

CITY OF MONTICELLO, FLORIDA
City Council Regular Meeting

LOCATION OF MEETING:

**435 W. Walnut Street
Monticello, FL 32344**

AGENDA

SEPTEMBER 7, 2021 7:00 p.m.

1. Call to Order by Mayor Julie Conley (Please turn off or mute noise-making devices)
2. Invocation / Pledge of Allegiance
3. Public Comment
4. CONSENT AGENDA
 - *Approval of Council Minutes of 8/3/2021, 8/24/2021 and 8/25/2021
 - *Approval of City Attorney Contract for 2021-2022
 - *Approval of Veterans Day Parade on 11-11-2021/Resolution 2021-11 Assuming Liability for Highway Closing
5. PUBLIC HEARING (FIRST OF TWO FOR COMPREHENSIVE PLAN AMENDMENT)
ORDINANCE – 2021 – 04 AN ORDINANCE OF THE CITY OF MONTICELLO, FLORIDA AMENDING THE MONTICELLO COMPREHENSIVE PLAN TO ADD A PROPERTY RIGHTS ELEMENT; PROVIDING FOR LEGAL EFFECT; PROVIDING FOR SEVERABILITY, SCRIVNER’S ERRORS, AND AN EFFECTIVE DATE
6. American Rescue Plan Act Agreement
 - *Resolution 2021-12 Granting City Representative Authorization to the City Clerk/Treasurer
 - *Approval of Agreement with Florida Division of Emergency Management
7. Consideration of Resolution Adopting Comments for FDOT S.R. 57 (U.S. 19 Repaving Project)

8. Old Business
 - *Updated Budget
 9. New Business
 10. Reports from Committees and Departments
 - *Bruce Leinback, City Attorney
 - *Fred Mosley, Police Chief
 - *Steve Wingate, Interim City Manager
 - *Emily Anderson, City Clerk
-
11. Council Member Reports
 12. September Meetings/Workshops
 - *September 9, 2021 – 6:00 p.m. Tentative Budget Hearing (City Hall)
 - *September 20, 2021 – 6:00 p.m. Final Budget Hearing (City Hall)
 13. Adjournment

Minutes of the City Council meetings may be obtained from the City Clerk's Office or online at www.cityofmonticello.us. The minutes are recorded, but are not transcribed verbatim. Persons requiring a verbatim transcript may make arrangements with the City Clerk to duplicate the recordings, or arrange to have a court reporter present at the meeting. The cost of duplication and/or court reporter will be borne by the requesting party.

Persons who wish to appeal any decision made by the City Council with respect to any matter considered at this meeting will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

In accordance with Section 286.26, Florida Statutes, persons with disabilities needing special accommodations to participate in this meeting should contact the Mayor through the City Clerk's office no later than 5:00 P.M. on the day prior to the meeting

**PROTOCOL FOR ADDRESSING THE COUNCIL
(Resolution 2020 – 07)**

Members of the public shall be given a reasonable opportunity to be heard on each agenda item, and other matters coming before the City Council, except as provided for below. This right does not apply to:

- A. An official act that must be taken to deal with an emergency situation affecting the public health, welfare, or safety, if compliance with the requirements would cause an unreasonable delay in the ability of the Council to act;
- B. An official act involving no more than a ministerial act, including, but not limited to, approval of Minutes and ceremonial proclamations;
- C. A meeting that is exempt from Sec. 286.011, Florida Statutes; or
- D. A meeting during which the Council is acting in a quasi-judicial capacity.

REQUESTS TO ADDRESS THE CITY COUNCIL

Any person or group desiring to be placed on the agenda, any individual desiring to make a comment at a City Council meeting on an agenda item or other matter coming before the City council, and any individual who wishes to address the Council on any other matter may do so.

- A. **Placement on the Agenda.** Any person or group desiring to be placed on the agenda for a City Council meeting shall deliver a written request to the City Clerk by 4:00 p.m. at least eight (8) days prior to the meeting. The request shall include:
 1. the name and address of the person making the request;
 2. the organization or group, if any represented;
 3. the information to be presented. If written material is to be passed out at the meeting, a copy of such material shall accompany the request;
 4. an estimate of the time necessary for such presentation and discussion and discussion and action thereon;
 5. the specific action which the individual or group wants the Council to take
- B. **Agenda Item.** Any individual desiring to be heard on an agenda item may do so at the time the Council addresses that matter.
- C. **Public Comment on Non-Agenda Item.** Any interested person may, upon signing the signup sheet in the room prior to the commencement of any City Council meeting, address the Council during the Public Comment portion of the meeting on any matter which is not on the agenda. The Council will not be obligated to act on any matter which is not on the agenda.

