



**MINUTES**  
**REGULAR CITY COUNCIL MEETING**  
**FEBRUARY 1, 2010 AT 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 February 2, 2010, at 6:00 p.m. in the City Hall Council Chambers, 116 First Street, Neptune Beach, Florida.

## Attendance

## IN ATTENDANCE:

Mayor Harriet Pruette  
Vice Mayor Fred Lee  
Councilor Eric Pardee  
Councilor Kara Tucker  
City Attorney Christopher White  
City Manager Jim Jarboe  
City Clerk Lisa Volpe, CMC

## STAFF:

Community Development Director Amanda Askew  
Director of Public Safety David Sembach

## ABSENT:

Councilor John Weldon

## Order Call/Pledge

Mayor Pruette called the meeting to order at 6:00 p.m. and asked Vice Mayor Lee to lead the pledge of allegiance.

**AWARDS / PRESENTATIONS / RECOGNITION OF GUESTS**

Mayor Pruette presented a Proclamation to the Beaches A1A Parrothead Club declaring February 20, 2010 Parrothead Day.

**APPROVAL OF MINUTES**

Moved by Pardee, seconded by Tucker.

## Minutes

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

**JANUARY 11, 2010, SPECIAL CITY COUNCIL MEETING**  
**JANUARY 11, 2010, WORKSHOP CITY COUNCIL MEETING**

## Roll Call Vote:

Ayes: 4 – Lee, Pardee, Tucker, Pruette

Noes: 0

**MOTION CARRIED**

**COMMUNICATIONS AND CORRESPONDENCE**

**CITY MANAGER REPORT**

City Manager Jarboe reported the following:

- The \$950,000 grant for nitrogen and reuse should be approved next week by the St. Johns River Water Management District.
- The design for the nitrogen retrofit at the plant is 60% complete.
- The garbage service has improved since they were fined.
- The audit was close to completion. He was waiting on information from the audit to begin study for nitrogen process.
- He is in the process of developing requests for proposals for banks.

**COMMENTS FROM THE PUBLIC**

Jeffrey Buckholz, 2061 Felch Avenue, Jacksonville, felt an off duty police officer working at Sun Dog was not impartial when he arrested him for trespassing, drunk and disorderly conduct and resisting an officer without violence. He felt there needed to be an outside investigation into the Neptune Beach Police Department. He also felt the city should adopt a policy for off duty policemen working for private establishments.

**CONSENT AGENDA / NONE**

**VARIANCES / NONE**

**ORDINANCES**

Ord. No. 2010-01 ORDINANCE NO. 2010-01, AMENDING SECTION 27-548, DESIGN STANDARDS FOR OFF-STREET PARKING AND LOADING, FIRST READ: AN ORDINANCE AMENDING THE CODE ORDINANCES OF THE CITY OF NEPTUNE BEACH, FLORIDA AMENDING ARTICLE XIII, OFF STREET PARKING AND LOADING, SECTION 27548 DESIGN STANDARDS FOR OFF=STREET PARKING AND LOADING SECTION 27-548(B)(1) AND PROVIDING AN EFFECTIVE DATE.

City Manager Jarboe explained the surrounding cities have lowered their parking requirements.

Vice Mayor Lee agreed to sponsor Ordinance No. 2010-01.

Moved by Lee, seconded by Pardee

Motion: **TO PASS ORDINANCE NO. 2010-01 ON FIRST READ.**

Roll Call Vote:

Ayes: 4 – Lee, Pardee, Tucker, Pruette

Noes: 0

**MOTION CARRIED**

Ord. No. 2010-02 ORDINANCE NO. 2010-02, AMENDING SECTION 22-3(A) MOTOR VEHICLE PARKING, FIRST READ: AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF NEPTUNE BEACH, FLORIDA AMENDING ARTICLE I IN GENERAL, SECTION 22-3(A) CERTAIN MOTOR VEHICLES PROHIBITED FROM PARKING IN COMMERCIAL DISTRICTS AND PROVIDING AN EFFECTIVE DATE.

City Manager Jarboe explained this Ordinance would reduce the time of parking in commercial parking lots from 12 hours to 3 hours. This would prevent overnight parking of commercial vehicles.

Vice Mayor Lee agreed to sponsor Ordinance No. 2010-02.

Moved by Lee, seconded by Pardee

Motion: **TO PASS ORDINANCE NO. 2010-02 ON FIRST READ.**

Roll Call Vote:

Ayes: 4 – Lee, Pardee, Tucker, Pruette

Noes: 0

**MOTION CARRIED**

Ord. No. 2010-03

**ORDINANCE NO. 2010-03, AMENDING SECTION 27-581, PROHIBITED SIGNS, FIRST READ: AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF NEPTUNE BEACH, FLORIDA AMENDING ARTICLE XV ADVERTISING, CHAPTER 27, SECTION 27-581, PROHIBITED SIGNS AND PROVIDING AN EFFECTIVE DATE.**

City Manager Jarboe explained this Ordinance further defines that snipe signs are not allowed in public rights-of-way or on private property. This does not change the situation for personal expression signs on private property, political signs, or garage sale signs.

Mayor Pruette was concerned this would be more restrictive on private property rights. She questioned if someone would be able to place a sign on their property to advertise something for sale. City Manager Jarboe stated this does not change the Code; it just further defines the Code. That right is covered under personal expression signs.

Councilor Pardee agreed to sponsor Ordinance No. 2010-03.

Moved by Pardee, seconded by Tucker

Motion: **TO PASS ORDINANCE NO. 2010-03**

Roll Call Vote:

Ayes: 4 – Lee, Pardee, Tucker, Pruette

Noes: 0

**MOTION CARRIED**

Ord. No. 2010-04

**ORDINANCE NO. 2010-04, AMENDING SECTION 27-163 EXPIRATION OF SPECIAL EXCEPTION PERMIT, FIRST READ: AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF NEPTUNE BEACH, FLORIDA AMENDING ARTICLE III. ADMINISTRATIVE AND ENFORCEMENT PROCEDURES, SECTION 27-163 EXPIRATION OF SPECIAL EXCEPTION PERMIT AND PROVIDING AN EFFECTIVE DATE.**

City Manager Jarboe explained this Ordinance would have special exception permits expire after one year.

Mayor Pruette stated she would sponsor this Ordinance.

Moved by Lee, seconded by Tucker

Motion: **TO PASS ORDINANCE NO. 2010-04 ON FIRST READ.**

Roll Call Vote:

Ayes: 4 – Lee, Pardee, Tucker, Pruette

Noes: 0

**MOTION CARRIED**

**OLD BUSINESS / NONE**

**NEW BUSINESS / NONE**

**OPEN DISCUSSION**

Vice Mayor Lee thanked everyone for their participation in the first Annual Bowl-a-Thon for Dial-a-Ride.

Vice Mayor Lee asked when the discussion would begin on the 2010/2011 budget. Mayor Pruette suggested placing the budget on the March workshop agenda.

Adjournment

There being no further business, the meeting adjourned at 6:30 p.m.

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Harriet Pruette, Mayor

ATTEST:

Lisa Volpe, CMC, City Clerk

Approved: