

**CITY OF CHIPLEY
REGULAR COUNCIL MEETING
MINUTES**

July 12, 2016

6:00 p.m.

Attendees:

Mr. Lee Dell Kennedy, Mayor
Mr. Ellis Reed, Council Member

Mr. Brett Butler, Mayor Pro-Tem
Mr. John Sasser, Council Member

Absent:

Mrs. Karen Rustin, Council Member

Others Present Were:

Mr. Dan Miner, City Administrator
Mr. Scott Thompson, Lieutenant

Mrs. Patrice Tanner, Asst. City Administrator/City Clerk
Mrs. Michelle Jordan, City Attorney

The data reflected in these proceedings constitute an extrapolation of information elicited from notes, observations, recording tapes, photographs, and/or videotapes. Comments reflected herein are sometimes paraphrased, condensed, and/or have been edited to reflect essential subject matter addressed during the meeting. Parties interested in receiving a verbatim account of the proceedings are responsible for coordinating with the City Administrator and providing their own representative and equipment pursuant to Chapters 119 and 283, Florida Statutes.

- A. **Call to Order.** The meeting was called to order by Mayor Kennedy at 6:00 p.m.
- B. **Prayer and Pledge.** Prayer was given by Mr. Reed and Mr. Butler led the pledge to the American Flag.
- C. **Approval of Agenda.** The agenda was presented for approval. Mayor Kennedy deleted Item No. 4 – I-10 Utilities South of Interstate; Item No. 5 – Water Well Update; Item No. 6 – Fireworks; and Item No. 7 – Chipley Park Hours. Mayor Kennedy added Item No. 4 – Planning & Zoning Board Member Reauthorization; Item No. 5 – Police Cruiser – 2016 Dodge Charger; Item No. 6 – John Rogers; Item No. 7 – Dorothy Harper; Item No. 8 – Tracy Andrews; and Item No. 9 – Chipley Park Hours.

A motion was made by Mr. Sasser and seconded by Mr. Reed to approve the agenda with the deletions and additions. The motion passed unanimously.

- D. **Presentation and Approval of Minutes.**
June 9, 2016 – Regular Council Workshop
June 14, 2016 – Regular Council Meeting

A motion was made by Mr. Reed and seconded by Mr. Butler to approve the minutes as presented. The motion passed unanimously.

- E. **Agenda Items.**

1. **Carr Riggs & Ingram** – Fiscal Year 2014 – 2015 Financial Statement. Mr. Hilton Galloway with Carr, Riggs & Ingram explained the financial statements. He stated that the City of Chipley is one of the best-managed small towns that he works with. He explained it is amazing what the city is able to do in terms of managing resources and retaining a sufficient amount of those resources. He also stated there have been no deficiencies found in the city's finances. The city is in great financial shape. Discussion ensued.
2. **Approval of Resolution No. 16-16** – Fiscal Year 2015 – 2016 Budget Amendment. Roulhac. Mr. Miner explained this resolution, if approved, will increase the Fiscal Year 2015 – 2016 budget by \$2,374,544.00. No further discussion ensued.

A motion was made by Mr. Sasser and seconded by Mr. Butler to approve Resolution No. 16-16. The motion passed unanimously.

3. **Approval of Hatch Mott MacDonald Scope of Work Amendment** – Wastewater Effluent Disposal Facilities Plan. Mr. Miner explained the additional scope of work is for Hatch Mott MacDonald to prepare a Wastewater Effluent Disposal Facilities Plan in the lump sum of \$50,000.00. This additional step was requested by FDEP in order to make sure all viable options are analyzed for the sprayfield project. Discussion ensued.

A motion was made by Mr. Reed and seconded by Mr. Sasser to approve the Hatch

Mott MacDonald Scope of Work Amendment in the amount of \$50,000.00. The motion passed unanimously.

4. **Planning & Zoning Board Member Reauthorization.** Mr. Miner explained we have two reappointments on the Planning and Zoning Board, Ms. Rebecca Cousson and Mrs. Wanda Owens with terms expiring in July 2016. They both want to continue to serve on the board. No further discussion ensued.

