AGENDA
FERNANDINA BEACH CITY COMMISSION
REGULAR MEETING
APRIL 3, 2018
6:00 PM
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 Reverend Zac Terry of First Baptist Church.

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

5. PROCLAMATION/PRESENTATION

5.1 **PROCLAMATION - "KATIE CAPLES RIDE AND WALK FOR LIFE DAY" -** *Proclaims Saturday, April 21, 2018, as "Katie Ride and Walk For Life Day." Mr. David Caples will be present to accept the Proclamation.*

5.2 **PRESENTATION - LEGISLATIVE PRIORITIES FUNDING -** *FL Senator Aaron Bean and State Representative Cord Byrd will present a check to the City in the amount of $450,000 for funding Legislative Priorities.*

6. CONSENT AGENDA

6.1 **BLANKET PURCHASE ORDER APPROVAL – MOTOR GRADER -** ***CORRECTED*** RESOLUTION 2017-202 APPROVING A BLANKET PURCHASE ORDER IN AN AMOUNT NOT TO EXCEED $75,000 FOR THE PURCHASE OF A USED MOTOR GRADER; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the issuance of a blanket purchase order with a "not-to-exceed $75,000" clause for the purchase of a used Motor Grader.*

6.2 **INSTALLATION APPROVAL - 8 FLAGS PLAYSCAPES** - RESOLUTION 2018-44 APPROVING THE INSTALLATION OF PERMANENT PUBLIC ART AT EGANS CREEK PARK; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the permanent art work installation by 8 Flags Playscapes at Egans Creek Park.*

6.3 **PROPOSAL APPROVAL – ADVANCED DISPOSAL SERVICES** - RESOLUTION 2018-45 APPROVING THE PROPOSAL FROM ADVANCED DISPOSAL SERVICES TO PROVIDE SOLID WASTE REMOVAL AND CLEAN-UP SERVICES FOR THE 2018 SHRIMP FESTIVAL; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the proposal in the amount of $36,803 from Advanced Disposal Services to provide solid waste removal and clean-up services for the 2018 Shrimp Festival.*

7. RESOLUTIONS

7.1 **NAMING OF REVEREND DR. MARTIN LUTHER KING JR. RECREATION CENTER AUDITORIUM** - RESOLUTION 2018-46 RECOGNIZING MS. PATRICIA A. THOMPSON'S CIVIC SERVICE BY NAMING THE AUDITORIUM AT THE REVEREND DR. MARTIN LUTHER KING JR. RECREATION CENTER, THE "PATRICIA A. THOMPSON AUDITORIUM"; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Names the auditorium at the Reverend Dr. Martin Luther King Jr. Recreation Center at 1200 Elm Street, the "Patricia A. Thompson Auditorium."*

7.2 **BUDGET AMENDMENT - STORMWATER -** RESOLUTION 2018-47 APPROVING AN AMENDMENT TO THE STORMWATER FUND BUDGET FOR FISCAL YEAR 2017/2018; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves a transfer of $10,000 from the Stormwater Reserve account to the Stormwater Operating Supplies account.*

7.3 **SETTLEMENT AGREEMENT - JONATHAN GLENN ANDREE -** RESOLUTION 2018-48 APPROVES AN AGREEMENT OF SETTLEMENT IN THE CASE OF JONATHAN GLENN ANDREE V. CITY OF FERNANDINA BEACH; AUTHORIZING EXECUTION; AND PROVIDING AN EFFECTIVE DATE. *Synopsis: Authorizes the settlement agreement between the City of Fernandina Beach and Jonathan Andree.*

7.4 **INTERLOCAL AGREEMENT - NASSAU COUNTY BOARD OF COUNTY COMMISSIONERS**- RESOLUTION 2018-49 APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE NASSAU COUNTY PROPERTY BOARD OF COUNTY COMMISSIONERS AND THE CITY OF FERNANDINA BEACH FOR MAINTENANCE RESPONSIBILITIES FOR THE SIMMONS ROAD (RIVER TO SEA) MULTI-USE TRAIL; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the Interlocal Agreement between the Nassau County Board of County Commissioners and the City of Fernandina Beach for maintaining the Simmons Road multi-use trail.*

