



MINUTES
REGULAR CITY COUNCIL MEETING
MARCH 6, 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 March 6, 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 Attorney Christopher White

City Manager Richard A. Linn
 City Clerk Lisa Volpe
 Deputy City Clerk Karla Strait
 Director of Finance John Herbst
 Building Official Dan Arlington

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 / NONE

APPROVAL OF MINUTES

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

FEBRUARY 7, 2000, REGULAR
FEBRUARY 22, 2000, WORKSHOP
FEBRUARY 22, 2000, TOWN HALL
FEBRUARY 28, 2000, WORKSHOP

Moved by Patronik, seconded by Tankersley.

Roll Call Vote:

Ayes: 5 – Jones, Patronik, Shimp, Tankersley, Vaughn
 Noes: 0

MOTION CARRIED

COMMUNICATIONS AND CORRESPONDENCE

Councilor Shimp suggested adding the issues of tax cuts for senior citizens and Media Ones installation of boxes and above ground cables to the March 20, 2000 Workshop Meeting Agenda.

Councilor Patronik extended congratulations to City Clerk Lisa Volpe for being awarded the Certified Municipal Clerk designation.

CITY MANAGER REPORTS

Water Test Results WATER TEST RESULTS FOR MTBE (Methyl *tert*-butyl ether): City Manager Linn stated that the sample water test results showed that less than .5 ug/1 was present. The detectable level for this compound is .5ug/1 and therefore could not be detected.

Bike Path PROPOSED BIKE PATH MEETING FOR FLORIDA BOULEVARD BIKE PATH: City Manager Linn stated he and Mayor Vaughn had met with the consultant hired by Jacksonville Transportation Authority and Sally Rosier with the Department of Transportation to discuss the bike path project. Mr. Linn asked for direction from the council.

Moved by Shimp, seconded by Tankersley.

Motion: **FORM A BICYCLE COMMITTEE OF INTERESTED CITIZENS THAT LIVE IN THE AREA AND LET THEM HELP TO DECIDE THE PLAN.**

For the Record Councilor Shimp stated for the record that he did not know how many people in the audience were for or against the bike path.

MOTION WITHDRAWN

Councilor Shimp withdrew the motion with the understanding that concerned citizens contact Council Members and attend the workshop meeting.

Consensus: **TO MOVE THE FLORIDA BOULEVARD BIKE PATH TO THE MARCH 20, 2000 WORKSHOP MEETING, INVITE THE DESIGN CONSULTANT AND PLACE FIRST OR AS CLOSE AS POSSIBLE ON THE AGENDA.**

Land Development Regulations FUTURE CONSIDERATIONS OF PROPOSED LAND DEVELOPMENT REGULATIONS: City Manager Linn reported that correspondence had been received from Amy Skinner of Ivey, Harris and Walls addressing group one of the Land Development Regulations asking for council decision on the following changes:

- 1) The language regarding the pre-application conference should be changed to suggest it for development proposals, but not require it.
- 2) Instead of requiring a new survey up-front in the development process. A survey could be submitted with the development application.
- 3) The administrative assistant position should be designated as the secretary for the boards.

City Manager Linn gave his opinions on the above issues.

Remaining issues from the first group:

- 1) Will the City Council automatically review final development plans as a part of the normal development review process?
- 2) Should the Planning and Development Review Board and the Board of Appeals be combined?
- 3) Should a procedure be established to formally notify the City of Atlantic Beach of development actions in the Central Business District area of Neptune Beach?

City Manager Linn gave his recommendations on the above issues.

Discussion ensued.

Consensus: ADVERTISE AND SCHEDULE THE FIRST OF SEVERAL SPECIAL WORKSHOP MEETINGS TO BEGIN REVIEW OF CHAPTER 27 ON MARCH 27, 2000, STARTING AT 7:00 AND ENDING AT 9:30. ADVERTISING THE SUBJECTS TO BE DISCUSSED ON THE GROUP TWO, LAND USE REGULATIONS CONSULTANTS RECOMMENDATIONS. WITH OTHER WORKSHOPS TO BE SCHEDULED AT A LATER DATE. ALSO INCLUDE IN THE ADVERTISEMENT THAT EVERY ATTEMPT WILL BE MADE TO COVER THOSE SUBJECT ITEMS. HOWEVER, GIVEN THE TIME RESTRAINT THERE IS A POSSIBILITY THAT THEY MAY NOT BE AND IF THEY ARE NOT THEY WILL BE COVERED AT A FOLLOWING WORKSHOP. SCHEDULE THE NEXT WORKSHOP TO BE HELD ON APRIL 10, 2000 ALSO FROM 7:00 TO 9:30 WITH SAME STIPULATIONS.