A motion was made by Mr. Butler and seconded by Mr. Sasser to approve the Planning & Zoning Board Member Reauthorizations for Ms. Rebecca Cousson and Mrs. Wanda Owens with terms expiring in July 2019. The motion passed unanimously.

5. **Police Cruiser – 2016 Dodge Charger.** Mr. Miner explained the police department is requesting to purchase of a 2016 Dodge Charger in the amount of \$23,164.00. This is to replace an aging car that is giving them some mechanical issues. Mr. Sasser asked if that will include all the lights and accessories. Lieutenant Thompson explained it is just the car painted with the city color scheme; we can get the lights and accessories cheaper at a later date. Discussion ensued.

A motion was made by Mr. Butler and seconded by Mr. Sasser to approve the purchase of a 2016 Dodge Charger in the amount of \$23,164.00. The motion passed unanimously.

6. **John Rogers.** Mr. Rogers congratulated the city on their financial management position. He explained he has lived in Alabama most of his life and graduated from Auburn University with a degree in Civil Engineering in 1968. He stated he worked for a paper company for 31 years as an environmental engineer. He stated he believes the sprayfield is too close to the pond and has a high possibility of polluting the lake. He explained his biggest concern is pollution. Mr. Rogers explained there has been pollution to the water stream during the years of 2010 through 2013 (attached are pictures from Mr. Rogers), but is not sure if the Davidson Sprayfield caused this with the stream (Lake Priscilla). It's an obvious problem. Mr. David Morris explained he is the property owner that is substantial to run-off documented by the State. We share a common border. Mr. Rogers question was can I identify these photos. Yes, these photos show substance inundating our property considerably that has been identified as flowing from your sprayfield. Mrs. Jordan explained there is no litigation, some demand letters, but no case filed at this time. Mayor Kennedy explained we are aware of the problem and we are addressing it presently. Discussion ensued.

7. **Dorothy Harper.** Mrs. Harper explained she has come to the City in the past about the logging truck that is located across the street from my house. He came within 5 feet of backing into me with his logging truck. Last month at the meeting the attorney checked into an ordinance and stated there is no ordinance for log trucks. Why can't the city do anything about the truck? Why can't we get any results? Mrs. Jordan explained the enforcement of the ordinance is the problem. Mrs. Harper stated the sign has just been put up there five or six months ago. Mayor Kennedy explained we may have to grandfather that truck driver in. Michelle Jordan explained if the truck driver was there before the ordinance. Mrs. Harper explained her property is residential not commercial. No one wants something like this in front of their house. I'm 72 and I don't want to move anywhere else. I spoke to someone in Tallahassee at the Governor's office and they said the City has to enforce this. Mayor Kennedy explained the sign has been there. We are still looking at an ordinance. Mrs. Harper stated she is just asking the city to be fair and do an ordinance to eliminate the trucks in a residential area. Mayor Kennedy explained we will not do an ordinance until we find something that will fit what we need. Mr. Sasser asked if she has the name and phone number of who she spoke to at the Governor's office. Mrs. Harper explained it is your job to figure that out. Mrs. Jordan explained she found the case that was in reference to the logging truck. This is a case in Florida that is in the third district Court of Appeals that is similar to the situation we have here. The City of Coral Gables had an ordinance that restricted the parking of trucks on public roads and even in a private driveway from 7 p.m. – 7 a.m. The court overturned the city's ordinance and stated it was invalid. They could not take away his use of his truck. We do not have the authority to restrict him. She explained she believes the ordinance would not survive the scrutiny of the court. Discussion ensued.

8. **Tracy Andrews.** Ms. Andrews explained that New-Vizhun is having a community back to school event giving school supplies out to families until supplies are gone. The event will be held at Gilmore Park on July 30, 2016 at 11:00 a.m. No further discussion.

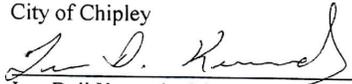
9. **Chipley Park Hours – Mrs. Renee Crews.** Mrs. Crews asked if we can hold special events at the park after hours. Mr. Miner explained special events are approved by

council and can be after dark. Mrs. Crews asked if we are able to walk after dark without being stopped by the police? Mr. Miner explained the park closes from sunrise to sunset. Mr. Sasser suggested extending the hours thirty minutes before and after sunrise and sunset. Mr. Reed explained with proper lighting walking is acceptable so maybe the lighting can determine the park hours. When the lights go out the park is closed. Discussion ensued.

