



**MINUTES
REGULAR CITY COUNCIL MEETING
SEPTEMBER 8, 2008 AT 6:11 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 September 8, 2008 at 6:11 p.m., in the City Hall Council Chambers, 116 First Street, Neptune Beach, Florida.

Attendance

IN ATTENDANCE:

STAFF:

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

Community Development Director Amanda Askew
Director of Finance Steve Ramsey
Director of Public Safety David Sembach
Director of Public Service Leon Smith

Order Call/Pledge

Mayor Brown called the meeting to order at 6:11 p.m. and led the pledge of allegiance.

AWARDS / PRESENTATIONS / RECOGNITION OF GUESTS / NONE

APPROVAL OF MINUTES

Moved by Lee, seconded by Pardee.

Minutes

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

AUGUST 4, 2008, REGULAR CITY COUNCIL MEETING
AUGUST 18, 2008, SPECIAL CITY COUNCIL MEETING
AUGUST 18, 2008, WORKSHOP CITY COUNCIL MEETING

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

COMMUNICATIONS AND CORRESPONDENCE

Councilor Pardee was concerned about the placement and removal of political signs on public property. He suggested placing the political sign ordinance on the September workshop agenda.

Vice Mayor Pruette publicly announced she felt the city staff did an outstanding job removing the storm debris left behind by Tropical Storm Faye.

CITY MANAGER REPORT

City Manager Jarboe reported on the following:

- The Public Services Department did an excellent job removing the storm debris left behind by Tropical Storm Faye.
- Since the manholes have been repaired there has been six thousand gallons less infiltration.
- The Kings Road Bridge contract has been signed and finalized. According to the contract the work must be completed within six months.
- The Public Safety Department was commended for their assistance before, during and after Tropical Storm Faye.

Councilor Lee questioned the progress of the new playground equipment for the parks. Community Development Director Amada Askew replied the City of Jacksonville has received new bids for the playground equipment and it would take four to six weeks for the equipment to arrive.

COMMENTS FROM THE PUBLIC / NONE

CONSENT AGENDA / NONE

VARIANCES / NONE

ORDINANCES

Ord. No. 2008-10 **ORDINANCE NO. 2008-10, UNIFIED LAND DEVELOPMENT REGULATIONS, SECOND READ AND PUBLIC HEARING: AN ORDINANCE OF THE CITY OF NEPTUNE BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES CHAPTER 27 UNIFIED LAND DEVELOPMENT REGULATIONS, ARTICLE I, IN GENERAL, SECTION 27-15 DEFINITIONS, ARTICLE IV, LAND USE, SECTION 27-225, USES EXPRESSLY PROHIBITED WITHIN ZONING DISTRICTS, TABLE 27-226-1 AND PROVIDING AN EFFECTIVE DATE.**

Mayor Brown read Ordinance No. 2008-10 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. 2008-10 ON SECOND READ AND PUBLIC HEARING.**

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

Ord. No. 2008-11 **ORDINANCE NO. 2008-11, MILLAGE RATE, FIRST READ AND PUBLIC HEARING: AN ORDINANCE OF THE CITY OF NEPTUNE BEACH, FLORIDA, ADOPTING FINAL MILLAGE RATES AND LEVYING AD VALOREM TAXES FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2008, AND ENDING SEPTEMBER 30, 2009; SETTING FORTH CERTAIN INFORMATION REGARDING "ROLLED-BACK RATES"; DIRECTING THE CITY MANAGER TO ADJUST THE ADOPTED MILLAGE RATES IN THE EVENT OF CHANGES IN THE ASSESSMENT ROLL AND TAXABLE VALUE; PROVIDING AN EFFECTIVE DATE.**

Mayor Brown read Ordinance No. 2008-11 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 Lee.

Motion: **TO PASS ORDINANCE NO. 2008-11 ON FIRST READ AND PUBLIC HEARING.**

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

Ord. No. 2008-12

ORDINANCE NO. 2008-12, BUDGET, FIRST READ AND PUBLIC HEARING: AN ORDINANCE OF THE CITY OF NEPTUNE BEACH, FLORIDA, ADOPTING A FINAL BUDGET AND APPROPRIATING FUNDS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2008, AND ENDING SEPTEMBER 30, 2009; PROVIDING AN EFFECTIVE DATE.

City Manager Jarboe explained the revenues and expenditures were down \$200,000. In order to balance the budget each department had to cut expenses. There was also a reduction in staff and the city’s cost of insurance. The budget included a 3% cost of living increase for all employees. There would be no reduction in city services.

Council thanked the staff for their efforts to balance the budget.

Mayor Brown read Ordinance No. 2008-12 by title only and opened the public hearing.

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

Moved by Lee, seconded by Pardee.

