

DeFuniak Springs City Council
Regular Meeting
March 9, 2020

The following members were present: Mayor Bob Campbell; Mayor Pro-Tem Robert McKnight (Seat 2); Councilmember Todd Bierbaum (Seat 1); Councilmember Kevin Crystal (Seat 3); Henry D. Ennis (Seat 4); and Councilmember Wayne Graham (Seat 5). Also present were Clay Adkinson, City Attorney; Mell Smigielski, City Manager; Debra Gibson, Finance Director; and Maryanne Schrader, City Clerk.

Mayor Campbell called the meeting to order at 6:02 p.m. followed by the invocation and Pledge of Allegiance.

3. Consent Agenda - Mayor Campbell asked if there were any additions or deletions to the Consent Agenda. City Manager Mell Smigielski mentioned moving Item D1 to Item 8D under the regular agenda.

Motion by Councilmember W. Graham and seconded by Councilmember T. Bierbaum to approve the Consent Agenda, as amended.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye; Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

Approval of the Consent Agenda

A. City Clerk

1. Minutes for approval: February 24, 2020 -Regular Minutes
2. Minutes for approval: February 24, 2020-Workshop Minutes

B. Administration - City Manager Mell Smigielski requests a motion to approve the approve the Resolution accepting the terms of the first amendment to the Florida Department of Transportation (FDOT) maintenance agreement Resolution 2019-12, approved on May 28, 2019

C. Finance – Morgan Hulion, Utility Billing and Finance Supervisor, requests a motion to approve the Bill Ratification for February 2020

D. Planning –

1. Moved to Item 8D
2. Planning Director, Kelly Schultz, requests approval of the Special Event permit request from Daniel Grgurich on behalf of the DFS Little League to conduct a parade on Saturday, March 28, 2020 with the line-up starting at 7:30 a.m. at Walton Middle School and ending around 10:30 a.m. at the DFS Little League Park. Rolling roadblocks, as well as live or recorded music is included
3. Planning Director, Kelly Schultz, requests approval for the Temporary Use permit request for TNT Fireworks, who are requesting to hold a temporary firework, which includes a tent. The approval is based on the condition of waiving the 30-day submission requirement, as well as

submitting a portable toilet agreement, paying the required fee, ensuring vehicles do not protrude into the ROW and for the area on their site plan.

- E. **Airport** – Reserved
- F. **Public Works** – Reserved
- G. **Fire** – Reserved

4. REGULAR AGENDA

Regular Agenda Mayor Campbell asked if there were any additions/deletions to the Regular Agenda. City Manager Mell Smigielski asked that he be able to introduce the new IT Director and to have Item 5.3 be moved to Item 5.1, so Ms. Dincman, our labor attorney, did not have to stay, as she has a long drive ahead of her.

Motion by Councilmember W. Graham and seconded by Councilmember H. Ennis to approve the Regular Agenda, as amended.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

City Manager Mell Smigielski introduced Jesse Deckard as the new IT Director. Mr. Deckard said he is excited to be here and anticipated great changes.

5. ADMINISTRATION

3. City Manager Mell Smigielski requests a motion to approve the AFSCME Union Contract for 2020-2022

Ms. Holly Dincman, Chief Negotiator for the Union Negotiations team for the AFSCME contract asked for ratification of the agreement. In response to Councilmember R. McKnight, the day of the funeral is implied as being part of the bereavement leave. She added the language can be clarified and picked up with the next cycle.

Motion by Councilmember R. McKnight and seconded by Councilmember K. Crystal to approve the AFSCME Union Contract for 2020-2022.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

1. City Manager Mell Smigielski requests a motion to approve the offer of \$50,000 for the Planning Coordinator candidate

City Manager Mell Smigielski explained that the initial salary was more inclined to a starting position. The candidate has experience with County housing and as a Community Development Administrator, which is the same as a planner.

Motion by Councilmember H. Ennis and seconded by Councilmember W. Graham to approve the offer of \$50,000 for the Planning Coordinator candidate.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

2. City Manager Mell Smigielski requests permission to negotiate with the Chelco CEO for the potential acquisition of the property located at 1350 Baldwin Avenue and obtain a Phase II Environmental Study and two appraisals

City Manager Mell Smigielski said they have had preliminary talks on the possible acquisition.