A motion was made by Mr. Reed and seconded by Mr. Butler to approve the Chipley Park hours as thirty minutes before sunrise and thirty minutes after sunset. The motion passed unanimously.

The meeting adjourned at 7:05 p.m.

City of Chipley



Lee Dell Kennedy, Mayor

Attest:



Patrice A. Tanner
Assistant City Administrator/City Clerk

Chipley City Council Meeting

July 12, 2016

Attention Mayor and Members of the City Council:

For those that do not know my name , I am John Rogers. Just to let you know my background, I have a degree in Civil Engineering from Auburn University. I served as Environmental Engineer for a major Paper Company. My last position was manager of Engineering Services for Georgia Pacific at Cedar Springs. There I supervised 12 degeed Engineers, 3 Draftsman and 2 Administrative Assistances.

My wife and I own property that adjoins Gene Prough's property; which is being proposed as a Waste Water Sprayfield for the City of Chipley. Plans are in the process of purchasing the Prough's land for \$2,200,000 with an option to buy agreement.

By accident we found out that the City of Chipley was planning to purchase 230 acres of Mr. Prough's property for a Waste Water Sprayfield which would spray waste from the city sewage plant onto his land.

We are extremely concerned about the Environmental Impact and the total lack of Transparency concerning this project . We expressed our concerns to the Florida Department of Environmental Protection. They in turn notified us that our concerns were legitimate.

As a result they scheduled a meeting with the City Officials to review the Waste Water Sprayfield project on Gene Prough's land.

At the meeting, Mr.Banks of the Florida Department of Environmental Protection explained to the City of Chipley that their consultant would need to include the following information in their planning document for FDEP review and approval for the proposed Waste Water Sprayfield project on Gene Prough's land. These items are:

1. Other effluent disposal options, such as deep well injection, residential reuse, or surface water discharge
2. Additional spray field sites
3. Cost and effectiveness analysis (life cycle cost) for each alternative
4. The various factors that resulted in the selected alternative
5. A copy of minutes of the City's PUBLIC Meeting once it has been held

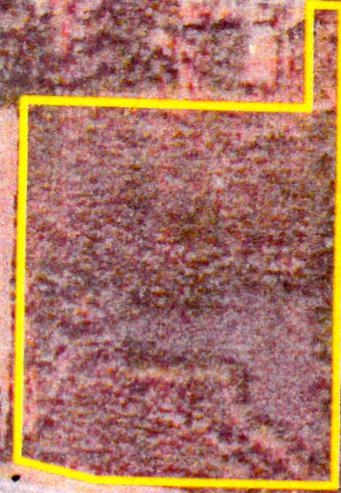
After FDEP receives a completed planning document with the requested information, FDEP will let you know the final decision on whether the funds will be approved .

This activity led to a proposed increase in Hatch Mott McDonald scope of work. This was item 3 on the July 7, 2016 agenda for approval. Mr. Perry of Hatch Mott McDonald reviewed his understanding of the new scope of work.

After his presentation, I reviewed each of the five directives Mr. Banks gave to the City to be include in their study. Mr. Perry stated all five items were included in his scope of work.

I ask that this document be part of the meeting minutes.