COMMENTS FROM THE PUBLIC

Michael Jumber, 800 Florida Boulevard, opposed any improvements as far as a bike path east of Penman Road.

William McCants, 1126 Hagler Drive, shared Mr. Jumber's views opposing the bike path and was concerned about trees.

Joseph Sasser, 1020 Florida Boulevard, opposed the bike path stating that a bigger sidewalk or bike path would bring more trash to the area and large oak trees would have to be removed.

Ish Brant, 1201 Penman Road, endorsed what the citizens previously stated and added a double dose.

Shirley Myers, 1001 Florida Boulevard, strongly opposed the construction of a proposed bike path on the north side of Florida Boulevard stating that it would be hazardous and felt that the current sidewalk was sufficient for both pedestrians and bicycles.

Jim Myers, 1001 Florida Boulevard, concurred with his wife.

Chris Rasche, 232 Florida Boulevard, felt that adding ten feet of asphalt one mile long would not be an aesthetic contribution to the city and was concerned about maintenance of the project and the canopy of trees.

Linda Oberdorfer, 232 Florida Boulevard, agreed with the others and urged council not to extend the bike path east of Penman Road.

Dan Disch, 224 Florida Boulevard, opposed to bike path east of Penman Road and stated there was no need for one because it was already bicycle friendly.

Faith Ingalls, 223 Florida Boulevard, opposed the bike path and felt that Florida Boulevard east of Third Street was a bike path.

Tom Brown, 220 Florida Boulevard, opposed the bike path stating that he moved to the beach for the quality of life and did not want to have it disturbed.

Johnnie Epley, 288 Driftwood, opposed to the noise that the proposed Olson Tire development on Atlantic Boulevard would cause with the bays facing Lemon

Street.

Mike Valdovinos, 212 Bowles Street, was very concerned about the prospect of having a 27 foot recreational boat parked adjacent to his property. He felt it would be an eyesore and decrease property values.

Fred DeSapio, 114 19th Avenue North, felt that the current code should be used as a starting point not the consultant's draft.

Mary Truta, 701 Valley Forge Road North, expressed concern about the enforcement of the code.

Harriet Pruette, 217 1/2 Magnolia Street, suggested covering the ditches on Florida Boulevard and opposed a bike path east of Penman Road.

Edie Alcorn, 317 Oceanwood Drive, complained about noise that would come from Olson Tire.

Recess / Reconvene The meeting recessed at 8:40 p.m. and reconvened at 8:55 p.m.

CONSENT AGENDA

911 Agreement 911 INTERLOCAL AGREEMENT: Routine annual agreement for the City of Jacksonville to provide funding to Neptune Beach for salaries and other expenses for 911 call takers.

Bell South Easement BELL SOUTH EASEMENT: A proposed Bell South easement at the water tower on Florida Boulevard.

Mosquito Flights MOSQUITO CONTROL AIRCRAFT FLIGHT: Grant permission for Duval County to fly over the City for mosquito control.

Moved by Jones, seconded by Tankersley.

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

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

VARIANCES / NONE

ORDINANCES/NONE

OLD BUSINESS

Olsen Tire PLANS SUBMITTED FOR PERMITTING AND DEVELOPMENT REVIEW DIFFER: City Manager Linn reported that Building Official Dan Arlington had brought to his attention that the plans that had been approved for the Olsen Tire development were not in agreement with the plans submitted for permitting.

Moved by Jones, seconded by Shimp.

Motion: **TO APPROVE THE OLSEN TIRE DEVELOPMENT AS RE-SUBMITTED WITH THE PROVISION THAT AN EIGHT FOOT SOUND BARRIER WALL BE BUILT ON THE SOUTH SIDE OF THE PROPERTY AND**

PROPER LANDSCAPING TO BE ON THE SOUTH SIDE OF THE SOUND BARRIER WHICH WOULD INCLUDE TREES.

Council discussed that the wall should be masonry, stucco, painted and trimmed.

Friendly Amendment: **A DECIBEL READING TO BE NO HIGHER THAN 61 ON THE SOUTHSIDE OF THE BARRIER WALL WHERE THE RESIDENTIAL PROPERTY BEGINS.**

Roll Call Vote:

Ayes: 4 – Jones, Shimp, Tankersley, Vaughn
Noes: 1 - Patronik

MOTION CARRIED

NEW BUSINESS

Sale of Fire Truck **APPROVAL OF SALE OF 1985 FIRE TRUCK:** City Manager Linn stated that he had received a proposal from the City of Crescent City to purchase our 1985 Emergency One Fire Truck for a total cost of \$20,000. The terms of sale being they would pay \$5,000 at the time of delivery and \$15,000 after October 1, 2000.

