



**MINUTES**  
**REGULAR CITY COUNCIL MEETING**  
**JANUARY 9, 2006 7:11 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 9, 2006 at 7:11 p.m., in the City Hall Council Chambers, , 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

STAFF:

Community Development Director Jason Cleghorn  
Sergeant at Arms Officer Ryan Hall  
Director of Finance Steve Ramsey  
Director of Public Services Leon Smith  
Deputy City Clerk Karla Strait, CMC

Order Call/Pledge

Mayor Brown called the meeting to order at 7:11 p.m.

**AWARDS / PRESENTATIONS / RECOGNITION OF GUESTS /NONE**

**APPROVAL OF MINUTES**

Moved by Pruette, seconded by Pardee.

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

**DECEMBER 5, 2005, REGULAR COUNCIL MEETING**  
**DECEMBER 19, 2005, WORKSHOP COUNCIL MEETING**

Roll Call Vote:

Ayes: 4 – Pardee, Pruette, Weldon, Brown  
Noes: 0

**MOTION CARRIED**

Agenda Amendment Mayor Brown amended the agenda to approve Resolution No. 2006-01.

RESOLUTION NO. 2006-01 – APPRECIATION OF SERVICE FOR COUNCILOR LARRY SHEALY: A RESOLUTION OF THE CITY OF NEPTUNE BEACH IN APPRECIATION OF FORMER COUNCILOR LARRY SHEALY WHO HAS SERVED THE COMMUNITY OF NEPTUNE BEACH IN AN OUTSTANDING MANNER.

Moved by Pruette, seconded by Pardee.

Motion: **TO APPROVE RESOLUTION NO. 2006-01.**

Roll Call Vote:

Ayes: 4 – Pardee, Pruette, Weldon, Brown

Noes: 0

MOTION CARRIED

### **COMMUNICATIONS AND CORRESPONDENCE**

Vice Mayor Pruette stated she would like for the council to discuss the topic of subdividing lots in a future workshop meeting.

City Manager Jarboe stated the bids were received and opened for the waste services contract and he would provide information to Council for the January workshop meeting.

### **CITY MANAGER REPORT**

The January 6<sup>th</sup>, 2006 payroll was prepared using the new software and the entire computer system should be completed and converted by the end of January.

### **PUBLIC COMMENTS**

Mary Ann Padrta, 1030 Second Street, was concerned about traffic and asked that the stop signs east of Third Street be kept in place.

George Felts, 100 Rose Place, objected to spending tax payer money for the installation of speed humps. He suggested residents pay for speed humps if they felt they were necessary.

Patrick Cline, 1210 Ocean Front, opposed the installation of speed humps before a policy was place.

Agenda Amendment Mayor Brown interrupted the public comments session in order to present Resolution 2006-01 of appreciation to former Councilor Larry Shealy.

Res, No. 2006-01 RESOLUTION NO. 2006-01 – APPRECIATION OF SERVICE FOR COUNCILOR LARRY SHEALY: A RESOLUTION OF THE CITY OF NEPTUNE BEACH IN APPRECIATION OF FORMER COUNCILOR LARRY SHEALY WHO HAS SERVED THE COMMUNITY OF NEPTUNE BEACH IN AN OUTSTANDING MANNER.

City Clerk Lisa Volpe read Resolution 2006-01.

Mayor Brown presented the Resolution to former Councilor Larry Shealy.

Vice Mayor Pruette thanked Councilor Larry Shealy for his dedicated service and presented him with a key to the City.

**PUBLIC COMMENTS CONTINUED**

Paul Nicholson, 222 Oleander Street, stated there was a speed bump in front of his house before the repaving and requested that it be added to the list.

Leslie Karlin, 1506 Spindrift Circle West, was concerned that the Atlantic Coast Federal Development Order would interfere with the entrance to the Summer Sands subdivision.

Candy Sullivan, 220 South Street, favored the installation of speed humps. She added that she knew of a citizen that was moving from Neptune Beach because it was taking too long to replace the speed bump on his street.

William Doyle, Attorney representing Mr. Gonzales, JCI Associates, Inc., 1415 Atlantic Boulevard, stated his client was concerned Atlantic Coast Federal would deny him access to his property in which an easement was conveyed with his deed. Mayor Brown explained the Council would listen to his concerns when the Development Order came up later on the agenda.

**CONSENT AGENDA****JARRETT DEVELOPMENT – PROVISION OF WATER & SEWER SERVICES BY JACKSONVILLE BEACH:****REPLACEMENT OF SPEED BUMPS WITH SPEED HUMPS:**

Vice Mayor Pruette asked to remove "Replacement of Speed Humps" from the consent agenda for discussion.

Consensus: **REMOVE ITEM B "REPLACEMENT OF SPEED HUMPS" FROM THE CONSENT AGENDA.**

Moved by Weldon, seconded by Pruette.

Motion: **TO APPROVE THE CONSENT AGENDA WITH ITEM A "JARRETT DEVELOPMENT" ONLY.**

Roll Call Vote:

Ayes: 4 – Pardee, Pruette, Weldon, Brown

Noes: 0

**MOTION CARRIED**

Vice Mayor Pruette was opposed to the placement of speed humps on North Street and Magnolia Street.

Councilor Pardee was concerned about the consistency of future speed hump placement and the responsibility of the cost.

Councilor Weldon explained these were streets that had speed bumps before the repaving began and those residents went through a process and procedures to have them placed. He felt they should go ahead and move forward with the installation eliminating North Street and Magnolia Street as Vice Mayor Pruette suggested.

Moved by Pruette, seconded by Weldon.

