can supply that - just let me know. Of course if you have any questions, just let me know or feel free to reach out to Jim directly at 850-259-9655.

Thank you, have a great night!

On Tue, Dec 6, 2022 at 9:31 AM Taylor Darr <brokenbolt850@gmail.com> wrote:
You got it, we'll have those numbers for you soon.

Thanks!

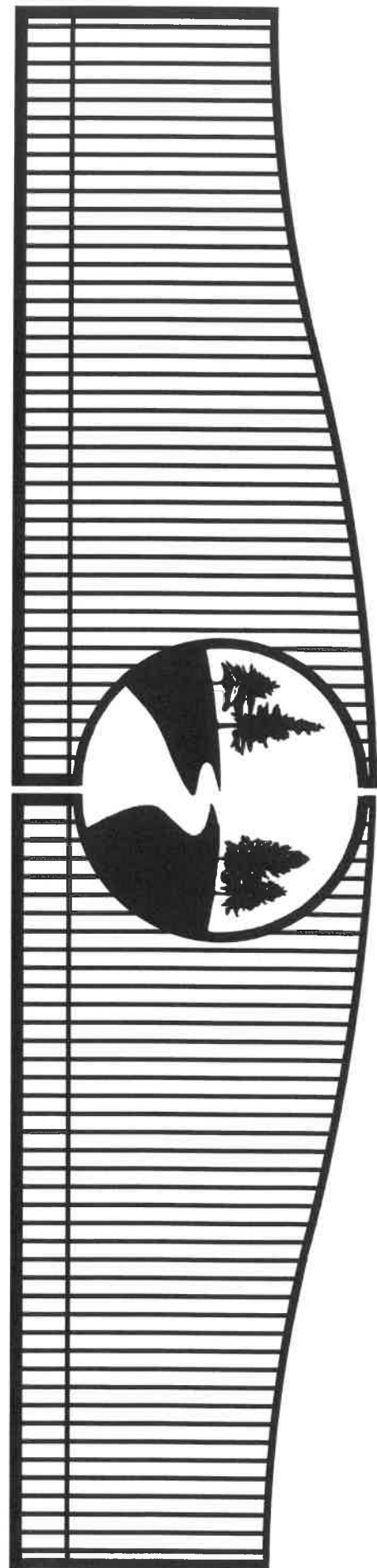
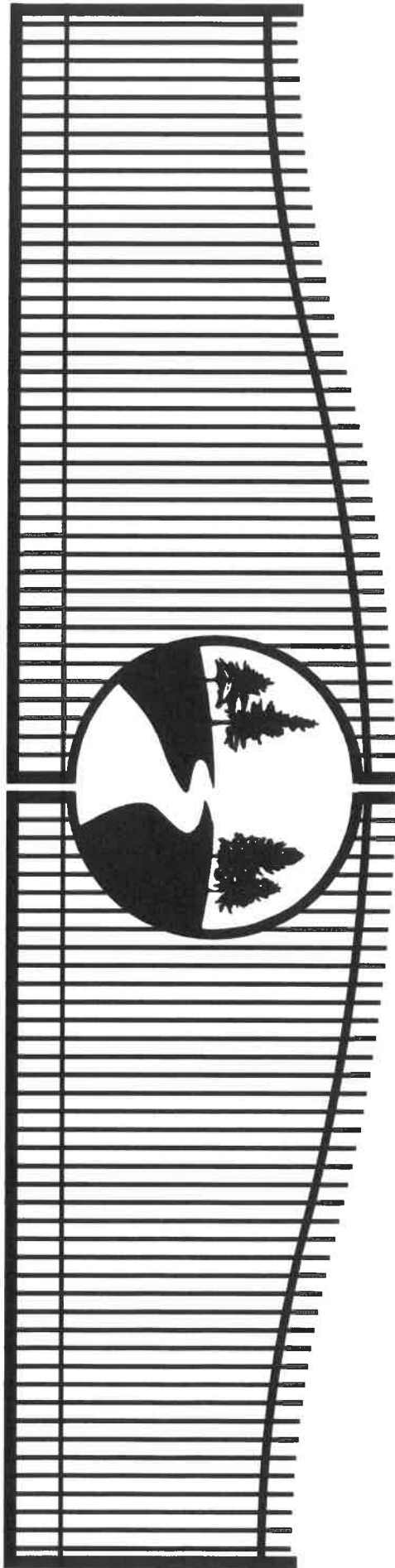
On Tue, Dec 6, 2022 at 11:30 AM Jayce Vanderford <jaycevanderford@cityofcrestview.org> wrote:

