

The City Council of the City of Milton met in regular session, September 13, 2011 at 5:01 p.m. (CDT) in the Council Chambers of City Hall, 6738 Dixon Street, Milton, Florida. The following were:

PRESENT:

- Guy Thompson, Mayor
- Buddy Jordan
- R. L. Lewis
- Lloyd Hinote
- Patsy Lunsford
- Paul Kilmartin
- Clayton White
- Grady Hester
- Marilyn Jones

- Roy Andrews, City Attorney
- Brian Watkins, City Manager
- Dewitt Nobles, City Clerk
- Janet Scott, Deputy Clerk
- Pam Haddan, Executive Assistant

OTHERS IN ATTENDANCE:

Bill Gamblin, John Reble, Wesley Meiss, Greg Brand, Randy Jorgenson, Cassandra Sharp, James Dezman, Dave Marxmitt, Michael Harvey, Kenneth Bass, Nancy R. Bass, Dan Kirkpatrick, Rick Paschal, Phillip McDonald, Nicole Trent, William Daugherty, Rev. Leon Leath, Wayne Smyly, Kyle Holley.

Mayor Thompson called the meeting to order at 5:01 p.m

Roll Call was Performed.

INVOCATION: Mr. Lewis led the invocation and all joined in the Pledge of Allegiance.

APPROVAL OF AGENDA FOR ADDITIONAL ITEMS

** Motion was made by Mrs. Jones to approve the additional agenda items; seconded by Mrs. Lunsford. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mrs. Lunsford, aye; Mr. White, aye; Mrs. Jones, aye. Motion carried.

APPROVAL OF MINUTES

** Motion was made by Mr. Jordan to approve the August 9, 2011 City Council Minutes; seconded by Mr. Hester. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mrs. Lunsford, aye; Mr. White, aye; Mrs. Jones, aye. Motion carried.

RECOGNITIONS, SPECIAL PRESENTATIONS AND AWARDS:

1) Recognition of Nancy & Kenneth Bass, Kwik Burger

Mayor Thompson presented Nancy and Kenneth Bass a Certificate of Recognition noting that their restaurant, Kwik Burger, has been in business in the City of Milton for over 55 years. They have served thousands of people over the years with family style cooking and delicious homemade pies.

2) Proclamation: Milton Shakespeare Club Celebrating its 100th Anniversary.

Mayor Thompson noted the Milton Shakespeare Club was founded in 1911 and is the oldest civic club still in existence in Santa Rosa County. He proclaimed September 13, 2011 as the “Milton Shakespeare Club Day” in the City of Milton.

PUBLIC HEARINGS/MEETINGS:

1) 1st Public Hearing for Adoption of Millage Rate for FY 2011/12:

Mayor Thompson opened the First Public Hearing for the Adoption of the Millage Rate for 2011/12. The millage rate is unchanged at 3.273. He asked for any comments or questions. [No Response]

The Public Hearing for the Adoption of the Millage Rate was closed.

** Motion was made by Mr. Hester to approve the Millage Rate for 2011-2012 at 3.273; seconded by Mrs. Jones. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mrs. Lunsford, aye; Mr. White, aye; Mrs. Jones, aye. Motion carried.

2) 1st Public Hearing for the Tentative Budget for FY 2011/12

Mayor Thompson opened the First Public Hearing for the Adoption of a Tentative Budget for Fiscal Year 2011/2012. He asked for any questions or comments. [No Response]

Mr. Watkins explained that this is a balanced budget that meets all the guidelines of the State of Florida. The total budget is \$24,108,587 which includes grant monies for the repair of Elva and Sanders Streets. With this budget the city continues to fund the employee’s retirement and health care plans and continues scheduled merit increases. Employee benefits are unchanged from last year even though the State Revenue Sharing has decreased.

The First Public Hearing for Adoption of the Tentative Budget for FY 2011/2012 was closed.