ADDRESSING THE COUNCIL

Each person addressing the council shall give his/her name and address in an audible tone of voice for the record.

Each speaker shall limit his/her address to three (3) minutes, with the presiding officer having the right to extend the time for one (1) minute. Additional time may be granted by majority vote of the Council. A speaker may not give up all or any portion of his or her time in order to allow another speaker to exceed three (3) minutes.

If four (4) or more individuals of a group or faction wish to be heard on a matter before the Council, a representative may address the Council rather than all of the members. In such instances, the representative shall limit their address to ten (10) minutes.

All remarks shall be addressed to the Council as a body, and not to any member thereof. No remarks shall be directed to any other individual City official or employee.

No person, other than members of the Council, and the person having the floor shall be permitted to enter into any discussion, either directly or through the members of the Council. When requested by any member of the City Council, the City Clerk-Treasurer, City Manager, City Police Chief, City Attorney, as well as staff members may enter into any discussion.

No questions shall be asked of the members of the City Council, except through the presiding officer. The City Clerk-Treasurer, City Manager, City Police Chief and the City Attorney may as the presiding officer for permission to speak at any time.

DECORUM

All participants, speakers and any other persons present at a meeting shall refrain from belittling anyone or making insulting remarks or personal attacks on any individual present or absent. Any person disrupting a meeting by making personal, impertinent or slanderous remarks, or who interrupts a person speaking, or becomes boisterous or uses profanity or other offensive language while addressing the Council, may be requested to leave the meeting and may be forthwith barred by the presiding officer from returning to the meeting. Any person who refuses to leave the meeting after being requested to do so by the presiding officer, shall be removed from the meeting by law enforcement.

Any personal charges to be made against an individual council member or city employee shall be in affidavit form. If any information is to be presented that is in the form of a statement or charges that might be considered derogatory or of a serious nature, such shall be presented in writing and shall specifically state the charges in the form of an affidavit, with copies sufficient in number so that one copy may, and it shall, be sent at once to each such member or employee. Neither this rule nor any other shall preclude the right of any citizen to address the Council; however, the Council will not be obligated to act on any proposal not on the agenda.

The City Council of the City of Monticello, Florida, met in regular session at Monticello City Hall on August 3, 2021 at 7:00 p.m.

The following members were present:

Julie Conley, Mayor
Troy Avera
Gloria Cox
George Evans
John Jones

Others present were:
Fred Mosley, Police Chief
Steve Wingate, Interim City Manager
Emily Anderson City Clerk
Bruce Leinback, City Attorney

Mayor Julie Conley called the meeting to order. Interim City Manager Steve Wingate offered an invocation, and the Mayor led the Pledge of Allegiance.

RECOGNITION OF RETIRED VOLUNTEER FIRE DEPARTMENT MEMBERS MIKE LONG AND LESTER LAWRENCE / UPDATE FROM VOLUNTEER FIRE CHIEF AUSTIN MALLOY The Council acknowledged the long-time service of Mike Long and Lester Lawrence and contributions to the Volunteer Fire Department. New Fire Chief Austin Malloy reported on new recruits and ongoing renovations at the Fire Department.

PUBLIC COMMENT

Janie Crumity and **Betty Connor** complained of the conditions of streets, ditches and abandoned and unkempt houses.

CONSENT AGENDA

***Approval of Council Minutes of 6/29/2021, 7/6/2021, and 7/20/2021**

***Approval for Travel Expenses for Troy Avera to Attend Florida League of Cities Annual Conference**

***Approval of Resolution 2021-10 Adopting the Jefferson County Comprehensive Emergency Management Plan**

***Approval of Resolution 2021-11 Adopting and Updating the State Mutual Aid Agreement**

Attorney Bruce Leinback suggested the Council remove Resolution 2021-10 from the Consent Agenda, noting he needs to research the requirements for adopting the plan. On motion of John Jones, seconded by Gloria Cox, the Council voted unanimously to approve the consent agenda items, noting the removal of approval of Resolution 2021-10. Clerk Anderson noted that Resolution 2021-11 would be renamed to 2021-10.

