



# City Hall

404 West Jefferson Street  
Quincy, Florida 32351

[www.myquincy.net](http://www.myquincy.net)

## **Regular City Commission Meeting**

Tuesday, January 10, 2023  
6:00 PM

**City Hall Commission Chamber**

### **City Commissioners**

Mayor Keith Dowdell – District I  
Mayor Pro Tem Anessa Canidate – District V  
Commissioner Angela G. Sapp – District II  
Commissioner Ronte R. Harris – District III  
Commissioner Frieda Bass-Prieto – District IV  
*"An All-American City in the Heart of Florida's Future"*



City Commission Meeting  
Tuesday, January 10, 2023

6: 00 PM

City Hall

Commission Chamber

## **AGENDA**

### **Call to Order**

### **Invocation**

### **Pledge of Allegiance**

### **Roll Call**

### **Approval of Agenda**

### **Proclamations**

### **Special Presentations**

### **Items for Consent by the Commission**

1. Approval of the December 20, 2022, Special Meeting Minutes
  - Janice Shackelford Clemons, City Clerk
2. Approval of the December 27, 2022, Regular Meeting Minutes
  - Janice Shackelford Clemons, City Clerk

## **COMMENTS FROM THE AUDIENCE**

## **Public Hearings and Ordinances as Scheduled or Agendaed**

3. Ordinance 1420-2022 – second reading  
Robert Nixon, City Manager

## **Public Opportunity to Speak on Commission Propositions – (Pursuant to Sec. 286.0114, Florida Statute and subject to the limitations of Sec. 286.0114(3)(a), Florida Statute)**

## **Resolutions**

## **Reports, Requests and Communications by the City Manager and Commissioners**

## **Reports by Boards and Committees**

4. Approval of the Purchase Grit Pump Volute Replacement
  - Robert Nixon, City Manager
  - Richard Ash, Utilities Director
5. Approval of Addendum to the Quincy Police Collective Bargaining Agreement
  - Robert Nixon, City Manager
  - De'Anthony Shamar, Assistant Chief, QPD

Other Items Requested to be Agendaed by Commission Member(s), the City Manager and Other City Officials

## **Comments**

- City Manager
- City Clerk
- City Attorney
- Commission Members

## **Adjournment**

Title XIX: PUBLIC BUSINESS - Chapter 286 - PUBLIC BUSINESS: MISCELLANEOUS PROVISIONS - SECTION 0105 - Notices of meetings and hearings must advise that a record is required to appeal.

286.0105 - Notices of meetings and hearings must advise that a record is required to appeal. Each board, commission, or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of the meeting or hearing is required, of such board, commission, or agency, conspicuously on such notice, the advice that, if a person decides to

appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing.

# ITEMS FOR CONSENT

**Approval of the  
December 20, 2022  
Special Meeting Minutes**

**CITY COMMISSION**  
**Tuesday, December 20, 2022**  
**5:09 P.M. (Eastern)**

**SPECIAL MEETING**  
**QUINCY, FLORIDA 32351**

**CITY COMMISSION SPECIAL MEETING MINUTES**

The City of Quincy City Commission met in a special in-person meeting on Tuesday, December 20, 2022, with **Mayor Keith Dowdell** opening the meeting up and the following Commissioners present:

Mayor Pro Tem Anessa Canidate  
Commissioner Angela G. Sapp - **by phone**  
Commissioner Ronte R. Harris  
Commissioner Freida Bass-Prieto

**City Staff and Guests:**

Robert Nixon, City Manager  
Gary Roberts, City Attorney  
Janice Shackelford Clemons, City Clerk  
Stacey Hannigon, Human Resources and Risk Management Director  
Jim Southerland Sr., WQTN-13 Administrator

The special in-person meeting was recorded and held in accordance with Florida Sunshine Law. (Note: Digital formatted documents/media are public records.)

**Called to Order**

Mayor Dowdell called the Special Commission meeting to order at 5:09 pm. Mayor Dowdell requested a roll call.

Mayor Dowdell stated that the city clerk's position is the only item on the agenda for discussion.

**Special Item of Discussion**

1. City Clerk's Position
  - Keith Dowdell, Mayor

**Summary of the Discussion by Staff and the Commission**

Mayor Dowdell stated that the city clerk's position was brought up in the last meeting.

Mayor Dowdell asked City Attorney Roberts to explain what is going on.

City Attorney Roberts stated that the city clerk is also occupying the executive assistant's position to the city manager.

City Attorney Roberts stated that the Commission needs to decide can the city clerk function as the city clerk and the executive assistant.

Commissioner Bass-Prieto questioned if the charter allows the city clerk to function in multiple capacities.

City Attorney Roberts stated that the former city clerk had multiple duties.

City Attorney Roberts stated that the issue becomes what is the best practice for the city.

Commissioner Sapp agreed that the former city clerk held multiple duties.

Commissioner Sapp stated that while performing other duties the former city clerk remained the city clerk.

Commissioner Sapp stated that her desire is for the city clerk to remain under the Commission as stated in the charter.

Commissioner Bass-Prieto stated that the former city clerk held the administrative assistant role for the Building and Planning department in addition to being the city clerk.

Commissioner Bass-Prieto noted that the financial report showed a shortage of \$59,000.

Commissioner Bass-Prieto stated that she didn't feel that the city clerk discussion called for a special meeting since a regular meeting had already been scheduled.

