



**MINUTES
REGULAR CITY COUNCIL MEETING
FOLLOWING SPECIAL BUDGET MEETING
TUESDAY, SEPTEMBER 4, 2018
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 Tuesday, September 4, 2018, at 6:07 p.m. in the City Hall Council Chambers, 116 First Street, Neptune Beach, Florida.

Attendance**IN ATTENDANCE:**

Mayor Elaine Brown
Vice Mayor Scott Wiley
Councilor Richard Arthur
Councilor Rory Diamond
Councilor Fred Jones

STAFF:

City Manager Andrew Hyatt
Deputy City Manager Amanda Askew
City Attorney Patrick Krechowski
Chief of Police Richard Pike
Interim Finance Director Steve Ramsey
Public Works Director Leon Smith
City Clerk Catherine Ponson

**Call to Order/Roll
Call**

Mayor Brown called the meeting to order at 6:07 p.m.

AWARDS / PRESENTATIONS/ RECOGNITION OF GUESTS / NONE

APPROVAL OF MINUTES

Moved by Diamond, seconded by Jones.

Minutes

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

AUGUST 6, 2018, CITY COUNCIL MEETING
AUGUST 13, 2018, SPECIAL CITY COUNCIL MEETING
AUGUST 20, 2018, CITY COUNCIL WORKSHOP MEETING

Roll Call Vote:

Ayes: 5 – Arthur, Diamond, Jones, Wiley, Brown.
Noes: 0

MOTION CARRIED

COMMUNICATIONS AND CORRESPONDENCE/NONE**CITY MANAGER REPORT**

City Manager
Andy Hyatt

City Manager Hyatt reported the following:

- The Final Budget vote is scheduled for a Special Meeting on Monday, September 17, 2018.
- The beach renourishment project is underway and would start mobilizing. This should be completed, weather permitting, by the first part of December.
- The ribbon cutting for Neptune House would be Friday, October 19, 2018, beginning at 5 p.m.

Chief Richard
Pike

Chief Richard Pike reminded everyone of the Web.com event scheduled for Monday, September 17, 2018. He reported that Breakfast with a Cop at Lucky's Market is scheduled for Saturday, September 29, 2018, from 10:00 a.m. to 11:00 a.m. He added that the monthly Donna Run meetings are on schedule for the 3-day event. Chief Pike announced that Police Department had seized 25 firearms from the streets.

COMMENTS FROM THE PUBLIC

Public Comment

Lauren McPhaul, 123 Cedar Street, Neptune Beach, stated she was a member of Neptune Strong and was happy that the applicants had withdrawn the application for a parking variance from the agenda. She added that she believes in responsible change and when making decisions consider whether it would positively or negatively affect Neptune Beach.

CONSENT AGENDA

Beaches Town
Center –
Proposed
Web.com Event

Beaches Town Center – Proposed Web.com event – September 17th, 2018^h

Resolution No.
2018-06,
Appointing CDB
Members

RESOLUTION NO. 2018-06, A Resolution Appointing Regular and Alternate Members to the Community Development Board

Surplus Property

Surplus Property- 1998 Vac-Con Truck; 2004 Menzi Muck

Made by Diamond, seconded by Jones.

MOTION: TO APPROVE THE CONSENT AGENDA.

Roll call vote:

Ayes: 5–Diamond, Jones, Arthur, Wiley, Brown
Noes: 0

MOTION CARRIED

Mayor Brown recognized Community Development Board appointees Nia Livingston, Charles Miller, and William Randolph, who were in attendance.

VARIANCES / SPECIAL EXCEPTIONS / DEVELOPMENT ORDERS

CDB V18-12 This variance request was withdrawn at the request of the applicant.

ORDINANCES

Ord. No. 2018-05, Food Trucks **Ordinance No. 2018-05, Food Trucks, First Read and Public Hearing.** : An Ordinance of the City of Neptune Beach, Florida, Amending Chapter 17, Section 17-48, Food Trucks at Special Events; and Providing an Effective Date

Mayor Brown opened the public hearing.

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

Councilor Diamond asked the City Manager to monitor the food trucks.

Vice Mayor Wiley commented that the current ordinance does the same thing as far as the City Manager having the authority and does not feel the new ordinance is necessary at this time.

Councilor Arthur questioned if the Green Market had approached the City about utilizing food trucks.

Mr. Hyatt confirmed that they had and the regulations would be incorporated into that lease which is currently being negotiated.

Moved by Diamond, seconded by Arthur.

MOTION TO ADOPT ORDINANCE NO. 2018-05 ON FIRST READ
:

Roll Call Vote:

Ayes: 4—Jones, Arthur, Diamond, and Brown

Noes: 1—Wiley

MOTION CARRIED

Ordinance No. 2018-08, Water and Sewer Tap Fees **Ordinance No. 2018-08, Chapter 23, Water and Sewer Tap Fees.** An Ordinance of the City of Neptune Beach, Florida, Amending Chapter 23, Section 23-81, Water and Sewer Tap-Ins and Section 23-82, Surcharges or User Fees on New Connections, and Providing an Effective Date

Mayor Brown opened the public hearing.

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

Councilor Arthur stated that the water and sewer tap fees have not been updated in 40 years. The current fee does not cover the cost of the material for the tap. This would place that cost back on the builder or owner.

Mr. Hyatt confirmed Vice Mayor Wiley's question that these new fees are the same as Atlantic Beach and would apply only to new construction.

Councilor Jones and Mayor Brown agreed that when the fee does not cover the cost of the tap, then there is an issue.

