



**MINUTES
REGULAR CITY COUNCIL MEETING
OCTOBER 2, 2006 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 2, 2006 at 7:00 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 Fred Lee
Councilor Eric Pardee
Councilor John Weldon
City Attorney Christopher White
City Manager Jim Jarboe
City Clerk Lisa Volpe, CMC

STAFF:

Senior Center Activities Director Leslie Lyne
Director of Finance Steve Ramsey
Director of Public Safety David Sembach
Director of Public Services Leon Smith
Deputy City Clerk Karla Strait, CMC

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 and Councilor Lee presented a Proclamation to Christopher Ward Walter recognizing him for attaining the rank of Eagle Scout.

APPROVAL OF MINUTES

Moved by Lee, seconded by Weldon.

Councilor Weldon asked to amend the motion on page four of the Regular Council Meeting Minutes to add the word "guidance" after the word "bulk".

Councilor Pardee asked to amend his statement on page three of the Regular Council Meeting Minutes from "~~404~~ citizens to 194 citizens."

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

SEPTEMBER 11, 2006, SPECIAL COUNCIL MEETING
SEPTEMBER 11, 2006, REGULAR COUNCIL MEETING

Roll Call Vote:

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

MOTION CARRIED

COMMUNICATIONS AND CORRESPONDENCE

Mayor Brown announced that the City of Jacksonville would be taking action on October 9th to approve \$100,000 toward the funding of the new Kings Road Bridge.

CITY MANAGER REPORT

City Manager Jarboe reported there were 2,098 building inspections, 487 plan reviews, 1,543 permits issued, and 171 tree permits issued for the FY 2005/2006.

PUBLIC COMMENTS

Mary Ann Padrta, 1030 Second Street, thanked the Council for representing Neptune Beach.

Lynda Padrta, 1113 First Street, voiced concern about loose animals and also thanked the Council for representing Neptune Beach.

CONSENT AGENDA / NONE

VARIANCES

Day or Night Moves
1501 Atlantic Blvd.

CONSIDER APPROVAL OF A SPECIAL EXCEPTION AS DEFINED BY DIVISION 9 OF THE ULDC AND TABLE 27-226-1; The request is to allow parking of three commercial vehicles onsite at 1501 Atlantic Boulevard.

Moved by Pruette, seconded by Lee.

Motion: **TO APPROVE THE RECOMMENDATION OF THE PLANNING & DEVELOPMENT REVIEW BOARD TO APPROVE THE SPECIAL EXCEPTION FOR DAY OR NIGHT MOVES, 1501 ATLANTIC BOULEVARD.**

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

ORDINANCES

Ord. No. 2006-21

ORDINANCE NO. 2006-21, ABANDONING A PORTION OF PRADO FERRER, SECOND READ AND PUBLIC HEARING: AN ORDINANCE OF THE CITY OF NEPTUNE BEACH, FLORIDA, ABANDONING, VACATING AND CLOSING A PORTION OF PRADO FERRER; AND ESTABLISHING AN EFFECTIVE DATE.

Mayor Brown read Ordinance No. 2006-21 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 Lee.

Motion: **TO ADOPT ORDINANCE NO. 2006-21 AS AMENDED ON SECOND READ AND PUBLIC HEARING.**

Councilor Weldon noted the amendment “that the property would revert back to the city if not used by the development” recommended by Councilor Pardee was included in the ordinance.

Roll Call Vote:

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

MOTION CARRIED

Ord. No. 2006-22

ORDINANCE NO. 2006-22, ANIMALS CAUSING INJURY, FIRST READ: AN ORDINANCE OF THE CITY OF NEPTUNE BEACH, FLORIDA, ADDING SECTION 6-17 ANIMALS CAUSING INJURY.

Moved by Weldon, seconded by Pruette.

Motion: **TO PASS ORDINANCE NO. 2006-22 ON FIRST READ.**

Councilor Weldon recommended the following change :(c) Definition of Injury by an Animal. An injury by an animal is defined as a wound or other harm to a person or another animal inflicted or caused by an animal.

Councilor Pardee felt it was important to inform citizens of the ordinance. City Manager Jarboe stated it would be posted in the monthly newsletter and on the website.

Roll Call Vote:

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

MOTION CARRIED

OLD BUSINESS

Caribbee Key

CARIBBEE KEY LEASE AGREEMENT: Consider approval of a new sidewalk lease agreement for Caribbee Key.

Mayor Brown explained the restaurant owners requested to defer the lease agreement due to organizational changes.

Consensus: **TO DEFER THE LEASE AGREEMENT AT THE REQUEST OF THE RESTAURANT OWNERS.**

Generators

GENERATORS FOR THE WATER PLANT AND THE CITY YARD: Consider approval of purchasing generators for the Water Plant and the City Yard.

City Manager Jarboe explained the J.E.A. contract price for generators was actually \$15,000 higher than the original bid received from Zabatt. Therefore instead of piggybacking off of the J.E.A. contract he recommended the bid be awarded to Zabatt.

Moved by Pruette, seconded by Pardee.

Motion: **TO AWARD THE BID FOR GENERATORS TO ZABATT.**

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

MOTION CARRIED

NEW BUSINESS / NONE

OPEN DISCUSSION

Councilor Lee asked Chief Sembach if he was comfortable with the Emergency Management Plan. Chief Sembach responded he felt comfortable with the plan.

Councilor Weldon asked Senior Activities Center Director Leslie Lyne to give an update on the 75th Anniversary Celebration. Mrs. Lyne stated the programming was almost completed. She had 10 bands lined up to perform, the JTA Trolley would provide transportation from parking areas, and several vendors were signed up for booths. Also local photographer Linda Olson has designed t-shirts for the event.

Adjournment

There being no further business, the meeting adjourned at 7:40 p.m.

Richard A. Brown, Mayor

ATTEST:

Lisa Volpe, CMC, City Clerk

Approved: _____