The City Commission of the City of Fernandina Beach, Florida met in a Regular Meeting on Tuesday, May 2, 2017 at 6:00 pm in the City Commission Chambers. Present were Mayor Robin C. Lentz presiding, Vice Mayor Len Kreger, Commissioners John A. Miller, Roy G. Smith, and Tim Poynter. Also present were City Clerk Caroline Best, City Manager Dale L. Martin and City Attorney Tammi Bach.

Mayor Lentz called the meeting to order and led the Pledge of Allegiance to the Flag. Reverend Anthony Daniel of Macedonia A.M.E. Church was in attendance to give the invocation.

4.1 PROCLAMATION - 54TH ANNUAL ISLE OF EIGHT FLAGS: Mayor Lentz read the Proclamation in full recognizing May 5, 2017, through May 7, 2017, as “The 54th Annual Isle of Eight Flags Shrimp Festival”. Members of the Isle of Eight Flags Shrimp Festival Committee were present to accept the Proclamation. On behalf of the forty-five member committee Mr. Harry Harrison thanked the City Commission and shared there are forty-seven non-profit groups throughout Nassau County who will participate in and benefit from the Shrimp Festival. Mr. Harrison also noted the Shrimp Festival has contributed $10,000 in upgrades to Central Park.

4.2 PROCLAMATION - NATIONAL NURSES WEEK: Mayor Lentz read the Proclamation in full recognizing May 6-12, 2017, as "National Nurses Week". Members of the Baptist Health family were present to accept the Proclamation. Mr. Ed Hubel, President of Baptist Medical Center Nassau, thanked the City Commission for recognizing the contributions of the nursing staff and other hospital professionals to serving local residents.

4.3 PROCLAMATION - RECOGNITION OF ACHIEVEMENT OF THE EXCELLENCE IN PLANNING BRONZE LEVEL AWARD: Mayor Lentz read the Proclamation in full recognizing the efforts of the Planning Advisory Board and planning staff in receiving a national award from the American Planning Association for excellence in planning by achieving bronze level status for Comprehensive Plan policies that create Sustaining Places. City Staff were present to accept the Proclamation. Community Development Department Senior City Planner Kelly Gibson accepted the Proclamation and recapped the achievements of the city through its staff and boards in advancing sustainability goals.

4.4 PROCLAMATION - SEA TURTLE NESTING SEASON: Mayor Lentz read the proclamation in full recognizing the months of May through October as "Sea Turtle Nesting Season." The City's Code Enforcement staff and representatives of the Amelia Island Sea Turtle Watch were present to accept the Proclamation. Ms. Mary Duffy thanked the City Commission and community for supporting the turtle watch efforts. Vice Mayor Len Kreger stated last year set a record with 122,000 loggerhead turtle nests recorded in Florida, a feat made possible by the passage of the 1973 Endangered Species Act.

4.5 PROCLAMATION - NATIONAL BIKE MONTH: Mayor Lentz read the proclamation in full recognizing the month of May 2017, as "National Bike Month." Mr. Phil Scanlan, a member of the Amelia Island Trails Association, thanked the City Commission and shared the ongoing work done by the association to promote trails for recreation purposes and safe transportation lanes for commuters and residents and expressed hope that the city and county would examine ways to dedicate transportation revenues toward trail construction and maintenance as the popularity and increased use grows.

4.6 PROCLAMATION - CODE ENFORCEMENT APPRECIATION WEEK: Mayor Lentz read the proclamation in full recognizing the week of May 29, 2017, through June 2, 2017, as "Code Enforcement Appreciation Week." City Code Enforcement Manager Michele Forstrom expressed her thanks for having

the honor to serve and receive the Proclamation and introduced the new part-time Code Compliance Officer Mr. Chip Wells who also thanked the City Commission and community.

4.7 PRESENTATION - GOLF COURSE: Golf Course Manager Steve Murphy discussed current and future Golf Course operations and projects. Showing before and after photos of the improvements over the last few years and ongoing greens renovations. Noting the strengths, weakness, opportunities and capital needs of the course and stated growth continues every year in revenue and membership. Mr. Murphy asked for guidance on the Greens and Oversight Committee which often lacks a quorum, Mr. Murphy recommended an advisory board as opposed to a committee for better communication with the City Commission and City Manager and to allow actual golfers to participate.

Commissioner Poynter responded he is a non-voting member of the Greens & Oversight Committee and agrees there should be an advisory board as there once was with golf members and players participating. Vice Mayor Kreger concurred. Mayor Lentz asked City Attorney Tammi Bach to move forward with sun setting the Greens and Oversight Committee and bringing on an advisory board. City Attorney Bach responded she would bring it to the next meeting.

5. PUBLIC COMMENT REGARDING ITEMS NOT ON THE AGENDA OR ITEMS ON THE CONSENT AGENDA: Dr. Chip Ross, 210 North 3RD Street, gave a slide presentation on the maritime forest he stated is disappearing. Having recently attended a meeting between the Nassau County School Board and City Commission regarding a jointly owned property on Citrona Drive currently under contract to a developer to build thirty houses, he explained there is another 29.3 acre property on Citrona Drive owned by Nassau County and asked the City Commission to inquire about purchasing the property in an effort to add to the Egan's Creek Greenway and preserve the maritime forest. Vice Mayor Kreger remarked he has worked with conservation groups and is aware there is funding available and asked the community to work together for conservations greater good.

THANK YOU: Ms. Jennifer Harrison, 520 Someruelus Street, publicly thanked Westrock for the recent beautification of Garden and Estrada Streets in Old Town especially for planting trees, irrigating and placing two new benches at Southpoint.

FIRE DEPARTMENT FUNDING: Mr. Phillip Chapman, 2120 Florida Avenue, stated within the last year he requested the City Commission look at the budget and dedicate more money to the firefighters and fire stations however to date, he is not aware of anything being done. Mr. Chapman suggested rather than hiring outside consultants it would be beneficial to ask the firefighters who have first-hand knowledge of the routes and needs of the Fire Department. City Manager Martin stated Fire Chief Ty Silcox identified an initial location to construct a new Fire Station 2 but it exceeded the budget cost. With both a budget and a need to replace Fire Station 2, Chief Silcox and Police Chief Hurley are exploring options.

SIDEWALK SAFETY: Mr. Kevin McCarthy, 2220 Florida Avenue, noted there is a hole in the sidewalk just north of Brett's Waterway Café restaurant, created as the result of Hurricane Matthew damage sustained October 7, 2016. Mr. McCarthy stated there is safety netting around the hole but it is still unsightly and in need of repair.

