



MINUTES
REGULAR CITY COUNCIL MEETING
OCTOBER 3, 2005, 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 October 3, 2005 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 Harriet Pruette
 Councilor Eric Pardee
 Councilor Larry Shealy
 Councilor John Weldon
 City Manager Jim Jarboe
 City Clerk Lisa Volpe, CMC

ABSENT:
 City Attorney Christopher White

STAFF:
 Director of Finance Steve Ramsey
 Director of Public Safety David Sembach
 Director of Public Services Leon Smith

Order Call/Pledge

Mayor Brown called the meeting to order at 7:00 p.m. and led the pledge of allegiance.

AWARDS / PRESENTATIONS / RECOGNITION OF GUESTS

Mayor Brown mentioned that Michelle Barth, a representative from Senator Nelson's office, was in the conference room and welcomed any comments or questions that citizens may have for the Senator.

APPROVAL OF MINUTES

Moved by Shealy, seconded by Pruette.

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

SEPTEMBER 12, 2005, SPECIAL CITY COUNCIL MEETING
SEPTEMBER 12, 2005, REGULAR CITY COUNCIL MEETING
SEPTEMBER 19, 2005, SPECIAL CITY COUNCIL MEETING
SEPTEMBER 19, 2005, WORKSHOP CITY COUNCIL MEETING
SEPTEMBER 26, 2005, SPECIAL CITY COUNCIL MEETING
SEPTEMBER 26, 2005, WORKSHOP CITY COUNCIL MEETING

Roll Call Vote:

Ayes: 5 – Pardee, Pruette, Shealy, Weldon, Brown
 Noes: 0

MOTION CARRIED

COMMUNICATIONS AND CORRESPONDENCE

Dogs on Beach

Vice Mayor Pruette asked to place the issue of extending the hours for leashed dogs to be allowed on beach during the winter months, on the October workshop agenda.

Kings Rd. Bridge

Vice Mayor Pruette questioned if Mayor Brown had sent the letter to the City of Jacksonville Beach requesting their Council consider providing aid for rebuilding the Kings Road Bridge, notifying them of the 15 Ton weight limit, and the need for heavier vehicles to have access through their rear gate.

Mayor Brown stated he had spoken with City Manager Jarboe and was informed there was still discussion relating to the bridge among the staff.

City Manager Jarboe stated the bid for the latest design had increased another \$29,000 and the project would need to be rebid. He spoke with the bridge inspectors and was informed that if the load capacity was lowered to 10 tons and used for residential traffic only it would have a longer life span. Notification had been given to contractors and the City of Jacksonville Beach regarding the 10 ton weight limit and the need for the rear gate access.

Councilor Weldon stated Council agreed to a 15 ton weight limit and questioned why it was changed to 10 tons. City Manager Jarboe stated after discussions with the Florida Department of Transportation it was decided to lower the limit to 10 tons.

Councilor Weldon commented that the challenge of rebuilding the Kings Road Bridge needed to be addressed, the cost had already increased \$29,000, and this Council needed to take action and not prolong it for future Councils to deal with.

CITY MANAGER REPORT

City Manager Jarboe reported the total number of tree permits issued by the Building Department this past fiscal year was 101. They were mostly due to hurricane damage.

Councilor Weldon asked the City Manager if the revised tree permit application, eliminating the need to have it notarized, had been updated on the webpage. City Manager Jarboe stated he would make sure that the revised tree permit application was put on the webpage.

PUBLIC COMMENTS

Linda Clyne, 1210 Ocean Front, voiced concern about the dangers of bicyclists not stopping at stop signs on First Street.

City Manager Jarboe advised Ms. Clyne that Chief Sembach was currently conducting a traffic study which would be presented at the October workshop meeting.