Commissioner Bass-Prieto stated that she likes having access to both the city clerk and the executive assistant for the city manager.

City Manager Nixon stated that having the two positions combined is a savings of approximately \$41,000.

Commissioner Bass-Prieto stated that much-needed thought should be considered regarding the City's finances.



Commissioner Bass-Prieto reiterated that her biggest concern is this topic did not warrant a special meeting.

Commissioner Bass-Prieto stated that the city clerk should be a part-time position and an RFP done.

Commissioner Bass-Prieto suggested forming a committee to select a city clerk.

Commissioner Bass-Prieto stated that the city manager was wise to combine both positions.

Commissioner Bass-Prieto stated that she prefers speaking to the same person.

Mayor Dowdell stated that the previous city clerk also performed the building and planning administrative assistant duties.

Mayor Dowdell stated that it became a problem and the Commission voted to place the city clerk under the Commission.

Mayor Dowdell stated that currently there is a conflict with the city clerk performing executive duties for the city manager.

Mayor Dowdell provided an example of a conflict by stating whose direction should the city clerk follow if the mayor instructs her and so does the city manager.

Mayor Dowdell stated that he prefers to keep the city clerk reporting to the Commission and the executive assistant under the city manager.

Mayor Dowdell stated this is not a money issue but a line of authority to whom the city clerk reports too.

Commissioner Bass-Prieto stated that the city clerk has specific duties that are outlined by the city's charter.

Commissioner Bass-Prieto stated that as an executive assistant, the city clerk's duties are specific to the city manager's needs.

Commissioner Bass-Prieto stated that both positions are intertwined.

Commissioner Bass-Prieto stated that there is a problem when the financials are showing a shortage of \$59,000.

Commissioner Bass-Prieto stated that this is a way of saving money.

Commissioner Bass-Prieto reminded the Commission that Mayor Dowdell suggested that the city clerk be reduced to a quarter-time position.

Commissioner Bass-Prieto reminded the Commission that Dr. Nash worked as the city clerk and grants writer without anything being said.

Commissioner Bass-Prieto stated that when Dr. Nash performed clerk duties, she reported to the Commission, and when she did duties as the grant's writer, she answered to the city manager.

Commissioner Bass-Prieto stated that the Commission had dealt with this before.

Commissioner Harris stated that this matter is not on the top of his agenda.

Commissioner Harris stated that if it's working and there's no issue why make it an issue?

Commissioner Harris stated that he would go along with the majority.

Commissioner Sapp stated that she would like for the city manager to explain how conflicts if any would get resolved.

City Manager Nixon stated the following.

- He was hired to ensure qualified personnel worked for the city in the right positions.
- Found the current city clerk to be efficient and knowledgeable in her duties.
- City Clerk has good relationships and interactions with the Commission and the public.
- City Clerk has great experience with fast-moving organizations.
- City Clerk's talent stood out.
- Determined that there is no conflict with the city clerk working as the executive assistant.

- Reminded the Commission that the previous city clerk has worn multiple hats.
- Stated that there have been no complaints or concerns with the city clerk holding two positions.
- Stated that the former executive assistant held multiple hats under the previous city manager.
- Stated that the city has a long history of employees wearing multiple hats.
- Stated that the city clerk's duties are very specific.
- Stated that there is no conflict between the two duties.
- Stated that the Commission has the authority over decision-making.
- Stated that the city manager has the responsibility of managing employees.
- Stated that he would accept the will of the Commission and adjust.
- Stated that the winning formula is to maintain the city clerk holding the two positions.

Mayor Pro Tem Candidate stated that she favors the city clerk being a part-time position.

Mayor Pro Tem Candidate stated that the city clerk has a lot of free time.

City Manager Nixon stated that having the city clerk work as his executive assistant has been a saving to his office.

City Manager Nixon stated that this was a selection of a qualified person capable of handling multiple responsibilities.

City Manager Nixon stated that the city clerk received a \$10,000 salary increase to hold both positions.

Commissioner Bass-Prieto suggested changing the city clerk and the executive assistant positions to half-time positions.

Commissioner Bass-Prieto reminded the Commission that Ms. Sherman worked as Human Resources Director and the Customer Service Supervisor.

Commissioner Harris stated that he could not find any fault in what is working.

Commissioner Harris stated that the city clerk clearly has a lot of downtimes and is still able to do the executive assistant work.

Mayor Dowdell noted that the city charter specifically states that the city manager, city attorney, and the city clerk report to the Commission if anything else requires a charter change.

Mayor Dowdell stated that this could end up being challenged.

Commissioner Bass-Prieto stated that if this is the case the charter has already been violated.

Commissioner Bass-Prieto requested a legal opinion from the city attorney.

City Attorney Roberts read into the record sec. 2-08 of the city's charter.

City Attorney Roberts stated that sec. 2.121 of the city's charter allows the city clerk to perform additional duties by ordinance or resolution of the city commission.

Commissioner Bass-Prieto stated that a resolution would be appropriate in this matter.

Mayor Dowdell reminded the Commission if you do this for one person then others may want the same consideration.

Commissioner Harris stated that the city charter does not specifically say that the city clerk's position should be full-time or part-time.

Commissioner Harris stated that the city charter does allow the city clerk to assume additional duties.