7.5 **EASEMENT AGREEMENT - FLORIDA PUBLIC UTILITIES (FPU) -** RESOLUTION 2018-50 APPROVING AN EASEMENT AGREEMENT FOR A FLORIDA PUBLIC UTILITIES (FPU) POWER LINE; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Grants FPU an easement on Airport property to construct and maintain a power line to service the new Airport Terminal facility.*

7.6 **CITY COMMISSION FISCAL YEAR 2018/2019 GOALS** - RESOLUTION 2018-30 ADOPTING THE CITY COMMISSION'S FISCAL YEAR 2018/2019 GOALS; PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Adopts the City Commission Goals (and related measurements), Opportunities, and Considerations.*

7.4 **SOLE SOURCE VENDOR APPROVAL FOR EMERGENCY REPAIRS - COLE BUILDERS** - RESOLUTION 2018-51 APPROVING COLE BUILDERS AS A SOLE SOURCE VENDOR TO PERFORM EMERGENCY REPAIRS TO THE CITY GOLF COURSE CLUBHOUSE DINING ROOM IN THE AMOUNT OF $33,810; APPROVING A BUDGET AMENDMENT; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves Cole Builders as a sole source vendor for the emergency repairs at the City Golf Course Clubhouse in an amount not to exceed $33,810. Also approves a budget transfer from the Golf Course Reserve account to the Golf Repairs/Maintenance Building account.*

8. ORDINANCES - THIRD READING

8.1 **LAND DEVELOPMENT CODE (LDC) AMENDMENT - VARIANCES -** ORDINANCE 2018-01 AMENDING LAND DEVELOPMENT CODE (LDC) SECTION 10.02.01 TO PROVIDE THE CITY COMMISSION WITH REVIEW AUTHORITY OF CERTAIN VARIANCE REQUESTS; PROHIBITING THE GRANTING A VARIANCE FOR FILLING WETLANDS; PROHIBITING THE GRANTING OF A VARIANCE TO EXCEED 35-FOOT BUILDING HEIGHT LIMIT FOR PROPERTIES WITHIN 800 FEET OF THE MEAN HIGH WATER MARK OF THE ATLANTIC OCEAN; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Transfers decision-making authority from the Board of Adjustment to the City Commission for variance consideration of applications which request the combining of lots within the established Job Opportunity Areas, limits the granting of a variance to fill wetlands or to exceed a thirty-five foot building height for properties located 800 feet from the Atlantic Ocean. (Reference PAB Case 2018-02).*

8.2 **CODE AMENDMENT - OVERNIGHT PARKING -** ORDINANCE 2018-03 AMENDING ORDINANCE 2011-15 AND AMENDING THE CITY CODE OF ORDINANCES CHAPTER 78, ARTICLE III, STOPPING, STANDING AND PARKING, DIVISION I GENERALLY, BY AMENDING SECTION 78-84 TO ALLOW OVERNIGHT PARKING OF RECREATIONAL VEHICLES, AND TRAILERS WHEN APPROVED BY THE EVENTS COMMITTEE AND WITH A SPECIAL EVENTS PERMIT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Amends Chapter 78 of the City Code pertaining to overnight parking.*

9. BOARD APPOINTMENT

9.1 **BOARD OF ADJUSTMENT -** *1 appointment.*

10. CITY COMMISSION DISCUSSION (NO ACTION)

10.1 **RAILROAD AND FRONT STREET DEVELOPMENT -** *This item is placed on the agenda at the request of Commissioner Ross.*

10.2 **HISTORIC STANDARD MARINE BUILDING DEMOLITION BY NEGLECT -** *This item is placed on the agenda at the request of Commissioner Ross.*

10.3 **STATUS OF MARINA ATTENUATOR PERMIT AND RELOCATING THE CHANNEL** - *This item is placed on the agenda at the request of Commissioner Ross.*

10.4 **DISCUSSION ITEM LIMIT -** *This item is placed on the agenda at the request of Commissioner Smith.*

11. CITY MANAGER REPORTS

12. CITY ATTORNEY REPORTS

13. CITY CLERK REPORTS

14. MAYOR/COMMISSIONER COMMENTS

15. 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.

- 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 - ACTIONS ITEMS MAY BE ACTED UPON BY THE CITY COMMISSION BY EITHER A 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).