



AGENDA
FERNANDINA BEACH CITY COMMISSION
REGULAR MEETING
OCTOBER 2, 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 American Legion Chaplain Bruce Malcolm.

4. PROCLAMATIONS

4.1 **PROCLAMATION - "NATIONAL LONG-TERM CARE RESIDENTS' RIGHTS MONTH"** - *Recognizes the Month of October 2018 as, "National Long-Term Care Residents' Rights Month." Florida Ombudsman Program First Coast District Manager Tracie Rayfield will be in attendance to accept the Proclamation.*

4.2 **PROCLAMATION - "NATIONAL COLONIAL HERITAGE MONTH"** - *Recognizes the month of October as "National Colonial Heritage Month." National Society of Colonial Dames XVII Century, Princess Amelia Chapter President Ms. Georgia Murray and Vice President Lisa Bauer will be present to accept the Proclamation.*

4.3 **PROCLAMATION - "FIRE PREVENTION WEEK"** - *Recognizes October 7, 2018, through October 13, 2018, as "Fire Prevention Week." Fire Chief Ty Silcox will be present to accept the Proclamation.*

4.4 **PROCLAMATION - "COMMUNITY PLANNING MONTH"** - *Celebrates the month of October as "Community Planning Month." The City's Planning Department will be present to accept the Proclamation.*

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/Ocean Highway and Port Authority Joint Special Meeting - March 13, 2018; and City Commission/Nassau County School Board Joint Special Meeting - April 10, 2018.*

- 6.2 **JOB DESCRIPTION AMENDMENT - CITY CLERK - RESOLUTION 2018-139** APPROVING AN UPDATED JOB DESCRIPTION FOR THE POSITION OF THE CITY CLERK; PROVIDING FOR REPEAL OF ANY PREVIOUS JOB DESCRIPTIONS IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Amends the job description of the City Clerk by removing "salary range" in consistency with other Charter Officer job descriptions.*
- 6.3 **WASTEWATER, REFUSE, AND/OR STORMWATER FEE EXEMPTION FY 2017/2018 YEAR-END PAYMENT - RESOLUTION 2018-140** AUTHORIZING PAYMENT FOR THE APPROVED WASTEWATER, REFUSE, AND/OR STORMWATER FEE EXEMPTION LIST FOR FISCAL YEAR 2017/2018; AND PROVIDING AN EFFECTIVE DATE. *Synopsis: Authorizes Wastewater, Refuse, and/or Stormwater Fee Exemption payments for twenty-five accounts in the total amount of \$21,311.07 for FY 2017/2018.*

7. RESOLUTIONS

- 7.1 **CITY COMMISSION RULES OF PROCEDURE AMENDMENT - RESOLUTION 2018-112** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FERNANDINA BEACH, FLORIDA AMENDING RULES OF PROCEDURE FOR THE CITY COMMISSION BY PROVIDING FOR DEADLINES FOR INFORMATION SUBMITTED BY COMMISSIONERS FOR REVIEW AT COMMISSION MEETINGS; CLARIFYING INTENT OF COMMISSIONER COMMENTS AT END OF REGULAR MEETINGS; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the amendment of the City Commission Rules of Procedure.*
- 7.2 **MOTION TO RECONSIDER- PROPOSAL APPROVAL - WEATHERPROOFING TECHNOLOGIES, INC. - RESOLUTION 2018-137** APPROVING WEATHERPROOFING TECHNOLOGIES, INC (A SUBSIDIARY OF TREMCO INC.) TO PERFORM ROOF REPAIRS TO THE ATLANTIC RECREATION CENTER IN AN AMOUNT NOT TO EXCEED \$117,959; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves hiring Weatherproofing Technologies, Inc. for the repairs at the Atlantic Recreation Center.*
- 7.3 **AGREEMENT APPROVAL - NASSAU COUNTY DISTRICT SCHOOLS - RESOLUTION 2018-141** APPROVING AN AGREEMENT BETWEEN THE CITY OF FERNANDINA BEACH AND NASSAU COUNTY DISTRICT SCHOOLS TO PROVIDE SCHOOL RESOURCE OFFICERS TO EACH OF FOUR SCHOOLS IN THE CITY LIMITS; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the agreement with the Nassau County District Schools to provide school resource officers in schools.*
- 7.4 **INTERAGENCY AGREEMENT APPROVAL - NASSAU COUNTY SCHOOL DISTRICT SUPERINTENDENT, FLORIDA DEPARTMENT OF JUVENILE JUSTICE PROBATION AND COMMUNITY INTERVENTION (DJJ), NASSAU COUNTY SHERIFF'S OFFICE (NCSO) - RESOLUTION 2018-142** APPROVING AN INTERAGENCY AGREEMENT BETWEEN THE NASSAU COUNTY SCHOOL DISTRICT SUPERINTENDENT, THE FLORIDA DEPARTMENT OF JUVENILE JUSTICE PROBATION AND COMMUNITY INTERVENTION (DJJ), NASSAU COUNTY SHERIFF'S OFFICE (NCSO), AND FERNANDINA BEACH POLICE DEPARTMENT (FBPD) REGARDING STUDENT RECORDS AND REPORTS AND STUDENTS' RIGHT OF PRIVACY; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves an Interagency Agreement with the Nassau County School District Superintendent, the Florida Department of Juvenile Justice Probation and Community Intervention, and Nassau County Sheriff's Office.*