I would like to keep that option open. If you could quote with and without the gate opener that would be great.

From: Taylor Darr <brokenbolt850@gmail.com>
Sent: Tuesday, December 6, 2022 11:23 AM
To: Jayce Vanderford <jaycevanderford@cityofcrestview.org>
Subject: Re: [CAUTION EXTERNAL SENDER] Re: [CAUTION EXTERNAL SENDER] Golf Course Gates - City of Crestview

Jayce,







HARRIS FENCE INSTALLATION, INC.

1588 Garrett Mill Rd.
Baker, Florida 32531
850-537-6169

DATE 2-3-22
SOURCE OF LEAD Quote
TELEPHONE NUMBER (850) 682-1032
JOB LOG NO. _____

PROPOSAL TO City of Crestview
ADDRESS 715 N. Fardon Blvd Zone _____
LOCATION Crestview, Florida 32536

SPECIFICATIONS: All work will be performed in a workmanlike manner and in accordance with standard practice. All posts set in concrete.

Total Height 6'
Post Spaced Ornamental
Style Fence Aluminum
estate gate
Knuckled ☐
Safeguard ☐
TERMS
Cash Upon Completion ☒

Top Rail 1 3/8" O.D.
Line Post 1 5/8" O.D.
End Post 2 1/2" O.D.
Corner Post 2 1/2" O.D.
Walk Gate Post 2 1/2" O.D.
Drive Gate Posts 2 1/2" O.D.
Gate Frames 1 3/8" O.D.

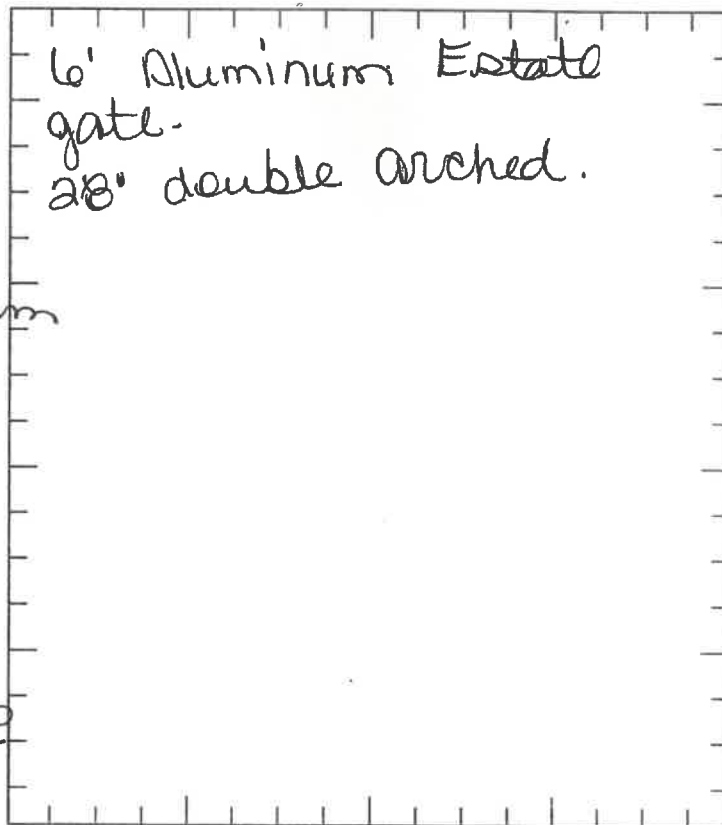
KEY
Fence to be erected _____
Tie-ons (Get permission) ☐
Terminal Post X
Existing fence _____
Walk gate X X
Double gate X X
Indicate if sides are shared.

