*** AMENDED AGENDA**
FERNANDINA BEACH CITY COMMISSION
REGULAR MEETING
JULY 17, 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 Noel Roberts of North 14th Street Baptist Church.

4. PRESENTATIONS

4.1 **PRESENTATION - PARKS & RECREATION ADVISORY COMMITTEE** - *Parks & Recreation Director Nan Voit and Chair Eric Bartelt will present an overview of the Parks & Recreation Advisory Committee.*

4.2 **BUDGET SUMMARY** - *Comptroller Patti Clifford will answer any questions regarding the budget summary for June 2018.*

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

6. CONSENT AGENDA

6.1 **APPROVAL OF MINUTES** - *City Commission Regular Meeting - December 5, 2017; City Commission Regular Meeting - December 19, 2017; City Commission Workshop Meeting - January 2, 2018; City Commission Regular Meeting - January 2, 2018; City Commission Regular Meeting - January 16, 2018; City Commission Special Meeting - January 24, 2018; and City Commission Workshop Meeting - February 6, 2018.*

6.2 **FACILITIES USE AGREEMENT - DRIVING DYNAMICS, INC.** - RESOLUTION 2018-91 APPROVING A FACILITIES USE AGREEMENT WITH DRIVING DYNAMICS, INC. FOR THE USE OF AIRPORT PROPERTY TO CONDUCT DEFENSIVE DRIVER SAFETY TRAINING; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves a Facilities Use Agreement with Driving Dynamics, Inc. for defensive driver training at the Fernandina Beach Municipal Airport.*

6.3 **BUDGET AMENDMENT - STREETS** - RESOLUTION 2018-92 APPROVING AMENDMENTS TO THE BUDGET FOR FISCAL YEAR 2017/2018; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves a transfer of $16,500 from Streets Salaries account to the Streets Overtime account.*

7. RESOLUTIONS

7.1 **FY 2018-2019 STATE FUNDING AWARD AND GRANT AGREEMENT - FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) & FLORIDA DEPARTMENT OF EMERGENCY MANAGEMENT (FDEM) -** RESOLUTION 2018-93 AUTHORIZING ACCEPTANCE OF TWO GRANTS FOR DOWNTOWN STORMWATER FLOODING REDUCTION PROJECTS AND PROCESSING OF RELATED GRANT AGREEMENTS; AUTHORIZING SUBMISSION OF A GRANT APPLICATION FOR A DOWNTOWN STORMWATER FLOODING REDUCTION PROJECT SPECIFIC TO SEAWALL; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Authorizes the City to enter into Agreement No. LP45013 with FDEP in the amount of $450,000 for the Fernandina Beach Stormwater Shoreline Stabilization Project and Project No. 4283-89-R with FDEM in the amount of $103,324 for Fernandina Beach Downtown Area Drainage Project. Additionally authorizes application to the 2018 HMGP grant to pursue additional grant funding for stormwater improvements.*

7.2 **GRANT AGREEMENT - FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) -** RESOLUTION 2018-94 AUTHORIZING SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT (JPA) #42724819419 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR THE DESIGN AND CONSTRUCTION OF THE TERMINAL FACILITY AT THE FERNANDINA BEACH MUNICIPAL AIRPORT. *Synopsis: Authorizes FDOT Supplemental Joint Participation Agreement #42724819419, in the amount of $275,000 for the design and construction of the new terminal facility at the Fernandina Beach Municipal Airport.*

7.3 **AGREEMENT APPROVAL- TOP LINE RECREATION, INC. -** RESOLUTION 2018-95 APPROVING THE AGREEMENT BETWEEN TOP LINE RECREATION INC. AND THE CITY OF FERNANDINA BEACH FOR THE PURCHASE AND INSTALLATION OF PLAYGROUND EQUIPMENT FOR ATLANTIC PARK; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the agreement between the City of Fernandina Beach and Top Line Recreation Inc. for the purchase and installation of playground equipment at Atlantic Park.*

7.4 ***Quasi-judicial* - FINAL PLAT APPROVAL - NORTH POINTE REPLAT -** RESOLUTION 2018-96 APPROVING FINAL PLAT, PLANNING ADVISORY BOARD CASE 2018-15 TITLED "NORTH POINTE REPLAT"; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Accepts and approves the plat titled "North Pointe Replat" as a final plat.*

7.5 ***Quasi-Judicial* - FINAL PLAT APPROVAL - HICKORY RIDGE -** RESOLUTION 2018-97 APPROVING FINAL PLAT, PLANNING ADVISORY BOARD CASE 2018-15 TITLED, "HICKORY RIDGE"; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Accepts and approves the plat titled, "Hickory Ridge," as a final plat.*