ORDINANCE PUBLIC HEARING/COUNCIL ACTION:
ORDINANCE 2021-03 AN ORDINANCE REZONING PROPERTY LOCATED AT 690 E. DOGWOOD STREET, COMPRISING .135 ACRES WITHIN THE CITY LIMITS OF THE CITY OF MONTICELLO, FLORIDA, FROM B-2/BUSINESS-HIGHWAY TO B-1/BUSINESS-CENTRAL DISTRICT; AND PROVIDING FOR AN EFFECTIVE DATE Clerk Anderson read the title of the ordinance. Mayor Conley opened the public hearing. With no public or Council comment, on motion of Troy Avera, seconded by John Jones, Ordinance 2021-03 was adopted, by unanimous vote.

JOINT DOT/CITY LANDSCAPING PROJECT – PRESENTATION REGARDING PLANT SELECTION Landscape Architect David Cowles presented a powerpoint of plantings being considered for the recently-installed U.S. 90 bump-outs. The Council offered preferences and suggestions.

UPDATE ON ROAD BOND ISSUANCE AND COUNTY/CITY MUTUAL AGREEMENTS The Memorandum of Understanding is now complete, and the Interlocal Agreement will be developed. Mayor Conley noted the Council needs to establish the priority list for street paving. The amount to be received by the city from the bond proceeds should be \$521,000.

BUDGET REVIEW Council Member Jones noted the police department budget expenditures for this year do not seem correct.

Mr. Wingate suggested that the city rent a side-arm mower for one month which can be used to clean streets all over the city. On motion of Troy Avera, seconded by George Evans, the Council voted unanimously to amend the agenda to consider the equipment rental. On motion of Troy Avera, seconded by George Evans, the Council voted unanimously to approve rental of the equipment, using money available in this year's budget.

Clerk Anderson noted the budget will continue to be updated through the next month. She suggested another budget committee meeting before the budget hearings. The Council can also discuss the budget again at the August 24th meeting.

Chief Mosley also noted three or four police officers who will be able to obtain money from a state covid responder fund. The Council also discussed budgeting a payment for all city workers in this year's budget.

OLD BUSINESS

***COUNCIL MEMBER TROY AVERA IN RE: FURTHER DISCUSSION OF ISSUANCE OF REQUEST FOR QUALIFICATIONS OR REQUEST FOR PROPOSALS FOR ENGINEERING SERVICES** Council Member Avera suggests an RFP for engineering services be developed. After discussion, the Council elected to wait until the new City Manager is hired to develop and issue the proposal.

NEW BUSINESS

Clerk Anderson noted that DOT will be beginning the planning process for repaving of U.S. 19 North from the Courthouse to the state line. Greg Burke of the Capital Regional Planning Agency noted that Council input during the planning process is welcome. Council Members should send comments to the Clerk.

REPORTS FROM COMMITTEES AND DEPARTMENTS

***Police Chief Fred Mosley** encouraged everyone to lock their vehicles.

***Interim City Manager Steve Wingate** discussed needed training of employees in the water/sewer department. Crepe myrtles on U.S. 90 hit by a vehicle will be replaced. City Hall will receive some roof repairs and some interior painting. The grapple truck lease is being prepared. Mr. Wingate noted that many employees are stepping up to make sure all work is being done, even with employee shortages. He also noted that he has engaged C.W. Roberts to pave York Street under the state paving contract.

City Council John Jones asked about private company garbage collection and the problems with employees not showing up. The Council noted the need for a workshop to discuss the garbage problems – both residential and commercial.

***City Clerk Emily Anderson** noted that Howard Academy has received a National Register designation, which is a great accomplishment for Gladys Roann.

COUNCIL MEMBER REPORTS

***Council Member Gloria Cox** is working with Mr. Wingate on overgrown properties. She suggested that promotion of the covid vaccines should be made.

***Council Member Troy Avera** noted that the city water does not taste as good as it used to. He noted the rash of accidents at the Courthouse Circle. He noted there is too much signage.

***Council Member John Jones** noted an article regarding the American Rescue Plan Act monies reserved for cities.

***Mayor Julie Conley** set the trash pick-up date for September 11th from 8:00 a.m. to 10:00 a.m.

August Meetings

Mr. Hansen is going to meet via Zoom with another League consultant to review city manager applications on August 24th at 3:00 p.m. The Council will then meet at 6:00 p.m.

With no further business, the meeting was adjourned.

Respectfully submitted,

Emily Anderson
City Clerk/Treasurer

Mayor

NOTE: These proceedings were digitally recorded.

The City Council of the City of Monticello, Florida, met in regular session, without a quorum present, at Monticello City Hall on August 24, 2021 at 6:00 p.m.

The following members were present:

Julie Conley, Mayor
John Jones

The following members participated in the meeting by telephone:

Troy Avera
Gloria Cox
George Evans

Others present were:

Fred Mosley, Police Chief
Emily Anderson City Clerk
Bruce Leinback, City Attorney

Mayor Julie Conley called the meeting to order. The invocation was offered by Council Member John Jones, and the Mayor led the Pledge of Allegiance.

