

FERNANDINA BEACH CITY COMMISSION REGULAR MEETING SEPTEMBER 20, 2016 6:00 P.M. CITY HALL COMMISSION CHAMBERS 204 ASH STREET FERNANDINA BEACH, FL 32034

- 1. CALL TO ORDER
- 2. ROLL CALL
- 3. PLEDGE OF ALLEGIANCE / INVOCATION

Invocation by American Legion Chaplain Bruce Malcolm.

- 4. PROCLAMATIONS / PRESENTATIONS
 - 4.1. PROCLAMATION "MENTAL HEALTH FIRST AID MONTH"

Recognizing September, 2016, as "Mental Health First Aid Month". Ms. Katrina Robinson and Mr. Bill Frank, community liaisons and Mental Health First Aid Instructors, along with Nassau Alcohol Crime Drug Abatement Coalition Executive Director Ms. Susan Woodford will be present to accept the Proclamation.

Documents:

Mental Health First Aid Month.pdf

4.2. PROCLAMATION - "LES DEMERLE AMELIA ISLAND JAZZ FESTIVAL WEEK"

Proclaims October 2-9, 2016, as "Les DeMerle Amelia Island Jazz Festival Week". Mr. Les DeMerle and Ms. Bonnie Eisele along with volunteer Board Members will be in attendance to accept the Proclamation.

Documents:

Jazz Festival Week.pdf

4.3. PROCLAMATION - "CONSTITUTION WEEK"

Proclaims the week of September 17–23, 2016, as "Constitution Week" in commemoration of America's most important document. Ms. Lucinda Jo Glenn, Regent of the Daughters of the Amelia Island Chapter of the Daughters of the American Revolution, will be in attendance to accept the Proclamation.

Documents:

Constitution Week.pdf

4.4. PRESENTATION - COMMUNITY REDEVELOPMENT AREA (CRA) UPDATE

CRA Advisory Board Chair Arlene Filkoff will provide a Monthly Progress Update.

Documents:

CRA Update.pdf

4.5. PRESENTATION - OCEAN RESCUE BEACH SAFETY

Fire Chief Silcox and Deputy Fire Chief Fino Murallo will present a report relating to beach safety.

Documents:

Ocean Rescue Beach Safety.pdf

4.6. BUDGET SUMMARY

Controller Patti Clifford will answer any questions regarding the budget summary for August 2016.

Documents:

Budget Summary.pdf

5. PUBLIC COMMENT REGARDING ITEMS NOT ON THE AGENDA OR ITEMS ON THE CONSENT AGENDA

6. CONSENT AGENDA

6.1. APPROVAL OF MINUTES

Special Meeting - August 16, 2016; and Regular Meeting - August 16, 2016.

Documents:

Minutes Summary.pdf August 16 Special Meeting.pdf August 16 Regular Meeting.pdf

6.2. SEWER AND REFUSE FY 2015/2016 YEAR-END PAYMENT

RESOLUTION 2016-109 AUTHORIZING PAYMENT FOR THE APPROVED SEWER AND REFUSE EXEMPTION LIST FOR FISCAL YEAR 2015/2016; AND PROVIDING AN EFFECTIVE DATE. Synopsis: Authorizes payment for nineteen accounts in the total amount of \$13.865.15.

Documents:

Resolution 2016-109.pdf

6.3. SEWER AND REFUSE EXEMPTIONS FOR FY 2016/2017

RESOLUTION 2016-110 APPROVING NINE APPLICATIONS FOR CITY SEWER AND REFUSE EXEMPTION FOR FISCAL YEAR 2016/2017; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Approves nine applications for exemption of payment for City Sewer and Refuse costs for the months of October 1, 2016 through September 30, 2017.

Documents:

Resolution 2016-110.pdf

6.4. AWARD OF BID #16-08 - FIRST COAST PAINT & BODY

RESOLUTION 2016-111 AUTHORIZING THE AWARD OF BID #16-08 FOR PAINT, BODY REPAIR, AND TOWING TO FIRST COAST PAINT & BODY FOR FISCAL YEAR 2016/2017; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Approves the award of Bid #16-08 to First Coast Paint & Body.

Documents:

Resolution 2016-111.pdf

6.5. AWARD OF BID #16-09 - GATE FUEL SERVICE, INC.

RESOLUTION 2016-112 AUTHORIZING THE AWARD OF BID #16-09 FOR FUEL SUPPLY TO GATE FUEL SERVICE; APPROVING AMENDMENTS TO THE BUDGET FOR FISCAL YEAR 2016/2017; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Approves the award of Bid #16-09 to Gate Fuel Service, Inc.