Made by Arthur, seconded by Jones.

MOTION: TO PASS ORDINANCE 2018-08 ON FIRST READ

Roll call vote:

Ayes: 4—Arthur, Jones, Wiley, and Brown

Noes: 1—Diamond

MOTION CARRIED

OLD BUSINESS / NONE

NEW BUSINESS

Resolution No.
2018-07,
Complete Streets
Policy

Resolution No. 2018-07, Complete Streets Policy. Councilor Jones thanked City staff for putting together the policy and added that it would fundamentally enhance the admissibility of Neptune Beach. It also shows the City's endorsement of being a bicycle and pedestrian-friendly City. This policy would go a long way in articulating the goals, objectives, and policies of the required Comprehensive Plan. It would also help in acquiring grants.

Councilor Diamond stated his support and added that now that the word "should" has been added in the wording, it is a statement of how the City thinks the policy would be incorporated.

Vice Mayor Wiley also supports the resolution including the word changes.

Made by Jones, seconded by Diamond.

MOTION: TO APPROVE RESOLUTION NO. 2018-07 ADOPTING A COMPLETE STREETS POLICY

Roll call vote:

Ayes: 5—Diamond, Jones, Arthur, Wiley, and Brown

Noes: 0

MOTION CARRIED

Resolution No.
2018-08, Pension
Board
Appointment

Resolution No. 2018-08, Appointing Hunter Livingston to the Police Officers' Retirement Board.

Moved by Diamond, seconded by Wiley.

MOTION: TO APPROVE RESOLUTION NO. 2018-08, APPOINTING HUNTER LIVINGSTON TO THE POLICE OFFICERS' RETIREMENT BOARD

Roll call vote:

Ayes: 5—Jones, Arthur, Diamond, Wiley, and Brown

Noes: 0

MOTION CARRIED

Mayor Brown recognized Hunter Livingston, who was in attendance.

Resolution No.
2018-09,
Stormwater Rates

Resolution No. 2018-09, Establishing Stormwater Rates and Providing an Effective Date.

Made by Arthur, seconded by Jones.

MOTION: TO APPROVE RESOLUTION NO. 2018-09,
ESTABLISHING STORMWATER UTILITY RATES AND
PROVIDING AN EFFECTIVE DATE

Vice Mayor Wiley commented that it has been recommended to increase the stormwater fees to \$8.00 per equivalent residential unit for residential and to \$10.00 per equivalent residential unit for commercial. He added that all of the projects would not be done in one year. He proposed spreading the increase out over two years.

Made by Wiley, seconded by Diamond.

AMENDED MOTION: TO AMEND RESOLUTION NO. 2018-09, BY
INCREASING THE STORMWATER RATES OVER A
TWO-YEAR PERIOD BEGINNING ON JANUARY 1, 2019.

Councilor Jones remarked he supports the resolution as presented. He did have concerns regarding the commercial rates. He suggested modifying the methodology to enable a more refined calculation of their impervious surface areas. That would help offset the residential costs.

Councilor Diamond stated he has never voted to raise a rate, fee, or tax and would not be doing so this evening. He would support the amendment as it would raise the fee less.

Councilor Arthur remarked that the increase as presented would address some of the current stormwater issues. In addition, he supports staff recommendation and does not support the amended motion.

Vice Mayor Wiley continued that the fee of \$5.00 had been in effect for years and stated that the commercial properties could contribute to some of the costs.

Roll call vote: (Amended Motion)

Ayes: 2—Diamond and Wiley
Noes: 3—Arthur, Jones and Brown

AMENDED MOTION FAILED

Roll call vote: (Original Motion)

Ayes: 3—Jones, Arthur and Brown
Noes: 2—Diamond and Wiley

ORIGINAL MOTION CARRIED

Neptune House
Rental Rates

Neptune House Rental Rates.

Councilor Arthur questioned what portions of the Neptune House were included in the rental policy.

Mr. Hyatt explained that there are currently pavilions at the park that are typically used for outdoor birthday parties. The entire building is meant to be used.

Vice Mayor Wiley stated he had concerns regarding the occupancy capacity. He also questioned if there is a resident discount and the number of times someone can use the building.

Mr. Hyatt advised that there is no residential discount in the policy. In addition, he commented that the City would monitor the rental progress during the first six months. He pointed out that starting out that the City would not commit to someone wanting to use the facility on a regular basis. Mr. Hyatt also stated that the park hours would be reviewed. He concluded that the City is confident that any internal issues would be worked out.

Councilor Diamond stressed he is excited for the building to be used and added if the building is not being used, then the prices should be dropped in order for the community to enjoy it.

Councilor Jones remarked that there should be flexibility in the pricing based on the demand.

Mayor Brown commented she has concerns regarding the use of the porches and the prices for that. She continued that the Council is giving direction for the City Manager to move forward and this would go back to the Land Use and Parks Committee for review.

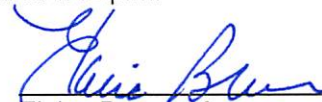
Councilor Jones asked about amplified music and the outdoor noise policy and how it would affect the Neptune House. Mr. Hyatt answered that any music would be kept inside and also a police officer may be inside per policy.

COUNCIL COMMENTS

Councilor Diamond reminded everyone that September is Suicide Awareness Month and how important it is to reach out to anyone who may need help.

Adjournment

There being no further business, the meeting adjourned at 6:42 p.m.


Elaine Brown, Mayor

ATTEST:


Catherine Ponson, City Clerk

Approved: 10/1/18

