



**MINUTES**  
**WORKSHOP CITY COUNCIL MEETING**  
**TUESDAY, JANUARY 22, 2019, FOLLOWING**  
**SPECIAL CITY COUNCIL MEETING**  
**CITY HALL, 116 FIRST STREET**  
**NEPTUNE BEACH, FLORIDA**

Pursuant to proper notice a Workshop City Council Meeting of the City Council of the City of Neptune Beach was held on Tuesday, January 22, 2019, at 6:00 p.m., in the Council Chambers, City Hall, 116 First Street, Neptune Beach, Florida

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**Attendance**

**IN ATTENDANCE:**

Mayor Elaine Brown  
Vice Mayor Fred Jones  
Councilor Josh Messinger  
Councilor Scott Wiley

**STAFF:**

City Manager Andrew Hyatt  
Deputy City Manager Amanda Askew  
City Attorney Patrick Krechowski  
Finance Director Peter Kajokas  
Chief of Police Richard Pike  
Commander Michael Key  
Director of Public Works Leon Smith  
Deputy Public Works Director Megan George  
City Clerk Catherine Ponson

**Call to  
Order/Pledge  
of Allegiance**

Mayor Brown called the workshop meeting to order at 6:00 p.m. and Vice Mayor Jones led the Pledge of Allegiance.

**AWARDS / PRESENTATIONS / RECOGNITION OF GUESTS**

**Donna Run  
Update**

Police Chief Richard Pike and Commander Michael Key presented an overview of the Donna Run scheduled for February 8-10, 2019.

**CITY MANAGER REPORT**

**City Manager  
Report**

City Manager Andy Hyatt reported the following:

- City Hall will open at 8:00 a.m. beginning Friday, February 1, 2019.
- The 2020 Census is approaching and preparations would be underway.
- A sidewalk repair, replacement and installation program being developed and would be presented to Council.
- The February Council workshop would be held on Tuesday, February 19, 2019, due to the Presidents Day Holiday observance.

**COMMITTEE REPORTS**

Transportation and Public Safety	Committee Chairman Josh Messinger reported that his committee met on Wednesday, January 9, 2019, and discussed the comprehensive sidewalk project and paving schedule, pay for parking and the Donna Run.
Finance/Charter/Board Review	Committee Chairman Scott Wiley reported that his committee met on Wednesday, January 9, 2019, and discussed the Senior Center building, the 5 <sup>th</sup> Street drainage project, the Jarboe Park Plan, CDB reappointment, development and impact fees and funding for the Comprehensive Plan update and Code rewrite.
Strategic Planning and Visioning	Committee Chairman Fred Jones reported that his committee met on Wednesday, January 9, 2019, and discussed the Comprehensive Plan and Code rewrite, future focus areas, funding and grant opportunities, the civic institutional district for parks, the roundabout study, traffic calming guidelines, complete streets implementation, a plan for coastal resiliency, and Beaches Go Green.

### **PUBLIC COMMENTS**

Public Comment Lynda Padrta, 1113 1<sup>st</sup> Street, Neptune Beach, spoke in support of the proposed lighting ordinance, the PUD moratorium and increasing the development review fees. She questioned if the proposed interlocal agreement for water services included sewer service.

Kerry Chin, 227 Margaret Street, Neptune Beach, stated he appreciated that the Council is taking on the issue nuisance lighting. He added that a lighting ordinance is important to control future development.

Mary Frosio, 1830 Nightfall Drive, Neptune Beach, spoke regarding the new appointment to the Council. She commented that the people are entrusting the Council to make the right choice in electing a candidate who will fight to preserve and protect Neptune Beach.

Edward S. Jones, 430 Ocean Front, Neptune Beach, spoke in support of the lighting ordinance. He added that by enacting this ordinance, Neptune Beach would join our sister cities and other coastal communities. He commented it is a pro-business ordinance ensures that government will protect property rights, ensures property owners may install lighting and also protects neighboring property owners who do not wish to install lighting.

