

The City Commission of the City of Fernandina Beach, Florida, met in a Regular Meeting on Tuesday, October 3, 2017 at 6:00 pm in the City Commission Chambers. Present were Mayor Robin Lentz presiding, Commissioners Len Kreger, John A. Miller, Tim Poynter, and Roy G. Smith. 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. The invocation was then given by Reverend Anthony Daniel of Macedonia A.M.E. Church.

4. PUBLIC COMMENT REGARDING ITEMS NOT ON THE AGENDA OR ITEMS ON THE CONSENT AGENDA:

STORMWATER: Mr. Perry Laspina, 760 Calhoun Street, relayed serious stormwater drainage issues on his street especially since the last two hurricanes. Mr. Laspina indicated he spoke to City Stormwater Engineer Mr. Andre Desilet, who as a result of their conversation dug a ditch across the street in an attempt to alleviate stormwater drainage which has not helped and in fact, has increased mosquito breeding. To the west of his home is a culvert that is sinking, Maintenance Director - Streets & Parks Mr. Rex Lester is filling as a pothole. Mr. Laspina noted he has spoken to Utilities Director Mr. John Mandrick, who in the past assured him the issue would be resolved with a flapper valve installation on Dade Street that would alleviate the water coming down Calhoun Street. To date this has not been done hence his speaking out at this meeting. There are numerous city wide issues, including drainage, that need to be fixed not just mended with a band aid before the city goes “gung ho” with a pricey marina renovation.

SURVEY: Mr. Medardo Monzon, 2826 S. Fletcher Avenue, stated feedback is one of the most powerful tools a leadership team has to improve its performance and asking City residents how well they (the City Commission) are doing is courageous. Mr. Monzon commended the City Commissioners for reaching out to understand the community in order to better to serve.

AIRPORT: Mr. Charles Corbett, 106 N. 15th Street, asked if the cost of the airport is \$4.9 million and if the \$218,000 fee for Passero & Associates is included or an added expense; is there a contingency for cost overruns and how much money is actually available to build the airport terminal building and what does the design include. City Manager Martin responded the Commission approved spending for roughly \$4.4 million and due to some engineering savings of the design the cost has been substantially reduced to less than \$4 million dollars and includes the Passero & Associates fee in the original \$4.4 million. There is a 10% contingency for overages. There is \$1 million dollars in the airport fund of which approximately \$750,000 will be used; another \$850,000 will go out in bonds at either ten-fifteen year rates at approximately 3%. The design is in progress to include a nose and tail and would either be paid for by the City or the incoming Fixed Base Operator (FBO).

SURVEY: Mr. Lynn Williams, 1899 S. Fletcher, lamented about properties that could have been bought by the City but were purchased by others including developers. Per the recently conducted survey, citizens don’t seem to think all that well of City government. During visioning workshops, the City Manager tried to line things up but that does not seem to be going well i.e. Alachua Street opening which is not particularly favored by citizens. It is Mr. Williams’s suggestion to rename the visioning workshops to priorities to be more focused and to provide the public with a more useful process.

WATERFRONT PLAN: Mr. Leslie Rohde, 645 King George Lane, there is a waterfront plan from 2012 and it is important to move forward and compare the plan going forward. Parking for cars and slips for boats are needed, a solution might be to rearrange parking lot A to increase parking spaces. Mayor Lentz mentioned parking lot E could be reconfigured to increase parking spaces.

5. CONSENT AGENDA: The following two items were on the Consent Agenda and were approved by one motion.

5.1 RESOLUTION 2017-150 APPROVING THE FACILITIES USE AGREEMENT ALLOWING KEN BYRNS TO USE AIRPORT PROPERTY FOR PARKING ASSOCIATED WITH A WEDDING EVENT ON NOVEMBER 4, 2017, TO BE HOSTED IN AIRPORT HANGAR A: According to the agenda support documents Resolution 2017-150 approves the

Facilities Use Agreement for Ken Byrns to use Airport property for parking associated with a wedding event being held in Airport Hangar A on November 4, 2017. **A motion was made by Vice Mayor Kreger, seconded by Commissioner Miller to approve Resolution 2017-150. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

5.2 RESOLUTION 2017-151 APPROVING THE POLL WORKERS FOR THE 2017 CITY ELECTIONS: According to the agenda support documents Resolution 2017- 151 approves the Inspectors, Poll Workers, and Clerks for the 2017 City Elections. **A motion was made by Vice Mayor Kreger, seconded by Commissioner Miller to approve Resolution 2017-151. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

