



AGENDA
FERNANDINA BEACH CITY COMMISSION
REGULAR MEETING
NOVEMBER 21, 2017
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 James Tippins, Baptist Medical Center Nassau Senior Chaplain.

4. PROCLAMATIONS / PRESENTATIONS

4.1 **PROCLAMATION - MS. COLEEN BAKER** - *Recognizes Airport Advisory Commission Member Ms. Coleen Baker for her commendable service to the City of Fernandina Beach. Ms. Baker will be in attendance to accept the Proclamation. This item is placed on the agenda at the request of Vice Mayor Kreger.*

4.2 **PROCLAMATION - THE JOURNEY CHURCH** - *Recognizes The Journey Church for their commendable and outstanding community service before, during, and after Hurricane Irma. Members of The Journey Church will be in attendance to accept the Proclamation. This item is placed on the agenda at the request of Commissioner Miller.*

4.3 **PROCLAMATION - OPIOID CRISIS** - *Acknowledges the damage caused by the opioid crisis and in support of efforts by emergency services and nonprofit organizations to treat the disease. Representatives of Nassau Alcohol Crime Drug Abatement Coalition (NACDAC) will be in attendance to accept the Proclamation.*

4.4 **PRESENTATION - UNITED STATES ARMY CORPS OF ENGINEERS (USACOE) / OLSEN ASSOCIATES, INC.** - *Mr. Beau Corbett of USACOE and Mr. Erik Olsen of Olsen Associates, Inc. will provide a brief presentation/overview of the beach renourishment project.*

4.5 **FERNANDINA BEACH MAIN STREET PROGRAM** - *Ms. Arlene Filkoff of Fernandina Beach Main Street will provide a synopsis of projects occurring within each of the four Main Street Councils (Promotions, Economic Restructuring, Organization, and Promotion).*

4.6 **PRESENTATION - FLORIDA DEPARTMENT OF HEALTH (FDOH): NASSAU COUNTY** - *Chief Ty Silcox & representatives of the Fernandina Beach Fire Department (FBFD) will present a check to the Florida Department of Health: Nassau County, to assist local women with breast cancer screenings and/or treatment. FDOH: Nassau Department Director Dr. Eugenia Ngo-Seidel and Ms. Stefanie Thomas, Administrative Services Director, will be present to accept the check on behalf of FDOH: Nassau.*

4.7 **BUDGET SUMMARY** - City Manager Dale L. Martin will answer any questions regarding the budget summary for October 2017.

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

6. **CONSENT AGENDA**

6.1 **VOLUNTARY ANNEXATION AGREEMENT - 770 WREN DRIVE - RESOLUTION 2017-185** APPROVING THE EXTENSION OF WATER SERVICES OUTSIDE THE CORPORATE LIMITS; ACCEPTING THE VOLUNTARY ANNEXATION PETITION FOR ONE PARCEL CONTAINING APPROXIMATELY 0.30 ACRES OF LAND LOCATED AT 770 WREN DRIVE; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Authorizes the extension of water services to the property located at 770 Wren Drive. Also approves the Voluntary Annexation Petition.*

7. **RESOLUTIONS**

7.1 **PROPOSAL APPROVAL - INSITUFORM TECHNOLOGIES, LLC - RESOLUTION 2017-186** APPROVING A PROPOSAL FROM INSITUFORM TECHNOLOGIES, LLC IN AN AMOUNT NOT TO EXCEED \$150,000 FOR THE REHABILITATION OF SEWER LINES BY WAY OF A "PIGGYBACK AGREEMENT" TO THE CONTRACT WITH THE CITY OF DAYTONA BEACH, FL; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the proposal from Insituform Technologies, LLC to perform sanitary sewer line rehab services in an amount not to exceed \$150,000 as a piggyback agreement with the City of Daytona Beach.*

7.2 **AWARD OF BID #17-21 - EZ-GO DIVISION OF TEXTRON / INTERFUND LOAN APPROVAL - GOLF COURSE - RESOLUTION 2017-187** AWARDED BID #17-21 TO EZ-GO DIVISION OF TEXTRON FOR THE PURCHASE AND TRADE OF GOLF CARTS; APPROVING AN INTERFUND LOAN TO THE GOLF COURSE IN THE AMOUNT OF \$200,000; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Awards ITB #17-21 to EZ-Go Division of Textron in the total amount of \$337,786.80 with a trade-in allowance of \$141,600.00 and approves an interfund loan in the amount of \$200,000.*

7.3 **LEASE AGREEMENT - HBF FERNANDINA, LLC - RESOLUTION 2017-188** APPROVING THE LEASE AGREEMENT BETWEEN HBF FERNANDINA, LLC AND THE CITY OF FERNANDINA BEACH FOR A NON-AERONAUTICAL GROUND LEASE AT THE AIRPORT; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves a lease agreement with HBF Fernandina, LLC for non-aeronautical use at the Airport.*

7.4 **INTERLOCAL AGREEMENT - NASSAU COUNTY PROPERTY APPRAISER & NASSAU COUNTY TAX COLLECTOR - RESOLUTION 2017-189** APPROVING AN INTERLOCAL AGREEMENT WITH THE NASSAU COUNTY PROPERTY APPRAISER AND NASSAU COUNTY TAX COLLECTOR FOR AN AUDIT OF HOMESTEAD EXEMPTIONS; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the Interlocal Agreement with the Nassau County Property Appraiser and Nassau County Tax Collector for an audit of homestead exemptions.*

