

MINUTES  
CITY COMMISSION MEETING  
MARCH 11, 2013

The City Commission met this date in regular session in the Commission Chambers. The Invocation was given by Mayor Arnold, after which the Pledge of Allegiance was recited. A quorum being present, the meeting was called to order at 6:00 PM with the following in attendance.

Mayor	:	John B. Arnold, Jr.
Commissioners	:	Heyward H. Strong, Jr.
	:	Diane Kelley
	:	Kay Hamilton
	:	Joe Morgan
City Clerk	:	Tammy Johnson
City Administrator	:	Carl Scott
Interim Police Chief	:	David Bruckelmeyer
Fire Chief	:	Mark Norris
Public Works Director:	:	James Valandingham
Library Director	:	David Weatherford
Cable Director	:	Burt B. Bennett
City Attorney	:	Hayward Dykes
City Engineer	:	Roy Petrey
Recorder	:	Beth Millsaps

Others in attendance: (Not inclusive) James Butler (camera), Mike Griffith (Bay Beacon), Dawn Johnson, Bob Webb, Joe Cobb, Terry Griffin, Clark (Tom) Browning, Chad Lee, Marcia Molvar, Stephen Griner, Michael Harris, Don Caverly, Lynwood Knowles

Attendance

Mayor Arnold welcomed all in attendance and instructed should anyone wish to speak, come to the podium and state your name and address.

Welcome

**1. CITIZEN CONCERNS (non agenda item) - Resident**

Citizen  
Concerns  
Resident

Chad Lee, 1289 North Bayshore Drive, in regards to the recent article in the Bay Beacon regarding the Vision Committee and the fire department. Mr. Lee asked if Mr. Scott would like to elaborate on his comments concerning the fire department's response time to emergencies. Mr. Scott said no, he had nothing to say to him. Mr. Lee said that things said in that meeting were taken to be fact when they are not. He is a volunteer with the city fire department and takes offense to the fact that in that article it said our fire department is third on the scene when that is not correct. Mayor Arnold said he appreciated our volunteers and we couldn't do the things we do as a city without our volunteers. Mayor Arnold said Chief Norris had talked to the Bay Beacon and had a follow up article written to set the record straight. Mr. Lee said a city official should not state that we are last to the scene as fact when he does not know.

**2. CITIZEN CONCERNS (non agenda item) – Non Resident**

Citizen  
Concerns  
Non  
Resident

There were no non resident comments.

**1. NEW AGENDA ITEMS – Added Agenda Items**

Added  
Agenda

Mayor Arnold asked for any items that anyone would like to add, since no one had any additional items the agenda would be followed as published.

**2. NEW AGENDA ITEMS – Proclamation Women's History Month**

Proclam-  
ation  
Women's  
History  
Month

Mayor Arnold read the proclamation declaring March as Women's History Month and recognized Mrs. Dawn Johnson from the Okaloosa County Commission on Status of Women to receive this proclamation. COMM. MORGAN MADE A MOTION TO PASS MARCH AS WOMEN'S HISTORY MONTH, SECONDED BY COMM. STRONG, WHICH PASSED BY A UNANIMOUS VOTE 5 TO 0 OF THE COMMISSION. Mrs. Dawn Johnson said that the Okaloosa County Commission on Status of Women was established in 1995 by the Okaloosa County Board of Commissioners to recognize and honor women who have made significant improvements to the lives and citizens in Okaloosa County. She said on behalf of the Okaloosa County Commission on Status of Women she would like to thank everyone. Mayor Arnold said he would like to commend Mrs. Johnson for the work and efforts that they put forth to represent Okaloosa County and for bringing this to our attention.

**3. NEW AGENDA ITEMS – Proclamation National Service Recognition Day**

Proclam-  
ation  
National  
Service  
Recogni-  
tion  
Day

Mayor Arnold read the proclamation declaring April 9<sup>th</sup>, 2013 as National Service Recognition Day. COMM. STRONG MADE MOTION TO PROCLAIM APRIL 9<sup>TH</sup>, 2013 AS NATIONAL SERVICE RECOGNITION DAY IN HONORING ALL VOLUNTEERS, SECONDED BY COMM. HAMILTON WHICH PASSED WITH A UNANIMOUS 5 TO 0 VOTE OF THE COMMISSION. Comm. Morgan said he felt our volunteers are great and he appreciates the Bay Beacon publishing Chief Norris's response to the Vision Committee article. Mayor Arnold said that our volunteers play a significant part in the City's day to day activities

and he is proud of their dedication and thanks each and every one of them for their efforts, they provide services that we could not afford otherwise.