Motion by Councilmember W. Graham and seconded by Councilmember K. Crystal to give City Manager Mell Smigielski permission to negotiate with the Chelco CEO for the potential acquisition of the property located at 1350 Baldwin Avenue and obtain a Phase II Environmental Study and two appraisals.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

4. City Manager Mell Smigielski requests direction on Non-Profit Policy Language

City Manager Mell Smigielski explained a policy was brought up last year, but it failed, so this language was changed and updated. After the discussion, Council chose 1, 4 and 5 to be removed and #2 would incorporate the word “strong” under criteria. Discussion ensued about perpetual funding, and the good partnerships with our non-profits. Councilmember R. McKnight suggested a rotation of three or four years with programs with new ideas and a ranking system. Discussion ensued on the difficulty of quantifying the criteria. Councilmember W. Graham stated the non-profits do good things for the city. Councilmember H. Ennis stated it is hard to decide but there is a certain amount that does well for the city, so it should not be based on three or four years. Councilmember T. Bierbaum said it reflects the generosity of the city reflected by the city and thought it should be case by case. When you have a fifteen million plus budget, are we spending too much time on such a small amount. Mayor Campbell agreed as the groups do phenomenal work for the city.

Councilmember R. McKnight suggested placing money in the budget line item, as taxpayers expect a certain level of scrutiny. Councilmember T. Bierbaum agreed and mentioned the path forward is to implement a policy to get to the non-profits ahead of time, and then we can decide how to do it the following year. Discussion ensued on assisting the small businesses with the purpose on who does the best for the city with the focus on the scoring or ranking.

M. Henderson, Forward DeFuniak representative, came forward. She said it would be beneficial for non-profits to receive a juried award and then their organization could apply to a larger granting authority. She added it would be nice for them to say they have received a small grant from the local agency.

In reply to W. Graham, City Manager M. Smigielski said the Council never established policy, so an application policy will provide the standard.

Dan Cosson stepped forward and said charity begins at home. He mentioned with a growing city large salaried staff, crumbling infrastructure, and high-water bills, we do not need to fund any non-profits until we have patched up holes.

Councilmember H. Ennis added some cities do not give out donations.

Motion by Councilmember R. McKnight and seconded by Councilmember T. Bierbaum to table to the next regularly scheduled Council meeting with a clear evaluation system for the Non-Profit Policy.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

6. CITIZEN COMMENTS - Stewart Duncan, Jacobs Consulting, came forward as a representative of DeFunk Disco, a family event, and invited everyone to come out from 8:00 a.m. to 3:00 p.m. He invited Mayor Campbell to be the first throw.

7. REQUEST TO BE ON THE AGENDA – Nothing brought forward.

8. EXECUTIVE REQUESTS

- A. Councilmember R. McKnight – Requests a motion to direct staff to schedule the workshop on Rules of Procedure, Professional Courtesies, and action from the dais

Councilmember R. McKnight reminded the Council they agreed to hold workshops. He added the City Attorney, City Manager and he would get together to plan the workshop.

Motion by Councilmember W. Graham and seconded by Councilmember T. Bierbaum to approve the staff to coordinate the workshop on Rules of Procedure, Professional Courtesies, and action from the dais.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

- B. Councilmember R. McKnight – Requests a motion to direct staff to schedule a workshop to complete the Council Policy and Procedure

Motion by Councilmember R. McKnight and seconded by Councilmember K. Crystal to approve the staff to coordinate a date to schedule a workshop to complete the Council Policy and Procedure document.

Councilmember R. McKnight explained the City Manager circulated several drafts, but Council could not complete it during the workshops before the regular meetings. City Manager M. Smigielski will send out a draft to review prior to the afternoon meeting.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye; Councilmember W. Graham: Aye. Ayes 5, Nays 0. All ayes. Motion carried.

C. Councilmember K. Crystal – Appointment of Planning Board Member

Motion by Councilmember K. Crystal and seconded by Councilmember T. Bierbaum to approve the appointment of LaKisha Brinson to the Planning Board.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye; Councilmember W. Graham: Aye. Ayes 5, Nays 0. All ayes. Motion carried.

