

DeFuniak Springs City Council

Regular Meeting

January 12, 2009

The DeFuniak Springs City Council met in Regular Session at 6:00 PM with the following members present: Mayor C. Harold Carpenter; Mayor Pro-Tem James Huffman ; City Council Members: Don Harrison, James Coffield, Wayne Graham, Henry Ennis; City Manager Kim Kirby, City Attorney Clayton Adkinson, Finance Director Sara Bowers, and Deputy Clerk Vanessa Mitchell.

**CALL TO ORDER:** Mayor Carpenter called the meeting to order.

**INVOCATION AND PLEDGE OF ALLEGIANCE:** James Huffman gave the invocation and the Pledge of Allegiance was recited. Mayor Carpenter announced there was an emergency item to add on the agenda; Item 8 (C) 2. approve core boring by Southern Earth Sciences

**MINUTES:**

(A) *December 8, 2008 – Regular Meeting:* Henry Ennis asked for a correction to page 2, paragraph 3, sentence 22; to change ‘Michael Richardson’ to ‘Michael Richards.’ Don Harrison asked for a correction to page 4, paragraph 4, sentence 4 to change ‘600 gallon per minute tank and a 500 gallon per minute well’ to ‘500,000 gallon tank and a 600 gallon per minute well.’ Wayne Graham asked for a correction to page 4, paragraph 4, sentence 9, to change ‘Miller Gainey Road’ to ‘Millard Gainey Road.’

Motion made by Henry Ennis to approve the minutes as corrected, second by Wayne Graham, motion carried 5-0.

**MAYOR, C. HAROLD CARPENTER:**

(A) *Recognition of Walton County Pee Wee Football Players and Cheerleaders:* Mayor Carpenter asked for each Coach and player to come forth and say their names and for the Coaches to talk about the season they had.

a. *Super Bowl Champions Pee Wee White Team and Cheerleaders:*

b. *Super Bowl Champions Junior Team and Cheerleaders:*

**PLANNING AND ZONING DIRECTOR, GREG SCOVILLE:**

(A) *Capital Improvements Element - Public Hearing, First Reading and transmittal to DCA:* Greg Scoville advised the Council this was the First reading and approval to transmit the Capital Improvements Element to the Department of Community Affairs. Mr. Scoville explained this was a yearly requirement of the department. He said after the department receives it they will prepare an ORC (objections, recommendations and comments) report, to which we may need to respond and if necessary modify the Capital Improvements Element. Upon completing these steps, Mr. Scoville will bring it back to the Council to request 2<sup>nd</sup> reading and public hearing. Clayton Adkinson asked if Mr. Scoville would need to bring this back to ask for advertising for the 2<sup>nd</sup> public hearing, would he want to request that tonight. Mr. Scoville said he would need to but did not have the date set yet. Mr. Adkinson said they could authorize him to advertise when appropriate. Mayor Carpenter announced this was a public hearing and called for anyone to speak for or against to come forward. There were no comments.

Motion made by Don Harrison to approve first reading tonight, the staff be authorized to advertise for the 2<sup>nd</sup> reading and approve transmittal to the Department of Community Affairs, second by James Coffield, motion carried 5-0. Greg Scoville read by title.

(B) *Water Supply Work Plan- Public Hearing, First Reading and transmittal to DCA*: Greg Scoville advised the Council this was for the Water Supply Work Plan and the request was for First reading and authorize transmittal to the Department of Community Affairs. He said he would also like to request authorization to advertise for the 2<sup>nd</sup> hearing. Mr. Scoville explained the procedure was similar to the Capital Improvements Element. Mr. Scoville discussed the packet information. Mayor Carpenter announced this was a public hearing and called for anyone to speak for or against to come forward. There were no comments.

Motion made by Don Harrison to have first reading tonight, authorize advertising for the 2<sup>nd</sup> hearing and approve transmittal to the Department of Community Affairs, second by Wayne Graham, motion carried 4-0. Greg Scoville read by title.

**REQUEST TO BE PLACED ON THE AGENDA:**

(A) *Present Authorization to Charge Fee for Event at Civic Center, Larry Gomillion*: Larry Gomillion requested approval to charge admission to a Gospel Concert this Saturday night. He said the band was the Kingsmen Quartet. The charge will be \$10.00 at the door. Mr. Harrison asked if he had paid the normal rental fee. Mr. Gomillion said he had and that he rented an extra room for extra chairs. Mr. Adkinson advised the Council they may charge more for the rental according to our City Code. Mr. Huffman asked about the fees charged for the rental. Ms. Mitchell explained they were the half day fees.