6.1 RESOLUTION 2017-152 APPROVING THE PURCHASE OF VEHICLES AND EQUIPMENT FOR THE CITY FLEET FOR FISCAL YEAR 2017/2018: According to the agenda support documents Resolution 2017-152 approves the purchase of vehicles and equipment for the City fleet for Fiscal Year 2017/2018. **A motion was made by Commissioner Miller, seconded by Vice Mayor Kreger to approve Resolution 2017-152. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

6.2 RESOLUTION 2017-153 APPROVING THE LEASE/PURCHASE OF MOTOROLA RADIOS FOR THE POLICE AND FIRE DEPARTMENTS. According to the agenda support documents Resolution 2017-153 enters into a Lease Purchase agreement with Motorola for radios and related services. **A motion was made by Commissioner Poynter, seconded by Vice Mayor Kreger to approve Resolution 2017-153. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

6.3 RESOLUTION 2017-154 AWARDING BID #17-10 TO KELLERMAN CONSTRUCTION, INC. IN THE AMOUNT OF \$34,000: According to the agenda support documents Resolution 2017-154 awards Bid #17-10 to Kellerman Construction, Inc. in a not-to-exceed amount of \$34,000. **A motion was made by Commissioner Miller, seconded by Commissioner Poynter to approve Resolution 2017-154.** Vice Mayor Kreger asked that more detail be given regarding financing as often the synopsis for resolutions do not make sense. **Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

6.4 RESOLUTION 2017-155 AWARDING BID # 17-11 TO CWA DEVELOPMENT DBA CUSTOM MARINE CONSTRUCTION IN THE AMOUNT OF \$63,120, AUTHORIZING EXECUTION OF SERVICES CONTRACT: According to the agenda support documents Resolution 2017-155 Awards Bid # 17-11 to Custom Marine Construction in a not-to-exceed amount of \$63,120. Vice Mayor Kreger validated this bid is an example of completeness. **A motion was made by Commissioner Poynter, seconded by Commissioner Miller to approve Resolution 2017-155.**

Mr. Philip Chapman, 2120 Florida Avenue, is thrilled about the marina although there seems to be discrepancies with funding and is confused about the difference in the requests of items 6.3 and 6.4. City Manager Martin explained these numbers are from the initial budget and the bids came in substantially less. The resolution and summary refers to actual budgeted not bid numbers and is reflected in the actual resolution not in the synopsis.

Mr. Leslie Rohde, 645 King George Lane, understands mistakes happen but would like to know how the pieces fit together and requests the Commission do a better job informing the public about the progress with marina repairs.

Marina Manager Mr. Joe Springer explained if the resolutions are approved tonight contracting could be done by the end of October with a ninety day completion date. The walk around Brett's Restaurant (infrastructure) to be constructed safely and functionally by the end of January 2018 and the northern fuel docks pumping fuel by June 2018. Safety and functionality are necessities before further steps are taken. Mayor Lentz asked City Manager Martin to provide an official statement with detailed information related to pending marina repairs be issued to the public and media. **Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

6.5 RESOLUTION 2017-156 AMENDING THE CITY ATTORNEY'S EMPLOYMENT AGREEMENT TO INCREASE VACATION HOURS FROM 120 TO 160 HOURS ANNUALLY IN RECOGNITION OF TEN YEARS OF SERVICE TO THE CITY: According

to the agenda support documents Resolution 2017-156 amends the City Attorney's employment agreement for a third time as provided in the Third Amended Employment Agreement. **A motion was made by Commissioner Miller, seconded by Vice Mayor Kreger to approve Resolution 2017-156. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