D. Planning Director, Kelly Schultz, requests approval of the Special Event permit request from Dorsel Jackson and Kenquatta Graham to hold their May Day Festival on Saturday, May 16, 2020 from 9:00 a.m. – 10:00 p.m. at the public park at Pat Covell 2, which includes live music

Planning Director, Kelly Schultz said it is an annual large festival. It has road closures and outdoor music. It has been held at Pat Covell 2, a smaller park and she was asked to request the organizer move it to Gene Hurley Park, as it is larger. The applicants were asked to come forward. Councilmember W. Graham recused himself from the discussion and vote.

George Hogans, local businessman, came forward on behalf of the young children of the neighborhood and added the event represents their culture. He asked that the event be allowed to stay in the neighborhood. They will police themselves and take care of the cleaning problems. In response to Councilmember K. Crystal, Mr. Hogans replied the kids cannot get to the new location that Mr. Crystal had proposed asking the organizers to relocate the event to Gene Hurley Park. Discussion ensued on the size of the event and clean up issues.

Motion by Councilmember R. McKnight and seconded by Councilmember H. Ennis to approve the Special Event to hold the May Day as written at Pat Covell #2.

Councilmember K. Crystal mentioned his parents live across the street said he cannot support it, as it has gotten too big for that little park in that neighborhood.

Councilmember R. McKnight stated the group has come up with a resolution to take care of issues on trash and prefer it in their neighborhood.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Nay, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye.
Ayes 3, Nays 1. Motion carried.

9. FINANCE- Debra Gibson, Finance Director, requests a motion to approve and authorize the agreement with Financial Imaging, LLC to print and mail utility bills at a savings of \$7,500 per year.

Motion by Councilmember W. Graham and seconded by Councilmember T. Bierbaum to approve and authorize the Mayor to sign the agreement with Financial Imaging, LLC to print and mail utility bills at a savings of \$7,500 per year.

In response to Councilmember R. McKnight, Debra Gibson, Finance Director, replied the bills will be in large print with graphs to show usage. City Attorney Clay Adkinson added it is only for bill printing.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

10. PUBLIC WORKS – Nothing brought forward.

11. PLANNING –

- A. Planning Director, Kelly Schultz requests a **Motion** to conduct a Public Hearing and approve and adopt on **2nd Reading**, An Ordinance entitled “Ord. Amending Chapter 18, Article VII, Section 18-53, “Travel Trailers, mobile homes, and manufactured homes” (b) clarifying that modular dwellings are not subject to the regulations therein

Planning Director, Kelly Schultz came forward to clarify that the Ordinance applies to modular homes that are built to HUD standards.

Motion by Councilmember K. Crystal and seconded by Councilmember H. Ennis to conduct a Public Hearing and approve and adopt on **2nd Reading**, An Ordinance entitled “Ord. Amending Chapter 18, Article VII, Section 18-53, “Travel Trailers, mobile homes, and manufactured homes” (b) clarifying that modular dwellings are not subject to the regulations therein.

Resident, Keenan Powell, came forward to ask for clarification on RV's. City Attorney Clay Adkinson responded that the definition on modular homes is the only thing that applies to the 2nd Reading Ordinance. The Public Hearing was closed at 7:01 p.m.

After a brief recess, the meeting was called back to order at 7:03 p.m. City Attorney Clay Adkinson read the title of Ordinance 906 in full.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.

Ayes 5, Nays 0. All ayes. Motion carried.

- B. Planning Director, Kelly Schultz, requests approval to schedule a Public Hearing for April 13, 2020 and authorize advertisement for the variance request from Donald Butts for a 20-foot front yard setback for property on Bay Avenue in order to build on an irregular shaped lot

Motion by Councilmember W. Graham and seconded by Councilmember T. Bierbaum to schedule a Public Hearing for April 13, 2020 and authorize advertisement for the variance request from Donald Butts for a 20-foot front yard setback for property on Bay Avenue in order to build on an irregular shaped lot.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

- C. Planning Director, Kelly Schultz – Motion to authorize public comment, consider draft amendment, schedule a Public Hearing for April 13, 2020, authorize advertisement and authorize 1st Reading, to Adopt an amendment of Section 1, Future Land Use Element, of the DFS Comprehensive Plan, providing for Adoption, providing for severability and providing for an effective date (Comprehensive Plan Text Amendment #2020-CP-01 creating a Future Land Use (FLU) Category to be known as Planned Development Zone

Motion by Councilmember H. Ennis and seconded by Councilmember W. Graham to authorize public comment, consider draft amendment, schedule a Public Hearing for April 13, 2020, authorize advertisement and authorize 1st Reading, to Adopt an amendment of Section 1, Future Land Use Element, of the DFS Comprehensive Plan, providing for Adoption, providing for severability and providing for an effective date (Comprehensive Plan Text Amendment #2020-CP-01 creating a Future Land Use (FLU) Category to be known as Planned Development Zone.