- 7.5 **CODE ENFORCEMENT FINE SETTLEMENT - MARK O'BRIEN** - RESOLUTION 2018-143 APPROVING A SETTLEMENT OF CODE ENFORCEMENT FINES AND FEES FOR MARK O'BRIEN CONTINGENT UPON SALE OF PROPERTIES AT 400 SOUTH 8TH STREET AND 421 SOUTH 9TH STREET AND COMPLIANCE WITH ALL CITY CODES BY DECEMBER 31, 2018; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves a settlement for the amount of fines and fees owed by Mark O'Brien to allow for the sale of his properties and their subsequent Code compliance.*

8. ORDINANCE - FIRST READING

- 8.1 **CODE AMENDMENT - PEDDLERS** - ORDINANCE 2018-36 AMENDING CHAPTER 26, BUSINESSES, ARTICLE IV, PEDDLERS, OF THE CODE OF ORDINANCES; BY AMENDING SECTION 26-92, EXEMPTIONS FROM PROHIBITION TO CLARIFY THE TERM "OCCASIONAL SALES" AND BY REMOVING PARAGRAPH C; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Amends Chapter 26 of the City Code pertaining to peddlers.*

9. ORDINANCES - SECOND READING

- 9.1 **ZONING MAP AMENDMENT - 1336 S. 14TH STREET & 1451 NECTARINE STREET** - ORDINANCE 2018-24 CHANGING THE CITY'S ZONING MAP FROM NASSAU COUNTY COMMERCIAL INTENSIVE (CI) TO ASSIGN A ZONING MAP CATEGORY OF GENERAL COMMERCIAL (C-2) FOR A PROPERTIES TOTALING APPROXIMATELY 0.66 ACRES OF LAND LOCATED AT 1336 S. 14TH STREET AND 1451 NECTARINE STREET; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Changes the City's zoning map from Nassau County Commercial Intensive (CI) to assign a zoning map category of General Commercial (C-2) to approximately 0.66 acres of land located at 1336 S. 14th Street and 1451 Nectarine Street.*
- 9.2 **ZONING MAP AMENDMENT - TJ COURSON ROAD** - ORDINANCE 2018-27 CHANGING THE CITY'S ZONING MAP FROM NASSAU COUNTY COMMERCIAL INTENSIVE (CI) TO ASSIGN A ZONING MAP CATEGORY OF GENERAL COMMERCIAL (C-2) FOR A PROPERTY TOTALING APPROXIMATELY 0.57 ACRES OF LAND LOCATED ON TJ COURSON ROAD; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Assigns a zoning district of General Commercial (C-2) to 0.57 acres of land located on TJ Courson Road.*

10. CITY COMMISSION DISCUSSION / DIRECTION

- 10.1 **CONSERVATION LAND ACQUISITION FUNDING** - *This item is placed on the agenda at the request of Vice Mayor Kreger.*

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).