**4. NEW AGENDA ITEMS – Utility Bill Not Received**

Mayor Arnold said he had a gentleman contact him regarding a delinquent water, sewer and cable bill, he claimed he gave the post office a forwarding address and the bill came late and he was late in paying therefore he was assessed a late fee. He swore up and down this was not his fault but the fault of the post office and he wanted him to bring this before the Commission to see if there is anything they would like to do for him in this particular case. Comm. Hamilton asked if we were making progress on evaluating our billing system? Mrs. Johnson said she has been working on it but at this time is not ready to make a recommendation. Mrs. Johnson said in this case it was not our fault he received his bill late. Mayor Arnold said the gentleman was unable to be at the meeting so he asked the Mayor to represent the situation to the Commission. Mayor Arnold said he felt if we gave the gentleman special exception this time that everyone at some point would want the same treatment. Comm. Hamilton said that is probably true and that we are looking into a new system.

**5. NEW AGENDA ITEMS – Ordinance No. 637 Fences and Retaining Walls**

Mayor Arnold said proposed Ordinance No. 637 was pertaining to Fences and Walls. Mayor Arnold conducted reading Ordinance No. 637, an ordinance of the City of Valparaiso amending chapter 98, article VIII, division 2, section 98-174 of the Valparaiso Code of Ordinances and providing for (1) findings, (2) repeal of conflicting ordinances, (3) severability and (4) an effective date. Mayor Arnold said this is the first reading the final reading will be at the regular Commission meeting in April, and would like to know if anyone had any questions. Comm. Morgan asked if the Planning Commission had a chance to review? Mr. Browning said yes they did and approved things as they were written. Comm. Morgan said he had a couple of questions, we have removed the five foot width requirement for commercial zoning what is the reason for that? Mr. Scott said we took out requirement for a hedge but we didn't because it can be found under architectural screening because hedges are not always appropriate. Mr. Scott said most of the time the planting is on right of way and we would not require a five foot setback on the right of way so it made no sense to put it in there. Comm. Morgan said he feels we have lost a defining between commercial and residential a rather wide buffer it is vegetative, true or not. Mr. Scott said he doesn't feel that is exactly true if you have a tree that grows out five foot it is not a very big tree you would still get a pretty good vegetative screen out of that deal. Mr. Scott said it would be better for the Planning Commission to establish what the property should have an eight foot fence versus five foot vegetative screening. Comm. Morgan asked if they are allowed to specify one or the other? Mr. Scott said with conditional use permits yes they would be. The discussion continues regarding the width and height difference. Comm. Morgan also said secondarily regarding electrical fences, a lot of people with dogs have electrical fences. He feels they should be allowed in residential with certain restrictions of voltage. Mr. Scott said that isn't called fences, dog fences that run the property they do not fit the definition as a fence as long as they are low dog kind. Mayor Arnold said we could put dog fences are exempted period. Comm. Morgan said in maintenance and repair it talks about growing vegetation, does that mean on a chain link fence you could not have honeysuckle or muskadine growing? Comm. Kelley said she felt this was regarding those that are in disrepair. Comm. Morgan said one person's grapevine is beautiful to another person it is growing vegetation and not allowed in this Ordinance by law. Comm. Morgan said it said "or noxious vegetation." Mayor Arnold said that would be corrected.

