

**Minutes of Regular City Council Meeting  
held Monday, July 15, 2013, at 7:00 P.M.  
in the Council Chambers, 11 North 3<sup>rd</sup> Street,  
Jacksonville Beach, Florida.**



**CALL TO ORDER:**

Mayor Charlie Latham called the meeting to order.

**OPENING CEREMONIES:**

Invocation was by Council Member Vogelsang; followed by the Salute to the Flag.

**ROLL CALL:**

Mayor: Charlie Latham

Council Members: Keith Doherty Steve Hartkemeyer Christine Hoffman *Absent*  
Tom Taylor Phil Vogelsang Jeanell Wilson

Also present was City Manager George Forbes, City Department Directors, and Assistant City Clerk Nancy Pyatte.

**APPROVAL OF MINUTES**

It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, and passed, to approve the following minutes, as presented:

- City Council Workshop held June 11, 2013
- Regular City Council Meeting held June 17, 2013

**ANNOUNCEMENTS**

**Councilmember Tom Taylor**

- Mr. Taylor spoke about the Jazz Festival and the 4<sup>th</sup> of July events and stated he thought they were very successful and entertaining. He complimented the City staff that worked hard putting these events on – Special Events/Parks & Recreation, Public Works, Police Department, and the Fire Department.
- Mr. Taylor acknowledged a local Eagle Scout who installed a paver patio at the BEAM garden as part of earning his badge. This patio provides access to the garden for handicapped persons.
- Mr. Taylor announced that August 10<sup>th</sup> is ‘Back to School with BEAM’.

Councilmember Keith Doherty

- Mr. Doherty complimented all the City staff on the great job with the 4<sup>th</sup> of July and the Jazz Festival. He stated he felt that the recent negative PR has been eliminated.

Mayor Latham

- Mayor Latham stated he was very pleased with the 4<sup>th</sup> of July event. It was well planned and produced. He complimented Special Events/Parks & Recreation, Public Works, Police Department, Fire Department, and all staff involved in making it a success.

**COURTESY OF THE FLOOR TO VISITORS**

**Speakers:**

- Ken Marsh, 2027 Gail Avenue, Jacksonville Beach  
Mr. Marsh addressed the Council about a public/private cooperative effort for city enhancements. He provided a handout (copy attached) for the Council describing an example, named Friends of Baker Park, Inc. and the City of Frederick.

**MAYOR AND CITY COUNCIL**

- (a) Resolutions of Esteem – Raymond Fisher and Terry Simmons

Mayor Latham presented the City's Resolution of Esteem to Ray Fisher and to Terry Simmons in recognition of their dedication and accomplishments in bringing tremendous development and improvements to our City. Mr. Fisher served on the Community Redevelopment Agency from April 5, 1993 to June 17, 2013. Mr. Simmons served on the Community Redevelopment Agency from November 1989 to June 17, 2013.

The Mayor expressed his pride and admiration for Ray Fisher and Terry Simmons, exclaiming the City owes a tremendous debt to them for bringing great change to the Downtown and South Beach Redevelopment areas. There was a standing ovation from all in attendance.

**CITY CLERK**

- (a) Appointment of Chair and Vice-Chair of the Jacksonville Beach Community Redevelopment Agency

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to appoint Grady Kearsey to serve as Chairperson and Bill Hillegass to serve as Vice Chairperson for the Jacksonville Beach Community Redevelopment Agency, as described in the memo from the City Manager dated July 2, 2013.

Mr. Forbes explained that Chapter 163 of the Florida Statutes requires Council to designate persons to handle the Chair and the Vice Chair duties.

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Roll call vote: Ayes: Doherty, Hartkemeyer, Taylor, Vogelsang, Wilson, and Mayor Latham;  
motion carried unanimously.

(b) Appointment of One Member to the Board of Adjustment

Mr. Bobby Jolley, a 25 year volunteer member of the Board of Adjustment, submitted his resignation from the board effective August 1, 2013.

Mayor Latham suggested a nomination for one of the alternates to fill the member position. He also suggested the vacant alternate position could then be filled by one of the applicants pending appointment. Mr. Cummings' and Mr. Hyatts' applications are attached.

Motion: It was moved by Mr. Hartkemeyer, seconded by Ms. Wilson, to appoint Sylvia Osewalt as a member to the Board of Adjustment, effective August 1, 2013, for a four year term expiring on August 6, 2017, as described in the memo from the City Clerk dated July 5, 2013.

Roll call vote: Ayes: Hartkemeyer, Taylor, Vogelsang, Wilson, Doherty, and Mayor Latham;  
motion carried unanimously.

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to appoint Michael Gallimore as First Alternate, effective August 1, 2013, to complete an unexpired term that ends on January 31, 2015.

Roll call vote: Ayes: Taylor, Vogelsang, Wilson, Doherty, Hartkemeyer, and Mayor Latham;  
motion carried unanimously.

Motion: It was moved by Mr. Taylor, seconded by Mr. Doherty, to appoint Scott Cummings as Second Alternate, effective August 1, 2013, to complete an unexpired term that ends on January 31, 2015.

Roll call vote: Ayes: Taylor, Vogelsang, Wilson, Doherty, Hartkemeyer, and Mayor Latham;  
motion carried unanimously.

**CITY MANAGER**

(a) Monthly Financial Reports – Month of June 2013

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to approve the Monthly Financial Reports for the Month of June 2013.