Additional Specifications
Top Rail _____ O.D.
Line Post _____ O.D.
End Post _____ O.D.
Corner Post _____ O.D.
Walk Gate Post _____ O.D.
Drive Gate Post _____ O.D.
Gate Frames _____ O.D.

QUANTITY	DESCRIPTION	UNIT	PRICE
	Fencing w / o Gates		
	Terminal & Gate Posts		
	Ft. Wide Single Swing Walk Gates		
1	Ft. Wide Double Swing Drive Gates	28'	
	<u>double arched</u>		
	<u>Comm. grade Aluminum</u>		
	<u>estate gate</u>		

Top Rail of Fence Straight ☐
Top Rail of Fence to Follow Ground ☐
Be Level With Lowest Grade ☐
Be Level With Highest Grade ☐

SKETCH



TERMS OF PAYMENT:

Cash Paid Down _____
Cash Upon Comp. _____
Financing _____

TOTAL CONTRACT PRICE \$15,974.00

Salesman Rebecca Harris
Sales Manager Jan Ham

ACCEPTED _____

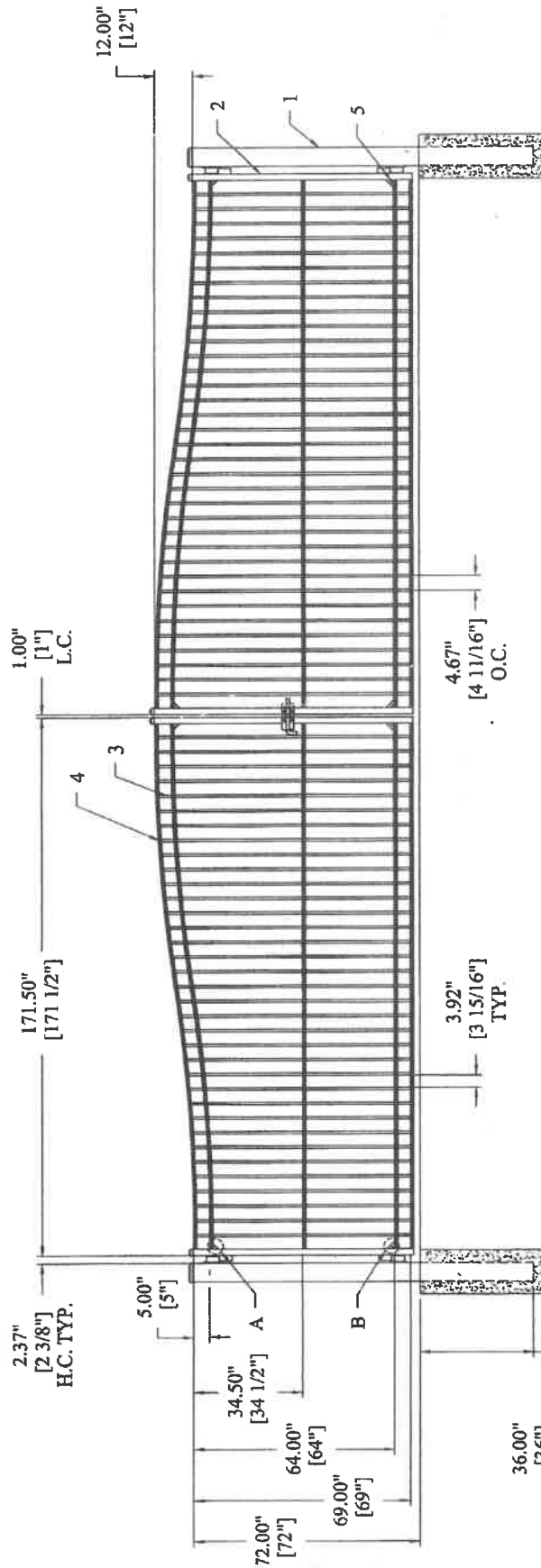
Alt.: Wayne Steel
 quoted gate @ 40' course