CONSENT AGENDA / NONE**VARIANCES / NONE****ORDINANCES**

Ord. No. 2005-18

ORDINANCE NO. 2005-18, AMENDING THE OPERATING BUDGET FOR FISCAL YEAR 2004-2005. SECOND READ AND PUBLIC HEARING: AN ORDINANCE AMENDING THE OPERATING BUDGET FOR THE CITY OF NEPTUNE BEACH, FLORIDA FOR FISCAL YEAR 2005 BEGINNING OCTOBER 1, 2004 AND ENDING SEPTEMBER 30, 2005.

Mayor Brown read Ordinance No. 2005-18 by title only and opened the public hearing.

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

Moved by Pruette, seconded by Shealy.

Motion: **TO ADOPT ORDINANCE NO. 2005-18 ON SECOND READ AND PUBLIC HEARING.**

Roll Call Vote:

Ayes: 5 – Pardee, Pruette, Shealy, Weldon, Brown

Noes: 0

MOTION CARRIED

Ord. No. 2005-19

ORDINANCE NO. 2005-19, AMENDING SECTION 9(A), QUALIFYING OF CANDIDATES, SECOND READ AND PUBLIC HEARING: AN ORDINANCE OF THE CITY OF NEPTUNE BEACH, FLORIDA AMENDING SECTION 9-5(A), QUALIFYING OF CANDIDATES AND PROVIDING AN EFFECTIVE DATE.

Mayor Brown read Ordinance No. 2005-19 by title only and opened the public hearing.

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

Moved by Weldon, seconded by Pruette.

Motion: **TO ADOPT ORDINANCE NO. 2005-19 ON SECOND READ AND PUBLIC HEARING.**

Roll Call Vote:

Ayes: 5 – Pardee, Pruette, Shealy, Weldon, Brown.

Noes: 0

MOTION CARRIED

Ord. No. 2005-20

ORDINANCE 2005-20, AMENDING CHAPTER 27, SECTION 27-479 SIDEWALKS & BIKEWAYS, SECOND READ AND PUBLIC HEARING: AN ORDINANCE OF THE CITY OF NEPTUNE BEACH, FLORIDA AMENDING CHAPTER 27, SECTION 27-479 SIDEWALKS AND BIKEWAYS AND PROVIDING AN EFFECTIVE DATE.

Mayor Brown read Ordinance No. 2005-20 by title only and opened the public hearing.

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

Moved by Shealy, seconded by Weldon.

Motion: **TO ADOPT ORDINANCE NO. 2005-20 ON SECOND READ AND PUBLIC HEARING.**

Roll Call Vote:

Ayes: 5 – Pardee, Pruette, Shealy, Weldon, Brown

Noes: 0

MOTION CARRIED

OLD BUSINESS

Caribbee Key

CARIBBEE KEY SIDEWALK LEASE AGREEMENT: Amending the lease agreement to require a police officer presence on Friday and Saturday nights between the hours of 10:00 p.m. and 2:00 a.m., and extending the hours for the sidewalk dining area until 11:00 p.m.

Vice Mayor Pruette stated that Councilor Weldon had asked to add to the lease agreement that guest must be completely out of the outdoor dining area by 11:00 p.m. City Clerk Volpe advised the lease did say that, but she would be correct the time to 11 pm.

Moved by Shealy, seconded by Pardee.

Motion: **TO APPROVE THE AMENDED LEASE AGREEMENT AND THE EXTENDED HOURS.**

Roll Call Vote:

Ayes: 5 – Pardee, Pruette, Shealy, Weldon, Brown

Noes: 0

MOTION CARRIED

NEW BUSINESS / NONE

Vice Mayor Pruette stated she would share the email she received from Councilor Weldon regarding affordable housing with the City of Atlantic Beach.

Councilor Weldon explained the article showed the idea of taking a place like the condemned Palm Garden Apartments in Atlantic Beach and offering developers incentives to design affordable housing for teachers, firemen, police officers, etc.

Adjournment

There being no further business, the meeting adjourned at 7:25 p.m.

Richard A. Brown, Mayor

ATTEST:

Lisa Volpe, CMC, City Clerk

Approved: _____