Chuck McCue, 1908 3<sup>rd</sup> Street, Neptune Beach, spoke regarding the lighting ordinance. He stated the language should be clearly defined and much more specific. He commented that the LED lighting helps local businesses that are set back and now can be seen and that those businesses are in commercial areas.

Shellie Thole, 217 Oleander Street, Neptune Beach, stated this is not the time to appoint someone who is inexperienced in government for the vacant seat. She spoke in favor of the lighting ordinance and the PUD moratorium.

Richard Arthur, 554 Bowles Street, Neptune Beach, spoke regarding the lighting ordinance. He stated the intent was to establish a consistent baseline that could be applied.

### **PROPOSED ORDINANCES**

Proposed Ordinance, Nuisance Lighting	<u>Proposed Ordinance 2019-??</u> , An Ordinance Amending Chapter 28, Nuisances, of the Code of Ordinances of the City of Neptune Beach, by adding a new Article III, Nuisance Lighting, Sections 28-11—28-15; and Providing an Effective Date
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City Attorney Patrick Krechowski stated that he had polished up the version discussed by the Community Development Board.

Councilor Wiley stated that not having a lighting ordinance could be an issue. He commented that residential and commercial should have different regulations. He added that there should be more review, including enforcement. He does not support it as it is currently written.

Vice Mayor Jones remarked that the fundamental basis of zoning is related to the health, safety and welfare of the residents. He is in favor this ordinance and the nature of this type of ordinance is that it can be amended as new information comes to light. He added this is a solid framework. This ordinance does not discriminate against different types of light and is all about minimizing glare.

Councilor Messenger stated that this ordinance should move forward and added that it could be amended. He added that there are buildings in Neptune Beach that shine stadium lighting into their neighbor's homes. He also wants to work with the business community but he supports the ordinance as it is written.

Mayor Brown commented that this has been needed for quite a while. She stated that what the Council is looking at and what they are here to address is the fact that there is lighting that is trespassing onto other people's property and there are glare problems. She added that moving it forward is what needs to be done in order for the City to have the ability to say this is what the City requires now and in the future.

Made by Brown, seconded by Messenger.

**MOTION:**

**MOVE FORWARD FOR FIRST READ ON FEBRUARY 4, 2019**

**Roll Call Vote:**

Ayes: 3– Messenger, Jones, Brown.  
Noes: 1– Wiley

**MOTION CARRIED**

Proposed  
Ordinance,  
PUD  
(Planned Unit  
Development)  
Moratorium

Proposed Ordinance 2019-??, An Ordinance of the City of Neptune Beach, Florida, Enacting a Temporary Moratorium to Prohibit the Acceptance or Processing of Any Application for a Special Exception Permit, Development Order, or any other Official Action of the City Having the Effect of Permitting or Allowing for the Application of a Planned Unit Development as set forth in Chapter 27, Unified Land Development Regulations, Section 27-244, Planned Unit Development, and Section 27-245, Temporary Moratorium; Providing for a Temporary Moratorium Term to be Extended if Necessary by the City Council; Providing for Early Termination; Providing for Conflicts; Providing for Severability; and Providing an Effective Date

Councilor Messenger stated this has been brought forward due to discussion regarding removing the PUD (Planned Unit Development). The best solution would be to place a moratorium on PUD while the Comprehensive Plan and Code are being updated. He added that this would avoid a PUD being introduced. A one-year moratorium fits the bill while moving judiciously to update the Comp Plan and Code. It also leaves a mechanism to extend the moratorium.

Vice Mayor Jones commented that the intent of this ordinance is sound and accelerates the need to update the Comp Plan and Code. He also stated that the City should be well into the Code rewrite near the end of the one-year moratorium.

Councilor Wiley stated that the moratorium is needed and wants to make sure that what is determined for the PUD that it is reviewed over and over.

**CONSENSUS:** **MOVE FORWARD TO THE FEBRUARY 4, 2019 AGENDA**

**CONTRACTS / AGREEMENTS**

Interlocal  
Agreement

Interlocal Agreement between the Cities of Jacksonville Beach and Neptune Beach Relating to the Provision of Emergency Water Supply Connection Services.