City Attorney Clay Adkinson explained in 2018, the Council approved Planned Development projects for specific size development, so this ordinance will provide for large scale developments such as Veterans Lodge, to provide greater flexibility. The Veterans Lodge property consists of 1400 acres. The Ordinance will allow people with County designation to provide diversified usages.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

- D. Planning Director, Kelly Schultz – Motion to authorize public comment, consider draft amendment, schedule a Public Hearing for April 13, 2020, authorize advertisement and authorize 1st Reading, to Adopt 2020-LDC-

02, an amendment to the Land Development Code Planned Development Zone

Motion by Councilmember T. Bierbaum and seconded by Councilmember K. Crystal to authorize public comment, consider draft amendment, schedule a Public Hearing for April 13, 2020, authorize advertisement and authorize 1st Reading, to Adopt 2020-LDC-02, an amendment to the Land Development Code Planned Development Zone.

Mayor Campbell asked for Public comment, but no one came forward.

Planning Director, Kelly Schultz read the title in full.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

- E. Planning Director, Kelly Schultz, Draft for Discussion – Ord. Adopting for the Amendment of Chapter 18, Art. VII, Section 18.53, Entitled Travel Trailers, Mobile Homes, and Manufactured Homes of the DFS Municipal Code, providing for Adoption, providing for severability and providing an effective date, regarding Recreational vehicle-type units

Planning Director Kelly Schultz stated the Council had a special workshop to discuss the recreational vehicles and concerns were expressed about parking, occupation of motor homes and whether boats and jet skis should be regulated as RV's. She went over the moratorium and actions that need to be taken. She provided a draft code, with a history on the current ordinance. She added for historical purposes, the timeline was presented with the present ordinance which originated in 1961.

City Attorney Clay Adkinson said the draft was merely for discussion.

Motion by Councilmember R. McKnight and seconded by Councilmember H. Ennis to open for discussion.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

Discussion ensued on whether the current code is too rigid. Councilmember R. McKnight that the new draft is too relaxed and needs guidance. Some considerations mentioned at the special meeting were whether the RV should be in the backyard, number of RVs, and whether the ordinance should include boats and other trailers, and other wheeled vehicles, size of the RVs, whether property owners should have the right to have one RV and the lot size with maximum lot coverage for larger RV's, and added we should have reasonable controls.

Councilmember T. Bierbaum stated the thirteen questions presented in the draft should have been presented at the special workshop.

Don Cosson, citizen, said he has worked with the city planner. He added he is on the side with less regulation.

K. Schultz said the drafting of the ordinance is frustrating. She said there are people who want less regulation, but there are people who prefer the current ordinance.

Councilmember H. Ennis said he did not think we agreed on anything at the workshop. He added we have plenty of blight issues, but he has not seen trouble with RV's. Councilmember K. Crystal added the consensus was that we needed to loosen up the regulations.

Harley Henderson came forward and said the restrictions were too tight.

Anthony Valle, citizen, said he supports staff to provide full regulations with their recommendations. He believes if it remains at staff level, it will take out the political angle.

In response to Mayor Campbell, City Attorney Clay Adkinson said the discussion could be discussed at the Planning Board level, as it is a much more open meeting, and the Board could review the discussion points. In reviewing the minutes, he said the consensus of the Council was to ease the restrictions, review the enclosure requirements, RV's being road ready, RV's not being used to house guests, and setback requirements may need to be addressed. He mentioned that in the current ordinance, the RV cannot be used as a temporary structure. He added these are the issues to focus on. He added a moratorium was put in place because the code was too restrictive.

