



MINUTES
REGULAR CITY COUNCIL MEETING
JANUARY 3, 2000 AT 7:00 P.M.
CITY HALL, 116 FIRST STREET
NEPTUNE BEACH, FLORIDA

Pursuant to proper notice a Regular Meeting of the City Council of the City of Neptune Beach was held January 3, 2000, at 7:00 p.m., in the Council Chambers, City Hall, 116 First Street, Neptune Beach, Florida.

Attendance

IN ATTENDANCE:

Mayor George F. Vaughn, Jr.
 Vice Mayor Edward S. Jones
 Councilor Ronald D. Patronik
 Councilor Robert D. Shimp
 Councilor Thomas A. Tankersley

City Manager Richard A. Linn
 City Attorney Christopher White
 Acting City Clerk Lisa Volpe
 Building Official Dan Arlington
 Deputy City Clerk Karla Strait

Order Call/Pledge

The Mayor called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

AWARDS / PRESENTATIONS / RECOGNITION OF GUESTS

APPROVAL OF MINUTES

Motion: **TO APPROVE THE FOLLOWING MEETING MINUTES AS STATED:**

DECEMBER 6, 1999, REGULAR
DECEMBER 16, 1999, WORKSHOP
DECEMBER 16, 1999, TOWN HALL

Moved by Tankersley, seconded by Jones.

Roll Call Vote:

Ayes: 3 - Jones, Tankersley, Vaughn
 Noes: 2 - Patronik, Shimp

MOTION CARRIED

COMMUNICATIONS AND CORRESPONDENCE

Neptune Beach Map

Councilor Tankersley stated he had received a notice in his electric bill about a map of Neptune Beach, and asked what it was about. City Manager Linn responded that a firm had approached him and asked about doing a map for the city. The company solicited advertising from local businesses, did all the work and would distribute the maps at no cost to us.

Fire Department Councilor Shimp stated that at the last council meeting he had requested that a vote be taken at the meeting tonight on the fire department issue and asked City Manager Linn to explain why it was not on the agenda. City Manager Linn answered that it was not a consensus of council to be placed on the agenda and that he was waiting for council to direct him on what step to take next.

Councilor Shimp asked for a consensus to add the fire equipment surplus and fire department issue to the agenda tonight under old or new business.

Councilor Tankersley asked about a report on recommendations that was requested by council from the City Manager.

Councilor Shimp stated that he felt he had heard enough reports and presentations on it and that it should be voted on tonight.

Amend the Agenda Moved by Shimp, seconded by Jones.

Motion: **TO ADD THE DISSOLVING OF THE FIRE DEPARTMENT AND SELLING OF FIRE EQUIPMENT TO THE AGENDA UNDER OLD BUSINESS.**

Friendly Amendment: **TO MOVE NEW BUSINESS BEFORE OLD BUSINESS.**

Roll Call Vote:

Ayes: 3 - Jones, Patronik, Shimp

Noes: 2 - Tankersley, Vaughn

MOTION CARRIED

January Workshop Meeting Due to Martin Luther King Jr. holiday being Monday January 17, 2000, Acting City Clerk Lisa Volpe asked Council if the January Workshop Meeting could be held, on Tuesday January 18, 2000.

Acting City Clerk Lisa Volpe stated that there was a request from the Building Department to hold a Special Workshop Meeting in January to discuss the Land Development Regulations.

Consensus: **TO HOLD THE JANUARY COUNCIL WORKSHOP MEETING ON TUESDAY JANUARY 18, 2000 AT 7:00 P.M. AND THE LAND DEVELOPMENT REGULATIONS WORKSHOP ON MONDAY JANUARY 31, 2000 AT 7:00 P.M.**

CITY MANAGER REPORTS

COMMENTS FROM THE PUBLIC

Public Records Request Harriet Pruette, 217 ½ Magnolia Street, asked the Mayor when her request for public records would be filled. Ms. Pruette also expressed her sympathies for Phil Wawzynski, a member on the Board of Appeals, who was in the hospital on life support.

Fire Department Johnnie Epley, 208 Driftwood, supported Councilor Shimp with his request that council vote on the fire department issue tonight and have some closure.

Phil Wawzynski Elaine Kenny, 1301 Neptune Grove Drive West, expressed her sympathies for Phil Wawzynski who served on the Board of Appeals who was very ill and asked that a letter of condolence to be sent to his family.