Commissioner Harris stated that the question is does the Commission want to allow the city clerk to assume the additional duties as an executive assistant to the city manager and remain under the Commission.

City Attorney Roberts stated that the city clerk remains the Commission employee.

Mayor Dowdell stated how will the conflict be handled.

City Attorney Roberts stated that a commissioner would only be addressing Commission issues to the city clerk.

City Attorney Roberts stated that the Commission's request takes precedence over the city manager's requests.

City Attorney Roberts stated that the commission could rescind the city clerk working as the executive assistant at any time.

City Attorney Roberts stated that the road map is there for the Commission's consideration.

Commissioner Bass-Prieto stated that the Commission unanimously voted to hire City Manager Nixon.

Commissioner Bass-Prieto stated that the Commission needs to take a step back and allow him to manage.

Commissioner Bass-Prieto stated that passed conflicts were never addressed.

Commissioner Bass-Prieto stated that she hadn't seen work products not being completed timely.

Commissioner Bass-Prieto suggested allowing the city attorney to provide the Commission with a resolution.

Commissioner Bass-Prieto stated that the city manager is the best judge of how the city operates day-to-day.

Commissioner Bass-Prieto offered a motion to direct the city attorney to draft a resolution allowing the city clerk to assume additional duties as the executive assistant to the city manager.

Commissioner Sapp seconded the motion.

<b>Commissioner</b>	<b>Vote</b>
Mayor Dowdell	No
Mayor Pro Tem Candidate	Yes
Commissioner Sapp	Yes-via phone
Commissioner Harris	No

Commissioner Bass-Prieto	Yes
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**The Motion Carried 3 to 2.**

The adjournment was motioned by Commissioner Harris and seconded by Mayor Pro Tem Candidate at 5:59 pm.

**Please Note:** The City Commission places the official copies of Commission Meeting Minutes on file with the City Clerk's Office upon approval.

Submitted by Janice Shackelford Clemons, City Clerk

**APPROVED:**

\_\_\_\_\_  
Keith A. Dowdell, Mayor, and  
Presiding Officer of the City  
Commission and the City of Quincy,  
Florida

**ATTEST:**

\_\_\_\_\_  
Janice Shackelford Clemons, City Clerk per  
Clerk of the of Quincy, Florida  
Clerk of the City Commission thereof

Approval of the  
December 27, 2022  
Regular Meeting Minutes

**CITY COMMISSION**  
**Tuesday, December 27, 2022**  
**6:07 P.M. (Eastern)**

**REGULAR MEETING**  
**QUINCY, FLORIDA 32351**

### **CITY COMMISSION REGULAR MEETING MINUTES**

The City of Quincy City Commission met in a regular in-person meeting on Tuesday, December 27, 2022, with **Mayor Keith Dowdell** opening the meeting up and the following Commissioners present:

Mayor Pro Tem Anessa Canidate  
Commissioner Angela G. Sapp  
Commissioner Ronte R. Harris  
Commissioner Freida Bass-Prieto

City Staff and Guests:

Robert Nixon, City Manager  
Gary Roberts, City Attorney  
Janice Shackelford Clemons, City Clerk  
Amanda Matthews, Finance Department  
Timothy Ashley, Police Chief  
Jim Southerland Sr., WQTN-13 Administrator

Tyrone Smith, Senior Pastor, and Founder of Life Changing Faith Church

The regular in-person meeting was recorded and held in accordance with Florida Sunshine Law. (Note: Digital formatted documents/media are public records.)

#### **Called to Order**

Mayor Dowdell called the Regular Commission meeting to order at 6:07 pm. An invocation was provided by Pastor Tyrone Smith, Senior Pastor of Life-Changing Faith Church, Quincy, FL, followed by the pledge of allegiance. Mayor Dowdell requested a roll call.

#### **Approval of Agenda**

Commissioner Harris offered a motion to approve the amended agenda as printed.

Commissioner Sapp seconded the motion.

Commissioner Bass-Prieto pointed out that the financial report was tabled at the last meeting for a January workshop.

Commissioner Bass-Prieto asked why the financial report is back on the agenda.

Mayor Dowdell stated he placed it on the agenda because he found discrepancies.



Commissioner Bass-Prieto stated that she was aware of the discrepancies and had questions at the last meeting.

Commissioner Bass-Prieto stated that the Commission agreed to table the financial report and complete the quarter in a workshop scheduled for January.

Commissioner Bass-Prieto pointed out that the finance director is not present to answer questions.

Commissioner Sapp stated that if the Commission voted to table the financial report to January, it is only fair that the item is removed and discussed in January.

Mayor Dowdell pointed out that the Commission did table the financial report to discuss in January.

Mayor Dowdell requested that agenda item 2, the financial report be pulled from the agenda.

Commissioner Bass-Prieto rescinded her motion.

Commissioner Harris offered a motion to approve the amended agenda removing item 2, the financial report from the agenda.

Commissioner Sapp seconded the motion.

<b>Commissioner</b>	<b>Vote</b>
Mayor Dowdell	Yes
Mayor Pro Tem Candidate	Yes
Commissioner Sapp	Yes
Commissioner Harris	Yes
Commissioner Bass-Prieto	Yes

**The Motion Carried 5 to 0.**

**Proclamations**

None

**Special Presentation**

None

**Items for Consent by the Commission**

1. Approval of December 13, 2022, Regular Meeting Minutes
  - Janice Shackelford-Clemons, City Clerk

**Summary of the Discussion by Staff and the Commission**

Commissioner Harris a motion to approve the items for consent.