The Council discussed the format of the meeting, noting that no official voting can be conducted, but the Council can listen to consultant Jim Hansen's presentation, and the City Council Members will be able to ask questions directly to Mr. Hansen.

REVIEW OF CITY MANAGER APPLICATIONS AND RECOMMENDATION PRESENTATION BY JIM HANSEN, CITY CONSULTANT Mr. Hansen reported on the pool of candidates and presented a recommendation, which includes four recommended candidates and four qualified but not recommended candidates. Mr. Hansen discussed the next suggested actions to be taken by Council.

Mayor Conley announced the meeting is adjourned and that the rescheduled meeting will be conducted on August 25th at 6:00 p.m. at the Courthouse Annex.

With no further business, the meeting was adjourned.

Respectfully submitted,

Emily Anderson
City Clerk/Treasurer

Mayor

NOTE: These proceedings were digitally recorded.

The City Council of the City of Monticello, Florida, met in special session at the Jefferson County Courthouse Annex on August 25, 2021 at 6:00 p.m.

The following members were present:

Julie Conley, Mayor
Troy Avera
Gloria Cox
George Evans
John Jones

Others present were:

Fred Mosley, Police Chief
Emily Anderson City Clerk
Bruce Leinback, City Attorney

Mayor Julie Conley called the meeting to order and offered an invocation and led the Pledge of Allegiance.

Mayor Conley announced that, in light of the high covid positivity rate in the community and in the work force, the City Attorney is requesting the agenda be amended to consider an updated employee safety policy. On motion of John Jones, seconded by Troy Avera, the Council voted unanimously to amend the agenda to include discussion of a proposed safety policy.

Mr. Leinback noted the proposed changes to Section 10, and would become effective when the virus positivity rate is at five percent or more, and institutes provisions for mask requirements, social distancing and testing for employees. On motion of Troy Avera, seconded by Gloria Cox, the Council voted to adopt revised Section 10 of the Personnel Policy.

REVIEW OF CITY MANAGER APPLICATIONS / SELECTION OF CANDIDATES TO INTERVIEW After discussion of the recommendations of Consultant Jim Hansen, the Council determined to interview the top four recommended candidates by unanimous vote, on motion of Troy Avera, seconded by John Jones.

The Council also chose the interview date of October 4th, and a catered reception for candidates will be scheduled the evening of October 3rd. An alternate interview date may be needed. The Council will conduct a special meeting on October 5th at 6:30 p.m., prior to the regular Council meeting at 7:00 p.m., to evaluate the candidates.

AWARD OF CONTRACT FOR FINANCIAL SERVICES FOR FEDERAL GRANT (AMERICAN RESCUE PLAN ACT) Clerk Anderson discussed the committee scoring of the two proposals. On motion of Troy Avera, seconded by George Evans, the Council voted to award the contract to Government Services Group, Inc.

APPROVAL OF GRAPPLE TRUCK LEASE AGREEMENT AND RESOLUTION OF INTENT On motion of Troy Avera, seconded by Gloria Cox, the Council voted unanimously to approve the lease of the grapple truck.

BUDGET REVIEW

Mayor Conley noted the law enforcement budget has changed. Chief Mosley requested the addition of another officer, and reported on cost savings he anticipates. He noted that law enforcement reserves can be used to cover the remaining deficit.

APPROVAL OF USE OF CEMETERY RESERVES FOR SIDE-ARM MOWER RENTAL FOR THE MONTH OF SEPTEMBER The Council discussed the request for the side-arm mower for one more month at a rental cost of \$7,800, using funds from the cemetery reserve. After discussion, on motion of Troy Avera, seconded by George Evans, with John Jones temporarily absent and not voting, the remaining Council Members voted unanimously to approve the use of cemetery reserves for one-half of the mower rental cost.

OTHER BUSINESS

City Clerk Emily Anderson reported that the DOT planning for the U.S. 19 paving is moving forward, and cost estimates are being prepared at this time. Council Members did not offer specific requests or concerns for submission to the Department. She noted that there will be public hearings scheduled in the future.

Council Member Troy Avera reported on a grant portal developed by the Florida League of Cities.

***Mayor Julie Conley** presented an Interim City Manager executive summary. She also reminded the Council of the September 11th clean-up event. The Mayor also noted the one-year anniversary of employee Greg Seabrooks' death.