Mary Rogers 2015 EQIP Aerial Photo Map



Proposed
Spray
Field

Head water
stream



0 330 660 1,320

Legend

 Rogers, Mary

FLORIDA FISH & WILDLIFE CONSERVATION COMMISSION



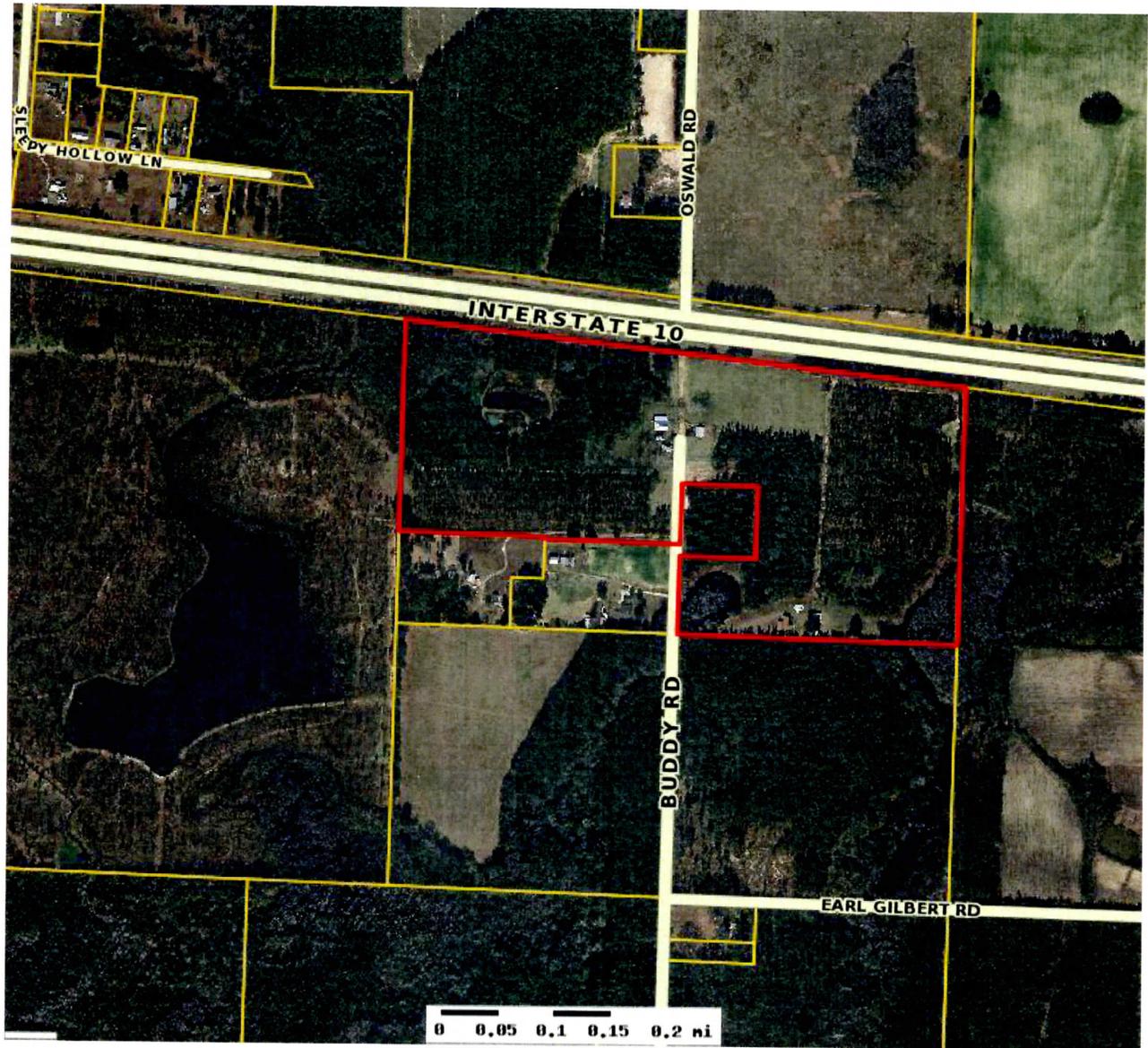
JEREMY MARTIN
PRIVATE LANDS BIOLOGIST
CONSERVATION PLANNING SERVICES

Division of Habitat and Species Conservation

NRCS SERVICE CENTER
239 JOHN BALDWIN RD
DEFUNIAK SPRINGS, FL 32433

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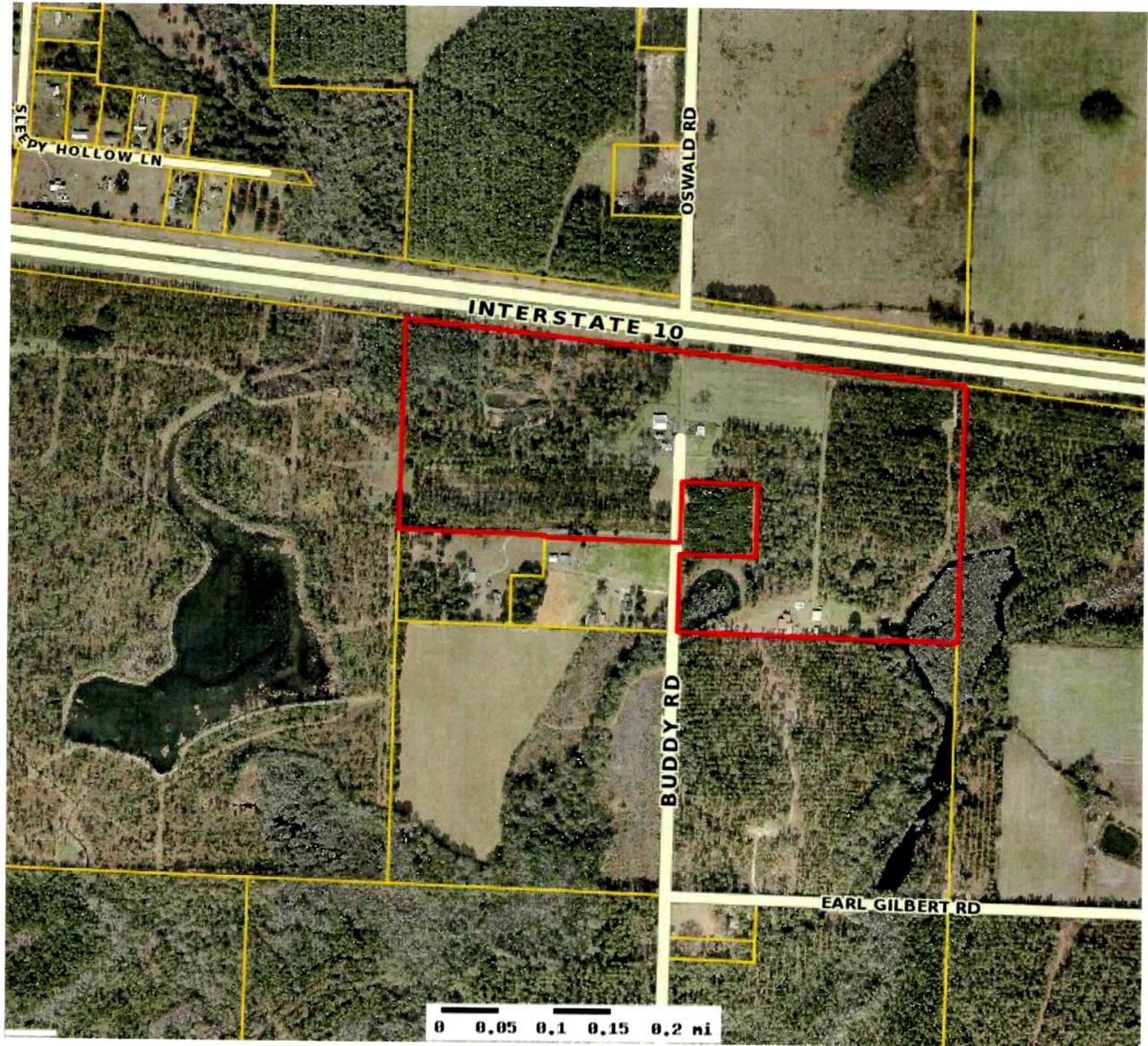
Washington County Property Appraiser			
Parcel: 00000000-00-2359-0000 Acres: 68			
Name:	PROUGH GENE & PRISCILLA	Land Value	1,200
Site:	1151 BUDDY RD	Building Value	133,476
Sale:		Misc Value	19,378
Mail:	1151 BUDDY RD CHIPLEY, FL 32428	Just Value	234,454
		Assessed Value	167,184
		Exempt Value	50,000
		Taxable Value	117,184



The Washington County Property Appraiser's Office makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation. The assessment information is from the last certified taxroll. All data is subject to change before the next certified taxroll. PLEASE NOTE THAT THE PROPERTY APPRAISER MAPS ARE FOR ASSESSMENT PURPOSES ONLY NEITHER WASHINGTON COUNTY NOR ITS EMPLOYEES ASSUME RESPONSIBILITY FOR ERRORS OR OMISSIONS ---THIS IS NOT A SURVEY---