Mr. Andrews was recognized for the reading of Ordinances:

ORDINANCE NO. 1353-11, FY 2012 Budget, First Reading

**AN ORDINANCE ESTABLISHING A BUDGET PROVIDING
FOR THE PAYMENT OF THE EXPENSES OF ALL DEPARTMENTS
AND FUNCTIONS OF THE CITY GOVERNMENT OF THE CITY
OF MILTON, FLORIDA, FOR THE FISCAL YEAR ENDING
SEPTEMBER 30, 2012.**

** Motion was made by Mr. Hester to approve Ordinance No. 1353-11, as read; seconded by Mr. Jordan. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mrs. Lunsford, aye; Mr. White, aye; Mrs. Jones, aye. Motion carried.

ORDINANCE #1354-11, Adoption of Pay Plan Schedule

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MILTON; AMENDING THE CLASSIFIED SALARY TABLE OF THE CITY OF MILTON; ADOPTING A NEW PAY RANGE SCHEDULE; PROVIDING FOR THE ANNUAL SALARY OF THE CITY CLERK AND CITY MANAGER; AND PROVIDING FOR AN EFFECTIVE DATE.

** Motion was made by Mrs. Jones to approve Ordinance No. 1354-11, as read; seconded by Mr. Lewis. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mrs. Lunsford, aye; Mr. White, aye; Mrs. Jones, aye. Motion carried.

PERSONS TO APPEAR:

James Stetson, 5433 Delona Rd, Milton, addressed the council noting he is a correctional officer with Santa Rosa County. He had concerns with the privatization of correctional prisons. He felt that if the prisons are privatized it would cost jobs and hurt the economy of Milton.

Mayor Thompson requested this information be provided to the Administration Committee for review.

Kyle Holley, Milton Rodeo – Kyle Holley, Rick Pascal and Phillip McDonald, of the Milton Rodeo, provided the Mayor and Council members a “Dinner Bell” and invitations to a special dinner opening the Milton Fair and Rodeo.

Cassandra Sharp, 3109 Waterview Drive. Re: Property on Oak Street -- Ms. Sharp stated that this project has had several hurdles, the most recent regarding the planned elevation certification. She has plans to open an ‘Open Market Place’ at this site. Ms. Sharp requested more time to proceed with the plans.

Mayor Thompson requested that Ms. Sharp work closely with the Planning Department and present the completed plans to them within 30 days. He suggested the city continue with the demolition contract bid process. If Ms. Sharp has not met the requirements within 30 days the city will move forward with demolition.

Ms. Sharp promised to move expeditiously to complete the process.

Mr. Jorgenson explained that the plans that have been submitted are not sufficient. There needs to be more detailed plans for permitting.

Ms. Sharp stated she will be okay with the thirty day timeline.

** Mr. Hester made a motion to allow 30 days for Ms. Sharp to complete the permitting process, noting that the city has “bent over backwards” for over five years on this project; seconded by Mr. Kilmartin. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mrs. Lunsford, aye; Mr. White, aye; Mrs. Jones, aye. Motion carried.

ORDINANCES, RESOLUTIONS & PROCLAMATIONS:

Mr. Andrews was recognized for the reading of Ordinances and Resolutions:

ORDINANCE NO. 1347-11, Second Reading

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MILTON BY REPEALING SECTION 32-34, DISCHARGING FIREARMS PROHIBITED, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

** Motion was made by Mr. Hester to approve Ordinance No. 1347-11, as read; seconded by Mr. Jordan. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mrs.

Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

ORDINANCE NO. 1348-11, Second Reading

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MILTON BY REPEALING SECTION 18-4, AUTOMATIC EMERGENCY MEASURES, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

** Motion was made by Mr. Lewis to approve Ordinance No. 1348-11, as read; seconded by Mr. Hester. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

ORDINANCE NO. 1349-11, Second Reading

AN ORDINANCE AMENDING SECTION III – 5.16 (b) NOISE REGULATIONS; NOISE DEFINED INTENT; TO CLARIFY THAT NOISES RELATED TO FIREARMS ARE NOT INCLUDED IN THE REGULATION; REPEALING ALL PROVISIONS OF ORDINANCES IN CONFLICT HEREWITH, AND PROVIDING FOR AN EFFECTIVE DATE.