6.6 RESOLUTION 2017-157 APPROVING THE EMERGENCY PURCHASE OF A GRAPPLE TRUCK FROM BECK AUTO SALES, INC.; APPROVING AN AMENDMENT TO THE CAPITAL IMPROVEMENT FUND BUDGET FOR FISCAL YEAR 2017/2018 FOR THE PURCHASE; APPROVING AN AMENDMENT TO THE FIVE YEAR CAPITAL IMPROVEMENT PLAN FOR FISCAL YEAR 2017/2018; According to the agenda support documents Resolution 2017-157 approves the emergency purchase of a grapple truck and the following budget amendment: a transfer of \$113,895 to the Capital Improvement Fund's Streets Equipment account from the Capital Improvement Fund's Reserve account. Also amends the five-year capital improvement plan to add the emergency purchase. City Manager Martin explained he authorized the emergency purchase of the grapple truck as a result of extremely large amounts of hurricane debris that needs to be removed from city streets and rights of way. **A motion was made by Commissioner Miller, seconded by Commissioner Poynter to approve Resolution 2017-157.** Vice Mayor Kreger noted he will approve this resolution however is troubled by the process and takes issue with how it came about and asked that there be better communication with future emergent situations. Commissioner Poynter stated he believes the Commission was clear about moving forward with the purchase and trusts the purchase is eligible for Federal Emergency Management Agency (FEMA) reimbursement. Commissioner Miller commended Facilities Maintenance Director Jeremiah Glisson for his detailed efforts in researching purchases and getting the best value when spending tax payer dollars. **Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

7.1 FIRST READING OF ORDINANCE 2017-23 AMENDING 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 NEWS RACKS WITHIN THE HISTORIC DISTRICT; City Attorney Bach read Ordinance 2017-23 by title only which was as follows: "AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FERNANDINA BEACH AMENDING 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, PROVIDING FOR CITY-APPROVED NEWSRACKS WITHIN THE HISTORIC DISTRICT; SPECIFYING PERMIT PROCEDURES AND PROHIBITIONS REGARDING NEWSRACKS IN THE PUBLIC RIGHT OF WAY; PROVIDING FOR SPECIFIC LOCATIONS FOR THE PLACEMENT OF CITY-APPROVED NEWSRACKS IN THE HISTORIC DISTRICT; PROVIDING FOR REMOVAL BY THE CITY OF ABANDONED AND IMPERMISSIBLE NEWSRACKS; PROVIDING FOR AN APPEALS PROCESS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE." City Attorney Bach provided a brief history of the news rack ordinance which began more than eleven years ago.

Mr. Jeff Kurtz, 715 Centre Street, representing Fernandina Main Street, noted the news rack ordinance would reduce the current number of news racks from 160 to 36 to create a more uniform look and a better downtown aesthetic. Commissioner Smith commented the new look is not different from the current design. Commissioner Poynter asked that a better design be researched. Mayor Lentz noted currently the boxes are different varying in color, plastic and metal. The new boxes would all be the same black metal for consistency. Commissioner Miller expressed concern about requiring local businesses to invest in new expensive boxes i.e. The News Leader newspaper. Commissioner Poynter clarified all the boxes would be changed.

City Attorney Bach noted the owner of The News Leader asked for a detailed report of exactly what the ordinance entails. Commissioner Poynter voiced disappointment in the lack of news rack options and the lack of information in order to make a decision, Commissioner Smith concurred.

Mr. Eric Bartelt, 3820S. Fletcher, as a member of Main Street Design Council, expressed not many news rack options exist. The goal is to have a box that blends with street furniture and does not stand out. Commissioner Smith stated the design is hideous and needs to compliment the streetscape. Mayor Lentz interjected if cost is involved it would help to reduce the volume. Community Development Department Senior Planner Kelly Gibson researched costs at \$600 for

new and \$250 for refurbished. City Attorney Bach offered assistance in researching other designs and options. Commissioner Poynter requested that an actual cost be submitted. **A motion was made by Commissioner Poynter, seconded by Vice Mayor Kreger to approve Ordinance 2017-23. Vote upon passage of the motion was taken by ayes and nays as follows:**

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

Motion carried.

8.1 SECOND READING OF ORDINANCE 2017-22 ESTABLISHING AN AMENDED CLASSIFICATION PLAN FOR FISCAL YEAR 2017/2018, PURSUANT TO SECTION 120 OF THE CITY CHARTER AND SECTION 62-247 OF THE CODE OF ORDINANCES OF THE CITY: City Attorney Bach read Ordinance 2017-22 by title only which was as follows: “AN ORDINANCE OF THE CITY OF FERNANDINA BEACH, FLORIDA, ESTABLISHING AN AMENDED CLASSIFICATION PLAN FOR FISCAL YEAR 2017/2018, PURSUANT TO SECTION 120 OF THE CITY CHARTER AND SECTION 62-247 OF THE CODE OF ORDINANCES OF THE CITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.” The public hearing was opened at this time and there being no comments from the floor the public hearing was closed. According to the agenda support documents Ordinance 2017-22 establishes the Pay and Classification Plan for FY 2017/2018. **A motion was made by Vice Mayor Kreger, seconded by Commissioner Poynter to approve Ordinance 2017-22. Vote upon passage of the motion was taken by ayes and nays and being all ayes, carried.**