6.1 APPROVAL OF MINUTES: According to the agenda support documents, the Special Meeting of January 10, 2017; the Special Meeting of January 24, 2017; the Regular Meeting of February 7, 2017; and Regular Meeting of February 21, 2017 were presented for approval. Staff recommended approval of the minutes as presented. **A motion was made by Vice Mayor Kreger, seconded by**

Commissioner Smith, to approve the recommendation. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.

6.2 RESOLUTION 2017-67 - VOLUNTARY ANNEXATION AGREEMENT - 1401 SOUTH PIKE LANE - APPROVING THE EXTENSION OF WATER SERVICES OUTSIDE THE CORPORATE LIMITS; ACCEPTING THE VOLUNTARY ANNEXATION PETITION FOR ONE PARCEL CONTAINING APPROXIMATELY 0.20 ACRES LOCATED AT 1401 SOUTH PIKE LANE: According to the agenda support documents Resolution 2017-67 authorizes the extension of water services to the property owners identified, whose property is located at 1401 South Pike Lane and noted as parcel 00-00-30-0411-0001-0000. Also approves the Voluntary Annexation Petition. **A motion was made by Vice Mayor Kreger seconded by Commissioner Smith to approve Resolution 2017-67. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

6.3 RESOLUTION 2017-68 - VOLUNTARY ANNEXATION AGREEMENT - 757 OLD AMELIA AVENUE - APPROVING THE EXTENSION OF WATER SERVICES OUTSIDE THE CORPORATE LIMITS; ACCEPTING THE VOLUNTARY ANNEXATION PETITION FOR ONE PARCEL CONTAINING APPROXIMATELY 0.26 ACRES LOCATED AT 757 OLD AMELIA AVENUE: According to the agenda support documents Resolution 2017-68 authorizes the extension of water services to the property owners identified, whose property is located at 757 Old Amelia Avenue and noted as parcel 00-00-30-0620-0002-0090. Also approves the Voluntary Annexation Petition. **A motion was made by Vice Mayor Kreger, seconded by Commissioner Smith to approve Resolution 2017-68. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

6.4 RESOLUTION 2017-69 - BUDGET AMENDMENT - BUILDING DEPARTMENT - APPROVING AN AMENDMENT TO THE BUDGET FOR FISCAL YEAR 2016/2017: According to the agenda support documents Resolution 2017-69 approves a budget transfer of $15,000 from the Building Temporary Salaries account to the Building Part-Time Salaries account. **A motion was made by Vice Mayor Kreger seconded by Commissioner Smith to approve Resolution 2017-69. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

6.5 RESOLUTION 2017-70 - AGREEMENT APPROVAL - VETERANS COUNCIL OF NASSAU COUNTY, INC. - REPEALING AND TERMINATING THE LICENSE AGREEMENT WITH AMERICAN LEGION POST 54 FOR MAINTENANCE OF THE VETERANS MEMORIAL AT CENTRAL PARK; APPROVING A NEW LICENSE AGREEMENT BETWEEN THE CITY OF FERNANDINA BEACH AND VETERANS COUNCIL OF NASSAU COUNTY, INC. FOR MAINTENANCE OF THE VETERANS MEMORIAL AT CENTRAL PARK: According to the agenda support documents Resolution 2017-70 approves the License Agreement between the City of Fernandina Beach and Veterans Council of Nassau County, Inc. A **motion was made by Vice Mayor Kreger seconded by Commissioner Smith to approve the change to Resolution 2017-70**.**Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

7.1 RESOLUTION 2017-57 - AGREEMENT APPROVAL - DIX. HITE + PARTNERS / BUDGET AMENDMENT APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH DIX. HITE + PARTNERS, INC. FOR CONSULTING SERVICES RELATED TO WATERFRONT REDEVELOPMENT; APPROVING A BUDGET AMENDMENT: According to the agenda support documents Resolution 2017-57 authorizes the City Manager to execute a professional services agreement for Waterfront Redevelopment Consulting Services with Dix. Hite + Partners, Inc.

Approves an amendment to the FY 2016/2017 budget for related expenditures. City Manager Martin explained this is the result of the City Commission goal setting session to develop the waterfront following Hurricane Matthew. Factors that played a role in this are the 2015 Parks & Recreation Master Plan. In 2015, the Parks & Recreation Advisory Committee was comprised of the following individuals: Commissioner Johnny Miller, the late Burton Bright, Eric Bartelt, John Cotner, Barbara O'Conner, Pranab Das, Paul Martinez and Trudie Richards. This body recommended to the City Commission that the Parks & Recreation Master Plan be adopted. The City Commissioners at the time were: Mayor Ed Boner, Vice Mayor Johnny Miller, Commissioners Pat Gass, Tim Poynter and Robin C. Lentz who unanimously approved the Parks & Recreation Master Plan. Included in the Parks & Recreation Master Plan is the following paragraph: "The Amelia River waterfront will be redeveloped as a pedestrian oriented gathering and festival space along the river. Adequate space will be provided for strolling, bicycling, vendor carts, festival booths, café tables and chairs, trolley stops and other visitor amenities. Parking will be removed from the waterfront and provided through on street parking and a new parking structure on the edge of the Historic District. Waterfront communities around the United States have determined parking is not the best use of valuable waterfront land. It is impossible to meet the total demand and parking lots detract from the highly valued pedestrian experience." City Manager Martin stated that based on these facts and the direction of the City Commission, the City moved forward with solicitation for proposals for waterfront development.

Dr. Chip Ross, 210 N. 3rd Street, gave a presentation which reflected on the previously approved waterfront parking lot plans and construction drawings and is interested to know what is wrong with the current plan, which has already been paid for. Dr. Ross questioned the wisdom of the City's elected officials (past and present) repeatedly hiring waterfront consultants and quested how the Dix.+Hite plan gives new value and what will is the rush to complete.

Ms. Maureen Dunn, 1550 Suzan Court, concurred with Dr. Ross and implored the City Commission to preserve parking lot A and B; they are needed for both the citizens and tourists. As a realtor and thirty year resident, Ms. Dunn suggested lighting the trees for visual appeal (similar to what St. Augustine has done) with the underground wiring in Central Park.