***Council Member George Evans** asked a question regarding Chase Street Park.

***Council Member John Jones** noted the flashing light at the bike trail does not work.

***Council Member Gloria Cox** noted the staff shortage at City Hall.

With no further business, the meeting was adjourned.

Respectfully submitted,

Emily Anderson
City Clerk/Treasurer

Mayor

NOTE: These proceedings were digitally recorded.

Emily Anderson

From: Bruce A. Leinback <bleinback@leinbacklaw.com>
Sent: Sunday, August 22, 2021 5:02 PM
To: 'Emily Anderson'
Cc: admin@leinbacklaw.com
Subject: RE: Attorney Contract for 21/22
Attachments: 2021-2022 City Attorney Contract for Professional Services.doc

Emily:

Attached is proposed new contract for professional services. The only substantive change is the monthly amount. That change is the result of the substantial increase in the amount of time I am spending on City business as a result of the City's growth and State-imposed mandates etc.

Sincerely,
Bruce A. Leinback
Bruce A. Leinback, P.A.
P. O. Box 689
Monticello, FL 32345
www.leinbacklaw.com
Telephone: 850.942.9700

IMPORTANT NOTICE REGARDING EMAIL COMMUNICATION: With changes in technology, the Firm is aware that email is a common method of communication; however, please keep in mind the following: (1) clients should never use computers maintained or monitored by others (e.g., work; public computers) when communicating about sensitive or attorney-client matters; (2) incoming emails may not be read immediately, because the intended recipient may be out of the office or otherwise unavailable; if your email communication is time-sensitive, please call our office to ensure we are aware of your email; and (3) the Firm uses automated filters to block viruses and unwanted emails. It is possible the Firm's network may not recognize your email address and prevent your emails from being properly delivered. Please call our office if we have not responded to your email within a reasonable time or if the matter is time-sensitive.

CONFIDENTIALITY NOTICE: Information in this email may be protected from distribution by law, confidential, or protected from disclosure by the attorney-client privilege. It is intended only for the use of the disclosed individual or entity. If you are not the intended recipient of this communication, you are hereby notified that the law may restrict or prohibit the unintended use, copying or distribution of this communication. If you have received this email in error, please email the sender immediately upon receipt for further instruction.

CONTRACT FOR PROFESSIONAL SERVICES

The CITY OF MONTICELLO, FLORIDA (“City”), and BRUCE A. LEINBACK (“Attorney”), agree as follows;

1. PURPOSE: The City agrees to retain the Attorney for the purpose of rendering legal assistance, services and counseling to the City; and the Attorney agrees to provide such legal assistance, services and counseling as may be required by the City on such terms and under such conditions as set forth in this contract.

2. TERM OF AGREEMENT: This contract shall take effect October 1, 2021, and shall terminate at the end of the 30th day of September, 2022.

3. INCLUDED SERVICES: The Attorney agrees to and shall perform legal services customarily required of him as “City Attorney”, including but not limited to attendance at council meetings, rendering opinions, consultation with council members regarding City business, preparation of ordinances, resolutions and other legal documents as required.

Additionally, the Attorney agrees to perform the following services:

- A. Attend committee meetings, if requested.
- B. Attend collective bargaining sessions, if requested.
- C. Attend meetings of the Local Planning Agency and the Historic Design Review Board, if requested.
- D. Prepare deeds, easements, contracts and, when requested by the City Council or the City’s insurance carrier, factual summaries for unemployment compensation or liability cases,
- E. Attend informal meetings of the Florida Commission on Human Relations or Equal Employment Opportunity Commission prior to institution of litigation.

The above services and travel connected therewith in Jefferson County, Florida shall be considered services within the terms of this contract. Out-of-pocket expenses, copying charges, long distance telephone charges and court costs shall be advanced by the Attorney and reimbursed by the City on a monthly basis. Mileage and travel expenses (outside Jefferson County) shall be reimbursed by the City as set forth in its travel policy.

4. **ADDITIONAL DUTIES:** Additional duties not contemplated within the monthly retainer shall include, but not limited to:

- A. Circuit or county court litigation in Jefferson County or elsewhere in Florida wherein the City is a party;
- B. Litigation in which any City agency or board, e.g., Local Planning Agency, Historic Design Review Board, etc. is named as a defendant or is compelled to become a plaintiff to enforce a contract or other right;
- C. Suits in U.S. District Court, appeals in the appellate state and federal courts, or administrative proceedings, which shall include, but not be limited to, contested hearings before the Florida Department of Community Affairs, Florida Department of Environmental Protection, Florida Commission on Human Relations and the U. S. Environmental Protection Agency.
- D. Attendance at depositions or court proceedings where City employees are subpoenaed to appear in connection with matters arising in the course and scope of their employment.

