



AGENDA
FERNANDINA BEACH CITY COMMISSION
REGULAR MEETING
SEPTEMBER 15, 2020
6:00 PM
CITY HALL COMMISSION CHAMBERS
204 ASH STREET
FERNANDINA BEACH, FL 32034

Due to the ongoing COVID-19 pandemic, occupancy in the Commission Chambers will be limited. This meeting will be broadcasted live for members of the public to view on the City of Fernandina Beach website (www.fbfl.us) and Channel 264 (Comcast only).

1. CALL TO ORDER

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE / INVOCATION

Invocation by Reverend Noel Roberts of North 14th Street Baptist Church.

4. PROCLAMATION / PRESENTATIONS

4.1 **PROCLAMATION - BRAIN ANEURYSM AWARENESS MONTH** - *Recognizes the Trinity Love Hoblit Foundation for raising brain aneurysm awareness and Brain Aneurysm Awareness Month. Members of the Trinity Love Hoblit Foundation and Hoblit family will be in attendance to accept the Proclamation.*

4.2 **PRESENTATION - PASSERO ASSOCIATES LLC** - *Andrew Holesko of Passero Associates LLC will provide a presentation regarding the Resiliency Study.*

4.3 **PRESENTATION - MARQUIS LATIMER & HALBACK** - *Jeremy Marquis of Marquis Latimer + Halback will provide a presentation regarding the proposed Waterfront Development plan.*

4.4 **BUDGET SUMMARY** - *Comptroller Pauline Testagrose will answer any questions regarding the budget summary for August 2020.*

5. CITY COMMISSION DISCUSSION

5.1 **CONSERVATION / ENVIRONMENT** - *This item is placed on the agenda at the request of Commissioner Lednovich.*

5.2 **WATERFRONT DEVELOPMENT** - *This item is placed on the agenda at the request of Commissioner Lednovich.*

5.3 **MARINA** - *This item is placed on the agenda at the request of Commissioner Ross.*

5.4 **OCEAN HIGHWAY AND PORT AUTHORITY (OHPA)** - *This item is placed on the agenda at the request of Commissioner Ross.*

5.5 **COVID-19**

5.6 CHARTER OFFICERS' PERFORMANCE EVALUATIONS

6. **PUBLIC COMMENT REGARDING ITEMS NOT ON THE AGENDA OR ITEMS ON THE CONSENT AGENDA**
7. **CONSENT AGENDA**
 - 7.1 **APPROVAL OF MINUTES** - *Community Redevelopment Agency Meeting - July 21, 2020; City Commission Special Meeting - July 28, 2020; City Commission Regular Meeting - August 4, 2020; and City Commission Special Meeting - August 11, 2020.*
 - 7.2 **DISPOSAL OF SURPLUS PROPERTY** - RESOLUTION 2020-129 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.*
 - 7.3 **AUTHORIZATION TO ENGAGE OUTSIDE LEGAL COUNSEL** - RESOLUTION 2020-130 AUTHORIZING THE CITY ATTORNEY TO ENGAGE QUALIFIED OUTSIDE LEGAL COUNSEL AND SPECIAL MAGISTRATE SERVICES IN AN AMOUNT NOT TO EXCEED \$50,000 IN FISCAL YEAR 2020/2021 FOR CONFLICTS, CODE BOARD AND GENERAL ADVICE ON COMPLEX LEGAL MATTERS; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Authorizes the City Attorney to engage qualified outside legal counsel in an amount not to exceed \$50,000 for outside legal services, as needed, in FY 2020/2021.*
 - 7.4 **WASTEWATER, REFUSE, AND/OR STORMWATER FEE EXEMPTION FY 2019/2020 YEAR-END PAYMENT** - RESOLUTION 2020-131 AUTHORIZING PAYMENT FOR THE APPROVED WASTEWATER, REFUSE, AND/OR STORMWATER FEE EXEMPTION LIST FOR FISCAL YEAR 2019/2020; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Authorizes Wastewater, Refuse, and/or Stormwater Fee Exemption payments for twenty-seven accounts in the total amount of \$24,429.77 for FY 2019/2020.*
 - 7.5 **VOLUNTARY ANNEXATION AGREEMENT - 743 PELICAN LANE** - RESOLUTION 2020-132 APPROVING THE EXTENSION OF WATER SERVICES OUTSIDE THE CORPORATE LIMITS; ACCEPTING THE VOLUNTARY ANNEXATION PETITION FOR ONE PARCEL CONTAINING APPROXIMATELY 0.34 ACRES OF LAND LOCATED AT 743 PELICAN LANE; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Authorizes the extension of water services to the property located at 743 Pelican Lane. Also approves the Voluntary Annexation Petition.*
 - 7.6 **SOLE SOURCE PURCHASE APPROVAL - SENSUS USA, INC.** - RESOLUTION 2020-133 APPROVING SENSUS USA, INC. AS A SOLE SOURCE VENDOR FOR THE PURCHASE OF WATER METERING EQUIPMENT FOR THE UTILITIES DEPARTMENT IN FISCAL YEAR 2020-2021; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves Sensus USA, Inc. as the sole source vendor for the Utilities Department purchases of water metering equipment in the amount of \$210,860.65.*
8. **RESOLUTIONS**
 - 8.1 **GRANT AGREEMENT - FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT)** - RESOLUTION 2020-135 AUTHORIZING PUBLIC TRANSPORTATION GRANT AGREEMENT (PTG) #444411-2-94-21 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR THE REMARKING OF RUNWAY 9/27 AT THE FERNANDINA BEACH MUNICIPAL AIRPORT. *Synopsis: Authorizes FDOT Public Transportation Grant Agreement #444411-2-94-21 in the total project amount of \$100,000.00, with a 20% matching requirement, for the remarking of*