Mr. Eric Bartelt, 3820 S. Fletcher Avenue, Chairman of the Parks and Recreation Advisory Committee, noted does not recall the committee discussing the waterfront as mentioned by City Manager Martin, however they will bring it up and send along their recommendation. Echoing Dr. Ross and the history of plan approvals for waterfront redevelopment by four advisory boards, Mr. Bartelt questioned why none of those plans are moving forward instead of hiring new consultants i.e.; Dix.+Hite.

Mr. Terry Lacoss, 96965 Buccaneer Trail, noted he has been chartering boats for forty years in this historic area which should, he believes, remain a small, historic marina rather than spending $162,000 for a new waterfront park that looks like it belongs in New York City.

Mr. Lynn Williams, 1899 S. Fletcher, has concerns the money being spent for the Dix.+Hite consultants is money already spent on previous studies. Mr. Williams stated marinas require parking, not a waterfront park, the very detailed proposal to remove parking, add grass and spending $162,000 for another study is nonsense.

Mr. C.N. Corbett, 106 N. 15th Street, asked if the Dix.+Hite contract is an open contract or if it was specific and inquired as to how many citizen meetings would take place. Also, rhetorically asking, who would benefit from eliminating parking lots A and B. City Manager Martin answered the Dix.+Hite contract is specific, not an open ended, and one public work session will be held to review all the work that has been done on May 15th at the golf course pending approval of the Dix.+Hite proposal.

Mr. Kevin McCarthy, 2220 Florida Avenue, stated eliminating parking and putting in a park brings no value to the marina. As a waterfront business that grosses one million dollars per year with a majority of patrons being elderly or young in strollers who cannot walk to his establishment; parking is needed close to the docks.

Ms. Anne Coonrod, 3017 Riverside Drive, noted she is a longtime resident and downtown/marina parking has been problematic for a long time. Ms. Coonrod explained accommodating change is important however the proposed Dix.+Hite plan is not the answer. What is truly needed is shade. Numerous plans have been proposed and nothing ever is accomplished.

Mr. Allen Mills, 1425 Broome Street, stated Fernandina Beach is "park rich" and "parking lot poor", money needs to be spent fixing the established parks and getting the marina rehabbed. Things haven't changed downtown because what is currently in place works.

Mrs. Joan Bean, 141 N. 15th Street, stated the City Commission goes from one emergency to another and that it's important to put the marina back together after Hurricane Matthew.

Ms. Melba Whitaker, 222 Lighthouse Circle, stated the closing of parking lot A and B would be a total disaster. Landscaping the existing downtown greenspace would be a needed improvement. Ms. Whitaker indicated she surveyed forty-four downtown businesses; 51% of which are locals who agreed parking is an issue. If they could park, more people would come into town.

Ms. Julie Ferreira, 501 Date Street, showed a presentation measuring parking curbs that would not accommodate angled parking. With a new development in Yulee with potentially 40,000 people moving in, it's time for the City to prepare for the influx of beach and downtown traffic.

Commissioner Smith responded he was surprised at the proposed loss of parking presented in the Dix.+ Hite plan.

Commissioner Poynter concurred with Ms. Ferreira; a long term plan is needed which costs money. Constituents complain there is a parking problem without offering solutions. Good ideas include creating parking on the outskirts of town and having a shuttle. With more people utilizing Uber and other options the belief is there will be less of a demand for parking in the future. Noting these may or may not be good solutions, there needs to be give and take. Commissioner Poynter noted he is not in favor of the proposed Dix.+Hite plan; it will need to be a lot more inclusive before approval.

Commissioner Smith mentioned a recent Nassau County School Board meeting revealed the City owns a piece of property located to the rear of the Nassau County School Board administration

building at 1201 Atlantic Avenue. Offering this location as a parking solution and noting the construction of a parking garage in town would be too costly. However, providing parking on the outskirts of downtown makes more sense and trolley or shuttle visitors into the downtown area.

Vice Mayor Kreger stated the constant discussion of parks will be a factor in rejecting the current Dix.+Hite plan. However, another twenty year process has occurred where nothing has been accomplished. The stormwater plan is being done piecemeal because of cost issues. The frustration lies in not moving forward.

Commissioner Miller concurred with Vice Mayor Kreger and is disappointed the Dix. +Hite plan shows a park and no additional parking spaces. Lack of parking will effect economic development and the Dix. +Hite plan needs to go back to the drawing board. Commissioner Miller also noted sea level rise is a problem being at an all-time high and continuing.

Commissioner Poynter articulated if parking is removed from one area it can be added in another area and the entire plan is not being seen correctly. A comprehensive plan which addresses every issue is needed before moving forward. Doing a parking study and planning for the influx of new visitors is needed.

Vice Mayor Kreger stated he is not opposed to the City paying for a comprehensive downtown plan as long as it is very specific reflecting the stormwater study did not include sea levels as it should have been included. The referendum fits in as well.

Mayor Lentz agreed she is unhappy with the Dix. +Hite proposal however she supports making the waterfront space a place for citizens to use. As a mother of young children who enjoy going to the docks to see the boats, the area could be nicer and safer from the busy parking lots. There is a parking need and a very specific request for proposal would have to include both parking and green space in the plan.

Vice Mayor Kreger mentioned North Front Street, a blighted area, part commercial and part residential, is an important area which needs to be taken into consideration. Commissioner Smith concurred and believes N. Front was where the linear park would be located. Asking where the available $800,000 came from, he noted appraisals were also needed. City Manager Martin replied the $800,000 is in the capital fund and not restricted to Alachua Street. Commissioner Smith responded he would have not told the consultants about the $800,000.

Commissioner Poynter made a motion to send the Dix. +Hite plan back for more consideration and a fuller, more encompassing plan for downtown. City Manager Martin suggested setting up a special workshop between the City Commission and Dix.+Hite with public observation and give detailed information on what the City Commission wants i.e. traffic study, long term parking analysis etc. to give a more focused concept and plan. Mayor Lentz supported City Manager Martin's suggestion. **Commissioner Smith moved to discard the Dix. + Hite proposal.** Commissioner Poynter noted Dix.+Hite was selected as a competent consultant who is capable of putting together a more comprehensive package and **declaring a motion to have a workshop to discuss specifically what the board is looking for in the plan.**

Ms. Julie Ferreira, 501 Date Street, requested there be a pre-meeting with the public prior to meeting with the consultants. Vice Mayor Kreger agreed. Mayor Lentz concurred.