#	DESCRIPTION
1	6" SQ POST
2	2" SQ x .250" GATE END
3	3/4" SQ x .125" PICKET
4	1" x 2" x .250" CHANNEL RAIL
5	4003 GUSSET
	HUSK SLIDING

SEE DETAIL PAGE 2



TOP VIEW



ELEVATION VIEW

SIDE VIEW

RECOMMENDED
 MAY VARY
 DEPENDING ON
 LOCATION

LAMAR HALL COMPANY 1000 E. 10th Ave. Tulsa, OK 74106 Phone: 918.596.1234 Fax: 918.596.1235 Email: info@lamarhall.com Website: www.lamarhall.com		PROJECT / DRAWING INFORMATION PROJECT: ESTATE ALUMINUM HALF LEAF GATE DRAWING: 10/18/16 DATE: 10/18/16 DRAWN BY: LAM REV: A SHEET: 1 of 2 DRAWING NO: EAM575-308PHD	
REV	DATE	DESCRIPTION	REVISIONS

Preston Works Inc.

DBA Creative Metal Works
599 Armistead Blvd
Holt, FL 32564

Estimate

Date	Estimate #
12/5/2022	245

Name / Address
City of Crestview Jayce Vanderford

Ship To

P.O. No.	Rep	Project

Item	Description	Qty	Total
Driveway Gate	2 - 16' driveway gate panels with square pickets and center logo. 1 1/2" square tube frame aluminum materials with powder coated finish, color TBD No type of gate opener is included on this estimate Estimate is good for 30 days Lead time 2-3 months 50% deposit required upon approval		38,645.00T
		Subtotal	\$38,645.00
		Sales Tax (0.0%)	\$0.00
		Total	\$38,645.00

Signature _____

Phone #
850-932-0888

E-mail
prestonworksinc@bellsouth.net

JAMES DAVID SITE PREP & UNDERGROUND, LLC

Baker, FL
Phone (850) 259-7901
Email: Jamesdavidsiteprep@gmail.com
pave@westfloridaasphalt.com

PROPOSAL

Date: 1/30/2023

Project: **BLACKWATER GOLF CLUB**
Crestview FL

Name: City of Crestview
Address: 715 Ferdon Blvd
Crestview FL 32536
Phone: 850-682-6132
Attn: Allen Hallford

ASPHALT PAVING

Description of Items	UNIT	QTY		TOTAL
Overlay Asphalt Parking / Access Areas				
Clean/ Prep /Tack Existing Asphalt	GAL	245	\$10.00	\$2,450.00
Overlay Asphalt	TON	525	\$142.00	\$74,550.00
Restripe Existing Pavement Markings	LS	1	\$7,500.00	\$7,500.00
			TOTAL	\$84,500.00

This estimate is for ONLY items listed.

James David Site Prep & Underground, LLC will provide all materials , labor and equipment to complete the above described work in a professional and workman like manner per plans and specifications identified below. Any changes in the plans or specifications will result in a change order to be signed before any additional work or changes are made.

Completion Date: The project will be completed in a timely manner. Delays may occur due to weather conditions, availability of materials, or any unforeseen conditions that may affect the work.