**6. NEW AGENDA ITEMS – Plats I, II & III Docks**

Mayor Arnold said included in your packet is a synopsis prepared by Mr. Scott for you to look over. Mr. Dykes said he spoke with Mr. Scott regarding the Commission's previous meeting where we want to bring forward a comprehensive plan on how to deal with plats I, II and III around Tom's Bayou. Mr. Dykes said that Mr. Scott has spoken to the county and prepared the memo that has been provided to the Commission. Mayor Arnold said as we do get into discussions and comments he would like to ask the Commissioners who are affected in plats I, II, and III when you make remarks please say you are making remarks as private citizen versus a city position or city thought, so there is no confusion as to where you stand, he is speaking to Commissioners Morgan, Kelley and Hamilton since they all have a personal interest. Mr. Dykes recommends that if we get to a point where there is a vote you would need to announce for the record why you are going to abstain. Because so many of the Commissioners have a conflict we might "piecemill it" to deal with II and III which are similar and then plat I, in order to have a more complete Commission. Mayor Arnold said plat I is located from Northend Drive which is near John Sims Parkway all the way back to the bridge, plats II and III are on other side of Tom's Bayou Bridge. Mayor Arnold said the objective here is to establish some type of policy that is the purpose of Mr. Scott's memo. Mr. Dykes said he believed the problem we had, and of course Mr. Scott could speak further, is there is no set policy for II, III or I. Mayor Arnold said basically in plat I it has to be decided if you want docks or not. Do you want to allow dock owners to make repairs or to phase out completely once deteriorated resulting evidentially to no

Utility  
Bill  
Not  
Received

Ordinance  
No. 637  
Fences  
and  
Retaining  
Walls

Plat I, II  
and III  
Docks

docks at all. Comm. Morgan said he felt the comments provided a lot of value to open the discussion. He has spent most of the day researching and getting conflicting answers, to Mr. Dykes' recommendation and opinion in conferring with two other attorneys, one that is a land attorney. He said this issue is not "decided", your points reference I, II, III and VI being different is true. He said the major portion of current law you are right the city has to do three things is it in fact dedicated to us, did we endorse the acceptance, did we pass the acceptance on the plat for maintenance and did the city record it. However both before 1971 it is more specifically for plats II and III these were recorded before 1925 which was another milestone on how plats were recorded what is required to be in the plat. Comm. Hamilton asked if she could interrupt she felt the plats should be divided, if Comm. Morgan wants to discuss plats II and III then he should recuse himself and stand up and speak as a citizen. Comm. Morgan said he would not recuse himself because he is talking counter to his personal interest, he is speaking as a Commissioner. He said more importantly there are only two plats that are concerned reference water ways, plats I and XV, which actually specify dedication of within them. A lengthy discussion about the plats continued. Mayor Arnold said in plat I do you want to permit docks, we have several existing now. Comm. Morgan said in his opinion as Commissioner is keep what we have allowed in the past as long as they have insurance and maintain them. As long as the citizens are willing to sign an encroachment letter and understand they are for public use. Comm. Morgan said just as he was with Compass Rose, he doesn't have a specific problem. Comm. Strong in building docks on city property we had so much trouble on what could and could not be done we passed an ordinance that says no more docks on city property. Those that are there are there and those falling apart are to be done away with. He said there were a lot of problems on who owned them, who could use them, who would provide the insurance for them so we said no more. Comm. Kelley said the discussion of one that already exists, again on her street with neighbors that she loves a dock has been extended and improved to provide a place for a huge pleasure boat to dock. She said that is all fine and well, nothing was said it was just done, the fairer way of approaching is that they are all brought to us and we follow a procedure. Mayor Arnold said according to the ordinance now you are not allowed to improve or extend a dock. Comm. Kelley said that people do and have. Comm. Morgan said that is why we should have a more positive approach have encroachments and have them signed along with proof of insurance. Comm. Hamilton said that is what we had years ago and it caused all sorts of problems. Comm. Strong suggested the Planning Commission take another look and see if there is something that can be done with it. Comm. Kelley said there are so many facets to this thing like another dock on her street that is a public dock and is in a terrible state of disrepair since the last hurricane. Mayor Arnold said that one has to go. Comm. Hamilton said that it might be a good idea to give to the Planning Commission and see what they can come up with because no decisions will be made tonight. Comm. Kelley asked to make a comment as a private citizen and stood at her microphone, Diane Kelley, 1281 North Bayshore Drive, for those people who don't know but do pass by and see that I have pilings in front of my property for a dock but no dock. She said about five years ago she spoke to Comm. Robert Billingsley, whom she attended church with. She said he had just recently placed his own dock and encouraged her to do the same. So they had pilings placed down there within a week into the project they received a cease and desists order which they did and the pilings have sat there for the last five years and have not been touched until there is some clarity. Comm. Kelley said just to let everyone know the situation and should there be a vote on what to do in plat I she would recuse herself. Mayor Arnold said docks have always been a problem, how to control them or permit them. Comm. Morgan asked if the Planning Commission would be able to take a look at this issue. Mr. Browning said he would be glad to but would like to have input from the Commissioners. Comm. Hamilton suggested that Mr. Scott put something together to give the history of the situation. Mr. Terry Griffin, 253 Grandview Avenue, he doesn't have a dock nor any interest in a dock. He said he believes there is already an ordinance in place that covers docks, docks in existence and docks on city property. He said if the resident has the dock and does not maintain it then if someone gets hurt on that dock then the resident is liable for that. He said he also knew that there was a procedure in place about new docks, getting approval from the neighbors around you and that would go before Mr. Scott. Mr. Scott said that isn't exactly how it goes. Mr. Griffin said this is just his general knowledge, what he is getting at is there is already rules on the books that need to be looked at and discussed no reason to start all over again. Mr. Scott said there is an ordinance, doesn't recall the number, that says if a dock is 33 % in disrepair it comes down it is not allowed to be repaired. He said he doesn't give out permits for docks in plat I at all because they cannot be approved by Corp. of Engineers or DEP. He said that plats II and III are completely different, anyone who wants a dock in those areas could apply for a generic permit through the Corp of Engineers and they would get it and we would issue our permits and they would build a dock. However he said there are other issues in Plat II and III that are pressing the city. The vacation of right of way, a person must apply to vacate the right of way if he believes he owns the property, pays \$800, the city does all the advertising and notification. Mr. Scott said it is then taken before the Technical Review Committee which consists of Mr.

