

A public hearing and regular meeting of the City Commission of the City of Apalachicola was held on Tuesday, July 10, 2018 at 6:00 PM at the Apalachicola Community Center, #1 Bay Avenue, Apalachicola, Florida.

Present: Mayor Van Johnson, Commissioner Brenda Ash, Commissioner Mitchell Bartley, Commissioner Anita Grove, City Attorney Pat Floyd, City Administrator Lee Mathes, Deputy Clerk Janelle Paul, Chief of Police Bobby Varnes

Visitors: Cindy Clark, David Meyer, Augusta West, Debbie Belcher, David Adlerstein, Joe Taylor, Bill McCartney, George Coon, Elinor Mount-Simmons, Rich Hall, Jim Brown, Diane Brewer, Clarice Powell, Val Webb, Despina George, Pam Richardson, Jaime Liang

Public hearing opened by Mayor Johnson followed by prayer and pledge.

**PUBLIC HEARING - ORDINANCE NO. 2018-02 - LDC AMENDMENTS**

Attorney Floyd read Ordinance No. 2018-02 by title as follows:

AN ORDINANCE AMENDING ORDINANCE 91-7 WHICH ADOPTS THE CITY OF APALACHICOLA LAND DEVELOPMENT CODE REVISING SECTION II (DEFINITIONS) BY ADDING NEW DEFINITION FOR LARGE SCALE COMMERCIAL ACTIVITY; PROVIDING FOR REVISIONS IN SECTION IV (ZONING DISTRICTS AND REGULATIONS) BY REPLACING SECTION 8(d), ADDING SECTIONS 8(h) – 8(m), AND AMENDING C-1, C-2, C-4, RF; ADDITING NEW SECTION XI (PARKING MITIGATION); PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE.

No public comment.

Public hearing closed and regular meeting opened by Mayor Johnson.

**REGULAR MEETING**

Regular meeting opened by Mayor Van Johnson.

**ADOPTION DECISION – ORDINANCE NO. 2018-02 – LDC AMENDMENTS**

Attorney Floyd read Ordinance No. 2018-02 by title as follows:

AN ORDINANCE AMENDING ORDINANCE 91-7 WHICH ADOPTS THE CITY OF APALACHICOLA LAND DEVELOPMENT CODE REVISING SECTION II (DEFINITIONS) BY ADDING NEW DEFINITION FOR LARGE SCALE COMMERCIAL ACTIVITY; PROVIDING FOR REVISIONS IN SECTION IV (ZONING DISTRICTS AND REGULATIONS) BY REPLACING SECTION 8(d), ADDING SECTIONS 8(h) – 8(m), AND AMENDING C-1, C-2, C-4, RF; ADDITING NEW SECTION XI (PARKING MITIGATION);

PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE.

Motion to adopt Ordinance No. 2018-02 made by Commissioner Ash, second by Commissioner Bartley.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

**DEBBIE BELCHER – CDBG GRANT APPLICATION**

**1. Discussion of the CDBG Project Scope**

Ms. Belcher discussed areas of manhole replacement and rehabilitation in the 24<sup>th</sup> Avenue and 25<sup>th</sup> Street area, water meter replacement in the Housing Projects, and replacement of water line. Ms. Belcher outlined what would and would not be eligible for funding, and also outlined what is needed to obtain the highest score on the grant application.

**2. Approval of Baskerville Donovan Task Order for the 2018 (FY 2017) CDBG Application**

Ms. Belcher outlined the BDI task order needed to complete the CDBG application.

Motion to approve and authorize Mayor Johnson to sign BDI Task Order in the amount of \$39,344.00 for the CDBG grant application made by Commissioner Bartley, second by Commissioner Grove.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

**RECOGNITION OF VISITORS**

**1. Diane Woodall – 92 Avenue E – Porch and Fence Encroachment**

Item withdrawn by Ms. Woodall.

**2. Elinor Mount-Simmons - Recreation Committee Update**

Elinor Mount-Simmons, Recreation Commission Chair, gave update on Recreation Committee items to Commission.

**3. Diane Brewer – Restore the Squares Project Update**

Diane Brewer gave update on Restore the Squares project and submitted materials to Commission.

**APPROVAL OF JUNE MINUTES**

A Motion to approve June minutes made by Commissioner Ash, second by Commissioner Bartley.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

**APPROVAL OF MAY BILL LIST**

A Motion to approve May bill list made by Commissioner Ash, second by Commissioner Grove.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

**AUGUSTA WEST – LEGISLATIVE UPDATE**

Augusta West gave legislative update to Commission.

Commissioner Grove stated she feels that Patrick Bell should be the one giving updates because that is what the City is paying him for.

Commission requests Patrick Bell be placed on the August agenda to give update to the Commission.

**BID AWARD – OLD FIRE STATION**

Attorney Floyd stated the City received one bid for the old fire station. Attorney Floyd opened and read bid as follows:

Harry Arnold - \$150,000.00

Motion to decline bid made by Commissioner Ash, second by Commissioner Bartley.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

Ms. Mathes stated that she and Ms. Brewer will have a complete list of potential properties for sale at August meeting.

