



**MINUTES**  
**WORKSHOP CITY COUNCIL MEETING**  
**DECEMBER 19, 2005, AT 6:30 P.M.**  
**CITY HALL, 116 FIRST STREET**  
**NEPTUNE BEACH, FLORIDA**

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Pursuant to proper notice a Workshop Meeting of the City Council of the City of Neptune Beach was held December 19, 2005 at 6:30 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 John Weldon  
City Attorney Christopher White  
City Manager Jim Jarboe  
City Clerk Lisa Volpe, CMC

ABSENT:

Councilor Larry Shealy

STAFF:

Community Development Director Jason Cleghorn  
Assistant to the City Manager Terry Klein  
Director of Finance Steve Ramsey  
Director of Public Safety David Sembach  
Director of Public Services Leon Smith  
Deputy City Clerk Karla Strait, CMC  
Code Enforcement Officer & Fire Marshal John Webber

Call to Order/Roll Call Mayor Brown called the meeting to order at 6:30 p.m.

City Manager Jarboe stated Councilor Shealy submitted his letter of resignation effective December 31, 2005. He then read the letter into the record:

To: The Mayor Brown, City Council of Neptune Beach  
From: Larry Shealy  
Subject: Resignation  
Date: December 19, 2005

As you are probably aware and I've discussed with Mr. Jarboe on several occasions, my business has begun to consume a tremendous amount of my time. What was a hobby for many years, has evolved into a full time business here in Neptune Beach. It is unfortunate, but my work schedule continues to interfere with planned and impromptu Council and Workshop Meetings. I have attended every meeting that I can possibly attend, but I must put my family, my students and my business first.

As I can no longer give 100% of my self and my time, I believe it is in the best interest of the City of Neptune Beach and to this Council that I offer my resignation, effective December 31, 2005.

I wish to thank the Citizens of Neptune Beach for this awesome opportunity to serve the city. I have thoroughly enjoyed my time on the Council. I also wish to thank Mayor Brown, Councilor Weldon, Councilor Pruette, past Councilor Gilbert and Councilor Pardee for a fun and productive time together. I trust that our work together has had a positive impact on the City of Neptune Beach.

I also wish to thank Mr. Jarboe and his Directors and staff for doing an absolutely fantastic job for our City. Jim, Steve, Leon, Chief Sembach, Lisa, Karla, Terry, Jason, Piper and many, many others, you all are awesome. We are lucky to have such a professional and dedicated group using their many talents to so effectively manage our city. Thank you for what you do.

May God Bless you all!!!

Sincerely,  
Larry Shealy

Mayor Brown asked City Manager Jarboe to explain the procedure for filling the vacancy.

Mr. Jarboe explained Council would need to appoint someone to fill the vacancy until the November 7, 2006 election. The vacancy would be publicly announced for interested parties to submit resumes. Council could have the applicants answer a questionnaire and vote for the candidate of their choice.

Councilor Weldon felt it would be too long and drawn out of a process for candidates to answer questions in a public forum. He suggested that each Council member submit questions and create a questionnaire for each candidate to respond to in writing.

City Manager Jarboe asked the Council members to submit their questions to him so he could present the questionnaire to the Council for approval at the January 9, 2006 meeting.

City Clerk Volpe stated she would advertise for candidates to submit resumes no later than 5:00 p.m. January 9, 2006, and advertise a special meeting for January 23, 2006 for selection.

Consensus: **ADVERTISE FOR CANDIDATES TO SUBMIT RESUMES NO LATER THAN 5:00 P.M. JANUARY 9, 2006 AND ADVERTISE A SPECIAL MEETING FOR JANUARY 23, 2006 FOR SELECTION.**

**PRESENTATIONS / NONE**

**COMMITTEE REPORTS / NONE**

**CITY MANAGERS ACTION LIST**

City Manager Jarboe reported on the following:

- The information for the Florida Boulevard Landscaping Project had been sent to the City of Jacksonville and advertised for bids.
- He would present the bids to Council for the A1A Landscape Project at the

January workshop meeting.

- The new computer system was in the process of being installed and the old system was being converted.
- The audit was underway.
- He would like to schedule a budget meeting soon after the first of the year.

#### **PUBLIC COMMENTS**

Steven Carter, 1723 Indian Woods Drive, thanked the City Clerk's Office for providing him with copies of the Kings Road Bridge Plans and the Hydraulic Report. He thanked the Public Safety Department for installing the new speed limit signs.

Candy Sullivan, 220 South Street, favored the speed humps. She submitted a letter from her neighbor Mr. Ernest Clarke, 420 South Street also in favor of the speed humps.

Tracey Lakey, 227 South Street, felt speed humps were necessary for the safety of children and asked that they remain in place.