Commissioner Bass-Prieto seconded the motion.

<b>Commissioner</b>	<b>Vote</b>
Mayor Dowdell	Yes
Mayor Pro Tem Candidate	Yes
Commissioner Sapp	Yes
Commissioner Harris	Yes
Commissioner Bass-Prieto	Yes

**The Motion Carried 5 to 0.**

**COMMENTS FROM THE AUDIENCE**

William Walker, 1250 Tyler Sanders Rd, Quincy, FL, made the following comments:

- Stated that the city clerk and city manager are doing a great job.
- Stated that the city manager has been the CRA Manager for a while and continues to do a good job. Allow him to step aside if he chooses.
- Stated that the city manager has an opportunity to make the city better.
- Stated that the city clerk is professional.
- Stated that he doesn't know the problem for attacking the city manager and clerk, but he will find out.
- Stated that the Commission should all work together to make the city better.

City Manager Nixon recognized Pastor Tyrone Smith for providing the invocation and stated that his daughter had surgery today and found a way to be here this evening.

Pastor Smith thanked the Commission for working with him during midnight manner basketball.

Pastor Smith stated that no incidents occurred during the basketball event.

Pastor Smith stated that he has been asked to do the basketball event during spring or summer break.

Pastor Smith commended the city manager for his leadership.

**Public Hearings and Ordinances as Scheduled or Agendaed**

None

**Public Opportunity to Speak on Commission Propositions - (Pursuant to Sec. 286.0114, Fla. Stat. and subject to the limitations of Sec. 286.0114(3)(a), Fla. Stat)**

None

**Resolutions**

Resolution no. 1435-2022- Adding Additional Duties to the City Clerk

- Gary Roberts, City Attorney

**Summary of the Discussion by Staff and the Commission**

Commissioner Bass-Prieto offered a motion to approve Resolution 1435-2022.

Mayor Pro Tem Canidate seconded the motion.

<b>Commissioner</b>	<b>Vote</b>
Mayor Dowdell	Yes
Mayor Pro Tem Canidate	Yes
Commissioner Sapp	Yes
Commissioner Harris	Yes
Commissioner Bass-Prieto	Yes

**The Motion Carried 5 to 0.**

**Reports, Requests, and Communications by the City Manager**

~~2. Financial Reports—October 31, 2022~~

- ~~• Robert Nixon, City Manager~~
- ~~• Marcia Carty, Finance Director~~

**Reports by Boards and Committees**

None

**Other Items Requested to Be Agendaed by Commission Member(s), the City Manager, and Other City Officials**

None

**Comments**

City Manager, Robert Nixon

- Stated that the cold weather shelter was a success.
- Stated that 12 persons came to the cold weather shelter.
- Thanked the fire department for staffing the cold weather shelter.
- Thanked the police department for being the security for the cold weather shelter.
- Thanked Roscoe Newton for the outstanding work during the cold weather shelter and for keeping it open.
- Thanked Charles Hayes for assisting in the organization of the cold weather shelter.

- Thanked Rolanda Jackson and friends for delivering food to the cold weather shelter.
- Thanked New Betel Church for donating funds towards the cold weather shelter.
- Grace Baptist Church for delivering food to the cold weather shelter and for bringing volunteers to assist in the cold weather shelter.
- Thanked the county administrator for helping during the cold weather shelter.
- Announced the City's holiday closure.
- Commended the utility department for an outstanding job during the cold weather.
- Thanked the city clerk for assisting in organizing the employee Christmas party and the cold weather shelter.

**Commission**

City Clerk, Janice Shackelford Clemons

- No comments

City Attorney, Gary Roberts

- Announced an executive session on all the various lawsuits filed by the former city manager.
- Stated that the judge ordered the cases to mediation.
- Stated that logistics are currently being worked out.
- Stated that all attorneys would be present for the executive session.
- Stated that the executive session will occur on January 10.
- Stated that mediation will occur within the next 60 days.
- No comments

Commissioner Bass-Prieto

- Thanked the utility department for assisting the senior citizen with a gas problem.
- Thanked the City Manager Nixon, Mr. Hayes, Director Stacey Hannigan, and everyone involved with the Christmas lights.
- Stated that the Christmas lights are beautiful.
- Stated how appreciative she is of how the city manager is bringing more festivities to the City of Quincy.
- Thanked the various churches for bringing forth holiday programs.
- Reminded the Commission of the financial and legislative workshops that need scheduling.
- Stated that the east side of Madison Street has one light out (antique).
- Stated that there are purple lights along Pat Thomas Parkway.
- Stated that there is a lot of trash on every street in the city.
- Stated that trash is a big problem and needs addressing.
- Reminded the Commission that the city needs to have a plan.

### Commissioner Sapp

- Stated how nice the Christmas decorations are.
- Happy to be back.
- Requested that the city manager asked the public works department to look at all speed humps ensuring that they are striped.
- Thanked the utility department for taking care of lights near First Elizabeth Church.
- Stated that she would like for the Commission to consider doing something special for people like Roscoe Newton and Grace Baptist Church for going out of their way.
- Appreciated all that was done to accommodate individuals needing the cold weather shelter.
- Asked about the status of re-paving Stewart Street.