** Motion was made by Mrs. Jones to approve Ordinance No. 1349-11, as read; seconded by Mrs. Lunsford. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

ORDINANCE NO. 1350-11, Second Reading

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MILTON BY ADDING SECTION 1-14, STATE FIREARM REGULATION PREEMPTION, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

** Motion was made by Mrs. Jones to approve Ordinance No. 1350-11, as read; seconded by Mrs. Lunsford. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

ORDINANCE NO. 1351-11, Second Reading

AN ORDINANCE AMENDING SECTION 48-107 OF THE CODE OR ORDINANCES OF THE CITY OF MILTON TO CREATE SECTION 48-107(C) AN EQUIVALENT RESIDENTIAL UNIT (ERU) DEFINITION OF 250 GALLONS PER DAY; REPEALING ALL PORTIONS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

** Motion was made by Mrs. Jones to approve Ordinance No. 1351-11, as read; seconded by Mrs. Lunsford. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

ORDINANCE NO. 1352-11, Second Reading

AN ORDINANCE AMENDING SECTION 20-127 (C) 4 OF THE CODE OR ORDINANCES OF THE CITY OF MILTON CITATION FINE SCHEDULE, SUBSEQUENT VIOLATIONS TO PROVIDE THAT THE MAXIMUM PENALTY IS \$500.00 PER DAY; REPEALING ALL PORTIONS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

** Motion was made by Mrs. Jones to approve Ordinance No. 1352-11, as read; seconded by Mr. Kilmartin. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

ORDINANCE NO 1355-11, First Reading

AN ORDINANCE AMENDING SECTION III – 5.5 (g) OF THE LAND DEVELOPMENT CODE OF ORDINANCES OF THE CITY OF MILTON TO REQUIRE THAT HORIZONTAL AND VERTICAL SUPPORT POSTS BE PLACED FACING THE INSIDE OF THE FENCED AREA WHEN THE FENCE ABUTS A STREET, REPEALING ALL PORTIONS OF ORDINANCES IN CONFLICT HEREWITH, PROVIDING FOR SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.

** Motion was made by Mr. Kilmartin to approve Ordinance No. 1355-11, as read; seconded by Mr. Jordan. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

ORDINANCE NO. 1356-11, First Reading

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN OF THE CITY OF MILTON, SPECIFICALLY THE FUTURE LAND USE MAP, SPECIFICALLY PARCEL 33-2N-28-0000-02208-0000, IN SECTION 33, TOWNSHIP 2 NORTH, RANGE 28 WEST, SANTA ROSA COUNTY, FLORIDA, THE LEGAL DESCRIPTIONS OF WHICH ARE CONTAINED IN SECTION 2 OF THIS ORDINANCE, FROM A SFR (SINGLE FAMILY RESIDENTIAL DESIGNATION) TO A COM (COMMERCIAL DESIGNATION); PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE.

** Motion was made by Mr. Hester to approve Ordinance No. 1356-11, as read; seconded by Mr. Jordan. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

ORDINANCE NO. 1357-11, First Reading

AN ORDINANCE AMENDING THE ZONING MAP SERIES INCLUDED BY REFERENCE IN ARTICLE ONE OF THE LAND DEVELOPMENT CODE OF THE CITY OF MILTON, SPECIFICALLY THE ZONING MAP, AND SPECIFICALLY PARCEL 33-2N-28-0000-02208-0000, IN SECTION 33, TOWNSHIP 2 NORTH, RANGE 28 WEST, SANTA ROSA COUNTY, FLORIDA, FROM A R-1A (SINGLE FAMILY RESIDENTIAL DISTRICT) TO C-1 (NEIGHBORHOOD RETAIL COMMERCIAL DISTRICT); PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE.

** Motion was made by Mr. Kilmartin to approve Ordinance No. 1357-11, as read; seconded by Mr. Hester. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

RESOLUTION NO. 1185-11

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILTON, FLORIDA, ESTABLISHING A SCHEDULE OF FEES, RATES AND CHARGES FOR THE CITY OF MILTON.

** Motion was made by Mr. Lewis to approve Resolution No. 1185-11, as read; seconded by Mr. Kilmartin. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

GENERAL CONSENT AGENDA

Mr. Watkins requested that item # 3 of Other Business, on the last page, regarding liens on the property at 5940 Savannah Drive be removed from the General Consent Agenda.

