

MINUTES
CITY COMMISSION MEETING
July 14, 2014

The City Commission met this date regular session in the Commission Chambers. The Invocation was given by Comm. Hamilton 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.
	:	Kay Hamilton
	:	Clark (Tom) Browning, IV
City Clerk	:	Tammy Johnson
City Administrator	:	Carl Scott
Police Chief	:	Joe Hart
Fire Chief	:	Mark Norris
City Attorney	:	Hayward Dykes
Library Director	:	David Weatherford
Recorder	:	Beth Millsaps

Other in attendance: (Not Inclusive) Mike Griffin (Bay Beacon), Amber Elledge (camera), Greg Sievers, Clark Browning V, Joe Cobb, Patrick and Louise Pertuit, Eugene Dylewski, Don Caverly

Mayor Arnold welcomed everyone this evening and stated that the Commission was interested in hearing their thoughts and welcomed any comments. He asked that anyone wanting to make any comments should raise his/her right hand to be recognized and use the microphone at the podium to address the Commission. Comm. Morgan will not be attending the meeting this evening nor will Mr. Petrey.

Welcome by Mayor

1. CITIZENS' CONCERNS (non-agenda items) – Resident

There were no resident comments.

Citizens' Concerns Resident

2. CITIZENS' CONCERNS (non-agenda items) – Non Resident

There were no non-residents comments.

Citizens' Concerns Non Resident

1. NEW ACTION ITEMS – Added Agenda Items

Nothing new to add to agenda.

Added Agenda Items

2. NEW ACTION ITEMS – Florida League of Cities Presentation Home Rule Hero

Mayor Arnold recognized Ms. Megan Sirjane with the Florida League of Cities who presented this award to Comm. Heyward H. Strong, Jr. She said the Comm. Strong always went above and beyond and works tirelessly to advocate for the city and also Okaloosa County. She presented him with a plaque for his achievement. Mayor Arnold said we are glad to have him on our team.

Florida League of Cities Presentation Home Rule Hero

3. NEW ACTION ITEMS – Fraud Waste and Abuse Policy

Mayor Arnold said the Commissioners had been given a copy of the fraud, waste and abuse policy, this was drafted on recommendation of our auditors. **COMM. BROWNING MADE A MOTION TO APPROVE THE FRAUD, WASTE AND ABUSE POLICY. COMM. HAMILTON SECONDED THE MOTION WHICH PASSED BY UNANIMOUS VOTE OF THE COMMISSION 4 TO 0.**

Fraud Waste and Abuse Policy

4. NEW ACTION ITEMS – Resident Speaker's Form

Mr. Eugene Dylewski, 198 Highland, had completed this form with three issues listed. He said he would like to know the status on promoting the property developed by Dr. Harris as a park. He said Doc's Oyster Bar was built on city property and had a wonderful view and the public could go and enjoy themselves. He said this was discussed sometime last year. Comm. Hamilton, who took over as parks Commissioner when Comm. Kelley's term expired, said that this was never mentioned to her by Comm. Kelley and it isn't anything she remembers being discussed in a public meeting. Mayor Arnold said at this time the city is in a lawsuit with Dr. Harris over that property and until such time as litigation is ended no action will be made in regards to that property. Mr. Dykes agrees with the Mayor, that at this time nothing should change regarding the status of the property. Mr. Dylewski asked about having a sign to recognize property as a park, he said the public sees Doc's Oyster bar and assumes it is private property when it is not. Mayor Arnold said again that as long as in litigation there will be no action taken with property.

Resident Speaker's Form

Mr. Dylewski said he would like to know when there will be asphalt laid down his street. He said where he lives it gets really rough and needs to be paved. Mayor Arnold suggested that he contact Comm. Morgan as he is the street Commissioner to find out information regarding street paving. Comm. Hamilton suggested he call Comm. Morgan that way he could receive direct information instead of coming before the Commission in August to discuss.

Mr. Dylewski said he would like to know the status of revenue from Doc's Oyster Bar. He said he has spoken with other local business owners and some that are struggling and he would like to know what income we are receiving from the oyster bar, he is interested in how much is being paid to lease the property. Mr. Dykes said that no lease had been signed but that

taxes are being paid by Dr. Harris just as they would be for any business. Mayor Arnold said the taxes are paid as is an occupation license to operate in the city. Mr. Dykes suggested that Mr. Dylewski contact Mr. Scott and he will get in touch with Mr. Dykes and they will set up a time and discuss on how improvements are handled on public property and taxes are paid. Mr. Dykes said no lease was signed for the property only an encroachment agreement, this could also be discussed. Mr. Scott said that he had a list of all the streets for capital improvements and he would be glad to give Mr. Dylewski a copy so that he could see where Highland is in regards to repaving.

City Hall
Roof
Update

1. **OLD BUSINESS – City Hall Roof Update**

Mayor Arnold said the roofers will start work on city hall tomorrow.