In the event the Attorney is uncertain as to whether a service is part of the "Included Services" or is "additional", he shall set forth the nature of the disputed service for the Council and the Council, at its next regular meeting, shall determine the issue in light of this contract and other relevant factors.

5. **COMPENSATION:** The Attorney shall be compensated by the City at the rate of TWO THOUSAND AND NO/100 DOLLARS, (\$2,000.00) per month commencing October 1,

2021, for the services included within the provisions of this Contract. For additional services rendered by the Attorney to the City, which are not considered "included services", the City shall pay the Attorney the sum of ONE HUNDRED FIFTY DOLLARS (\$150.00) per hour.

6. This contract may be cancelled or rescinded at any time, with or without cause, upon sixty (60) days written notice by either party.

DATED this _____ day of September, 2021.

CITY OF MONTICELLO, FLORIDA

BY: _____
JULIE CONLEY, MAYOR

Date: _____

ATTEST:

EMILY ANDERSON
City Clerk/Treasurer
Date: _____

BRUCE A. LEINBACK

Date: _____

RESOLUTION NO. 2021-11

WHEREAS the American Legion will hold its annual Veterans Day Parade on November 11, 2021, and

WHEREAS , it is necessary that the City of Monticello obtain permission from the State of Florida Department of Transportation to alter, modify and re-route traffic through and over State Road 57 and State Road 10; and

WHEREAS the said Department of Transportation has requested as a condition to issuance of said permit the resolution of this City Council assuming liability for same,

NOW, THEREFORE, BE IT RESOLVED by the City of Monticello, Florida as follows:

The City of Monticello, through the resolution herein enacted, herewith indemnifies, absolves and holds harmless the Department of Transportation, and fully assumes liability for the re-routing of traffic and changing of traffic signs, if necessary, on Monday, November 11, 2021 from 10:00 a.m. to noon for the purpose of staging the Veterans Day Parade.

This Resolution presented and passed in open session this 7th day of September, 2021.

JULIE CONLEY

Mayor

ATTEST:

EMILY ANDERSON
City Clerk/Treasurer

CITY OF MONTICELLO
APPLICATION FOR PARADE OR PROCESSION

(Revised 3/2/2010)

Must be reviewed by City Manager, City Police Chief and approved by City Council

****Application must be submitted no later than 60 days prior to parade
for parades on federal highways**

11-11-21 Veterans Day Parade
Date of Parade/Procession Parade/Procession Name
Ken Faircloth PO Box 218 Monticello 850-509-2628
Name of Requestor/Representative Address Phone
COMMANDER
Title of Requestor/Representative
AMERICAN LEGION Post 49 1065 S. Water St. 850-509-2628
Name of Organization Address Phone
11 AM 12 PM
Start Time of Parade/Procession End Time of Parade/Procession

Give a brief description of the parade/procession and explain how this event will benefit the residents and/or improve the quality of life in the City of Monticello:

Anticipated Number of Entrants:

1 - 25
 26 - 50

51 - 100
 Over 100

Route of Parade or Procession (including starting point and ending point):

ON US 19 FROM W. Cherokee TO E+W York St.

Are road closures requested for parade? Yes No

If road closure is desired, list specific road sections:

US 19 FROM W. Cherokee TO E+W York St.

A map or sketch of the parade route must be attached to the application. (City staff will provide assistance in producing the map)

FEES CHARGED

Maintenance and police charges are charged as follows:

- *For parades requiring closure of federal highways-no longer than 1 1/2 hours: \$ 400.00
- *For parades Involving Only Closure of Local Streets: \$ 100.00

- *For parades involving closure of federal highways in excess of 1 1/2 hours: To be Set by City Council

By signing this Application, the sponsoring organization agrees to:

(Please Initial)

