



AGENDA
FERNANDINA BEACH CITY COMMISSION
REGULAR MEETING
NOVEMBER 17, 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 Bishop Dr. Dewayne Campbell of Elm Street Church of God.

4. PROCLAMATION / PRESENTATION

4.1 **PROCLAMATION - "RIGHT WHALE MONTH"** - *Recognizes November, 2020, as "Right Whale Month." Right Whale Festival organizer Ms. Cheryl Munday and Ms. Lori Miller will be present to accept the Proclamation.*

4.2 **BUDGET SUMMARY** - *Comptroller Pauline Testagrose will answer any questions regarding the budget summary for October 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**

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

7. CONSENT AGENDA

8. RESOLUTIONS

- 8.1 *(Quasi- Judicial)* **HISTORIC DISTRICT COUNCIL APPEAL – FIRST PRESBYTERIAN CHURCH** – RESOLUTION 2020-171 (APPROVING OR DENYING) APPEAL FILED BY RICE ARCHITECT, AGENT FOR FIRST PRESBYTERIAN CHURCH, REGARDING THE DECISION OF THE HISTORIC DISTRICT COUNCIL FOR CASE #2019-37, IN ACCORDANCE WITH CITY LAND DEVELOPMENT CODE SECTION 8.03.09; MAKING FINDINGS; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves or denies the appeal filed by Rice Architect agent for First Presbyterian Church for HDC Case #2019-37.*
- 8.2 **CODE ENFORCEMENT FINE REDUCTION AND RELEASE OF LIEN - DEXTER & REGINA N. RAINEY-** RESOLUTION 2020-166 APPROVING A SETTLEMENT OF CODE ENFORCEMENT FINES AND FEES FOR DEXTER & REGINA N. RAINEY UPON FULL PAYMENT OF \$_____ NO LATER THAN DECEMBER 15, 2020, FOR CODE ENFORCEMENT VIOLATIONS AT 1002 CEDAR 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 1002 Cedar Street under the name of Dexter & Regina N. Rainey.*
- 8.3 **RECONSIDERATION - SPECIAL EVENTS APPROVAL** RESOLUTION 2020-170 APPROVING CERTAIN SPECIAL EVENTS WITH CONDITIONS FOR THE REMAINDER OF THE 2020 CALENDAR YEAR; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves 4 annual special events to occur in downtown as long as certain health and safety measures are met.*
- 8.4 **HOLIDAY SPECIAL EVENT APPROVAL-** RESOLUTION 2020-172 APPROVING/CANCELING CERTAIN HOLIDAY SPECIAL EVENTS WITH CONDITIONS FOR THE REMAINDER OF THE 2020 CALENDAR YEAR; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves 2 annual special holiday events to occur in downtown as long as certain health and safety measures are met.*
- 8.5 **PROPOSAL APPROVAL - WEATHERPROOFING TECHNOLOGIES, INC. -** RESOLUTION 2020-173 APPROVING A PROPOSAL FROM WEATHERPROOFING TECHNOLOGIES, INC. IN AN AMOUNT NOT TO EXCEED \$55,000.00 FOR REPAIRS AT THE ATLANTIC RECREATION CENTER; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the proposal from Weatherproofing Technologies, Inc. for resurfacing of the Atlantic Recreation Center roof in an amount not to exceed \$55,000.00.*
- 8.6 **PROPOSAL APPROVAL - WEATHERPROOFING TECHNOLOGIES, INC. -** RESOLUTION 2020-174 APPROVING A PROPOSAL FROM WEATHERPROOFING TECHNOLOGIES, INC. TO PERFORM ROOF REPAIRS TO THE GOLF COURSE EQUIPMENT BUILDING ROOF IN AN AMOUNT NOT TO EXCEED \$24,997.22; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the proposal from Weatherproofing Technologies, Inc. for resurfacing of the Golf Course Equipment Building Roof in an amount not to exceed \$24,997.22.*
- 8.7 **INDIGO (BILLY CASPER) GOLF AGREEMENT** - RESOLUTION 2020-175 DECLARING ITS INTENT TO RENEW/NOT RENEW THE CITY’S CONTRACT WITH INDIGO GOLF PARTNERS (FORMERLY BILLY CASPER GOLF, LLC); AUTHORIZING THE CITY MANAGER TO PROCEED WITH THE APPROVED COURSE OF ACTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Authorizes the City Manager to 1) renew the agreement with Billy Casper Golf, LLC, now doing business as Indigo Golf Partners or 2) authorizes the City Manager to pursue in-house management of the City Golf Course.*
- 8.8 **PURCHASE APPROVAL - CANON SOLUTIONS AMERICA** - RESOLUTION 2020-176 APPROVING THE PURCHASE OF ONE CANON DR-G2110 PRODUCTION SCANNER FROM