Documents:

Resolution 2016-112.pdf

6.6. AGREEMENT AMENDMENT - FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT)

RESOLUTION 2016-113 APPROVING THE AMENDMENT TO THE TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT); AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Approves the Amendment to the Traffic Signal Maintenance and Compensation Agreement between the City of Fernandina Beach and FDOT.

Documents:

Resolution 2016-113.pdf

6.7. LOBBYING SERVICES AGREEMENT – JACOBS SCHOLZ & ASSOCIATES, LLC RESOLUTION 2016-114 APPROVING A LOBBYING SERVICES AGREEMENT BETWEEN THE CITY AND JACOBS SCHOLZ & ASSOCIATES, LLC FOR STATE AND FEDERAL LOBBYING SERVICES FOR FY 2016/2017; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Approves the lobbying services agreement with Jacobs Scholz & Associates, LLC for FY 2016/2017.

Documents:

Resolution 2016-114.pdf

7. RESOLUTIONS

7.1. PROPOSAL APPROVAL - TB LANDMARK CONSTRUCTION, INC.

RESOLUTION 2016-115 APPROVING A PROPOSAL FROM TB LANDMARK CONSTRUCTION, INC. IN AN AMOUNT NOT TO EXCEED \$281,150 FOR THE INSTALLATION OF A STORMWATER FORCE MAIN BY WAY OF A "PIGGYBACK AGREEMENT" TO THE BID AWARDED CONTRACT BETWEEN CLAY COUNTY UTILITY AUTHORITY AND TB LANDMARK CONSTRUCTION INC.; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Approves the proposal from TB Landmark Construction to perform the installation of a stormwater force main in an amount not to exceed \$281,150 as a "piggyback" agreement to Clay County Utility Authority.

Documents:

Resolution 2016-115.pdf

7.2. APPROVAL OF OUTSIDE LEGAL COUNSEL

RESOLUTION 2016-116 AUTHORIZING THE CITY ATTORNEY TO ENGAGE

QUALIFIED OUTSIDE LEGAL COUNSEL IN AN AMOUNT NOT TO EXCEED \$50,000 IN FISCAL YEAR 2016/2017 FOR CONFLICTS, CODE BOARD AND GENERAL ADVICE ON COMPLEX LEGAL MATTERS; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Authorizes the City Attorney to engage outside legal counsel in an amount not to exceed \$50,000 in FY 2016/2017.

Documents:

Resolution 2016-116.pdf

7.3. BUDGET AMENDMENTS - PENSION FUNDS

RESOLUTION 2016-117 APPROVING AMENDMENTS TO THE BUDGET FOR FISCAL YEAR 2015/2016; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Approves the transfer of funds within both the General Employees' Pension Fund and the Police/Fire Pension Fund.

Documents:

Resolution 2016-117.pdf

7.4. INSURANCE RENEWAL - PREFERRED GOVERNMENTAL INSURANCE TRUST (PGIT)

RESOLUTION 2016-118 APPROVING TWELVE MONTH RENEWALS FOR VARIOUS INSURANCE POLICIES COVERING CITY PROPERTY, GENERAL LIABILITY, WORKERS' COMPENSATION, LAW ENFORCEMENT LIABILITY, PUBLIC OFFICIALS' LIABILITY, AND AUTOMOBILE LIABILITY AND PHYSICAL DAMAGE; APPROVING OTHER INSURANCE POLICIES COVERING MARINA, FLOOD, AIRPORT, AD&D, YOUTH ACCIDENT, ENVIRONMENTAL AND LIQUOR LIABILITY; PROVIDING FOR EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Accepts the one year renewal offer by PGIT for insurance coverage including but not limited to, City property (buildings and contents), general liability, workers' compensation, law enforcement liability, public officials' liability, automobile liability, and property damage.