Scott, Mr. Browning and Mr. Valandingham. He said that is probably tainted now because we know if we don't recommend to vacate we will be sued. He said all we are doing is delaying the problem. Comm. Morgan said that is implying we do not have ownership. Comm. Hamilton said that is what we are getting from the courts. Comm. Hamilton asked if we had made a decision on appealing. Mr. Dykes said yes. Mayor Arnold stated that we need to watch the discussion it is getting into matters that were discussed in executive session, not for public record at this time. Comm. Hamilton asked Comm. Morgan what he wanted to accomplish for the city, they are both in plat II and III so what is he trying to do. Comm. Morgan said technically we say we own plat III and for us to take another position in plat II would be incongruous. Mayor Arnold said our position tonight is we are asking the Planning Commission to take a look at this to see what can be done that will be to the benefit to a majority of our residents and we will go from there. Mr. Scott said so if someone tomorrow comes in with their \$800 and request a vacation of right a way we just start the exact same process that we did with Mr. Roberts. Comm. Morgan said his recommendation is we don't go into that situation, if we are for example talking about the Compass Rose property he feels there are other solutions to that property. He said that do not require vacation, lease for instance would allow us to maintain ownership and allows them to meet their ends. Comm. Hamilton said she doesn't believe that works for the Compass Rose, they have liquor licenses and such. Comm. Morgan said lease would allow for that. Mayor Arnold asked what would we be leasing? Comm. Morgan said the land 20 x 40 oyster bar property. Mayor Arnold said we don't own it. Comm. Morgan said our current position is that we do. Comm. Morgan said we might need access to that property when the Tom's Bayou Bridge is rebuilt, we might have a temporary bridge as City Commissioner for streets he has to look at everything. Mayor Arnold said the DOT has ownership of the property adjacent to the property, exactly where that is I do not know. Comm. Hamilton said we, I am speaking for the Compass Rose, we have to have 25 feet from the DOT, that is a DOT issue not a city issue. Comm. Hamilton said she felt the DOT would know that, she asked if Dr. Harris had any information on that. Dr. Michael Harris, he said he didn't think he could take much more of this, he is a resident here. He said "Mr. Morgan you talk like you have a legal background, where did you go to law school?" Comm. Morgan said he is does not have a legal background this is only what he found out today. Dr. Harris said for Comm. Morgan to take two hours to review this and give a legal opinion it is offensive to educated people, the DOT is my neighbor they will decide whether I proceed or not with a dock, it isn't you. Whether a bridge will be built five years from now "who the hell knows that?" Comm. Morgan said it is within the five year plan. Dr. Harris said the bridge is 50 feet from the riparin line, that runs down to the Compass Rose, the dock cannot be built within 25 feet of the riparin line. Now if the DOT feels that dock is going to interfere with the bridge they will not let me build the dock, and if I do build the dock and it interferes with the bridge the DOT will tell me to move it. He doesn't feel we need to hear from Comm. Morgan postulating what is going to happen in five years. Comm. Morgan said what he is trying to address is what is currently called Bayshore Drive, we don't know where the placement of temporary bridge will come into place, it may adjoin for temporary purposes to that road, that is all I was trying to point out. Dr. Harris said the DOT is in a better position than you to determine, let the agency decide, let the trained professional decide that. Comm. Morgan said my point is in vacating that we don't have public use of it. Dr. Harris said he told him at the last meeting, he does not care who uses his dock or comes on the property. Anyone wants to fish on that dock or come up to it he doesn't have any problem with that. Dr. Harris said they have one more meeting with the DEP and they are going through the process of doing what is required by state law to submit the application. Mayor Arnold said he thought this was decided at the last meeting and did not feel it needs to be rehashed. Mayor Arnold said the Commission would like Planning Commission to look at plats I, II, and III, they might want to start with plat I first and see what kind of recommendations they can come up with, that might help guide them in plats II and III.

