

MINUTES
CITY COMMISSION MEETING

May 21, 2012

The City Commission met this date in special session in the Commission Chambers. The meeting was called to order at 6:04 PM with the following in attendance.

Mayor	:	John B. Arnold, Jr.
Commissioners	:	Diane Kelley
	:	Kay Hamilton
City Clerk	:	Tammy Johnson
City Administrator	:	Carl Scott
Joe Hart	:	Police Chief
Recorder	:	Lois Davis

Others in attendance: Joan Morse (Cameraman), Mike Griffith (The Bay Beacon), Brenda Douglas (Court Reporter - Trawick)

Executive Session

Mayor Arnold read the notice pursuant to Section 286.011(8), Florida Statutes, the Valparaiso City Commission will hold a Special Meeting in order to adjourn and meet in Executive Session in the Valparaiso Commission Chambers, 459 Valparaiso, Florida 32580, on May 21, 2012, at 6:00 PM, or as soon thereafter as the issues may be heard, to provide advice to counsel concerning pending litigation in Bradley vs. City of Valparaiso, Case No. 2009-CA-001965.

Executive
Session
Bradley

SPECIAL MEETING

The special meeting reconvened at 6:42 PM.

Mayor Arnold stated that Attorney Aschauer needs direction on the Bradley case. MAYOR ARNOLD MADE A MOTION TO AUTHORIZE ATTORNEY ASCHAUER TO NEGOTIATE WITH MR. BRADLEY'S ATTORNEY STATING THAT THE COMMISSION AUTHORIZED A SETTLEMENT IN THE BRADLEY CASE NO. 2009-CA-001965 FOR BETWEEN \$25,000 AND \$30,000 AND NO RESOLUTION. COMM. HAMILTON SECONDED THE MOTION, WHICH PASSED UNANIMOUSLY WITH A 3 - 0 VOTE OF THE COMMISSION.

Litigation
Bradley Case

CITY WEBSITE

Mayor Arnold stated that it might be appropriate to discuss how they are going to maintain or upgrade SWAG (the new City Website). He asked if there asked if there was anything in addition that they want that the students to include that wasn't included.

City Website

Comm. Kelley stated that she has a teacher on her staff that maintains the website at school and she only works on it a day or two a week for a few minutes. She stated that the reason this can be done is that they clearly define what they have, keep their news very fresh, and do not update all the clubs except once a quarter. Comm. Kelley stated that she thinks this is what Mr. Shipley is looking for. She stated that the City does not have breaking news every day. Comm. Kelley asked if the City need to add new pages. If there are things that need to be done from scratch, they need to let Mr. Shipley know. Comm. Kelley stated that once Ms. Branscome passes the baton, the website is the City's responsibility. She stated that there is lot to consider if Mr. Shipley is already too burdened with work. Mayor Arnold asked what the City's liability would be if there is some error. Attorney Dykes stated that if it is posted and advertised, and a public hearing is off by one day on the website, he does not think there would be any liability.

In response to the Mayor's inquiry concerning the skill level required, Comm. Kelley stated that Mr. Shipley would need Dream Weaver; however, Mr. Weatherford said the library already has this. Comm. Kelley stated that Mr. Shipley or one of Ms. Branscome's interns could do it. She stated that unless Mr. Shipley is making a page from scratch, she thinks there should be no problem. Comm. Kelley reiterated that she has teacher on staff that only spends twenty minutes twice a week to update the school's website. She stated that it is very delicate for her because she knows what Mr. Shipley is trying to do.. Mayor Arnold stated that they also have some employees in City Hall that are pretty computer literate.

Ms. Johnson stated that she puts the minutes and Commission packages on the website, but she does not know about designing new pages. Ms. Hamilton stated that the web person at Compass Rose does not spend a lot of time updating. Comm. Kelley asked if they thought it was workable for Ms. Johnson to update, but have Ms. Branscome or Mr. Shipley make the new pages. The general idea is for Ms. Johnson to be the primary web person and pay Mr. Shipley hourly or make another contribution to Niceville High school for one of the interns to make the new pages.