Runway 9/27 at the Fernandina Beach Municipal Airport.

- 8.2 **GRANT AGREEMENT - FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) - RESOLUTION 2020-136 AUTHORIZING PUBLIC TRANSPORTATION GRANT AGREEMENT (PTG) #434909-1-94-21 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) PROVIDING ADDITIONAL FUNDING FOR THE DESIGN AND CONSTRUCTION OF HANGARS AT THE FERNANDINA BEACH MUNICIPAL AIRPORT; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE.** *Synopsis: Authorizes FDOT Public Transportation Grant Agreement #434909-1-94-21 providing additional funding for design and construction of hangars at the Fernandina Beach Municipal Airport.*
- 8.3 **GRANT AGREEMENT - FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) - RESOLUTION 2020-137 AUTHORIZING SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT #438035-1-94-21 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) PROVIDING SUPPLEMENTAL FUNDING FOR THE REHABILITATION OF THE AIRPORT FUEL FARM AT THE FERNANDINA BEACH MUNICIPAL AIRPORT; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE.** *Synopsis: Authorizes FDOT Supplemental Joint Participation Agreement #438035-1-94-21 providing supplemental grant funding, in the amount of \$105,574, for the rehabilitation of the fuel farm at the Fernandina Beach Municipal Airport.*
- 8.4 **FY 2020/2021 PURCHASE APPROVAL – CITY VEHICLES AND EQUIPMENT – RESOLUTION 2020-138 APPROVING THE PURCHASE OF VEHICLES, EQUIPMENT, AND RELATED ACCESSORIES, FOR THE CITY FLEET FOR FISCAL YEAR 2020/2021; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE.** *Synopsis: Approves the purchase of vehicles, equipment, and related accessories for the City fleet for Fiscal Year 2020/2021.*
- 8.5 **CODE ENFORCEMENT FINE REDUCTION AND RELEASE OF LIEN - WAYNE YORK & BETTY YORK - RESOLUTION 2020-139 APPROVING A SETTLEMENT OF CODE ENFORCEMENT FINES AND FEES FOR WAYNE YORK AND BETTY YORK UPON FULL PAYMENT OF \$_____ NO LATER THAN OCTOBER 15, 2020, FOR CODE ENFORCEMENT VIOLATIONS AT 731 SOUTH 6TH STREET; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE.** *Synopsis: Authorizes full releases/satisfactions of liens be executed based upon the Code Enforcement and Appeals Board order that fines and fees be reduced for violations now in compliance at 731 South 6th Street under the name of Wayne York and Betty York.*
- 8.6 **LEGISLATIVE PRIORITY RECOMMENDATION AND SUPPORT - RESOLUTION 2020-140 SETTING FORTH LEGISLATIVE PRIORITIES FOR STATE OF FLORIDA FISCAL YEAR 2021/2022; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO PURSUE FUNDING FOR LEGISLATIVE PRIORITIES; AND PROVIDING FOR AN EFFECTIVE DATE.** *Synopsis: Formalizes the City Commission's priorities for the next Florida State Legislative Session.*