**7. NEW AGENDA ITEMS – Resolution No. 02-03-11-13 CDBG Purchasing Policy**

Mayor Arnold read Resolution No. 02-03-11-13, he said it was 22 pages in length and it had been given to the Commission to review over the weekend. COMM. STRONG MADE A MOTION TO ADOPT RESOLUTION NO. 02-03-11-13 A RESOLUTION OF THE CITY OF VALPARAISO ADOPTING A COMMUNITY DEVELOPMENT BLOCK GRANT PURCHASING POLICY AND MINORITY BUSINESS ENTERPRISE POLICE AS PART OF ITS PARTICIPATION IN THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM. COMM. MORGAN SECONDED THE MOTION, WHICH PASSED UNANIMOUSLY WITH THE 5 TO 0 VOTE OF THE COMMISSION.

**1. OLD BUSINESS – Sidewalk Update Plat I**

Mr. Valandingham said that he is pleased to report that there is less than 100 feet of concrete left to pour all ramps are ADA compliant and should be completed by the next Commission meeting.

Resolution  
No.  
02-03-11-  
13  
CDBG  
Purchasing  
Policy

Sidewalk  
Plat I

2. **OLD BUSINESS – City Charter Study (Workshop Dates)**  
 Mayor Arnold said the Commission would have the first workshop regarding the Charter review on the 18<sup>th</sup> of March 2013 at 6 PM. City Charter Workshop Dates
3. **OLD BUSINESS – Ordinance No. 636 Flood Plain**  
 Mayor Arnold read the ad for the notice of the public hearing for Ordinance No. 636 which appeared in the Northwest Florida Daily News on March 1, 2013. He then read Ordinance No. 636, an Ordinance by the City of Valparaiso amending the City of Valparaiso’s Code of Ordinances to repeal Ordinance No. 199, 283,297 and 318; to adopt a new Ordinance No. 636; to adopt flood hazard maps, to designate a flood plain administrator, to adopt procedures and criteria for development in flood hazard areas, and for other purposes; to adopt local administrative amendments to the Florida building code; providing for applicability; repealer; severability; and an effective date. COMM. STRONG MADE THE MOTION TO ADOPT ORDINANCE NO. 636, MOTION SECONDED BY COMM. HAMILTON AND PASSED WITH A UNANIMOUS VOTE OF THE COMMISSION 5 TO 0. Ordinance No. 636 Flood Plain
1. **REPORTS/CORRESPONDENCE/ANNOUNCEMENTS- TPO/DOT**  
 Comm. Morgan said the TPO is working on providing transportation needs through out Okaloosa County, using many methods. He said they were going to look at advertisements with bus routes and etc.. He will be going down next month to Orlando for TPO training. TPO/DOT
2. **REPORTS/CORRESPONDENCE/ANNOUNCEMENTS – Stormwater**  
 Mr. Scott said we only had one issue at 326 Okaloosa Avenue. Stormwater
3. **REPORTS/CORRESPONDENCE/ANNOUNCEMENTS – Legal Activities**  
 Mr. Dykes said Mr. Bowman asked for a future executive session to discuss the Roberts litigation. Mr. Bowman asked for the 21<sup>st</sup> of March, so the date was tentatively set for 6:30 PM. Legal Activities
4. **REPORTS/CORRESPONDENCE/ANNOUNCEMENTS – Planning Commission Report**  
 Mr. Browning said at the previous meeting the Planning Commission had discussed the citizen of the year award for Ms. Addie Lois Davis and they are proceeding with that and hope to have the submission to the Commission soon. Next meeting will be this coming Tuesday at 5:30 PM. Planning Commission
5. **REPORTS/CORRESPONDENCE/ANNOUNCEMENTS – City Parks Update**  