City Manager Martin noted the golf course banquet facility is reserved for Monday May 15, 2017 to have a public workshop if the Commission is available and if a facilitated meeting can be put together in time. **A motion was made by Commissioner Poynter and seconded by Commissioner Miller, with the condition to have a facilitated workshop with the community and Dix. +Hite to explore ideas and other options to amend the plan. Vote upon passage of the motion was taken by ayes and nays and was as follows:**

Commissioner Miller:	**Aye**
Commissioner Poynter:	**Aye**
Commissioner Smith:	**Nay**
Vice Mayor Kreger:	**Nay**
Mayor Lentz:	**Aye**

Motion carried

7.2 RESOLUTION 2017-71 - APPROVING FINAL PLAT/ REPLAT, PAB CASE 2017-04 TITLED, "THE SURF - UNIT II": According to the agenda support documents Resolution 2017-71 approves the plat titled, "The Surf- Unit II", as a final plat. A **motion was made by Commissioner Poynter, seconded by Vice Mayor Kreger to approve Resolution 2017-71. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

7.3 RESOLUTION 2017-72 - APPROVING THE SOLE SOURCE PURCHASE OF WATER METERS WITH RELATED HOUSING AND COMPUTER SOFTWARE FROM SENSUS USA, INC. FOR THE UTILITIES DEPARTMENT; According to the agenda support documents Resolution 2017-72 approves the sole source purchase of water meters in the amount of $96,742.28 from SENSUS USA, Inc. **A motion was made by Commissioner Poynter, seconded by Vice Mayor Kreger to approve Resolution 2017-72. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

7.4 RESOLUTION 2017-73 - APPROVING AN AMENDMENT TO THE BUDGET FOR FISCAL YEAR 2016/2017: According to the agenda support documents Resolution 2017-73 approves the transfer of $15,000 from the Airport Salaries account to the Airport Machine/Equipment account. **A motion was made by Vice Mayor Kreger, seconded Commissioner Poynter by to approve Resolution 2017-73. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

7.5 RESOLUTION 2017-74 - ADOPTING CERTAIN RULES OF PROCEDURE FOR THE CITY COMMISSION OF THE CITY OF FERNANDINA BEACH FOR THE CONDUCT OF QUASI-JUDICIAL HEARINGS; REPEALING ALL RESOLUTIONS AND POLICIES IN CONFLICT HEREWITH: According to the agenda support documents Resolution 2017-74 adopts Rules of Procedures for City Commission Quasi-Judicial Hearings.

Dr. Chip Ross, 210 N. 3rd Street, having read the agenda support documents suggested that two business days before a quasi-judicial hearing is too short a time period and recommended staff and applicant make public their statements ten days before a hearing and five days prior the affected party would respond. Cross examination should also be done after the person testifies.

City Attorney Bach argued that as a quasi-judicial hearing is not the same as a court hearing. The agenda is published on a Wednesday and that would give two days for a response. Also for a quasi-judicial hearing it is not done that way in Florida. **A motion was made by Commissioner Poynter, seconded by Vice Mayor Kreger to approve Resolution 2017-74. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

8.1 FIRST READING OF ORDINANCE 2017-10 - CODE AMENDMENT: City Attorney Bach read Ordinance 2017-10 by title only, which was as follows: "AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FERNANDINA BEACH, AMENDING CHAPTER 30, CEMETERY, ARTICLES I-IV, OF THE CODE OF ORDINANCES; BY AMENDING SECTION 30-1 PROVIDING FOR DEFINITIONS; AMENDING SECTION 30-39 BULK PURCHASES; AMENDING SECTION 30-43 TRANSFER OF OWNERSHIP; AMENDING SECTION 30-57 PERPETUAL CARE SERVICES AND FEES; AMENDING SECTION 30-109 MEMORIAL AND VAULT INSTALLATIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE." According to the agenda support documents Ordinance 2017-10 amends various sections of the City Code pertaining to the Bosque Bello Cemetery.

Ms. Julie Ferreira, 501 Date Street, stated the Ferreira family has a grave site dating back to the 1800's that does not have a deed and needs to be assured that it is still available. City Attorney Bach affirmed there is a Ferreira plot with quite a few spaces and to contact Parks and Recreation director Nan Voit for the pertinent information.

Mr. Johnathon Steelman, 2727 Eastwind Drive, also queried about his two owned plots and memorials in the cemetery. City Attorney Bach explained the policy requires a registered, licensed funeral director is the only one who can install vaults and interments. **A motion was made by Vice Mayor Kreger, seconded by Commissioner Poynter to approve Ordinance 2017-10. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

8.2 FIRST READING OF ORDINANCE 2017-11 - LAND DEVELOPMENT CODE AMENDMENT: City Attorney Bach read Ordinance 2017-11 by title only, which was as follows: "AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FERNANDINA BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE CHAPTER 1, SECTION 1.00.07 DEFINITIONS, AND BY STRIKING AND REPLACING SECTION 3.06.00 OUTDOOR LIGHTING WITH WILDLIFE PLANNING; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE." According to the agenda support documents Ordinance 2017-11 amends the Land Development Code specific to outdoor lighting.

Mr. James C. Miller, 96501 Blackrock Road and owner of 108 S. Fletcher Avenue, noted he is an engineer with a master's degree in system management and showed a slide presentation and believes

there is no reason to change the ordinance and believes the added outdoor lighting requirements to will be cost prohibitive for him and other property owners.

Community Development Department Senior Planner Kelly Gibson explained Ordinance 2017-11 would be in keeping with the direction of the Comprehensive Plan and a step towards compliance with today's outdoor lighting standards for sea turtles and wildlife planning. Coordinating with the Florida Fish & Wildlife Conservation Commissions, Florida Public Utilities, Code Enforcement and the Sea Turtle Watch Group and under the guidelines of the University of Florida would function well for Fernandina Beach and could be defended. The current ordinance lacks enforcement or penalties and is included in this amendment. Turning off a light would bring a homeowner into compliance as would tinting windows.

City Attorney Bach noted the Planning Advisory Board had lengthy discussion about outdoor lighting penalties. In speaking with Vice Mayor Kreger, and at the pleasure of the City Commission, everything but the Sea Turtle Fund can be deleted. This ordinance articulates the current process, first notice of violation, time to cure, then Code Enforcement if it does not come into compliance which can all be eliminated if necessary.

Vice Mayor Kreger stated this would adopt measurement by instrument which takes subjectivity out of the process. Vice Mayor Kreger noted this matter passed before the Planning Advisory Board with a 5-0 vote.