Roll call vote: Ayes: Vogelsang, Wilson, Doherty, Hartkemeyer, Taylor, and Mayor Latham;  
motion carried unanimously.

(b) Approval for Beaches Area Historical Society to Permanently Close North 5<sup>th</sup> Street Between

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Beach Boulevard and Pablo Avenue to Traffic and Incorporate the Closed Property into the Pablo Historical Park

Mayor Latham reopened Courtesy of the Floor to speakers for this agenda item.

**Speakers:**

Maarten Van De Guchte, 381 Beach Blvd.

Mr. Van De Guchte spoke in favor, stating the plan is to unite the two parts of Pablo Historical Park with landscaping, providing beautification as well as safety for Chapel visitors.

David Plummer, 120 N. 5<sup>th</sup> St.

Mr. Plummer operates his business, Cypress Record Studios, in that area and is opposed to closing that part of 5<sup>th</sup> Street to traffic. He stated that he now has trailers blocking the signage for his business and feels this street closing will affect access to his business. Mr. Plummer said that the closing will also add traffic pressures to both of the churches in that area.

Jim Overby, 21 Burling Way

Mr. Overby first commended Mr. Fisher and Mr. Simmons for all their accomplishments, especially in the southend of Jacksonville Beach. Mr. Overby stated that if you go to the Historical Society you can see proof of that and he is in favor of closing 5<sup>th</sup> Street. Mr. Overby commented on the Beaches Branch Library issue stating we need to encourage the County to leave it open.

The City Manager explained that this section of 5<sup>th</sup> Street was legally closed 30 years ago by Ordinance No. 7255 on July 2, 1984. This action converted the public right of way into public property, and added it to Pablo Historical Park. Mr. Forbes said the decision before Council is whether to leave it 'as is' or to plow up and landscape. Concerns have been expressed about cutting off access to business and to churches in the area.

Mr. Taylor stated he was not in favor of the closing and landscaping.

Ms. Wilson stated she empathized with Mr. Plummer but she thought it would be a nice addition to the park. The street section was closed 30 years ago and we should allow the Beaches Historical Society to use it.

Mr. Doherty suggested a traffic study before making a decision to permanently close. He agreed it will enhance the property for the Beaches Historical Society. Mr. Doherty was concerned about creating a traffic nightmare for the businesses and churches in the area.

The Mayor concurred with the suggestion for a traffic study and the Council was in agreement. It was noted school starts up August 17<sup>th</sup> and the traffic study should be completed after that date to get a true picture of the traffic conditions.

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to table item 6(b) pending completion of a traffic study.

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Roll call vote: Ayes: Wilson, Doherty, Hartkemeyer, Taylor, Vogelsang, and Mayor Latham; motion carried unanimously.

(c) Approve the Council Budget Workshop Schedule

Mr. Forbes stated there are some changes in the schedule regarding starting times. On August 5, 2013 the Council Meeting will start at 6:00 p.m. instead of 7:00 p.m. When that meeting adjourns, then Council will convene in the conference room (behind the Chambers) for the 1<sup>st</sup> Budget Workshop.

The next three (3) scheduled budget workshops all start at 6:00 p.m.

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to approve the Budget Workshop Schedule as proposed by the City Manager in a memo dated July 8, 2013.

Roll call vote: Ayes: Doherty, Hartkemeyer, Taylor, Vogelsang, Wilson, and Mayor Latham; motion carried unanimously.

(d) Approve the Roof Replacement at the Arc Building (Located at 321 Penman Road)

Mr. Forbes explained the City leases this building to Arc. They are a non-profit organization, licensed by the state (DCF), providing daycare services to persons with disabilities. The roof is over 25 years old and now there are leaks and maintenance issues. The City is recommending Big Fish Roofing as they provided the lowest cost.

Mayor Latham recused himself from voting, stating that this company is a business customer. The Mayor filed Form 8B Memorandum of Voting Conflict with the City Clerk's Office.

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to approve the Roof Replacement at Arc to Big Fish Roofing as described in a memo from the Property Management Supervisor dated June 20, 2013.

Roll call vote: Ayes: Hartkemeyer, Taylor, Vogelsang, Wilson, Doherty; motion carried unanimously.

**RESOLUTIONS**

(a) **RESOLUTION NO. 1917-2013**

Mayor Latham requested that Resolution No. 1917-2013, be read by title; whereupon Ms. Pyatte read the following:

**“A RESOLUTION OF THE CITY OF JACKSONVILLE BEACH, FLORIDA,  
REQUESTING THE CITY OF JACKSONVILLE TO KEEP THE BEACHES  
BRANCH LIBRARY OPEN AS A COUNTY SERVICE TO THE BEACHES.”**

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Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to adopt Resolution No. 1917-2013, requesting the City of Jacksonville to keep the Beaches Branch Library open.

Roll call vote: Ayes: Taylor, Vogelsang, Wilson, Doherty, Hartkemeyer, -and Mayor Latham;  
motion carried unanimously.

**ADJOURNMENT**

There being no further business coming before the Council, Mayor Latham adjourned the meeting at 7:50 p.m.

Submitted by: Nancy J Pyatte  
Assistant City Clerk

Approval:

/s/William C. Latham

William C. Latham, Mayor

Date: August 5, 2013