Moved by Patronik, seconded by Shimp.

Motion: **TO APPROVE THE SALE OF 1985 EMERGENCY ONE FIRE TRUCK TO THE CITY OF CRESCENT CITY FOR THE SUM OF \$20,000. \$5,000 TO BE PAID AT THE TIME OF DELIVERY AND THE BALANCE OF \$15,000 TO BE PAID ON OR BEFORE NOVEMBER 1, 2000.**

On the Record Mayor Vaughn stated on the record that he wanted to make sure that everyone on the council understood that he still opposed the sale of the equipment and had opposed the dissolution of fire services no matter what level of services they were. He was concerned that the community would soon question the level of municipal services provided to the community.

Roll Call Vote:

Ayes: 4 – Jones, Patronik, Shimp, Tankersley
Noes: 1 – Vaughn

MOTION CARRIED

Resolution No. 2000-03 **RESOLUTION NO. 2000-03: RESOLUTION OF THE CITY OF NEPTUNE BEACH, FLORIDA SUPPORTING THE INSTALLATION OF A CULVERT PIPE ALONG FLORIDA BOULEVARD.**

WHEREAS, the Jacksonville Transportation Authority (JTA) has proposed to construct a bike path adjacent to Florida Boulevard and Penman Road within Neptune Beach; and

WHEREAS, the JTA has contracted a consultant to design this bike path; and

WHEREAS, the Ish Brant Beautification Committee has researched and has been seeking support for the City of Jacksonville to install a culvert along Florida Boulevard to reduce safety hazards and health hazards by reducing the mosquito breeding in the water which stagnates in the open drainage ditch; and

WHEREAS, a culvert pipe could provide an area where landscaping could be planted to reduce noise pollution into adjacent residential areas of Neptune Beach;

NOW, THEREFORE, Be it resolved by the City Council of the City of Neptune Beach, Florida that the City Council strongly encourages the Jacksonville Transportation Authority to include the construction of a culvert pipe along Florida Boulevard in the scope of work for the design of the proposed bike path.

This Resolution adopted by the City Council of Neptune Beach, Florida, at the Regular Council Meeting held March 6, 2000.

Moved by Jones, seconded by Shimp.

Motion: **TO APPROVE RESOLUTION NO. 2000-03 AS NOTED ABOVE.**

MOTION WITHDRAWN

Consensus: **FORWARD RESOLUTION NO. 2000-03 TO THE MARCH 20, 2000 WORKSHOP MEETING.**

Resolution No.
2000-04

RESOLUTION NO. 2000-04: A RESOLUTION OF THE CITY OF NEPTUNE BEACH IN SUPPORT OF THE U.S. NAVY PRESENTING THEIR ANNUAL AIR SHOW AT NAVAL AIR STATION MAYPORT IN THE FALL OF 2001 AND THEREAFTER ROTATING SHOWS BETWEEN NAVAL AIR STATION JACKSONVILLE AND NAVAL STATION MAYPORT.

WHEREAS, A Navy Air Show has been held at the Beaches in the past and was very well received by the Beach communities; and

WHEREAS, the Navy Air Show is a family oriented activity that would provide residents and visitors a first rate show featuring the Blue Angels; and

WHEREAS, Neptune Beach supports their Navy neighbors and would enjoy the opportunity to partner with the Navy in hosting the annual air show.

NOW THERE BE IT RESOLVED THAT:

SECTION 1. The City of Neptune Beach encourages the Navy to bring their annual air show to Naval Station Mayport and Naval Air Station Jacksonville.

SECTION 2. The City of Neptune Beach further encourages that future shows rotate between Naval Station Mayport and Naval Air Station Jacksonville.

SECTION 3. This resolution shall take effect upon its passage and publication as required by law.

This Resolution adopted by the City Council at the regular meeting held March 6, 2000.

Moved by Jones, seconded by Patronik.

Motion: **TO APPROVE RESOLUTION NO. 2000-04 AS NOTED ABOVE.**

Ayes: 5 – Jones, Patronik, Shimp, Tankersley, Vaughn
Noes: 0

MOTION CARRIED

Adjournment

There being no further business, the meeting adjourned at 10:00 p.m.

George F. Vaughn, Jr., Mayor

ATTEST:

Lisa Volpe, CMC, City Clerk

Approved: _____