City Manager Hyatt explained that part of the current major stormwater project, a portion of the Kings Road Bridge will be out of service. There is a water line that is part of that bridge and it affects 60 to 65 homes in the southwest corner of the City that are on water only and not sewer. This agreement is for the use of Jacksonville Beach water while that work is being completed.

City Attorney Krechowski reported he had consulted the Jacksonville Beach City Attorney and they are prepared to move the agreement forward once approved by Neptune Beach.

**CONSENSUS:** **MOVE FORWARD TO SPECIAL MEETING TO BE HELD FOLLOWING THIS WORKSHOP**

**ISSUE DEVELOPMENT**

Beaches Earth  
Day Event

Request for Beaches Earth Day Event at Jarboe Park-April 20, 2019.

City Manager Hyatt explained this event is scheduled for April 20, 2019 in Jarboe Park and could possibly be held in conjunction with Arbor Day. This would need Council approval due to the large number of people expected to attend.

**CONSENSUS:** **MOVE FORWARD TO THE FEBRUARY 4, 2019 CONSENT AGENDA**

Traffic Calming  
Policy

Traffic Calming Policy

Vice Mayor Jones explained that this was developed due to the number of requests for speed humps. He commented there needed to be more of an analytical framework as a basis for making that decision. This provides a larger menu of traffic calming options aside from speed humps. This also provide a process for review and general criteria when a request is made.

Councilor Wiley commented that he had reviewed the current speed hump policy and stated it works. He added that the proposed traffic calming guidelines are not necessary.

Councilor Messinger questioned some of the items on the checklist included in the guidelines but stated that the guidelines provide creativity that has not been provided before.

Mayor Brown stated that she liked that the guidelines provides options and choices.

**CONSENSUS:** **MOVE FORWARD TO THE FEBRUARY 4, 2019 AGENDA**

Resolution No. 2019-01, CDB Board Reappointment      Resolution 2019-01, Community Development Board Reappointment

Mayor Brown explained that Christopher Goodin has requested to be reappointed to the Community Development Board for another three-year term.

**CONSENSUS:**                      **MOVE FORWARD TO THE FEBRUARY 4, 2019 CONSENT AGENDA**

5<sup>th</sup> Street Sidewalk Update      5<sup>th</sup> Street Sidewalk from Florida Boulevard to Seagate Avenue

City Manager Hyatt stated that the City is in the process of upgrading City sidewalks. Many children walk and ride bicycles along 5<sup>th</sup> Street. The City is going up to Oleander Street and FDOT would complete up to Seagate Avenue. The City is looking to install eight feet of sidewalk to meet the minimum standards of a designated multi-use path. Fletcher High School has submitted a letter of support.

Pay for Parking Update      Pay for Parking Update

City Manager Hyatt reported that he and City Attorney Krechowski were going to meet with a consultant and would be presenting more to Council at the February 4, 2019 Council meeting.

City Council Seat 3 Vacancy      City Council Seat 3 Vacancy

City Manager Hyatt explained that an advertisement would be placed in the newspaper and on the City website. Interested applicants should submit a cover letter of no more than two pages and a resume by 5:00 p.m. on Thursday, January 31, 2019. Those would be given to Council and a decision would be made at a special meeting on Tuesday, February 19, 2019.

#### **PUBLIC COMMENT**

Public Comment      Joann Wallace and Robin Shields, with the Beaches Earth Day Event, stated they wanted to assure the Council they have addressed the parking concerns for the Beaches Earth Day event and thanked the Council for their support.


Shellie Thole, 217 Oleander Street, Neptune Beach, stated she had concerns regarding lot width requirements.

Alan Martin, 1113 1<sup>st</sup> Street, Neptune Beach, spoke regarding the proposed nuisance lighting ordinance. He also spoke regarding the condition and repairing of the sidewalks.

#### **COUNCIL COMMENTS**

Councilor Wiley congratulated City Attorney Krechowski on being named the Urban Land Institute's 2018 Member of the Year.

Adjournment      There being no further business, the workshop meeting adjourned at 7:35 p.m.

  
Elaine Brown, Mayor

ATTEST:

  
Catherine Ponson, City Clerk

Approved: 2/4/19