Documents:

Resolution 2016-118.pdf

7.5. CAPITAL IMPROVEMENT REFUNDING AND REVENUE NOTE, SERIES 2016A

RESOLUTION 2016-119 AUTHORIZING THE ISSUANCE OF A CAPITAL IMPROVEMENT REFUNDING AND REVENUE NOTE, SERIES 2016A OF THE CITY IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$3,400,000 TO FINANCE CERTAIN CAPITAL IMPROVEMENTS, AS DESCRIBED HEREIN, TO CURRENTLY REFUND ALL OF THE CITY'S OUTSTANDING CAPITAL IMPROVEMENT REVENUE NOTE, SERIES 2011, TO CURRENTLY REFUND A PORTION OF THE CITY'S OUTSTANDING CAPITAL IMPROVEMENT REFUNDING REVENUE NOTE, SERIES 2010, AND TO PAY ASSOCIATED TRANSACTIONAL COSTS; PROVIDING THAT THE NOTE SHALL BE A LIMITED OBLIGATION OF THE CITY PAYABLE FROM NON-AD VALOREM REVENUES BUDGETED AND APPROPRIATED IN AN AMOUNT SUFFICIENT TO PAY THE MINIMUM DEBT SERVICE REQUIREMENT, AS PROVIDED HEREIN: PROVIDING FOR THE RIGHTS, SECURITIES, AND REMEDIES FOR THE OWNERS OF THE NOTE; MAKING CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; DESIGNATING THE NOTE A "QUALIFIED TAX-EXEMPT OBLIGATION" FOR PURPOSES OF SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE; AND PROVIDING AN EFFECTIVE DATE. Synopsis: Approves the execution of various documents pertaining to the Capital Improvement Refunding and Revenue Note.

Documents:

7.6. MARINA REFUNDING AND REVENUE NOTE, SERIES 2016B

RESOLUTION 2016-120 AUTHORIZING THE ISSUANCE OF A MARINA REFUNDING AND REVENUE NOTE, SERIES 2016B OF THE CITY IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$3,600,000 TO FINANCE CERTAIN MARINA IMPROVEMENTS AS DESCRIBED HEREIN, TO CURRENTLY REFUND ALL OF THE CITY'S OUTSTANDING MARINA REVENUE NOTES, SERIES 2009, TO CURRENTLY REFUND A PORTION OF THE CITY'S OUTSTANDING CAPITAL IMPROVEMENT REFUNDING REVENUE NOTE, SERIES 2010, AND TO PAY ASSOCIATED TRANSACTIONAL COSTS; PROVIDING THAT THE NOTE SHALL BE A LIMITED OBLIGATION OF THE CITY PAYABLE FROM NET REVENUES OF THE MARINA. TAX INCREMENT REVENUES FROM THE WATERFRONT COMMUNITY REDEVELOPMENT AREA, AND, IF NECESSARY, NON-AD VALOREM REVENUES BUDGETED AND APPROPRIATED IN AN AMOUNT SUFFICIENT TO PAY THE MINIMUM DEBT SERVICE REQUIREMENT, ALL AS PROVIDED HEREIN; PROVIDING FOR THE RIGHTS, SECURITIES, AND REMEDIES FOR THE OWNERS OF THE NOTE; MAKING CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH: DESIGNATING THE NOTE A "QUALIFIED TAX-EXEMPT OBLIGATION" FOR PURPOSES OF SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE; AND PROVIDING AN EFFECTIVE DATE. Synopsis: Approves the execution of various documents pertaining to the Marina Refunding and Revenue Note.

Documents:

Resolution 2016-120.pdf

8. ORDINANCE - FIRST READING

8.1. LAND DEVELOPMENT CODE AMENDMENT - PLANNING ADVISORY BOARD MEMBERSHIP

ORDINANCE 2016-34 AMENDING THE LAND DEVELOPMENT CODE CHAPTER 9 SECTION 9.02.02 PLANNING ADVISORY BOARD MEMBERSHIP AND TERMS OF OFFICE; REPEALING SECTIONS IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Amends the Land Development Code specific to the Planning Advisory Board membership.

Documents:

Ordinance 2016-34.pdf

9. ORDINANCES - SECOND READING

9.1. UTILITIES FEE SCHEDULE

ORDINANCE 2016-17 REQUESTING A 3% INCREASE TO WATER AND SEWER RATES FOR THE OPERATION OF THE CITY'S WATER AND SEWER SYSTEM; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Approves a 3% increase to water and wastewater rates from the 2015 rates.

Documents:

Ordinance 2016-17.pdf

9.2. MASTER FEE SCHEDULE

ORDINANCE 2016-23 ESTABLISHING AND AMENDING FEES FOR THE CITY CLERK'S OFFICE, GOLF COURSE, MARINA, AIRPORT, COMMUNITY DEVELOPMENT, PARKS AND RECREATION, CEMETERY, FIRE DEPARTMENT,

SANITATION, POLICE DEPARTMENT, AND IMPACT FEES, EXCLUDING WATER AND SEWER IMPACT FEES FOR FY 2016/2017; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Approves the amended Master Fee Schedule consisting of the City Clerk's Office, Fernandina Beach Golf Club, Marina, Airport, Community Development, Cemetery, Fire Department, Sanitation, Police, and Impact Fees, excluding Water and Sewer Impact Fees for Fiscal Year 2016/2017.