 Mr. Valandingham said at T J Brooks Park over on Echo the work is nearly complete other than some cosmetics to finish. He said we had a donation from Todd Rominger, a lifelong resident, a concrete picnic table and benches it has been placed down by the playground equipment. Mr. Valandingham said at Lincoln Park with the help of Mr. Scott he has the contractors lined up for the boating improvement grant, once our staff work is complete on Echo they will be moving to Lincoln. Mr. Valandingham said at Lincoln we will also be hosting our annual Easter Egg Extravaganza and Hunt on the 30 March from 9 AM to 11 AM, children up to 12 years of age. We will have a hunt, bounce house and also give a ways that have been provided by Niceville Walmart and the ceramic shop in town. City Park Update
6. **REPORTS/CORRESPONDENCE/ANNOUNCEMENTS – Cable Update**  
 Comm. Strong said we have a presentation prepared to update everyone on our cable system. Mr. Bob Webb came to the podium to present the information. Mr. Webb said the new router is installed and operating well, more than triple the system input data pipe bandwidth since Friday. Additional bandwidth to be added as needed, we also have a second bandwidth supplier (fiber optic) to be added for redundancy. He said higher subscriber bandwidths to be available in late spring or summer. Cable Update
- Mr. Webb said we met with Okaloosa School District tech personnel several months ago. The school data needs were discussed for Lewis School, VBCS fiber optic link from Lewis to STEMM School is being developed, the STEMM school already has fiber optic link to School District Data Center at the old Kmart building in Niceville, the cost proposal to the school will be provided soon and if the price meets with their budget then things will be put in motion.
- Mr. Webb said VBCS is well positioned for the future. We have a modern “headend” and fiber optic backbone have large bandwidth growth potential, also additional bandwidth easily available. Mr. Webb said in a month or so we will be able to offer subscribers higher data bandwidths with up to 40 MB with cable modem and more with fiber, he said then we can look into businesses. He said we have lots of growth potential for increasing our customer base in phone, security and internet. Our business model is positive now and will get even better without much cost to us. He said next couple of months be deciding what to charge for high data packages. Mr. Bennett said we could get our speed up to 12 MB download but what is holding us back is at this time we have 50 to 60 legacy cable modems that are still working for residents but with 12 MB those modems would cease to function. At this time the department is working to get in touch with those customers. He said there would be a time where we can’t reach all the residents and once the flip is switched the residents will call because there equipment has stopped working and work orders will be generated at that time to take care of that. He said Mr. Webb mentioned it would be about a month hopefully we can accomplish sooner. Mayor Arnold

said he would like to commend Mr. Bennett, Mr. Webb and Comm. Strong for their work on this project and charting the course.

**7. REPORTS/CORRESPONDENCE/ANNOUNCEMENTS – Median Beautification Update**

Median  
Beautifi-  
cation  
Update

Mr. Petrey said things are a little behind because of the weather but we have two locations identified and once the contractor is done with what he is currently working on he will come to Valparaiso. He said it is not promising but they are going to give it a try. Mayor Arnold asked if we would meet the deadlines? Mr. Petrey said he did not know the deadline date. Mr. Scott said the lady is pressing for something but he has told her we are doing all that we can. Mr. Petrey said it is hard to plan the project without water because those resources would come out of our coffers not the grant.