CONSENT AGENDA

Freedom Shine &
Media One Events

PLACEMENT OF THE FREEDOM SHRINE AND MEDIA ONE SPONSORED EVENTS:
City Manager Linn requested that these two items be voted on together. Mr. Linn further stated that the Freedom Shrine was to be installed by the Exchange Club of the Beaches and the list of Media One sponsored events were discussed at the workshop meeting and by consensus placed on the consent agenda tonight.

Moved by Jones, seconded by Patronik.

Motion: **TO APPROVE THE CONSENT AGENDA.**

Roll Call Vote:

Ayes: 5- Jones, Patronik, Shimp, Tankersley, Vaughn

Noes: 0

MOTION CARRIED

VARIANCES / NONE

ORDINANCES

Ordinance No.
1999-17

ORDINANCE NO. 1999-17, FINAL READ AND PUBLIC HEARING: AN ORDINANCE OF THE CITY OF NEPTUNE BEACH, FLORIDA, AMENDING ARTICLE III, SECTION 8-46, BUILDING AND BUILDING REGULATION, CODE OF ORDINANCES; TO ADOPT THE NATIONAL ELECTRIC CODE, 1999 EDITION AND ESTABLISHING AN EFFECTIVE DATE.

The Mayor read Ordinance No. 1999-17 by title only and opened the public hearing.

Leslie Karlin, 1506 Spindrift Circle, asked if this would apply to all city buildings. City Manager Linn answered "yes" when it came to modifications. Building Official Dan Arlington answered that it would also apply to any new buildings.

There being no further comments from the public, the public hearing was closed.

Moved by Shimp, seconded by Tankersley.

Motion: **TO ADOPT ORDINANCE NO. 1999-17, ON FINAL READ AND PUBLIC HEARING AS STATED.**

Roll Call Vote:

Ayes: 5 – Jones, Patronik, Shimp, Tankersley, Vaughn

Noes: 0

MOTION CARRIED

Ordinance 2000-01

ORDINANCE NO. 2000-01, FIRST READ. AN ORDINANCE OF THE CITY OF NEPTUNE BEACH, FLORIDA, ABANDONING, VACATING AND CLOSING A PORTION OF FIRST STREET BETWEEN NORTH STREET AND SOUTH STREET; AND ESTABLISHING AN EFFECTIVE DATE.

Moved by Shimp, seconded by Jones.

Motion: **TO PASS ORDINANCE 2000-01 ON FIRST READ.**

Friendly Amendment: **BECAUSE THIS ORDINANCE HAD NOT HAD A FIRST READ TO CHANGE THE NUMBER FROM 1999-18 TO NUMBER 2000-01.**

Roll Call Vote:

Ayes: 5- Jones, Patronik, Shimp, Tankersley, Vaughn

Noes: 0

MOTION CARRIED

NEW BUSINESS

Preliminary Approval
of Olson Tire

APPROVAL OF PRELIMINARY DEVELOPMENT ORDER FOR OLSON TIRE: City Manager Linn explained that the application information that was submitted to the Planning and Development Review Board was in the agenda packets for the development of an Olson Tire Company on Atlantic Boulevard. Mr. Linn added that the Planning and Development Review Board had recommended that council approve the development order with a requirement for a monument type of sign.

Laurie Tipton, the Development Coordinator with Aikenhead & Odom Inc., Consulting Engineers, was present representing Olson Tire Company and answered questions from the council.

Moved by Jones, seconded by Shimp.

Motion: **TO APPROVE THE FINAL DEVELOPMENT ORDER FOR OLSON TIRE.**

Roll Call Vote:

Ayes: 5- Jones, Patronik, Shimp, Tankersley, Vaughn

Noes: 0

MOTION CARRIED

OLD BUSINESS

Appointment of City
Clerk

APPOINTMENT OF THE CITY CLERK: City Manager Linn stated that the deadline for receiving applications for the City Clerk position was December 31, 1999 and the resumes had been forwarded to council. Mr. Linn added that the item was placed on the agenda for council consideration on how to handle the appointment.

Mayor Vaughn stated that he had glanced through the resumes that were submitted and suggested that some time be taken in the near future to go over the resumes and address them at the workshop meeting.