Motion: **TO REPLACE SPEED BUMPS WITH SPEED HUMPS ON CHERRY , HAGLER DRIVE, 400 AND 500 BLOCK OF SOUTH & CEDAR, HAGLER, GOLDENROD & CAMELIA WITH I.T.E. COMPLIANT SPEED HUMPS.**

Roll Call Vote:  
Ayes: 2 – Pruette, Weldon  
Noes: 2 – Pardee, Brown

MOTION FAILED.

Consensus: **FORWARD SPEED BUMP REPLACEMENT TO THE JANUARY WORKSHOP MEETING.**

**VARIANCES / NONE**

**ORDINANCES / NONE**

**OLD BUSINESS / NONE**

**NEW BUSINESS**

1422 Tree Split Ln.

APPEAL OF ADMINISTRATIVE DECISION – 1422 TREE SPLIT LANE: City Manager Jarboe stated a heritage tree was removed without a permit at 1422 Tree Split Lane. The Board of Appeals fined both the homeowner and the tree company \$200.00.

Moved by Weldon.

Motion: **TO FINE THE HOMEOWNER AND THE TREE COMPANY \$500.00 EACH.**

MOTION DIED FOR LACK OF SECOND.

Vice Mayor Pruette felt the contractor should be aware of the laws and regulations regarding tree permits and it was his responsibility to obtain a permit before starting the work.

Discussion ensued regarding the Tree Ordinance.

Moved by Weldon.

Motion: **TO UPHOLD THE BOARD OF APPEALS DECISION TO FINE THE HOMEOWNER \$200.00 AND INCREASE THE FINE FOR THE TREE COMPANY FROM \$200.00 TO \$500.00.**

Seconded by Pardee with the following amendment:

Amendment: **PLACE THE ISSUE OF THE TREE ORDINANCE ON THE JANUARY WORKSHOP AGENDA FOR CLARIFICATION.**

Roll Call Vote:  
Ayes: 4 – Pardee, Pruette, Weldon, Brown  
Noes: 0

MOTION CARRIED

Dev. Order  
1425 Atlantic Blvd.

DEVELOPMENT ORDER – 1425 ATLANTIC BOULEVARD – ATLANTIC COAST FEDERAL: Community Development Director Jason Cleghorn stated the applicant was not present. He requested deferring approval of the development order to the February regular meeting.

Councilor Weldon stated he would like to hear from the person on the opposing side that was present.

William Doyle, Attorney representing Mr. Gonzales, 1415 Atlantic Boulevard, stated his client had an easement on 1425 Atlantic Boulevard which he used for access to his property. The easement had been in place since 1986. He was concerned the new owner, Atlantic Coast Federal, would not allow him access through the easement. He was also concerned parking for his building would be disrupted.

City Attorney White asked Mr. Doyle to send him a letter addressing the issue and concerns.

Consensus: **TO DEFER ACTION ON THE DEVELOPMENT ORDER UNTIL THE FEBRUARY.**

A1A Landscaping

**APPROVAL OF BID FOR A1A LANDSCAPING:** City Manager Jarboe asked Council to approve the low bid for the A1A Landscaping Project from Hickory Creek Nursery.

Moved by Pruette, seconded by Pardee.

Motion: **TO ACCEPT THE BID FROM HICKORY CREEK NURSERY.**

Roll Call Vote:

Ayes: 4 – Pardee, Pruette, Weldon, Brown

Noes: 0

**MOTION CARRIED**

Influent Line Repair

**APPROVAL FOR INFLUENT LINE REPAIR:** City Manager Jarboe stated Integrated Environmental Solutions, Inc., accidentally drilled into a sewer line. An emergency call was placed to Gruhn May, Inc. to repair the line. Jarboe asked the Council to approve the emergency purchase authorization for payment. The cost would be reimbursed by Integrated Environmental Solutions, Inc.

Moved by Weldon, seconded by Pruette.

Motion: **TO APPROVE THE PURCHASE AUTHORIZATION FOR GRUHN MAY, INC.**

Roll Call Vote:

Ayes: 4 – Pardee, Pruette, Weldon, Brown

Noes: 0

**MOTION CARRIED**

Surplus Equipment

**SURPLUS OF CITY EQUIPMENT:** Approval to surplus city vehicles, police vehicles and miscellaneous equipment.

Surplus Equipment:

Item:	Make:	Model:	Serial or VIN Number
Truck ¾ Ton LWB	Ford 1990	F250	1FTEF25N9LNA88445
Truck Knuckle Boom	Ford 1997	N8000	1FDXR80U6JAV12904
Detective Vehicle	Dodge 2000	Durango	1B4hs28N8YF177023
Detective Vehicle	Chevy 2003	Suburban	3GNGK26GX2G192204
Detective Vehicle	Dodge 2001	Durango	1B4HS28N71F530793
Patrol Vehicle	Dodge 2002	Durango	1B4H528N51F530793
Patrol Vehicle	Ford 1999	Crown Victoria	2FAFP71W8XX172795
Forfeiture Vehicle	Mitsubishi 1998	Eclipse	4A3AK44Y6WE034507

Moved by Weldon, seconded by Pruette.

Motion: **TO APPROVE THE CITY SURPLUS LIST AS PRESENTED.**

Roll Call Vote:

Ayes: 4 – Pardee, Pruette, Weldon, Brown

Noes: 0

MOTION CARRIED

Adjournment

There being no further business, the meeting adjourned at 8:20 p.m.

---

Richard A. Brown, Mayor

ATTEST:

---

Lisa Volpe, CMC, City Clerk

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