



**ACTION TAKEN
FERNANDINA BEACH CITY COMMISSION
REGULAR MEETING
JANUARY 19, 2016**

1. CALL TO ORDER

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE / INVOCATION

Invocation by Reverend Anthony Daniel of Macedonia A.M.E. Church.

4. PRESENTATIONS

4.1 **PRESENTATION – COMMUNITY REDEVELOPMENT AREA (CRA) UPDATE –** *CRA Advisory Board Chair Arlene Filkoff provided a Monthly Progress Update.*

4.2 **PRESENTATION – PARKS AND RECREATION -** *Jay Robertson, Recreation Manager, provided a Quarterly Report detailing events and projects from October 2015 to present, as well as report on upcoming events and projects that pertain to the Parks & Recreation Department.*

4.3 **PRESENTATION – BEACH RENOURISHMENT / DREDGING UPDATE -** *Mr. Erik Olsen of Olsen Associates, Inc. provided a brief update regarding dredging and beach renourishment.*

4.4 **BUDGET SUMMARY -** *Controller Patti Clifford was available to answer questions regarding the budget summary for December 2015.*

5. PUBLIC COMMENT REGARDING ITEMS NOT ON THE AGENDA OR ITEMS ON THE CONSENT AGENDA - *The following individuals spoke to this item: Mr. Chip Ross, Mr. Frank Santry, Ms. Arlene Filkoff, Ms. Joan Bean, Ms. Julietz Gismordi, and Ms. LouAnne Harris.*

ACTION TAKEN: 5-0 Approved (City Attorney to draft a Resolution to have the City Manager represent the City for the Ocean Highway and Port Authority (OHPA) Charter Review Committee.

6. CONSENT AGENDA

6.1 **APPROVAL OF MINUTES -** *Reorganizational Meeting – December 15, 2015; Regular Meeting – December 15, 2015; and Special Meeting – December 21, 2015.*
ACTION TAKEN: 5-0 Approved

6.2 **DISPOSAL OF SURPLUS PROPERTY - RESOLUTION 2016-03.** *Synopsis: Declares certain property as surplus, and authorizes the disposal of such.*
ACTION TAKEN: 5-0 Approved

6.3 **MEMORANDUM OF UNDERSTANDING (MOU) — AMELIA ISLAND CONVENTION & VISITORS BUREAU AND THE AMELIA ISLAND FERNANDINA RESTORATION FOUNDATION - RESOLUTION 2016-04.** *Synopsis: Approves the Memorandum of Understanding with the Amelia Island Convention and Visitors Bureau and the Amelia Island Fernandina Restoration Foundation for the construction of a platform at the Train Depot. The total City financial contribution is \$25,000 in FY 2015/2016.*
ACTION TAKEN: 5-0 Approved

6.4 **FRANCHISE AGREEMENT – PNS ENTERPRISES OF YULEE – RESOLUTION 2015-128.** *Synopsis: Grants a franchise agreement for retail sale of icees, frozen treats, ice cream, dairy products and prepackaged snacks to PNS Enterprises of Yulee for a period of one (1) year.*
ACTION TAKEN: 5-0 Approved

7. RESOLUTIONS

7.1 **FACILITIES USE AGREEMENT – AMELIA ISLAND CONCOURS D'ELEGANCE – RESOLUTION 2016-05.** *Synopsis: Approves the use of Airport property for the annual Amelia Island Concours d'Elegance event to be held March 10-13, 2016, and the Facilities Use Agreement; approves the use of the municipal parking lot located in the vicinity of 3rd Street and Alachua Street on Thursday and Friday, March 10-11, 2016. Also approves the methodology for the collection and distribution of parking fees collected during the Amelia Island Concours d'Elegance.*
ACTION TAKEN: 5-0 Approved

7.2 **FACILITIES USE AGREEMENT – BONHAMS AMELIA ISLAND AUCTION – RESOLUTION 2016-06.** *Synopsis: Approves the use of Airport property for parking for the Bonhams Auction event to be held on March 8-11, 2016, along with the Facilities Use Agreement.*
ACTION TAKEN: 5-0 Approved