Motion: **TO PASS ORDINANCE NO. 2008- 12 ON FIRST READ AND PUBLIC HEARING.**

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

OLD BUSINESS

Girls on the Run

GIRLS ON THE RUN USE OF JARBOE PARK: Angela Barber, 230 North Street, Coach for Girls on the Run, explained Girls on the Run was a nonprofit nationwide organization. The program was established to help young girls build self esteem by teaching them morals, ethics, nutrition, and physical fitness.

Moved by Weldon, seconded by Lee.

Motion: **TO APPROVE THE USE OF JARBOE PARK FOR “GIRLS ON THE RUN.”**

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

Relay for Life

RELAY FOR LIFE USE OF JARBOE PARK: City Manager Jarboe explained Relay for Life was

a non-profit, overnight event to raise funds for cancer research.

Moved by Weldon, seconded by Lee.

Motion: **TO APPROVE THE USE OF JARBOE PARK FOR "RELAY FOR LIFE."**

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

Local 630

APPROVAL OF LOCAL 630 UNION CONTRACT: City Manager Jarboe stated the one year contract provided a 3% cost of living salary increase for employees.

Moved by Weldon, seconded by Pruette.

Motion: **TO APPROVE THE LOCAL 630 UNION CONTRACT.**

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

Noes: 0

MOTION CARRIED

Res. No. 2008-15

RESOLUTION NO. 2008-15: A RESOLUTION OF THE CITY OF NEPTUNE BEACH, FLORIDA REQUESTING THE CITY OF JACKSONVILLE TO PROVIDE AT LEAST TWO HAZARDOUS WASTE PICK-UPS A YEAR AT THE BEACHES.

Vice Mayor Pruette asked the Council to support this Resolution requesting that the City of Jacksonville pick up hazardous waste at the beach twice per year. She felt this would make it easier for beaches residents to dispose of hazardous materials properly.

Moved by Pruette, seconded by Weldon.

Motion: **TO APPROVE RESOLUTION NO. 2008-15.**

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

Councilor Pardee suggested staff contact someone at the City of Jacksonville to find out the date of the next scheduled hazardous waste pick up.

Res. No. 2008-16

RESOLUTION NO. 2008-16: A RESOLUTION APPOINTING MEMBERS TO THE BOARD OF APPEALS AND THE PLANNING & DEVELOPMENT REVIEW BOARD.

Paulette Addler, 520 Hopkins Street, introduced herself to the Council and explained she would like to serve on the Planning & Development Review Board.

Moved by Pruette, seconded by Pardee.

Motion: **TO APPROVE RESOLUTION NO. 2008-16.**

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

Councilor Weldon asked Chris Chin, Chairman of the Board of Appeals, to come forward and explain how the training meeting went between the City Attorney and Board Members. Chris Chin explained she felt the training meeting was effective. She felt City Attorney White gave a good overview of how the board members should determine the seven findings of facts and hardships.

NEW BUSINESS

PDRB 08-05
Village Inn
200 Third St.

PDRB 08-05, SPECIAL EXCEPTION FOR OUTDOOR SEATING FOR VILLAGE INN, 200 THIRD STREET: City Manager Jarboe explained Village Inn has met all the requirements for outdoor seating.

Moved by Weldon, seconded by Pruette.

Motion: TO APPROVE THE SPECIAL EXCEPTION FOR OUTDOOR SEATING FOR VILLAGE INN, 200 THIRD STREET WITH THE STIPULATION THAT THERE BE NO AMPLIFIED OUTDOOR MUSIC.

Roll Call Vote:

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

Noes: 0

MOTION CARRIED

PDRB 08-07
Neptune Mall
100 First St. &
241 Atlantic Blvd.

PDRB 08-07, PDRB 08-08, & V08-12, RENEWAL OF REPLAT, VARIANCE AND DEVELOPMENT ORDER FOR NEPTUNE MALL, 100 FIRST STREET AND 241 ATLANTIC BOULEVARD: Councilor Weldon explained the proposal was previously reviewed and approved by the Council. However, due to the current economics the development order was delayed. Therefore, he suggested Council re-approve the development order without further discussion. City Manager Jarboe stated there have been no changes in the application since it was approved in October of 2007.

Moved by Lee, seconded by Pruette.

Motion: TO APPROVE THE RENEWAL OF REPLAT, VARIANCE, AND DEVELOPMENT ORDER FOR NEPTUNE MALL, 100 FIRST STREET AND 241 ATLANTIC BOULEVARD.

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

Noes: 0

MOTION CARRIED

Adjournment

There being no further business, the meeting adjourned at 7:02 p.m.

Richard A. Brown, Mayor

ATTEST:

Lisa Volpe, CMC, City Clerk

Approved: _____