- 7.5 **LEASE ASSIGNMENT - PUTT PUTT AMELIA, LLC - RESOLUTION 2017-190** APPROVING THE ASSIGNMENT OF THE LEASE AGREEMENT FOR THE MAIN BEACH PUTT PUTT GOLF COURSE FROM PUTT-PUTT FLORIDA L.L.C. TO PUTT PUTT AMELIA, LLC AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the Assignment of Lease for the Main Beach Putt Putt Golf Course from Putt -Putt Florida L.L.C. to Putt Putt Amelia, LLC, for the business of putt-putt golf-related activities.*
- 7.6 **TEMPORARY USE AGREEMENT - BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA - RESOLUTION 2017-191** APPROVING A TEMPORARY USE AGREEMENT WITH THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA; AUTHORIZING EXECUTION; PROVIDING FOR RECORDING IN THE PUBLIC RECORDS OF NASSAU COUNTY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the Temporary Use Agreement with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida for submerged lands at the Marina.*
- 7.7 **DEED OF DEDICATION - RAYONIER PERFORMANCE FIBERS, LLC - RESOLUTION 2017-164** ACCEPTING A DEED OF DEDICATION FOR LAND THAT WILL BE USED AS RIGHT-OF-WAY FOR CONSTRUCTION OF A RAIL SPUR AND TRANSFER SWITCHES TO SERVE THE LIGNOTECH FLORIDA, LLC MANUFACTURING PLANT FOR WHICH THE FLORIDA DEPARTMENT OF TRANSPORTATION APPROVED AN ECONOMIC DEVELOPMENT TRANSPORTATION FUND GRANT; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Accepts the Deed of Dedication from Rayonier Performance Fibers, LLC as part of accepting the Florida Department of Transportation Economic Development Fund Grant for construction of a rail spur.*
- 7.8 **LICENSE AND MAINTENANCE AGREEMENT - RAYONIER PERFORMANCE FIBERS, LLC AND LIGNOTECH FLORIDA, LLC - RESOLUTION 2017-165** APPROVING A LICENSE AND MAINTENANCE AGREEMENT WITH RAYONIER PERFORMANCE FIBERS, LLC AND LIGNOTECH FLORIDA, LLC TO MAINTAIN AND ASSUME ALL COSTS AND LIABILITY FOR LAND THAT WILL CONTAIN A RAIL SPUR AND TRANSFER SWITCHES SERVING LIGNOTECH FLORIDA, LLC'S MANUFACTURING PLANT; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the License and Maintenance Agreement between the City of Fernandina Beach, Rayonier Performance Fibers, LLC, and LignoTech Florida, LLC.*
- 7.9 **DISBURSEMENT AGREEMENT - RAYONIER PERFORMANCE FIBERS, LLC AND LIGNOTECH FLORIDA LLC - RESOLUTION 2017-166** APPROVING A DISBURSEMENT AGREEMENT WITH RAYONIER PERFORMANCE FIBERS, LLC AND LIGNOTECH FLORIDA LLC FOR DISBURSEMENT OF FDOT ECONOMIC DEVELOPMENT TRANSPORTATION GRANT FUNDS FOR CONSTRUCTION OF A RAIL SPUR AND TRANSFER SWITCHES TO SERVE THE LIGNOTECH MANUFACTURING PLANT; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the Disbursement Agreement with Rayonier Performance Fibers, LLC, and LignoTech Florida, LLC.*

- 7.10 **BUDGET AMENDMENTS - FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) GRANT / CAPITAL IMPROVEMENT PLAN AMENDMENT - RESOLUTION 2017-192** APPROVING AMENDMENTS TO THE BUDGET FOR FISCAL YEAR 2017/2018 AND FIVE YEAR CAPITAL IMPROVEMENT PLAN FOR THE RAIL SPUR INFRASTRUCTURE ADDITION AND RELATED FDOT FUNDING; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the following budget transfers: increasing the Capital Improvement FDOT Grant account by \$841,667; increasing the Capital Contribution account by \$2,229,333; and increasing the Capital Improvement Infrastructure account by \$3,138,000.*

8. ORDINANCE - SECOND READING

- 8.1 **LAND DEVELOPMENT CODE (LDC) AMENDMENT - VARIANCES - ORDINANCE 2017-24** AMENDING THE LAND DEVELOPMENT CODE (LDC) SECTION 10.02.01 (B) AND (C)(8) LIMITATIONS ON THE GRANTING OF A VARIANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Amends the Land Development Code specific to variances; **FAILED AT FIRST READING ON NOVEMBER 8, 2017, APPEARING ON AGENDA DUE TO PUBLICATION IN NEWSPAPER, NO ACTION TO BE TAKEN***

9. BOARD APPOINTMENTS

- 9.1 **BOARD OF TRUSTEES OF THE GENERAL EMPLOYEES PENSION PLAN - one appointment.**
- 9.2 **CODE ENFORCEMENT AND APPEALS BOARD - three appointments.**
- 9.3 **GOLF COURSE ADVISORY BOARD - one appointment.**

10. CITY MANAGER REPORTS

11. CITY ATTORNEY REPORTS

12. CITY CLERK REPORTS

13. MAYOR/COMMISSIONER COMMENTS

14. ADJOURNMENT

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- 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).