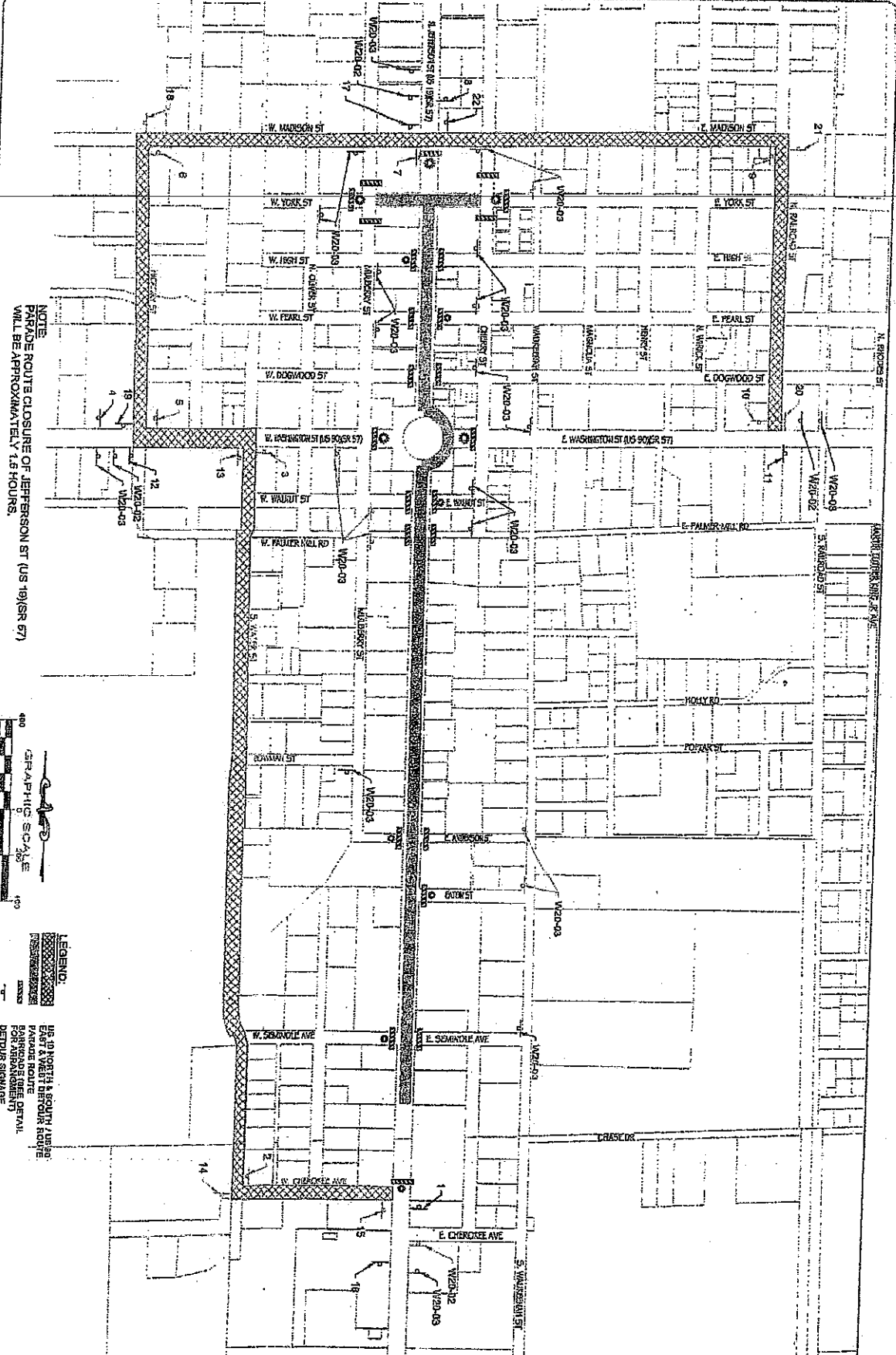
- KJF Conduct the event in an orderly manner;
- KJF To obey all laws of the City of Monticello and lawful orders of the Monticello Police Department;
- KJF Distribute copies of the accompanying City of Monticello Parade/Procession Regulations to all parade/procession entrants.

Liability Disclaimer: The City of Monticello does not provide liability insurance for the protection of participants, spectators, merchants, or others who participate in permitted parade/processional events. In consideration of being permitted to conduct such activities, the sponsoring organization, by filing a permit application, does hereby release and forever hold harmless and discharge the City of Monticello, its Officers, Officials, Employees, and agents, jointly and severally, from any and all damages arising out of any loss or injury resulting from the Veterans Day Parade on 11-11-21 (name/year of event) and for any and all losses or injury to persons attending this event.

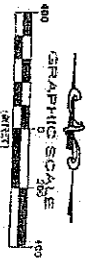
By signing this application, I certify the following:

- *I have read and understand the foregoing liability disclaimer;
- *I certify that the event will be open to all citizens, and that individuals will not be barred from participation due to race, creed, color, national origin, sex, age, or physical impairment.