7.3 **NON-AERONAUTICAL RENTAL AND USE AGREEMENT – SPORTSCAR VINTAGE RACING ASSOCIATION (SVRA) – RESOLUTION 2016-07.** *Synopsis: Approves the use of Airport property for the SVRA event to be held March 17-20, 2016, and the Non-Aeronautical Rental and Use Agreement. Also approves the annual use of municipal Airport property for such and similar use each March until December 31, 2020.*
ACTION TAKEN: 5-0 Approved

7.4 **BUDGET AMENDMENT & LEASE/PURCHASE APPROVAL – TEN-8 FIRE EQUIPMENT - RESOLUTION 2016-08.** *Synopsis: Approves the five (5) year lease/purchase of a 2016 Pierce Pumper for the Fernandina Beach Fire Department and a transfer in the amount of \$42,000 to the Fire Truck Equipment account. Also revises the Five Year Capital Improvement Plan by increasing the Fire Truck line from \$400,000 to \$442,000.*
ACTION TAKEN: 5-0 Approved

7.5 **BUDGET AMENDMENT – POLICE DEPARTMENT – RESOLUTION 2016-09.** *Synopsis: Approves a total increase of \$30,800 in two Police Equipment accounts for funds needed to purchase equipment for new vehicles.*
ACTION TAKEN: 5-0 Approved

- 7.6 **PURCHASE APPROVAL - GOVCONNECTION – RESOLUTION 2016-10.** *Synopsis: Approves the purchase of one (1) Dell EqualLogic storage unit for \$22,750 through the Florida Participation Addendum to the Dell WSCA/NASPO Contract #MNWNC-108.*
ACTION TAKEN: 5-0 Approved

8. ORDINANCES – FIRST READING

- 8.1 **LAND DEVELOPMENT CODE TEXT AMENDMENT – TREE PROTECTION & LANDSCAPE REQUIREMENTS – ORDINANCE 2015-36** AMENDING THE LAND DEVELOPMENT CODE SPECIFIC TO TREE PROTECTION AND LANDSCAPE REQUIREMENTS AS CONTAINED IN CHAPTER 1, SECTION 1.07.00, CHAPTER 4, SECTION 4.05.00, AND CHAPTER 11.04.08; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves and adopts modifications to the Land Development Code pertaining to tree protection and landscape requirements.*
ACTION TAKEN: 5-0 Approved with exemption to LDC section 4.05.02(D)(5)
- 8.2 **FUTURE LAND USE MAP AMENDMENT – 112 SOUTH 3RD STREET – ORDINANCE 2016-01** CHANGING THE CITY’S FUTURE LAND USE MAP TO ASSIGN A FUTURE LAND USE MAP CATEGORY OF CENTRAL BUSINESS DISTRICT (CBD) FROM MIXED USE (MU), FOR A PARCEL TOTALING 0.22 ACRES OF LAND LOCATED AT 112 S. 3RD STREET; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Assigns a Future Land Use Map Designation of Central Business District (CBD) to .22 acres located at 112 South 3rd Street.*
ACTION TAKEN: Application withdrawn by applicant
- 8.3 **ZONING CHANGE – 112 SOUTH 3RD STREET – ORDINANCE 2016-02** CHANGING THE CITY’S ZONING MAP TO ASSIGN A ZONING MAP CATEGORY OF CENTRAL BUSINESS DISTRICT (C-3) FROM MIXED USE (MU-1), FOR A PARCEL TOTALING 0.22 ACRES OF LAND LOCATED AT 112 S. 3RD STREET; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Assigns a Zoning Category of Central Business District (C-3) to .22 acres located at 112 South 3rd Street.*
ACTION TAKEN: Application withdrawn by applicant