Commissioner Poynter noted record numbers of turtles and he believes the outdoor lighting requirements are overbroad. As a result he will be voting against the ordinance. Commissioner Miller clarified that the outdoor lighting compliance referenced in this ordinance is for new construction. **A motion was made by Vice Mayor Kreger, seconded by Commissioner Miller, to approve Ordinance 2017-11. Vote upon passage of the motion was taken by ayes and nays as follows:**

Vice Mayor Kreger:	**Aye**
Commissioner Miller:	**Aye**
Commissioner Smith:	**Nay**
Commissioner Poynter:	**Nay**
Mayor Lentz:	**Nay**

Motion failed.

8.3 FIRST READING OF ORDINANCE 2017-12 - LAND DEVELOPMENT CODE AMENDMENT:
City Attorney Bach read Ordinance 2017-12 by title only, which was as follows: "AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FERNANDINA BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE BY STRIKING SECTION 4.01.02 AND TABLE 4.01.02 (A) COMMUNITY REDEVELOPMENT AREA DENSITY BONUS INCENTIVE PROGRAM AND AMENDING SECTION 4.01.01 TO INCREASE THE BASE DENSITY WITHIN THE CENTRAL BUSINESS DISTRICT AND MODIFY PERMISSIBLE HOUSING TYPES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE." According to the agenda support documents Ordinance 2017-12 amends the Land Development Code specific to downtown density.

Community Development Department Senior Planner, Kelly Gibson explained the land use density increases under the Comprehensive Plan.

Mr. Jonathon Steelman, 2727 Eastwind Drive, explained he moved to Fernandina Beach over a year ago believing this to be a quaint small town and is shocked the City Commission would consider raising density and believes it will destroy the tourism and what the town means to people.

Ms. Julie Ferreira, 501 Date Street, asked whether the motion for the Community Redevelopment Area (CRA) would take away the density bonus from the 2006 plan and asked to postpone the discussion until an overall master plan in place. Community Development Department Senior Planner Kelly Gibson explained in detail the proposed density increase does not remove any of CRA density bonuses. **A motion was made by Commissioner Poynter, seconded by Commissioner Miller, to approve Ordinance 2017-12. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

8.4 FIRST READING OF ORDINANCE 2017-13 - FUTURE LAND USE MAP AMENDMENT:
City Attorney Bach read Ordinance 2017-13 by title only, which was as follows: "AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FERNANDINA BEACH, FLORIDA, CHANGING THE CITY'S FUTURE LAND USE MAP FROM INDUSTRIAL (IND) TO ASSIGN A LAND USE DESIGNATION OF CENTRAL BUSINESS DISTRICT (CBD) FOR FOUR PARCELS TOTALING APPROXIMATELY 0.32 ACRES OF LAND LOCATED WITHIN THE AMELIA RIVER WATERFRONT COMMUNITY REDEVELOPMENT AREA ON BROOME STREET; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE." According to the agenda support documents Ordinance 2017-13 assigns a Future Land Use Map designation of Central Business District (CBD) to 0.32 acres of land located on Broome Street.

Mr. Robert Erickson, 30 S. 3RD Street, stated he owns the home located at 205 Broome Street, which many people thought should be demolished however; he and his wife saw a different vision and have since completed a historically appropriate renovation. The problem is the structure is zoned industrial which prohibits residential occupants from living in the renovated structure. Mr. Erickson respectfully requested the zoning be changed to C-3and would like this ordinance approved so his family can live in the home.

Dr. Chip Ross, 210 N. 3rd Street, submitted eighteen exhibits for the record and a slide presentation disputing the Future Land Use Amendment stating the applicants do not meet the burden criteria and therefore should be denied. **A motion was made by Commissioner Poynter, seconded by Commissioner Miller, to approve Ordinance 2017-13. Vote upon passage of the motion was taken by ayes and nays and was as follows:**

Commissioner Poynter:	**Aye**
Commissioner Smith:	**Aye**
Vice-Mayer Kreger:	**Nay**
Mayor Lentz:	**Nay**
Commissioner Miller:	**Aye**

Motion carried.

8.5 Quasi-Judicial – FIRST READING OF ORDINANCE 2017-14 - ZONING MAP AMENDMENT - BROOME STREET: City Attorney Bach read Ordinance 2017-14 by title only, which was as follows: "AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FERNANDINA BEACH, FLORIDA, CHANGING THE CITY'S ZONING MAP FROM INDUSTRIAL (I-1) TO ASSIGN A ZONING MAP CATEGORY OF CENTRAL BUSINESS DISTRICT (C-3) FOR FOUR PARCELS TOTALING APPROXIMATELY 0.32 ACRES OF LAND LOCATED WITHIN THE AMELIA RIVER WATERFRONT COMMUNITY REDEVELOPMENT AREA ON BROOME STREET; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE." According to the agenda support documents Ordinance 2017-14 assigns a Zoning Category of Central Business District (C-3) to approximately 0.32 acres located on Broome Street.

City Attorney Bach explained previous Ordinance 2017-13 was the Comprehensive Plan change to cover the zoning and changing the property use from Industrial to Central Business District. This Ordinance (2017-14) covers the Zoning Map amendment and is quasi-judicial. City Attorney Bach further explained the quasi-judicial proceedings as follows; first city staff will make a presentation and present any evidence into the record and call any witnesses, then the applicant and/or their agent will come to the podium, identify themselves and introduce evidence into the record, offer any testimony and may call any witnesses; the effected parties and staff may cross examine each other. Next, the City will ask effected parties to come to the podium, identify themselves as an effected party, the customary three minute speaking time limit will not be observed and effected parties will have an opportunity to present evidence into the record. City Attorney Bach noted effected parties means anyone who lives within the City. City Attorney Bach then asked any members of the public as well as the applicants and/or their agents who planned to any offer testimony to please stand and take the oath.