9. ORDINANCES - SECOND READING

- 9.1 **CODE AMENDMENT - EMERGENCY POWERS - ORDINANCE 2020-27 AMENDING THE CODE OF ORDINANCES BY ADDING A SECTION TO BE NUMBERED 2-2 ENUMERATING PROCEDURES FOR DECLARATION OF LOCAL STATE OF EMERGENCY AND EMERGENCY POWERS; BY ADDING A SECTION TO BE NUMBERED 2-3 PROVIDING FOR TERMINATION OF A LOCAL STATE OF EMERGENCY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.** *Synopsis: Amends the City Code by adding Section 2-2 enumerating procedures for emergency powers.*
- 9.2 **MASTER FEE SCHEDULE – ORDINANCE 2020-28 ESTABLISHING AND AMENDING FEES FOR THE AIRPORT, BUILDING, BUSINESS/CODE ENFORCEMENT, CEMETERY, CITY**

CLERK'S OFFICE, CITY MANAGER'S OFFICE, FIRE, GOLF COURSE, MARINA, PARKS AND RECREATION, PLANNING, POLICE, SANITATION, STORMWATER, STREETS, WASTEWATER, WATER, AND IMPACT FEES, EXCLUDING WATER AND SEWER IMPACT FEES FOR FY 2020/2021; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the amended Master Fee Schedule consisting of the Airport, Building, Business/Code Enforcement, Cemetery, City Clerk's Office, City Manager's Office, Fire, Golf Course, Marina, Parks and Recreation, Planning, Police, Sanitation, Stormwater, Streets, Wastewater, Water, and Impact Fees, excluding Water and Wastewater Impact Fees for Fiscal Year 2020/2021.*

9.3 **CODE AMENDMENT - PERMITS - ORDINANCE 2020-29** AMENDING ORDINANCE CHAPTER 22, BUILDINGS AND BUILDING REGULATIONS, BY AMENDING SECTION 22-29 PERMITS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Amends Section 22 of the Code of Ordinances pertaining to permits.*

9.4 **FY 2020/2021 AMENDED PAY AND CLASSIFICATION PLAN - ORDINANCE 2020-31** ESTABLISHING AN AMENDED PAY AND CLASSIFICATION PLAN FOR FISCAL YEAR 2020/2021, 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. *Synopsis: Establishes an amended Pay and Classification Plan for FY 2020/2021.*

10. CITY MANAGER REPORTS

11. CITY ATTORNEY REPORTS

12. CITY CLERK REPORTS

13. MAYOR/COMMISSIONER COMMENTS

14. ADJOURNMENT

-
- A THREE (3) MINUTE TIME LIMIT MAY BE IMPOSED FOR ALL SPEAKERS (EXCEPT IN A QUASI-JUDICIAL HEARING). A "REQUEST TO SPEAK" FORM IS AVAILABLE ON THE COUNTER AT THE ENTRANCE TO THE COMMISSION CHAMBERS. THE FORM SHOULD BE GIVEN TO THE CITY CLERK UPON COMPLETION.
 - THE MAYOR WILL DETERMINE THE ORDER OF THE SPEAKERS AND MAY IMPOSE MORE RESTRICTIVE TIME LIMITS.
 - ONE PERSON WILL SPEAK AT A TIME AND ADDRESS COMMENTS TO THE MAYOR, NOT INDIVIDUAL CITY COMMISSION MEMBERS.
 - THE CITY COMMISSION MAY ASK QUESTIONS OF SPEAKERS WHO WILL HAVE ONE MINUTE TO RESPOND. ADDITIONAL TIME MAY BE GRANTED AT THE DISCRETION OF THE MAYOR OR BY A MOTION BY THE CITY COMMISSION.
 - SPEAKERS MAY FILE COPIES OF THEIR REMARKS WITH THE CITY CLERK WHO WILL MAKE THEM AVAILABLE TO THE COMMISSION.
 - MULTI-MEDIA PRESENTATIONS MUST BE SUBMITTED TO THE CITY CLERK NO LATER THAN THE FRIDAY BEFORE THE MEETING.
 - 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.
- AT THE DISCRETION OF THE MAYOR, A RECESS MAY BE SCHEDULED EVERY NINETY MINUTES.

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).