Mayor Arnold stated that he doesn't think they have come to the consensus as to what they want. He stated that he even questions the purpose of the website. Mr. Weatherford stated that the new Library website gets over 100 hits a day. Comm. Kelley stated that they find that the more they use the website, the more it takes phone calls off the employees. Comm. Hamilton stated that maybe they should all study other websites and bring back some things they might want to change. Mayor Arnold stated that some of the things about Eglin AFB are lacking and they did not cover the businesses sufficiently. He stated that once they get the things on the website that they want, they will know how often they want it updated. Ms. Johnson stated that the biggest update to the City's website is done when she does the Commission packages. Mayor Arnold stated that he does not want to stick with Mr. Shipley. Mr. Weatherford stated that Mr. Shipley is willing to stay employed

with the City if it has the money. Comm. Hamilton stated that she takes exception to paying Mr. Shipley. Mayor Arnold asked Comm. Kelley to look into this, get information, as to how to go forward. In connection with different departments, Ms. Johnson stated that right now, the City website takes them to other websites for different departments. Chief Hart stated that they update their website once in a while and they add another link.

DOOLITTLE PARK

Doolittle
Park

Comm. Kelley stated that sometime ago they were talking about the fact that there used to be a plane at Doolittle Park. She stated that there are always a number of memorials held throughout the year at the park. Comm. Kelley stated that they were just looking to see if there is some kind of memorial that could be place there to remember the Doolittle Raiders. She stated that she did some research on some patriotic type memorials, i.e., soldier's cross; however there are more that are reasonably priced. Comm. Kelley stated that Niceville has one of the soldier's cross monuments placed at the front of the City Hall. She stated that the cross is about \$5,000; however they looked at several others that ranged from \$16,000 to \$48,000. She stated that she called the company and was told that if the City was a member of a certain association, it could get the least expensive statute for \$12,000. Comm. Kelley stated that she looks at this as an investment for future generations. She stated that she and Ms. Johnson felt that it would be wonderful to have the statute here by Memorial Day. Mayor Arnold stated that he fails to see the significance of the children. Comm. Kelley stated that they were trying to choose the appropriate statute. Mayor Arnold stated that they have a flag in the park and that his concern is that the park was originally dedicated to General Doolittle. He stated that the aircraft was removed because of the vandals and the liability. Mayor Arnold stated that it might be appropriate to have a statute with Air Force affiliation since General Doolittle was Air Force.

Comm. Kelley stated that she can do a search specific for the Air Force. Mayor Arnold stated that he was trying to think about something that could be dedicated to all military. Chief Hart stated that if they are thinking about updating Doolittle Park, the veterans have a great concern on the noise.

PRIOR ATTORNEY CONTRACT

Prior
Attorney
Contract

Attorney Dykes stated that he had conversation with Mr. Wyckoff about his contract. He stated that basically Mr. Wyckoff made an offer to reduce the \$6,000 by 10% to \$5400. Attorney Dykes stated that he did speak to him about being involved in future litigations, and Mr. Wyckoff stated that he didn't have a problem with it and at no additional cost to the City. He stated that it would be mainly to confirm things about any lawsuits waiting to be filed. Attorney Dykes stated that Mr. Wyckoff seemed to be receptive to that. He asked if the City wanted to put a deadline of 5:00 PM this Friday, or did they want to make a counter offer.

MAYOR ARNOLD MADE A MOTION THAT THE CITY COUNTER OFFER WITH \$3,000. If the City doesn't go back with the \$5400, Mr. Wyckoff sort of indicated that he may sue if he does not get this amount. Attorney Dykes stated that as any Attorney (Mr. Wyckoff)it will not cost him that much to file suit, he will do it himself, the City will spend that much to litigate. He stated that he needs the Commission's guidance. Comm. Kelley stated that she agrees in principal. COMM. KELLEY AMENDED THE MOTION TO NEGOTIATE UP TO \$5400, BUT SHE WITHDREW THE AMENDMENT. Mayor Arnold stated that he does not feel that Mr. Wyckoff deserved anything. COMM. HAMILTON SECONDED THE MOTION, WHICH PASSED UNANIMOUSLY WITH A 3 - 0 VOTE OF THE COMMISSION. Attorney Dykes will contact Mr. Wyckoff tomorrow and he will then contact the City Administrator as to whether he accepted or rejected the City's offer.

Mr. Scott reminded the Commission that there will not be any more meetings until June and today was the cut off date for City Attorney applications. Three applications have been received.

ADJOURN

There being no further business to be brought before the Commission, the meeting adjourned at 7:24PM.

Mayor
John B. Arnold, Jr.

Heyward H. Strong, Jr.
Chair, VCA

ATTEST:

Tammy Johnson, CMC
City Clerk

May 21, 2012

The DVD labeled May 21, 2012 contains the audio and video of this meeting and will be kept as a permanent part of these minutes.