Community Development Department Senior Planner Kelly Gibson submitted the staff report as well as all of the application materials as part of the formal record for this proceeding. Ms. Gibson noted this information was also included as part of the Planning Advisory Board record as well as draft meeting minutes. Ms. Gibson explained this case covers 0.32 acres of land located on Broome Street and within the CRA. The applicants are requesting a zoning change from I-1; Light Industrial to C-3; Central Business District. The requested change is to correct an existing non-conforming use for properties where two single family homes have existed for many years. Today these properties are considered a grandfathered use with one exception; 211 Broome Street is considered a grandfathered use, 205 Broome Street was in an advanced state of deterioration for many years before Mr. and Mrs. Erickson purchased it and renovated the structure. Ms. Gibson explained the property owners desire to rezone to a single family home status. All four of the parcels are located within the CRA; the request does address consistency with Comprehensive Plan Policies 1.01.02 and 4.01.01 which describe level of service standards and the availability of facilities and services. This is also consistent with Comprehensive Plan Policy 1.02.03 which ensures location, timing, and scale as well as design of development. The CRA was created in 2005; specific properties were targeted with the specific purpose of maximizing the existing public facilities within the area. One of the principle reasons the CRA was established was to remove blighted conditions, including inadequate and outdated building density patterns. The properties under consideration this evening represent those inadequate and outdated building density patterns which is consistent with Comprehensive Plan Policy 4.1.02.03 as well as the direction of the CRA. These policies serve to address a long term

development strategy for the area and provides for future infill opportunities, a logical transition area; a step down district from the adjoining industrial properties and is in further keeping with the historic pattern. Staff finds the applicants request is also consistent with Comprehensive Plan Policies 1.02.04., 1.02.08, 1.02.09, 1.07.09 and Land Development Code Section 2.01.13. Staff recommends approval.

Mr. Robert Erickson, 30 S. 3RD Street, owner/applicant of 205 Broome Street, stated his comments from earlier stand and asked if anyone had any questions. Mr. Erickson then introduced Mr. Peter King as an individual with more paperwork and knowledge than himself to submit for the record if need be.

Mr. Peter King, 404 W. 70th Street, Jacksonville, Florida, stated he is representing the owners of the next application (not Mr. Erickson) and noted his applicant and Mr. Erickson seeks the exact same thing. Mr. King mentioned he has a presentation and maps which illustrate the constraints Community Development Senior Planner Kelly Gibson brought up in her presentation and reminded the City Commissioners not to forget the existing historic buildings which will remain. Mr. King stated he would present his presentation at the appropriate time.

City Attorney Bach offered Mr. Erickson and anyone else in attendance the opportunity to put anything they would like into the record. Ms. Bach stated there was obviously evidence that staff presented and asked Mr. Erickson if he had anything additional to present because what is discussed at the next case, cannot be considered evidence in this hearing because once this hearing is closed, there is no more evidence allowed and then the record, if there is any appeal of the City Commissions decision from this hearing, there is still a legislative hearing where participants can speak for 3 minutes, so if there is anything that you (Mr. Erickson) want to make sure is on the record, should there be an appeal, and a judge see this later, this is the chance to make it part of the record in case a judge looks at this later.

Mr. Erickson stated his knowledge of procedures is limited thus he requested to have all the evidence that is going to be presented in the second case to be presented in his case because it is the same evidence.

City Attorney Bach noted this was absolutely allowed. City Attorney Bach noted Mr. Erickson and Mr. King were both sworn in and in the interest of fairness if it gets too late and it gets to a point where no one can think straight e can postpone to later date.

Mr. King stated he would present his slides to address the issue. City Attorney Bach reiterated that once the speakers have commenced and Commission vote is final.

Mr. Peter King, 404 W. 70th Street, Jacksonville, Florida, gave a presentation explaining the property and the issues and stated the purpose and definition of the CRA overlay is to provide a broader mix of uses and compatible design with the downtown area in order to promote revitalization of the working waterfront and adjacent areas. Showing a photo of the property and vacant surrounding land Mr. King stated there is “not really a whole lot going on, it is not meeting the goals of the CRA to promote development within the City”. Mr. King noted it is evident there are non-conforming structures, including a quadriplex which makes it difficult to finance and insure and if its damaged

over 50%, may not be able to rebuild it according to the zoning code. The Comprehensive Plan requires a transitional use, the current situation of having industrial use next to residential does not conform to the Comprehensive Plan. Showing a slide of the uses permitted in I-1 (8) vs. C-3 (1). Reiterating the definition of the Community Development Area and emphasizing "compatible with the downtown area". There is a concern there will be a 40 foot tall monolithic block that runs from rezoning all the way to Broome Street but it is not possible because there are constraints including existing historic buildings, a twenty foot setback to residential requirement and required parking . Mr. King showed a graphic which illustrated the fears will be unfounded due to the constraints. In conclusion, the change Mr. Erickson applied for complies with the CRA, the Comprehensive Plan, is a down zoning of the property, it promotes development of the working waterfront, increases tax base and encourages tourist revenue.

Community Development Department Senior Planner, Kelly Gibson, noted a point of clarification as Commissioner Smith had asked about building heights for these structures and specifically the properties located on Broome Street and referenced Land Development Code Policy 8.01.02 subsection E which discusses properties located within the CRA east of Front Street are subject to the following standards which have setbacks for facades. There is also provision E3, which discusses CRA properties on the east side of North 2nd Street that share a property line with residentially zoned non CRA properties and limit building heights to thirty five feet including parapet roof structures. It further provides limitations on façade elements and setbacks and also has a minimum front yard setback of no greater than ten feet, the intent being to pull any new development up to the front of the property so that it is further away from the non CRA residentially zoned properties. It also requires a minimum twenty foot rear yard setback on all principal structures.

Dr. Ronald "Chip" Ross, 210 N. 3RD Street, noted portions of the properties subject to Ordinance 2017-13, 2017-14, 2017- 15 and 2017-16 are located less than 300 feet from Dr. Ross's primary residence and in view his front porch, as such he is an affected party. Under Land Development Code section 111.0700A and Florida Statute 163.3215 Dr. Ross is standing to appeal in this case. Dr. Ross submitted eighteen exhibits into the record of these proceedings. City Attorney Bach stated that the exhibits would be accepted into the record if there were no objections.

Dr. Ross explained exhibits 1, 2, 3, and 4 are the agenda packets for all of the ordinances; exhibit 5 is the Comprehensive Plan from 1961 volume 2; exhibit 6 Comprehensive Plan current Goal 1; exhibit 7 Comprehensive Plan current policy 1.07.09; exhibit 8 findings of necessity CRA order; exhibit 9 waterfront area community redevelopment plan; exhibit 10 CRA design criteria chapter 3; exhibit 11 Fernandina Beach Vision 2020 plan; exhibit 12 are letters dated 12/28/2016 sent by the City of Fernandina Beach to property owners; exhibit 13 an email dated 1/4/2017 from Community Development Department Senior Planner Kelly Gibson to the City Commissioners; exhibit 14 is Dr. Ross' response to a public records request dated 2/17/2017; exhibit 15 Ordinance 2017-02, exhibit 16 is a website screen shot of the Fernandina Beach CRA; exhibit 17 photograph Second Street North with a caption; exhibit 18 is Dr. Ross written report. Dr. Ross asked the Commission if there was any objection to the exhibits being accepted into the record. Mayor Lentz replied "No".