CANON SOLUTIONS AMERICA IN AN AMOUNT NOT TO EXCEED \$4,225 IN FISCAL YEAR 2020/2021; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the purchase of one Canon DR-G2110 Production Scanner from Canon Solutions America in an amount not to exceed \$4,225.*

- 8.9 **AMENDING RESOLUTION 2017-124 AND RESOLUTION 2019-158 - AT&T CORPORATION** - RESOLUTION 2020-177 AMENDING RESOLUTION 2017-124 AND RESOLUTION 2019-158; APPROVING AT&T CORPORATION WIDE AREA NETWORK BANDWIDTH SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the increased spending level for AT&T Corporation from that which was approved via Resolution 2019-158.*
- 8.10 **BUDGET AMENDMENT - FUEL LINE REPAIR** - RESOLUTION 2020-178 APPROVING AN AMENDMENT TO THE BUDGET FOR FISCAL YEAR 2020/2021 TO REPAIR A DAMAGED FUEL LINE AT THE MARINA; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves a budget amendment in the amount of \$215,000 to repair a damaged fuel line at the Marina.*
- 8.11 **PROPOSAL APPROVAL - MILLER ELECTRIC COMPANY** - RESOLUTION 2020-179 APPROVING A PROPOSAL FROM MILLER ELECTRIC COMPANY IN THE AMOUNT OF \$52,500.20 FOR A GENETEC ACCESS CONTROL TO INSTALL NEW ACCESS EQUIPMENT ON ADDITIONAL DOORS BY WAY OF A PIGGYBACK PURCHASE TO THE OSCEOLA COUNTY, FLORIDA, CONTRACT; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the proposal from Miller Electric Company for the purchase of a Genetec Access Control System to install new access equipment on additional doors in an amount not to exceed \$52,500.20 as a piggyback purchase to the Osceola County, Florida, Contract.*

9. ORDINANCE - FIRST READING

- 9.1 *(Quasi-judicial)* **VOLUNTARY ANNEXATION - 3001 S. 14TH STREET** - ORDINANCE 2020-43 ANNEXING APPROXIMATELY 0.50 ACRES OF LAND LOCATED AT 3001 S. 14TH STREET AND CONTIGUOUS TO THE CITY LIMITS *Synopsis: Requests voluntary annexation of properties located at 3001 S. 14th Street totaling 0.50 acres of land.*
- 9.2 *(Legislative)* **FUTURE LAND USE ASSIGNMENT -3001 S 14TH ST-** ORDINANCE 2020-44 ASSIGNING A FUTURE LAND USE MAP CATEGORY OF LOW DENSITY RESIDENTIAL (LDR) FOR 0.50 ACRES OF LAND LOCATED AT 3001 S. 14TH STREET *Synopsis: Requests for Future Land Use Map assignment of Low Density Residential (LDR) for property located at 3001 S. 14th Street, totaling 0.50 acres of land.*
- 9.3 *(Quasi-judicial)* **ZONING MAP ASSIGNMENT - 3001 S. 14TH STREET** - ORDINANCE 2020-45 ASSIGNING A ZONING CATEGORY OF LOW DENSITY RESIDENTIAL (R-1) FOR 0.50 ACRES OF LAND LOCATED AT 3001 S. 14TH STREET *Synopsis: Requests Zoning Map change for property located at 3001 S. 14th Street, assigning the Low Density residential (R-1) zoning district for properties totaling 0.50 acres of land.*
- 9.4 *(Quasi-judicial)* **VOLUNTARY ANNEXATION - PAPPY'S PLACE AND S. 14TH STREET** - ORDINANCE 2020-46 ANNEXING APPROXIMATELY 3.87 ACRES OF LAND LOCATED AT 1440 AND 1420 SOUTH 14TH STREET, 1410 AND 1412 AND 1416 NECTARINE STREET, AND 1409 PAPPY'S PLACE, 1415 AND 1505 SOUTH 15TH STREET *Synopsis: Requests voluntary annexation of properties located on S. 14th Street, S. 15th Street, Nectarine Street and Pappy's Place totaling 3.87 acres of land.*
- 9.5 *(Legislative)* **FUTURE LAND USE ASSIGNMENT -PAPPY'S PLACE AND S 14TH ST-** ORDINANCE 2020-47 ASSIGNING A FUTURE LAND USE MAP CATEGORY OF GENERAL COMMERCIAL (GC) FOR 3.87 ACRES OF LAND LOCATED AT 1440 and 1420 S. 14th Street,