Motion made by Don Harrison to authorize Larry Gomillion to charge a fee at the door for the event he is holding and that we approve the rental fee of 192.60, second by Wayne Graham, motion carried 5-0.

(B) *Request Authorization to Charge Fee for Event at Chautauqua Building, Cheryl Kross*: Cheryl Kross, Vice President of the Walton County Art League, requested approval to hold an arts and craft show at the Chautauqua Building and sell some items and charge a booth space fee.

Motion made by Don Harrison to approve the request for charging for booth space (and for items) at the Chautauqua Building and the rental fee be set at 107.00, second by James Huffman, motion carried 5-0.

(C) *Jayne Swift, CH2MHill/ OMI*:

- a. *Rebate Check*: Ms. Jayne Swift presented a rebate check to the City. Ms. Swift explained that last year they had requested an increase in their rebateable repairs account for older equipment issues but they were able to keep it under the \$30,000. The rebate check was for \$2,983.16.
- b. *Present Plaque from DEP*: Ms. Swift explained that she had mentioned to the Council in December that CH2MHill/OMI won an Excellence Award from DEP for the wastewater treatment plant. She presented the plaque to the Mayor.
- c. *Discuss Quality Training*: Ms. Swift explained the quality training program that is being offered to the City at no cost from CH2MHill/OMI. Ms. Swift showed off the t-shirts that will be given to the employees during the training. Ms. Kirby said this is a great benefit for all departments at all levels and explained they were setting up teams across departments and levels so that everyone is working interactively.

**POLICE CAPTAIN, MARK WEEKS:**

(A) *Presentation of Life Saving Award to Sergeant Joseph G. Ward II*: Captain Mark Weeks and Chief Brian Coley presented a plaque to Sergeant Ward for his achievement and bravery.

(B) *Declare Items Surplus:*

- a. *Floor Mounted Shotgun Racks to be donated to the Florida Fish and Wildlife Conservation Commission:* Captain Mark Weeks advised the Council he was asking for approval to donate old shotgun racks to the Florida Fish and Wildlife Conservation Commission. He explained there were 10 and the racks had come out of the old cars they had traded in two years ago and they are not being used. Ms. Kirby said they were not on the inventory.

Motion made by James Huffman to approve the request, second by Wayne Graham, motion carried 5-0.

- b. *Disposal of Obsolete Printers and Miscellaneous Junk:* Captain Mark Weeks explained the Police Department also had some obsolete printers and computer monitors that were quite old and they would like to dispose of these. He said they were not any good to anyone, he had offered them but no one could use them and Robert Nelson could not either. Ms. Kirby said these items were in inventory.

Motion made by Don Harrison to declare these computer items surplus and authorize the City Manager and Police Chief to dispose of them, second by Henry Ennis, motion carried 5-0.

(C) *Authorization to Declare Vehicle #218 as Surplus:*

- a. *Permission to accept trade-in offer by Orville Beckford:* Captain Mark Weeks advised the Council he was seeking authorization to declare vehicle #218 as surplus and accept the trade-in offer by Orville Beckford Ford for \$1,200. He explained the vehicle was a 2002 Ford Explorer, the old K-9 unit and he would like to trade it for the new vehicle that replaced it this year. Wayne Graham commented that if we can get \$1,200 we better take it.

Motion made by Wayne Graham to approve the trade-in, second by Henry Ennis, motion carried 5-0.

**CITY MANAGER, KIM KIRBY:**

(A) *Approve Pat Covell Park II / Proposed Work Order No. 5, PMA:*

Kim Kirby requested approval for work order #5 with PMA for work they will perform for the FRDAP grant we received at Pat Covell Park II. Ms. Kirby explained there may be some work that can be done by City staff and Charles Peters agreed there may be a difference in the amount he will charge. Ms. Kirby said there will be an addendum with similar language explaining the City will retain the right to construct portions of work with in-house forces and the engineering fee will be adjusted based on modifications and services rendered. Ms. Kirby said we will know as work progresses what we will try to do with our City staff and those that we don't we will go through the bid process.

Motion made by James Huffman to approve Work Order #5 with the provisions that Ms. Kirby stated, second by Henry Ennis, motion carried 5-0.

- (B) *Approve Chipley Park / Proposed Work Order No. 6, PMA:* Kim Kirby advised this was work order #6 with PMA for proposed work to be done at Chipley Park with the FRDAP grant and to have the same addendum to be applied to this work order. Ms. Kirby said we will try to stretch those dollars as far as we can.