City Attorney Bach asked Mr. Erickson if he had any objection. Mr. Erickson replied that for the record the applicant has not had an opportunity to see the exhibits as presented as they were "dumped" on the applicant the night of the hearing.

Dr. Ross referenced Florida Statute 163.3161 which states no public or private development shall be permitted except in conformity with the Comprehensive Plan thus in order for this to go forward it has to comply with all parts of the Comprehensive Plan, it's not discretionary, it is mandatory. Case law specifies requiring a municipality to deny a rezoning application that is inconsistent with the adopted Comprehensive Plan. Referencing case Pinecrest Lakes. Inc. v. Shidel, 795 So. 2d 191,198 - holding that consistency with a Comprehensive Plan is not a discretionary matter which Dr. Ross explained must be denied if all the components of the Comprehensive Plan are not met; the burden of proof is on the applicant. Quoting policy 1.07.09 Central Business District, Dr. Ross stated there has been no evidence presented by the applicant or City staff that there needs to be an increase in the land area of the Central Business District. Referencing a public records request dated February 13, 2013 regarding a request for documents concerning increasing the land area in the Central Business District; Dr. Ross explained there are no sentences within those documents stating the land mass needs to be increased. Showing photos of Centre Street and contrasting photos of the industrial district with a caption stating there is "No competent substantial evidence presented by staff, no competent substantial evidence presented by applicant, that the area is consistent with characteristics of the Central Business District and downtown. Showing slides of North 2nd and Centre Streets and explaining the truck route to the ports, claiming they are "industrial streets, an industrial area not a Central Business District". A slide defining Florida Statute 163.3177 – required and optional elements of comprehensive plan; studies and surveys citing 8. Future Land Use Map (FLUM) amendments shall be based upon the following analyses: c. an analysis of the minimum amount of land needed to achieve the goals and requirements of this section and also Policy 1.02.04 referencing demonstration of adequate water supply and water supply facilities Dr. Ross claimed water distribution is unclear and no analysis was presented by staff or applicant. Dr. Ross referred Mr. King and his presentation that it is light industrial not heavy industrial and the change is really to put in "high density housing". Believing that C-3 zoning is more intense and dense than industrial zoning. With a slide stating Florida Law requires municipality to deny a rezoning application which is not consistent with the adopted comprehensive code, Dr. Ross concluded no competent substantial evidence was presented thus as a matter of law the application should be denied.

City Attorney Bach stated a decision must be based on competent substantial evidence and facts based on the Comprehensive Plan policies and Land Development Code regulations. **A motion was made by Commissioner Poynter, seconded by Commissioner Smith, to approve Ordinance 2017-14. Vote upon passage of the motion was taken by ayes and nays and was as follows:**

Commissioner Miller:	**Aye**
Commissioner Poynter:	**Aye**
Commissioner Smith:	**Aye**
Vice-Mayer Kreger:	**Nay**
Mayor Lentz:	**Aye**

Motion carried.

8.6 FIRST READING OF ORDINANCE 2017-15 - FUTURE LAND USE MAP AMENDMENT - NORTH 2ND STREET: City Attorney Bach read Ordinance 2017-15 by title only, which was as follows: "AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF

FERNANDINA BEACH, FLORIDA, CHANGING THE CITY'S FUTURE LAND USE MAP FROM INDUSTRIAL (IND) TO ASSIGN A LAND USE DESIGNATION OF CENTRAL BUSINESS DISTRICT (CBD) FOR THREE PARCELS TOTALING APPROXIMATELY 0.59 ACRES OF LAND LOCATED WITHIN THE AMELIA RIVER WATERFRONT COMMUNITY REDEVELOPMENT AREA ON NORTH 2ND STREET; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE." According to the agenda support documents Ordinance 2017-15 assigns a Future Land Use Map designation of Central Business District (CBD) to 0.59 acres of land located on North 2nd Street.

Mr. Lynn Williams, 1899 S. Fletcher Avenue, disagrees with Commissioner Poynter and resident Julie Ferreira about an influx of 20,000 new residents and although there will be more people. As a member of the Board of Adjustment, Mr. Williams stated this is the wrong way to control growth.

Dr. Chip Ross, 210 N. 3rd Street, on appeal these are two different cases and refer back to the presentation that was given and based on agenda item 8.5 with the stipulation with two contiguous properties. For the FLUM amendment the exhibit binder and presentation are to be included.

City Attorney Bach would stipulate that legally, if Dr. Ross is an appellant in circuit court, defending the City the audio would later be transcribed and will be acceptable evidence.

Community Development Department Senior Planner Kelly Gibson, added a point of correction; any variance requests from a Land Development Code policy would not go before the Board of Adjustment it would be heard by the Historic District Council as part of the Community Redevelopment Area. **A motion was made by Commissioner Poynter, seconded by Commissioner Smith, to approve Ordinance 2017-14. Vote upon passage of the motion was taken by ayes and nays and was as follows:**

Commissioner Miller:	**Aye**
Commissioner Poynter:	**Aye**
Commissioner Smith:	**Aye**
Vice-Mayer Kreger:	**Nay**
Mayor Lentz:	**Aye**

Motion carried.

8.7 Quasi-judicial – FIRST READING OF ORDINANCE 2017- 16 - ZONING MAP AMENDMENT: City Attorney Bach read Ordinance 2017-16 by title only, which was as follows: "AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FERNANDINA BEACH, FLORIDA, CHANGING THE CITY'S ZONING MAP FROM INDUSTRIAL (I-1) TO ASSIGN A ZONING MAP CATEGORY OF CENTRAL BUSINESS DISTRICT (C-3) FOR THREE PARCELS TOTALING APPROXIMATELY 0.59 ACRES OF LAND LOCATED WITHIN THE AMELIA RIVER WATERFRONT COMMUNITY REDEVELOPMENT AREA ON NORTH 2ND STREET; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE." According to the agenda support documents Ordinance 2017-16 assigns a Zoning Category of Central Business District (C-3) to approximately 0.59 acres located on North 2nd Street.

City Attorney Bach reported this is a quasi-judicial hearing and as it is understood the same Comprehensive Plan exist hence City staff, the applicant's agent, Mr. Peter King and Dr. Chip Ross the affected party(s), their presentations, documents and evidence is all going to be the same and on behalf of the City, it is stipulated the affected parties for the Broome Street properties and Ordinance 2014-14, that the competent substantial evidence that was presented including the FLUM amendment, the PowerPoint presentation for Ordinance 2017-16, the 18 exhibits, everything that has been discussed except for the new PowerPoint has been included. City Attorney Bach asked if that was acceptable to all parties.