1409 Pappy's Place, 1410, 1412, 1416 Nectarine Street and 1415 and 1505 S. 15th Street *Synopsis: Requests for Future Land Use Map assignment of General Commercial (GC) for properties located in the on S. 14th Street, S. 15th Street, Pappy's Place and Nectarine Street, totaling 3.87 acres of land.*

- 9.6 *(Quasi-judicial)* **ZONING MAP ASSIGNMENT - PAPPY'S PLACE AND S. 14TH STREET - ORDINANCE 2020-48** ASSIGNING A ZONING CATEGORY OF COMMUNITY COMMERCIAL(C-1) AND GENERAL COMMERCIAL (C-2) FOR 3.87 ACRES OF LAND LOCATED 1440 AND 1420 S. 14TH STREET, 1409 PAPPY'S PLACE, 1410, 1412, 1416 NECTARINE STREET and 1415 and 1505 S. 15TH STREET *Synopsis: Requests Zoning Map changes for properties located on S. 14th Street, Pappy's Place, Nectarine Street, and S. 15th Street.*

10. ORDINANCE - SECOND READING

- 10.1 **COMPREHENSIVE PLAN AMENDMENT - ORDINANCE 2020-30** STATING ITS INTENT TO AMEND ORDINANCE 2003-36 IN ACCORDANCE WITH THE RECOMMENDATIONS CONTAINED IN THE ADOPTED EVALUATION AND APPRAISAL REPORT BY RESOLUTION 2020-37; AND APPROVING THE TRANSMITTAL OF SUCH PROPOSED AMENDMENTS TO THE STATE LAND PLANNING AGENCY FOR REVIEW IN ACCORDANCE WITH SECTION 163.3184(3), FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves transmittal of Evaluation and Appraisal Report (EAR) legislative required amendments related specifically to water supply facilities work plans, peril of flood, and seasonal population.*
- 10.2 **VOLUNTARY ANNEXATION - PLANTATION HAMMOCK SUBDIVISION - ORDINANCE 2020-33** ANNEXING APPROXIMATELY 4.32 ACRES OF LAND LOCATED IN THE PLANTATION HAMMOCK SUBDIVISION ON SIMMONS ROAD BETWEEN S. 14TH STREET AND AMELIA ROAD AND 847 SIMMONS ROAD CONTIGUOUS TO THE CITY LIMITS *Synopsis: Requests for annexation of properties located in the Plantation Hammock subdivision located on Simmons Road between S. 14th Street and Amelia Road and 847 Simmons Road, totaling 4.32 acres of land.*
- 10.3 **FUTURE LAND USE ASSIGNMENT -PLANTATION HAMMOCK SUBDIVISION - ORDINANCE 2020-34** ASSIGNING A FUTURE LAND USE MAP CATEGORY OF LOW DENSITY RESIDENTIAL (LDR) FOR 4.32 ACRES OF LAND LOCATED AT 847 SIMMONS ROAD AND PROPERTIES IN THE PLANTATION HAMMOCK SUBDIVISION *Synopsis: Requests for Future Land Use Map assignment of Low Density Residential (LDR) for properties located in the Plantation Hammock subdivision located on Simmons Road between S. 14th Street and Amelia Road and 847 Simmons Road, totaling 4.32 acres of land.*
- 10.4 **ZONING MAP ASSIGNMENT - PLANTATION HAMMOCK SUBDIVISION - ORDINANCE 2020-35** ASSIGNING A ZONING CATEGORY OF LOW DENSITY RESIDENTIAL (R-1) FOR 4.32 ACRES OF LAND LOCATED AT 847 SIMMONS ROAD AND PROPERTIES IN THE PLANTATION HAMMOCK SUBDIVISION *Synopsis: Requests Zoning Map changes for properties located in the Plantation Hammock subdivision located on Simmons Road between S. 14th Street and Amelia Road and 847 Simmons Road, assigning the Low Density residential (R-1) zoning district for properties totaling 4.32 acres of land.*
- 10.5 **VOLUNTARY ANNEXATION - SADLER ROAD - ORDINANCE 2020-36** ANNEXING APPROXIMATELY 3.70 ACRES OF LAND LOCATED AT 2246 SADLER ROAD AND 2233 SADLER ROAD CONTIGUOUS TO THE CITY LIMITS *Synopsis: Requests voluntary annexation of properties located at 2246 Sadler Road totaling 3.24 acres of land and annexation of property at 2233 Sadler Road totaling 0.46 acres of land.*