### Commissioner Harris

- Thanked Commissioner Bass-Prieto for bringing up the light issue on Madison Street.
- Agrees that there is a lot of trash around in the city.
- Stated that there needs to be a conversation about citizens littering and when trash will be picked up.
- Stated that he attended the Christmas party, and the employee morale is high.
- Stated how pleased he is with how the city is moving.
- Wished everyone a happy new year.

### Mayor Pro Tem Candidate

- Decorations are beautiful.
- Christmas party was everything and agrees that the employee morale is high.
- Wished everyone a happy new year and looks forward to 2023.
- Welcome back commissioner Sapp.

### Mayor Dowdell

- Stated that the employee morale is high.
- Stated that everything seems to be going well.

The adjournment was motioned by Commissioner Bass-Prieto and seconded by Mayor Dowdell at 6:41 pm.

**Please Note:** The City Commission places the official copies of Commission Meeting Minutes on file with the City Clerk's Office upon approval.

Submitted by Janice Shackelford Clemons, City Clerk

**APPROVED:**

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Keith A. Dowdell, Mayor, and  
Presiding Officer of the City  
Commission and of the City of  
Quincy, Florida

**ATTEST:**

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Janice Shackelford Clemons, City Clerk per  
Clerk of the of Quincy, Florida  
Clerk of the City Commission thereof

# Ordinance No. 1140-2022

**CITY OF QUINCY  
CITY COMMISSION  
AGENDA REQUEST**

*Date of Meeting:* January 10, 2023

*Date Submitted:* January 4, 2023

*To:* Honorable Mayor and Members of the City Commission

*From:* Robert Nixon City Manager, City of Quincy

*Subject:* **PUBLIC HEARING:** Consideration of Adoption of Ordinance to adopt Property Rights element to the City of Quincy Comprehensive plan

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**Statement of Issue:** *This is a request to consider the addition Property Rights element, to the City of Quincy comprehensive Pan. The Underlined text version is in Attachment 1*

**Background:**

*House Bill 59 was signed into law to amend Chapter 163.3177 Florida Statutes addition subsection (6)(i), the requirement to reach local governments to adopt a Property Rights Element in their Comprehensive Plan.*

**Analysis:**

This agenda item is to adopt amendments previously transmitted by the board to the Florida Department of Economic Opportunity for the purpose of adding a property rights element to the comprehensive plan consistent with House Bill 59

Section 163.3177(6)(i)2, Florida Statutes ([Chapter 2021-195, Laws of Florida](#)), requires a local government to adopt and include the property rights element in its comprehensive plan for any proposed plan amendment initiated after July 1, 2021. A proposed comprehensive plan amendment is initiated on the date the amendment is first considered at a public hearing, as outlined in Section 163.3174(4), Florida Statutes, held by the local planning agency.

If the local government's local planning agency conducted a hearing on a comprehensive plan amendment on or before July 1, 2021, the local government may complete the adoption process for that comprehensive plan amendment package in accordance with the process set forth in Chapter 163, Florida Statutes. If the comprehensive plan amendment had been first considered at a local planning agency's

Agenda Ordinance amending the comprehensive plan to include Property Rights



hearing on or after July 2, 2021, then Section 163.3177(6)(i), Florida Statutes, requires the local government to also adopt the property rights element into its comprehensive plan on the date of adoption of that next proposed amendment. This is the first reading of the proposed Ordinance. Once the adoption of this Ordinance on first reading is approved staff is required to send this language to the Florida Department of Economic Opportunity for comments. After comments have been received a Second reading for adoption will be held.

**Recommendation**

**OPTIONS:**

*Option 1: Adopt Ordinance No. 1140-2022 on the Second reading Amending the comprehensive plan to include the Property Rights elements.*

*Option 2: Do not approve Ordinance No. 1140-2022 on the Second reading Amending the comprehensive plan to include the Property Rights elements.*

**Staff Recommendation:**

*Option 1*

## ORDINANCE NO. 1140-2022

ORDINANCE 1140-2022 AN ORDINANCE OF THE CITY OF QUINCY, FLORIDA AMENDING THE COMPREHENSIVE PLAN, ADDING CHAPTER ELEVEN, PROPERTY RIGHTS ELEMENT AND PROVIDING FOR REPEAL, SEVERABILITY, INCLUSION IN THE CITY OF QUINCY COMPREHENSIVE PLAN, MODIFICATIONS THAT MAY ARISE FROM CONSIDERATION AT PUBLIC HEARING, AND CORRECTION OF SCRIVENER'S ERRORS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 125, Florida Statutes, establishes the right and power of counties to provide for the health, welfare, and safety of existing and future residents of the city by enacting and enforcing regulations concerning the use of property necessary for the protection of the public; and

WHEREAS, the City Commissioners has adopted the City of Quincy Comprehensive Plan, as required pursuant to §163.3164, Florida Statutes; and

WHEREAS, The City of Quincy Planning Commission, acting as the local planning agency, reviewed this amendment and made a recommendation to the Quincy City Commission; and

WHEREAS, duly noticed public hearing was conducted on such proposed amendment on September 8TH, 2022 by the Quincy Planning Development and Review Board and on September 27, 2022 by the Quincy City Commission.