Kenneth Faircloth
 Authorized Signature of Requestor/Representative
 (must be 21 years of age or older and an officially designated spokesperson for the sponsoring Organization)
Commander Post 49
 Title
8-25-21
 Date



NOTE:
 PARADE ROUTE CLOSURE OF JEFFERSON ST (US 19) (SR 67)
 WILL BE APPROXIMATELY 1.5 HOURS.



LEGEND:
 PARADE ROUTE
 DETOUR ROUTE
 OFFICER STATION

CITY OF MONTICELLO

August 30, 2021

MEMORANDUM

FROM: Emily Anderson

TO: City Council

IN RE: Ordinance 2021-04 Adding Property Rights Element
To Comprehensive Plan

With the passage of F.S. 163.3177(6)(i)1 which became effective July 1, 2021, the city is required to include a property rights element in the Comprehensive Plan.

The attached ordinance incorporates that required element in the Plan.



City Clerk/Treasurer

ORDINANCE NO. 2021- 04

AN ORDINANCE OF THE CITY OF MONTICELLO, FLORIDA AMENDING THE MONTICELLO COMPREHENSIVE PLAN TO ADD A PROPERTY RIGHTS ELEMENT; PROVIDING FOR LEGAL EFFECT; PROVIDING FOR SEVERABILITY, SCRIVNER'S ERRORS, AND AN EFFECTIVE DATE.

WHEREAS, Section 163.3167, Florida Statutes, requires the City of Monticello to maintain a comprehensive plan to guide its future development and growth; and

WHEREAS, Section 163.3177(6)(i)1., Florida Statutes, requires the City of Monticello Comprehensive Plan to include a property rights element; and

WHEREAS, the City of Monticello respects judicially acknowledged and constitutionally protected private property rights; and

WHEREAS, this ordinance will amend the comprehensive plan by adding a property rights element;

NOW, THEREFORE, it is hereby ordained by the City of Monticello, Florida:

Section 1. The City of Monticello, Florida Comprehensive Plan is amended by adding the property rights element attached as EXHIBIT A and made a part of this ordinance as if set forth in full.

Section 2. If any word, phrase, clause, section or portion of this Ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion or word shall be deemed a separate and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 3. The correction of typographical errors which do not affect the intent of this Ordinance may be authorized by the City Clerk, without need of public hearing, by filing a corrected or recodified copy of same, in the official records of the City.

Section 4. This Ordinance shall become effective as provided by law.

PASSED AND APPROVED IN OPEN SESSION ON THE _____ DAY OF
OCTOBER, 2021.

JULIE CONLEY
MAYOR

ATTEST:

APPROVED AS TO FORM:

EMILY ANDERSON
CITY CLERK/TREASURER

BRUCE A. LEINBACK
CITY ATTORNEY

Property Rights Element

Goal: The City of Monticello will make planning and development decisions with respect for property rights and with respect for people's rights to participate in decisions that affect their lives and property.

Objective 1: The City of Monticello will respect judicially acknowledged and constitutionally protected private property rights.

Policy 1.1: The City of Monticello will consider in its decision-making the right of a property owner to physically possess and control his or her interests in the property, including easements, leases, or mineral rights.

Policy 1.2: The City of Monticello will consider in its decision-making the right of a property owner to use, maintain, develop, and improve his or her property for personal use or for the use of any other person, subject to state law and local ordinances.

Policy 1.3: The City of Monticello will consider in its decision-making the right of the property owner to privacy and to exclude others from the property to protect the owner's possessions and property.

Policy 1.4: The City of Monticello will consider in its decision-making the right of the property owner to dispose of his or her property through sale or gift.

RESOLUTION NO. 2021 - 12

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
MONTICELLO AUTHORIZING THE CLERK/TREASURER OF THE CITY OF
MONTICELLO TO EXECUTE THE AMERICAN RESCUE PLAN ACT
CORONAVIRUS LOCAL FISCAL RECOVERY FUND AGREEMENT ON
BEHALF OF THE CITY COUNCIL OF THE CITY OF MONTICELLO AND TO
ACT AS THE DESIGNATED CITY CONTACT**

WHEREAS, the City of Monticello, Florida intends to execute the American Rescue Plan Act Coronavirus Local Fiscal Recovery Fund Agreement between the State of Florida, Division of Emergency Management and the City of Monticello;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Monticello, Florida that:

The City Clerk/Treasurer of the City of Monticello is designed as Authorized Representative and Contact for the City of Monticello.

Effective Date. This resolution shall become effective upon City Council adoption.

DULY ADOPTED at a public hearing this 7th day of September, 2021.

JULIE CONLEY
Mayor

ATTEST:

EMILY ANDERSON
City Clerk/Treasurer