APPROVAL OF AGENDA FOR ADDITIONAL ITEMS

(Action: Approval of Agenda for Additional Items)

PERSONS WHO APPEARED AT EXECUTIVE COMMITTEE MEETING HELD ON MONDAY, AUGUST 29, 2011

- 1) Kyle Holley – Re: Milton Rodeo

PUBLIC WORKS COMMITTEE: CHAIRMAN – COUNCILMAN R.L. LEWIS

- 1) Report from Committee meeting held on Monday, August 22, 2011 at 9:30 a.m.
 - a) Elva Street Project Engineering Fees *(Committee recommends to approve additional engineering costs for Ken Horne & Associates not to exceed \$30,770) (Action: Approval of additional engineering costs)*
 - b) McDonald's Utility Easement *(Committee recommends approval for staff to work with owners on any reasonable adjustment or abandonment of utility easement without affecting service to any other customers)(Action: Approval of Committee recommendation)*
 - c) Next meeting scheduled for Thursday, September 22, 2011 at 8:00 a.m.

ADMINISTRATION COMMITTEE: CHAIRMAN – COUNCILMAN PAUL KILMARTIN

- 1) Report from Committee meeting held Thursday, August 18, 2011 at 8:00 a.m.
 - a) Vision Insurance Renewal *(Committee recommends referral to Council to approve renewing with Avesis for a 2-year renewal period with no increase to employee premiums)(Action: Approval of 2-year renewal with Avesis)*
 - b) Dental Insurance Renewal *(Committee recommends referral to Council to approve renewing with United Concordia for a 1-year period with a 9% increase in employee premiums) (Action: Approval of 1-year renewal with United Concordia)*
 - c) General Liability & Workers Compensation Insurance *(Committee recommends referral to Council to approve renewing with Florida League of Cities, Inc. for a 1-year period at a cost of \$300,319)(Action: Approval of 1-year renewal with Florida League of Cities, Inc.)*

- d) Next meeting scheduled for Thursday, September 15, 2011 at 8:00 a.m.

ORDINANCE REVIEW COMMITTEE: CHAIRWOMAN – COUNCILWOMAN PAT LUNSFORD

- 1) Report from Committee meeting held on Thursday, August 18, 2011 at 10:00 a.m.
- a) Fencing (*Committee recommends approval to include regulation to have finished side out on privacy fencing facing thoroughfares*) (Action: Approval of Committee recommendation)
- b) Next meeting scheduled for Thursday, September 15, 2011 at 10:00 a.m.

PUBLIC SAFETY COMMITTEE: CHAIRMAN – COUNCILMAN GRADY HESTER

- 1) Report from Committee meeting held on Thursday, August 18, 2011 at 11:00 a.m.
- a) Next meeting scheduled for Thursday, September 22, 2011 at 9:00 a.m.

PARKS & RECREATION COMMITTEE: CHAIRMAN – COUNCILMAN BUDDY JORDAN

- 1) Report from Committee meeting held on Monday, August 22, 2011 at 8:30 a.m.
- a) Event Application for 2011 Veterans Day Parade (*Committee recommends approval of Event Application with route being the same as last year*)(Action: Approval of Event Application for 2011 Veterans Day Parade)
- b) Event Application for Andy Mac 5K Fun Run (Action: Approval of Event Application for Andy Mac 5K Fun Run)
- c) Next meeting scheduled for Monday, September 26, 2011 at 8:30 a.m.

