



MINUTES
REGULAR CITY COUNCIL MEETING
FEBRUARY 4, 2002 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 February 4, 2002, at 7:00 p.m., in the Council Chambers, City Hall, 116 First Street, Neptune Beach, Florida.

Attendance

IN ATTENDANCE:

Mayor Richard A. Brown
Vice Mayor Robert D. Shimp
Councilor Harriet Pruette
Councilor Jimmy Gilbert
City Attorney Christopher A. White
City Manager Richard A. Linn

City Clerk Lisa Volpe, CMC
Assistant to the City Manager Terry Klein
Director of Finance Steve Ramsey
Building Official Dan Arlington
Deputy City Clerk Karla Strait, CMC

ABSENT:
Councilor Ronald D. Patronik

Order Call/Pledge

Mayor Brown called the meeting to order and asked Councilor Gilbert to lead the Pledge of Allegiance.

AWARDS / PRESENTATIONS / RECOGNITION OF GUESTS

Mayor Brown recognized and introduced Elaine Reiss as a newly appointed alternate member on the Board of Appeals.

APPROVAL OF MINUTES

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

JANUARY 7, 2002, REGULAR COUNCIL MEETING
JANUARY 22, 2002, WORKSHOP COUNCIL MEETING

Moved by Shimp, seconded by Pruette.

Roll Call Vote:

Ayes: 4 – Gilbert, Pruette, Shimp, Brown
Noes: 0
Absent: 1 – Patronik

MOTION CARRIED

COMMUNICATIONS AND CORRESPONDENCE

Table the Consent Agenda Vice Mayor Shimp asked the council to table the consent agenda due to some information received over the weekend regarding open trenching verses directional drilling. Vice Mayor Shimp suggested a special meeting be held to discuss the most cost effective method.

City Attorney White advised that if one member of the Council requested that something to be removed from the consent agenda it was automatically removed and did not require a majority vote of the Council.

Consensus: **TO HOLD A SPECIAL WORKSHOP MEETING MONDAY, FEBRUARY 11, 2002, AT 6:30 P.M. TO DISCUSS THE PRE-QUALIFICATIONS FOR THE WATER IMPROVEMENT PROJECT.**

Bartalome Road **BARTALOME ROAD:** Councilor Pruette referred to an e-mail from a resident of Water Edge Drive regarding a road under construction and asked what it was all about. Dan Arlington stated someone was looking into building on the property behind Waters Edge Drive and a survey for a road had been completed. Mr. Arlington added that it was a preliminary study and nothing was firm. City Attorney White stated there were some issues to be worked out with St. Johns River Water Management District which he and Mr. Arlington were working on.

Penman Road & Florida Blvd. **PENMAN ROAD & FLORIDA BOULEVARD:** Councilor Gilbert asked City Manager Linn about the potholes in the intersection of Florida Boulevard and Penman Road. City Manager Linn responded that Florida Boulevard is a Jacksonville road but Neptune Beach could do the repairs.

CITY MANAGER REPORTS

Project 1-A Close Out **PROJECT 1-A – CLOSE OUT:** City Manager Linn announced that Project 1-A of the Water Improvement Plan was completed.

Waters Edge Lots of Record **WATERS EDGE DRIVE – LOTS OF RECORD – NOTIFICATION:** City Manager Linn stated City Attorney Chris White had sent him the results of the title search at Waters Edge Drive. City Attorney White added that lots 9-15 were not addressed in his opinion letter and the owners of those units needed to send him a copy of their deed so he could run a title search. City Manager Linn stated he would have his assistant send the owners a letter notifying them to send a copy of their deed.

Recess Mayor Brown called a recess at 7:25 p.m. to go to the parking lot for a demonstration of the Smart Trailer.

Smart Trailer Demo **DEMONSTRATION OF SMART TRAILER:** Officer Larry Dean demonstrated how the smart trailer operated and explained it was a speed monitoring/awareness radar designed to alert drivers of the posted speed limit and the speed in which they were traveling.

Reconvene Mayor Brown called the meeting back to order at 7:35 p.m.

COMMENTS FROM THE PUBLIC

Public Comments Ralph LaPerna, 2507 Waters Edge Drive, thanked Council for completing title searches on Waters Edge Drive and acknowledging them as lots of record. Mr. LePerna added there was still a drainage problem.

David Baker, 1102 First Street, suggested adding more “no parking” signs on First

Street and more "speed limit" signs on Third Street.

Lynda Padrta, 1113 First Street, felt the city should move forward with the Water Improvement Project. Ms. Padrta felt it would delay the project even longer if the water and sewer project were combined.

Brian Schmitt, 506 Oceanfront, stated that he worked for an underground utility contractor. Mr. Smidt felt the pre-qualification specifications would exclude a lot of quality contractors.

Gordon Gruhn, 500 Ranch Road, stated that there would be no difference in impact on the residents if the pipes were installed with directional drilling or if they were installed with open trenches. Mr. Gruhn suggested having an open dialog at the workshop meeting.

CONSENT AGENDA

Water Improvement Project

RESCINDING SUSPENSION OF BIDDING OF WATER IMPROVEMENT PROJECT: Mayor Brown stated the consent agenda had been tabled by earlier council action.

