



AGENDA
FERNANDINA BEACH CITY COMMISSION
REGULAR MEETING
AUGUST 7, 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 James Tippins, Baptist Medical Center Senior Chaplain.

4. PROCLAMATION / PRESENTATIONS

4.1 PROCLAMATION - MAINTENANCE, STORMWATER, AND UTILITIES DEPARTMENTS
- Recognizes the Maintenance, Stormwater, and Utilities Departments for providing critical citizen services.

4.2 PRESENTATION - BOARD OF ADJUSTMENT - *City Planner II Jacob Platt and Chair Matthew Miller will present an overview of the Board of Adjustment.*

4.3 PRESENTATION - AMELIA ISLAND TOURIST DEVELOPMENT COUNCIL (TDC) - *Amelia Island Tourist Development Council President Mr. Gil Langley will provide a presentation related to TDC efforts.*

4.4 PRESENTATION – PROPOSED FY 2018/2019 BUDGET – *City Manager Martin will provide a presentation regarding the proposed FY 2018/2019 budget.*

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

6. CONSENT AGENDA

6.1 DISPOSAL OF SURPLUS PROPERTY - RESOLUTION 2018-104 DECLARING CERTAIN TITLED CITY PROPERTY SURPLUS; AUTHORIZING THE CITY MANAGER TO DISPOSE OF SAID PROPERTY IN A MANNER CONSISTENT WITH THE CITY'S POLICIES AND PROCEDURES; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Declares certain property as surplus, and authorizes the disposal of such.*

6.2 BUDGET AMENDMENTS - POLICE AND STREETS - RESOLUTION 2018-105 APPROVING AMENDMENTS TO THE BUDGET FOR FISCAL YEAR 2017/2018; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves a transfer of \$20,000 from Police Part-Time Salaries account to the Police Repairs Maintenance Vehicle account and a transfer of \$30,000 from the Streets Contractual account to the Streets Repairs Maintenance Vehicle account.*

7. RESOLUTIONS

- 7.1 **LINE OF CREDIT NOTE, SERIES 2018 - MARINA - RESOLUTION 2018-103 AUTHORIZING THE ISSUANCE OF ITS CITY OF FERNANDINA BEACH, FLORIDA LINE OF CREDIT NOTE, SERIES 2018, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$6,600,000 TO REIMBURSE AND FUND CAPITAL IMPROVEMENTS INCLUDING CERTAIN IMPROVEMENTS TO THE CITY OWNED MARINA; PROVIDING THAT THE NOTE SHALL BE A LIMITED OBLIGATION OF THE CITY PAYABLE FROM CERTAIN FEMA REIMBURSEMENTS AND FROM NON-AD VALOREM REVENUES BUDGETED AND APPROPRIATED AS PROVIDED HEREIN; MAKING SUCH DETERMINATIONS AS ARE REQUIRED TO AFFORD SUCH NOTE "BANK QUALIFIED" STATUS; PROVIDING FOR THE RIGHTS, SECURITIES, AND REMEDIES FOR THE OWNERS OF THE NOTE; MAKING CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; AND PROVIDING AN EFFECTIVE DATE.** *Synopsis: Approves the execution of various documents pertaining to the Line of Credit Note, Series 2018.*
- 7.2 **GRANT AGREEMENT - FLORIDA DEPARTMENT OF TRANSPORTATION - RESOLUTION 2018-106 AUTHORIZING JOINT PARTICIPATION AGREEMENT (JPA) #43803519419 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR THE DESIGN AND CONSTRUCTION OF A NEW FUEL FARM FACILITY AT THE NEW TERMINAL FACILITY AT THE FERNANDINA BEACH MUNICIPAL AIRPORT.** *Synopsis: Authorizes FDOT Joint Participation Agreement #43803519419 in the amount of \$56,250 for the design and construction of a new fuel farm facility at the Fernandina Beach Municipal Airport.*
- 7.3 **PROPOSAL APPROVAL - WEATHERPROOFING TECHNOLOGIES, INC. / BUDGET AMENDMENTS - LIBRARY - RESOLUTION 2018-107 APPROVING WEATHERPROOFING TECHNOLOGIES, INC (A SUBSIDIARY OF TREMCO INC) TO PERFORM ROOF REPAIRS TO THE BUILDING AT 25 NORTH 4TH STREET IN AN AMOUNT NOT TO EXCEED \$34,350; APPROVING AMENDMENTS TO THE LIBRARY BUDGET FOR FISCAL YEAR 2017/2018; AND PROVIDING FOR AN EFFECTIVE DATE.** *Synopsis: Approves hiring Weatherproofing Technologies, Inc. for repairs at 25 North 4th Street, and approves the following budget amendments transferring \$34,350 to the Library Repair/Maintenance Building account from various accounts.*
- 7.4 **AWARD OF BID #18-16 - OTAK GROUP, INC - RESOLUTION 2018-108 AUTHORIZING THE AWARD OF BID #18-16 TO OTAK GROUP, INC. FOR REPAIRS TO THE MARINA BOATERS LOUNGE AND BATHHOUSE; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE.** *Synopsis: Approves the award of Bid #18-16 to OTAK Group, Inc. in the amount of \$30,789.*
- 7.5 **BUDGET AMENDMENT - PARKS AND RECREATION - RESOLUTION 2018-109 APPROVING AMENDMENTS TO THE BUDGET FOR FISCAL YEAR 2017/2018; AND PROVIDING FOR AN EFFECTIVE DATE.** *Synopsis: Approves a transfer of \$18,000 from Parks Capital Improvements to MLK Capital Improvements account.*
- 7.6 **AMENDING RESOLUTION 2017-169 - WITT O'BRIEN'S, LLC / BUDGET AMENDMENT - MARINA - RESOLUTION 2018-110 AMENDING RESOLUTION 2017-169 RELATING TO THE ACCOUNTING FOR THE WITT O'BRIEN AGREEMENT; APPROVING AN AMENDMENT TO THE BUDGET FOR FISCAL YEAR 2017/2018; AND PROVIDING FOR AN EFFECTIVE DATE.** *Synopsis: Amends the accounting as specified in Resolution 2017-169, extending the use of Witt O'Brien's services to all departments/funds using their respective Professional Services account. Also approves a transfer of \$10,000 to the Marina Professional Services account from the Marina Operating Supplies account.*