Removal of
City Assets

2. **OLD BUSINESS – Removal of City Assets from Inventory**

Mayor Arnold said this project had been given to Comm. Morgan and he is not in attendance this evening the discussion will be placed on the August agenda.

Plat I
Docks

3. **OLD BUSINESS – Plat I Docks**

Mayor Arnold said this would be discussed at the August meeting once Comm. Morgan has returned.

Fleet
Maint-
enance
Program

4. **OLD BUSINESS – Fleet Maintenance Program**

Mayor Arnold said this is another issue that Mr. Valandingham was working on and we would wait for an update in August meeting.

TPO/DOT

1. **REPORTS/CORRESPONDENCE/ANNOUNCEMENTS – TPO/DOT**

Mayor Arnold said this is also Comm. Morgan's department.

Storm-
water

2. **REPORTS/CORRESPONDENCE/ANNOUNCEMENTS – Stormwater**

Mr. Scott said there is nothing new to report.

Legal
Activities

3. **REPORTS/CORRESPONDENCE/ANNOUNCEMENTS – Legal Activities**

Mr. Dykes said one action that requires a vote this evening. On the pre litigation in regards to the malpractice claim, we have received an offer consistent with the authority that was given previously to Mr. Davey. [COMM. HAMILTON MADE A MOTION TO ACCEPT MONITARY AWARD IN MALPRACTICE CLAIM AGAINST ROSE, SUNDBROM AND BENTLEY](#), Mr. Dykes said the details would be available within a week. [COMM. STRONG SECONDED THE MOTION](#). Mr. Dykes said he is not requesting an executive session for this as it was previously discussed in a meeting in June. He said the public will have access to details once everything is completed. [COMMISSION VOTED 4 TO 0 TO ACCEPT, UNANIMOUS VOTE](#). Mr. Dykes said in regards to the litigation regarding vacation of right-of-way nothing new to report. He said in the Willingham case, trial will begin in October.

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

Mayor Arnold said again this is Comm. Morgan's department.

Median
Beauti-
fication
Update

5. **REPORTS/CORRESPONDENCE/ANNOUNCEMENTS – Planning Commission**

Mr. Cobb said he was unable to attend last meeting. Mr. Scott said the Planning Commission would be hearing on a variance request and a conditional use request at this month's meeting.

Planning
Comm.

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

Mayor Arnold said in speaking with Chair White the committee should have a report toward the end of the year.

CDBG
Update

7. **REPORTS/CORRESPONDENCE/ANNOUNCEMENTS – CDBG Update**

Comm. Strong said we had no news as of yet.

Budget
Workshop

8. **REPORTS/CORRESPONDENCE/ANNOUNCEMENTS – Budget Workshop**

Mayor Arnold said we would be having a budget workshop on July 21st at 6 PM. We will be discussing O/M expenditures and also setting a preliminary millage rate.

Okaloosa
League
Meeting

9. **REPORTS/CORRESPONDENCE/ANNOUNCEMENTS – Okaloosa League of Cities Meeting July 24 at 6 PM**

Mayor Arnold said the meeting will be held at the Soundside outside of Hurlburt Field's main gate, sponsored by the City of Mary Esther, he asked everyone to let Mrs. Johnson know if you plan to attend.

Minutes

1. **ADMINISTRATIVE ITEMS – Minutes**

[COMM. STRONG MADE A MOTION TO APPROVE THE MINUTES OF JUNE 9, 2014 AS SUBMITTED. COMM. BROWNING SECONDED THE MOTION WHICH PASSED BY UNANIMOUS VOTE OF THE COMMISSION 4 TO 0.](#)

[COMM. STRONG MADE A MOTION TO APPROVE THE MINUTES OF JUNE 16, 2014 AS SUBMITTED. COMM. HAMILTON SECONDED THE MOTION WHICH PASSED BY UNANIMOUS VOTE OF THE COMMISSION 4 TO 0.](#)

Disburse-
ments
Made

2. **ADMINISTRATIVE ITEMS – Disbursements made**

Mayor Arnold said he doesn't feel the Commission's approval is needed to pay the bills being as the bills are all within the budget when it is passed, nothing outside of those expenses.

Should anyone have questions regarding an expenditure they could speak to the department head or Mrs. Johnson.

ADJOURN

There being no further business to be brought before the Commission, the meeting adjourned at 6:31 PM. Mayor Arnold reminded everyone there would be a budget workshop next Monday at 6 PM.

Adjourn

John B. Arnold, Jr.
Mayor

Heyward H. Strong, Jr.
Chair, VCA

ATTEST:

Tammy Johnson, CMC
City Clerk

July 14, 2014

The DVD labeled July 14, 2014 contains audio and video of this meeting and will be kept as a permanent part of these minutes.