9.1 ARTS AND CULTURE NASSAU ORDINANCE: City Attorney Tammi Bach reported the Arts and Culture Nassau Committee requested the City Commission waive or eliminate the permitting and installation fees required to install art in public places. ***The consensus of the City Commission was to direct City staff to review the ordinance in detail and continue the fee schedule until further notice.***

CITY MANAGER REPORTS:

SUPPORT: City Manager Martin offered his continued support for those affected by Hurricane Irma, Maria and the recent mass shooting in Las Vegas.

HURRICANE MATTHEW: City Manager Martin met with FEMA officials regarding Hurricane Matthew and expected action is likely by the end of the week.

HURRICANE IRMA: City Manager Martin explained that debris removal is ongoing due to extenuating circumstances and a set schedule is not necessarily in place as compounded situations do arise with 2500-2900 cubic yards per day being removed however the initial route should be complete by week’s end.

SANITATION: City Manager Martin announced the sanitation request for proposal is under final review having been interrupted by the hurricane.

CHAMBER OF COMMERCE: City Manager Martin met with the island council and Mr. Jacobs to prepare for the annual legislature funding request.

MEETINGS: City Manager Martin met with Mr. Jeff Kurtz of Main Street regarding wayfinding, the Fernandina Beach Middle School regarding avid tutoring. Upcoming meetings include a beach and dunes management plan meeting, a meet and greet with Ms. Sarah Campbell the new City Manager of Orange Park, Florida, an impending trip to Orlando to attend the PACE program meeting and an upcoming meeting with Rayonier Advanced Materials Community Advisory Council.

INVITATION: City Manager Martin welcomed all to attend the upcoming Florida League of Cities October 19th in St. Augustine.

CONFERENCE: City Manager Martin will attend the National City Managers Conference in San Antonio, Texas.in the end of October.

CITY ATTORNEY REPORTS:

GOALS: City Attorney Tammi Bach shared her tentative goals for the upcoming year include the quarterly litigation report updates, status meetings with the Mayor as needed, impending big proposals , coordinating with code enforcement on derelict houses and businesses and research for a new contract manager.

CONDOLENCES: City Attorney Bach extended condolences to colleague Jon Lassere on the recent passing of his father, Mr. Curtis Lassere.

CITY CLERK REPORTS:

DONATION: City Clerk Best encouraged all to consider donating blood at the upcoming drive October 6, 2017.

CONDOLENCES: City Clerk Best offered her condolences to the Lassere and Murray families on their recent losses.

ELECTION: City Clerk Best gave a reminder that the 2017 General Election book closing is October 10th.

MAYOR/COMMISSIONER COMMENTS:

CONDOLENCES: Vice Mayor Kreger offered his condolences to the Murray family and to the victims and their families of the recent mass shooting tragedy in Las Vegas.

SIGNAGE: Commissioner Smith reminded all that campaign signs are not allowed to be placed in the City's rights way, they are allowed on private property with permission only.

CONDOLENCES: Commissioner Poynter expressed his condolences to all of the families on their recent devastating losses.

MEETING: Commissioner Poynter invited all to attend his tea and cookies evenings on Thursdays at 6pm at Café Karibrew.

FUNDRAISER: Commissioner Miller encouraged all to participate in the upcoming fundraiser with the Nassau Humane Society benefit where he will be "caged" until \$1000 is raised for his rescue.

CONDOLENCES: Mayor Lentz expressed her sincerest condolences to the Murray family on their recent loss and to all affected by the recent mass shooting Las Vegas and asked the community to remember the good and be kind to one another.

BREAST CANCER AWARENESS: Mayor Lentz encouraged all to participate in the upcoming Fernandina Beach Fire Department fundraiser "Park for Pink" to support affordable mammograms and breast cancer treatment for women in Nassau County.

ADJOURNMENT: There being no further business to come before the City Commission, the meeting was adjourned at 6:46 pm.

ATTEST:

CAROLINE BEST
City Clerk

JOHN A. MILLER
Mayor