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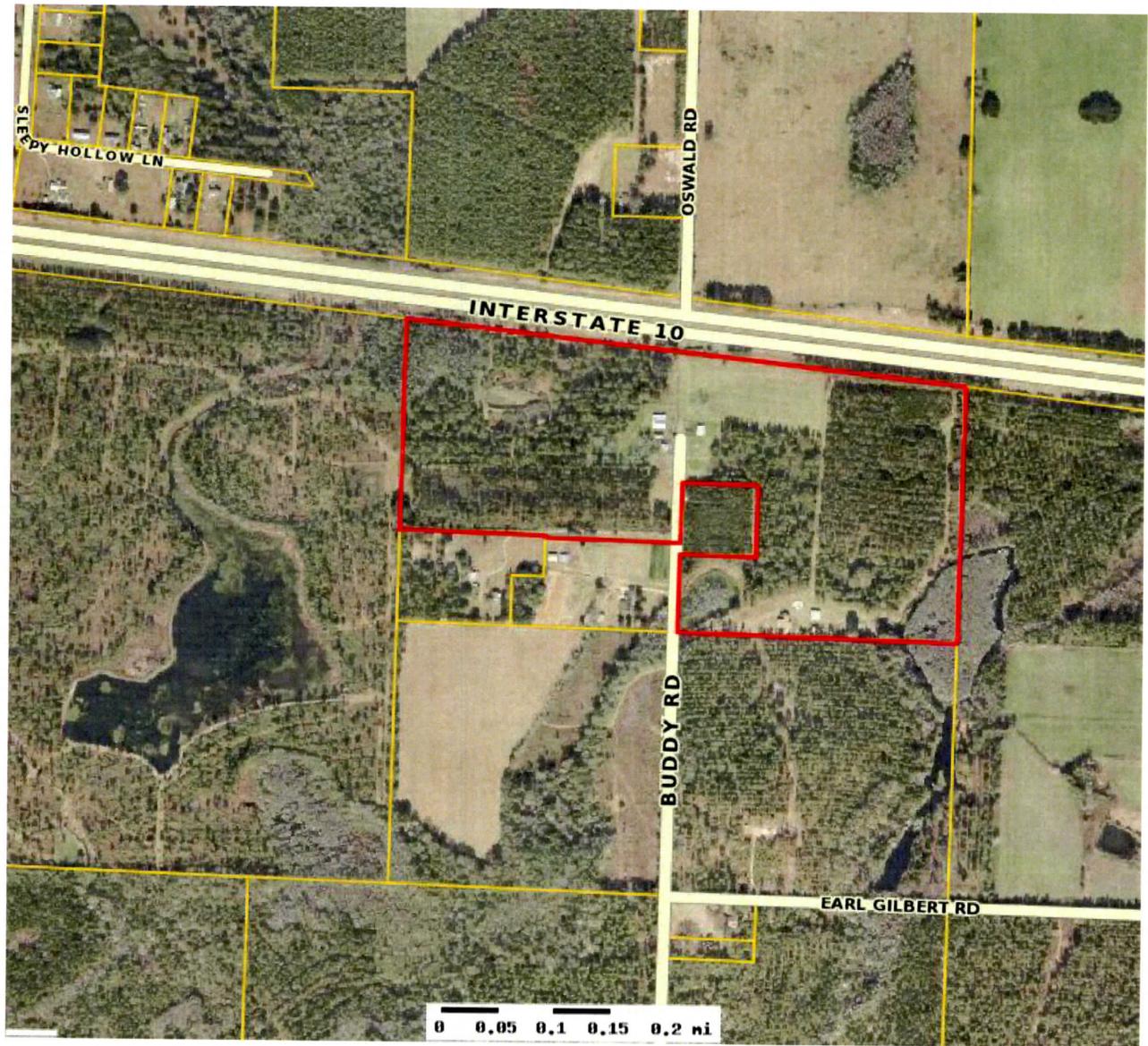


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Year 2013