VARIANCES/NONE

ORDINANCES

Ordinance No. 2002-01

ORDINANCE NO. 2002-01, MECHANICAL PERMIT FEES, SECOND READ AND PUBLIC HEARING: AN ORDINANCE OF THE CITY OF NEPTUNE BEACH, FLORIDA, AMENDING SECTION 8-182, PERMIT FEES MECHANICAL AND PROVIDING AN EFFECTIVE DATE.

Mayor Brown opened the floor for public comments.

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

Moved by Shimp, seconded by Gilbert.

Motion: **TO ADOPT ORDINANCE 2002-01, MECHANICAL PERMIT FEES, ON SECOND READ AND PUBLIC HEARING.**

Roll Call Vote:

Ayes: 4 – Gilbert, Pruette, Shimp, Brown

Noes: 0

Absent: 1 – Patronik

MOTION CARRIED

OLD BUSINESS/NONE

NEW BUSINESS

Smart Trailer

PURCHASE AUTHORIZATION – SMART TRAILER - \$14,465 TO KUSTOM SIGNALS: The funds to be used to purchase the Smart Trailer would come from the contingency line item fund, which required City Council approval.

Mayor Brown questioned if the city was large enough to put the trailer to use full time and suggested perhaps a partnership with Atlantic Beach would be worth exploring. He also suggested running some field tests.

Councilor Pruette was concerned about a shortage in the contingency fund and suggested waiting until August or September to purchase it if it was decided that it was needed.

Vice Mayor Shimp felt the city would get a lot of use out of the trailer and was not in favor of sharing one with Atlantic Beach. He was in favor of field tests.

Councilor Gilbert felt the trailer would also be useful for counting traffic thus eliminating the need for traffic studies.

Director of Public Safety Brandt stated the department had borrowed a trailer from Jacksonville before and it was very useful in slowing the traffic down on Florida Boulevard. Chief Brandt added it could be used on Third Street, in school zones, and wherever a police officer was not present.

Councilor Gilbert voiced concern about the school zone on Florida Boulevard being too small and suggested posting signs and increasing it to two blocks.

Sunset Point

APPROVAL OF FINAL PLAT AND AN ENCROACHMENT PERMIT: City Manager Linn explained since the previous approval of the final development two lots had been removed from the plat. Because those two lots had been removed the developer was requesting an encroachment permit to allow for a landscape buffer between the development and the two lots. The landscape encroachment would be between 4 and 8 feet wide and extend about 200 feet.

Steve Jarrett, 210 South Street, the developer of the property explained that the owner of the two lots found another buyer and requested not to be a part of the plat. Mr. Jarrett needed the encroachment permit in order to landscape along that common side and in front of the subdivision to make an attractive entrance into the subdivision.

Moved by Shimp, seconded by Pruette.

Motion: **TO APPROVE THE FINAL PLAT AND THE ENCROACHMENT PERMIT FOR SUNSET POINT.**

Roll Call Vote:

Ayes: 4 – Gilbert, Pruette, Shimp, Brown
Noes: 0
Absent: 1 – Patronik

MOTION CARRIED

Days Inn

APPROVAL OF DEVELOPMENT ORDER – 1401 ATLANTIC BOULEVARD – DAYS INN: Gary McDonald, architect for Nemesis Hotel Management, stated that he had received preliminary development approval from the Planning & Development Review Board for the project and they were now requesting a final approval from the City Council. Mr. McDonald explained they were planning to upgrade the quality of the hotel to provide a very nice upscale hotel. Mr. McDonald stated there were 132 rooms of 2 stories and 1 long wing with an existing lobby, restaurant, and nightclub area. The 132 rooms were currently being renovated and they were waiting on a permit to start renovations on the lobby, restaurant, and nightclub. The new construction involved a 5, 600 square foot lobby building in front of the existing lobby and to the side of the existing restaurant. The entire front of the building would look completely different and the landscaping would also be upgraded.

Moved by Shimp, seconded by Gilbert.

Motion: **TO APPROVE THE FINAL DEVELOPMENT ORDER FOR 1401 ATLANTIC BOULEVARD – DAYS INN.**

Roll Call Vote:

Ayes: 4, Gilbert, Pruette, Shimp, Brown

Noes: 0

Absent: 1 – Patronik

MOTION CARRIED

Resolution No.
2002-01

RESOLUTION NO. 2002-01, APPOINTING BOARD MEMBERS TO THE BOARD OF APPEALS AND THE CODE ENFORCEMENT BOARD.

RESOLVED, the City Council of the City of Neptune Beach, Florida, hereby confirms the following board appointments:

BOARD OF APPEALS

Member	Type	Term	Begins	Ends
Thomas Garza	Appoint Regular	3 years	02/04/2002	02/03/2005
Sybil Ansbacher	Appoint Regular	3 years	02/04/2002	02/03/2005
Elaine Reiss	Appoint Alternate	1 year	02/04/2002	02/03/2003

CODE ENFORCEMENT BOARD

Member	Type	Term	Begins	Ends
William Weldon	Reappoint Alt.	1 year	02/02/2002	02/01/2003

Moved by Gilbert, seconded by Pruette.

Roll Call Vote:

Ayes: 4 – Gilbert, Pruette, Shimp, Brown

Noes: 0

Absent: 1 – Patronik

MOTION CARRIED

Adjournment

There being no further business, the meeting adjourned at 8:34 p.m.

Richard A. Brown, Mayor

ATTEST:

Lisa Volpe, CMC, City Clerk

Approved: _____