7.6 **ESTABLISHMENT OF MARINA ADVISORY BOARD -** RESOLUTION 2018-98 ESTABLISHING THE MARINA ADVISORY BOARD; PROVIDING FOR GOALS, MISSION, ORGANIZATION, CONDUCT OF BUSINESS AND STAFF SUPPORT, AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Establishes the Marina Advisory Board.*

7.7 **PROPOSAL ACCEPTANCE - APPLIED TECHNOLOGY & MANAGEMENT, INC. (ATM) -** RESOLUTION 2018-99 ACCEPTING THE PROPOSAL SUBMITTED BY APPLIED TECHNOLOGY & MANAGEMENT, INC. (ATM) IN THE AMOUNT OF $64,200; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Accepts the proposal submitted by Applied Technology & Management, Inc. in the amount of $64,200, for Project Bidding, Evaluation, and Negotiations relating to refurbishing or replacing South Basin Docks and providing new utilities.*

7.8 *** NOTICE OF AWARD / NOTICE TO PROCEED - BID # 18-12 - FENDER MARINE CONSTRUCTION -** RESOLUTION 2018-101 APPROVING THE NOTICE OF AWARD AND THE NOTICE TO PROCEED FOR THE REPAIRS AND REPLACEMENT OF THE SOUTHERN ATTENUATOR AT THE FERNANDINA BEACH HARBOR MARINA (BID # 18-12) TO FENDER MARINE CONSTRUCTION; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Provides a Notice of Award and Notice to Proceed for the Southern Attenuator Repair and Replacement Project, to Cloud 9 Services, Inc, (dba Fender Marine Construction) in the amount of $6,152,565.94.*

8. RESOLUTION - Quasi-Judicial - Public Hearing

8.1 **APPEAL – SKIDMORE** – RESOLUTION 2018-100 (APPROVING OR DENYING) APPEAL FILED BY STEVE SKIDMORE REGARDING THE DECISION OF THE HISTORIC DISTRICT COUNCIL FOR CASE #2016-32, IN ACCORDANCE WITH CITY LAND DEVELOPMENT CODE SECTION 8.03.09; MAKING FINDINGS; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves or denies the appeal filed by Steve Skidmore for HDC Case #2016-32.*

9. ORDINANCE - FIRST READING

9.1 ***Legislative*** **- CODE AMENDMENT - FLOODPLAIN MANAGEMENT** - ORDINANCE 2018-18 AMENDING THE CODE OF ORDINANCES CHAPTER 22, ARTICLE V FLOODPLAIN MANAGEMENT; ADOPTING SECTION 22-29.1 FOR LOCAL ADMINISTRATIVE AMENDMENTS TO THE FLORIDA BUILDING CODE; ADOPTING SECTION 22-29.2 TO ADOPT LOCAL TECHNICAL AMENDMENTS TO THE FLORIDA BUILDING CODE; PROVIDING FOR APPLICABILITY AND SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. *Synopsis: Amends Chapter 22 of the City Code pertaining to Floodplain Management.*

10. ORDINANCES - SECOND READING

10.1 **CODE AMENDMENT - BEACH RANGERS -** ORDINANCE 2018-16 AMENDING CHAPTER 90, ARTICLE II, BEACHES, OF THE CODE OF ORDINANCES; CREATING SECTION 90-32 BEACH RANGERS AND REASONABLE COMMAND; AMENDING SECTION 90-46 RESTRICTING FISHING NEAR OCEAN RESCUE TOWERS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Amending Chapter 90 of the Code of Ordinances to include the Beach Ranger Program*

10.2 **CODE AMENDMENT - NEWSRACKS** - ORDINANCE 2018-17 AMENDING ORDINANCE 2017-23 CHAPTER 70 OF THE CODE OF ORDINANCES OF THE CITY IN REGARDS TO STREETS, SIDEWALKS AND OTHER PUBLIC PLACES BY CREATING SECTION 70-7 REGARDING NEWSRACKS WITHIN THE HISTORIC DISTRICT; ; PROVIDING FOR SPECIFIC LOCATIONS FOR THE PLACEMENT OF CITY-APPROVED NEWSRACKS IN THE HISTORIC DISTRICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Amends Section 70 of the City Code pertaining to newsracks to include an additional location at City Hall.*

11. BOARD APPOINTMENT

11.1 **ARTS AND CULTURE NASSAU** - *one appointment.*

12. CITY COMMISSION DISCUSSION / DIRECTION

12.1 **LAND DEVELOPMENT CODE CHANGES - ROAD STANDARDS -** *This item is placed on the agenda at the request of Commissioner Ross.*

13. CITY MANAGER REPORTS

14. CITY ATTORNEY REPORTS

15. CITY CLERK REPORTS

16. MAYOR/COMMISSIONER COMMENTS

17. 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).