Documents:

Ordinance 2016-23.pdf

9.3. VOLUNTARY ANNEXATION - 3017 AND 3021 AMELIA ROAD

ORDINANCE 2016-24 ANNEXING 7.91 ACRES OF LAND LOCATED AT 3017 AND 3021 AMELIA ROAD; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Annexes property totaling 7.91 acres of land located at 3017 and 3021 Amelia Road.

Documents:

Ordinance 2016-24.pdf

9.4. FUTURE LAND USE MAP AMENDMENT - 3017 AND 3021 AMELIA ROAD

ORDINANCE 2016-25 CHANGING THE CITY'S FUTURE LAND USE MAP TO MEDIUM DENSITY RESIDENTIAL (MDR) FOR PROPERTY LOCATED AT 3017 AND 3021 AMELIA ROAD, TOTALING APPROXIMATELY 7.91 ACRES OF LAND; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Assigns a Future Land Use Map designation of Medium Density Residential (MDR) to 7.91 acres of land located at 3017 and 3021 Amelia Road.

Documents:

Ordinance 2016-25.pdf

9.5. ZONING MAP AMENDMENT - 3017 AND 3021 AMELIA ROAD

ORDINANCE 2016-26 CHANGING THE CITY'S ZONING MAP TO RESIDENTIAL LOW MEDIUM (RLM) FOR PROPERTY LOCATED AT 3017 AND 3021 AMELIA ROAD, TOTALING APPROXIMATELY 7.91 ACRES OF LAND; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Assigns a Zoning Category of Residential Low Medium (RLM) to 7.91 acres of land located at 3017 and 3021 Amelia Road.

Documents:

Ordinance 2016-26.pdf

9.6. FUTURE LAND USE MAP AMENDMENT - JOHN ROBAS STREET AND FIRST AVENUE

ORDINANCE 2016-27 CHANGING THE CITY'S FUTURE LAND USE MAP FROM GENERAL COMMERCIAL (GC) TO HIGH DENSITY RESIDENTIAL (HDR) FOR PROPERTY LOCATED AT THE CORNER OF FIRST AVENUE AND JOHN ROBAS STREET, TOTALING APPROXIMATELY 0.38 ACRES OF LAND; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Assigns a Future Land Use Map designation of High Density Residential (HDR) for property located at the corner of First Avenue and John Robas Street totaling approximately 0.38 acres of land.

Documents:

9.7. ZONING MAP AMENDMENT - JOHN ROBAS STREET AND FIRST AVENUE

ORDINANCE 2016-28 CHANGING THE CITY'S ZONING MAP FROM COMMUNITY COMMERCIAL (C-1) TO HIGH DENSITY RESIDENTIAL (R-3) FOR PROPERTY LOCATED AT THE CORNER OF FIRST AVENUE AND JOHN ROBAS STREET, TOTALING APPROXIMATELY 0.38 ACRES OF LAND; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Assigns a Zoning Category of High Density Residential (R-3) for property located at the corner of First Avenue and John Robas Street totaling approximately 0.38 acres of land.

Documents:

Ordinance 2016-28.pdf

9.8. FUTURE LAND USE MAP AMENDMENT - 1940 S. FLETCHER AVENUE

ORDINANCE 2016-29 CHANGING THE CITY'S FUTURE LAND USE MAP FROM GENERAL COMMERCIAL (GC) TO HIGH DENSITY RESIDENTIAL (HDR) FOR PROPERTY LOCATED AT 1940 S. FLETCHER AVENUE, TOTALING APPROXIMATELY 0.41 ACRES OF LAND; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Assigns a Future Land Use Map designation of High Density Residential (HDR) for property located at 1940 S. Fletcher Avenue, totaling approximately 0.41 acres of land.

Documents:

Ordinance 2016-29.pdf

9.9. ZONING MAP AMENDMENT - 1940 S. FLETCHER AVENUE

ORDINANCE 2016-30 CHANGING THE CITY'S ZONING MAP FROM COMMUNITY COMMERCIAL (C-1) TO HIGH DENSITY RESIDENTIAL (R-3) FOR PROPERTY LOCATED AT 1940 S. FLETCHER AVENUE, TOTALING APPROXIMATELY 0.41 ACRES OF LAND; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. Synopsis: Assigns a Zoning Category of High Density Residential (R-3) for property located at 1940 S. Fletcher Avenue, totaling approximately 0.41 acres of land.