WHEREAS words with underline type shall constitute addition and strikethrough shall constitute deletions to the original text from the language existing prior to adoption of this Ordinance.

Now therefore, be it ordained by the City of Quincy, City Commissioners, that:

**SECTION I: Approval and Adoption of Amendment.** The amendment to the City of Quincy Comprehensive Plan as attached hereto as Exhibit "A" is hereby adopted and approved.

**SECTION II: Repeal** Those parts of Chapter 11 of the City of Quincy Comprehensive Plan in conflict herewith are hereby repealed and superseded to the extent of such conflict and shall have no further effect whatsoever.

**SECTION III: Severability** If any phrase or portion of this Ordinance, or the application thereof, shall be held invalid or unconstitutional by any court, administrative agency or other body with appropriate jurisdiction, the remaining section, subsection, sentences, clauses, or phrases and their application shall not be affected thereby.

**SECTION IV: Inclusion in the City of Quincy Comprehensive Plan** This Ordinance shall be codified in the City of Quincy Comprehensive Plan as set forth in Exhibit "A."

**SECTION V: Modification** It is the intent of the Board of City Commissioners that the provisions of this Ordinance, including the amendment attached hereto as Exhibit "A," may be modified as a result of considerations that may arise during public hearings. Such modifications shall be incorporated into the final version of the Ordinance adopted by the Board and filed by the Clerk.

**Section VI: Scrivener's Errors** the City Attorney may correct any scrivener's errors found in this Ordinance

Agenda Ordinance amending the comprehensive plan to include Property Rights

by filing a corrected copy of the Ordinance with the Clerk.

Section VII: Effective Date This Ordinance shall become effective as provided by law. The above and foregoing Ordinance was read and approved at a duly convened public hearing at a regular meeting of the City Commission of Gadsden County, Florida, this 10<sup>th</sup> day January, 2023.

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Keith Dowdell, Mayor  
Presiding Officer of the City Commission of  
the City of Quincy, Florida

ATTEST:

Approved as to Form:

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Janice Shackelford-Clemons  
Clerk of the City of Quincy, and  
Clerk of the City Commission thereof

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Gary Roberts  
City Attorney

## EXHIBIT A

### PROPERTY RIGHTS ELEMENT

**PURPOSE:** This element is intended to ensure that the County considers the rights of private property owners when making decisions.

**GOAL** Consider the property rights of private property owners when making decisions.

**OBJECTIVE:** The following rights shall be considered in the decision-making process including:

1. The right of a property owner to physically possess and control his or her interests in the property, including easements, leases, or mineral rights.
2. The right of a property owner to use, maintain, develop, and improve his or her property for personal use or the use of any other person, subject to state law and local ordinances.
3. The right of the property owner to privacy and to exclude others from the property to protect the owner's possessions and property.
4. The right of a property owner to dispose of his or her property through sale or gift.

These policies preserve and respect judicially acknowledged, and constitutionally protected private property rights. No additional policies shall be adopted in accompanying elements of the Comprehensive Plan which conflict with or negate these property rights.

# **NOTICE OF INTENT TO CONSIDER ENACTMENT OF ORDINANCE**

Notice is hereby given to all concerned that the City Commission of the City of Quincy, Florida, intends, at a meeting in the City Hall in Quincy, Florida, at 6:00 p.m. on the 10<sup>th</sup> day of January, A. D. 2023 to consider the enactment of the following proposed ordinance entitled

**ORDINANCE 1140-2022 AN ORDINANCE OF THE CITY OF QUINCY AMENDING THE COMPREHENSIVE PLAN, PROPERTY RIGHTS ELEMENT AND PROVIDING FOR REPEAL, SEVERABILITY, INCLUSION IN THE CITY OF QUINCY COMPREHENSIVE PLAN, MODIFICATIONS THAT MAY ARISE FROM CONSIDERATION AT PUBLIC HEARING, AND CORRECTION OF SCRIVENER'S ERRORS; AND PROVIDING FOR AN EFFECTIVE DATE.**

## **EXHIBIT A**

### **PROPERTY RIGHTS ELEMENT**

**PURPOSE:** This element is intended to ensure that the County considers the rights of private property owners when making decisions.

**GOAL:** Consider the property rights of private property owners when making decisions.

**OBJECTIVE:** The following rights shall be considered in the decision-making process including:

The right of a property owner to physically possess and control his or her interests in the property, including easements, leases, or mineral rights.

1. The right of a property owner to use, maintain, develop, and improve his or her property for personal use or the use of any other person, subject to state law and local ordinances.
2. The right of the property owner to privacy and to exclude others from the property to protect the owner's possessions and property.
4. The right of a property owner to dispose of his or her property through sale or gift.

These policies preserve and respect judicially acknowledged, and constitutionally protected private property rights. No additional policies shall be adopted in accompanying elements of the Comprehensive Plan which conflict with or negate these property rights.