Community Development Department Senior Planner, Kelly Gibson clarified that it would only apply to the backup materials staff report tied to this specific property, not Broome Street.

Vice Mayor Kreger mentioned the discussion about parking that Senior Planner Gibson and Mr. King had it "right" that they can pay their way out of parking.

Community Development Department Senior Planner, Kelly Gibson, disagreed it cannot be paid out of parking for residential it can only be paid for non-residential. Within the code for CRA properties there is the ability to reduce the parking requirement from two spaces to one or one and a half spaces based on the square footage of the unit being provided and that only applies to CRA properties.

Vice Mayor Kreger explained his no vote is because his concerns stem from the zoning change C3, C2, and C3 why it didn't go to R2 it sets a bad precedent for the future of Central Business District expanding out. Mayor Lentz countered her vote of approval is based on giving properties in the CRA more flexibility and "life". **A motion was made by Commissioner Poynter, seconded by Commissioner Smith, to approve Ordinance 2017-16. Vote upon passage of the motion was taken by ayes and nays and was as follows:**

Commissioner Miller:	**Aye**
Commissioner Poynter:	**Aye**
Commissioner Smith:	**Aye**
Vice-Mayer Kreger:	**Nay**
Mayor Lentz:	**Aye**

Motion carried.

9.1 SECOND READING OF ORDINANCE 2017-08 - AMENDING CHAPTER 42: City Attorney Bach read Ordinance 2017-16 by title only, which was as follows: "AN ORDINANCE OF THE CITY OF FERNANDINA BEACH, FLORIDA, AMENDING CHAPTER 42, ARTICLE V, NOISE, BY AMENDING SECTION 42-141, DEFINITIONS, TO ADD DEFINITION OF PLAINLY AUDIBLE; AMENDING SECTION 42-142 REGARDING UNNECESSARY AND EXCESSIVE NOISE SETTING FORTH PLAINLY AUDIBLE MEASUREMENT STANDARD; AMENDING SECTION 42-145 REGARDING EXEMPTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE." According to the agenda support documents Ordinance 2017-08 amends Chapter 42 of the City Code pertaining to noise.

Ms. Amy Petroy, 2702 Gregor McGregor Blvd, and owner of the Patio Place Restaurant located at 416 Ash Street, expressed concerns about the final adoption of Ordinance 2017-08 which could adversely affect her business and requested an extension of time to further review the matter with her. As a reasonable person whose patrons request music, her request is to play amplified music twice per month on Friday and Saturday nights from 6-10pm except for New Year's Eve, as do other local establishments. Neighbors have complained and one threatened, and she has been issued a citation. She is requesting an extension to research other ordinances and consult with her counsel.

Commissioner Smith stated having personally heard music playing past the twenty-five foot limit, there should be a ban of amplification of bands and singers. Ms. Petroy commented her out of town customers conveyed they visit because of the town and the music. Commissioner Smith disagreed and stated that music does not need to be amplified. Commissioner Miller explained in a bar/restaurant it's necessary to have a PA system to be heard and if amplification is banned, bands will leave town to play elsewhere.

City Attorney Bach gave a reminder that Ordinance 2017-08 is not being changed, it just defines plainly audible, at the request of the Police Department, and removing the exemption of what is actually a violation. It still works exactly the same. **A motion was made by Commissioner Poynter, seconded by Vice Mayor Kreger to approve Ordinance 2017-16. Vote upon passage of the motion was taken by ayes and nays and was as follows:**

Commissioner Miller:	**Aye**
Commissioner Poynter:	**Aye**
Commissioner Smith:	**Nay**
Vice-Mayer Kreger:	**Aye**
Mayor Lentz:	**Aye**

Motion carried.

CITY MANAGER REPORTS:

NOTICE: City Manager Martin reported a boil water notice to begin @ 6: 00am for approximately FOUR hours along Citrona Drive and Sapelo Court for a damaged water valve.

FIREWORKS: City Manager Martin announced a special exclusion from the burn ban is in place for Friday night fireworks during the annual 54th Annual Isle of Eight Flags Shrimp Festival.

RECYCLING: City Manager Martin reported the recent annual city recycling and food drive event to benefit the Barnabas Center was very successful and the largest to date with 807 vehicles.

THANK YOU: City Manager Martin conveyed a big thank you to all those involved with the recent neighborhood beautification, Egan's Creek Park opening and the 54th Annual Isle of Eight Flags Shrimp Festival.

ABSENCE: City Manager Martin will be out of the office this weekend to attend his daughter's college graduation through Monday returning Tuesday May 16th.

CITY ATTORNEY REPORTS: City Attorney Bach had no reports at this time.

CITY CLERK REPORTS: City Clerk Best had no reports at this time.

MAYOR/COMMISSIONER COMMENTS:

DESIGNATION: Vice Mayor Kreger attended the designation of the Island Trail Scenic Highway.

COMMENDATION: Vice Mayor Kreger commended the City Streets and County roads departments for beach cleanup from wind and surf conditions.

CONDOLENCES: Commissioner Smith acknowledged the passing of Jim Powers.

KUDOS: Commissioner Miller thanked all who came out to support the recent birthday celebration for resident Felix Jones, the volunteers who assisted in the opening of Egan's Creek Park and the volunteers who banded together to assist a residential move for a terminally ill local friend.

CONDOLENCES: Commissioner Poynter also expressed condolences to the family of local resident Jim Powers.

MEETING: Commissioner Poynter will not have his regular Thursday meeting at Café Karibo due to the Shrimp festival parade.

THANKS: Mayor Lentz thanked City Manager Martin and Administrative Services Manager Nicole Bednar for organizing the successful beautification project through the Compassionate Fernandina organization.

ACKNOWLEDGEMENT: Mayor Lentz encouraged all to go out and see the amazing new Egan's Creek Park.

CONDOLENCES: Mayor Lentz expressed condolences to Mrs. Deb Powers and family on the recent passing of her great husband, Jim.

ADJOURNMENT: There being no further business to come before the Commission, the meeting was adjourned at 10:21pm.

ATTEST:

Caroline Best
CAROLINE BEST
City Clerk

Robin C. Lentz
ROBIN C. LENTZ
Mayor-Commissioner