9. ORDINANCES – SECOND READING

- 9.1 **COMPREHENSIVE PLAN AMENDMENT - RECREATION AND OPEN SPACE ELEMENT – ORDINANCE 2015-24** STATING ITS INTENT TO AMEND ORDINANCE 2003-36 TO AMEND ACRONYMS AND DEFINITIONS AND OBJECTIVES 6.01, 6.02, 6.03, 6.04 AND 6.06 OF THE RECREATION AND OPEN SPACE ELEMENT OF THE CITY COMPREHENSIVE PLAN TO ADDRESS CHANGES RECOMMENDED AS A RESULT OF THE PARKS AND RECREATION MASTER PLANNING PROCESS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves amendments to the Comprehensive Plan pertaining to the recreation and open space element.*
ACTION TAKEN: 5-0 Approved
- 9.2 **LAND DEVELOPMENT CODE TEXT AMENDMENT – COMMUNITY REDEVELOPMENT AREA (CRA) UPDATES – ORDINANCE 2015-35** AMENDING THE LAND DEVELOPMENT CODE SPECIFIC TO PROVISIONS WHICH REGULATE DEVELOPMENT OF THE AMELIA RIVER WATERFRONT COMMUNITY REDEVELOPMENT AREA, REVISING CHAPTER 4 SECTIONS 4.01.01 AND 4.02.03(E);

AND CHAPTER 8, SECTION 8.01.02; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves and adopts modifications to the Land Development Code pertaining to the Community Redevelopment Area (CRA).*

ACTION TAKEN: 3-2 Approved (Nay – Mayor Miller and Commissioner Poynter)

10. BOARD APPOINTMENT

10.1 BOARD OF TRUSTEES OF THE GENERAL EMPLOYEES' PENSION PLAN - 2 appointments.

ACTION TAKEN: 5-0 Approved (reappoint Mr. Ron Heymann as the fifth trustee with a term expiring December 2016 and reappoint Mr. Steven Herbert as the resident trustee with a term expiring September 2017)

11. DISCUSSION – DIRECTION – ACTION ITEM

11.1 NORTHEAST FLORIDA REGIONAL COUNCIL (NEFRC) LEGISLATIVE PRIORITIES - This item is placed on the agenda at the request of Commissioner Kreger.

12. CITY MANAGER REPORTS

MARTIN LUTHER KING, JR. PARADE: City Manager Martin reported he attended the Martin Luther King, Jr. parade yesterday, and stated he was looking forward to working with the organizers to see what support the City can provide for next year.

VISIONING WORKSHOP: City Manager Martin thanked the City Commission for their comments and participation with the Visioning Workshop. He commented it has given staff good direction, and he was waiting for Mr. Teeple's comments for the City Commission's draft goals. He stated that staff will provide details on the effort related to each goal and present that to the City Commission to use as the City moves forward in the budget process.

WORKSHOPS: City Manager Martin reminded the City Commission about having Workshops and suggested monthly Workshops on the second Tuesday. He stated February 9th would be a Workshop on the organizational structure; March 8th stormwater improvements; April 12th waterfront park development; and May 10th special events. He pointed out these Workshops would be to get additional direction from the City Commission. He commented there has been some talk about a joint meeting between the City Commission and the Planning Advisory Board (PAB), and proposed meeting on February 23rd.

THANKS: City Manager Martin expressed his thanks to the Community Development Department for the partnership award from the Chamber of Commerce. He also expressed his thanks to the Police Department for removing over 60 snipe signs this past weekend.

FIRE DEPARTMENT: City Manager Martin reported he would be working with the Fire Department all day tomorrow.

RECYCLING: City Manager Martin presented a picture of the recycling center near Utility Billing overflowing with cardboard and other material even though the signs say do not dump anything on the ground if bins are full. He explained that Facilities Maintenance Manager Jeremiah Glisson has recommended closing this recycling center, because this problem happens every single Monday. He noted this site was available prior the weekly recycling program and the community recycling events. He stated staff was looking for some direction on what to do with this ongoing issue. Commissioner Kreger commented the County has a recycling center on Bailey Road, one in Yulee, and one at the old landfill in Callahan. He stated the City could look at having Advance Disposal provide larger containers. There was some discussion about

this issue and it was pointed out that residents can recycle cardboard with their containers at home. Mayor Miller suggested setting up a tour of the recycling center. City Manager Martin pointed out the community recycling day is scheduled for April 16th, and there will also be a food drive for Barnabus.

13. CITY ATTORNEY REPORTS -

TRAIN DEPOT: City Attorney Bach referred to the train depot platform and reminded the City Commission that the memorandum of understanding was approved at this meeting. She stated the plaque the Restoration Foundation would be paying for and putting up at the site would not have the names of current members of the Restoration Foundation, but would honor the founding members of the foundation from 1972. She pointed out the Restoration Foundation was the catalyst to get the historic district to become the historic district, and to form the Historic District Council.