GROWTH, DEVELOPMENT & ANNEXATION COMMITTEE: COUNCIL-LADY – MARILYN JONES

- 1) Report from Committee meeting held on Tuesday, August 16, 2011 at 3:00 p.m.
- a) License Activity Report for July 2011 (*Information only*)
- b) Board Appointments:
- Historic Preservation Board:**
- Barbara Rankin – term expires September 11, 2011
 - James E. Russell – term expires September 11, 2011
 - Wesley Meiss – term expires September 11, 2011
- (*Committee recommends approval to reappoint the members listed*)(Action: Approval of reappointment of members listed)
- c) Tree Grant/Arborist Services
- (*Committee recommends approval to authorize staff to carry out the activities found in the Urban Forestry Grant, Phase II and to further incorporate the Arborist, if selected, to carry out the provisions of same*)(Action: Approval of Committee recommendation)
 - (*Committee recommends approval to select Trees Plus of Bagdad, Florida to serve as “Arborist”*)(Action: Approval of selection of Trees Plus of Bagdad, Florida)

- d) **6569 College Drive** (*Committee recommends approval to remove a downed tree from the house, schedule an inspection on the structure and if necessary, place a lien on the property for the costs incurred*) (*Action: Approval of Committee recommendation*)
- e) **Next regular meeting has not been scheduled at this time**

FINANCE COMMITTEE: CHAIRMAN – GUY THOMPSON

- 1) **Report from Committee meeting held on Thursday, August 18, 2011 at 9:00 a.m.**
 - a) **Financial and Budget Status Reports** (*Information only*)
 - b) **Bad Debt Write-off for August 2011 – 6,052.64 for April 2011 – FYTD \$61,794.00, less collections** (*Write-off collections and credits from gas fee account Oct – July = \$16,635.00*) (*Committee recommends approval of the write-off amount*) (*Action: Approval of write-off amount*)
 - c) **Marina DEP Survey** (*Committee recommends approval for staff to proceed with conducting a Submerged Land Lease Survey at an estimated cost not to exceed \$2,500*) (*Action: Approval of Submerged Land Lease Survey*)
 - d) **Budget for Fiscal Year 2012** (*Committee recommends approval of proposed budget for FY 2012*) (*Action: Approval of proposed budget for FY 2012 as presented*) (*Action: Approval of an additional increase of \$2 for gas base customer charge*)
 - e) **Firehouse Well Project** (*Committee recommends approval of an increase of \$6,770 for project to be paid out of Water Impact Fees*) (*Action: Approval of Committee recommendation*)
 - f) **Repairs to HVAC at Milton Community Center** (*Committee recommends approval to use \$6,500 of Utility Loan Funds to offset portion of repairs*) (*Action: Approval of Committee recommendation*)
 - g) **Next meeting scheduled for Thursday, September 15, 2011 at 9:00 a.m.**
- 2) **Budget Amendment(s):** (*Action: Approval of following budget amendments*)
 - a) **Water/Sewer Fund. \$8,400.** Increase impact fee funds forward for project approved by Council 8/9/11 – Jaimee Ridge Lift Station pumps (Sewer Impact Fees)
 - b) **General/Capital Projects Funds. \$11,994.** Increase General Fund Transfers to Capital Projects to reflect actual charge account for Way Finding Signage (city expense \$6,000/TDC fund \$5,994)
 - c) **Water/Sewer Fund. \$25,030.** Funds Forward in Utility Loan and Water/Sewer Impact Fees for Firehouse Well Project, MCC HVAC and Stewart Street Asphalt Repairs.
 - d) **General Fund. \$6,500.** Funding for portion of MCC HVAC repair transferred in through Water/Sewer Fund.

MAYOR REPORT: CHAIRMAN – GUY THOMPSON

CITY MANAGER'S REPORT:

OTHER BUSINESS:

- 1) **September Council Meeting will be held on Tuesday, September 13, 2011 at 5:00 p.m. (Information only)**
- 2) **Reconvened Council Meeting will be held on Thursday, September 29, 2011 at 5:01 p.m. with October Executive Committee Meeting immediately following (Information only)**
- 3) ***Removed from General Consent Agenda***
Liens on 5940 Savannah Drive in the amount of \$11,394.53(**Action: Approval to remove liens from 5940 Savannah Drive for Habitat Homes to acquire property**)
- 4) **Joint/Crack Relief for Berryhill Street and North Canal Street in the amount of \$23,700 (Action: Approval of Joint/Crack Relief to be paid from Reserve Funds for Road Paving)**

** Motion was made by Mr. Hester to approve the **General Consent Agenda** after removing item #3 of Other Business regarding 5940 Savannah Drive, as requested by City Manager Brian Watkins; seconded by Mr. Kilmartin. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