Documents:

Ordinance 2016-30.pdf

10. BOARD APPOINTMENTS

10.1. ARTS AND CULTURE NASSAU - 1 APPOINTMENT

Documents:

Arts and Culture Nassau.pdf

10.2. AIRPORT ADVISORY COMMISSION - 1 APPOINTMENT

Documents:

Airport Advisory Commission.pdf

10.3. BOARD OF TRUSTEES OF THE GENERAL EMPLOYEES' PENSION PLAN – 1 APPOINTMENT

Documents:

Board of Trustees General Employees Pension Plan.pdf

11. DISCUSSION - DIRECTION - ACTION ITEM

11.1. BALLOON BAN RESOLUTION

This item is placed on the agenda at the request of Commissioner Kreger.

Documents:

Discussion Balloon Ban Resolution.pdf

- 12. CITY MANAGER REPORTS
- 13. CITY ATTORNEY REPORTS
- 14. CITY CLERK REPORTS
- 15. MAYOR/COMMISSIONER COMMENTS
- 16. ADJOURNMENT
- A THREE (3) MINUTE TIME LIMIT MAY BE IMPOSED FOR ALL SPEAKERS (EXCEPT IN A QUASI-JUDICIAL HEARING). A "REQUEST TO SPEAK" FORM IS AVAILABLE ON THE COUNTER AT THE ENTRANCE TO THE COMMISSION CHAMBERS. THE FORM SHOULD BE GIVEN TO THE CITY CLERK UPON COMPLETION.
- IN ACCORDANCE WITH STATE LAW, ITEMS NOT ON THE AGENDA MAY BE BROUGHT UP FOR DISCUSSION BUT NO ACTION MAY BE TAKEN BY THE CITY COMMISSION. IF APPROPRIATE THE ITEM MAY BE SCHEDULED ON A FUTURE AGENDA.
- THE MAYOR WILL DETERMINE THE ORDER OF THE SPEAKERS AND MAY IMPOSE MORE RESTRICTIVE TIME LIMITS.
- ONE PERSON WILL SPEAK AT A TIME AND ADDRESS COMMENTS TO THE MAYOR, NOT INDIVIDUAL CITY COMMISSION MEMBERS.
- THE CITY COMMISSION MAY ASK QUESTIONS OF SPEAKERS WHO WILL HAVE ONE MINUTE TO RESPOND. ADDITIONAL TIME MAY BE GRANTED AT THE DISCRETION OF THE MAYOR OR BY A MOTION BY THE CITY COMMISSION.
- SPEAKERS MAY FILE COPIES OF THEIR REMARKS WITH THE CITY CLERK WHO WILL MAKE THEM AVAILABLE TO THE COMMISSION.
- FERNANDINA BEACH CITIZENS WILL SPEAK BEFORE NONRESIDENTS AND SPEAKERS WILL LIMIT REMARKS TO THE SPECIFIC SUBJECT MATTER.
- DISCUSSION DIRECTION ACTION ITEMS MAY BE ACTED UPON BY THE CITY COMMISSION BY EITHER MOTION AND VOTE IN ACCORDANCE WITH ROBERTS RULES OF ORDER, OR BY A CONSENSUS OF THE CITY COMMISSION.
- PURSUANT TO RESOLUTION 95-32, IF AN ITEM IS NOT ON THE AGENDA IT REQUIRES A FOUR-FIFTHS VOTE OF THE CITY COMMISSION DECLARING THE ITEM AN EMERGENCY BEFORE ACTION CAN BE TAKEN.
- QUASI-JUDICIAL DENOTES THAT THE ITEM MUST BE CONDUCTED AS A QUASI-JUDICIAL HEARING IN ACCORDANCE WITH CITY COMMISSION ESTABLISHED PROCEDURE AND FLORIDA STATUTES. ANY PERSON WISHING TO APPEAL ANY QUASI-JUDICIAL DECISION MADE BY THE COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDINGS, AND, FOR SUCH PURPOSES, 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 MADE.

Persons with disabilities requiring accommodations in order to participate should contact the City Clerk at (904) 310-3115 or TTY/TDD 711 (for the hearing or speech impaired).