



**MINUTES
REGULAR CITY COUNCIL
VIRTUAL MEETING
MONDAY, AUGUST 3, 2020, 6:00 P.M.**

Pursuant to proper notice, a Regular City Council Meeting of the City Council of the City of Neptune Beach was held on Monday, August 3, 2020, at 6:00 p.m., by Communications Media Technology, pursuant to Governor Executive Order Number 20-69, issued on March 20, 2020 as extended by Executive Order 20-112, 20-123, 20-139, 20-150 and 20-179.

Attendance:	IN ATTENDANCE: Mayor Elaine Brown Vice Mayor Fred Jones Councilor Kerry Chin Councilor Scott Wiley Councilor Josh Messinger Councilor-Elect Lauren McPhaul	STAFF: City Manager Stefen Wynn City Attorney Zachary Roth Police Chief Richard Pike Chief Financial Officer Carl LaFleur Commander Michael Key Commander Gary Snyder Public Works Director Leon Smith Code Compliance Supervisor Piper Turner Community Development Director Kristina Wright Senior Center Director Leslie Lyne Grant and Resiliency Coordinator Colin Moore City Clerk Catherine Ponson
Call to Order/Roll Call	Mayor Brown called the meeting to order at 6:00 p.m. and led Vice Mayor Jones led the Pledge of Allegiance.	
Lifesaving Awards Presentations	Police Chief Richard Pike presented Ross Johnson a Lifesaving Award Certificate for his intervention in the during a life-threatening ocean rescue that resulted in the saving of a human's life on May 17, 2020. His father, Bill Johnson, also assisted in the rescue. Neptune Beach Ocean Rescue Captain Richard Banks presented Lifesaving Award Medals to Neptune Beach Ocean Rescue Guards Caroline Vinas, Morgan Humphrey, Joshua Madden, Daniel Woodhouse, and Jacob Guzzino.	

APPROVAL OF MINUTES

Minutes Made by Wiley, seconded by Jones.

MOTION: **TO APPROVE THE FOLLOWING MINUTES:**
 July 6, 2020, Regular City Council Virtual Meeting
 July 20, 2020, Workshop City Council Virtual Meeting
 July 24, 2020, Neptune Beach/FDOT A1A/Atlantic Blvd Discussion

Roll Call Vote:

Ayes: 5- Chin, Messinger, Wiley, Jones, and Brown.
 Noes: 0

MOTION CARRIED

COMMUNICATIONS AND CORRESPONDENCE**CITY MANAGER REPORT****City Manager
Report**

City Manager Wynn reported the following:

- He is recommending the millage rate remain at 3.3656 mills. The rolled-back rate would be 3.2058.
- He is proposing a 3% rate increase for all full-time employees. This is guided by the union contracts. His salary increase would not be implemented until his one-year evaluation.
- He presented an updated City Organizational Chart, which includes an entire new Mobility Management Department.

Mr. Wynn confirmed Councilor Wiley's question that the City Clerk, City Manager and City Attorney are Charter officers and answer to the City Council. The Organizational Chart shows the layers we have within the City.

Mr. Wynn continued by reporting on the new Mobility Management Department and the Better Jacksonville ½ Cent Sales Tax. It is unlikely that all funds from the ½-cent sales tax will be needed, and even more unlikely that all funds will be expended at the same time. It's more likely that expenditures will straddle FY2021 and the Better Jacksonville ½ Cent Sales Tax will continue to receipt revenues from the City of Jacksonville.

He reported that the surveys for the Community Vision Plan have been received. More than 204 surveys have been taken in. A debriefing has been tentatively scheduled to go over what has been received and the next steps in the Vision Plan process.

PUBLIC COMMENTS / NONE**VARIANCES / SPECIAL EXCEPTIONS / DEVELOPMENT ORDERS****CDB 20-01,
Replat, 1924
Seagate**

CDB 20-01 - Application for Replat as outlined in Chapter 27, Article 3 of the Unified Land Development Code of Neptune Beach for William L. and Jamie A. Cissel. The property is currently known as 1924 Seagate Ave, (RE# 177522-0000). The subject property is located in the R-1 zoning district. The applicants are requesting to subdivide the existing one parcel into two parcels.

City Attorney Zachary Roth explained that the minimum lot area within that zoning district is 12,000 square feet with a minimum lot width of 100 feet. Each of the proposed lots would meet that criteria in terms of size. The intention, if approved, is to develop the properties as a single lot. The property has access via recorded access easement and will be served by public water but will continue to use septic tanks which will require approval of the Department of Health. He added his concerns are the recorded access easement and that a large portion of the property is in a flood zone.

Mr. Roth stated that based on those two items he pointed out, the application does not comply with the provisions of the Land Development Code.