# Approval of the Purchase Grit Pump Volute Replacement

**CITY OF QUINCY, FLORIDA  
REGULAR CITY COMMISSION  
AGENDA REQUEST**

**Date of Meeting:** January 10, 2023

**Date Submitted:** December 15, 2022

**To:** Honorable Mayor and Members of the City Commission

**From:** Rob Nixon, City Manager  
Richard Ash, Utilities Director

**Subject:** Approval of the Purchase Grit Pump Volute Replacement

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**Statement of Issue/Justification:** The City of Quincy Wastewater Treatment Plant is equipped with a grit removal system that removes sand and grit from the wastewater entering the facility. The grit pump pumps the grit slurry to a screen where it is placed in dumpsters for disposal. Due to the abrasive properties of the grit solution being pumped by this pump it needs periodic replacement of the pump components. It has only been replaced once in the past 18 years. The grit pump volute is now paper thin in spots. We have made minor repairs using an epoxy metal to extend the life of the unit, but the unit has deteriorated to a point where it needs to be replaced.

**Conclusion/Background/Recommendations:** In the fiscal 2023 approved budget funds were approved for the replacement of the wastewater treatment plant grit pump volute. All of the City of Quincy's wastewater treatment grit removal system is manufactured by a company named Smith & Loveless, Inc. We do not wish to replace the entire pump system, just the parts that are no longer serviceable. The grit pump and volute are not interchangeable with other pump producers. Further, Environmental Equipment Services (EES) is the sole source sales representative for Smith and Loveless, Inc. in the State of Florida. The quote we received from EES for a grit pump and impeller is \$5,754.11.

**General Recommendation:** Staff recommends the Commission approve the purchase of a Smith and Loveless, Inc. grit pump volute from Environmental Equipment Services for the price of \$5,754.11.

GL Number: 402-540-535-60644

**Options:**

Option 1: Vote to approve the purchase of a Smith and Loveless, Inc. grit pump volute from Environmental Equipment Services for the price of \$5,754.11.

Option 2. Advise staff how to move forward.

**Staff Recommendation:**

**Option 1**

**Attachment(s): Image of a pump volute & Environmental Equipment Services quote & Smith and Loveless, Inc sole source letter**





14040 Santa Fe Trail Drive • Lenexa, KS 66215  
www.smithandloveless.com

**Smith & Loveless, Inc.**

November 22, 2022

Mr. Denvil "Terry" Presnal  
Jacobs Project Manager  
Quincy Florida

Subject: **Sole Source Letter**

Mr. Presnal,

Smith & Loveless, Inc.\* is the manufacturer of a full line of wastewater pumping, headwork, screening, and treatment equipment. Smith & Loveless only sells its proprietary equipment and proprietary parts directly to end-users or through sole-source Representatives.

Smith & Loveless has a long history with even the first S&L pump station sold in 1946 still in operation. Because of this long equipment life cycle, Smith & Loveless spends large portions of its resources in not only providing spare parts but maintaining the knowledge of which parts are now used for every piece of S&L equipment. Smith & Loveless has developed proprietary parts, which can only be purchased with records of the part information kept by S&L thru a unique S&L serial number system.

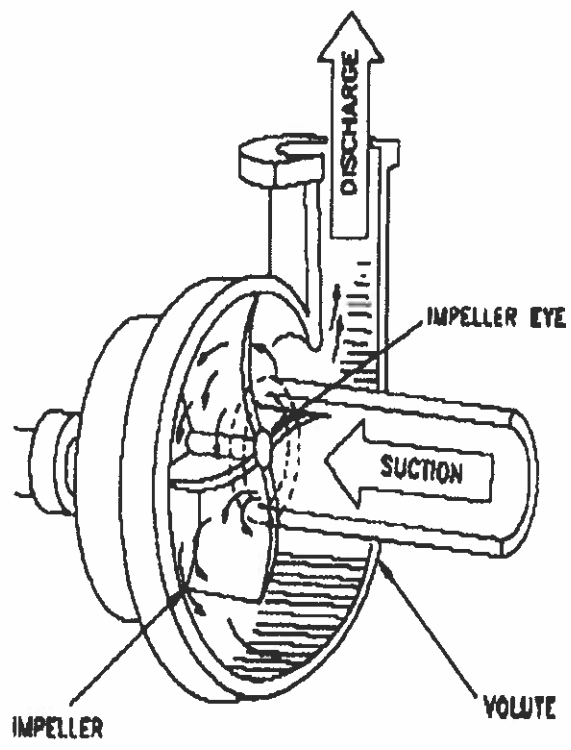
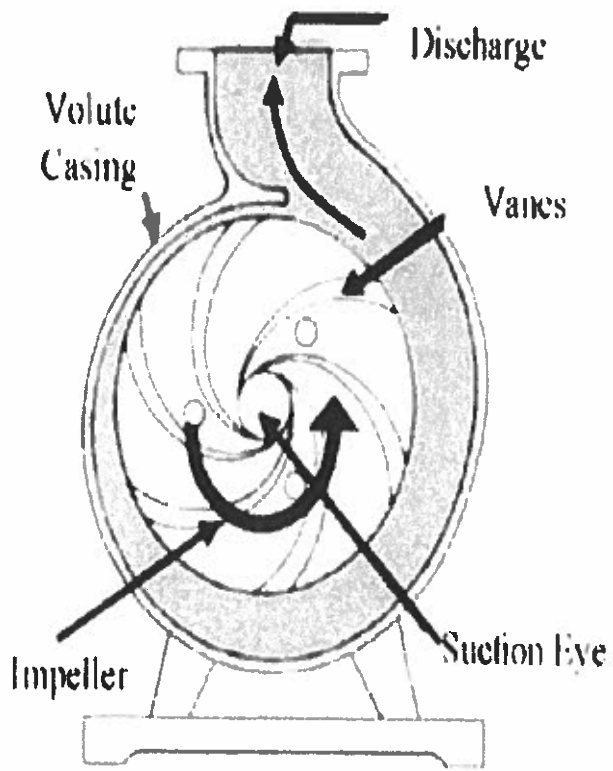
Your local Smith & Loveless Sole-Source Representative for Florida:  
*Environmental Equipment Services (EES) is the sole supplier for all original manufactured parts and equipment listed below.*

Best regards,

Jodel Wickham  
Vice President  
Aftermarket Division  
Smith & Loveless, Inc.