Motion made by James Huffman to approve the request, second by Wayne Graham, motion carried 5-0.

Don Harrison asked about the time frame for the work. Ms. Kirby said we have up to three years to use the grant funds.

*(C) Phase III Water System Improvements –*

- a. Approve Environmental Assessment and Proposed Timeline:* Kim Kirby advised the Council the request was to approve the environmental assessment proposal by Mr. Bob Jones for the USDA/RD Phase III Water Improvements project for a requirement of our application process. The charge is for \$9,800 and includes a biological report. Ms. Kirby said attached is the proposed timeline that includes submittal in early March to hopefully have fewer competing projects for those dollars.

Motion made by Don Harrison to approve the timeline and environmental assessment proposal, second by James Coffield, motion carried 5-0.

- b. Approve core boring by Southern Earth Sciences:* Kim Kirby advised the council she received a purchase order for core boring and is asking for Council approval. She explained this was for the piece of land for Well Site #10. Don Harrison asked if the purchase of the land is conditioned on a successful core boring. Ms. Kirby said yes it was.

Motion made by Don Harrison to approve the offer from Southern Earth Sciences for core boaring the proposed Well Site for the price of \$4,270.00, second by Wayne Graham, motion carried 5-0.

- (D) Discuss Special Election and Qualifying Fees:* Kim Kirby said there was a letter from the City Attorney in their packets. Clayton Adkinson said the Council will have to call the special election within 60 days, and advertise, and call for it to be on April 14, 2009. Mr. Harrison said that was a good thing; there will be a better turn out.

Motion made by Don Harrison to call for a special election to fill the unexpired term of the City Marshall to be held on April 14, 2009, second by James Coffield, motion carried 5-0.

Don Harrison asked why the schedule said the term was for 2 years for the City Marshall. Clayton Adkinson explained it will be for the unexpired term of the City Marshall.

Ms. Kirby asked for assistance in setting the salary for the City Marshall. She said the Council set it in October 2008 for 68,120.00. The qualifying fee will be 4% of one year of salary.

Council consensus to leave the salary at what they set in October.

**FINANCE DIRECTOR, SARA BOWERS:**

- (A) Expenditure and Revenue Reports:* Ms. Bowers advised the Council this was through the second month of FY 2009 and asked if there were any questions. There were none.

- (B) Bills:* Sara Bowers requested a motion to pay all bills in order.

Motion made by Wayne Graham to pay all bills in order, second by James Coffield, motion carried 5-0.

**CITIZENS COMMENTS:** There were none.

**CITY MANAGER'S REPORT:** Kim Kirby advised the Council the Cemetery Board Meeting would be rescheduled to January 27<sup>th</sup> at 5:00 pm. Ms. Kirby said in regards to

the invitation to tour Site C-6, the time changed to 9am. She also said the ribbon cutting ceremony for Ten-8 Fire Equipment was on the same day at 10 am. The Council opted to have Ms. Kirby set another date for the tour of C-6. Ms. Kirby said there was a scheduling conflict for the sign workshop and offered other dates.

Motion made by Don Harrison to cancel the January 15, 2009 workshop on the Sign Ordinance and have the City Manager reschedule and notify them, second by Wayne Graham, motion carried 5-0.

Ms. Kirby reminded the Council of the ACT Walton meeting to promote local shopping, local eating, and supporting local agriculture. Ms. Kirby reminded the Council if they wanted to participate in the legislative lobbying teams to notify her. Don Harrison asked if they could get a list of the teams and said the NWFLOC meeting on Thursday would cover legislative lobbying. Ms. Kirby gave an update on the Bob Sikes road sign.

**COUNCIL COMMENTS AND COMMITTEE REPORTS:**

Wayne Graham – none

Henry Ennis – none

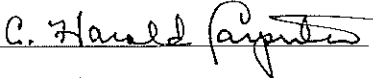
James Huffman – none

Don Harrison – Commented that we have never addressed dress codes for the news media but Mr. Chillcutt has a good start (wearing a Florida Gators Sweatshirt). He also gave an invitation to all for his father's birthday party at the First Baptist Church on January 25<sup>th</sup>. His father will be 100 years old.


James Coffield – went to the library board meeting. He said business has jumped up 10%. He also said some staff will be leaving and replaced with volunteers.

There being no further business, Mayor C. Harold Carpenter adjourned the meeting.

ADOPTED this 26<sup>th</sup> day of January, 2009

  
C. Harold Carpenter, Mayor

**ATTEST:**

  
Vanessa Mitchell, Deputy Clerk