MILTON PLANNING BOARD

- 1) **Board to meet on Tuesday, October 4, 2011 at 5:30 p.m.**

COUNCIL COMMITTEE ITEMS:

STORMWATER MANAGEMENT COMMITTEE: CHAIRMAN – COUNCILMAN GRADY HESTER

- 1) **Report from Committee meeting held on Tuesday, August 30, 2011 at 9:00 a.m.**

- a) **Stormwater Projects:**

1)	Inlet Modification at Richardson St & Ridgeview Dr.	\$ 3,790.00
2)	Inlet Modification at Alabama St & Collins Mill Creek	\$ 2,975.00
3)	Inlet Modification at NW Corner of Pine St & So. Willing St	\$ 1,000.00
3)	Clean out No. 2 Storm Water Pond at Carpenters Park	\$ 7,000.00
4)	Additional Cost of Curb Replacement on Berryhill St/ N. Canal St.	<u>\$ 5,691.00</u>
	Total Cost Not to Exceed	\$20,456.00

**Mr. Hester made a motion to proceed with the Stormwater Projects, as listed, not to exceed \$20,456.00; seconded by Mr. Kilmartin. Roll call vote: Mr. Hester, aye; Mr. Jordan, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

- b) **Next meeting scheduled for Tuesday, November 29, 2011 at 9:00 a.m.**

MAYOR REPORT: GUY THOMPSON

Hwy 90 Corridor PD&E Study

Mayor Thompson stated that the traffic along the Highway 90 corridor through Downtown Milton is overloaded and hinders growth. He suggested the city request the Florida Department of Transportation to proceed with a study of Highway 90 through Milton. The city should request that the DOT complete a PD&E study without the city stipulating any endorsement of a route. Mayor Thompson stated the city shouldn't place any restrictions or preferences to the request; just let the DOT complete their study. He suggested the city look at all options and move forward with the process by enacting a Resolution to support the Department of Transportation's study.

[Mr. Jordan left the Meeting]

Mr. Jorgenson stated that the Highway 87 proposed bypass would only eliminate 18% of the traffic that travels into Milton from the east. The state will continue with that bypass route. The worse rated intersection in Santa Rosa County is the corner of Caroline and Willing Streets in downtown Milton. It is ranked at a grade of E.

Mrs. Lunsford stated the traffic jams along Highway 90 East coming into Milton is a deterrent to industry.

** Motion was made by Mr. Kilmartin to request a PD&E study by the Department of Transportation for the Highway 90 corridor through Milton; seconded by Mr. White. Roll call vote: Mr. Hester, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

CITY MANAGER'S REPORT: **EXPENDITURES:**

- 1) Authorization to make payment to *Florida League of Cities* Invoice for 1st Quarter payment of General Liability and Workers Compensation (***Budgeted***) ***Total \$79,482.50***
- 2) Authorization to make payment to *Sungard Public Sector* for annual maintenance and support services for Naviline & Lookinglass applications (***Budgeted***) ***Total \$58,893.80***

** Mr. Hester made a motion to approve the expenditures for the Florida League of Cities and Sungard Public Sector; seconded by Mr. Kilmartin. Roll call vote: Mr. Hester, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

BIDS AND PROPOSALS:

- 1) **Proposals for Demolition of a Commercial Structure at 6875 Oak Street** received on Thursday, September 8, 2011 at 2:00 p.m.

<u>Cross. Const</u>	<u>Roper & Roper Gen Const</u>	<u>D.H. Griffin Wrecking Co</u>	<u>Jobe's Dirt Wks</u>	<u>LJFD, Inc</u>
\$5,376	\$13,300	\$6,477	\$11,890	\$9,444

** Motion was made by Mr. Hester to award the bid for demolition of a commercial structure at 6875 Oak Street to Cross Construction, the low bid; seconded by Mr. Lewis. Roll call vote: Mr. Hester, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

- 2) **Proposals for Management, Operation and Development of Marina** located at 6867 Quinn Street received on Tuesday, September 13, 2011 at 2:00 p.m. (**Under Staff Review**)