Vice Mayor Jones stated that he wanted to clear up the procedure in order to make a decision. He suggested asking the thirteen or so candidates to come to the workshop meeting and present themselves to council.

Councilor Tankersley stated that the other applicants had office experience but that the one person with City Clerk training was right here and he had no qualm in making a motion to appoint Lisa Volpe as City Clerk.

Moved by Tankersley, seconded by Shimp.

Motion: **TO APPOINT LISA VOLPE AS CITY CLERK AND AUTHORIZE CITY MANAGER LINN TO ADVERTISE FOR THE VACANCY IN HIS OFFICE.**

Councilor Patronik stated that Ms. Volpe had her bachelor's degree, was working on her master's degree in Public Administration and had worked at City Hall for quite a while. Councilor Patronik also stated that Ms. Volpe was currently working in the City Clerk position and had proven she could do the job and he would like to see her as the permanent city clerk.

Councilor Shimp also stated that Lisa Volpe had done an outstanding job and she knew the city.

Mayor Vaughn stated that what he was hearing told him that we should not have advertised for the position. He felt that council should go through the applications in a good faith manner.

On the Record Council Shimp stated on the record that he had gone through the applications and had come to the conclusion that Ms. Volpe was the correct person to have and that he did take it seriously. He did not see the point in wasting more time interviewing.

Mayor Vaughn stated that the plan was to get the resumes in and develop a short list and there was still the opportunity to do so.

Councilor Tankersley stated that he had read all the resumes and stood by his decision to appoint Lisa Volpe.

Councilor Patronik stated that they had hired a new City Manager and a City Attorney during his term as councilor and asked for applications and interviewed a lot of people for both positions because they didn't know who was best. However, in this case it was quite clear and he felt he would be doing the applicants a disservice by stringing them along when there was one application that stood out.

Mayor Vaughn stated that he was bothered by the statement that the other candidates didn't stand a chance and questioned the possibility of discrimination of some type.

Vice Mayor Jones stated that he supported the Mayor's position on this, although he was also a realist, and there were three people he would like to interview and Lisa Volpe was one of them.

Mayor Vaughn asked City Attorney White to comment on this as he was concerned about the way this was being pushed forward.

City Attorney White commented that the city by referendum decided that the City Clerk was going to be an appointed position by the council and that council could appoint the person in whatever reasonable fashion it deemed fit.

Roll Call Vote:

Ayes: 4 - Jones, Patronik, Shimp, Tankersley

Noes: 1 - Vaughn

On the Record Mayor Vaughn stated on the record that his no vote was not against Ms. Volpe that it was against the process.

Vice Mayor Jones asked that his comments be put on the record.

MOTION CARRIED

Recess / Reconvene Mayor Vaughn called for a recess at 8:15 p.m. and the meeting reconvened at 8:25 p.m.

Fire Department FIRE DEPARTMENT DISSOLUTION AND FIRE EQUIPMENT SURPLUS: Mayor Vaughn

Dissolution and Fire
Equipment Surplus

asked City Clerk Lisa Volpe to read back the earlier motion. City Clerk read the motion.

On the Record

Councilor Tankersley stated on the record that City Manager Linn had spoken with Atlantic Beach and they were very comfortable with the fire services that were provided to them. After speaking with City Manager Linn he felt very comfortable with the fire services that were being provided to Neptune Beach. Councilor Tankersley also suggested taking the Fire Department and turning it into a Fire Safety Office.

Moved by Jones, seconded by Patronik.

Motion: **TO SURPLUS THE THREE FIRE ENGINES AND CORRESPONDING FIRE SUPPRESSION EQUIPMENT AND DIRECT CITY MANAGER LINN TO OBTAIN PRIOR APPROVAL FROM THE CITY COUNCIL ON THE SPECIFIC ITEMS AND TERMS FOR SUPLUSING ABOVE STATED FIRE ENGINES AND EQUIPMENT.**

Roll Call Vote:

Ayes: 4 - Jones, Patronik, Shimp, Tankersley

Noes: 1 - Vaughn

MOTION CARRIED

Adjournment

There being no further business, the meeting adjourned at 9:15 p.m.

George F. Vaughn, Jr., Mayor

ATTEST:

Lisa Volpe, Acting City Clerk

Approved: _____