Contractor/ Contractor Agent Date

James David Site Prep & Underground, LLC Date



City of Crestview

Quote Comparison Form

Requisition No. _____

Name Jayce Vanderford

Date: _____

Dept: Operations

Item/Service Requested:

Paint golf course entrance wall

Quote 1

Company Sergios Painting & Small Repair, LLC

Contact Sergio Rojas

Vendor No. _____

Phone No. 850-768-2355

Quote \$850.00

____mail____telephone____fax____email____other

Quote 2

Company Top Notch Painting and Cleaning, LLC

Contact Michael Bailey

Vendor No. _____

Phone No. 850-634-8506

Quote \$1,896.00

____mail____telephone____fax____email____other

Quote 3

Company Best Choice Painting, LLC

Contact Jeff Crider

Vendor No. 6617

Phone No. 850-543-8203

Quote \$2,425.00

____mail____telephone____fax____email____other

I hereby affirm that the above quotes have been sought and conform in every respect with the requirements of the City's Purchasing Manual.

Department Head



ESTIMATE

Sergio's Painting & Small Repair For Black Water Golf Club
LLC

Clayton Ln Westville

Sergio Rojas
(850) 768-2355
melodyandsergio1@hotmail.com

Estimate Num 158
Date Feb 3, 2023

Description	Quantity	Rate	Amount
Pressure wash , seal with clear loxon sealer and paint it 2 coats will be \$ 880	1	\$850.00	\$850.00

Thank you for your business.

Subtotal \$850.00

Total \$850.00

Balance Due \$850.00

Top Notch Painting and Cleaning, LLC

Quote

For

Jayce Vanderford

Blackwater Golf Course

Labor---Prime all block with masonry prime. Paint 2 coats of Loxon self-cleaning. Work performed comes a 2 year warranty.

Labor & Materials----\$1,896.00

2 coats with 1st coat
Black Rd. Crestview FL

2nd coat 1st coat

213 Ashley Dr. Crestview FL 32536

850-543-8203

850-543-8203

Prep - masking surfaces for paint

Apply 2 coat Sherwin Williams Loxon
Surface (Tinted)

Apply 2 coat Sherwin Williams Loxon
XP - Elastomeric (Tinted)

This will meet marine waterproof
specifications

Best Choice Painting, LLC

213 Ashley Drive
Crestview, FL 32536

850-543-8203

Labor & Material Included

TOTAL BID

\$2,425

EXCLUSIONS AND QUALIFICATIONS

Color choice and design, i.e. stripes or accents
will affect overall price and be subject to
change

KNOWLEDGMENT OF ADDENDA

VERY

TAX

EXCLUDED

INCLUDED

RECEIVED BY



Staff Report

CITY COUNCIL MEETING DATE: February 13, 2023

TYPE OF AGENDA ITEM: Action Item

TO: Mayor and City Council
CC: City Manager, City Clerk, Staff and Attorney
FROM: Tim Bolduc, City Manager
DATE: 2/9/2023
SUBJECT: Tentative Budget Workshops and Hearings

BACKGROUND:

In an effort to provide ample time to plan, a proposed schedule of budget workshops and hearings is being provided.

DISCUSSION:

The proposed dates for the upcoming budget workshops and hearings are as follows:

July 6th All Day Budget Retreat

Budget Workshops: @ 4pm

August 14 and August 28

Budget Hearings: @ 5:15pm

September 12 – Tentative Millage and Budget

September 25 - Final Millage and Budget

GOALS & OBJECTIVES

This item is consistent with the goals in A New View Strategic Plan 2020 as follows;

Foundational- these are the areas of focus that make up the necessary foundation of a successful local government.

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Mobility- Provide safe, efficient and accessible means for mobility

Opportunity- Promote an environment that encourages economic and educational opportunity

Play- Expand recreational and entertainment activities within the City

Community Culture- Develop a specific identity for Crestview

FINANCIAL IMPACT

Not applicable.

RECOMMENDED ACTION

Staff respectfully requests a motion to accept the tentative schedule as presented above.

Attachments

None