- 7.7 **AUTHORIZATION TO DEFEND - DENNIS T. HUTTO - RESOLUTION 2018-111** AUTHORIZING THE CITY ATTORNEY TO DEFEND THE CITY IN CERTAIN LITIGATION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Authorizes the City Attorney to work with City claims administrator, Preferred Governmental Claim Solutions (PGCS), appear on behalf of if necessary, and defend the City of Fernandina Beach in the matter of Dennis T. Hutto v. City of Fernandina Beach, Case No.:2018-CA-253 in the Fourth Judicial Circuit Court in and for Nassau County, Florida.*
- 7.8 **CITY COMMISSION RULES OF PROCEDURE AMENDMENT - RESOLUTION 2018-112** AMENDING RULES OF PROCEDURE FOR THE CITY COMMISSION BY PROVIDING FOR RESTRICTIONS ON ADDING AGENDA ITEMS WITH SHORT NOTICE; PROVIDING FOR DEADLINES FOR INFORMATION SUBMITTED BY COMMISSIONERS FOR REVIEW AT COMMISSION MEETINGS; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the amendment of the City Commission Rules of Procedure.*

8. ORDINANCES - FIRST READING

- 8.1 **CODE AMENDMENT - BUSES - ORDINANCE 2018-19** REGULATING BUS PARKING AND TOURS IN THE HISTORIC DISTRICTS OF THE CITY; CREATING SECTION 70-191 PROVIDING FOR DEFINITIONS; CREATING SECTION 70-192 PROVIDING FOR RESTRICTED BUS PARKING; CREATING SECTION 70-193 PROVIDING FOR RESTRICTED BUS TOURS IN HISTORIC DISTRICTS; CREATING SECTION 70-194 PROVIDING FOR BUS IDENTIFICATION AND MARKINGS; CREATING SECTION 70-195 PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Creates various sections in the City Code pertaining to buses.*
- 8.2 **CODE AMENDMENT - BEACH PARKING AND BEACH DRIVING PERMITS - ORDINANCE 2018-20** AMENDING CHAPTER 90, ARTICLE II, BEACHES, OF THE CODE OF ORDINANCES; AMENDING SECTION 90-48 BY ELIMINATING BEACH DRIVING PERMITS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Amends Section 90 of the City Code by eliminating limited (no more than fifteen annually) beach driving permits.*

9. BOARD APPOINTMENTS

- 9.1 **HISTORIC DISTRICT COUNCIL - one appointment.**
- 9.2 **PARKS AND RECREATION ADVISORY COMMITTEE - one appointment.**
- 9.3 **MARINA ADVISORY BOARD - three appointments.**

10. CITY COMMISSION DISCUSSION / DIRECTION

- 10.1 **FLAG DISPLAY AND PROTOCOL REQUIREMENTS ON CITY OWNED LAND AND BUILDINGS - This item is placed on the agenda at the request of Vice Mayor Kreger.**
- 10.2 **DONATION OF REAL CITY PROPERTY FOR THE PURPOSE OF CONSTRUCTING AFFORDABLE HOUSING - This item is placed on the agenda at the request of Vice Mayor Kreger.**
- 10.3 **BEACH MATTERS - SADLER ROAD BEACH ACCESS EMERGENCY PREPAREDNESS PLAN AND ANCILLARY BEACH PARKING LOCATION(S) - This item is placed on the agenda at the request of Commissioner Ross.**

10.4 CENTRAL BUSINESS DISTRICT - FEE IN LIEU OF PROVIDING ON-SITE PARKING -

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

11. CITY MANAGER REPORTS

12. CITY ATTORNEY REPORTS

13. CITY CLERK REPORTS

14. MAYOR/COMMISSIONER COMMENTS

15. 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.
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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).