**8. REPORTS/CORRESPONDENCE/ANNOUNCEMENTS –Visioning Committee Update**

Vision  
Committee  
Update

Mr. Holloway, chair of the Committee, said the previous meeting on March 7<sup>th</sup> the members had questions and concerns regarding the Sunshine Law if they would need to meet under those guidelines. He said they also received that Mr. Scott would no longer be meeting with the group, he is considered a valuable resource and the Committee was wondering about guidelines to operate under. Mr. Holloway said at the next meeting the group would like to request the presence of Mr. Dykes, Mayor Arnold and Mr. Scott so that the other members questions could be answered. Mayor Arnold said Mr. Dykes is willing to meet with the committee, Mr. Dykes said part of the issue is compliance with Sunshine laws. Comm. Morgan asked if it could be a two step committee, first gathering then second submitting operating outside of Sunshine and then inside. Mr. Dykes said he can look into it but that the legislature and courts would frown upon us trying to circumvent the Sunshine system, if any decisions are to be made. Mr. Dykes said he would recommend to make the committee either a fact finding committee where they bringing everything back to the Commission or a deciding Commission. Mayor Arnold asked if we could meet this Thursday at 6 PM. Mrs. Johnson asked if there will be a resolution or an ordinance of what the duties of this committee would be because there had been interest from the newspapers. Mr. Dykes said first it would need to be determined what it is before duties are assigned. Mr. Dykes said the Commission voted to form it but it would need to decide if this committee would be fact finding only or fact finding plus recommendation. He said on the 14<sup>th</sup> we could gauge how the members feel and then make the recommendation as to what type of committee it will be at the next Commission meeting.

**1. ADMINISTRATIVE ITEMS – Minutes**

Minutes  
11 Feb 13

COMM. STRONG MADE MOTION TO PASS MINUTES FROM 11 FEBRUARY WITH CORRECTIONS ON PAGE 3 LINE 4 INSTEAD OF SANITY SHOULD BE SANITARY AND PAGE 6 LINE 8 INSTEAD OF PLOTTED SHOULD BE PLATTED; MOTION SECONDED BY COMM. MORGAN WHICH PASSED BY UNANIMOUS VOTE OF THE COMMISSION 5 TO 0.

COMM. STRONG MADE MOTION TO PASS MINUTES FROM 18 FEBRUARY WITH CORRECTION ON PAGE 1 LINE 6 INSTEAD OF METING SHOULD BE MEETING; COMM. KELLEY SECONDED THE MOTION WHICH PASSED WITH A UNANIMOUS VOTE OF THE COMMISSION 5 TO 0.

Minutes  
18 Feb 13

Mayor Arnold said he would like to commend Beth on the job she is doing. She is having an excellent performance set forth by her predecessor Ms. Lois Davis.

**2. ADMINISTRATIVE ITEMS – Bills Payable**

Bills  
Payable

COMM. STRONG MADE MOTION TO PAY THE REGULAR BILLS AND VCA BILLS AS OUTLINED IN THE FINANCIAL STATEMENT(S). COMM. MORGAN SECONDED THE MOTION WHICH PASS WITH A UNANIMOUS VOTE OF THE COMMISSION 5 TO 0.

**3. ADMINISTRATIVE ITEMS - Etc.**

Etc.

Comm. Morgan asked if at the next meeting the Commission could be provided a mid year budget review, Mayor Arnold said that is supplied monthly with the financials. Mayor Arnold also asked about our audit review that we should've received, Mrs. Johnson said due to a personal issue the person who was to provide that report was out of the office today but should have report tomorrow.

Fire  
Hydrant  
Test

Chief Norris also stated that next month April the fire hydrants will be tested and wanted to inform the residents should their water be discolored to run the water until it clears. He said they will do their best to minimize the problem.

**ADJOURN**

Adjourn

There being no further business to be brought before the Commission, the meeting adjourned at 8 PM.

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John B. Arnold, Jr.  
Mayor

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Heyward H. Strong, Jr.  
Chair, VCA

ATTEST:

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Tammy Johnson, CMC  
City Clerk

March 11, 2013

\*\*\*The DVD labeled March 11, 2013 contains the audio and video of the meeting and will be kept as a permanent part of these minutes.