In response to Mayor Campbell, City Manager M. Smigielski said it is appropriate to garner input from the citizens. The workshop was ineffective, as no decisions were made. There were more questions than answers which impeded K. Schultz in crafting a draft ordinance.

Councilmember R. McKnight defended the workshop as the Council requested the 3-minute time limit on citizen comments at the workshop. He presented a list of twelve items for discussion at the workshop, including parking and size of the RV's. He added citizens do not want a 45-foot RV in front of a house nor restrictions on a guest for 24 hours on their private property. He suggested advertising the discussion in the paper.

Motion by Councilmember R. McKnight and seconded by Councilmember K. Crystal to request the City Manager work with the Planning Director and hold a discussion with interested citizens to garner comments on issues related to size, parking locations, and days that one could have visitors stay in the RV.

City Manager M. Smigielski suggested having the meetings with the public and then the Planning Board.

Councilmember T. Bierbaum voiced his concern about not having a comprehensive draft ordinance for consideration by the Council completed by staff in time for this meeting.

Ken Powell came forward and said he is upset that this discussion was brought up. He does not think it is anyone's business whether he parks his RV on his property, as he has paid his taxes on the motor home and the house. He asked to call him when the workshop is set.

Vote: Councilmember T. Bierbaum: Nay; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Nay; Councilmember W. Graham: Aye.
Ayes 3, Nays 2. Motion carried.

- F. Planning Director, Kelly Schultz requests approval for the Temporary Use Permit for New Wave Auto for conduct a temporary auto sales event which includes a tent on condition that the applicant complies with all proposed conditions

Planning Director, Kelly Schultz said the applicant requested dates of April 16 – April 26th. She added they have met all the submissions requirements and paid their fee.

Motion by Councilmember W. Graham and seconded by Councilmember K. Crystal to approve the Temporary Use Permit for New Wave Auto to conduct a temporary auto sales event which includes a tent on condition that the applicant complies with all proposed conditions.

Discussion ensued on whether these events are to be once a year. Councilmember T. Bierbaum voiced his concern that an outside entity could conduct regular business three or four times a year. He is opposed to approving regular requests to an outside business, as we could potentially lose a business that wishes to set up in our town. City Attorney Clay Adkinson said applicants can apply a maximum of four separate events in a year according to the Special Event and Temporary Use ordinance.

Councilmember R. McKnight said this company has a tarnished reputation, but they sent a letter stating they will address the issues. In response to whether the letter would apply to this event, Planning Director, Kelly Schultz said the owner mentioned he would not be able to attend because of a conflict, however, we do not have assurance of compliance, as they did not update the letter with the new dates.

Councilmember K. Crystal said the reason we denied it before is they were outside the deadlines, but this time they submitted it on time. However, after listening to the use, it is not within the intent of the ordinance.

Mayor Campbell mentioned most people who want to do business check to see what the market is like by setting up as cheaply as possible, so he does not want to discourage them unless they want to establish a business here in the future.

Discussion ensued on their past late submission and taxing the city staff with what they must do before they leave, being a business-friendly area, and whether they will eventually open in the city.

Councilmember T. Bierbaum voiced his concern about complaints that they were intimidating, had multiple violations and did not update their letter, as requested.

Planning Director K. Schultz added the owner sent an email asking if the city really wanted their business. In response to Councilmember K. Crystal, she looked at the Department of State website, and they are independent dealer from Pinellas Park.

Motion by Councilmember R. McKnight to provide a conditional approval dependent on the Planning Department receiving a signed letter similar to the one sent previously that addresses what they are going to do to keep the issues from happening again, and the letter is dated after today. City Attorney Clay Adkinson reminded Council that there is a motion on the floor for approval. The amendment failed for lack of a second. Mayor Campbell called for the vote for approval.

Vote: Councilmember T. Bierbaum: Nay; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Nay, Councilmember H. Ennis: Nay; Councilmember W. Graham: Aye.
Ayes 2, Nays 3. Motion failed.

FOR INFORMATION ONLY ON HOLD

2nd Reading Ordinance, (**Hold for March 24th**) **Motion** to conduct a Public Hearing and approve and adopt an Ordinance entitled “Ordinance Adopting an Amendment to the City of DeFuniak Springs Future Land Use Map; Setting forth Authority for Adoption; Providing for Findings of Fact; Providing for Severability; and Providing for an Effective Date”

12. POLICE – City Marshal James Hurley requested a motion to approve the AXON agreement at the initial quoted estimate of \$80,059.75 for the first year and an additional \$59,040.00 for each of the following four years for camera systems to include the Taser 7, and holster activation sensors.