Mayor Brown added that the Community Development Board (CDB) approved the application by a 5-0 vote on March 11, 2020.

Councilor Chin questioned if Mr. Roth's concerns were properly communicated to the CDB.

Mr. Roth stated that they were raised as questions under the Code for consideration, but they were not openly discussed.

Applicant, Bill
Cissel

Mr. Roth administered the oath to the applicant, Bill Cissel.

Bill Cissel, property owner and applicant, stated he would be happy to speak to anyone about the ability to access the lot from Seagate Avenue. He owns the property facing it and would have added access to the new lot as well as the existing lot.

He added that both lots far exceed the 12,000 feet that is required giving them plenty of property from the floodplain, which changes every year. Any mitigation would be addressed on an individual basis with architects and the City. He does not foresee any additional easement requirements or setbacks.

Council discussion included a tentative agreement with the neighbor at 1936 Seagate, utilities, the concerns that the City Attorney discussed and the FEMA permitting process.

Community Development Director Kristina Wright stated that the Coastal High Hazard Areas concern the public use of funds for public roadways so that would not be a concern. The City Code is ambiguous in terms of what constitutes a private road width standard.

Councilor Chin's questioned City's liability for unforeseen flood damage if approved.

Mr. Roth answered that from a legal standpoint, as long as the City complies with provisions of the Code, the City would not be held responsible in the future.

Made by Wiley, seconded by Messinger.

MOTION: **TO APPROVE CDB 20-01, SUBJECT TO THE CONDITION THAT THE PLAT SHALL INCLUDE A NON-EXCLUSIVE ACCESS EASEMENT BENEFITTING THE PROPERTY DESCRIBED AS 1936 SEAGATE (177522-0010) FOR THE FULL LENGTH AND WIDTH OF THE SPUR CONNECTING THE PARCELS TO SEAGATE AVENUE BETWEEN THE PROPERTY TO BE REPLATTED TO 1936 SEAGATE AVENUE (177522-0010).**

Roll Call Vote:

Ayes: 5-Messinger, Wiley, Chin, Jones, and Brown.

Noes: 0

MOTION CARRIED

ORDINANCES

Ord. No. 2020-05,
Dogs on the
Beach

Ordinance No. 2020-05: First Read and Public Hearing. An Ordinance Amending Section 6-31 Regarding Dogs on the Beach to Clarify Leash Requirements; Correcting a Typo; Providing for Severability; Providing an Effective Date.

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

Councilor Chin stated that the City had not contemplated the situation where you could have your dog off the leash in the water. This mirrors Atlantic Beach's language. To be consistent with our sister City, this allows dog owners to have their dogs off the leash while they are in the water. Once the dog is out of the water, they will immediately be put back on the leash.

Made by Jones, seconded by Messinger.

MOTION: TO PASS ORDINANCE NO. 2020-05 ON FIRST READ

Roll Call Vote:

Ayes: 5-Wiley, Chin, Messinger, Jones, and Brown.

Noes: 0

MOTION CARRIED**NEW BUSINESS**Jarboe Park
Improvements

Jarboe Park Improvements. Councilor Messinger stated that this is moving Phase 1A forward and then closely behind it, Phase 1B, once the Senior Center has been appropriately relocated to a permanent location. What is being presented are staff recommendations for funding. We should finally be able to break ground in the fall.

Mr. Wynn stated that Staff is recommending moving forward with this funding. The total cost is \$893,508. \$596,258 of that is coming from the Better Jax funds.

At the next workshop, a resolution will be introduced to reappropriate funds as the City is exceeding what has been budgeted for Jarboe Park and the Senior Center.

Councilor Wiley stated that he supports the project but would like to see the parking lot east of the Beaches Chapel Gymnasium utilized.

Councilor Messinger remarked he appreciated the support and there may be an opportunity for more parking in front of the water treatment plant wall.

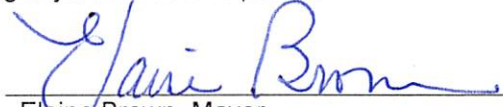
Councilor Chin agreed with Councilor Wiley's suggestion to keep some of the parking as we are creating a place for people to bring their families and we are moving the parking further away. He added that he had heard concerns from the citizens in Bal Harbour and the additional parking on Bay Street. He stated that this may be something to look consider.

Councilor Messinger remarked there have been discussions with Chief Pike regarding parking controls to manage parking access. He added he doesn't want to limit access to the space, but there needs to be a balance.

Mayor Brown stated that this would be on the next Council workshop agenda.

Adjournment

There being no further business, the meeting adjourned at 7:43 p.m.


Elaine Brown, Mayor

Attest:


Catherine Ponson, CMC
City Clerk

Approved: 9-8-2020