**ADOPTION DECISION – RESOLUTION 2018-07 – HONORING 50 YEARS OF MUNICIPAL HOME RULE**

Attorney Floyd read Resolution 2018-07 in its entirety.

Motion to Adopt Resolution 2018-07 made by Commissioner Bartley, second by Commissioner Grove.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

**MATCHBOX – TEMPORARY EMERGENCY EVACUATION POINT FOR ABC SCHOOL FACULTY, STAFF AND STUDENTS**

Mayor Johnson stated he received a request from the ABC School to allow them the use of the Matchbox in the case that an offsite evacuation is needed.

Motion to allow ABC School to use Matchbox as a designated offsite evacuation location, made by Commissioner Ash, second by Commissioner Bartley.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

Ms. Mathes stated she will coordinated with Ms. Taranto on obtaining a key to the facility.

**TENTATIVELY ADOPT FY 2018-2019 MILLAGE RATE**

Motion to tentatively set FY 2018-2019 millage rate at 10 mills made by Commissioner Ash, second by Commissioner Bartley.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

**PLANNING & ZONING**

Motion to confirm May Planning and Zoning minutes made by Commissioner Bartley, second by Commissioner Ash.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

Cindy Clark submitted monthly report.

Ms. Clark stated she requests permission to submit grant application to secure funding for stormwater infrastructure improvements/water quality monitoring adjacent to Apalachicola River/Bay.

Motion to authorize Ms. Clark to submit grant application to secure funding for storm water infrastructure improvements/water quality monitoring adjacent to Apalachicola River/Bay, with match for grant being supplied by existing funding from NFWMD by Commissioner Bartley, second by Commissioner Grove.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

Ms. Clark requests permission to organize a series of grant workshops to collect input from people in community.

Motion to authorize Ms. Clark to proceed with hosting a series of grant workshops to collect input and interest from people in the community as it relates to grant writing for various projects by Commissioner Bartley, second by Commissioner Grove.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

**CITY ADMINISTRATOR**

Commissioner Grove stated the \$100 DEP fine needs to be addressed.

**ATTORNEY FLOYD**

Attorney Floyd gave update on FL vs. GA. Litigation.

Attorney Floyd stated the Hall-Smith matter remains unresolved and Mr. Smith's attorney said they will allow the court to make decision on this.

Commissioner Ash stated she would like to see a detail summary of the facts.

Motion to authorize Attorney Floyd to file suit and to proceed with law suit against Hale Smith by Commissioner Ash, second by Commissioner Grove.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

Attorney Floyd stated Ms. Moore has not presented any documents at this time to show she is in compliance with Floodplain ordinance.

Commissioner Ash asked Attorney Floyd if FAMU had talked with him regarding land description for the grape vineyard.

Attorney Floyd stated he has been working with Robert Graham and Wilbur Bellew on this. Mr. Floyd stated we are working towards getting a section of land marked so FAMU can get a survey of the property.

**OTHER VISITORS & COMMENTS**

1. Leslie Coon requests the City clean up the derelict buildings around town, stating the fines obtained could be potential income for the City.

2. Rich Hall stated at the June Commission meeting, it was authorized a letter be sent to Hale Smith regarding his violations.

Attorney Floyd said letter was sent three weeks ago.

3. Val Webb, HCA Chair, stated Oryan Speed has resigned from HCA Board and is requesting Andrea Comstock be appointed to fill vacancy.

Motion made to appoint Andrea Comstock to the HCA Board made by Commissioner Bartley, second by Commissioner Grove.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

4. Jim Brown stated Scipio Creek Marina needs some repairs.

Ms. Mathes stated she will issue necessary work orders for repairs.

#### **MAYOR & COMMISSIONER'S COMMENTS**

1. Mayor Johnson inquired about the houseboat anchored in the water across from Riverfront Park.

Chief Varnes will contact the captain and let him know he needs lights on the vessel.

Jim Brown outlined what FWC was allowed to do.

Attorney Floyd will check from legal standpoint.

2. Commissioner Grove thanked the firefighters and Chief Varnes for all their services in the Eastpoint fires.

3. Commissioner Grove stated the City received 28 applications for the City Manager position. Screening Committee has narrowed the applications down to 6. Commissioner Grove stated dates need to be set for interviews.

Commission set workshop dates for July 23<sup>rd</sup> and July 24<sup>th</sup> starting at 4:30 PM both days to conduct City Manager interviews.

Motion made to proceed with this process by Commissioner Bartley, second by Commissioner Ash.

Motion carried: 4 to 0

Voting Aye: Ash, Bartley, Grove, Mayor Johnson

Voting Nay: None

There being no further business, meeting adjourned.

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Van W. Johnson, Sr., Mayor

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Janelle Paul, Deputy Clerk