City Marshal J. Hurley explained he had the item in the budget, but it came up short. He said the department needs to be able to document evidence and protect citizens and officers. He added AXON is used by the majority of agencies, and they have an option to bundle the items. They last updated the tasers in 2005, however, they cannot buy batteries for them any longer. The new system includes fifteen body camera systems, which are automatically engaged when a taser is pulled. AXON will also provide access to their website that uploads the information, so the Attorney General can view it, as well. He said they also provides a modem and are a sole source provider with the integration. He added they budgeted \$99,000 this year for cameras for a \$316,000 allocation over a five-year period. AXON will replace anything in the five-year period, ultimately getting a ten-year coverage.

Councilmember K. Crystal asked if this expenditure can be placed in the budget, and Finance Director D. Gibson said this would be the best way for him to get what is needed. City Attorney Clay Adkinson said it is subject to the budget each year. City Marshal J. Hurley said they may have room for negotiation at the end of the year.

Councilmember T. Bierbaum added for the fifteen body cameras, the video storage cost would quickly exceed \$300,000, as video does not compress; so, it is good in storage cost alone.

Motion by Councilmember T. Bierbaum and seconded by Councilmember H. Ennis to approve the AXON agreement and to authorize an amount not to exceed \$99,000 and ask AXON to honor their quote of December 31, 2019.

City Marshal J. Hurley said it may be less than that, as he is negotiating with them.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

13. CITY ATTORNEY – Nothing brought forward.

14. STAFF REPORTS – City Manager M. Smigielski said the current ordinance prohibits food trucks – peddling from vehicles. Right now, the Council can grant exemptions. He asked the Council if they want to prohibit food trucks. He added someone has purchased a food truck and did not know of the restriction.

Discussion ensued. The Council agreed that food trucks are a national trend and did not want to restrict them. City Attorney said the Council should address the Ordinance, as a whole. Currently, the Council could designate the City Manager to grant exceptions for food trucks.

Motion by Councilmember K. Crystal and seconded by W. Graham to designate the City Manager to grant exceptions for food trucks.

Discussion ensued and City Manager M. Smigielski said the food trucks must have permission from the property owner, in response to Councilmember K. Crystal. City Attorney Clay Adkinson said food trucks must have a permit showing where they are selling and the proposed method of delivery.

Vote: Councilmember T. Bierbaum: Aye; Councilmember K. Crystal: Aye, Councilmember R. McKnight: Aye, Councilmember H. Ennis: Aye: Councilmember W. Graham: Aye.
Ayes 5, Nays 0. All ayes. Motion carried.

City Manager M. Smigielski clarified the earlier accreditation discussion stating some departments cannot be accredited, however, it is a goal of the city to work towards accreditation. We do not have the facilities or staff to get accredited now.

City Manager M. Smigielski said he will attend a meeting on the coronavirus update tomorrow.

City Manager M. Smigielski announced Liberty Partners has told him the funds for the runway has been increased to \$650,000; with the funding being passed by the House and Senate. The Coy Burgess Loop and Veterans Lodge funding is still floating.


16. COUNCIL COMMENTS – Councilmember T. Bierbaum said he would like to present some ideas to cast a vision on what DeFuniak Springs is as a whole and partner with us to make that vision a reality. He envisions a panoramic picture of the downtown to be full with a vibrant community. Historically, DeFuniak Springs was the first planned Florida community. Much is copied from the Chautauqua building. He is working on these items and would like Council input.


Councilmember K. Crystal said his cell phone number is (850) 520-8150 and stated he will return calls within 24 hours.

17. MAYOR COMMENTS – Mayor Campbell said attention is being brought to DeFuniak Springs now. He mentioned that we love history, as we love the industrial-minded pioneers, however, we need to think about the generations in the future.

18. ADJOURNMENT

Mayor Campbell adjourned the meeting at 8:29 p.m.


Robert "Bob" Campbell, Mayor


Maryanne Schrader, City Clerk
Proper notice having been duly given