*Type of S&L Equipment*  
*Name of Rep*  
*Phone Number*

Headworks and Treatment Equipment  
**Environmental Equipment Services (EES)**  
863-450-3595



Volute Image



# Quotation

3616 Harden Blvd, #337 · Lakeland FL, 33803 · 863-450-3595

**DATE** 11/17/22  
**Quotation #** 111122ZM1

**To:**  
 Quincy WWTP/Jacobs Engineering  
 Terry Presnal  
 Re: Smith and Loveless Grit Pump Parts Quote

*Quotation valid until:* December 17, 2022  
*Prepared by:* Zack Mansker

**Comments or special instructions:**

*EES is the sole source representative for all Smith and Loveless equipment in the State of Florida. A sole source letter is available upon request. All PO's should be made out to EES directly*

**Please Note - If purchase is made with a credit card 3.5% of the total will be added to the purchase price**

Qty	Description	Each	Total
1	Volute (Lead Time 9-11 weeks)	\$ 5,320.00	\$ 5,320.00
1	Volute Gasket (In stock)	\$ 33.07	\$ 33.07
1	Bronze Seal Housing O-ring (In stock)	\$ 4.61	\$ 4.61
1	Nylock Impeller Bolts (In stock)	\$ 21.43	\$ 21.43
1	Freight Estimate to Jobsite	\$ 375.00	\$ 375.00
<small>Payment terms are 100% due net 30 days from shipment of equipment. Any unpaid balance 30 days past due being subject to interest at 1-1/2% per month being added to the unpaid balance. Pricing is based upon EES LLC's Conditions of Sale. Under no circumstances will EES be responsible for any liquidated damages. No other terms or conditions of sale will apply unless accepted in writing by an authorized member of the Company.</small>			<b>Total less applicable sales tax - \$ 5,754.11</b>

**Freight - Freight estimate included in Above Price**

**Lead Time - Lead Times for each part shown above**



Visit Our Website To See All The Equipment We Have To Offer  
[EES-FL.COM](http://EES-FL.COM)

**Approval of Addendum to the City of  
Quincy Police Department  
Collective Bargaining Agreement**

**CITY OF QUINCY, FLORIDA  
REGULAR CITY COMMISSION  
AGENDA REQUEST**

**Date of Meeting:** 01/10/2023

**Date Submitted:** 12/29/2022

**To:** Honorable Mayor and Members of the City Commission

**From:** Mr. Robert Nixon City Manager  
De'Anthony Shamar, Assistant Chief, Quincy Police Department

**Subject:** Addendum to the Quincy Police Collective Bargaining Agreement

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**Statement of Issue:** The Diversified Investigations Unit (DIU) Investigators have not received their 10% pay increase (salary adjustment). The Commission voted and approved the pay adjustment creating a change to the current Collective Bargaining Agreement (CBA).

**Conclusion/Recommendations:**

The Commission has already approved these funds. I am seeking your approval on the addendum to the CBA and have the members of DIU receive their 10% pay increase, dating 10/01/2022. The Collective Bargaining Unit has voted and approved these changes.

**General Recommendation:** N/A

GL Number: \_\_\_\_\_

**Options:**

Option 1: Vote and approve the addendum to the CBA.  
Option 2.

**Staff Recommendation:**

**Attachment(s):**



404 West Jefferson Street  
www.myquincy.net

Quincy, FL 32351  
850-618-1900

# ADDENDUM TO CITY OF QUINCY - PBA AGREEMENT 10/1/2021 – 09/30/24

Effective Date: October 1, 2022

**I. The Parties.** This Addendum hereby becomes part of the Collective Bargaining Agreement between The City of Quincy ("City") and The Big Bend Chapter of the Florida Police Benevolent Association, Inc. ("P.B.A.") authorized on 12 December, 2022 ("Agreement").

**II. Amendment(s).** The City and P.B.A. agree that the Agreement shall be amended as follows:

**ADDITION:**

**Article 19 (Section 8) - Allowances:** Bargaining unit employees who are assigned additional duties as Investigators will be granted a 10 % increase in pay to assume these duties. This increase will be tied directly to the performance of investigator duties, and if at any time the bargaining unit employee relinquishes these duties, the employee will forfeit the 10% increase. As well, future salary increases for bargaining unit employees assigned investigator duties will only apply to the employee's base salary, not the 10% pay increase.

All other terms and conditions of the Agreement shall remain the same.

\_\_\_\_\_  
Commissioner Keith Dowdell, Mayor

\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Robert Nixon, City Manager

12 DEC 2022  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Officer Harold Barber, Union Rep

12 Dec 2022  
\_\_\_\_\_  
Date

\_\_\_\_\_  
Richard Murphy, President (Big Bend PBA)

\_\_\_\_\_  
Date