- 3) **Proposals for Play Ground Equipment due on Wednesday, September 28, 2011 at 2:00 p.m.**
- 4) **Proposals for General Engineering Services due on Thursday, October 6, 2011 at 2:00 p.m.**

OTHER BUSINESS:

1) Service Agreement between City of Milton and Choral Instructor

** Motion was made by Mr. Kilmartin to approve the Service Agreement between the City of Milton and Heidi M. Graves, Choral Instructor; seconded by Mr. Hester. Discussion: Mr. Kilmartin reported that there were 83 students on the first day of practice for the Middle School Chorus. Roll call vote: Mr. Hester, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

Mayor Thompson also applauded the City Manager's decision to have the City Police provide an escort for the football team and band to out of town games. Milton High School is very appreciative.

2) Event Application from St. Rose of Lima Catholic Church for a 5K Run on October 8, 2011

** Motion was made by Mrs. Jones to approve the event application for the St. Rose of Lima Catholic Church 5K Run for October 8, 2011; seconded by Mr. Kilmartin. Roll call vote: Mr. Hester, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

3) AFLAC Group Critical Illness Insurance

** Motion was made by Mr. Kilmartin to authorize AFLAC Group Critical Illness Insurance for payroll deduction, at no cost to the city; seconded by Mrs. Lunsford. Roll call vote: Mr. Hester, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

4) Approval of Event Application from Hawks Nest Property Owners Association

** Motion was made by Mr. Hester to approve the Event Application for Hawks Nest Property Owner's Association; seconded by Mrs. Lunsford. Roll call vote: Mr. Hester, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

5) Reconvened Council Meeting will be held on Thursday, September 29, 2011 at 5:01 p.m. with October Executive Committee Meeting immediately following Reconvened Meeting

6) Bodacious Pies & Bakery Reimbursement Request: Mr. Watkins stated that the Bodacious Pies & Bakery was closed due to recent road work on Willing Street. They have submitted a bill for \$113.64 for overhead the two days they were closed.

Mr. Andrews, City Attorney, stated that the State of Florida does not pay for business closure during to construction. The City of Milton is not liable for loss of business.

** Motion was made by Mrs. Jones to deny the request by Bodacious Pies & Bakery; seconded by Mr. Hester. Roll call vote: Mr. Hester, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, abstain; Mr. Hinote, aye; Mr. White, aye. Motion carried.

7) Sewer Backup on Applegate Street – Mr. Watkins reported that a serious sewer backup occurred the evening of September 12, 2011 on Applegate Street resulting in three inches of raw sewage depositing in the home. Employees responded quickly, moved the family into a motel and had a clean-up crew working today on the home. The residents will not be able to return to the home for a week. The incident has been reported to our insurance company who will cover

the hotel expense and damages. The Water-Sewer Department will begin work on the sewer line to prevent any repeat of this occurrence.

8) Liens on 5940 Savannah Drive in the amount of \$11,394.53 *(relating to item removed from Consent Agenda)*

Mr. Watkins reported that Habitat for Humanity has inquired about liens in the amount of \$5,015 on a property at 5490 Savannah Drive. The owner has not paid the liens that were filed by the city for clean up and removal of debris and those liens have accrued to a total of \$11,394.53. Mr. Blackwell (property owner) requested removal of the liens in 2006 and 2007 and at both of those times the council denied his request and in the June 2006 meeting Council directed staff to initiate foreclosure action on the property.

Mr. Andrews stated that forgiveness of a lien is actually forgiving the land owner, not Habitat of Humanity. He recommended proceeding with the previously approved foreclosure action, not forgiving the liens on the Blackwell property. Council agreed.

** Motion was made by Mr. Kilmartin to recess the meeting at 6:31 p.m.; seconded by Mr. Hester. Roll call vote: Mr. Hester, aye; Mr. Lewis, aye; Mrs. Jones, aye; Mrs. Lunsford, aye; Mr. Kilmartin, aye; Mr. Hinote, aye; Mr. White, aye. Motion carried.

Mayor Guy Thompson

ATTEST:

Dewitt Nobles, City Clerk

/jbs