14. CITY CLERK REPORTS

SUNSHINE LAW TRAINING: City Clerk Best reminded the City Commission of the Sunshine Law Training on January 28th.

15. MAYOR/COMMISSIONER COMMENTS

RETURNED GRANT: Commissioner Kreger explained that he is the Executive Director of Keep Nassau Beautiful, which is a part-time paid job. He stated the City gave Keep Nassau Beautiful a \$1,000 grant, but he returned that grant to the City to eliminate any potential ethics conflict.

FRONT STREET CLEANUP: Commissioner Kreger announced that there is a tentative cleanup of Front Street on March 19th, which would be part of the St. Marys River cleanup. He explained on April 16th the County also has household hazardous collection.

AIRPORT: Commissioner Kreger reported he attended the Airport Advisory Commission (AAC) meeting and the members had concerns with runway closures and notification. He stated there was also an issue with drones.

MLK BREAKFAST: Commissioner Kreger stated he attended the MLK Breakfast and the parade was wonderful.

VISIONING WORKSHOP: Commissioner Smith commented the Visioning Workshop was very helpful and it was nice to have staff there.

PERSONAL ELECTRONICS: Commissioner Smith reminded the City Commission about his comment on not using personal electronic devices during City Commission meetings. He stated it is rude and the Commission is not transparent. City Attorney Bach explained the law says you can vote on things even if they are not on an agenda, but if it might be controversial or people might be interested then you should stay away from that. She expressed her opinion that this would be an internal rule. There was some discussion about this, and Commissioner Poynter commented he thought it was ridiculous to forbid it. He stated there are times he has to be notified by his business. Commissioner Smith referred to what happened in Jacksonville with the union texting the Commissioners. *A motion was made by Commissioner Smith that we not allow the use of personal electronic devices on the Commission dais. The motion fails for lack of second.*

There was a brief discussion about being responsible during the City Commission meetings and it was noted there are times when a Commissioner may have information on their personal electronic device.

LIBRARY: Commissioner Poynter announced the library grand opening is February 4th and tickets are available at the library or on the website www.fernandinafol.org. Vice-Mayor Lentz stated it was Food for Thought on February 4th and tickets are \$100.00 with the event starting at 6:15 pm.

WOLFSON'S CHILDREN'S HOSPITAL: Vice-Mayor Lentz reported that Wolfson's Children's Hospital is hosting a Wolfson Children Challenge on Saturday, January 30th. She stated several firefighters have put together a team for her daughter called "On Fire for Maddox". She explained the event would be at the baseball grounds in Jacksonville.

WELL WISHES: Vice-Mayor Lentz wished Mr. Jack Bradley well and expressed her hope to see him back soon.

FERNANDINA BEACH YOUTH ADVISORY COMMITTEE: Vice-Mayor Lentz reported the Youth Council would be meeting tomorrow at 2:30 pm.

MLK EVENT: Mayor Miller commented the MLK events over the past couple days were really moving. He stated the parade turnout was better than usual.

PORT: Mayor Miller noted the Port DRI has come up a couple of times, especially the coal transfer from ship to shore. He noted the mill doesn't want it, and the Port has brought up it as an outdated thing from the 1990's. He explained in order to adjust the DRI there needs to be an agreement between the OHPA and the City to update the items that do not apply anymore. He briefly commented about talking to the OHPA Chair about this.

HOME RULE: Mayor Miller explained in Tallahassee home rule has reared its ugly head again on another bill. He stated the City recently passed a Resolution on fracking, and now bill 218 would basically preempt any current Ordinance or Resolution in opposition of any kind of energy exploring. He pointed out he would be going to Tallahassee next week, and this would be one of the issues he would be discussing. City Attorney Bach explained she has a colleague in Bonita Springs where fracking is going on, and she was also working with the Florida League of Cities lobbying attorneys to make sure they are aware it is another way to erode home rule power.

PADDLEBOARD: Mayor Miller referred to the paddleboard people and stated the community helped these individuals out. He explained Fort Clinch gave them a campsite and the Hampton Inn gave them a room. He commented he was glad that Fernandina Beach was a stay on their multi-state trip.

16. ADJOURNMENT - 9:38 pm