#### **PROPOSED ORDINANCES / NONE**

#### **CONTRACTS / AGREEMENTS / NONE**

#### **ISSUE DEVELOPMENT**

Sewer Connection

**JARRETT DEVELOPMENT – SEAGATE SUBDIVISION SEWER LINES:** Mr. Steve Jarrett, Developer of Seagate Subdivision, explained the utility problem was no longer an issue. The City of Neptune Beach and the City of Jacksonville Beach had come to an agreement for providing the utilities as per Daniel Livermore's letter.

Consensus: **FORWARD TO THE JANUARY REGULAR MEETING CONSENT AGENDA.**

Tree Protection

**ARTICLE 9 – TREE PROTECTION & LANDSCAPING:** Vice Mayor Pruette felt the Tree Protection Ordinance was too restrictive and encroached on private property rights. She suggested revising the ordinance to strike pine trees and common variety palm trees from the protected tree list and to allow pruning without having to obtain a permit.

City Manager Jarboe stated under the current ordinance a permit was needed to prune trees limbs over six inches in diameter.

Councilor Pardee was concerned about being fair in enforcement of the fines and penalties involved with removing and pruning trees without a permit. Discussion ensued over the language pertaining to fines.

City Manager Jarboe stated it was up to the Board of Appeals to determine the fines after hearing the appeals from violators. He also felt violators should not be able to appeal to Council once the Board of Appeals has made a decision.

Councilor Weldon agreed the Board of Appeals should be the final authority. He would support a revision to the ordinance allowing pruning of trees up to eight inches in diameter without a permit.

Consensus: **TO ALLOW STAFF TO INCORPORATE THE DISCUSSED CHANGES: 8 INCH LIMBS FOR PRUNING, DELETING PINE TREES, APPEALS STOPPING AT THE BOARD OF APPEALS AND DELETING THE LAST SENTENCE OF SECTION 27-452(1); INTO THE ORDINANCE FOR DISCUSSION AT THE JANUARY WORKSHOP MEETING.**

Fences, Walls &  
Hedges

**SECTION 27-330 – FENCES, WALLS, & HEDGES:** Councilor Pardee was concerned about the 4' height limit of hedges. The definition of hedges was not clarified and it could not be fairly enforced. He suggested that hedges be struck completely from the ordinance.

Councilor Weldon stated the language was included in the new Land Development Regulations in order to prevent blocking ocean views. He suggested staff change the verbiage in order to clarify the definition of hedges.

Discussion ensued about the purpose of having a height restriction for hedges close to the road.

Consensus: **TO ALLOW STAFF LOOK INTO THE RESTRICTIONS ON HEDGES AND THE DEFINITION AND TO DISCUSS IT AT THE JANUARY WORKSHOP.**

Sidewalks &  
Bikeways

**SECTION 27-479 – SIDEWALKS & BIKEWAYS:** Councilor Pardee questioned the requirement of sidewalks for a development of three more lots.

Councilor Weldon explained the requirement for sidewalks to be installed for development of three or more lots shifted the cost from the city or property owner to the developer. He did feel that four feet was sufficient and the requirement of five feet was extensive.

City Manager Jarboe stated 48" was required for a sidewalk. Discussion ensued over the required size for a sidewalk

Speed Humps

**REPLACEMENT OF SPEED BUMPS WITH SPEED HUMPS:** City Manager Jarboe prepared a list, which was included in the packet, of streets where the speed bumps needed to be replaced with speed humps.

Mayor Brown asked if the speed humps could be phased in due to the cost. City Manager Jarboe replied the cost to install the speed humps in house would be \$750.00 and to have them installed by a contractor would cost \$2,400.00. The money would be paid from the contingency fund.

Consensus: **FORWARD TO THE JANUARY CONSENT AGENDA TO REPLACE THE SPEED BUMPS WITH SPEED HUMPS ON ALL NINE STREETS ON THE LIST: CHERRY STREET, CAMELLIA STREET, SOUTH STREET, HAGLER DRIVE, NORTH STREET(200 BLOCK), MAGNOLIA STREET(200 BLOCK), SOUTH STREET(400 BLOCK), CEDAR STREET AND HAGLER, AND GOLDENROD.**

Code Enforcement

**CODE ENFORCEMENT:** This item was originally placed on the agenda for discussion by Councilor Shealy.

Consensus: **TO TABLE DISCUSSION OF CODE ENFORCEMENT.**

Councilor Weldon publicly thanked Councilor Shealy for his service stating the Council

accomplished many things during his tenure.

Vice Mayor Pruette stated Councilor Shealy would be missed. He always agreed to disagree agreeably.

Mayor Brown stated he enjoyed working with Councilor Shealy, his resignation was understandable and Council would move forward with selecting a replacement.

Adjournment

There being no further business, the meeting adjourned at 8:10 p.m.

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Richard A. Brown, Mayor

Attest:

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Lisa Volpe, CMC, City Clerk

Approved: \_\_\_\_\_