



**MINUTES
REGULAR CITY COUNCIL MEETING
NOVEMBER 6, 2006, 6:00 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 November 6, 2006 at 6:00 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:
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 6:00 p.m. and led the pledge of allegiance.

AWARDS / PRESENTATIONS / RECOGNITION OF GUESTS / NONE

APPROVAL OF MINUTES

Moved by Pruette, seconded by Lee.

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

SEPTEMBER 25, 2006, SPECIAL CITY COUNCIL MEETING
SEPTEMBER 25, 2006, WORKSHOP CITY COUNCIL MEETING
OCTOBER 2, 2006, REGULAR CITY COUNCIL MEETING
OCTOBER 16, 2006, SPECIAL CITY COUNCIL MEETING
OCTOBER 16, 2006, WORKSHOP CITY COUNCIL MEETING

Roll Call Vote:

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

MOTION CARRIED

COMMUNICATIONS AND CORRESPONDENCE

Vice Mayor Pruette thanked Senior Center Director Leslie Lyne, and all of the staff that assisted her, for the success of the 75th Anniversary Celebration.

Vice Mayor Pruette asked Council to consider allowing the Town Center Agency to temporarily place a painted statue of a jaguar somewhere within the Town Center area.

Councilor Pardee stated the City of Jacksonville was in the process of training employees to use the new GIS system. He felt the GIS system would also benefit Neptune Beach.

Councilor Pardee stated he visited the new park in Jacksonville Beach and suggested creating a similar park at the end of Seagate Avenue.

Councilor Lee stated he was working toward updating the Comprehensive Plan and his goal was to have a monthly report for the Council.

Councilor Weldon suggested that Councilor Lee communicate his reports through e-mails to the Council.

City Attorney Chris White stated the Sunshine Law prohibited council members to establish a dialog through e-mail.

City Clerk Lisa Volpe stated she would check with the First Amendment Foundation and determine whether or not council could communicate via public e-mails.

City Clerk Lisa Volpe stated the date for the November workshop meeting was the week of Thanksgiving. She asked Council if they would like to reschedule the meeting.

Consensus: **TO HOLD THE NOVEMBER WORKSHOP MEETING ON MONDAY, NOVEMBER 27TH, 2006.**

City Clerk Lisa Volpe stated the next regular meeting would be held on December 4, 2006. A separate meeting would be held on the 5th to swear in the new Councilor-Elects and select a new Vice Mayor.

CITY MANAGER REPORT

City Manager Jarboe reported the following:

- The city had removed many political and real estate signs that were placed in the city right-of-way.
- The Third Street sewer rehabilitation was complete.
- He had met with Atlantic Beach City Manager Jim Hanson regarding the Town Center Overlay District. Atlantic Beach has delayed discussion of this due to other matters on their agenda.
- The grant was received for the purchase of five police satellite cell phones.
- A DUI checkpoint was set up at Third Street and Atlantic Boulevard on Saturday, November 4, 2006, resulting in eight DUI arrests and multiple tickets issued for various reasons.

PUBLIC COMMENTS / NONE**CONSENT AGENDA**

RESOLUTION INCREASING THE SALARY OF THE CITY CLERK OF THE CITY OF NEPTUNE BEACH.

Moved by Weldon, seconded by Pruette.

Motion: **TO APPROVE THE CONSENT AGENDA.**

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

VARIANCES / NONE

ORDINANCES

Ord. No. 2006-22

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

Mayor Brown read Ordinance No. 2006-22 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.

Councilor Weldon amended the ordinance to include the following changes he suggested at the October 2, 2006 meeting. (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.

Motion: **TO ADOPT ORDINANCE NO. 2006-22 ON SECOND READ AND PUBLIC HEARING AS AMENDED.**

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

OLD BUSINESS

Construction of Docks

CONSTRUCTION OF DOCK OVER CITY PROPERTY FOR MR. GARY KIRKLAND, INDIAN WOODS DRIVE: City Manager Jarboe recommended deferring Mr. Kirkland's request to construct a dock due to his absence.

Consensus: **TO DEFER THE REQUEST OF MR. KIRKLAND TO CONSTRUCT A DOCK UNTIL HE CONTACTS THE CITY AND PROVIDES THE APPROPRIATE PAPERWORK.**

NEW BUSINESS

St. Johns River Ferry

RESOLUTION NO. 2006-18, SUPPORTING THE ST. JOHNS RIVER FERRY: A RESOLUTION OF THE CITY OF NEPTUNE BEACH, FLORIDA SUPPORTING THE CONTINUED FUNDING OF THE ST. JOHNS RIVER FERRY.

Moved by Weldon, seconded by Pruette.

Motion: **TO ADOPT RESOLUTION NO. 2006-18.**

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

City Manager Salary Councilor Weldon stated he was exceedingly pleased with the performance of City Manager Jarboe. He conducted a salary survey of surrounding cities and concluded that Mr. Jarboe was not adequately compensated. He, therefore, recommended increasing Mr. Jarboe's salary by 10%.

Councilor Pardee stated he would support giving Mr. Jarboe his 5% salary increase for next year in addition to the 5% for this year for a total increase of 10%.

Consensus: **TO PLACE THE 10% SALARY INCREASE FOR MR. JARBOE EFFECTIVE OCTOBER 1, 2006, ON THE DECEMBER CONSENT AGENDA.**

Mayor Brown suggested considering an extension of the city manager's contract.

Lakeshore Properties Councilor Pardee stated this was the last chance to call a shade meeting before the mediation with Lakeshore Properties. He felt the council should be updated on the status before the public mediation.

City Attorney White stated a shade meeting could not be held because mediation was not considered "pending litigation." He felt the council would be putting themselves at risk if they did. He also clarified that any settlement discussion, after the mediation was over, would have to be held in public since it was not a lawsuit.

Adjournment There being no further business, the meeting adjourned at 6:50 p.m.

Richard A. Brown, Mayor

ATTEST:

Lisa Volpe, CMC, City Clerk

Approved: _____