- 10.6 **FUTURE LAND USE MAP ASSIGNMENT - SADLER ROAD - ORDINANCE 2020-37** ASSIGNING A FUTURE LAND USE MAP CATEGORY OF GENERAL COMMERCIAL (GC) FOR 3.24 ACRES OF LAND LOCATED AT 2246 SADLER ROAD AND MIXED USE (MU) FOR 0.46 ACRES OF LAND LOCATED AT 2233 SADLER ROAD *Synopsis: Requests properties located at 2246 Sadler Road to be assigned the General Commercial (GC) Future Land Use Map category for property totaling 3.24 acres of land; and requests property located at 2233 Sadler Road to be assigned the Mixed Use (MU) Future Land Use Map category and Mixed Use (MU-1) zoning district for properties totaling 0.46 acres of land.*
- 10.7 **ZONING MAP ASSIGNMENT - SADLER ROAD - ORDINANCE 2020-38** ASSIGNING A ZONING MAP CATEGORY OF COMMUNITY COMMERCIAL (C-1) FOR 3.24 ACRES OF LAND LOCATED AT 2246 SADLER ROAD AND MIXED USE (MU-1) FOR 0.46 ACRES OF LAND LOCATED AT 2233 SADLER ROAD *Synopsis: Request for zoning map change of property located at 2246 Sadler Road to assign the Community Commercial (C-1) zoning district for property totaling 3.24 acres of land; and zoning map change for 2233 Sadler Road to assign the Mixed Use (MU-1) zoning district for properties totaling 0.46 acres of land.*
- 10.8 **VOLUNTARY ANNEXATION - BAPTIST MEDICAL CENTER PROPERTIES - ORDINANCE 2020-39** ANNEXING APPROXIMATELY 31.39 ACRES OF LAND LOCATED ON THE BAPIST MEDICAL CENTER AT 1250 S. 18TH STREET, 1367 S. 18TH STREET AND INCLUDING VACANT LANDS CONTIGUOUS TO THE CITY LIMITS *Synopsis: Request for annexation of the Baptist Medical Center properties located at 1250 S. 18th Street, 1367 S. 18th Street, and vacant parcels with identification numbers of 00-00-31-0160-000-000 and 00-00-31-1600-0205-0021 or properties totaling 31.39 acres of land.*

11. BOARD APPOINTMENTS

- 11.1 **BOARD OF ADJUSTMENT** - *three appointments.*

12. CITY MANAGER REPORTS

13. CITY ATTORNEY REPORTS

14. CITY CLERK REPORTS

15. MAYOR/COMMISSIONER COMMENTS

16. 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.
 - 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.
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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).